



staff report

TO: Honorable Mayor and Members of the City Council
ATTENTION: Jeffrey L. Stewart, City Manager
FROM: Leo L. Mingle, Jr., Assistant City Manager
SUBJECT: Consideration and possible action to set a date for a Public Hearing to consider adopting a Resolution seeking voter approval to sell the Bellflower Municipal Water System ("MWS").
DATE: June 13, 2016

EXECUTIVE SUMMARY

The City Council is being asked to set a date for a public hearing to consider adopting a resolution to sell the MWS to one of the entities that responded to the Request for Proposals.

RECOMMENDATION TO CITY COUNCIL

- 1) Schedule June 27, 2016, as the date for a public hearing by the City Council to consider adopting a resolution to sell the Bellflower Municipal Water System ("MWS") to a specific buyer along with other actions necessary to place the matter on the consolidated November 8, 2016, ballot; or
- 2) Alternatively, discuss and take other action related to this item.

FISCAL IMPACT

The immediate action does not have an identifiable fiscal impact.

DISCUSSION

At its May 9, 2016 meeting, the City Council approved a Request for Proposals ("RFP") to purchase the MWS and directed its distribution to interested parties. Copies of the RFP were subsequently distributed to 14 potentially interested parties.

In response to the RFP the City received four proposals before the June 7, 2016 (extended from May 31, 2016) submission deadline.

The next election that the measure can be voted upon is the consolidated November 8, 2016, Special Municipal Election (consolidated with the Statewide General Election). In order to ensure it is placed on the ballot, Council must approve a resolution and submit a request to Los Angeles County not later than August 12, 2016 (though the County Elections office prefers having everything submitted in June). Based upon the limited time until August 12, 2016, the City Council approved the following timeline on May 9, 2016:

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June 13	D-60 ¹	Regular City Council Meeting. City Council sets a date for a public hearing to consider proposals received.
June 27	D-46	Regular City Council Meeting. City Council holds a public hearing and considers whether to adopt a resolution to sell the MWS to a specific buyer along with other actions necessary to place the matter on the consolidated November 8, 2016, ballot.
July 11	D-32	Regular City Council Meeting.
August 8	D-4	Regular City Council Meeting.
August 12	D-0	Last day for submission of ballot measures to Los Angeles County
October 9		Last day for acquiring entity to make required disclosure to existing customers
November 8		Election Day

With the August 12th deadline in mind, the City Council should consider setting June 27, 2016 as the date for a Public Hearing to consider adopting a resolution to sell the MWS to a specific buyer along with other actions necessary to place the matter on the consolidated November 8, 2016, ballot to seek voter ratification of such sale in accordance with California law.

Alternatively the City Council may reject all proposals or postpone action to some future date.

Nothing requires the City Council to take any action to sell the MWS.

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¹ “D-” numbers indicate days until last day for submission of ballot measures to Los Angeles County.