

QUALITY OF LIFE, ARTS & CULTURE COMMITTEE  
DALLAS CITY COUNCIL COMMITTEE AGENDA

RECEIVED

2017 SEP 20 PM 1:33

CITY SECRETARY  
DALLAS, TEXAS

MONDAY, SEPTEMBER 25, 2017  
CITY HALL  
COUNCIL BRIEFING ROOM, 6ES  
1500 MARILLA STREET  
DALLAS, TEXAS 75201  
9:00 A.M. – 11:00 A.M.

REVISED

**Chair**, Councilmember Sandy Greyson  
**Vice-Chair**, Councilmember Mark Clayton  
Councilmember Rickey D. Callahan  
Councilmember Jennifer S. Gates  
Councilmember Scott Griggs  
Councilmember B. Adam McGough  
Councilmember Omar Narvaez

Call to Order

1. Approval of September 11, 2017 Minutes

**BRIEFINGS**

2. Dallas Cultural Planning Process Overview  
Jennifer Scripps  
*Director, Office of Cultural Affairs*

**BRIEFING MEMORANDUM**

3. Renewal of Contract with Foundation Communities, Inc. to Administer a Volunteer Income Tax Assistance Program for Low Income Households  
Raquel Favela  
*Chief of Economic Development & Neighborhood Services*

4. **Upcoming Agenda Items**

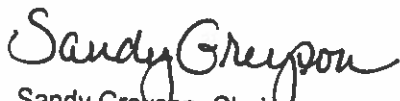
**September 27, 2017**

- A. Agenda Item #21 - Authorize the (1) acceptance of a grant from the Institute of Museum and Library Service through the Texas State Library and Archives Commission for the FY 2018 Special Projects Grant Program (Grant No. 478-18006/Federal ID No. LS-00-17-0044-17, CFDA No. 45.310) in the amount of \$75,000 for the period September 1, 2017 through August 31, 2018; (2) establishment of appropriations in an amount not to exceed \$75,000 in the FY 2018 TSLAC-Special Projects Grant-ESL17-18 Fund; (3) receipt and deposit of funds in an amount not to exceed \$75,000 in the FY 2018 TSLAC-Special Projects Grant 17-18-ESL Fund; and (4) execution of the grant agreement - Not to exceed \$75,000 - Financing: Texas State Library and Archives Commission Grant Funds
- B. Agenda Item #28 - Authorize an application for an Urban Outdoor Recreation Grant in the amount of \$1,000,000 from the Texas Parks and Wildlife Department for Development of the Phase 2 of the Runyon Creek Trail project located at 1900 East Camp Wisdom Road - Financing: This action has no cost consideration to the City

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

- C. Agenda Item #29 - Authorize a construction services contract for dam safety and shoreline improvements at Kidd Springs Park located at 700 West Canty Street - A S Con, Inc., lowest responsible bidder of six - Not to exceed \$726,578 – Financing: 2003 Bond Funds (\$285,780) and 2006 Bond Funds (\$440,798)
- D. Agenda Item #30 - Authorize (1) an increase in the construction services contract with Northstar Construction, LLC to add Kessler Steps Reconstruction/Water and Wastewater utility work to the Runyon Creek Greenbelt Trail Project; (2) the establishment of appropriations in an amount not to exceed \$71,000 in the Capital Gifts, Donation and Development Fund; and (3) the receipt and deposit of funds in an amount not to exceed \$71,000 in the Capital Gifts, Donation and Development Fund - Not to exceed \$298,962, from \$2,567,726 to \$2,866,688 - Financing: Capital Gifts, Donation and Development Funds (\$71,000), Current Funds (\$30,911) and Water Utilities Capital Construction Funds (\$197,051)
- E. Agenda Item #45 - Authorize (1) an Inter-Jurisdictional Hurricane Harvey Mutual Aid Agreement by and between the City of Houston, Texas, a Texas Home-Rule City located principally in Harris County and the City of Dallas, a Texas Home-Rule City located principally in Dallas County to provide mutual aid in the form of personnel, supplies and equipment during the Hurricane Harvey disaster as well as during cleanup periods; and (2) the City Manager to execute agreements for services associated with lodging and incidentals resulting from participation under the Mutual Aid Agreement, with payment to vendors based only on the amount of services directed to be performed by the City to be reimbursed subject to the terms of the Mutual Aid Agreement - Not to exceed \$175,000 - Financing: Hurricane Harvey Deployment Funds

Adjourn



Sandy Greyson, Chair  
Quality of Life, Arts & Culture Committee

### HANDGUN PROHIBITION NOTICE FOR MEETINGS OF GOVERNMENTAL ENTITIES

Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a concealed handgun.\*

\*De acuerdo con la sección 30.06 del código penal (ingreso sin autorización de un titular de una licencia con una pistola oculta), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola oculta.\*

Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.\*

\*De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), una persona con licencia según el subcapítulo h, capítulo 411, código del gobierno (ley sobre licencias para portar pistolas), no puede ingresar a esta propiedad con una pistola a la vista.\*

## EXECUTIVE SESSION NOTICE

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

1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
2. deliberating the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.072]
3. deliberating a negotiated contract for a prospective gift or donation to the city if deliberation in an open meeting would have a detrimental effect on the position of the city in negotiations with a third person. [Tex. Govt. Code §551.073]
4. deliberating the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee unless the officer or employee who is the subject of the deliberation or hearing requests a public hearing. [Tex. Govt. Code §551.074]
5. deliberating the deployment, or specific occasions for implementation, of security personnel or devices. [Tex. Govt. Code §551.076]
6. discussing or deliberating commercial or financial information that the city has received from a business prospect that the city seeks to have locate, stay or expand in or near the city and with which the city is conducting economic development negotiations; or deliberating the offer of a financial or other incentive to a business prospect. [Tex Govt. Code §551.087]
7. deliberating security assessments or deployments relating to information resources technology, network security information, or the deployment or specific occasions for implementations of security personnel, critical infrastructure, or security devices. [Tex. Govt. Code §551.089]

# Quality of Life, Arts & Culture Committee Meeting Record

**Meeting Date:** September 11, 2017      **Convened:** 9:06 AM      **Adjourned:** 10:36 AM

**Members Present:**

Sandy Greyson (Chair)  
Mark Clayton (Vice-Chair)  
Rickey D. Callahan  
Jennifer S. Gates  
Scott Griggs  
B. Adam McGough  
Omar Narvaez

