

QUALITY OF LIFE & ENVIRONMENT COMMITTEE
DALLAS CITY COUNCIL COMMITTEE AGENDA

RECEIVED

2015 DEC -4 AM 10:11

CITY SECRETARY
DALLAS, TEXAS

TUESDAY, DECEMBER 8, 2015
CITY HALL
COUNCIL BRIEFING ROOM, 6ES
1500 MARILLA
DALLAS, TEXAS 75201
9:00 A.M. – 11:00 A.M.

Chair, Councilmember Sandy Greyson
Vice-Chair, Councilmember Tiffinni A. Young
Councilmember Rickey D. Callahan
Councilmember Mark Clayton
Councilmember Philip T. Kingston
Councilmember B. Adam McGough

Call to Order

1. Approval of November 9, 2015 Minutes

BRIEFINGS

2. Little Free Library
David Cossum
Director, Sustainable Development & Construction
3. Shopping Cart Enforcement
Kris Sweckard
Director, Code Compliance Services
4. Mobile Noise Sources
Catrina Shead
Deputy Chief, Dallas Police Department

MEMORANDUM

5. Animal Service Fees
6. Aquatics Master Plan Update

7. **UPCOMING AGENDA ITEMS**

December 9, 2015

- A. Agenda Item #23 - Authorize a Project Specific Agreement with Dallas County for trail design and right-of-way acquisition for the remainder of Northaven Trail Phase 1 from Valleydale Drive to White Rock Creek Trail - Financing: No cost consideration to the City

A quorum of the City Council may attend this Council Committee meeting

- B. Agenda Item #24 - Authorize a twenty-two month concession contract with Duane Edward Evans for management and operation of the Fretz Tennis Center located at 6998 Belt Line Road - Estimated Net Annual Revenue: \$30,000
- C. Agenda Item #25 - Authorize a Design and Development Agreement with Carpenter Park, LLC for (1) Design Development documents; and (2) removal, storage at a Park and Recreation Department facility, re-design, transportation, fabrication and re-installation of two sculptures for John W. Carpenter Plaza located at 2201 Pacific Avenue - Financing: No cost consideration to the City
- D. Agenda Item #31 - Authorize a professional services contract with Kimley-Horn and Associates, Inc., most advantageous proposer of thirteen, to provide traffic signal design services for 32 traffic signals at various intersections and other related tasks (list attached) - Not to exceed \$642,000 - Financing: General Obligation Commercial Paper Funds (\$428,000), Street Assessment Funds (\$197,000) and Sanitation Current Funds (\$17,000)
- E. Agenda Item #46 - Authorize a five-year contract, with four, five-year renewal options, with the United States of America acting through the U.S. Army Corps of Engineers to continue providing untreated water, from December 9, 2015 through December 8, 2020 - Estimated Annual Revenue: \$6,790

Addendum Items

- F. Authorize application for an Environmental Solutions for Communities Grant in the amount of \$50,000 from Wells Fargo and the National Fish and Wildlife Foundation (NFWF) for the Dam Safety and Shoreline Erosion Control project at Kidd Springs Park – Financing: This action has no cost consideration to the City
- G. Authorize a professional services contract with Kimley-Horn and Associates, Inc. for schematic design through construction administration services of the Phase I Aquatics Master Plan - 2015 Update to include six aquatic facilities to be constructed at: Crawford Memorial Park located at 8700 Elam Road, Fretz Park located at 6994 Beltline Road, Kidd Springs Park located at 700 West Cauty Street, Lake Highlands North Park located at 9344 Church Road, Samuel-Grand Park located at 6200 East Grand Avenue, and Tietze Park located at 2700 Skillman Street - Not to exceed \$3,307,500 - Financing: Elgin B. Robertson Land Sale Funds

Adjourn

 / N.K.

Sandy Greyson, Chair
Quality of Life & Environment Committee

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.

2. The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.
3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding economic development negotiations. Section 551.087 of the Texas Open Meetings Act.

Quality of Life & Environment Committee Meeting Record

DRAFT

Meeting Date: November 9, 2015

Convened: 9:16 a.m.

Adjourned: 11:02 a.m.

Members Present:

Sandy Greyson (Chair)
Tiffinni A. Young (Vice-Chair)
Rickey D. Callahan
Philip T. Kingston
B. Adam McGough

Members Absent:

Council Members Present:

Jennifer S. Gates
Lee M. Kleinman
Adam Medrano

Briefing Presenters

Louise Elam
Interim Assistant Director, Park
& Recreation

Kris Sweckard
Director, Code Compliance

David Cossum
Director, Sustainable
Development & Construction

Guests:

Staff Present:

Joey Zapata, Kris Sweckard, David Cossum, Tammy Palomino, Jody Jones, Eileen Youens, Cheryl Orr, Jo Giudice, Christine Lanners, David Fisher, Raymond Lee, John Jenkins, Neva Dean, Beverley Davis, Deputy Chief Andrew Acord, Peter Bratt, Eric Izuora

AGENDA:

1. **Approval of October 26, 2015 Minutes**

Information Only

Presenter(s):

A motion was made to approve the minutes of October 26, 2015.

Action Taken/Committee Recommendation(s): Approve minutes of October 26, 2015

Motion made by: Philip T. Kingston

Motion seconded by: Tiffinni A. Young

Item passed unanimously:

Item passed on a divided vote:

Item failed unanimously:

Item failed on a divided vote:

2. Amendment to Chapter 46, “Unlawful Discriminatory Practices Relating to Sexual Orientation”

Presenter(s):

Information Only

A briefing memo was provided for this item.

The committee entered executive session at 9:25 a.m.

The committee exited executive session at 10:11 a.m.

A motion was approved that sent the item to full council with a recommendation for approval from the committee.

Action Taken/Committee Recommendation(s):

Item to be sent to the full council with a recommendation from the committee for approval.

Motion made by: Philip T. Kingston

Motion seconded by: Tiffinni A. Young

Item passed unanimously:

Item passed on a divided vote:

Item failed unanimously:

Item failed on a divided vote:

4. Carpenter Plaza

Presenter(s): Louise Elam, Leong Lim

Information Only

This briefing provided the committee a review of the following: past Carpenter Plaza activities, current state of the Plaza within the larger Downtown Parks Master Plans, the new Carpenter Park, LLC proposal, and future actions to be taken at the plaza.

A motion was approved that recommended the item concerning the agreement with Carpenter Park, LLC.

Action Taken/Committee Recommendation(s):

A motion was approved that recommended the item concerning the agreement with Carpenter Park, LLC.

Motion made by: Philip T. Kingston

Motion seconded by: Rickey D. Callahan

Item passed unanimously:

Item passed on a divided vote:

Item failed unanimously:

Item failed on a divided vote:

5. Dallas Animal Services: Governance, Friends Policy, and Work Policies

Presenter(s): Kris Sweckard

Information Only

This briefing provided the committee an overview of Dallas Animal Service’s governance, friends policy, and work policies.

6. Little Free Library

Presenter(s): David Cossum

Information Only

This briefing provided the committee review of little free library issues.

The Chair requested that this item return to the committee on December 8, 2015.

7. Shopping Cart Enforcement

Presenter(s): Kris Sweckard

Information Only

This item was not briefed and will return to the committee on December 8, 2015.

8. Upcoming Agenda Items

Presenter(s):

Information Only

Information about the following upcoming items on the November 10, 2015 Council Agenda was included in the briefing materials:

- A. Agenda Item 31 - Anita Harris Phelps Park - Authorize a five-year beautification and maintenance agreement, with one five-year renewal option, with Uptown Dallas, Inc. at Anita Harris Phelps Park located at 2200 Cedar Springs Road - Financing: No cost consideration to the City This item was approved by the Park and Recreation Board on Thursday, October 15, 2015.
- B. Agenda Item No. - 32 Buckner Park - Authorize (1) the receipt and deposit of funds in the amount of \$381,348 in the Buckner Park Fund; (2) the establishment of appropriations in the Buckner Park Fund in the amount of \$381,348; and (3) a development agreement with the Dallas Independent School District (DISD) providing for: (a) the sale of approximately 1.06 acres of Buckner Park to DISD; (b) the design, construction, and maintenance of improvements of Buckner Park; (c) the design and construction of parking and driveway improvements at Buckner Park located at 4550 Worth Street - Revenue: \$381,348. This item was approved by the Park and Recreation Board on Thursday, October 15, 2015.
- C. Agenda Item No. 33 - Dallas Arboretum And Botanical Society - Authorize a twelve-month funding agreement with the Dallas Arboretum and Botanical Society, Inc. to provide services and programs within the City of Dallas for the period October 1, 2015 through September 30, 2016 - Not to exceed \$394,098 - Financing: Current Funds. This item was approved by the Park and Recreation Board on Thursday, October 15, 2015.

- D. Agenda Item No.- 34 Dallas County Audubon Society - Authorize a twelve-month funding agreement with Dallas County Audubon Society, Inc. dba Audubon Dallas for the Cedar Ridge Preserve to provide services and programs within the City of Dallas for the period January 1, 2016 through December 31, 2016 - Not to exceed \$58,949 - Financing: Current Funds. This item was approved by the Park and Recreation Board on Thursday, October 15, 2015.
- E. Agenda Item No. 35 - Texas Discovery Gardens - Authorize a twelve-month funding agreement with Texas Discovery Gardens to provide services and programs within the City of Dallas for the period October 1, 2015 through September 30, 2016 - Not to exceed \$145,862 - Financing: Current Funds. This item was approved by the Park and Recreation Board on Thursday, October 15, 2015.
- F. Agenda Item No. 36 - Bishop Flores Park - Authorize a public hearing to be held on December 9, 2015 to receive comments on the proposed use of a portion of Bishop Flores Park located at 2200 Talleyho Lane, consisting of approximately 74,698 square feet of land, by Atmos.
- G. Agenda Item No. 45 - Authorize an increase in the contract with Rehrig Pacific Company for the purchase of waste and recycling collection roll carts - Rehrig Pacific Company through the Houston–Galveston Area Council of Governments - Not to exceed \$122,600, from \$48,209 to \$170,809 - Financing: Sanitation Current Funds.
- H. Agenda Item No. 53 - Authorize continuation of the contract with the United States Geological Survey for operation of stream flow and water quality gauging stations in the Trinity River basin, a pharmaceutical and personal care products water quality study, and Zebra Mussel sampling and Water Quality study on each of the reservoirs in Dallas' water supply system from November 1, 2015 through September 30, 2016 – Not to exceed \$633,825 - Financing: Water Utilities Current Funds (subject to annual appropriations).

Councilmember Sandy Greyson
Chair

Memorandum

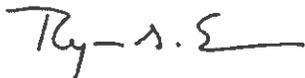


DATE December 4, 2015

TO Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson (Chair),
Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton, Philip T. Kingston, B. Adam McGough

SUBJECT **Little Free Library**

On December 8, 2015 you will be briefed on the Little Free Library. This item was previously briefed on November 9, 2015. The purpose of this briefing is to receive direction from the committee as to possible regulations. A copy of the briefing material is attached for your review.



Ryan S. Evans
First Assistant City Manager

- c: Honorable Mayor and Members of the City Council
 - A.C. Gonzalez, City Manager
 - Warren M.S. Ernst, City Attorney
 - Craig D. Kinton, City Auditor
 - Rosa A. Rios, City Secretary
 - Daniel F. Solis, Administrative Judge
 - Eric D. Campbell, Assistant City Manager
 - Jill A. Jordan, P.E., Assistant City Manager
 - Mark McDaniel, Assistant City Manager
 - Joey Zapata, Assistant City Manager
 - Jeanne Chipperfield, Chief Financial Officer
 - Sana Syed, Public Information Officer
 - Elsa Cantu, Assistant to the City Manager – Mayor & Council

Little Free Library

Quality of Life & Environment Committee
December 8, 2015



Purpose of Briefing

- Update the Committee on little free library issues
- Get direction from the Committee on possible regulations

What is a Little Free Library

A concept to promote free book exchange by installing a box or receptacle, that holds books to share, in a pedestrian friendly accessible location.

