



APPROVED  
BY THE CITY COUNCIL

AUG 11 1998

OFFICE OF THE  
CITY CLERK

1.7

AG 98-121

DEPARTMENT OF  
UTILITIES  
FIELD SERVICES DIVISION

CITY OF SACRAMENTO  
CALIFORNIA

5730 - 24TH STREET  
BUILDING 20  
SACRAMENTO, CA  
95822-2911

PH 916-433-6224  
FAX 916-433-6328

July 29, 1998

City Council  
Sacramento, California

Honorable Members in Session:

**SUBJECT:** EXECUTION OF CONSULTANT SERVICES AGREEMENT WITH JOHN FRESHMAN ASSOCIATES, INC., FOR AN AMOUNT NOT TO EXCEED \$290,000 FOR SERVICES IN WASHINGTON, D.C. TO OBTAIN FEDERAL AUTHORIZATION AND APPROPRIATIONS FOR FLOOD CONTROL PROJECTS BENEFITTING THE CITY OF SACRAMENTO

**LOCATION AND COUNCIL DISTRICT:** City-wide

**RECOMMENDATION:**

Staff recommends that the City Council approve the attached resolution authorizing the City Manager and City Clerk to execute the attached Consultant Services Agreement with John Freshman Associates, Inc., for an amount not to exceed \$290,000.

**CONTACT PERSON:** Albert E. McCollam, Jr., Field Services Division Manager,  
433-6645

Jim Sequeira, Director  
264-1407

**FOR COUNCIL MEETING OF:** August 11, 1998

**SUMMARY:**

A critical congressional legislative cycle for flood control authorization and appropriations is ongoing that requires constant input and close coordination by a legislative strategy team in Washington, D.C. Staff recommends that the services of John Freshman Associates, Inc., be retained by a contract to represent the

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City's interest as part of that team. Staff has negotiated a Consultant and Professional Services Agreement with John Freshman Associates, Inc., to provide these services with the goal of obtaining federal authorization and appropriations for flood control projects and studies benefitting the City of Sacramento for the period from August 15, 1998 through December 31, 1999. This support is for obtaining critical authorization for the American River, South Sacramento County Stream Group, Bank Protection, and Magpie Creek Projects this fiscal year and appropriations for these projects for FY 1999 and FY 2000.

**COMMITTEE/COMMISSION ACTION:**

None.

**BACKGROUND INFORMATION:**

A contract was signed with John Freshman Associates, Inc., on April 23, 1997 to assist the Sacramento Area Flood Control Agency (SAFCA) and the City in obtaining legislative support on various flood control projects. Mr. Freshman has worked as a team with Cassidy & Associates, SAFCA's Washington lobbyists, SAFCA and City staff in emphasizing Sacramento's critical flood control needs with appropriate House of Representative, and Senate members, and their staffs. His presence, credibility, and access to Congressional staff greatly enhance the City of Sacramento's ability to obtain favorable federal legislation. Mr. Freshman's expertise is also needed to coordinate various federal agencies such as the Chief of Engineer's Office, the Department of the Interior, the Office of Management and Budget (OMB), and other branches of the administration in support of our projects. He opens new avenues that will aid the City and SAFCA's Washington representative in carrying our case to Federal offices and making them more aware of our particular needs. For example, Mr. Freshman has coordinated many flood control meetings attended by the City Manager, the City Council, and City staff during their numerous trips and meetings to Washington, D.C.

In order to continue this legislative service and continuity, staff recommends that a new contract with John Freshman Associates, Inc., be approved by City Council. His knowledge of our unique flood control problems will ensure consistency and continuity during this critical period. It is in the City's best interest to keep John Freshman Associates, Inc., under contract. Under this new contract John Freshman Associates, Inc., will provide services on the following:

Project Appropriations and Authorizations for FY99 and FY2000 for the following projects.

- American River Watershed Investigation (ARWI) common elements
- Sacramento River Bank Protection - sites along the American River
- Magpie Creek (205 Small Project Authority) for both off-base and on-base work.