**Members Absent:**

**Council Members Present:**  
Philip Kingston

**Briefing Presenters**

Willis Winters  
*Director, Park & Recreation*  
  
Crystal Ross  
*Asst. Director, Park & Recreation*

**Staff Present:**

Raul Acosta, Casey Burgess, Peer Chacko, David Cossum, David Fisher, Juan Garcia, Azhar Hussain, Ryan O'Connor, Bert Vandenberg, Joey Zapata

**Guests:**

**AGENDA:**

1. **Approval of August 28, 2017 Minutes**

**Information Only:**

**Action Taken/Committee Recommendation(s):** A motion was made to approve the minutes of August 28, 2017.

**Motion made by:** Scott Griggs

**Motion seconded by:** Mark Clayton

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

2. **Park & Recreation Summer Program Recap**

**Presenter(s):** Willis Winters, Director, Park & Recreation; Crystal Ross, Assistant Director, Park & Recreation

**Information Only:**

The Committee was briefed on the Park & Recreation Summer Program Recap.

**Action Taken/Committee Recommendation(s):**

**Motion made by:**

**Motion seconded by:**

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

3. **Executive Session: Proposed Park Land Dedication Ordinance (Pursuant to Section 551.071 Of the Texas Open Meeting Act)**

**Presenter(s):** City Attorney's Office

**Information Only:**

The committee went into Executive Session in regards to the Proposed Park Land Dedication Ordinance (Pursuant to Section 551.071 Of the Texas Open Meeting Act)

**Action Taken/Committee Recommendation(s):**

**Motion made by:**

**Motion seconded by:**

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

4. **Informational Memorandum: Community Cleanups Update**

**Presenter(s):**

**Information Only:**

Information about the Community Cleanups Update was provided to the Committee via memorandum.

**Action Taken/Committee Recommendation(s):**

**Motion made by:**

**Motion seconded by:**

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

5. **Upcoming Agenda Items**

**Presenter(s):**

**Information Only:**

Information about the upcoming items was included in the briefing materials.

**Action Taken/Committee Recommendation(s):** A motion was made to move the September 13<sup>th</sup> upcoming agenda items forward with recommendation to full Council.

**Motion made by:** Scott Griggs

**Motion seconded by:** Jennifer S. Gates

**Item passed unanimously:**

**Item passed on a divided vote:**

**Item failed unanimously:**

**Item failed on a divided vote:**

**Motion opposed by:** Mark Clayton

# Memorandum



CITY OF DALLAS

DATE September 18, 2017

Honorable Members of the Quality of Life, Arts & Culture Committee: Sandy Greyson (Chair), Mark Clayton (Vice Chair), Rickey D. Callahan, Jennifer S. Gates, Scott Griggs, B. Adam McGough, Omar Narvaez

SUBJECT **Dallas Cultural Planning Process Overview**

On Monday, September 25, you will be briefed on the Dallas Cultural Planning Process Overview. The briefing materials are attached for your review.

Please feel free to contact me if you have any questions or concerns.

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  
T.C. Broadnax, City Manager  
Larry Casto, City Attorney  
Craig D. Kinton, City Auditor  
Billerae Johnson, City Secretary (Interim)  
Daniel F. Solis, Administrative Judge  
Kimberly Bizer Tolbert, Chief of Staff to the City Manager  
Majed A. Al-Ghafry, Assistant City Manager

Jo M. (Jody) Puckett, Assistant City Manager (Interim)  
Jon Fortune, Assistant City Manager  
M. Elizabeth Reich, Chief Financial Officer  
Nadia Chandler Hardy, Chief of Community Services  
Raquel Favela, Chief of Economic Development & Neighborhood Services  
Theresa O'Donnell, Chief of Resilience  
Directors and Assistant Directors

# Dallas Cultural Planning Process Overview

Quality of Life, Arts & Culture  
Committee Briefing  
September 25, 2017

Jennifer Scripps, Director  
Office of Cultural Affairs  
City of Dallas



# Purpose

- To review the new Cultural Plan development process for community engagement to inform and set priorities going forward



*“Working together to create a more vibrant cultural community in Dallas”*





# Background

- Cultural planning is a regular and healthy process of community engagement to envision the future of the arts, evaluate current OCA programs, and set priorities for future investments
- The City of Dallas last updated its Cultural Plan and Cultural Policy in 2002. That plan focused on new facilities and grant programs for organizations.
- Nationwide, peer cities have recently unveiled new cultural plans, including: Chicago (2012), Charlotte (2014), Los Angeles (2014), Houston (2015), Boston (2016), and New York (2017)



# Community Impact:

## Support a Rapidly Growing Arts Sector:

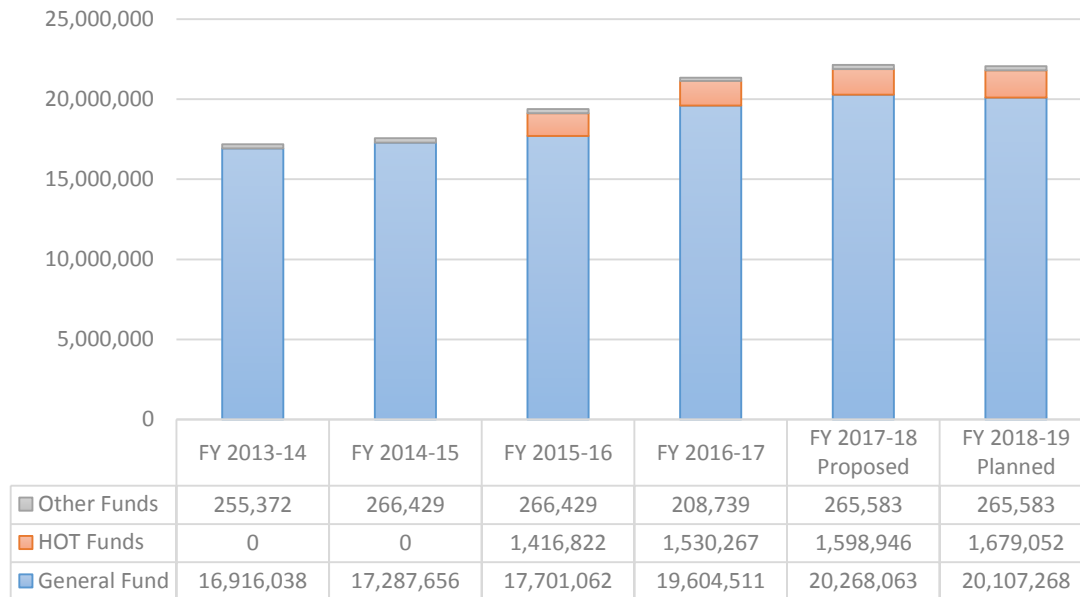
- In June 2017, the City of Dallas and partners released the Arts and Economic Prosperity 5 study:
  - Total economic impact of nonprofit arts and cultural industry grew to \$891M in economic impact
  - an increase of 277% in 7 years (18% year over year)
  - Nationally, Dallas ranked as a Top 10 arts economy
  - Full-time jobs (equivalent) = 33,554
  - Arts District's economic impact = \$395M (44% of Dallas total)
  - Arts remain a strong driver of tourism with 52.4% of tourists indicating that the primary purpose of their visit was arts/culture
  - Generates \$45.1M in local government revenue



