

## **RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH GAMETIME, INC. FOR A NOT-TO-EXCEED AMOUNT OF \$142,599.79 TO PROVIDE PLAYGROUND EQUIPMENT FOR USE AT FOXBORO PARK AND AMEND THE FISCAL YEAR 2025-2026 BUDGET BY \$550,000 TO ALLOCATE FUNDS FROM THE GENERAL FUND/CAPITAL RESERVE TO PAY FOR THE ASSOCIATED MATERIALS AND IMPROVEMENTS.**

**WHEREAS**, the City is in the process of finalizing construction documents for a park improvement project consisting of construction of shade structures at Refugio Park and renovation of the basketball court at Foxboro Park and construction on the Refugio and Foxboro Park Improvement Project will occur later this fiscal year 2025-26.

**WHEREAS**, The City's Capital Improvement Program identifies additional improvements to the playground at Foxboro Park for the following fiscal year 2026-27. These improvements consist of replacing the playground equipment, which is approximately 23 years old and nearing the end of its useful life, and replacing the synthetic playground surface, which is showing signs of moderate deterioration.

**WHEREAS**, the Foxboro Park Playground project is currently budgeted at \$50,000 of General Fund/Capital Reserves in fiscal year 2025-26. However, the project remains unfunded for the fiscal year 2026-27, with an estimated cost of \$550,000..

**WHEREAS**, It is proposed to accelerate the timing of the Foxboro Park playground improvements by incorporating the work into the current Refugio and Foxboro Park Improvement Project. This will improve economies of scale for the playground work by eliminating a separate bidding process and contractor mobilization.

**WHEREAS**, it is desired to pre-purchase the Foxboro playground equipment in order to facilitate the construction schedule and to take advantage of a 42 percent discount grant available to recipients who pay by check.

**WHEREAS**, The owner-furnished playground equipment will be installed by the Contractor awarded the project.

**WHEREAS**, there is sufficient fund available in the General Fund/Capital Reserve to fully fund the Foxboro Playground Project construction contract.

**WHEREAS**, this Project involves construction work for an existing playground and does not authorize new construction and is therefore exempt from review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guideline section 15301 (existing facilities) and pursuant to CEQA Guidelines section 15061(b)(3) because it can be seen with certainty that such replacement will not have a direct or indirect impact on the environment.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hercules that the City Council hereby adopts a resolution authorizing the City Manager to execute agreements with Gametime, Inc. for a not to exceed amount of \$142,599.70 to provide playground equipment for use

at Foxboro Park and amend the fiscal year 2025-26 budget by \$550,000 to allocate funds from the General Fund/Capital Reserve to pay for the associated materials and improvements.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 9th day of September 2025 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Dion Bailey, Mayor

ATTEST:

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Eibleis Melendez, City Clerk