

AGENDA ITEM # 24

KEY FOCUS AREA: Culture, Arts and Recreation and Educational Enhancements
AGENDA DATE: January 13, 2016
COUNCIL DISTRICT(S): 9
DEPARTMENT: Park & Recreation
CMO: Willis Winters, 670-4071
MAPSCO: 37-C G H

SUBJECT

Authorize an increase in the contract with A S Con, Inc. for additional scope of work to include: surveying, clearing, culverts, rock excavation and other miscellaneous items at White Rock Lake East Lawther Trail located between the Mockingbird Pedestrian Bridge to Bath House at White Rock Lake - Not to exceed \$148,820, from \$1,171,690 to \$1,320,510 - Financing: 2006 Bond Funds (\$147,818) and 2003 Bond Funds (\$1,002)

BACKGROUND

The original contract was awarded to A S Con, Inc. by City Council on June 25, 2014, by Resolution No. 14-1005 for hike and bike trail improvements at White Rock Lake East Lawther Trail located between Mockingbird Pedestrian Bridge to Bath House, in an amount not to exceed \$1,171,690.00.

This action is to authorize Change No. 1 to the contract with A S Con, Inc., in an amount not to exceed \$148,819.86, increasing the original contract amount from \$1,171,690.00 to \$1,320,509.86 for additional scope of work to include: surveying, clearing, culverts, rock excavation and other miscellaneous items at White Rock Lake East Lawther Trail.

ESTIMATED SCHEDULE OF PROJECT

Began Construction September 2014
Complete Construction April 2016

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Park and Recreation Board authorized proceeding with advertisement for construction procurement on January 23, 2014.

The Park and Recreation Board authorized award of the contract on June 5, 2014.

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

City Council authorized award of the contract on June 25, 2014, by Resolution No. 14-1005.

The Park and Recreation Board authorized Change Order No. 1 on November 19, 2015.

Information about this item will be provided to the Quality of Life & Environment Committee on January 11, 2016.

FISCAL INFORMATION

\$147,817.86 - 2006 Bond Funds
\$ 1,002.00 - 2003 Bond Funds

Construction Contract	\$1,171,690.00
Change Order No. 1 (this action)	<u>\$148,819.86</u>
Total amount not to exceed	\$1,320,509.86

M/WBE INFORMATION

See attached.

ETHNIC COMPOSITION

A S Con, Inc.

White Male	0	White Female	0
Black Male	0	Black Female	0
Hispanic Male	0	Hispanic Female	0
Other Male	1	Other Female	1

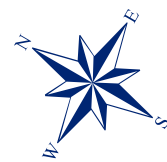
OWNER

A S Con, Inc.

Ali Safdarinia, President

MAP

Attached



November 19, 2015

White Rock Lake Park, East Lather Trail
 (between Mockingbird Pedestrian Bridge to Bath House)

Mapsc0
 37 C G H

District
 9

January 13, 2016

WHEREAS, on June 25, 2014, by Resolution No. 14-1005, A S Con, Inc. was awarded a contract for hike and bike trail improvements at White Rock Lake East Lawther Trail located between Mockingbird Pedestrian Bridge to Bath House, in an amount not to exceed \$1,171,690.00; and

WHEREAS, this action will authorize Change No. 1 to the contract with A S Con, Inc. for additional scope of work to include: surveying, clearing, culverts, rock excavation and other miscellaneous items at White Rock Lake East Lawther Trail, in an amount not to exceed \$148,819.86, increasing the original contract amount from \$1,171,690.00 to \$1,320,509.86.

Now, Therefore,

BE IT RESOLVED BY THE PARK AND RECREATION BOARD AND THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute Change Order No. 1 to the contract with A S Con, Inc. for additional scope of work to include: surveying, clearing, culverts, rock excavation and other miscellaneous items at White Rock Lake East Lawther Trail, in an amount not to exceed \$148,819.86, increasing the original contract amount from \$1,171,690.00 to \$1,320,509.86.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse an amount not to exceed \$148,819.86 to A S Con, Inc., as follows:

