

**RESOLUTION R20X26-XX**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, (1) APPROVING AND AUTHORIZING THE PARKS AND RECREATION DIRECTOR TO EXECUTE AN AGREEMENT WITH ROSS RECREATION FOR THE PARK PLAYGROUND AND AMENITY IMPROVEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$1,595,868; (2) DETERMINING THAT THE EXCEPTION FOR PROCUREMENT VIA EXISTING CONTRACTS OF OTHER PUBLIC AGENCIES IN NAPA MUNICIPAL CODE SECTION 2.91.060 AND THAT THE EXCEPTION FOR SPECIALTY ITEMS IN NAPA MUNICIPAL CODE 2.91.050 APPLIES TO THE AGREEMENT; AND (3) DETERMINING THAT THE ACTIONS AUTHORIZED BY THIS RESOLUTION ARE EXEMPT FROM CEQA.

WHEREAS, Napa City Council approved funding in the Capital Improvement Program budget for new shade equipment and the replacement of playground equipment and park infrastructure for multiple park sites (“Project”); and

WHEREAS, the scope will include demolition and clearing of existing playground equipment and park features and the design, layout and installation of new playground equipment, shade structures, park features, safety surfacing and associated concrete work related to ADA ramp installation and or modification and curbing. Priority locations have been identified at Esther Deaver Park, Solomon Park, Monarch Park, Springwood Park, and Fantástico Park. Work will also include the layout and installation of site furnishings at various locations across the City’s 54 parks to improve park infrastructure and replace poor or failing park infrastructure to eliminate risk and address capital needs.

WHEREAS, under Section 2.91.060 of the Municipal Code, the City may enter into a contract that is based on the terms of an existing contract between the contractor and another public agency provided that certain findings are made regarding procedural steps taken to ensure that the terms of the proposed contract are more beneficial to the City, and ensuring that the purposes and goals identified under the City’s contracting ordinance have been met, as per the written determination defined below; and

1. Under the National Purchasing Partners Contract #PS25610, the City has an opportunity to enter into a proposed contract with Ross Recreation for the procurement of playground and park equipment under terms materially the same as an existing contract between the contractor and another public agency.

## ATTACHMENT 1

2. The terms of the proposed contract between the contractor and the City are more beneficial to the City than the City would otherwise be able to obtain by complying with the relevant requirements set forth in this chapter given the discounted pricing and volume rebate programs offered through the contract, not otherwise available to the City in a stand-alone agreement.
3. By entering into the proposed contract, the City will meet the purpose and goals identified in Subsection [2.91.010\(D\)](#) of this chapter. National Purchasing Partners (NPP) is a national cooperative procurement organization offering publicly solicited contracts to government entities nationwide. NPP contracts are created through a public solicitation and award process by Lead Public Agencies.
4. The contract between the contractor and the City complies with the requirements of Subsection [2.91.030\(B\)](#) of this chapter.

WHEREAS, under Section 2.91.050 of the Municipal Code, the City may enter into a contract for a “specialty item,” in accordance with this section, without further complying with the requirements of this chapter provided that certain findings are made regarding procedural steps taken to ensure that the terms of the proposed contract are more beneficial to the City, and ensuring that the purposes and goals identified under the City’s contracting ordinance have been met, as per the written determination defined below; and

1. The project will contract with Ross Recreation for procurement of labor and inspections related to the installation of playground and park equipment in the City of Napa parks system.
2. The types of services available by Ross Recreation to meet this need are qualified independent, third-party vendors/contractors who specialize in installation of standardized City park equipment, as well as specialize in oversight and management of volunteer labor who would support project installation.
3. The City’s needs can only be met by one proprietary type of service given specialty vetting by Ross Recreation to provide qualified professional services for their individualized products.
4. By entering into a contract for the specialty item from the proposed contractor, the City will meet the purpose and goals identified in Subsection [2.91.010\(D\)](#) of this chapter.
5. The contract complies with the requirements of Subsection [2.91.030\(B\)](#) of this chapter.

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City Staff, and any information provided during public meetings.

## ATTACHMENT 1

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Napa, as follows:

1. The City Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct, and establish the factual basis for the City Council's adoption of this Resolution.
2. The City Council hereby finds that the Project is exempt from CEQA pursuant to CEQA Guidelines Section 15301(d), which exempts the restoration or rehabilitation of deteriorated facilities, and 15303 which exempts new construction or conversion of small structures.
3. The City Council hereby determines that, in entering into a contract with Ross Recreation using the pricing identified through the contract between National Purchasing Partners and Ross Recreation for the procurement of equipment and materials, the requirements of Napa Municipal Code Section 2.91.060 are satisfied.
4. The City Council hereby determines that substantial compliance with the requirements of this section shall satisfy the requirement to award City contracts to the lowest and best bidder, pursuant to City Charter Section 101. (O2017-1, 1/17/17)
5. The City Council hereby determines that, in entering into a contract with Ross Recreation for the procurement of labor and inspections, the requirements of Napa Municipal Code Section 2.91.050 are satisfied.
6. The City Council hereby determines that substantial compliance with the requirements of this section shall satisfy the requirement to award City contracts to the lowest and best bidder, pursuant to City Charter Section 101 and Graydon v. Pasadena Redevelopment Agency (1980) 104 Cal.App.3d 631. (1980) 104 Cal. App. 3d 631. (O2017-1, 1/17/17).
7. The City Council hereby approves and authorizes the Parks and Recreation Services Director to execute the agreement with Ross Recreation, in an amount not to exceed \$1,595,868 for the replacement and addition of playground equipment and park infrastructure for multiple park sites.
8. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 17th day of March, 2026, by the following vote:

AYES:

**ATTACHMENT 1**

NOES:

ABSENT:

ABSTAIN:

ATTEST: \_\_\_\_\_  
Tiffany Carranza  
City Clerk

Approved as to form:

\_\_\_\_\_  
Christopher Diaz  
Interim City Attorney