



## Folsom City Council Staff Report

<b>MEETING DATE:</b>	6/24/2025
<b>AGENDA SECTION:</b>	Consent Calendar
<b>SUBJECT:</b>	Resolution No. 11404 - A Resolution Authorizing the City Manager to Execute Amendment No. 8 to the Memorandum of Agreement (Contract No. 174-21 18-087) Regarding Sharing of Costs for Legislative Advocacy Services Between San Juan Water District and the City of Folsom for a Three-Year Period for \$115,290 from the Water Operating Fund (Fund 520)
<b>FROM:</b>	Environmental and Water Resources Department

### **RECOMMENDATION / CITY COUNCIL ACTION**

The Environmental and Water Resources Department recommends the City Council pass and adopt Resolution No. 11404 - A Resolution Authorizing the City Manager to Execute Amendment No. 8 to the Memorandum of Agreement (Contract No. 174-21 18-087) Regarding Sharing of Costs for Legislative Advocacy Services Between San Juan Water District and the City of Folsom for a Three-Year Period for \$115,290 from the Water Operating Fund (Fund 520)

### **BACKGROUND / ISSUE**

The City has been working with San Juan Water District (SJWD) pertaining to federal water-related advocacy services and recently included Carmichael Water District (CWD) in Fiscal Year 2023-24. Our agencies continue to work together as direct diverters from Folsom Dam and Reservoir and the American River on federal legislative advocacy related to funding and water supply. As direct diverters from Folsom Dam and Reservoir and from the American River, our agencies share many common federal legislative advocacy interests that can impact federal funding and local water supplies.

In November 2018, the City of Folsom entered into a memorandum of agreement (MOA) with San Juan Water District to engage The Ferguson Group (TFG) to continue lobbying efforts on behalf of the two partner agencies for a not to exceed fee of \$30,000. In July 2024, the City executed Amendment No. 7 to the MOA, with the annual total contract amount of \$36,000. The terms of

the MOA have expired; however legislative advocacy is still necessary to address unforeseen Federal issues related to the Delta Plan, proposed Central Valley Project (CVP) re- operational plans, and policy renewal processes with the U.S. Bureau of Reclamation Municipal and Industrial allocations. All these issues may impact the operations and water system allocations at Folsom Dam and Reservoir.

In May 2016, the partner agencies began a Request for Proposal (RFP) process for federal lobbying services for Fiscal Year 2017 through 2019. Three proposals were received and reviewed. Through the RFP process, the Water Purveyors selected The Ferguson Group, LLC as the most qualified and experienced federal lobbying group to perform these services. The Ferguson Groups remains the most qualified and experienced federal lobbying group to represent the City's federal water related interests. Amendment No. 8 to the MOA will allow the partner agencies to continue to share financial and staff resources in Fiscal Year 2025-26, Fiscal Year 2026-27, and Fiscal Year 2027-28 for federal advocacy water issues important to Folsom, San Juan Water District, and Carmichael Water District.

### **POLICY / RULE**

In accordance with Chapter 2.36 of the Folsom Municipal Code, supplies, equipment, services, and construction with a value of \$75,049 or greater shall be awarded by City Council.

### **ANALYSIS**

During the past decade, City Council and staff have been continually involved in working with Federal elected officials and agencies on a number of issues of significant importance to the City of Folsom, San Juan Water District, Carmichael Water District and the region. The Ferguson Group (TFG) has been under contract since 2002 with SJWD and the City of Folsom to represent issues related to water reliability projects at the Folsom Reservoir. This effort has been very successful in having our concerns heard at the Federal level. This amendment to the Memorandum of Agreement will provide water-related federal advocacy services through Fiscal Year 2027-28.

In January 2016, the City of Folsom and San Juan Water District began a Request for Proposal (RFP) process for federal lobbying services for Fiscal Year 2017. The RFP allowed the agencies to continue to share financial and staff resources for federal advocacy issues important to Folsom and its partners. As agencies who share a common interest in water supply from Folsom Reservoir, federal advocacy remains a critical component to having the City's issues related to water supply reliability heard at the federal level. Through the RFP process, the partner agencies selected The Ferguson Group, LLC as the most qualified and experienced federal lobbying group to perform these services.

The Ferguson Group interacts regularly with the U.S. Bureau of Reclamation, the U.S. Army Corps of Engineers, and a myriad of other federal departments, bureaus, and agencies on behalf of the City — both in Washington, D.C. and locally. The Ferguson Group's strong relationships with key officials and staff members in these agencies are critical to the success of the City's federal lobbying program.

The Environmental and Water Resources Department recommends that the City Council authorize the City Manager to execute Amendment No. 8 to the Memorandum of Agreement (Contract No. 174-21 18-087) Regarding Sharing of Costs for Legislative Advocacy Services Between San Juan Water District and the City of Folsom.

### **FINANCIAL IMPACT**

The City's cost share for continuing support of the lobbying effort is for an amount not to exceed \$37,800 for services provided from July 1, 2025 through June 30, 2026; \$37,800 for services provided from July 1, 2026 through June 30, 2027; and \$39,690 for services provided from July 1, 2027 through June 30, 2028. Funding for this work is included in the proposed Fiscal Year 2025-26 Preliminary Operating Budget under the Water Operating Fund (Fund 520). It is also planned to be included in the Water Operating Fund (Fund 520) budgets for Fiscal Years 2026-27 and 2027-28 as part of the annual adoption process. Amendment No. 8 to the MOA will cover the City's share of services through June 30, 2028.

### **ENVIRONMENTAL REVIEW**

The California Environmental Quality Act (CEQA) does not apply to activities that will not result in a direct or reasonably foreseeable indirect physical change in the environment (CEQA Guidelines §15061(b)(3)). The Ferguson Group's contract work scope does not include the potential for a significant environmental effect, and therefore is not subject to CEQA.

### **ATTACHMENTS**

1. Resolution No. 11404 - A Resolution Authorizing the City Manager to Execute Amendment No. 8 to the Memorandum of Agreement (Contract No. 174-21 18-087) Regarding Sharing of Costs for Legislative Advocacy Services Between San Juan Water District and the City of Folsom for a Three-Year Period for \$115,290 from the Water Operating Fund (Fund 520)
2. Amendment No. 8 to the Memorandum of Agreement Regarding Sharing of Costs for Legislative Advocacy Services Between San Juan Water District and the City of Folsom

Submitted,

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Marcus Yasutake, Director  
ENVIRONMENTAL AND WATER RESOURCES DEPARTMENT