(2003) Neighborhood Park and Recreation Facilities Fund Fund 5R05, Department PKR, Unit T331, Object 4599 Activity RFSI, Program PK06T331, CT-PKR14019456 Commodity 91200, Vendor 261853	\$1,002.00
(2006) Park and Recreation Facilities Improvement Fund Fund 2T00, Department PKR, Unit T331, Object 4599 Activity RFSI, Program PK06T331, CT-PKR14019456 Commodity 91200, Vendor 261853	\$125,898.00
(2006) Neighborhood Park and Recreation Facilities Fund Fund 7T00, Department PKR, Unit T331, Object 4599 Activity RFSI, Program PK06T331, CT-PKR14019456 Commodity 91200, Vendor 261853	\$601.77
(2006) Neighborhood Park and Recreation Facilities Fund Fund 8T00, Department PKR, Unit T331, Object 4599 Activity RFSI, Program PK06T331, CT-PKR14019456 Commodity 91200, Vendor 261853	\$2,412.40

January 13, 2016

SECTION 2. (Continued)

(2006) Neighborhood Park and Recreation Facilities Fund Fund BT00, Department PKR, Unit T331, Object 4599 Activity RFSI, Program PK06T331, CT-PKR14019456 Commodity 91200, Vendor 261853	<u>\$18,905.69</u>
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Total amount not to exceed	\$148,819.86
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SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

KEY FOCUS AREA: Culture, Arts and Recreation and Educational Enhancements

AGENDA DATE: January 13, 2016

COUNCIL DISTRICT(S): 1

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: 43-Z 44-W

SUBJECT

Authorize an increase in the contract with A S Con, Inc. for additional scope of work to include: additional flagstone and trail widening; concrete pad; electrical conduit and wiring; modifications to irrigation line controllers; and other miscellaneous work at Coombs Creek Trail located from Stevens Park tennis courts to Hampton Road - Not to exceed \$84,954, from \$1,131,842 to \$1,216,796 - Financing: 2006 Bond Funds

BACKGROUND

The original contract was awarded to A S Con, Inc. by City Council on February 25, 2015, by Resolution No. 15-0377 for a construction contract for a new trail at Stevens Park Golf Course and the tennis courts along Kessler Parkway and other miscellaneous items for the Coombs Creek Trail, Phase III located from Stevens Park tennis courts to Hampton Road, in an amount not to exceed \$1,131,842.00.

This action will authorize Change Order No. 1 to the contract with A S Con, Inc., in an amount not to exceed \$84,953.54, increasing the original contract amount from \$1,131,842.00 to \$1,216,795.54 for additional scope of work to include: additional flagstone and trail widening; concrete pad; electrical conduit and wiring; modifications to irrigation line controllers; and other miscellaneous work at Coombs Creek Trail.

ESTIMATED SCHEDULE OF PROJECT

Began Construction May 2015
Complete Construction March 2016

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Park and Recreation Board authorized proceeding with advertisement for construction procurement on November 6, 2014.

The Park and Recreation Board authorized award of the contract on February 5, 2015.

City Council authorized award of the contract on February 25, 2015, by Resolution No. 15-0377.

The Park and Recreation Board authorized Change Order No. 1 on November 19, 2015.

Information about this item will be provided to the Quality of Life & Environment Committee on January 11, 2016.

FISCAL INFORMATION

2006 Bond Funds - \$84,953.54

Construction Contract	\$1,131,842.00
Change Order No. 1 (this action)	<u>\$84,953.54</u>
Total amount not to exceed	\$1,216,795.54

M/WBE INFORMATION

See attached.

ETHNIC COMPOSITION

A S Con, Inc.

White Male	0	White Female	0
Black Male	0	Black Female	0
Hispanic Male	0	Hispanic Female	0
Other Male	1	Other Female	1