Organizations promote, help plan, and register little free libraries:

- Nationally
- Locally
- Anybody can install a little free library on their own



History of Little Free Library Movement

■ National Organization

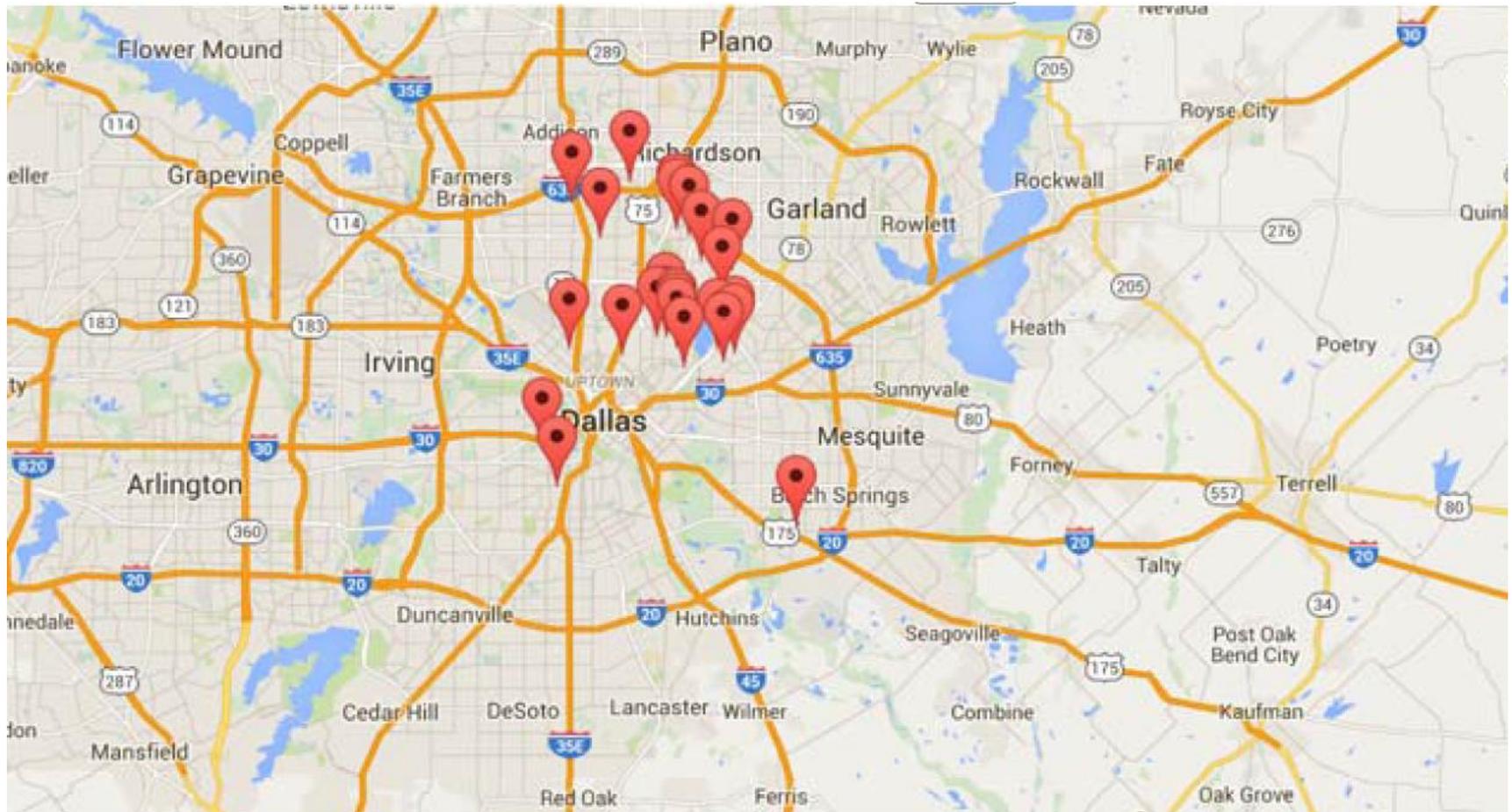
- In 2009, first little free library was built in Wisconsin
- Simple concept “Take a book, leave a book”
- The **Little Free Library** (littlefreelibrary.org) has over 32,000 registered little free libraries in all 50 U.S. states and over 70 countries

Source: littlefreelibrary.org



9614 Vista Oaks Drive

Locations registered with LFL.org



- Approximately 25 little free libraries registered with LFL.org

Little Free Library/Libros Libres Dallas

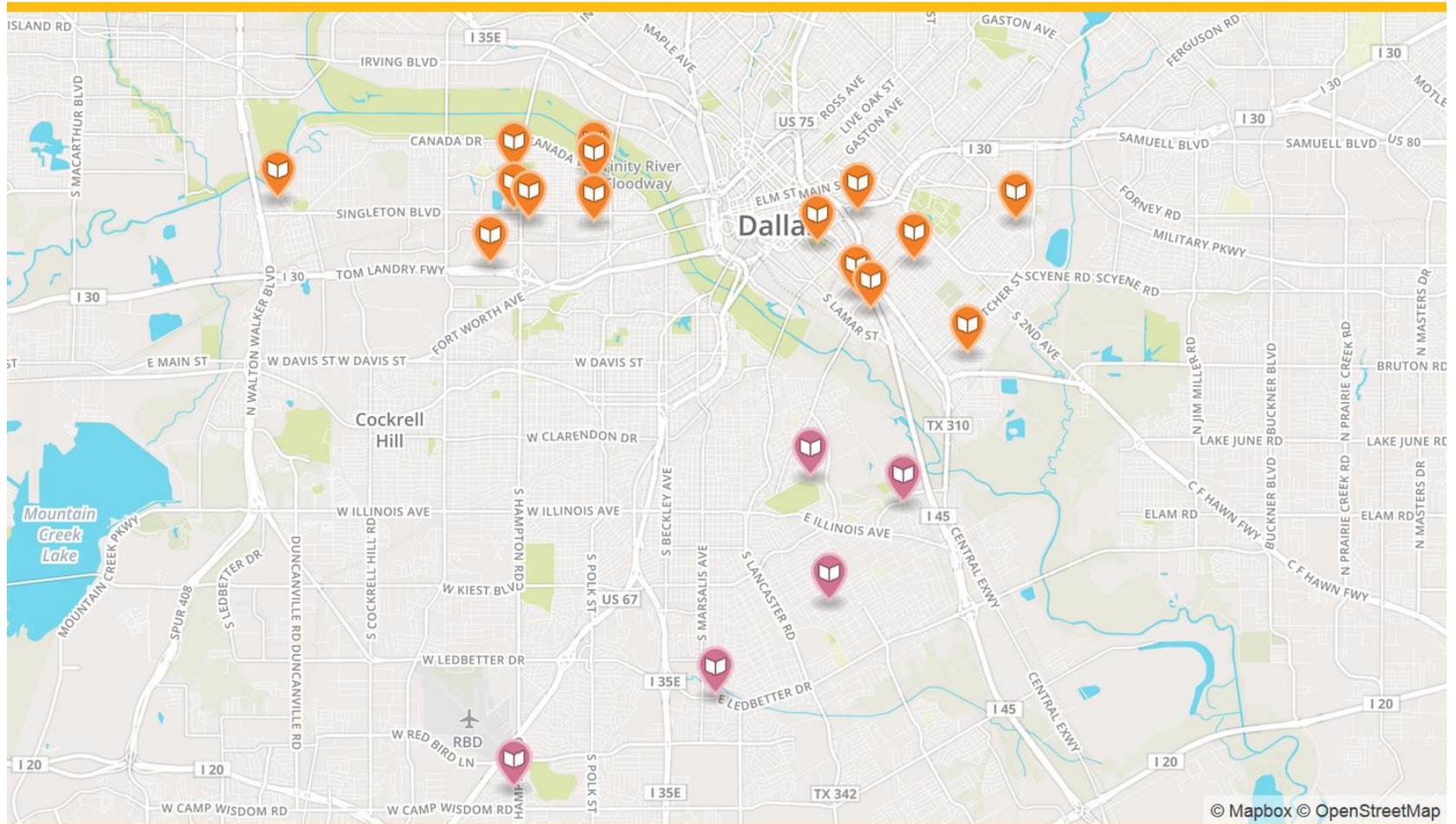
■ Little Free Library/Libros Libres Dallas

- A collaboration between Big Thought, bcWORKSHOP and the Dallas Public Library
- A community driven project to build little free libraries in West Dallas, South Dallas/Fair Park, and south Oak Cliff
- These little free libraries have been mainly associated with multifamily developments and community centers.



Village Oaks Apartments Little Free Library

Little Free Library/Libros Libres Dallas



- Little Free Library/Libros Libres locations
- Source: www.lfldallas.org

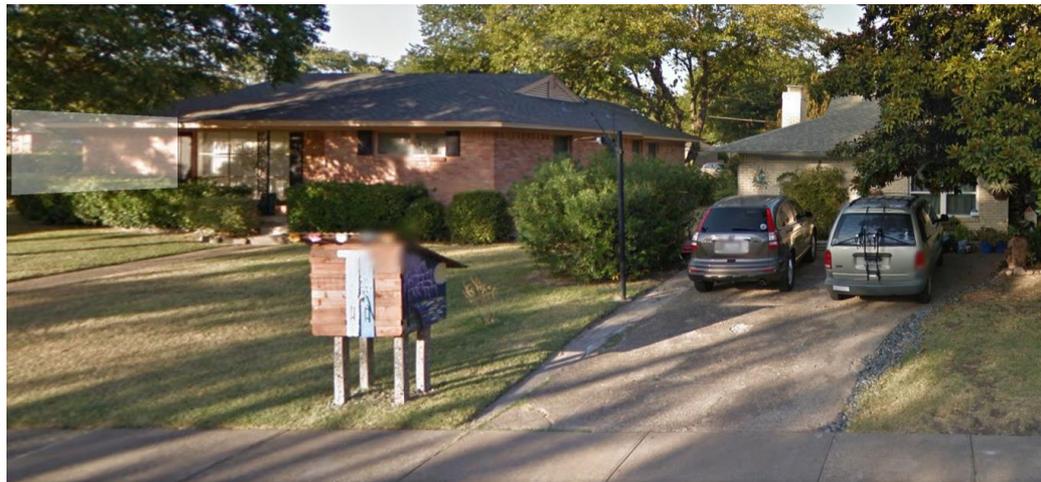
Little Free Library in Single Family Neighborhoods



3236 Basil Court



4830 Silver Ave



9210 Lynbrook Drive

Little Free Library in Non-Single Family Areas



Village Oaks Apartments Little Free Library



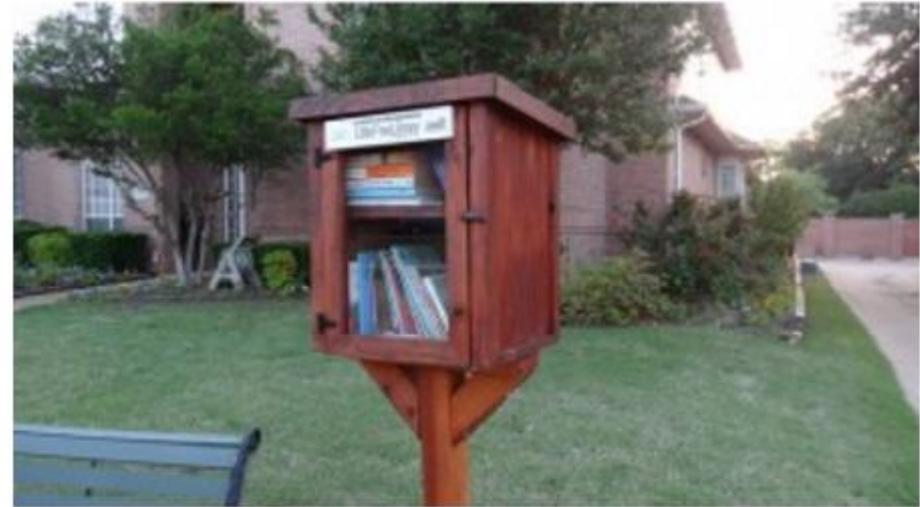
Oak Cliff Family YMCA - 6701 S. Hampton Road

Information from littlefreelibrary.org

Examples of Little Free Libraries



Examples of Little Free Libraries



Little Free Library Number 8067 at 1811 Park Meadow Lane in Richardson, TX



Little Free Library Number 9630 at 387 Bedford Drive in Richardson, TX



Little Free Libraries in Surrounding Cities

	Does City have a program for Little Free Library?
Allen	No
Arlington	No ¹
Cedar Hill	No
Duncanville	No
Fort Worth	No
Garland	No
Grand Prairie	No
Irving	No
Mesquite	No
McKinney	No
Plano	No
Richardson	No ²

