Costs to Date

Budget \$650,000

To Date \$527,600

Remaining \$122,400

There is a likelihood final billings will exceed budget

Financial Exposure

Feasibility Analysis Right-to-Take Bench Trial

Valuation
Jury Trial

\$600,000 to \$750,000 \$3,000,000 to \$6,000,000 \$15,000,000 to \$20,000,000

Financial Exposure

Other Financial Risks

- Trial by attrition challenging the District at every turn, increasing legal expenses
- Separate challenges Sue over the financing; Sue over the District's authorities; Sue over CEQA; etc
- Cost of expert witnesses
- Cost of additional materials needed before Resolution of Necessity

Next Steps

- Consider authorizing additional consulting and legal work in advance of a Resolution of Necessity – majority Board vote;
 - More detailed operations plan
 - CEQA compliance (for LAFCO and Acquisition)
 - LAFCO Process
 - Formal appraisal
 - Findings
- Meet to review additional material and decide whether to move forward
- Vote on Resolution of Necessity super-majority Board vote

Next Steps