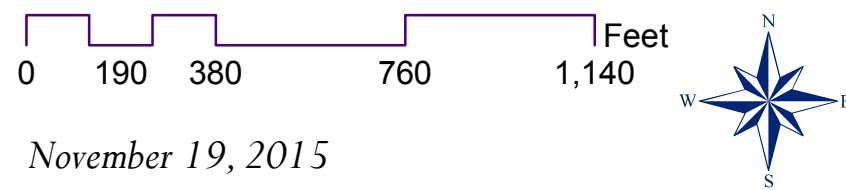
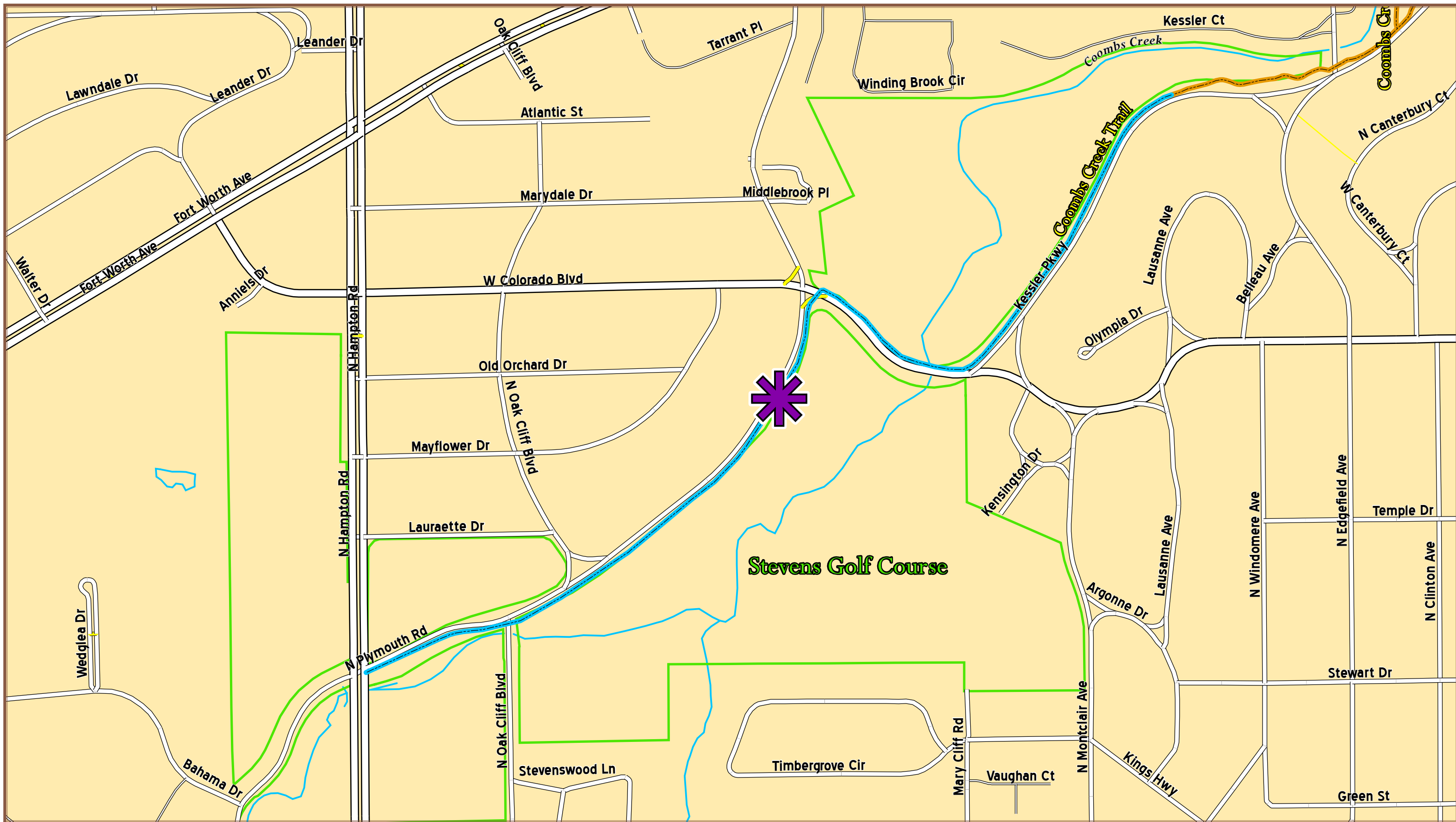
OWNER

A S Con, Inc.

Ali Safdarinia, President

MAP

Attached



November 19, 2015

Coombs Creek Trail (N Hampton Rd to Stevens Golf Course)

Mapsc0
43 Z
44 W

District
1

January 13, 2016

WHEREAS, on February 25, 2015, by Resolution No. 15-0377, A S Con, Inc. was awarded a construction contract for a new trail at Stevens Park Golf Course and the tennis courts along Kessler Parkway and other miscellaneous items for the Coombs Creek Trail, Phase III located from Stevens Park tennis courts to Hampton Road, in an amount not to exceed \$1,131,842.00; and

WHEREAS, this action will authorize Change Order No. 1 to the contract with A S Con, Inc., in an amount not to exceed \$84,953.54, increasing the original contract amount from \$1,131,842.00 to \$1,216,795.54 for additional scope of work to include: additional flagstone and trail widening; concrete pad; electrical conduit and wiring; modifications to irrigation line controllers; and other miscellaneous work at Coombs Creek Trail.