¹. Arlington Proud Little Free Library program a public private partnership

². Little Free Library Sponsorship Program by Friends of the Richardson Public Library

- None of these surrounding cities have specifically addressed the little free libraries in their zoning code

Little Free Libraries in Index Cities

	Does City have a program for Little Free Library?
Austin	No
Baltimore	No
Boston	No
Columbus	No
El Paso	No
Fort Worth	No
Philadelphia	No ¹
Phoenix	No

1. West Philadelphia Alliance for Children (WePAC)

- None of these index cities have specifically addressed the little free libraries in their zoning code

Regulations for Little Free Libraries in other Cities

Whitefish Bay, Wisconsin:

Little free libraries are defined as small enclosures used solely as a means of the free exchange of literary material, and recorded performing arts. Little free libraries may be established in front yard setback subject to the following requirements :

- Maximum 3 feet wide by 3 feet deep by 3 feet tall on a single post
- No taller than 6 feet
- May not be located in the public right-of-way or on public property without the consent of the appropriate State, County, or Village authority
- No more than one little free library per side of linear block of street
- Little free libraries shall be installed and maintained in a neat and orderly fashion
- Not constitute a public nuisance
- Not obstruct the vision, of pedestrians, motorists, or bicyclists in a way that risks public health or safety
- Not impede drainage, snow removal or other public works or utility functions, operations, or maintenance
- Has the authority to order the removal of little free libraries that fail to comply with any of the regulations for a period greater than thirty (30) days after notice

Issues with Little Free Libraries

- May have “strangers” visiting your neighborhood
- Location of the little free library in relation to neighbor (near side property line)
- City cannot regulate content in a little free library
- Proliferation of little free libraries in a community
- Garbage, vandalism, illicit materials
- Ongoing maintenance

Options

1. Amend the Development Code to establish Board of Adjustment special exception to allow a little free library in the front yard setback
2. Amend the Code to define little free library and allow as an exception to the front yard as lawn furniture and landscape elements are allowed
3. Amend the code and allow in the setback by a neighborhood petition (similar to the Road Hump Program)
4. Allow in the right-of-way when a license is granted
5. No change to the Code
 - If portable, similar to basketball goals, moved in and out of setback.

Next Steps

- Receive direction from the Committee on next steps

Appendix

Current Code

Front Yard Regulations - – 51A-4.401

- Required front yards must be open and unobstructed except for fences. Except as otherwise provided in this section, ordinary projections of window sills, belt courses, cornices, and other architectural features may not project more than 12 inches into the required front yard. A fireplace chimney may project up to two feet into the required front yard if its area of projection does not exceed 12 square feet. Cantilevered roof eaves and balconies may project up to five feet into the required front yard.
- In an A(A), multifamily, MH(A), office, retail, CS, LI, IR, IM, central area, mixed use, or multiple commercial district, the board of adjustment may allow a special exception from the front yard requirements of this section to permit the erection of a permanently constructed porte-cochere, covered walkway, or canopy if the structure is rectilinear in shape and does not exceed 25 feet in width at the building line, and if the board finds that the structure will not adversely affect neighboring property.

Little Free Library/Libros Libres Dallas

Libros Libres is a Dallas based community design initiative that pairs neighborhood residents and community organizations with local designers to create a Little Free Library.

Little Free Libraries Supported by Libros Libres in Dallas:

PROJECT/SITE	Address	Zoning	Use	LFL Locations
Moorland YMCA	907 E Ledbetter Dr	R-7.5(A) (SINGLE FAMILY DISTRICT 7,500 S)	Recreation Building	Near build entrance, well away from the street
Gardner Prep School	100 N. Houston School Road, Lancaster, TX	SPECIFIC USE DISTRICT (in Lancaster)	Pre-School use	Near arrival area, away from street
Oak Cliff YMCA	6701 S. Hampton Road	R-10(A) (SINGLE FAMILY DISTRICT 10,000)	Recreation Building	Near build entrance, well away from the street
McCarty Maathai Garden	2331 Custer Drive	R-7.5(A) (SINGLE FAMILY DISTRICT 7,500 S)	Community Garden	Within cmty garden, structures allowed in urban gardens
Village Oaks	3550 E Overton Drive	MF-2(A) (MULTIFAMILY DISTRICT 2)	Apartment Complex	Near apartment complex community garden
Mark Cuban Heroes Basketball	1800 Bonnie View Road	R-7.5(A) (SINGLE FAMILY DISTRICT 7,500 S)	Recreation Building	Indoor Bookshelf/Trophycase
Belay House	4830 Silver Ave	INDUSTRIAL/MANUFACTURING DISTRICT	Afterschool / Rec Center	In planning
St. Phillip's School	1600 Pennsylvania Ave	COMMERCIAL SERVICE DISTRICT	School & Community Center	In planning

- Source: www.lfldallas.org

Arlington Free Library Sponsorship Program

The Arlington Proud Little Free Library program:

- Was initiated in September 2015
- Based on the national LFL concept “take a book, return a book”
- Provides open access to books and a venue for community gathering
- Encourages Little Free Library in public spaces like the UTA campus, schools, and at a church
- Public private partnership to encourage local artists and young readers



<http://www.arlington-tx.gov/news/2015/10/15/arlington-proud-introduces-little-free-library-program/>

Richardson Free Library Sponsorship Program

Little Free Library Sponsorship Program by Friends of the Richardson Public Library :

- Assists neighborhood associations/homeowners/similar groups to establish a Little Free Library at no cost by an application process
- Selected/successful applicants are responsible to:
 - Following local codes (municipal code or Home Owner Association)
 - Assemble and install the LFL kit
 - Maintenance of the libraries on an ongoing basis



<http://www.richardsonfol.org/Little-Free-Library>

Memorandum



CITY OF DALLAS

DATE December 4, 2015

TO Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson (Chair),
Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton, Philip T. Kingston, B. Adam McGough

SUBJECT **Shopping Cart Enforcement**

On Tuesday, December 8, 2015, you will be briefed on Shopping Cart Enforcement. A copy of the briefing materials is attached for your review.

Please contact me if you have any questions or need additional information.

A handwritten signature in blue ink, appearing to read 'Joey Zapata'.

Joey Zapata
Assistant City Manager

Attachment

c: Honorable Mayor and Members of the City Council
A.C. Gonzalez, City Manager
Warren M.S. Ernst, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
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Jeanne Chipperfield, Chief Financial Officer
Sana Syed, Public Information Officer
Elsa Cantu, Assistant to the City Manager – Mayor & Council



Shopping Cart Enforcement

Quality of Life & Environment Committee
December 8, 2015

Purpose

- This briefing provides an overview of the City's ordinance and enforcement regulating shopping carts for the committee's discussion to sunset or modify the ordinance



Ordinance

- Shopping carts are regulated in Section 31-40, Offenses – Miscellaneous, of the Dallas City Code
- City Council adopted Ordinance No. 25439 on November 12, 2003
 - Requires merchants to place owner contact information and removal warnings on carts
 - Creates a violation for a person to possess a shopping cart off the owning merchant's property
 - **\$156 Window Fine**
 - \$90 Base Fine
 - \$66 Court Fees
 - Authorizes a \$25 recovery fee to merchants per abandoned cart collected by the City



Ordinance

- The Quality of Life Committee reviewed the ordinance in FY10-11, but did not modify it
- Shopping carts ordinance was recommended for review through the Quality of Life & Environment committee in June 2015
 - The sunset review of Code Compliance presented to City Council in April 2015 recommended review of 900+ ordinances for potential changes or repeal

Enforcement

- Code Compliance enforces the requirement for ownership and removal warning decals on carts
- DPD enforces violations by persons that possess carts off merchant property
- Street Services responds to 311 complaints for carts abandoned in the rights of way (ROW), including streets and sidewalks



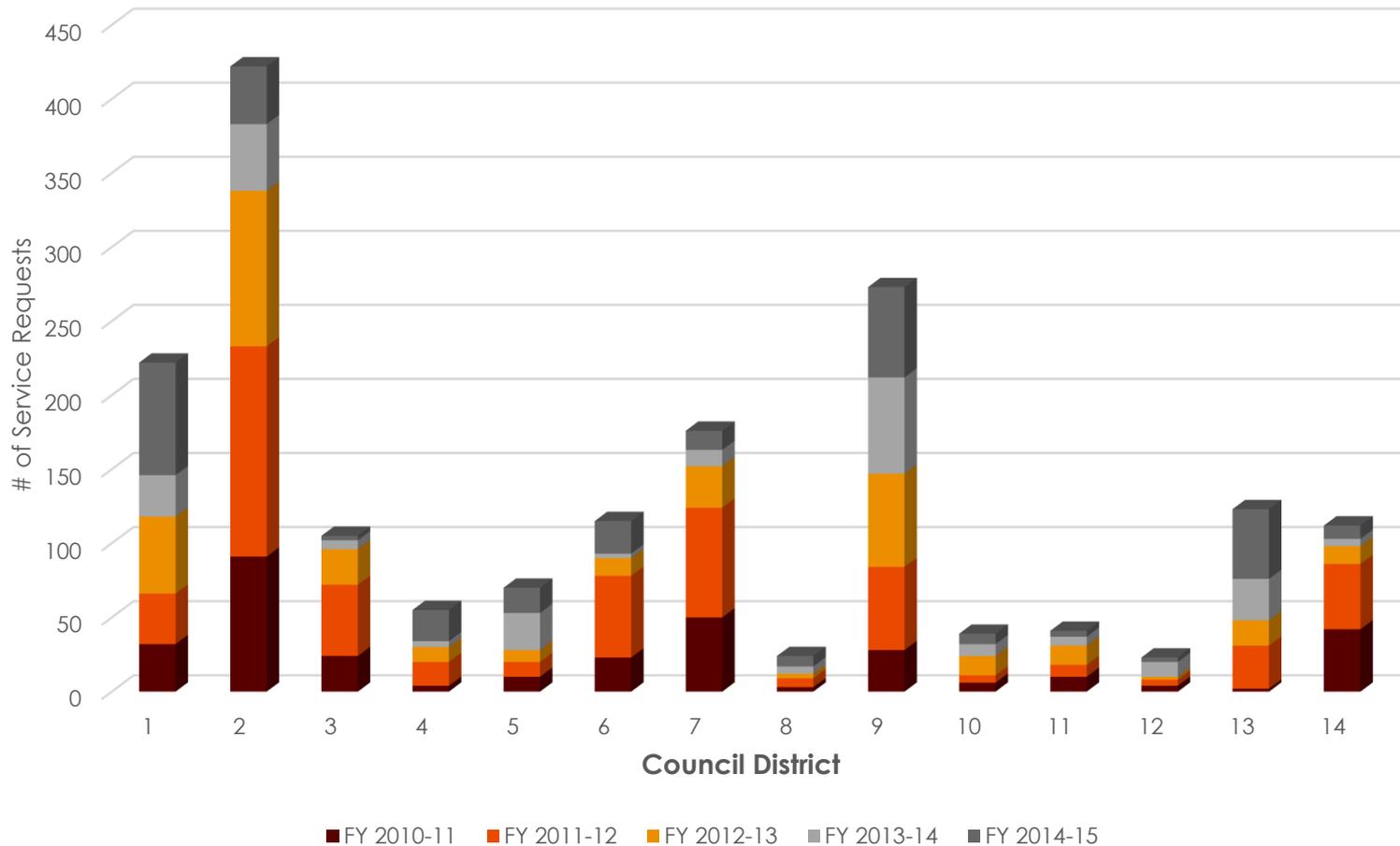
Enforcement

Fiscal Year	No Decal Service Requests	Carts in ROW Service Requests ¹	Cart Off-property Citations
FY10-11	1	320	148
FY11-12	0	517	91
FY12-13	2	351	74
FY13-14	3	244	53
FY14-15	7	330	40
Total	13²	1762	406

