

REGULAR MEETING
BRECKSVILLE PLANNING COMMISSION
Community Room - Brecksville City Hall
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Present: Michael Harwood, Robert Hotaling, Mayor Hruby, Eric Lahrmer, Kirk Roman, Dominic Sciria
Absent: Ron Payto
Others: Carl Opatrny, Gerald Wise, and approximately 2 guests

Mr. Hotaling opened the Regular Meeting of the Planning Commission at 7:03 P.M.

APPROVAL OF THE REGULAR MEETING MINUTES OF AUGUST 25, 2016

It was moved by Mr. Hotaling and seconded by Mr. Harwood that the Planning Commission Regular Meeting Minutes of August 25, 2016 be approved.

ROLL CALL: Ayes: Michael Harwood, Robert Hotaling, Eric Lahrmer, Mayor Hruby, Kirk Roman,
Dominic Sciria
Nays: None
MOTION CARRIED

APPROVAL OF THE WORK SESSION MEETING MINUTES OF AUGUST 25, 2016

It was moved by Mr. Hotaling and seconded by Mr. Harwood that the Planning Commission Work Session Meeting Minutes of August 25, 2016 be approved.

ROLL CALL: Ayes: Michael Harwood, Robert Hotaling, Eric Lahrmer, Mayor Hruby, Kirk Roman,
Dominic Sciria
Nays: None
MOTION CARRIED

REPORT OF COUNCIL REPRESENTATIVE

Mr. Harwood reported that since the Planning Commission last met City Council approved signs for Bistro 21 82, and Pison Stream Solutions, along with Lot Splits/Consolidations for Four Seasons Phase Five, a Roof for the Brecksville Animal Hospital and Preliminary Plan Approval for the Village Subdivision.

REPORT OF MAYOR HRUBY - No Report

REPORT OF CITY ENGINEER - No Report

The Regular Meeting closed at 7:50 p.m.

THE BRECKSVILLE PLANNING COMMISSION

ROBERT HOTALING, CHAIRMAN
DOMINIC SCIRIA, VICE CHAIRMAN
KIRK ROMAN, SECRETARY

Minutes recorded by Nancy Dimitris

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Present: Michael Harwood, Robert Hotaling, Mayor Hruby, Eric Lahrmer, Kirk Roman, Dominic Sciria
Absent: Ron Payto
Others: Carl Opatrny, Gerald Wise, and approximately 2 guests

Mr. Hotaling opened the Work Session at 7:05 p.m.

OH EXCHANGE FACILITIES NETWORKS LLC

Mr. Kevin Brecht of Mobilite was present on behalf of OH Exchange Facilities Networks, LLC's request to provide non-switched RF transport Services by installation of their equipment in the right-of-way on existing CEI poles and/or their own poles. Mobilite currently has 90,000 poles throughout the U.S. Their equipment to provide wireless broad band service was leased by telecommunications companies such as Sprint and Verizon to provide increased data capacity for their customers. Their competition would be companies such as Fibertech, Celltech, and the telecommunication companies who would undertake to install their own equipment. Mr. Brecht indicated that among others they had lease agreements with Sprint, Verizon and T-Mobile. He noted they were one of the first companies stepping in to offer wireless broad band service. Mr. Brecht commented that the cell phone companies would rather lease Mobilite's equipment/poles rather than install their own.

Mr. Wise asked if their company had a PUCO license. Mr. Brecht responded that they had a Certificate of Public Necessity and Convenience from PUCO which permitted them to install in the ROW. Mr. Wise reviewed the three locations being considered by Mobilite for installation of their equipment:

- North East corner of State Rt. 82 and State Rt. 21 – modifying First Energy Pole at that corner by BP Gas Station
- South East corner of State Rt. 21 and Miller Road – Install a 75 ft. pole in front of Vertical Runner
- In the State Rt. 82 tree lawn in front of the Brecksville Commons Shopping Center (opposite Marc's) – install a 75 ft. pole

Mr. Harwood said the City was now being approached by other telecommunication companies wanting to install poles and their equipment in the ROW. The City's position was to require at least a two year master plan covering projected equipment/pole installations in order for the City to maintain some control over the ROW. Mr. Brecht said their request was based on a five year plan. Mr. Lahrmer questioned whether the needs in the five year plan could change if their new business grew quickly beyond expectations. Mr. Hotaling questioned how national studies on future telecommunication data needs could be differentiating between large cities, like Cleveland, or even Parma, and smaller cities like Brecksville. Mr. Brecht explained that the need for data capacity was mushrooming rapidly and universally with people using multiple devices, lap tops, iPads, iPods, and their Smart Phones for increasing data consuming uses beyond telephone calls.

Mr. Lahrmer asked about the 75 ft. poles, which Mr. Brecht said would be Douglas Firs of about an 18 inch diameter. Their 120 ft. poles, none of which were slated for Brecksville, were galvanized steel with a 40 inch base and with everything contained within the pole. Mr. Lahrmer asked if there would be any leeway in location right or left for the pole locations cited. Mr. Brecht felt a range up to 75 ft. could be accommodated, but anything further would have to be reviewed by their company. Mr. Wise was concerned about who would bear the cost of moving one of their poles should the City need to dig in the ROW for any type of utility repair/installation. Mr. Brecht said it was their policy to pay for the cost of moving their equipment in case access was required.

Mayor Hruby pointed out there were developments within the City with entirely underground wiring. Mr. Brecht indicated their installations needed to be above ground and they would maintain as a public utility the City would be unreasonable to deny them access to those areas. Mr. Roman noted that their requested locations for equipment were on the North side of the City. He wondered why the south side of the City wouldn't also need

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extra data capacity especially as that area would be expanding in the future. Mr. Brecht said their studies were based on places where people congregate, which could be as varied as a certain business or the park.

Mr. Brecht commented that they have a standard franchise agreement that has been signed by a number of cities such as Barberton, New Franklin, University Heights, Cleveland, and Akron, and they were in the process of negotiations with other cities. He planned to provide a copy of the standard franchise agreement for Brecksville's Law Director to review. Mr. Sciria commented that the Commission would also want the Law Director's input on how to control all the telecommunications companies who would be coming before the Commission seeking to install more equipment and poles. Mr. Brecht mentioned that some cities set up a committee, or identify a single person to work with them on their equipment/pole and location requests.

Mr. Wise said the plans presented didn't rise to the level necessary for preliminary approval and were just conceptual at this point. He provided Mr. Brecht with a copy of his letter of September 8, 2016 to Mr. Scott Packard at the Building Department detailing the documentation necessary for the Planning Commission to consider preliminary plan approval. Mr. Brecht intended to provide the Building Department with a standard franchise agreement for the Law Director's review. He hoped for an agreement at some point on the three locations cited in the application. Mr. Sciria indicated the issue would be tabled pending review by the City Law Director.

The Work Session closed at 7:50 p.m.

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