# Issues and Constraints:

- The OCA funding includes support for more than 125 arts organizations and 70 individual artists, but City support is growing more slowly than the sector

OCA Budget History



# Issues and Constraints:

- Neighborhood arts experiences are increasingly sought out, but Dallas residents desire more options and neighborhood access
- Board diversity and staff diversity of arts organizations does not reflect the Dallas population
- Private and corporate funders tell of “donor fatigue” for the arts
- Outdated OCA policies, include funding caps, limits on temporary public art, and lack of integration with other City departments



# Why a New Cultural Plan?

## Wide Civic Engagement

- Identification of key stakeholders, partners and resources
- Citywide discussion of why culture matters
- Opportunity to gather quantitative and qualitative data

## Strengthened Cultural Sector

- Build and focus the Office of Cultural Affairs capacity to cultivate the cultural ecosystem, along with its partner organizations and institutions
- Cultural Participation – not only in numbers, but also in depth



# What will the Plan Do?

## Identify the Top Priorities

- What is the cultural potential of Dallas?
- What issues keep Dallas from reaching its cultural potential?

## Design a Blueprint for Dallas' Cultural Future

- Identify top-tiered initiatives that Dallas is poised to launch / bolster
- Update Cultural Policy, written guidelines for OCA building on Plan priorities



# How?

## PHASE 1

- Citywide Engagement
- Fall 2017 – Winter 2018

## PHASE 2

- Economic Impact Analysis
- Spring 2018

## PHASE 3

- New Cultural Plan and Updated Cultural Policy
- Summer 2018



# Cultural Planning Process:

- **INCLUSIVE:** virtual and in-person engagements will be held throughout the city– allowing Dallas residents to participate in ways that are most comfortable
- **TRANSPARENT:** [dallasculturalplan.com](http://dallasculturalplan.com) will be constantly updated with event information, presentations, virtual and in-person engagement opportunities
- **DATA-DRIVEN:** cultural asset and experience mapping, measurements for success, and neighborhood-level data gathering
- **SUSTAINABLE:** the plan will include economic impact and feasibility studies to ensure support and further grow the arts in Dallas

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# Cultural Planning Resources:

- City Council awarded cultural planning contract to Lord Cultural Resources on May 24, 2017
- The total project budget is \$600,000
  - Privately raising \$300,000
  - \$300,000 from the general fund
- Status of Fundraising: \$173,000 committed with another \$150,000 in grant applications submitted and pending by end of the year
- Generously supported by:



Anonymous Foundation

The Perot Foundation

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# How to Get Involved:

Sign up for updates at: [www.dallasculturalplan.com](http://www.dallasculturalplan.com)

Attend and help publicize one of the Cultural Plan Events:

- Monday, September 25<sup>th</sup>: Dallas Museum of Art, 6-8pm
- Tuesday, September 26<sup>th</sup>: Dallas Children's Theater, 6-8pm
- Thursday, September 28<sup>th</sup>: Walnut Hill Recreation Center, 6-8pm
- Saturday, September 30<sup>th</sup>: Red Bird Mall, 10am-Noon
- Tuesday, October 10<sup>th</sup>: South Dallas Cultural Center, 6-8pm
- Monday, October 16<sup>th</sup>: Oak Cliff Cultural Center, 6-8pm
- Saturday, October 21<sup>st</sup>: Bath House Cultural Center, 10am – Noon
- Additional meetings pending

Complete the online survey regarding participation with the arts



# Dallas Cultural Planning Process Overview

Quality of Life, Arts & Culture  
Committee Briefing  
September 25, 2017

Jennifer Scripps, Director  
Office of Cultural Affairs  
City of Dallas



# Memorandum



CITY OF DALLAS

DATE September 20, 2017

TO Honorable Mayor and Members of the City Council

SUBJECT **Renewal of Contract with Foundation Communities, Inc. to Administer a Volunteer Income Tax Assistance Program for Low Income Households**

## Summary

At the September 18, 2017 Economic Development and Housing Committee meeting, additional information was requested regarding the agenda item to authorize the first of two service contract renewals to Foundation Communities to administer a Volunteer Income Tax Assistance Program (VITA) for low to moderate income families or individuals citywide. As requested by the committee, the information is included below and made available through the Quality of Life Committee on September 25, 2017 prior to City Council consideration on September 27, 2017.

## Background Information

Foundation Communities, Inc. just completed its first year providing a city-wide program for free tax assistance with a secondary goal of enhancing financial literacy by using the Earned Income Tax Credit (EITC) as the anchor for wrap-around services. This program scope aligns with the recommendations from the Mayor's Task Force on Poverty's briefing to City Council to develop an awareness campaign to get more people to VITA sites.

The VITA program offers free tax assistance to families and individuals who make less than \$55,000 a year. The program operates at seven sites, 6 days a week, and 6-8 hours a day. Last year the VITA program provided free tax help to over 8000 Dallas taxpayers. Approximately 25% of the tax returns completed through the VITA program claimed the Earned Income Tax Credit (EITC). Additionally, over 650 individuals requested referrals for financial education classes or one-on-one financial coaching sessions with a partner agency.