Now, Therefore,

BE IT RESOLVED BY THE PARK AND RECREATION BOARD AND THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute Change Order No. 1 to the contract with A S Con, Inc. for additional scope of work to include: additional flagstone and trail widening; concrete pad; electrical conduit and wiring; modifications to irrigation line controllers; and other miscellaneous work at Coombs Creek Trail, in an amount not to exceed \$84,953.54, increasing the original contract amount from \$1,131,842.00 to \$1,216,795.54.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse an amount not to exceed \$84,953.54 from (2006) Park and Recreation Facilities Improvement Funds, Fund 2T00, Department PKR, Unit 7165, Object 4599, Activity HIBT, Program PB06P849, CT-PKR15019492, Commodity 91200, Vendor 261853.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

KEY FOCUS AREA: Clean, Healthy Environment

AGENDA DATE: January 13, 2016

COUNCIL DISTRICT(S): 3, 6, 8, 13

DEPARTMENT: Business Development & Procurement Services
Sanitation Services

CMO: Jeanne Chipperfield, 670-7804
Joey Zapata, 670-3009

MAPSCO: 26-R 33-F 63-E 67-P

SUBJECT

Authorize a three-year service contract for yard waste grinding services at the City's landfill and transfer stations - National Waste Management Louisiana, Inc., lowest responsible bidder of three - Not to exceed \$2,177,900 - Financing: Sanitation Current Funds (subject to annual appropriations)

BACKGROUND

This item was placed on the addendum to allow for continued services without interruption.

This action does not encumber funds; the purpose of a service contract is to establish firm pricing for services, for a specific term, which are ordered on an as needed basis.

This service contract will be utilized by Sanitation Services at the City's landfill and transfer stations for the grinding of yard and vegetated waste from shrub and tree trimming. This service contract allows for off-site yard waste grinding when delivery of the yard waste to the landfill or transfer station is not possible due to, but not limited to:

- Storm damage
- Non-weather related emergencies
- Neighborhood clean-up projects

An estimated two million cubic yards of waste will be processed through the grinding services provided at the McCommas Bluff Landfill and Bachman, Fair Oaks and Southwest Transfer Stations over the next three years. The yard waste, once ground, will be utilized at the landfill as a base material for growing new vegetation and erosion control. The excess mulch will be available at no cost to the residents of Dallas.

BACKGROUND (Continued)

This solicitation meets the wage floor rate of \$10.37 approved by City Council on November 10, 2015 by Resolution No. 15-2141.

As part of the solicitation process and in an effort to increase competition, Business Development and Procurement Services (BDPS) used its procurement system to send out 695 email bid notifications to vendors registered under respective commodities. To further increase competition, BDPS uses historical solicitation information, the internet, and vendor contact information obtained from user departments to contact additional vendors by phone. Additionally, in an effort to secure more bids, notifications were sent by the BDPS' ResourceLINK Team (RLT) to 25 chambers of commerce, the DFW Minority Business Council and the Women's Business Council - Southwest, to ensure maximum vendor outreach.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On June 8, 2011, City Council authorized a three-year service contract for yard waste grinding service at the City's Landfill and transfer stations by Resolution No. 11-1506.

On April 8, 2015, City Council authorized (1) the rejection of bids received for yard waste grinding services; and (2) the re-advertisement for new bids by Resolution No. 15-0650.

Information about this item will be provided to the Quality of Life & Environment Committee on January 11, 2016.

FISCAL INFORMATION

\$2,177,900.00 - Sanitation Current Funds (subject to annual appropriations)

<u>Council District</u>	<u>Amount</u>
3	\$ 298,450.00
6	\$ 443,750.00
8	\$1,137,250.00
13	<u>\$ 298,450.00</u>
Total	\$2,177,900.00

M/WBE INFORMATION

95 - Vendors contacted
94 - No response
1 - Response (Bid)
0 - Response (No Bid)
0 - Successful

695 M/WBE and Non-M/WBE vendors were contacted

The recommended awardee has fulfilled the good faith requirements set forth in the Business Inclusion and Development (BID) Plan adopted by Council Resolution No. 08-2826 as amended.

ETHNIC COMPOSITION

National Waste Management Louisiana, Inc.

