

Qualifications to Provide

Legal Counsel Services

Presented to:

**Georgetown Divide Public
Utility District**

January 11, 2023

RATE SCHEDULE

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III. RATE SCHEDULE

A. Hourly Rates

BB&K recognizes the need to keep legal costs under control. We have a longstanding commitment to the affordable delivery of legal services to municipalities and public agencies. Given the depth and breadth of our experience, we often get the job done in much less time, resulting in lower costs.

General Counsel Services

For general legal services, we offer the District a rate of \$295 per hour for Attorneys and \$165 per hour for Paralegals, Clerks, Litigation Analysts, and Municipal Analysts.

General legal services include services such as meeting attendance, representation, preparation and review of ordinances, in addition to all other activities normally considered general counsel services in the legal industry.

Special Counsel Services

For special counsel services (provided as needed), we offer the District a rate of \$350 for Partners and Of Counsel; \$275 per hour for Associates; and \$175 per hour per hour for Paralegals, Clerks, Litigation Analysts, and Municipal Analysts.

Special legal services shall include the following:

- Non-routine contract negotiation matters (including non-BB&K model agreements and franchise agreements)
- Acquisition, disposal, and resolution of real estate, easements, right-of-ways, leases, licenses, and other property transactions
- Bond law matters
- Land use, development, and environmental law (CEQA) matters
- Public works/capital contracts and related requirements of the California Uniform Construction Cost Accounting Code
- Personnel and disability laws
- Employee relations and labor negotiation matters
- Water law matters
- Fee collection, cost recovery, and ratemaking governed by Proposition 26, Proposition 218, AB 1600, and other state and federal requirements
- Tort liability and risk management matters

- Fees, taxes, and assessments matters
- Redevelopment dissolution matters
- Litigation and formal administrative or other adjudicatory hearing matters
- Advocacy matters (e.g., legislative and regulatory advocacy)
- Other matters mutually agreed upon between BB&K and the District

Term Rates Will Be Binding

BB&K agrees to bind the fee schedule for 90 days following the proposal due date.

B. Reimbursements

BB&K does not charge for routine word processing, legal assistants, clerical costs, administrative support staff, secretarial costs, and office costs, including telephone and fax charges. Reimbursement of costs advanced by BB&K on behalf of the Georgetown Divide Public Utility District as well as other expenses will be billed at actual cost. These currently include, but are not limited to, mileage at the IRS authorized rate; actual expenses for being away from our offices on District business; postage; legal research; and any cost of printing or reproducing documents, photographs, electronically stored information (ESI) if needed, or other items necessary for legal representation.

C. Cost of Living Adjustment (COLA)

In order to keep pace with inflation, BB&K proposes to institute routine annual adjustments to our rates that follow the Consumer Price Index for the local Northern California area. Beginning after at least one full year of service and continuing each year thereafter, all hourly rates and amounts would be increased for the change in the cost of living for the prior calendar year, as shown by the U.S. Department of Labor in its All Urban Consumers Index set forth for the closest region to the District.

D. Public Nature of Proposal Material

BB&K requests that the District keep the rates section "Proprietary" and "Confidential."