DATE September 20, 2017  
 SUBJECT VITA contract renewal

In the 2016-17 tax season, the following sites were Foundation Communities VITA sites.

Council District	Location	Address	Number of Returns
6	Habitat for Humanity	2800 N Hampton Road, Dallas, TX 75212	2752
6	North Dallas Shared Ministries	2875 Merrell Road, Dallas, TX 75229	2136
7	First Community Church	9120 Ferguson Rd, Dallas, TX 75228	1351
10	Catholic Charities	9461 Lyndon B Johnson Fwy, Dallas, TX 75243	915
2	St. Luke's UMC	5710 E R L Thornton Fwy, Dallas, TX 75223	860
8	UNT-Dallas	7300 University Hills Blvd, Dallas, TX 75241	652
3	Concord Church	6808 Pastor Bailey Dr, Dallas, TX 75237	293

Dallas residents from every Council district visited a Foundation Communities VITA site, with the most residents coming from districts 6, 1 and 3. Complete information is below.

District	Number	Percent of Overall
1	681	9.66%
2	569	8.07%
3	665	9.43%
4	604	8.57%
5	519	7.36%
6	1,049	14.88%
7	610	8.65%
8	541	7.67%
9	482	6.84%
10	282	4.00%
11	279	3.96%
12	399	5.66%
13	275	3.90%
14	95	1.35%
Unassigned	397	N/A

If the City's contract with Foundation Communities, Inc. is extended, the agency intends to prepare 9,500 tax returns within the City of Dallas during the 2017-18 tax season. Foundation Communities will operate a minimum of seven (7) site locations in the City dedicated to tax preparation, hire a volunteer coordinator, and offer a robust marketing program. At least 50% of the program's seasonal positions will be filled by employees who are bilingual. Sites will be open from mid-January through the tax deadline in April of 2018.

DATE September 20, 2017  
SUBJECT VITA contract renewal

Foundation Communities will operate two (2) year-round sites for on-going assistance at Habitat for Humanity and North Dallas Shared Ministries. Each site location recruits at least 50 active volunteers, secures and maintains appropriate and sufficient equipment, and hires and manages paid staff to ensure proper coverage. All returns completed are reviewed by experienced staff and volunteers for quality control purposes.

Additionally, Foundation Communities will continue to emphasize financial literacy and coaching by referring tax clients to financial coaching sessions, and assisting clients with establishing savings accounts and purchasing savings bonds. During the previous tax season, 6,684 clients completed a survey to assess what referrals the clients wanted. The most common response was savings assistance. The savings account program offers clients the opportunity to establish or add to a savings account meant for use during financial emergencies or to deal with an unanticipated expense. The DallasSaves program will offer matching funds that provide up to a variable match (up to \$200) as an incentive to families who set aside between \$50 and \$500 of their tax return through the tax return process and maintain the balance for one year. The match schedule is as follows: \$50-249 savings provides a \$50 incentive; \$250-499 savings provides a \$100 incentive; \$500+ savings provides a \$200 incentive.

The recommended funding amount would provide a continuation of a seven-site Foundation Communities VITA program.

The members of the Economic Development and Housing Committee inquired as to whether any of the assistance centers could be relocated to other sites around the City. Listed below are site considerations that Foundation Communities evaluates when looking at new or additional sites.

- Available to provide large space at no cost which can hold a minimum of 8 workstations (can be either separate offices or large room with minimum of 8 - 4ft/6ft tables as workstations/desks) with space available for privacy between workstations plus waiting area holding up to a minimum of 30 people
- Site locations are to be open 6 days a week for a minimum of 40 hours a week, typical hours of service are from 1pm – 7pm as public hours, but open to staff from 12pm – 9:30pm with available time for last clients and end of day cleaning of area
- Provide locking area/room for laptop storage and private personal information
- Provide chairs and tables in waiting area
- Access to stable Wi-Fi network
- High percentage of low- to moderate-income individuals/families within a close radius of the site location
- Evening hours available until 10pm and potentially to midnight during peak times (January 25-February 15th and April 1-April18) and on specific days, depending on client flow

DATE September 20, 2017  
SUBJECT VITA contract renewal

- Accessible to public transportation, preferably on a DART Line or within a close distance to a public transportation
- Public restroom access that is ADA compliant for staff and clients
- Accessibility to locking cabinet within a locked room for CTC/VITA Staff work area and storage of equipment and sensitive personal information
- Parking access for staff and clients
- More than 5 miles from a current CTC/VITA site location
- CTC/VITA Staff availability with full access to building and facilities with keys and/or badges
- Security onsite, if necessary

Foundations Communities staff is available to discuss potential new site locations with Council Members. If you need assistance scheduling a meeting with Foundations Communities, please contact Robin Bentley at (214) 671-9942.

A summary of the final results of the 2017 Foundation Communities VITA program is attached at the end of this memo.

### **Issue**

The City's existing contract will expire on September 30, 2017. Staff recommends that the City renew the contract for a one year term, from October 1, 2017 to September 30, 2018 and increase the contract amount by \$200,000. The total program cost for the upcoming year is approximately \$584,000. City funds will provide up to \$200,000 of that program cost.

### **Alternatives**

Foundation Communities would reduce the scope of the VITA program, by either offering fewer sites or no financial literacy or savings program, or a combination of the two.

### **Coordination**

The Office of Economic Development has worked with Dallas Public Libraries to help coordinate volunteers and support the mymoneydfw.com website to provide a coordinated information for tax preparation assistance. Dallas Public Libraries host the AARP's tax assistance program, which offers free tax assistance at libraries across the City, primarily to those 55 and older.

### **Fiscal Impact**

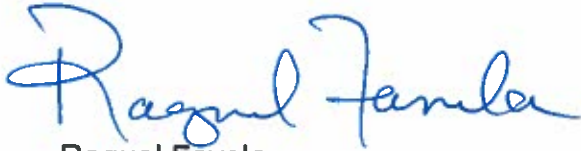
\$200,000 of current year funds.

### **Recommendation**

Staff recommends 1) approval of a one year renewal term for the contract, beginning on October 1, 2017 and ending on September 30, 2018, and 2) an increase in the total contract amount of \$200,000.