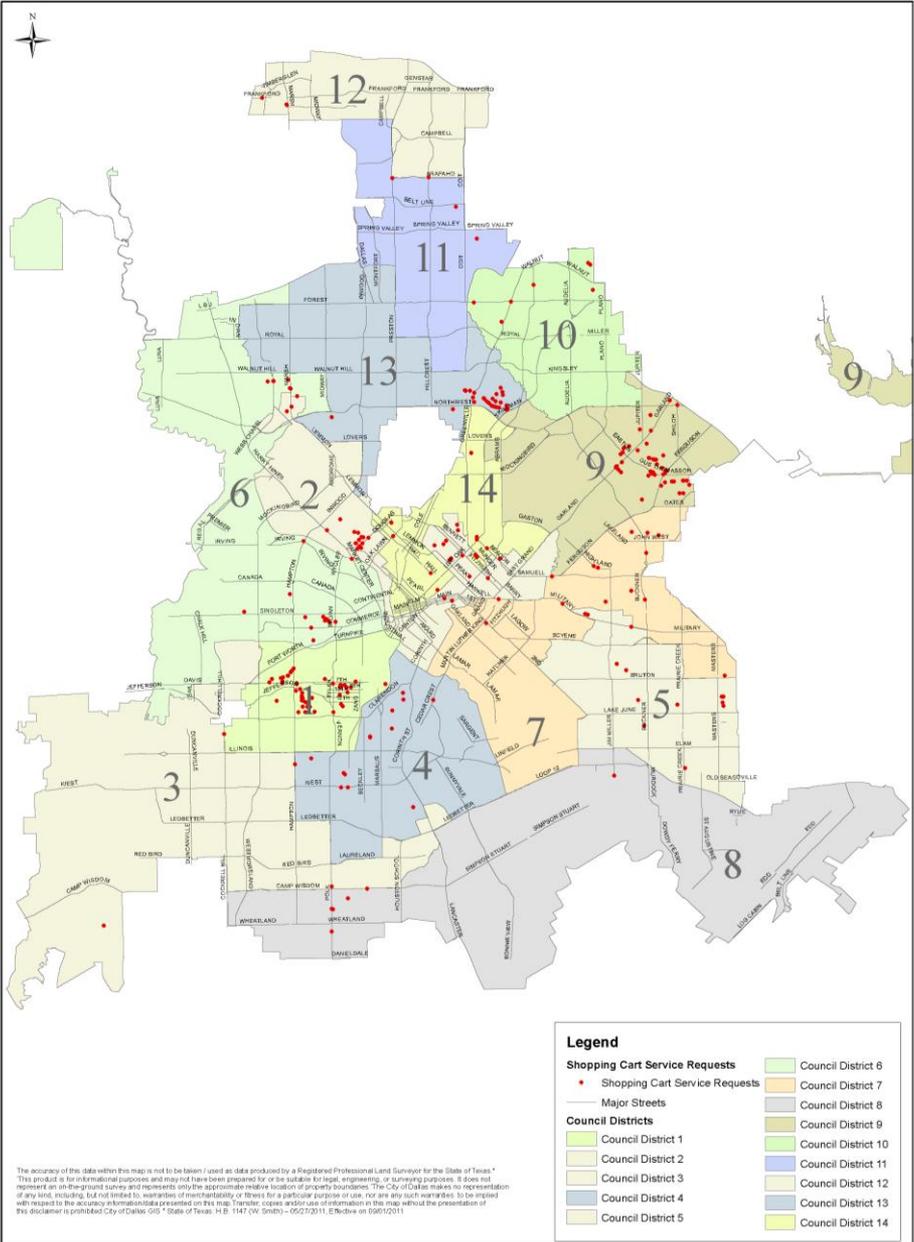
1. Includes removal from park land

2. No citations for decal violations have been issued

Carts in ROW Service Requests by Council District FY2010-11 Through FY2014-15



FY 2014-15 Service Requests



Enforcement

- No-decal complaints(service requests) are miniscule and no citations have resulted in prior 5 years
- In the past five years, 55% of citations issued remain open for illegal possession of carts
- Collections of carts target those in the rights-of-way (ROW)
- The recovery fee is not being assessed
- Most carts are not recovered by merchants, but are disposed as scrap metal

Prior Review of Ordinance

- Beginning in November 2010, the Quality of Life Committee reviewed the ordinance
 - Community stakeholders and merchants were engaged for input
 - Staff conducted once-monthly shopping cart round-ups in 5 target areas between April and September 2011 to:
 - Have retailers show strategies to prevent abandoned shopping carts in neighborhoods
 - Compile baseline data to determine how to best hold retailers accountable
 - Periodic round-ups resulted in hundreds of carts removed by City crews, but no changes to the ordinance were recommended or adopted

Prior Review of Ordinance

- Community Stakeholders' Input
 - Included homeowner associations (HOA), neighborhood associations (NA), crime watches (CW), and other groups
 - Exline HOA, Charles Rice HOA, Valley View HOA/VIP, Wynnewood Heights NA, Buckner Terrace HOA, Kidd Springs HCW, Arden Terrace HOA, Woods/Sugarberry HOA, Oak Cliff Community Development, Apartment Association of Greater Dallas, Vickery Meadows Improvement District and property owners
 - Stakeholders' feedback:
 - Believed that merchants will not take stronger action without a City ordinance requiring it
 - Generally supported an increase in abandoned cart collection by the City or contractor at higher cost than current \$25

Prior Review of Ordinance

- Merchants' Input
 - Area merchants and business organizations included
 - Fiesta, Kroger, Safeway, Target, Walgreen's, Wal-Mart
 - Texas Grocery and Convenience Store Association
 - Merchants' feedback:
 - Grocers did not want to lose carts, but did not mind borrowed and returned carts
 - Many merchants had preventative measures in place, but none are 100% effective
 - Regulations should not burden merchants who do not have abandoned carts
 - Merchants were open to pilot testing solutions in problem areas to identify best solutions

Options for Discussion

- Engage merchants and stakeholder groups to discuss potential changes or repeal of the ordinance
- Options for discussion may include:
 - Repeal the ordinance
 - Dispose of carts abandoned in ROW as scrap metal by utilizing sweeps in high complaint areas
 - Modify the ordinance
 - Allow defenses to prosecution for decal requirement violations for prevention measures; and/or
 - Contract for cart collection services in ROW

Memorandum



DATE: December 4, 2015

TO: Honorable Members of the Quality of Life & Environment Committee:
Sandy Greyson (Chair), Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton,
Philip T. Kingston, B. Adam McGough

SUBJECT: **Mobile Noise Sources**

On Tuesday, December 8, 2015, you will be briefed on Mobile Noise Sources. The materials are attached for your review.



Eric D. Campbell
Assistant City Manager

Attachment

cc: Honorable Mayor and Members of the City Council
A.C. Gonzalez, City Manager
Warren M.S. Ernst, City Attorney
Craig D. Kinton, City Auditor
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Jeanne Chipperfield, Chief Financial Officer
Sana Syed, Public Information Officer
Elsa Cantu, Assistant to the City Manager – Mayor & Council

Mobile Noise Sources

Tuesday, December 8, 2015

Quality of Life & Environment Committee



www.dallaspolice.net



David O. Brown
Chief Of Police

History

The Quality of Life & Environment Committee requested a briefing by the Police Department on Mobile Noise Sources and their disruptive effects on communities within the City of Dallas

Purpose

To diminish mobile noise violations and improve community quality of life in areas with high volumes of late night traffic concerns in the City of Dallas

Dallas City Code

- Dallas City Code, Chapter 30 Noise
- Chapter 30. Noise, Sec. 30-1, Loud and Disturbing Noises and Vibrations
- A person commits an offense if he makes or causes to be made any loud and disturbing noise or vibration in the city that is offensive to the ordinary sensibilities of the inhabitants of the city

Mobile Source Noise

- Most pervasive mobile sources of noise include passenger vehicles, motorcycles and heavy trucks
- Sources include car stereos, mufflers and drag racing
- Sound intensity is measured in decibels (dB)
 - A soft whisper at 3 feet equals 30 dBA
 - A busy freeway at 50 feet is around 80 dBA
 - A chain saw can reach 110 dBA or more at operating distance.
 - Brief exposure to sound levels exceeding 120 dBA without hearing protection may cause physical pain

Dallas Police Department Patrol S.O.P.

- ▶ **Patrol Standard Operating Procedure**
- ▶ **1903 Disturbance-Loud Music or Noise**
- ▶ Violations occurring from vehicles whether moving or stationary where the music/noise is clearly unreasonable should be handled by the issuance of a citation rather than a warning

Dallas Police Department Patrol S.O.P.

- ▶ In areas with high volumes of late night traffic concerns in the City of Dallas the following loud and disturbing noises and vibrations are presumed to be offensive to the ordinary sensibilities of the inhabitants of the city
 - The sounding of any horn or signal device on any automobile, motorcycle, bus, streetcar, or other vehicle, except as a danger signal, as required by state law
- ▶ Enforcement action for these violations may be taken in accordance with this procedure at any time by issuing a citation for Violation of Anti-Noise Ordinance Sec 30-1
- ▶ Should an officer take enforcement action for any of these loud and disturbing noises by issuing a citation or making an arrest for Disorderly Conduct 42.01(5), the officer must be able to testify why the noise was unreasonable

Police 911 Calls – Communications

- ▶ If a person calls 911 to report loud music coming from a car, the call taker will take the vehicle description and pass the information to the police dispatcher
- ▶ The dispatcher will announce the vehicle description over the air, in case an officer is in the area

Police 911 Calls – Communications

- ▶ Communications does not make a call sheet and dispatch officers to a moving vehicle
- ▶ If the caller is following the car, communications will advise them to stop following the vehicle.
- ▶ Loud music from a vehicle can also be reported through the 311 system

Vehicle Mobile Noise Violation

- The following requirements **must** be met before a 311 call would be entered:
 - Motor vehicle **must be in motion** and not parked
 - The 311 caller **must** provide complete **vehicle license plate number and vehicle make**
 - A **valid location** **must** be provided by the 311 caller
- If requirements were not met a 311 call should not be entered. Parked vehicles were referred to 911

Vehicle Mobile Noise Violation

- Pilot program initiated by Northeast Patrol Division
- Program conducted from April 1, 2013 – October 1, 2013
- Process required a 311 call be generated based on vehicles in motion emitting loud music
- Registered owners would then be contacted via a letter of notification by a Neighborhood Police Officer

Vehicle Mobile Noise Violation

- Results:
 - Timeframe: April 1, 2013 – October 1, 2013
 - 9 Alleged violations resulted in Non-matching plates
 - 6 Alleged violations resulted in a Letter of Notification
 - 15 total violations



Summary

The Dallas Police Department will continue to minimize unwelcome disturbance and disruption of privacy while preserving public health, safety, and welfare

Questions??

Memorandum



CITY OF DALLAS

DATE December 4, 2015

TO Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson (Chair), Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton, Philip T. Kingston, B. Adam McGough

SUBJECT Animal Service Fees

At the November 12, 2015 Animal Advisory Commission meeting, the commission recommended that the Rabies, Animal Control Administrative (Boarding), Animal Control (Impound- by City), Animal Control (Impound – Other than City Employee), Surgery (Spay/Neuter – Dog), and Surgery (Spay/Neuter – Cat) fee adjustments adopted by Council on September 22, 2015 and effective on October 1, 2015 be reduced to their FY2014-15 amounts.

These adjustments would reduce the cost to customers when reunited with their pets, and would support efforts to control the amount of unwanted pets in our community. The recommended adjustments would result in an 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.

Service Name	Fees Adopted		Commission Recommended	
	Current Fee	Annual Revenue	Proposed Fee	Annual Revenue
Rabies	\$19	\$30,096	\$10	\$15,840
Animal Control Administrative Fee (Boarding)	\$15	\$75,870	\$10	\$50,580
Animal Control Fee (Impound - by City)	\$50	\$75,000	\$27	\$40,500
Animal Control Fee (Impound - Other than City employee)	\$50	\$83,900	\$27	\$45,306
Surgery (Spay/Neuter - Dog)	\$139	\$145,255	\$60	\$62,700
Surgery (Spay/Neuter - Cat)	\$139	\$8,618	\$60	\$3,720
Total User Fees		\$418,739		\$218,646
			Variance:	(\$200,093)

Pending direction by the committee, an agenda item to authorize any changes to these fees would be scheduled for Council consideration.

Please contact me if you have any questions or need additional information.

