

Public Comments Received Through April 11, 2023 @ 1000

Public Comments Received from Marilyn Tyler on April 10, 2023, at 1231

From Marilyn Tyler:

CVWD's compassionate attitude toward the Crescenta Valley community during the Covid pandemic was noticed and appreciated. I and others supported the 3-year schedule (2021-2023) of 8% rate increases, which resulted in a cumulative 26% increase in our water bills, because we believed it was necessary.

But by CVWD's current actions, CVWD runs the risk of losing the hard-earned good will it had gained. By proposing Action Item 3 and Action Item 4, CVWD appears to be deaf and blind to the suffering they will cause to the Crescenta Valley community.

Action Item 3 (Property-related fee): In what universe does CVWD believe its customers, struggling with constantly rising costs, inflation and unemployment, can afford to pay a MINIMUM of \$273-\$400 MORE on their property taxes? CVWD's argument that this will go to pipeline replacement is the same argument that was used for the 26% increase in our water bills. If costs have gone up, then slow the rate of pipeline replacement. Live within your means (and eliminate non-essential "money-pit" projects)---that's what we're doing!

Action Item 4 (cell towers on CVWD water tanks): Contrary to CVWD's statement that "These wireless facilities are considered to be a benefit to the community," many members of the community consider them to be a potential health hazard, especially when installed on CVWD water tanks right next to their home or nearby. Perhaps CVWD has forgotten that a previous attempt to install a cell tower on the CVWD property at 5041 Cloud was adamantly opposed by 75% of the nearby residents and the attempt failed.

REQUEST TO THE BOARD: Please vote "NO!" on Action Items 3 and 4.

Public Comments Received from Lyndon Ongyiu on April 10, 2023, at 1244

As a customer of CVWD, I am opposed to Action Item 4 (cell towers) and I want the Board to vote NO. In addition, we need more info on how a property-related fee is approved (Action Item 3) Thank you

Public Comments Received from Marilyn Tyler on April 10, 2023, at 1254

Marilyn Tyler here.

Can you get a legal answer for me RE: Action Item 3--- For the property-related fee being proposed, will CVWD be required to send out ballots to property owners, and will the property-related fee be implemented ONLY IF a majority of the property owners voting are in favor of it? If "No" then what does Prop. 218 etc. say is required for this property-related fee to be approved and implemented?

Thanks for any clarification.

Public Comments Received from Marilyn Tyler on April 10, 2023, at 1524

Public Comment #2 for CVWD Board Mtg on 4/11/2023 - Potential Legal Challenge

from Marilyn Imura re: Action Item 3 - Potential Legal Challenge

I protest and challenge the proposed use of a property-related fee "to fund infrastructure reliability projects, specifically for replacing aging pipelines." (CVWD text in Action Item 3)

As explicitly stated in Article XIII D of the California Constitution (Section 6(b)(4): "No fee or charge may be imposed for a service unless that service is actually used by, or immediately available to, the owner of the property in question. **Fees or charges based on potential or future use of a service are not permitted.**" (emphasis added)

Please vote "NO!" on Action Item 3 to avoid a potential legal challenge.

Public Comments Received from Marilyn Tyler on April 10, 2023, at 1626

Public Comment #3 for CVWD Board Mtg on 4/11/2023 - Action Item 4 Request for Change

Based on past experience, CVWD should already know that cell towers on CVWD property is a hot button issue for the Crescenta Valley community. We want to be able to know about and keep an eye on any cell tower proposals.

REQUEST: So to keep things above-board and visible to the community, PLEASE REMOVE paragraph [3] in "2. License Agreements and Amendments" i.e.: "3. The Board of Directors may delegate authority individually to the District's general manager, assistant general manager, and the director of engineering, or their designees, to: (i) review all license applications and negotiate all Licenses and Amendments, including the determination of annual license fees, in accordance with the terms and conditions of the Program, and [ii] enter into License Agreements or Amendments under this Program. Final approval of all new License Agreements or Amendments shall be at the sole discretion of the District's Board of Directors."

The purpose of paragraph [3] appears to be to stream-line and speed-up the process of negotiating and signing-off on cell tower leases (more dollars and faster for CVWD). But this is exactly what the Crescenta Valley community DOES NOT WANT! Regarding cell towers, we want to slow things down, not speed it up, so we can examine what's happening in real-time.

Specifically in paragraph [3] that I am requesting be removed, I am concerned that delegating authority from the CVWD board to CVWD staff will reduce the community's visibility into the negotiating process, and the community's ability to provide input to CVWD in a timely manner, i.e., during the negotiating process. We want public accountability to remain with the board members, since we have elected them.

Public Comments Received from Krista Mercado on April 11, 2023, at 0803

Dear Board Members,

I strongly oppose Action Item 4 (cell towers) as well as Action Item 3 (property-related fee), and I urge the board to vote NO on both of these items.

Cell towers pose a significant cancer risk due to high levels of radiation. Studies have shown that even low levels of radiation can still increase one's risk of developing cancer and other chronic health conditions, particularly with prolonged periods of exposure.

There are many homes and schools in close proximity to the potential tower sites, which presents an imminent danger to the health and well-being of our families and children.

There is no need for additional wireless service in our neighborhood. Our current wireless service is fully sufficient, and the construction of additional towers poses a significant health risk to our community.

I strongly urge you to consider the aforementioned points and thank you for your consideration regarding this matter.

Public Comments Received from Marilyn Tyler on April 11, 2023, at 0834

Public Comment #4 on Action Item 4 - CVWD and Multiple Cell Tower Attempts

CVWD has made multiple attempts to install cell towers on CVWD properties- taking the community by surprise rather than attempting to work with the community -- which resulted in intense community anger and distrust of CVWD. My two neighbors Karin Kim and Richard Lyans and I spearheaded the community opposition to CVWD's two attempts to install a cell tower on the CVWD property at Cloud Ave. just a few hundred feet from my house, Karin's house, and many of our neighbors. On the CVWD Board at the time were Directors Judy Tejada, James Bodnar and I think Kerry Erickson--- so they remember what it was like, all the community anger directed at CVWD.

On Action Item 4, CVWD's third attempt to install cell towers on CVWD property, how about trying a different way---Work with the community rather than trying to slip something past the community and hoping the community won't notice until it's too late?

How about holding off on Action Item 4 (Revised Policies and Procedures for Cell Tower Leases) and doing public outreach to the community so the community can look at what policy changes you are proposing and give feedback?

If, instead, CVWD Board approves Action Item 4 (Revised Policies and Procedures for Cell Towers) begins actively marketing CVWD properties to telecommunication companies--- it will be obvious to everyone that CVWD is yet again trying to slip cell towers pass the community.

Why did CVWD make MULTIPLE attempts at public outreach for Action Item 3 (Property-related fee) but NO ATTEMPTS at public outreach for Action Item 4 (Cell Towers on CVWD Property), despite knowing that cell towers is a hot button topic for the community?

REQUEST: Please hold off on Action Item 4 and do public outreach so the community can review the revised policy and procedures and learn about CVWD's plans for cell towers on CVWD properties. If CVWD truly wants to work with the community and take the community's concerns seriously, then show it by your actions!!!