DATE September 20, 2017  
SUBJECT VITA contract renewal

Should you have any questions, please contact me at (214) 671-5257.



**Raquel Favela**

**Chief of Economic Development and Neighborhood Services**

C: The Honorable Mayor and Members of the City Council	Jon Fortune, Assistant City Manager
T.C. Broadnax, City Manager	Jo M. (Jody) Puckett, P.E., Assistant City Manager (Interim)
Larry Casto, City Attorney	Joey Zapata, Assistant City Manager
Craig D. Kinton, City Auditor	M. Elizabeth Reich, Chief Financial Officer
Billie Rae Johnson, Interim City Secretary	Nadia Chandler Hardy, Chief of Community Services
Daniel F. Solis, Administrative Judge	Theresa O'Donnell, Chief of Resilience
Kimberly Bizzor Tolbert, Chief of Staff to the City Manager	Directors and Assistant Directors
Majed Al-Ghafry, Assistant City Manager	



**STRATEGIC PRIORITY:** Quality of Life

**AGENDA DATE:** September 27, 2017

**COUNCIL DISTRICT(S):** All

**DEPARTMENT:** Library

**CMO:** Joey Zapata, 670-1204

**MAPSCO:** N/A

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**SUBJECT**

Authorize the **(1)** acceptance of a grant from the Institute of Museum and Library Service through the Texas State Library and Archives Commission for the FY 2018 Special Projects Grant Program (Grant No. 478-18006/Federal ID No. LS-00-17-0044-17, CFDA No. 45.310) in the amount of \$75,000 for the period September 1, 2017 through August 31, 2018; **(2)** establishment of appropriations in an amount not to exceed \$75,000 in the FY 2018 TSLAC-Special Projects Grant-ESL17-18 Fund; **(3)** receipt and deposit of funds in an amount not to exceed \$75,000 in the FY 2018 TSLAC-Special Projects Grant 17-18-ESL Fund; and **(4)** execution of the grant agreement - Not to exceed \$75,000 - Financing: Texas State Library and Archives Commission Grant Funds

**BACKGROUND**

Texas State Library and Archives Commission (TSLAC) awards competitive grants to libraries and regional library systems across the state to support literacy and educational initiatives. The Dallas Public Library is the recipient of one such grant from TSLAC.

The Dallas Public Library was awarded the 2017 TSLAC Special Projects Grants to provide continued staffing for its Homeless Engagement Initiative at the J. Erik Johnson Central Library for the period September 1, 2016 through August 31, 2017. This collaborative project between the Dallas Public Library, the Friends of the Dallas Public Library and City Square’s AmeriCorps program with over 4,000 homeless customers who attended programs and received services through the Library's referral desk. This grant supported a full-time Coordinator II and a part-time Customer Service Representative.

## **BACKGROUND** (continued)

The 2018 TSLAC Special Projects Grant, in the amount of \$75,000, will provide support for a new suite of English language learning classes. The collaborative project between the Dallas Public Library, Dollar General, and the Friends of the Dallas Public Library will create new advanced English as a Second Language (ESL) courses that will supplement the library's current general ESL classes. These Applied ESL classes will focus on subjects applicable to the community and workplace such as customer service, school enrollment, doctor visits, and interviewing. This grant will support one full-time and one part-time Instructor position who will develop course curriculum and teach courses at library locations.

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

On September 28, 2016, City Council authorized the acceptance of the FY 2017 TSLAC-Special Projects Grant by Resolution No. 16-1571.

Information about this item will be provided to the Quality of Life, Arts & Culture Committee on September 25, 2017.

## **FISCAL INFORMATION**

Texas State Library and Archives Commission Grant Funds - \$75,000

September 27, 2017

**WHEREAS**, the Texas State Library has awarded the City of Dallas, Dallas Public Library, funds to enhance community engagement and child literacy efforts, including the Special Projects Grant to support staff salaries for the Library's Applied ESL classes; and

**WHEREAS**, the Applied ESL classes will focus on subjects applicable to the community and workplace such as customer service, school enrollment, doctor visits, and interviewing; and

**WHEREAS**, on September 28, 2016, City Council authorized the acceptance of the FY 2017 TSLAC-Special Projects Grant by Resolution No. 16-1571; and

**WHEREAS**, it is recommended that the City Manager be authorized to accept this grant fund, in an amount not to exceed \$75,000.

**Now, Therefore,**

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

**SECTION 1.** That the City Manager is hereby authorized to accept a grant from the Institute of Museum and Library Service through the Texas State Library and Archives Commission for the FY 2018 Special Projects Grant Program (Grant No. 478-18006 /Federal ID No. LS-00-17-0044-17,CFDA No. 45.310) in the amount of \$75,000 for the period September 1, 2017 through August 31, 2018; and sign the grant agreement and other documents required by the grant, approved as to form by the City Attorney.

**SECTION 2.** That the City Manager is hereby authorized to establish appropriations in an amount not to exceed \$75,000 in the FY 2018 TSLAC-Special Projects Grant-ESL 17-18 Fund, Fund F532, Department LIB, Unit 3329, various object codes, according to the attached Schedule.

**SECTION 3.** That the Chief Financial Officer is hereby authorized to receive and deposit grant funds in an amount not to exceed \$75,000 into the FY 2018 TSLAC-Special Projects Grant-ESL 17-18 Fund, Fund F532, Department LIB, Unit 3329, Revenue Code 6506.

**SECTION 4.** That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$75,000 from the FY 2018 TSLAC-Special Projects Grant-ESL 17-18 Fund, Fund F532, Department LIB, Unit 3329, various object codes, according to the attached Schedule.

September 27, 2017

**SECTION 5.** That the City Manager is hereby authorized to reimburse to the granting agency any expenditure identified as ineligible. The City Manager shall notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

**SECTION 6.** That the City Manager shall keep the appropriate City Council Committee informed of all final granting agency monitoring reports not later than 30 days after the receipt of the report.