White Male	0	White Female	3
Black Male	0	Black Female	0
Hispanic Male	1	Hispanic Female	0
Other Male	1	Other Female	1

BID INFORMATION

The following bids were received from solicitation number BF1518 and were opened on July 9, 2015. This service contract is being awarded to the lowest responsive and responsible bidder in its entirety.

*Denotes successful bidder

<u>Bidders</u>	<u>Address</u>	<u>Amount of Bid</u>
*National Waste Management Louisiana, Inc.	13901 Highway 28 East Deville, LA 71328	\$2,177,900.00
TFR Enterprises, Inc.	601 Leander Drive Leander, TX 78641	\$3,193,000.00
Earth Haulers, Inc.	11500 Mosier Valley Road Fort Worth, TX 76040	Non-Responsive**

**Earth Haulers, Inc. was deemed non-responsive due to not meeting specifications.

OWNER

National Waste Management Louisiana, Inc.

Ramona Herron, President
Melba Bales, Vice President
Jennifer Roberts, Secretary
Leiaoha Penton, Treasurer

January 13, 2016

WHEREAS, on June 8, 2011, City Council authorized a three-year service contract for yard waste grinding service at the City's Landfill and transfer stations by Resolution No. 11-1506; and,

WHEREAS, on November 21, 2014, Administrative Action No. 14-7186 authorized an extension of the master agreement for a three month period from November 21, 2014 to February 28, 2015; and,

WHEREAS, on April 8, 2015, City Council authorized (1) the rejection of bids received for yard waste grinding services; and (2) the re-advertisement for new bids by Resolution No. 15-0650;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Manager is authorized to execute a service contract with National Waste Management Louisiana, Inc. (VS88591) for yard waste grinding services at the City's landfill and transfer stations for a term of three years in an amount not to exceed \$2,177,900.00, upon approval as to form by the City Attorney. If the service was bid or proposed on an as needed, unit price basis for performance of specified tasks, payment to National Waste Management Louisiana, Inc., shall be based only on the amount of the services directed to be performed by the City and properly performed by National Waste Management Louisiana, Inc., under the contract.

Section 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$2,177,900.00 (subject to annual appropriations) from Service Contract number BF1518.

Section 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

KEY FOCUS AREA: Clean, Healthy Environment

AGENDA DATE: January 13, 2016

COUNCIL DISTRICT(S): All

DEPARTMENT: Code Compliance
Trinity Watershed Management

CMO: Joey Zapata, 670-3009
Mark McDaniel, 670-3256

MAPSCO: N/A

SUBJECT

Authorize **(1)** an application for the Materials Management Call for Projects grant from the North Central Texas Council of Governments (NCTCOG) to support litter and illegal dumping abatement and community cleanup events for the period of April 2016 through June 2017; and **(2)** an In-Kind contribution in the amount of \$30,000, in the event the grant is awarded to the City - Financing: This action has no cost consideration to the City

BACKGROUND

The grant will fund a minimum of 18 targeted litter and illegal dumping cleanup events that will include City staff and community volunteers. Code Compliance Services, in collaboration with Trinity Watershed Management, will conduct targeted removal of litter in problematic areas throughout Dallas and conduct events focused along the Trinity River and related bodies of water that experience periodic flooding. The project will also include community awareness and an educational outreach component.

This grant will fund the one-time purchase of small equipment and tools, and also fund overtime for weekend work crews. The City will provide in-kind service match of up to \$30,000 which will include heavy city equipment and staff from Code Compliance Services and Trinity Watershed Management Departments. If the City is awarded the grant, future Council action will be necessary to receive and deposit these funds.

This item is on the addendum due to the grant requiring approval by governing body authorized officials as part of reviewing the application and prior approval of awarding funds to the applicant.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to Quality of Life & Environment Committee on January 11, 2016.

FISCAL INFORMATION

This action has no cost consideration to the City.

January 13, 2016

WHEREAS, the North Central Texas Council of Governments (NCTCOG) is accepting proposals for grant funding that address regional goals and objectives outlined in the Regional Management Plan for Solid Waste; and

WHEREAS, these funds are generated by solid waste disposal fees collected by the Texas Commission on Environmental Quality (TCEQ) and made available to eligible local governments; and

WHEREAS, the solid waste funds are intended for local and cooperative implementation activities consistent with goals of the Regional Solid Waste Management Plan.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the City Manager is hereby authorized to apply for the Materials Management Call for Projects Grant from the North Central Texas Council of Governments to support a project that involves litter and illegal dumping cleanups and community cleanup events for an amount not to exceed \$200,000, and provide the City's in-kind match of \$30,000, in the event the grant is awarded to the City.

