

**TOWN OF
APPLE VALLEY, CALIFORNIA**

AGENDA MATTER

Subject Item:

UPDATE TO THE 2006 BARTLE WELLS FEASIBILITY STUDY OF THE ACQUISITION OF TWO PRIVATELY OWNED WATER UTILITIES

Summary Statement:

At the 4/14/09 Council meeting, Staff presented a report regarding the anticipated cost associated with performing an update to the "Feasibility Study of the Acquisition of Two Privately Owned Water Utilities" completed by Bartle Wells Associates in 2006. At that time, Bartle Wells had provided a preliminary cost estimate which predicted the fee to update the study to be approximately \$40,000.

Based upon this information, Staff recommends that the same protocol be followed as was followed in the original study; that is, the Town's legal counsel shall negotiate and execute a professional services agreement with Bartle Wells Associates. At the time of the 2006 study, the Town's special legal counsel, Somach Simmons and Dunn (SSD), negotiated and administered the original contract with Bartle Wells Associates. The Town no longer retains SSD as legal counsel; therefore, Staff recommends that the Town's current legal counsel, Best Best & Krieger, act on behalf of the Town and enter into negotiations with Bartle Wells Associates for completion of an update to the 2006 study.

Recommended Action:

Direct Best Best & Krieger to enter into negotiations with Bartle Wells Associates to facilitate an update to the 2006 "Feasibility Study of the Acquisition of Two Privately Owned Water Utilities."

Proposed by: Dennis Cron, Assistant Town Manager, Municipal Services Item Number _____

T. M. Approval: _____ Budgeted Item Yes No N/A