**SECTION 7.** That this contract is designated as Contract No. LIB-2017-00003796.

**SECTION 8.** 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.

**STRATEGIC PRIORITY:** Quality of Life

**AGENDA DATE:** September 27, 2017

**COUNCIL DISTRICT(S):** 8

**DEPARTMENT:** Park & Recreation

**CMO:** Willis Winters, 670-4071

**MAPSCO:** 65-U X Y

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**SUBJECT**

Authorize an application for an Urban Outdoor Recreation Grant in the amount of \$1,000,000 from the Texas Parks and Wildlife Department for Development of the Phase 2 of the Runyon Creek Trail project located at 1900 East Camp Wisdom Road - Financing: This action has no cost consideration to the City

**BACKGROUND**

The Texas Parks and Wildlife Department (TP&WD) administers the Urban Outdoor Recreation Grant. Funding for this program comes from a portion of the state sales tax on sporting goods through the Texas Recreation and Parks Account, the Texas Large County and Municipality Recreation and Parks Account, and from the federal Land and Water Conservation Fund.

The scoring criteria for this grant program focuses on projects that provide a major linear trail development that connects or extends an existing trail system or wildlife corridor; applicant has a locally adopted and department-approved parks, recreation and open space master plan; project that reduces the threat to the public availability of conservation or recreation opportunity; underserved populations; involves public or private cooperation and meets the goals of TPWD Land and Water Resources Conservation and Recreation Plan.

The grant program stipulates a 50 percent match funding requirement. The City's existing 2012 Bond Program allocation for the Runyon Creek Trail Project will be used for \$900,000 of the required match funding and the University of North Texas at Dallas has committed to provide a \$100,000 match. If successful, the grant will supplement the existing funding for construction of a trail connection from the new Singing Hills Recreation Center, which is currently under construction, to the University of North Texas, Dallas campus. Phase 1 of the Runyon Creek Trail currently connects Glendale Park to the new Singing Hills Recreation Center.

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

The Park and Recreation Board authorized an application for an Urban Outdoor Recreation Grant on September 7, 2017.

Information about this item will be provided to the Quality of Life, Arts and Cultural Committee on September 25, 2017.

**FISCAL INFORMATION**

This action has no cost consideration to the City.

**MAP**

Attached

September 27, 2017

**WHEREAS**, the United States Congress has passed the Land and Water Conservation Fund Act of 1965 (Public Law 88-578) authorizing the Secretary of the Interior to provide financial assistance to states, and political subdivisions thereof, for outdoor recreation purposes; and

**WHEREAS**, the Texas Legislature has approved the Park and Wildlife Code, Section 131.309 authorizing the State of Texas, and its political subdivisions, to participate in the Federal program established under said Public Law 88-578, or such other programs as are hereinafter established by the Federal Government; and

**WHEREAS**, the Texas Legislature has approved the Parks and Wildlife Code, Section 24.005 for the purpose of allowing the political subdivisions of the State of Texas to participate in the Texas Recreation and Parks Account Program; and

**WHEREAS**, the City of Dallas is fully eligible to receive assistance under these programs; and

**WHEREAS**, Runyon Creek Trail is part of the current comprehensive plan; and

**WHEREAS**, the 2012 Bond Program and University of North Texas at Dallas has set aside funding for this trail; and

**WHEREAS**, the applicant is desirous of authorizing an official to represent and act for the applicant in dealing with the Texas Parks and Wildlife Department concerning these programs.

**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 of Dallas, Texas hereby certifies that it is eligible to receive assistance under these programs.

**SECTION 2.** That the City of Dallas, Texas hereby certifies that the matching share for this application is available through \$900,000 from the 2012 Bond Program and \$100,000 commitment from the University of North Texas at Dallas.

**SECTION 3.** That the City of Dallas, Texas hereby authorizes and directs the Director of the Park and Recreation Department to represent and act for the City in dealing with the Texas Parks and Wildlife Department for the purposes of the program, and that the Director is hereby officially designated as the representative in this regard.

September 27, 2017

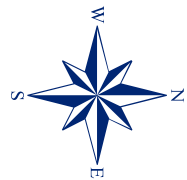
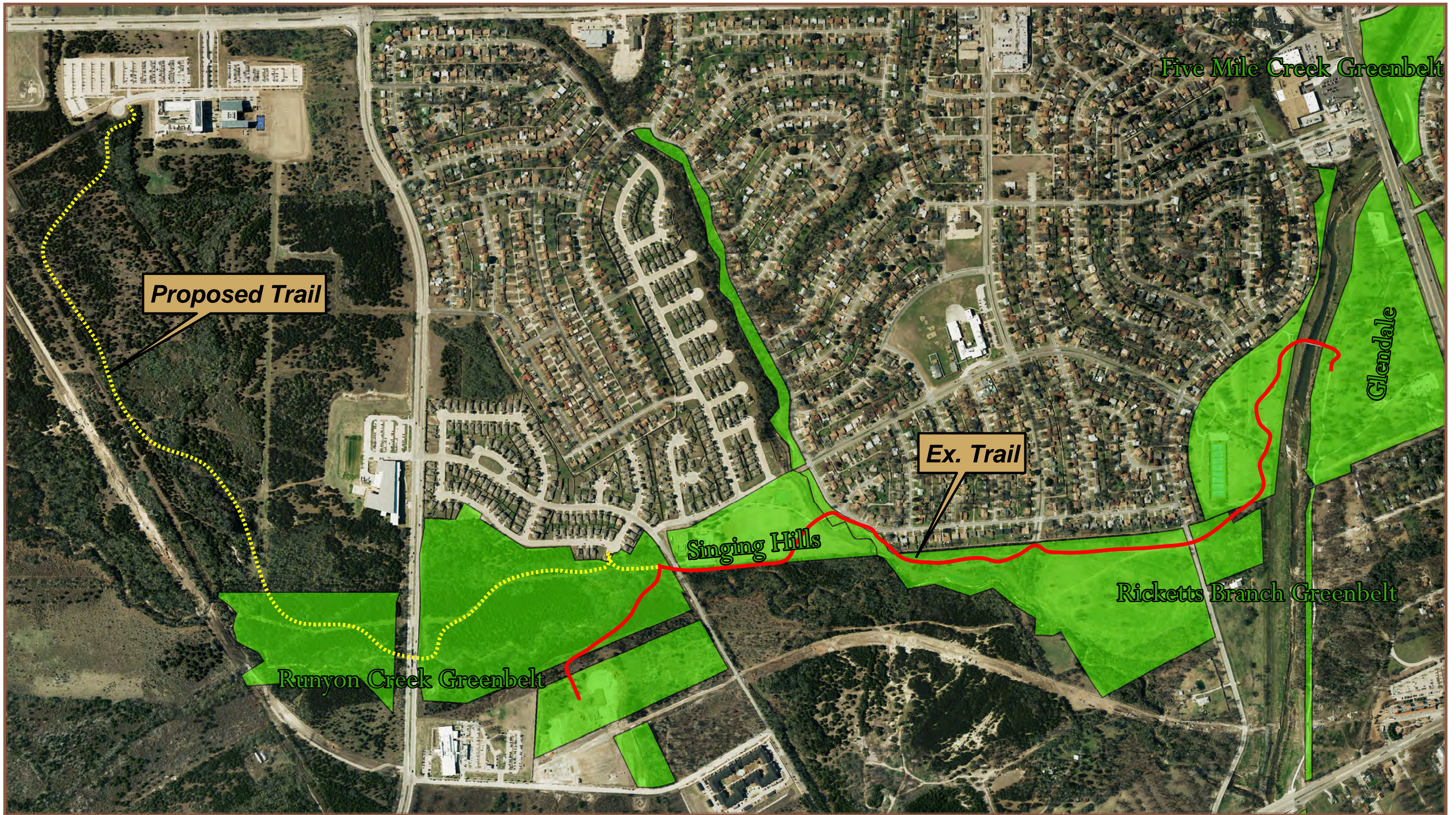
**SECTION 4.** That the City of Dallas, Texas hereby specifically authorizes the Park and Recreation Department to make application to the Texas Parks and Wildlife Department concerning the site known as the Runyon Creek Trail in the Runyon Creek Greenbelt in the City of Dallas for use as a trail.