Joey Zapata
Assistant City Manager

c: Honorable Mayor and Members of the City Council
A.C. Gonzalez, City Manager
Warren M.S. Ernst, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Ryan S. Evans, First Assistant City Manager

Eric D. Campbell, Assistant City Manager
Jill A. Jordan, P.E., Assistant City Manager
Mark McDaniel, Assistant City Manager
Jeanne Chipperfield, Chief Financial Officer
Sana Syed, Public Information Officer
Elsa Cantu, Assistant to the City Manager – Mayor & Council

Memorandum



CITY OF DALLAS

DATE December 4, 2015
TO Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson (Chair),
Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton, Philip T. Kingston, B. Adam McGough
SUBJECT **Aquatics Master Plan Update**

On Wednesday, December 9, 2015, the Dallas City Council will consider an addendum agenda item relating to the Park and Recreation Department.

- **Aquatics Master Plan Update** - Authorize a professional services contract with Kimley-Horn and Associates, Inc. for schematic design through construction administration services of the Phase I Aquatics Master Plan - 2015 Update to include six aquatic facilities to be constructed at: Crawford Memorial Park located at 8700 Elam Road, Fretz Park located at 6994 Beltline Road, Kidd Springs Park located at 700 West Canty Street, Lake Highlands North Park located at 9344 Church Road, Samuell-Grand Park located at 6200 East Grand Avenue, and Tietze Park located at 2700 Skillman Street - Not to exceed \$3,307,500 - Financing: Elgin B. Robertson Land Sale Funds. This item was approved by the Park and Recreation Board on Thursday, November 19, 2015.

A briefing and a City Council agenda sheet is attached with this memo to provide further details on this agenda item. If you have any questions, please contact me at 214-670-4071.

A handwritten signature in black ink that reads "Willis C. Winters".

Willis C. Winters, FAIA, Director
Park and Recreation Department

Attachments

c: Honorable Mayor and Members of the City Council
A.C. Gonzalez, City Manager
Warren M.S. Ernst, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Ryan S. Evans, First Assistant City Manager
Eric D. Campbell, Assistant City Manager
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Mark McDaniel, Assistant City Manager
Joey Zapata, Assistant City Manager
Jeanne Chipperfield, Chief Financial Officer
Sana Syed, Public Information Officer
Elsa Cantu, Assistant to the City Manager – Mayor & Council

**PARK AND RECREATION DEPARTMENT
CITY COUNCIL ADDENDUM FACT SHEETS - PAGE 1
DECEMBER 9, 2015 – COUNCIL AGENDA
CONTACT: WILLIS WINTERS – 670.4071**

SUBJECT

Authorize a professional services contract with Kimley-Horn and Associates, Inc. for schematic design through construction administration services of the Phase I Aquatics Master Plan - 2015 Update to include six aquatic facilities to be constructed at: Crawford Memorial Park located at 8700 Elam Road, Fretz Park located at 6994 Beltline Road, Kidd Springs Park located at 700 West Canty Street, Lake Highlands North Park located at 9344 Church Road, Samuell-Grand Park located at 6200 East Grand Avenue, and Tietze Park located at 2700 Skillman Street - Not to exceed \$3,307,500 - Financing: Elgin B. Robertson Land Sale Funds

BACKGROUND

Contract includes schematic design through construction administration services for six facility aquatic centers, including Regional facilities at Fretz Park, Samuell-Grand Park and Crawford Memorial Park; two Community facilities at Lake Highland North Park; and Kidd Springs Park and a Neighborhood facility at Tietze Park.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	January 2016
Complete Design	December 2016
Begin Construction	May 2017
Complete Construction	May 2019

FISCAL INFORMATION

Elgin B. Robertson Land Sale Funds - \$3,307,500

PHASE 1 AQUATICS

Award of Professional Services Contract



Quality of Life and
Environment Committee

December 8, 2015

Phase 1 Aquatics

BACKGROUND

- The Quality of Life and Environment Committee was briefed on the Aquatics Master Plan 2015 Update on September 14, 2015
- The City Council was briefed on the Aquatics Master Plan 2015 Update on October 7, 2015
- The Park and Recreation Board approved the Aquatics Master Plan 2015 Update on October 8, 2015
- On December 9, 2015, City Council will consider approval of the professional services contract
- Next step is to start design



Phase 1 Aquatics

Phase 1 Aquatics will provide outdoor facilities for all...

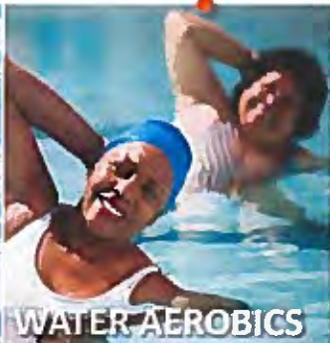
ADULTS, SENIORS & TEEN FOCUS
(activity varies depending on time of day)

FAMILY & TEEN FOCUS

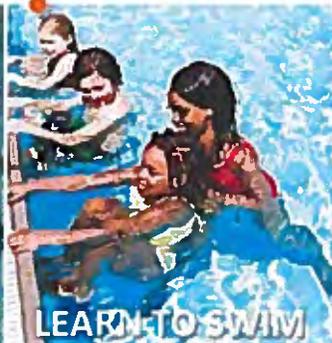
TOT FOCUS



COMPETITIVE SWIM



WATER AEROBICS



LEARN TO SWIM



WATER PLAY



FLOAT



SPLASH AROUND

Phase 1 Aquatics

Phase 1 (\$36.6M)	Phase 2 (\$23M)
- Crawford RFAC	- Bachman RFAC
- Fretz RFAC	- Singing Hills CFAC
- Samuell Grand RFAC	- Exline NFAC
- Kidd Springs CFAC	- Harry Stone NFAC
- Lake Highlands North CFAC	- Martin Weiss NFAC
- Tietze NFAC	- Nash-Davis Sprayground
- Kleberg-Rylie Sprayground*	
- Park in the Woods Sprayground*	
- Timberglen Sprayground*	

*Schematic Design to be performed by in-house staff



Phase 1 Aquatics

Regional Family Aquatic Center (RFAC)

- 7,500 – 9,500 square feet of water
- 8 lap lanes (swim lessons, swim teams, aerobics, lap swim, open swim)
- Open and closed flume slide
- Tot slide
- Tot pool/pad
- Lazy river
- Shade structures
- Interactive play feature
- Interactive floor geysers
- Bath house/concession building
- Filtration building
- Zero entry beach
- Group pavilions
- Raindrop feature



Crawford Memorial Park - District 5



Fretz Park - District 11



Samuell Grand Park - District 2

Phase 1 Aquatics

Community Family Aquatic Center (CFAC)

- 3,500 – 5,500 square feet of water
- 6 lap lanes (swim lessons, swim teams, aerobics, lap swim, open swim)
- Open flume slide
- Tot slide
- Zero entry beach
- Interactive play feature
- Raindrop feature
- Shade structures
- Bath house/concession building
- Filtration building



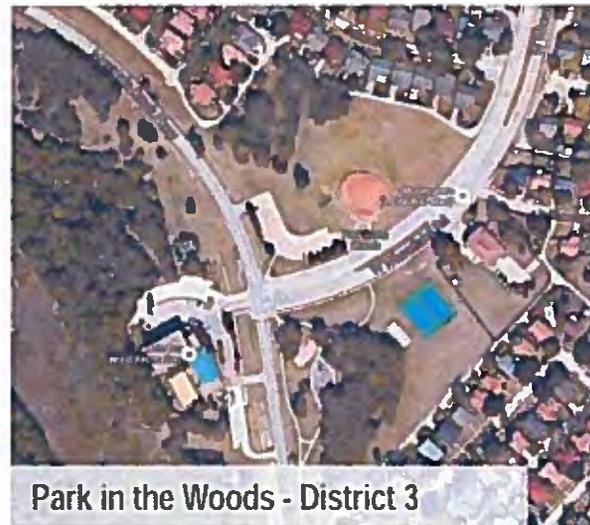
Phase 1 Aquatics

Neighborhood Family Aquatic Center (NFAC)

- 2,400 – 3,400 square feet of water
- 4 lap lanes (swim lessons, swim teams, aerobics, lap swim, open swim)
- Tot area with spray features
- Waterslide
- Shade structures
- Bath house/concession building
- Filtration building



Spraygrounds



BASIC SERVICES INCLUDE (for 3 RFACs, 2 CFACs and 1 NFAC):

- **Schematic Design**
 - Community input meetings
 - Site planning (pools, buildings, parking, grading, tree mitigation, site utilities)
 - Swimming pool design (program analysis, plans, sections)
 - Bathhouse and support building design (program, plans, sections. Elevations)
 - Architectural renderings
 - Code, zoning and platting analysis
 - Cost estimate
- **Design Development (50% Construction Documents)**
 - Drawings and technical specifications
 - Owner coordination meetings
 - Cost estimate
- **Construction Documents**
 - Final drawings and technical specifications which will include Landscape Architecture, Civil, Architecture, Structural, Mechanical, Electrical, Plumbing and Pool
 - Owner coordination meetings
 - Presentation to the Park and Recreation Board
 - Cost estimate

BASIC SERVICES INCLUDE (cont.):

- **Bid and Construction Award**
 - Attend pre-bid / proposal conference
 - Prepare and issue any addenda items
 - Review bids and make recommendations
- **Construction Administration**
 - Attend pre-construction conference
 - Review and approve submittals
 - Attend progress meetings
 - Construction observation and field reports
 - Review change orders
 - Review contractor pay requests
 - Coordinate Texas Accessibility Standards reviews

SPECIAL SERVICES INCLUDE:

- Topographic surveys
- Platting
- Geological/hazardous materials investigations
- TAS compliance
- Specialized pool mechanical design



Phase 1 Aquatics

Phase 1 Tentative Schedule:

Start Design	January 2016
Complete Design	December 2016
Bidding/Award	May 2017
Start Construction - RFACs	May 2017
Complete Construction - RFACs	April 2018
Start Construction - CFACs + NFAC + Sprayground(s)	May 2018
Complete Construction - CFACs + NFAC + Sprayground(s)	April 2019



Memorandum



CITY OF DALLAS

DATE December 4, 2015
TO Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson (Chair),
Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton, Philip T. Kingston, B. Adam McGough
SUBJECT **December 9, 2015 Park and Recreation Department City Council Agenda Items**

On Wednesday, December 9, 2015, the Dallas City Council will consider five agenda items relating to the Park and Recreation Department. Three items are on the regular agenda.

- **AGENDA ITEM NO. 23 NORTHAVEN TRAIL (10,11,13)** - Authorize a Project Specific Agreement with Dallas County for trail design and right-of-way acquisition for the remainder of Northaven Trail Phase 1 from Valleydale Drive to White Rock Creek Trail - Financing: No cost consideration to the City. This item was approved by the Park and Recreation Board on Thursday, November 5, 2015.
- **AGENDA ITEM NO. 24 FRETZ TENNIS CENTER (11)** - Authorize a twenty-two month concession contract with Duane Edward Evans for management and operation of the Fretz Tennis Center located at 6998 Belt Line Road - Estimated Net Annual Revenue: \$30,000. This item was approved by the Park and Recreation Board on Thursday, November 5, 2015.
- **AGENDA ITEM NO. 25 JOHN W. CARPENTER PLAZA (14)** - Authorize a Design and Development Agreement with Carpenter Park, LLC for (1) Design Development documents; and (2) removal, storage at a Park and Recreation Department facility, re-design, transportation, fabrication and re-installation of two sculptures for John W. Carpenter Plaza located at 2201 Pacific Avenue - Financing: No cost consideration to the City. This item was approved by the Park and Recreation Board on Thursday, November 19, 2015.

A City Council agenda sheet is attached with this memo to provide further details on each item. If you have any questions, please contact me at 214-670-4071.

Willis C. Winters, FAIA, Director
Park and Recreation Department

Attachments

c: Honorable Mayor and Members of the City Council
A.C. Gonzalez, City Manager
Warren M.S. Ernst, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
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Elsa Cantu, Assistant to the City Manager – Mayor & Council

REVISED AGENDA ITEM # 23

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

AGENDA DATE: December 9, 2015

COUNCIL DISTRICT(S): 10, 11, 13

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: 26-A B E F

SUBJECT

Authorize a Project Specific Agreement with Dallas County for trail design and right-of-way acquisition for the remainder of Northaven Trail Phase 1 from south of Valleydale Drive to White Rock Creek Trail - Financing: No cost consideration to the City

BACKGROUND

The City of Dallas and Dallas County are partnering to design and construct the Northaven Trail in north Dallas. Currently, Phase II and III are under design. This Project Specific Agreement (PSA) establishes the terms for the design, right-of-way acquisition, and other responsibilities for the remainder of Phase 1. As design progresses and funding becomes available, future agreements will advance project milestones for Phase 1, 2A, 2B and 2C including preferred alignments, design, and construction. Upon completion of Phase 1, 2A, 2B and 2C, the entire length of the Northaven Trail will be nearly 9 miles long extending from White Rock Creek Trail to the Walnut Hill/Denton DART Station.

