

May 1, 2019

Paul Albritton  
Mackenzie & Albritton LLP  
155 Sansome Street, Suite 800  
San Francisco, CA 94104  
BY EMAIL TO [pa@mallp.com](mailto:pa@mallp.com) AND REGULAR MAIL

Re: Verizon small cell applications in City of Sonoma

Dear Paul:

Following our meeting with your team last Friday the City group discussed the next proceedings in the 3 applications made by the CBR Group firm/Verizon Wireless in the commercial districts in more detail. At that time it was agreed that the July 11 date agreed upon by your group as being the date at which CBR/Verizon would be bringing various potential designs before the Planning Commission should be a workshop proceeding, rather than a public hearing. The public hearing on the final designs which would be submitted following the workshop by CBR/Verizon would be scheduled for the second week of September. If a second meeting of the Planning Commission is required for a determination to be made, then it would be completed by November 15. If an appeal is made to the Planning Commission's determination, then it would be within 90 days of the date that the Planning Commission makes its determination. Thereafter, upon the final determination being made, Verizon shall have 30 days to notify the City whether it intends to go forward with the 7 small cell applications in residential districts. If notice is not provided within that timeframe, then the applications shall be deemed withdrawn.

I believe that this substantially reflects our understanding at the end of the meeting with your team last Friday, in that CBR/Verizon would still have the opportunity to place the designs it is considering before the Planning Commission for the members' individual comments prior to submitting its final designs for these applications. Although we did not specifically address the period for a determination to be made on an appeal to the Planning Commission, the time period of 90 days from the date of the Planning Commission's final determination (which could be as early as the second week of September and no later than November 15) is being incorporated. Since the ensuing dates could not be given with much specificity, instead of trying to establish a specific date for residential applications to be considered, the timeframe of 60 days is being applied to both the Planning Commission and appeal hearing dates. These would be less than the 90-day periods applicable to the first 3 applications, as we are currently developing a process with these first 3 applications that would likely be utilized with the balance of the applications as well and therefore we would anticipate less time being needed. As these additions do not seem to alter the intent or spirit of our agreement last Friday, I don't believe that they should affect your client's willingness to enter into an agreement to modify the Third Amendment accordingly.

In anticipation of your acceptance of these provisions, I have gone ahead and drafted another amendment to the processing timeline as I stated I would during our meeting except that I have included the terms outlined above within the amendment.

670 W. NAPA STREET, SUITE F, SONOMA, CALIFORNIA 95476  
TELEPHONE: 707-996-9690 FAX: 707-996-9603

As a second matter, following our meeting last Friday the technical consultant, CTC, did contact Syndeo, the manufacturer of the smart vault design that was previously shared with Verizon. CTC was told that the company had not been contacted by CBR or Verizon regarding the smart vault. On the other hand, CBR had stated at our meeting that they had reached out to Syndeo but did not get a response. In order to facilitate communications between CBR and Syndeo, we've obtained the following name and contact information for an individual at Syndeo who can discuss the smart vault with CBR/Verizon directly and will be expecting to hear from CBR and/or Verizon: Chris Henshue 608-575-8818 [chrish@syndeocities.com](mailto:chrish@syndeocities.com) . Please forward this information to CBR/Verizon.

Attached is the Fourth Amendment to August 6 Processing Agreement. Please indicate your client's acceptance by executing the agreement and returning it to me at your earliest convenience. Otherwise, if you have any questions or wish to discuss these terms, please contact me at the below telephone number or my email address.

Sincerely,

A handwritten signature in black ink, appearing to read "John Abaci".

John Abaci  
Assistant City Attorney