**SECTION 5.** That the City Manager is hereby authorized to apply for reimbursable grant funds in the amount of \$1,000,000 from the Texas Parks and Wildlife Department and to execute any and all documents required by the grant, approved as to form by the City Attorney.

**SECTION 6.** That it is the intent of the City Council of the City of Dallas, Texas that all operating funds required for the Runyon Creek Trail project be appropriated and funded as needed for operating costs.

**SECTION 7.** 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.





Runyon Creek Trail  
(1900 E Camp Wisdom Rd)



**STRATEGIC PRIORITY:** Quality of Life

**AGENDA DATE:** September 27, 2017

**COUNCIL DISTRICT(S):** 1

**DEPARTMENT:** Park & Recreation

**CMO:** Willis Winters, 670-4071

**MAPSCO:** 54C

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**SUBJECT**

Authorize a construction services contract for dam safety and shoreline improvements at Kidd Springs Park located at 700 West Canty Street - A S Con, Inc., lowest responsible bidder of six - Not to exceed \$726,578 – Financing: 2003 Bond Funds (\$285,780) and 2006 Bond Funds (\$440,798)

**BACKGROUND**

On July 14, 2017, six bids were received for dam safety and shoreline improvements at Kidd Springs Park. The scope of work includes reconfiguring the dam to lengthen, establishing an emergency spillway, installing protective armor, replacing the sidewalk across the dam, reconfiguring the natural spring flowing into the lake, landscape planting, constructing a picnic area near the lake with shoreline protection, constructing a fishing pier area with shoreline protection, and restocking fish. This item authorizes award of the construction services contract with A S Con, Inc. for the Base Bid and Alternate Nos. 1, 2, 3, and 4 for a total bid amount of \$726,578.

The following chart illustrates A S Con's contractual activities with the City of Dallas for the past three years.

	<u>MSS</u>	<u>DWU</u>	<u>PKR</u>
Projects Completed	0	0	5
Change Orders	0	0	8
Projects Requiring Liquidated Damages	0	0	0
Projects Completed by Bonding Company	0	0	0

## **ESTIMATED SCHEDULE OF PROJECT**

Began Design	January 2015
Completed Design	June 2017
Begin Construction	October 2017
Complete Construction	May 2018

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

On January 22, 2014, the Texas Commission on Environmental Quality recommended Kidd Springs Dam safety improvements.

On March 10, 2016, the Park and Recreation Board authorized proceeding with advertisement for construction procurement.

Information about this item will be provided to the Quality of Life, Culture and Arts Committee on September 25, 2017.

## **FISCAL INFORMATION**

2003 Bond Funds - \$285,780.32  
2006 Bond Funds - \$440,797.68

## **M/WBE INFORMATION**

See attached.

## **BID INFORMATION**

The following six bids were received and opened on July 14, 2017.

\*Denotes the successful bidder

<b><u>Bidders</u></b>	<b><u>Base Bid</u></b>	<b><u>Alternate Nos. 1, 2, 3, and 4**</u></b>	<b><u>Total Bid</u></b>
*A S Con Inc. 15724 Golden Circle Creek Road Dallas, Texas 75248	\$538,660.00	\$187,918.00	\$ 726,578.00
RLM Earthco	\$532,571.27	\$241,417.96	\$ 773,989.23
The Fain Group, Inc.	\$751,021.00	\$377,025.00	\$1,128,046.00
Macval Associates Inc.	\$795,472.50	\$453,479.00	\$1,248,951.50
H. D. Cook's Rock Solid Inc.	\$717,540.50	\$557,054.50	\$1,274,595.00
C. Green Scaping Inc.	\$949,968.50	\$372,901.50	\$1,322,870.00

**OWNER**

**A S Con Inc.**

Ali Safdarinia, President

**MAP**

Attached

September 27, 2017

**WHEREAS**, on July 14, 2017, six bids were received for dam safety and shoreline improvements at Kidd Springs Park. The scope of work includes reconfiguring the dam to lengthen, establishing an emergency spillway, installing protective armor, replacing the sidewalk across the dam, reconfiguring the natural spring flowing into the lake, landscape planting, constructing a picnic area near the lake with shoreline protection, constructing a fishing pier area with shoreline protection, and restocking fish.

