

Resolution No.

# STOCKTON CITY COUNCIL

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## **RESOLUTION APPROVING FINDINGS AND THE PLANS AND SPECIFICATIONS, AND AWARDING THREE CONSTRUCTION CONTRACTS FOR THE PLAYGROUND EQUIPMENT REPLACEMENT, PROJECT NO. WP22026**

Pursuant to Stockton Municipal Code (SMC) section 3.68.070, Council may approve findings which support an exception to the competitive bidding process; and

On March 1, 2023, the City advertised a Request for Proposals (RFP) for the Playground Equipment Replacement, Project No. WP22026; and

The project will remove a playground at Brooking Park and will add new playground equipment at Brooking, Panella, and Weber Parks; and

Five companies responded to the RFP, and each was reviewed and scored by Public Works and Community Services Department staff; and

Miracle Construction Co., Inc., DBA Miracle Playsystems, was chosen to provide and install a playground at Brooking Park for a total of \$139,998.57; and

Yosso Group, Inc., DBA Specified Play Equipment Co., was chosen to provide and install a playground at Panella Park for a total of \$246,499.00; and

Ross Recreation was chosen to provide and install a playground at Weber Park for a total of \$139,954.62; now, therefore,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:**

1. The City Council approves findings pursuant to SMC section 3.68.070 in support of an exception to the competitive bidding process. These findings include:
  - a. The City does not have staffing available to perform the design and installation of playgrounds.
  - b. Use of the RFP process is appropriate for these Construction Contracts because it relies on the evaluation of professional qualifications and performance as the basis for the selection of a vendor. The use of the criteria helps ensure the selection of a vendor that will provide the highest quality turn-key service for the design, furnish of materials and installation of playground equipment, which is in the public interest.

c. The City negotiated contracts following the solicitation of competitive proposals in accordance with SMC section 3.68.070.A.3.

2. The City Council approves the plans and specifications for the Playground Equipment Replacement, Project No. WP22026.

3. The City Council awards a Construction Contract between the City of Stockton and Miracle Construction Co., Inc., DBA Miracle Playsystems, in the amount of \$139,998.57, and the City Manager is authorized and directed to execute same, a copy of which is attached as Exhibit 1 and incorporated by this reference.

4. The City Council awards a Construction Contract between the City of Stockton and Yosso Group, Inc., DBA Specified Play Equipment Co., in the amount of \$246,499.00, and the City Manager is authorized and directed to execute same, a copy of which is attached as Exhibit 2 and incorporated by this reference.

5. The City Council awards a Construction Contract between the City of Stockton and Ross Recreation in the amount of \$139,954.62, and the City Manager is authorized and directed to execute same, a copy of which is attached as Exhibit 3 and incorporated by this reference.

6. The City Manager is authorized to take whatever actions are appropriate and necessary to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED September 26, 2023.

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KEVIN J. LINCOLN II  
Mayor of the City of Stockton

ATTEST:

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ELIZA R. GARZA, CMC  
City Clerk of the City of Stockton