Section 2. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

KEY FOCUS AREA: Clean, Healthy Environment

AGENDA DATE: January 13, 2016

COUNCIL DISTRICT(S): All

DEPARTMENT: Code Compliance

CMO: Joey Zapata, 670-3009

MAPSCO: N/A

SUBJECT

An ordinance amending Chapter 7 of the Dallas City Code to adjust fees related to the redemption of impounded animals from the Dallas Animal Shelter - Revenue Foregone: \$200,093

BACKGROUND

In compliance with the City's Financial Performance Management Criteria (FMPC) #15, an annual review of selected fees and charges were conducted to determine the extent to which the full cost of associated services is being recovered by revenues. Ordinance No. 29879, previously approved by City Council on September 22, 2015, adjusted fees for redeeming an impounded animal from the Dallas Animal Shelter.

At the November 12, 2015 Animal Advisory Commission meeting, the commission recommended that the rabies, boarding, impounding and surgery fee adjustments adopted by City Council on September 22, 2015, and effective on October 1, 2015, be reduced to their FY 2014-15 amounts. These adjustments would reduce the cost to citizens when reunited with their pets, and would support current efforts to control the amount of unwanted pets in our communities. The recommended adjustments would result in a estimated reduction of up to \$200,093 in budgeted revenues for FY 2015-16, a decrease which would need to be managed over the course of the fiscal year.

This item was placed on the addendum following the December 8, 2015, Quality of Life & Environment Committee meeting.

PRIOR ACTION/ REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The City Council was briefed on the City Manager's recommended FY 2015-16 budget on August 11, 2015.

The City Council approved Ordinance No. 29879 amending Chapter 7 of the Dallas City Code on September 22, 2015.

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

The Quality of Life & Environment Committee was briefed on December 8, 2015.

FISCAL INFORMATION

Revenue Foregone - \$200,093

ORDINANCE NO. _____

An ordinance amending Chapter 7, “Animals,” of the Dallas City Code by amending Section 7-2.6; adjusting fees for redeeming an impounded animal from a city animal shelter; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Subsection (a) of Section 7-2.6, “Redemption of Impounded Animals,” of Article II, “Animal Services; City Animal Shelters,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(a) To redeem an impounded animal from a city animal shelter, the owner of the animal must provide proof of ownership and pay to the director the following fees:

(1) a redemption fee of:

(A) \$27 [~~50~~] for an animal delivered for impoundment to a city animal shelter by a person other than a city employee in the performance of official duties; or

(B) \$27 [~~50~~] for an animal delivered for impoundment to a city animal shelter by a city employee in the performance of official duties;

(2) \$10 [~~15~~] for each night the animal is housed in a city animal shelter;

(3) \$10 [~~19~~] for a rabies vaccination of a dog, cat, or ferret if the owner cannot show either:

(A) a current certificate of vaccination for the animal; or

(B) proof that the animal was not vaccinated due to health reasons as verified by a licensed veterinarian;

(4) the applicable registration fee for a dog or cat under Section 7-4.2, if the owner cannot show proof of current registration;

(5) \$15 for a microchip implant and initial national registration of a dog or cat, unless:

(A) the animal was injected with a microchip implant prior to impoundment; or

(B) a licensed veterinarian certifies that the animal should not be injected with a microchip implant for health reasons; and

(6) \$60 [~~139~~] for the sterilization of a dog or \$60 [~~139~~] for the sterilization of a cat, unless:

(A) the animal was spayed or neutered prior to impoundment;

(B) the animal is under six months of age;

(C) a licensed veterinarian certifies that the dog or cat should not be spayed or neutered for health reasons or is permanently non-fertile;

(D) the animal is being held for sale by a retail pet store or for adoption by animal services or an animal welfare organization;

(E) the animal is a competition cat or competition dog;

(F) the animal is a service animal; or

(G) the owner of the animal has, or obtains at the time of redemption, a valid intact animal permit for the animal under Section 7-4.11 of this chapter.”

SECTION 2. That Chapter 7 of the Dallas City Code, as amended, will remain in full force and effect, save and except as amended by this ordinance. Any proceeding, civil or criminal, based upon events that occurred prior to the effective date of this ordinance are saved, and the former law is continued in effect for that purpose.

SECTION 3. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 4. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

WARREN M. S. ERNST, City Attorney

By _____
Assistant City Attorney

Passed _____