



Agenda Information Sheet

---

**File #:** 19-83

**Item #:** 33.

---

**STRATEGIC PRIORITY:** Quality of Life  
**AGENDA DATE:** February 13, 2019  
**COUNCIL DISTRICT(S):** 14  
**DEPARTMENT:** Park & Recreation Department  
**EXECUTIVE:** Willis C. Winters

---

**SUBJECT**

Authorize **(1)** a design and construction agreement with the Friends of the Katy Trail, Inc. for the extension of the soft surface trail on a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and for resurfacing of the existing soft surface trail; and **(2)** the first amendment to the existing operations and maintenance agreement with the Friends of the Katy Trail, Inc. for the developed portions of the Katy Trail bounded by Lyte Street on the south end and Airline Road on the north end to include, but not limited to **(a)** maintenance of the extension of the soft surface trail on the portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and the existing soft surface trail; **(b)** extension options to allow for one ten-year extension option and two additional five-year extension options; and **(c)** updating the agreement to current City Standards - Financing: This action has no cost consideration to the City (see Fiscal Information)

**BACKGROUND**

This action will authorize a design and construction agreement with the Friends of the Katy Trail, Inc. (Friends) for a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue, for the extension of the soft surface trail, and for resurfacing of the existing soft surface trail and the first amendment to the existing operations and maintenance agreement for the Katy Trail.

The design and construction agreement will be subject to the following terms:

1. Term of agreement shall commence upon execution of the agreement and terminate one year after construction completion and acceptance by the City.
2. Friends shall manage the design and construction through its own consultants and contractors and will be responsible for all permits and other approvals. All consultants and contractors are required to provide insurance that is consistent with what is required by City consultants and contractors.
3. Friends shall submit the design to the Park and Recreation Department for review and approval prior to commencement of construction.

4. Friends shall establish a construction account prior to the construction of improvements and provide proof of sufficient funding prior to commencement of construction.
5. Friends have 24 months from execution of the agreement to commence work, subject to an additional 12-month extension at the Park and Recreation Department Director's approval.
6. Friends have 24 months from date of commencement of construction to complete the project.

The existing operation and maintenance agreement for the Katy Trail shall be amended to include, but not limited to, the following salient terms:

1. Maintenance of the extension of the soft surface trail on the portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and the existing soft surface trail.
2. Extension options to allow for one ten-year extension option and two additional five-year extension options.
3. Updating the agreement to current City of Dallas standards.
4. Friends shall comply with:
  - a. The City's Business Inclusion and Development Plan
  - b. Insurance requirements
  - c. Payment and Performance bonds, as required
  - d. Applicable laws, ordinances, or regulations
5. City will have the right to observe and inspect work.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

On August 16, 2012, the Park and Recreation Board authorized an operation and maintenance agreement with the Friends of Katy Trail.

On September 12, 2012, City Council authorized an agreement with the Friends of Katy Trail for the purpose of operating and maintaining the developed portions of the Katy Trail bounded by Lyte Street on the south end and Airline Road on the north end by Resolution No. 12-2261.

On January 10, 2019, the Park and Recreation Board authorized a design and construction agreement with the Friends of the Katy Trail, Inc. and the first amendment to the existing operations and maintenance agreement for the Katy Trail.

Information about this item will be provided to the Quality of Life, Arts and Culture Committee on February 11, 2019.

**FISCAL INFORMATION**

This action has no consideration to the City. Friends of the Katy Trail, Inc. will pay all design and construction costs.

**OWNER**

**Friends of the Katy Trail, Inc.**

Robin Baldock, Executive Director

**MAPS**

Attached