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- Reimbursement for the Natomas Flood Control Project (NFCP) also known as the North Area Local Project
- Ueda Parkway funding
- ARWI continued pre-construction, engineering, and design (PD&E)
- South Sacramento County Stream Group - authorization and preconstruction design engineering
- Authorization and appropriations of a temperature control device for Folsom Dam

In addition to Congressional authorization and appropriations, assistance will be needed on various programs dealing with federal agencies and coordinating with other lobbying groups assisting SAFCA or the City in acquiring funding for projects for this region.

- Chief office of the Corps of Engineers
- U.S. Bureau of Reclamation
- Department of the Interior
- FEMA
- OMB
- State of California
- Cassidy & Associates
- SAFCA staff and consultants

A copy of the contract is attached.

**FINANCIAL CONSIDERATIONS:**

The estimated cost of this Consultant Services Agreement is \$290,000. Funding for this agreement is available in the Flood Plain Management Project (425-500-WG06). The unobligated balance in this project, as of July 29, 1998, is \$314,538.

**ENVIRONMENTAL CONSIDERATION:**

No environmental review is required for continuing administrative or maintenance activities, which are not conducted in conjunction with a project subject to CEQA review [CEQA Guidelines § 153778(B)(3)]. All federal projects that are unauthorized must comply with Federal guidelines under the National Environmental Projection Act (NEPA). Federal projects funded by the State of California and SAFCA must also meet CEQA review.

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**POLICY CONSIDERATIONS:**

SAFCA presently has Cassidy & Associates, a legislative consulting firm, under contract to aid their efforts in obtaining critical legislation. Cassidy & Associates is their lead lobbyist on Congressional action. Mr. Freshman has proved to be a valuable asset as a team member in supporting these efforts. He also provides additional benefit of being the eyes and ears in the Washington, D.C. arena for the City of Sacramento. This agreement is consistent with the City's agreement with SAFCA. John Freshman Associates, Inc., augments Cassidy & Associates' efforts and responds to the direction of the City Manager. Our congressional representatives are comfortable with John Freshman Associates, Inc., and depend on them on a regular basis to assist in their legislative efforts.

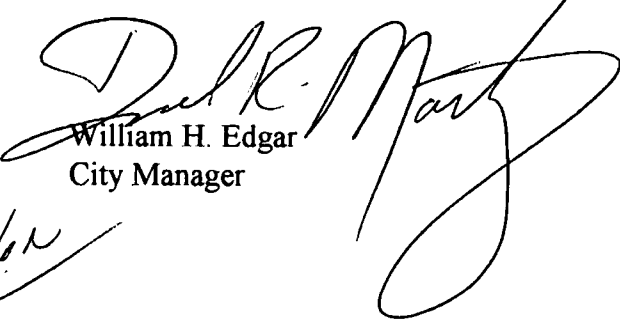
**MBE/WBE:**

It is not anticipated that any subconsultants will be used in performance of this contract.

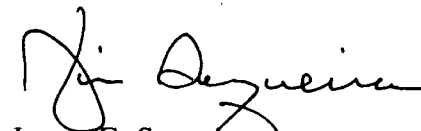
Respectfully submitted,

  
Albert E. McCollam, Jr., Manager  
Field Services Division

RECOMMENDATION APPROVED

  
William H. Edgar  
City Manager

APPROVED

  
James G. Sequeira  
Director of Utilities

APPROVED  
BY THE CITY COUNCIL

AUG 11 1998

**RESOLUTION NO. 98-404**

ADOPTED BY THE SACRAMENTO CITY COUNCIL

OFFICE OF THE  
CITY CLERK

ON DATE OF \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY CLERK TO SIGN AND EXECUTE A CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT WITH JOHN FRESHMAN ASSOCIATES, INC., TO PROVIDE SERVICES IN WASHINGTON, D.C., TO OBTAIN FEDERAL AUTHORIZATION AND APPROPRIATIONS FOR FLOOD CONTROL PROJECTS AND STUDIES BENEFITTING THE CITY OF SACRAMENTO

BE IT RESOLVED BY THE SACRAMENTO CITY COUNCIL THAT:

The City Manager and City Clerk are authorized to sign and execute a Consultant and Professional Services Agreement with John Freshman Associates, Inc., for an amount not to exceed \$290,000 for services in Washington, D.C., aimed at obtaining federal authorization and appropriations for flood control projects benefitting the City of Sacramento.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
FOR CITY CLERK USE ONLY

RESOLUTION NO. \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_