


1 Q. Do you recall after the Monroe County Planning
2 Commission's recommendation came down, do you recall
3 setting the board's action on this application for an
4 agenda prior to the newly elected board members being
5 seated? Let me strike that and step back a little
6 bit.

7 November of 2008 there were some changes to
8 the Bedford Township board, correct?

9 A. Yes.

10 Q. And everybody knew that there were going to be changes
11 because at least one of the board members had lost in
12 a primary election, correct?

13 A. Correct.

 14 Q. Do you recall having any discussions with either Mr.
15 Whitman or me about having the new board versus the
16 old board review this rezoning request?

17 A. Yes, I do recall.

18 Q. Do you recall providing any advice on that front?

19 A. I don't know that I provided advice. I just told you
20 that there was going to be a new board and left it up
21 you and Jon to decide what you wanted to do.

22 Q. Did you have any discussions with Mr. Wilburn or
23 anybody else in the Township in terms of whether a new
24 board might be more likely to approve the request
25 rather than the old board or less likely for that

1 matter?

2 A. I don't recall having a conversation.

3 Q. Do you recall ever forming any opinions whether you
4 kept them to yourself or not as to whether the new
5 board might be more or less disposed to granting this
6 application?

7 MR. GOLDSMITH: Objection as to what his
8 opinion was on the likelihood of one board over the
9 other board making a decision on this decision.

10 THE WITNESS: I didn't know all the new
11 board members, so I couldn't form an opinion as to how
12 they would vote.

13 MR. HANSON: Let me get through this and
14 we'll take a lunch break. I probably got another
15 hour, hour-and-a-half after this. It's also up to
16 you, Dennis?

17 THE WITNESS: That's fine.

18 MR. HANSON: Okay. Let's go and mark this
19 next.

20 (Exhibit 11 is marked.)

21 BY MR. HANSON:

22 Q. Mr. Jenkins, what's been marked as Exhibit 11 to your
23 deposition are the Bedford Township board minutes of
24 September 2nd, 2008. Do you see that?

25 A. Yes.