

RESOLUTION R20XX-XX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, (1) AUTHORIZING THE PARKS AND RECREATION DIRECTOR TO EXECUTE AN AGREEMENT INCOPORATING A COOPERATIVE/PIGGYBACKING CONTRACT WITH SITEONE LANDSCAPE SUPPLY, FOR THE PARK IRRIGATION CONTROLLER REPLACEMENT PROJECT IN AN AMOUNT NOT TO EXCEED \$431,000; (2) DETERMINING THAT THE EXCEPTION FOR PROCUREMENT VIA EXISTING CONTRACTS OF OTHER PUBLIC AGENCIES IN NAPA MUNICIPAL CODE SECTION 2.91.060 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 Parks Irrigation Controller Replacement Project for multiple park sites (“Project”); and

WHEREAS, the scope will include demolition of the existing irrigation controllers and installation of new Weather TRAK controllers, flow sensors and master valves (where they do not exist) and a web-based irrigation software to manage irrigations system digitally.

WHEREAS, under Section 2.91.060 of the Municipal Code and in accordance with a agreement incorporating a cooperative/piggybacking contract, 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 BuyBoard Purchasing Cooperative, the City has an opportunity to enter into a proposed contract with SiteOne Landscape Supply for the procurement of irrigation controllers, supplies, materials and software under terms materially the same as an existing contract between the contractor and another public agency.
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.

ATTACHMENT 1

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. BuyBoard Purchasing Cooperative is a national cooperative procurement organization offering publicly solicited contracts to government entities nationwide. BuyBoard 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, 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.

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 infrastructure.
3. The City Council hereby determines that, in entering into a contract with SiteOne Landscape using the pricing identified through the contract between BuyBoard Purchasing Cooperative and SiteOne Landscape Supply 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 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).

ATTACHMENT 1

- 6. The City Council hereby authorizes the agreement with SiteOne Landscape Supply, in an amount not to exceed \$431,000 for the replacement of park irrigation controllers for multiple park sites and authorizes the Parks and Recreation Services Director to execute the Agreement on the City's behalf.
- 7. 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 ____ day of _____, 20__, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to form:

Christopher Diaz
Interim City Attorney