On April 13, 2011, Resolution No. 11-0927, City Council authorized a new ten-year master agreement with Dallas County governing major transportation capital improvement projects.

On November 7, 2011, Resolution No. 11-2977, City Council authorized a Funding Agreement with Dallas County for the development of a master plan for an approximate 6.5-mile section of the Northaven Trail between the Walnut Hill DART Green Line light rail station and Preston Road, in an amount not to exceed \$50,000.

BACKGROUND (Continued)

On December 12, 2012, Resolution No. 12-3057, City Council authorized Amendment No. 1 to the Program Funding Agreement with Dallas County for the development of a master plan for the Northaven Trail between the Walnut Hill/Denton Station and Preston Road to expand the project limits, scope and funding to include design and construction of the Northaven Trail's additional phases between the Walnut Hill/Denton Station and the White Rock Creek Trail.

This PSA requires a 50/50 match from the City. Dallas County is accepting a construction credit of \$2,600,000 as the City match ~~for this PSA~~ regarding the Northaven Trail Project for past City expenditures from 2006 Bond Funds and other monies associated with the design and construction of a portion of Phase I, which was substantially completed in May 2012. At build-out, Phase 1, which extends from White Rock Creek Trail to Preston Road, will be approximately 2.8 miles. The County is providing funds of \$2,600,000 for Phase I and under this PSA, County will provide \$1.6 million for the remaining acquisitions to be done by City of Dallas. ~~from its Major Capital Improvement Projects fund.~~

Dallas County will be responsible for the management, design, TxDOT and other agency coordination and agreements, and construction management. Under this PSA, City will be assuming County's responsibility for the remaining ~~The City will be responsible for~~ right-of-way acquisition and coordination of City-owned utility adjustments for construction. Funding for the remaining acquisitions will be provided by a portion of the County's \$2,600,000 match which is approximately \$1.6 million.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

City Council authorized a new ten-year master agreement on April 13, 2011, by Resolution No. 11-0927.

The Park and Recreation Board authorized the Funding Agreement with Dallas County on October 20, 2011.

City Council authorized the Funding Agreement with Dallas County on November 7, 2011, by Resolution No.11-2977.

City Council authorized Amendment to Funding Agreement with Dallas County on December 12, 2012, by Resolution No.12-3057.

The Park and Recreation Board authorized the Project Specific Agreement on November 5, 2015.

Information about this item will be provided to the Quality of Life & Environment Committee on December 8, 2015.

FISCAL INFORMATION

No cost consideration to the City.

MAP

Attached

December 9, 2015

WHEREAS, Chapter 791 of the Texas government Code and Texas Transportation Code Article 251 provides authorization for local governments to contract with each other for the performance of governmental functions and services, and joint funding of transportation projects; and

WHEREAS, on April 13, 2011, Resolution No. 11-0927, authorized a new ~~ten~~10-year master agreement with Dallas County governing major transportation capital improvement projects to be jointly funded and developed by the County and the City (Dallas County Commissioners Court Order 2011-1287); and

WHEREAS, on November 7, 2011, Resolution No. 11-2977, authorized a Funding Agreement with Dallas County for the development of a master plan for an approximate 6.5-mile section of the Northaven Trail between the Walnut Hill/DART Green Line light rail station and Preston Road, in an amount not to exceed \$50,000 (MCIP Project 10225); and

WHEREAS, on December 12, 2012, Resolution No. 12-3057, authorized Amendment No. 1 to the Program Funding Agreement with Dallas County for the development of a master plan for the Northaven Trail between the Walnut Hill/Denton Station and Preston Road to expand the project limits, scope and funding to include design and construction of the Northaven Trail's additional phases between the Walnut Hill/Denton Station and the White Rock Creek Trail; and

WHEREAS, it is now necessary to authorize a Project Specific Agreement (PSA) for the development of construction plans, coordination with Dallas County for any agreements required with TxDOT, ~~assignment and acquisition to the City of right-of-way for future construction of the project~~ assumption by City of County's obligation to acquire the necessary right-of-ways with County funding, and establishment of the preferred alignment (Exhibit A) which encompasses the remainder of the Northaven Trail Phase I from Valleydale Drive to White Rock 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 enter a Project Specific Agreement with Dallas County for the completion of the Northaven Trail Phase I construction plans, right-of-way acquisition, and coordination with Dallas County on TxDOT agreements required for the project.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a Project Specific Agreement with Dallas County, after approval, as to form by the City Attorney.

December 9, 2015

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.

AGENDA ITEM # 24

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

AGENDA DATE: December 9, 2015

COUNCIL DISTRICT(S): 11

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: N/A

SUBJECT

Authorize a twenty-two month concession contract with Duane Edward Evans for management and operation of the Fretz Tennis Center located at 6998 Belt Line Road - Estimated Net Annual Revenue: \$30,000

BACKGROUND

This is a concession contract, paying commissions to the City. Per the contract, the tennis pro collects tennis court fees for regular, league and tournament tennis play. The tennis pro pays the City of Dallas 50% of the court fee revenue, weekly. The contract gives the tennis pro full concession rights on revenue earned from tennis instruction, selling tennis equipment, merchandise, and food and drink items.

On September 23, 2009, by Resolution No. 09-2282, the City entered into a five-year concession contract, with a one three-year extension option with Raymond A. Major, Jr. dba RTM Tennis to manage and operate the Fretz Tennis Center from October 1, 2009 through September 30, 2014. The three-year extension option was approved by the Park and Recreation Board on August 14, 2014, and exercised by Administrative Action No. 14-6632, thereby extending the contract to September 30, 2017.

Raymond A. Major, Jr. dba RTM Tennis has terminated his contract, giving the City the required ninety days notice. The contract with Raymond A. Major, Jr. dba RTM Tennis will end on November 30, 2015. The Dallas Park and Recreation Department conducted interviews with multiple tennis pros to assign the contract. Duane Edward Evans was determined to be the most beneficial candidate. If approved, Duane Edward Evans will assume the management of Fretz Tennis Center on Tuesday, December 1, 2015, to coincide with the end date of the Raymond A. Major, Jr. dba RTM Tennis' contract, and end on September 30, 2017.

BACKGROUND (continued)

Duane Edward Evans is a Certified Professional Tennis Instructor and graduate of the United States Tennis Association High Performance Coaching Program and has 23 years of tennis teaching and coaching experience. Since January 2009, Duane Edward Evans has provided tennis teaching services and consultations on athlete development along with communications coaching/media training in the Dallas area, and since 2010 has been the Tennis Pro at Samuell-Grand Tennis Center.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On August 6, 2009, the Park and Recreation Board approved the professional management contract for Fretz Tennis Center to Raymond A. Major, Jr. dba RTM Tennis.

The Park and Recreation Board approved issuance of the concession contract to Duane Edward Evans on November 5, 2015.

Information about this item will be provided to the Quality of Life & Environment Committee on December 8, 2015.

FISCAL INFORMATION

\$30,000 - Estimated Net Annual Revenue

OWNER

Duane Edward Evans

December 9, 2015

WHEREAS, the City Charter provides for the Park and Recreation Board to grant contracts and agreements within park facilities with such terms and conditions as it shall deem proper; and

WHEREAS, the Park and Recreation Board has developed a tennis center management plan which provides for the operation of the tennis pro shops at Fretz, L.B. Houston, Fair Oaks, Samuell-Grand and Kiest Tennis Centers through professional managers as independent contractors; and

WHEREAS, this plan of operation provides for full service tennis facilities to the citizens including merchandise, equipment rental, racket repair, food and drink, lessons, tournaments, and court reservations; and

WHEREAS, on August 6, 2009, the Park and Recreation Board approved the professional management contract for Fretz Tennis Center to Raymond A. Major, Jr. dba RTM Tennis; and

WHEREAS, on September 23, 2009, City Council awarded the professional management contract for Fretz Tennis Center to Raymond A. Major, Jr. dba RTM Tennis by Resolution No. 09-2282; and

WHEREAS, Raymond A. Major, Jr. dba RTM Tennis optioned to terminate his contract on September 2, 2015, ending his contract on November 30, 2015; and

WHEREAS, Duane Edward Evans was determined to be the most advantageous proposer to the City for the management of Fretz Tennis Center; and

WHEREAS, it is deemed necessary for official action to be taken by the City Council to define services to be received regarding this management contract.

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 a concession contract with Duane Edward Evans (VS0000055313) in the amount of \$30,000 for management and operation of the Fretz Tennis Center for a term to begin on December 1, 2015 and end on September 30, 2017, for an estimated net annual revenue amount of \$30,000, upon approval as to form by the City Attorney.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute the contract, after approval as to form by the City Attorney.

December 9, 2015

SECTION 3. That the City of Dallas shall receive 50% of all regular court fees and \$1.00 for all court fees for lessons.

SECTION 4. That the Chief Financial Officer is hereby authorized to receive and deposit funds from this contract in Fund 0001, Department PKR, Unit 5282, Revenue Sources 7200, 7201, 7225, 7226 and 7237 in a total estimated annual revenue amount of \$30,000.

SECTION 5. 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: December 9, 2015

COUNCIL DISTRICT(S): 14

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: 45-L

SUBJECT

Authorize a Design and Development Agreement with Carpenter Park, LLC for **(1)** Design Development documents; and **(2)** removal, storage at a Park and Recreation Department facility, re-design, transportation, fabrication and re-installation of two sculptures for John W. Carpenter Plaza located at 2201 Pacific Avenue - Financing: No cost consideration to the City

BACKGROUND

This action will authorize a Design and Development Agreement with Carpenter Park, LLC for John W. Carpenter Plaza. Carpenter Park, LLC proposes to provide the following services for John W. Carpenter Plaza:

- the Design Development plan for the redevelopment of the park
- the removal, storage at a Park and Recreation Department facility, re-design, transportation, fabrication, and re-installation of two sculptures which are: 1) Portal Slice by Robert Irwin and 2) John William Carpenter by Robert Berks

The Park and Recreation Department will approve the Design Development documents and the re-design of the two sculptures will be approved in partnership with the Office of Cultural Affairs.

Carpenter Park, LLC will request another agreement for future improvements they desire to fund under this agreement. The term of the agreement shall commence on execution, and shall expire upon the earlier of (a) completion of the Carpenter Public Art Project and the Director's acceptance and approval of the Carpenter Public Art Project; or (b) December 31, 2017.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Park and Recreation Board was briefed on November 5, 2015.

The Park and Recreation Board authorized the Design and Development Agreement on November 19, 2015.

Information about this item will be provided to the Quality of Life & Environment Committee on December 8, 2015.

FISCAL INFORMATION

No cost consideration to the City.

MAP

Attached

December 9, 2015

WHEREAS, the City Charter provides for the Park and Recreation Board to grant contracts and agreements within park facilities with such terms and conditions as it shall deem proper; and

WHEREAS, the City of Dallas Park and Recreation Department and Carpenter Park, LLC, desire to enter into a design and development agreement for John W. Carpenter Plaza located at 2201 Pacific Avenue; and

WHEREAS, the Park and Recreation Department will approve the Design Development documents and the re-design of the two sculptures will be approved in partnership with the Office of Cultural Affairs; and

WHEREAS, Carpenter Park, LLC will request another agreement for future improvements they desire to fund under this agreement; and

WHEREAS, the City desires to have Carpenter Park, LLC provide the following:

- the Design Development plan for the redevelopment of the park
- the removal, storage at a Park and Recreation Department facility, re-design, transportation, fabrication, and re-installation of two sculptures which are: 1) Portal Slice by Robert Irwin and 2) John William Carpenter by Robert Berks; and

WHEREAS, the term of the agreement shall commence on execution, and shall expire upon the earlier of (a) completion of the Carpenter Public Art Project and the Director's acceptance and approval of the Carpenter Public Art Project; or (b) December 31, 2017.

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 enter into a design and development agreement with Carpenter Park, LLC for design development documents; and removal, storage at a Park and Recreation Department facility, re-design, transportation, fabrication and re-installation of two sculptures for John W. Carpenter Plaza.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a contract with Carpenter Park, LLC, after approval as to form by the City Attorney.

December 9, 2015

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: Economic Vibrancy

AGENDA DATE: December 9, 2015

COUNCIL DISTRICT(S): 2, 3, 5, 6, 7, 8, 9, 10, 12, 14

DEPARTMENT: Street Services
Public Works Department
Sanitation Services

CMO: Jill A. Jordan, P.E., 670-5299
Joey Zapata, 670-3009

MAPSCO: 17Y 18W 23Z 27E G N 28E 35X 36C 42Z 57B 58Y 654Z 67J

SUBJECT

Authorize a professional services contract with Kimley-Horn and Associates, Inc., most advantageous proposer of thirteen, to provide traffic signal design services for 32 traffic signals at various intersections and other related tasks (list attached) - Not to exceed \$642,000 - Financing: General Obligation Commercial Paper Funds (\$428,000), Street Assessment Funds (\$197,000) and Sanitation Current Funds (\$17,000)

BACKGROUND

This agenda item will authorize design of 32 new traffic signals. Specifically, this action authorizes a design services contract with Kimley-Horn and Associates, Inc. (KHA) for the design of 10 traffic signals funded through Street Assessment Funds (\$197,000.00) for a USDOT-FHA 2014 HSIP grant identified as "Group A"; and 21 new, warranted traffic signals funded through General Obligation Commercial Paper Funds (\$428,000.00) and one signal modification identified as "Group B"; with a not to exceed fee of \$642,000. The \$642,000.00 includes \$17,000.00 in Sanitation Current Funds for the design of modifications to an existing signal at Simpson Stuart Road and SH 310 (South Central Expressway) to add left-turn lanes and corresponding left-turn signal operations.

The City of Dallas was awarded grant funding totaling \$6.17 million from the U.S. Department of Transportation (USDOT) - Federal Highway Administration (FHA) 2014 Highway Safety Improvement Program (HSIP) administered by the Texas Department of Transportation (TxDOT) to reconstruct several signals at high accident intersections in the City of Dallas. A preliminary portion of the signals in the overall program were approved for design in June, 2015. This item provides for \$197,000.00 in design services as local matching funds to leverage the remaining Federal and State funds for the construction of traffic signals and associated intersection improvements at ten (10) identified intersections.

BACKGROUND (Continued)

For the ten (10) grant funded signals through 2014 HSIP program, TxDOT will pay for 90% match for Direct State Engineering and construction costs. The City will bear design costs, 10% construction costs and a portion of the required fees. Of the 10 signals to be designed in this contract, five (5) are scheduled to be let in spring of 2017 and the remaining five (5) in the spring of 2018.

Of the remaining 22, 21 are new signals identified for construction through warrant studies. Design of these signals will be funded utilizing 2006 Bond Funds for warranted signals and school flashers. This contract includes only the design portion of these signal projects.

Recently completed signal warrant studies have identified five (5) new locations that have met the minimum criteria for installation of a traffic signal. These are listed below:

- Cockrell Hill Road and Adler Drive
- Cockrell Hill Road at Pinnacle Point Drive
- Forest Lane at Metric Drive/Forestgate Drive
- Cole Avenue at Lemmon Avenue (West)
- Great Trinity Forest Way (Loop 12) at Murdock Road

These five signals are included in this contract for design. Design of modifications to an existing signal at Simpson Stuart Road and SH 310 (South Central Expressway) to add left-turn lanes and corresponding left-turn signal operations is also included in this contract. This signal will be paid for by the City of Dallas Sanitation Department.

In addition, staff is currently conducting over 150 traffic signal warrant studies in response to service requests. It is anticipated that 14-16 of these locations will meet the minimum criteria for installation of a new traffic signal. This contract includes funding for 16 traffic signals that are anticipated. Design of the warranted signals will be funded through 2006 Bond Funds.

On June 17, 2015, the City Council authorized an agreement with KHA for the design of 15 traffic signals which were selected for grant funding by Texas Department of Transportation (TxDOT) as part of TxDOT's HSIP for 2013 and 2014 and three (3) new signals that were warranted through traffic signal warrant studies. The agreement was amended October 14, 2015, to identify it as matching funds for three LPAFAs, by Resolution Nos. 15-1883, 15-1884 and 15-1885.

BACKGROUND (Continued)

In June 2013, the City of Dallas released a Request for Qualifications (RFQ) for Engineering Services for traffic engineering and intelligent transportation systems (ITS) services.

A four member committee from the following departments reviewed and evaluated the proposals:

- Streets Services (2)
- Public Works Department (1)
- Dallas Police Department (1)

The successful proposer was selected by the committee on the basis of demonstrated competence and qualifications under the following criteria:

- Quality Assurance and Control 10%
- Business Inclusion and Development Plan 15%
- Experience and Capability 25%
- Responsiveness and Qualifications 50%

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 739 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 17, 2015, City Council authorized a contract with Kimley-Horn and Associates, Inc., to provide traffic signal design services by Resolution No. 15-1172.

On October 14, 2015, City Council authorized an amendment to Resolution No. 15-1172, previously approved on June 17, 2015, to identify a required local match for design of the signals by Resolution No. 15-1883.

On October 14, 2015, City Council authorized an amendment to Resolution No. 15-1172, previously approved on June 17, 2015, to identify a required local match for design of the signals by Resolution No. 15-1884.

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

On October 14, 2015, City Council authorized an amendment to Resolution No. 15-1172, previously approved on June 17, 2015, to identify a required local match for design of the signals by Resolution No. 15-1885.

Information about this item will be provided to the Transportation and Trinity River Project Committee on December 8, 2015.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	December 2015
Complete Design	January 2019

FISCAL INFORMATION

\$428,000.00 - 2006 Bond Program (General Obligation Commercial Paper Funds)
\$197,000.00 - Street Assessment Funds
\$ 17,000.00 - Sanitation Current Funds

Group A: Group A: Highway Safety Improvement Program Intersections

<u>Council District</u>	<u>Amount</u>
2	\$ 9,650.00
5	\$ 11,650.00
6	\$ 9,650.00
7	\$ 11,650.00
9	\$ 9,650.00
10	\$115,800.00
12	\$ 19,300.00
14	<u>\$ 9,650.00</u>
Total	\$197,000.00

FISCAL INFORMATION (Continued)

Group B: Warranted Signal Intersections (Six identified intersections, the additional intersections are yet to be determined). The breakdown below only includes the currently identified warranted signals.

<u>Council District</u>	<u>Amount</u>
3	\$ 36,363.64
6	\$ 36,363.64
8	\$ 36,363.64
10	\$ 18,181.82
14	\$ 18,181.82
To Be Determined	<u>\$299,545.44</u>
Total	\$445,000.00
Grand Total	\$642,000.00

M/WBE INFORMATION

See attached.

ETHNIC COMPOSITION

Kimley-Horn and Associates, Inc.

White Male	1,091	White Female	483
Black Male	21	Black Female	18
Hispanic Male	78	Hispanic Female	40
Other Male	91	Other Female	43

PROPOSAL INFORMATION

The following top three proposals were received from solicitation number BHZ1308 and opened on July 11, 2013. This contract is being awarded in its entirety to the most advantageous proposer.

*Denotes successful proposer

<u>Proposers</u>	<u>Address</u>	<u>Score</u>
*Kimley-Horn and Associates, Inc.	12750 Merit Drive, Suite 1000 Dallas, TX 75251	88.25%
Lee Engineering, LLC	3030 LBJ Freeway, Suite 1660 Dallas, TX 75234	86.75%
Savant Group, Inc.	1700 Pacific Avenue, Suite 1240 Dallas, TX 75201	75.00%

Statements of Qualifications were received from solicitation number BHZ1308 and opened on July 11, 2013 from the following 13 consultant teams: Civil Associates, Inc.; Teague Nall and Perkins, Inc.; Kimley-Horn and Associates, Inc.; Binkley and Barfield, Inc.; Lee Engineering, LLC.; Urban Engineers Group, Inc.; Neel-Schaffer, Inc.; Urban Engineers Group, Inc., DBA Urban Services, Inc.; Savant Group; Orthon; HDR, Inc.; AECOM; AZ and B Arrendo; and Zepeda and Brunz, LLC.

OWNER

Kimley-Horn and Associates, Inc.

John Atz, President
Aaron Nathan, Vice-President

MAP

Attached

December 9, 2015

WHEREAS, on August 8, 2014, the City authorized a contract with Kimley-Horn and Associates, Inc., to provide traffic signal design services by Administrative Action No. 14-6559; and,

WHEREAS, on February 5, 2015, the City authorized a contract with Kimley-Horn and Associates, Inc., to provide traffic signal design services by Administrative Action No. 15-5650; and,

WHEREAS, on June 17, 2015, City Council authorized a contract with Kimley-Horn and Associates, Inc., to provide traffic signal design services by Resolution No. 15-1172; and,

WHEREAS, on October 14, 2015, City Council authorized an amendment to Resolution No. 15-1172, previously approved on June 17, 2015, to identify a required local match for design of the signals in the amount of \$97,886.00, by Resolution No. 15-1883; and,

WHEREAS, on October 14, 2015, City Council authorized an amendment to Resolution No. 15-1172, previously approved on June 17, 2015, to identify a required local match for design of the signals in the amount of \$76,900.00, by Resolution No. 15-1884; and,

WHEREAS, on October 14, 2015, City Council authorized an amendment to Resolution No. 15-1172, previously approved on June 17, 2015, to identify a required local match for design of the signals in the amount of \$155,200.00, by Resolution No. 15-1885; and,

WHEREAS, the City desires to enter into a professional services contract with Kimley-Horn and Associates, Inc., most advantageous proposer of thirteen, to provide traffic signal design services for 32 traffic signals at various intersections and other related tasks in an amount not to exceed \$642,000.00.

Now, Therefore,

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

Section 1. That the City Manager is hereby authorized to enter into a professional services contract with Kimley-Horn and Associates, Inc., to provide traffic signal design services for 32 traffic signals at various intersections and other related tasks in an amount not to exceed \$642,000.00, after approval as to form by the City Attorney.

December 9, 2015

Section 2. That the Chief Financial Officer is authorized to disburse in accordance with the terms and conditions of the contract from:

Street Assessment Funds Fund L006, Dept. STS, Unit P496, Obj. 4820 Activity THRG, Program PBP49616 MASC STS STS16KHAC01, Vendor # 135447 in an amount not to exceed	\$197,000.00
Street and Transportation Improvements Fund Fund 4T22, Dept. PBW, Unit U811, Obj. 4111 Activity THRG, Program PB06U811 MASC STS STS16KHAC01, Vendor # 135447 in an amount not to exceed	\$428,000.00
Sanitation Current Funds Fund 0440, Dept. SAN, Unit: 3591, Obj. 4820 Activity THRG, Program STS-Signal MASC STS STS16KHAC01, Vendor # 135447 in an amount not to exceed	<u>\$ 17,000.00</u>
Total amount not to exceed	\$642,000.00

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: Economic Vibrancy
AGENDA DATE: December 9, 2015
COUNCIL DISTRICT(S): All
DEPARTMENT: Water Utilities
CMO: Mark McDaniel, 670-3256
MAPSCO: Outside City Limits

SUBJECT

Authorize a five-year contract, with four, five-year renewal options, with the United States of America acting through the U.S. Army Corps of Engineers to continue providing untreated water, from December 9, 2015 through December 8, 2020 - Estimated Annual Revenue: \$6,790

BACKGROUND

This item is for authorization to enter into a new untreated water purchase contract with the United States of America acting through the U.S. Army Corps of Engineers. The U.S. Army Corps of Engineers is currently purchasing untreated water from Dallas for use at its Lewisville Aquatic Ecosystem Research Facility (LAERF) under an existing untreated water purchase contract which expired on June 12, 2015.

LAERF is an experimental pond facility which supports studies and research related to the biology, ecology, and management of aquatic plants. As a part of the U.S. Army Corps of Engineers' research, water is diverted from Lewisville Lake to the Corps' 54 research ponds which are filled and drained independently for control of different hydrologic regimes. The U.S. Army Corps of Engineers' LAERF is located in Lewisville, Texas, immediately below the dam of Lewisville Lake, a U.S. Army Corps of Engineers water supply reservoir.

The U.S. Army Corps of Engineers requests to purchase a maximum of 47,331,976 gallons of untreated water annually for industrial purposes to compensate Dallas for evaporative losses due to the research ponds. The City of Dallas has water rights in Lewisville Lake for multiple purposes, including rights for industrial use.

Untreated water provided to the U.S. Army Corps of Engineers by Dallas will be billed at Dallas' ordinance rate for regular untreated water service in accordance with Chapter 49 of the Dallas City Code. Estimated annual revenue to Dallas is \$6,789.92 based on average usage. The sale of untreated water to the U.S. Army Corps of Engineers is subject to, and limited by, available system supply.

BACKGROUND (Continued)

The City of Dallas currently contracts with the United States government, acting through the U.S. Army Corps of Engineers for water storage and operation and maintenance of Lewisville, Ray Roberts and Grapevine Lakes.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Authorized Untreated Water Purchase Contract with the United States of America, acting through the U.S. Army Corps of Engineers on June 13, 1990, by Resolution No. 90-1946.

Information about this item will be provided to the Quality of Life & Environment Committee on December 8, 2015.

FISCAL INFORMATION

Estimated Annual Revenue: \$6,789.92 (at current untreated water rate)

MAP

Attached

December 9, 2015

WHEREAS, the United States of America, acting through the U.S. Army Corps of Engineers, currently purchases untreated water for industrial purposes from the City of Dallas, and Dallas currently sells untreated water to United States of America as set forth under the terms, covenants, and conditions stated in a Untreated Water Contract between the City of Dallas and the United States of America dated June 13, 1990; and,

WHEREAS, the City of Dallas owns water rights in Lewisville Lake including industrial water rights; and,

WHEREAS, the United States of America, acting through the U.S. Army Corps of Engineers, requests to continue to purchase untreated water from the City of Dallas as compensation for evaporation losses from impoundments at a diversion point located at Lewisville Lake in Denton County, Texas; and

WHEREAS, the United States of America Untreated Water Contract with Dallas expired on June 12, 2015; and,

WHEREAS, Dallas and the United States of America desire to enter into a new Untreated Water Contract; and,

WHEREAS, the initial term of the new 5-year Untreated Water Contract which has four, five-year renewal options will be December 9, 2015 through December 8, 2020; and,

WHEREAS, approval of the new contract would be in the best interest of the City of Dallas as well as the United States of America;

Now, Therefore,

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

Section 1. That the City Manager is hereby authorized to enter into an Untreated Water Contract with the United States of America to purchase untreated water from the City of Dallas for the initial term of December 9, 2015 through December 8, 2020, with four, five-year renewal options, in the estimated annual amount of \$6,789.92 after approval of the contract documents by the City Attorney.

Section 2. That the Chief Financial Officer is hereby authorized and directed to deposit receipts for service provided under this contract to the Water Utilities Current Fund as follows:

<u>FUND</u>	<u>DEPT</u>	<u>UNIT</u>	<u>FUNC</u>	<u>REVENUE RESOURCE CODE</u>
0100	DWU	7005	7REV	7849

December 9, 2015

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.

Memorandum



CITY OF DALLAS

DATE December 4, 2015

TO Honorable Members of the Quality of Life & Environment Committee: Sandy Greyson (Chair),
Tiffinni A. Young (Vice Chair), Rickey D. Callahan, Mark Clayton, Philip T. Kingston, B. Adam McGough

SUBJECT **December 9, 2015 Park and Recreation Department City Council Addendum Agenda Item Kidd Springs Park**

On Wednesday, December 9, 2015, the Dallas City Council will consider an addendum agenda item relating to the Park and Recreation Department.

- **KIDD SPRINGS PARK (1)** - Authorize application for an Environmental Solutions for Communities Grant in the amount of \$50,000 from Wells Fargo and the National Fish and Wildlife Foundation (NFWF) for the Dam Safety and Shoreline Erosion Control project at Kidd Springs Park – Financing: This action has no cost consideration to the City. This item was approved by the Park and Recreation Board on Thursday, December 3, 2015.

A City Council agenda sheet is attached with this memo to provide further details on this agenda item. If you have any questions, please contact me at 214-670-4071.

A handwritten signature in black ink, appearing to read 'Willis C. Winters'.

Willis C. Winters, FAIA, Director
Park and Recreation Department

Attachments

c: Honorable Mayor and Members of the City Council
A.C. Gonzalez, City Manager
Warren M.S. Ernst, City Attorney
Craig D. Kinton, City Auditor
Rosa A. Rios, City Secretary
Daniel F. Solis, Administrative Judge
Ryan S. Evans, First Assistant City Manager

Eric D. Campbell, Assistant City Manager
Jill A. Jordan, P.E., Assistant City Manager
Mark McDaniel, Assistant City Manager
Joey Zapata, Assistant City Manager
Jeanne Chipperfield, Chief Financial Officer
Sana Syed, Public Information Officer
Elsa Cantu, Assistant to the City Manager – Mayor & Council

ADDENDUM ITEM # 5

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

AGENDA DATE: December 9, 2015

COUNCIL DISTRICT(S): 1

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: 44-Y 54-C

SUBJECT

Authorize application for an Environmental Solutions for Communities Grant in the amount of \$50,000 from Wells Fargo and the National Fish and Wildlife Foundation for the Dam Safety and Shoreline Erosion Control project at Kidd Springs Park – Financing: This action has no cost consideration to the City

BACKGROUND

This item is on the addendum due to the grant application deadline of December 10, so in order to get City Council's approval, the Park and Recreation Department needed to place item on the only City Council agenda in December. We did not receive notification that Kidd Springs was the selected project for the City to submit until it was too late to be on the regular agenda.

Wells Fargo, in partnership with the National Fish and Wildlife Foundation (NFWF), is accepting grant applications for the *Environmental Solutions for Communities Grant* program. This program is available to private non-profit organizations and public agencies. The scoring criteria for this grant program focuses on projects that include private/public partnerships, volunteer community participation, greening of traditional infrastructure, stormwater management, and highly visible project sites. The Kidd Springs Dam Safety and Shoreline Erosion Control project was chosen for this application as it achieves the most points from the grant program priorities.

The grant program does not require a funding match; however, projects which meet or exceed a 1:1 match will be more competitive. The City's 2006 Bond Program's \$500,000 allocation for the Kidd Springs project will be used to exceed the matching fund criterion for the application. If successful, the grant will provide for shoreline restoration, erosion control and re-establishment of a natural spring at the project site which would not be possible without the additional funds.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

The Park and Recreation Board authorized application of the grant on November 19, 2015.

Information about this item will be presented to the Quality of Life & Environment Committee on December 8, 2015.

FISCAL INFORMATION

This action has no cost consideration to the City.

MAP

Attached

December 9, 2015

WHEREAS, the City of Dallas be authorized to apply for a grant for the *Environmental Solutions for Communities Grant*, in the amount of \$50,000 from Wells Fargo and the National Fish and Wildlife Foundation (NFWF) for the Dam Safety and Shoreline Erosion Control Project at Kidd Springs Park 700 West Canty Street; and

WHEREAS, this grant application is for the Dam Safety and Shoreline Erosion Control Project at Kidd Springs Park; and

WHEREAS, the grant program does not require a funding match, however, projects which meet or exceed a 1:1 match will be more competitive.

Now, Therefore,

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

SECTION 1. That the President of the Park and Recreation Board and the City Manager are authorized to submit a grant application for the *Environmental Solutions for Communities Grant*, in the amount of \$50,000 from Wells Fargo and the National Fish and Wildlife Foundation (NFWF) for the Dam Safety and Shoreline Erosion Control Project at Kidd Springs Park.

SECTION 2. That the City's 2006 Bond Program \$500,000 allocation for the Kidd Springs Project will be used to exceed the matching fund criterion for the application. If successful, the grant will provide for a portion of the project which would not be possible without the additional funds.

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.

ADDENDUM ITEM # 6

KEY FOCUS AREA: Culture, Arts and Recreation and Educational Enhancements
AGENDA DATE: December 9, 2015
COUNCIL DISTRICT(S): 1, 2, 5, 10, 11, 14
DEPARTMENT: Park & Recreation
CMO: Willis Winters, 670-4071
MAPSCO: 15-D H 16-E 27-K L 44-X Y 36-Q U 46-D H 47-A E 54-B C
58-V Z 59-S W

SUBJECT

Authorize a professional services contract with Kimley-Horn and Associates, Inc. for schematic design through construction administration services of the Phase I Aquatics Master Plan - 2015 Update to include six aquatic facilities to be constructed at: Crawford Memorial Park located at 8700 Elam Road, Fretz Park located at 6994 Beltline Road, Kidd Springs Park located at 700 West Canty Street, Lake Highlands North Park located at 9344 Church Road, Samuell-Grand Park located at 6200 East Grand Avenue, and Tietze Park located at 2700 Skillman Street - Not to exceed \$3,307,500 - Financing: Elgin B. Robertson Land Sale Funds

BACKGROUND

This item is on the addendum in order to meet the opening date for the first set of Aquatic Centers in time for pool season 2018, we need to have the design contract approved on December 9.

Contract includes schematic design through construction administration services for six facility aquatic centers, including Regional facilities at Fretz Park, Samuell-Grand Park and Crawford Memorial Park; two Community facilities at Lake Highland North Park; and Kidd Springs Park and a Neighborhood facility at Tietze Park.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	January 2016
Complete Design	December 2016
Begin Construction	May 2017
Complete Construction	May 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

City Council was briefed on September 14, 2015.

City Council was briefed on October 7, 2015.

The Park and Recreation Board was briefed on October 8, 2015.

The Park and Recreation Board authorized award of the professional services contract on November 19, 2015.

Information about this item will be provided to the Quality of Life & Environment Committee on December 8, 2015.

FISCAL INFORMATION

Elgin B. Robertson Land Sale Funds - \$3,307,500

<u>Council District</u>	<u>Amount</u>
1	\$ 476,700
2	\$ 672,000
5	\$ 747,600
10	\$ 476,700
11	\$ 568,050
14	<u>\$ 366,450</u>
Total	\$3,307,500

M/WBE INFORMATION

See attached.

ETHNIC COMPOSITION

Kimley-Horn and Associates, Inc.

White Male	93	White Female	42
Black Male	2	Black Female	2
Hispanic Male	6	Hispanic Female	6
Other Male	4	Other Female	2

OWNER

Kimley-Horn and Associates, Inc.

Mark C. Hatchel, PLA, ASLA – Vice President/Senior Park Planner

MAPS

Attached

December 9, 2015

WHEREAS, it is necessary to hire a firm to provide for schematic design through construction administration services of the Phase I Aquatics Master Plan - 2015 Update to include six aquatic facilities to be constructed at: Crawford Memorial Park located at 8700 Elam Road, Fretz Park located at 6994 Beltline Road, Kidd Springs Park located at 700 West Canty Street, Lake Highlands North Park located at 9344 Church Road, Samuell-Grand Park located at 6200 East Grand Avenue, and Tietze Park located at 2700 Skillman Street, and the firm of Kimley-Horn and Associates, Inc. presented a proposal dated November 2, 2015 to provide these services, in an amount not to exceed \$3,307,500.

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 enter into a professional services contract with Kimley-Horn and Associates, Inc. for schematic design through construction administration services of the Phase I Aquatics Master Plan - 2015 Update to include six aquatic facilities to be constructed at: Crawford Memorial Park, Fretz Park, Kidd Springs Park, Lake Highlands North Park, Samuell-Grand Park, and Tietze Park, in an amount not to exceed \$3,307,500.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a professional services contract with Kimley-Horn and Associates, Inc. after approval as to form by the City Attorney.

SECTION 3. That the City Manager is hereby authorized to establish the appropriation in an amount not to exceed \$3,307,500 in Fund 0467, Department PKR, Unit P945, Object 4112, Activity AQFC, Program PKP945, CT-PKR1019526, Commodity 92500.

SECTION 4. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$3,307,500 from Elgin B. Robertson Land Sale Funds, Fund 0467, Department PKR, Unit P945, Object 4112, Activity AQFC, Program PKP945, CT-PKR16019526, Commodity 92500, Vendor 135447.

SECTION 5. 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.