<u>Bidders</u>	<u>Base Bid</u>	<u>Alternate Nos. 1, 2, 3, and 4**</u>	<u>Total Bid</u>
A S Con Inc.	\$538,660.00	\$187,918.00	\$ 726,578.00
RLM Earthco	\$532,571.27	\$241,417.96	\$ 773,989.23
The Fain Group, Inc.	\$751,021.00	\$377,025.00	\$1,128,046.00
Macval Associates Inc.	\$795,472.50	\$453,479.00	\$1,248,951.50
H. D. Cook's Rock Solid Inc.	\$717,540.50	\$557,054.50	\$1,274,595.00
C. Green Scaping Inc.	\$949,968.50	\$372,901.50	\$1,322,870.00

**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 sign a construction services contract with A S Con Inc., approved as to form by the City Attorney, for dam safety and shoreline improvements at Kidd Springs Park, in an amount not to exceed \$726,578.00.

**SECTION 2.** That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a contract with A S Con Inc., approved as to form by the City Attorney.

**SECTION 3.** That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$726,578.00 to A S Con Inc., in accordance with the terms and conditions of Contract No. PKR-2017-00003082, as follows:

(2006) Park and Recreation Facilities Fund  
 Fund 1T00, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$220,242.00

(2006) Park and Recreation Facilities Fund  
 Fund 2T00, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$11,982.31

September 27, 2017

(2006) Park and Recreation Facilities Fund  
 Fund 8T00, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$32,120.10

(2006) Park and Recreation Facilities Fund  
 Fund 9T00, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$11,350.22

(2006) Park and Recreation Facilities Fund  
 Fund BT00, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$165,103.05

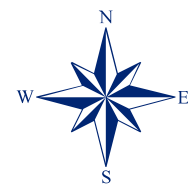
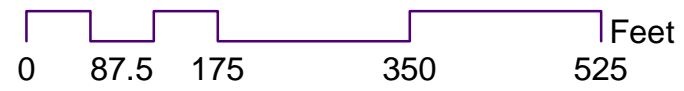
(2003) Neighborhood and Community Park, Playground, Recreation Fund  
 Fund 4R05, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$53,608.83

(2003) Neighborhood and Community Park, Playground, Recreation Fund  
 Fund 5R05, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$130,934.50

(2003) Neighborhood and Community Park, Playground, Recreation Fund  
 Fund 6R05, Department PKR, Unit T194, Object 4599  
 Activity RFSI, Program PK06T194.5, Commodity 91200  
 Encumbrance/Contract No. CX-PKR-2017-00003082, Vendor 261853      \$101,236.99

Total amount not to exceed      \$726,578.00

**SECTION 4.** 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.



September 7, 2017

Kidd Spring Park  
(700 W Canty St)

Mapsco  
54 C

District  
1

**STRATEGIC PRIORITY:** Quality of Life

**AGENDA DATE:** September 27, 2017

**COUNCIL DISTRICT(S):** 1

**DEPARTMENT:** Park & Recreation  
Water Utilities  
Mobility and Street Services

**CMO:** Willis Winters, 670-4071  
Majed Al-Ghafry, 670-3302

**MAPSCO:** 44-X

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**SUBJECT**

Authorize **(1)** an increase in the construction services contract with Northstar Construction, LLC to add Kessler Steps Reconstruction/Water and Wastewater utility work to the Runyon Creek Greenbelt Trail Project; **(2)** the establishment of appropriations in an amount not to exceed \$71,000 in the Capital Gifts, Donation and Development Fund; and **(3)** the receipt and deposit of funds in an amount not to exceed \$71,000 in the Capital Gifts, Donation and Development Fund - Not to exceed \$298,962, from \$2,567,726 to \$2,866,688 - Financing: Capital Gifts, Donation and Development Funds (\$71,000), Current Funds (\$30,911) and Water Utilities Capital Construction Funds (\$197,051)

**BACKGROUND**

On April 27, 2016, City Council authorized a contract with Northstar Construction, LLC for trail improvements at Runyon Creek Greenbelt Trail located between Glendale Park to Camp Wisdom Road, in an amount not to exceed \$2,497,700, by Resolution No. 16-0638.

On September, 14, 2016, City Council authorized Change Order No. 1 to the contract with Northstar Construction, LLC to add a section of trail from Crouch Road to the new Singing Hills Recreation Center and associated work; and to delete a section of the trail from Crouch Road to Runyon Springs Branch and Camp Wisdom Road, in an amount not to exceed (\$143,600), decreasing the contract amount from \$2,497,700 to \$2,354,100, by Resolution No. 16-1454.



**BACKGROUND** (continued)

On August 23, 2017, City Council authorized Change Order No. 2 to the contract with Northstar Construction, LLC to add increased scope of work associated with the Runyon Creek Trail located between Glendale Park to the new Singing Hills Recreation Center, in an amount not to exceed \$213,626, increasing the contract amount from \$2,354,100 to \$2,567,726, by Resolution No. 17-1335. This action included: additional pier height to Glendale bridge approach ramps, relocate existing bollards and install new hand rails at the existing Singing Hills bridge, install guard rail at Red Bird Lane headwall, install concrete trailhead at the new Singing Hills Recreation Center, add additional bridge length and an additional pier to Crouch Road bridge, provide credit for change to drinking fountain model unit, relocate existing trail section at the Existing Singing Hills Recreation Center to accommodate football field relocation, install turn down wall at Red Bird Plaza, add 4" electrical sleeves on the trail to new Singing Hills Recreation Center for lighting, add pedestrian crosswalk signals at Crouch Road and Wagon Wheel street crossings, remove and replace existing deteriorated trail at Glendale Park, and remove and replace existing deteriorated sidewalk at Duet Drive.

This project was sponsored by the Kessler Neighbors United (KNU), who wishes to re-establish the original staircase connection between their neighborhood and the Coombs Creek Trail. KNU has raised \$71,000 to help pay for the construction costs. As part of this project, the City of Dallas will update the existing Dallas Water Utility facilities in this area which date back to 1927.

This action will authorize Change Order No. 3 to the construction services contract with Northstar Construction, LLC to add the reconstruction of the Kessler Steps and water and wastewater utility work, in an amount not to exceed \$298,962, increasing the contract amount from \$2,567,726 to \$2,866,688.

**ESTIMATED SCHEDULE OF PROJECT**

Began Construction	June 2016
Complete Construction	January 2018

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

On August 6, 2015, the Park and Recreation Board authorized proceeding with advertisement for construction procurement.

On March 10, 2016, the Park and Recreation Board deferred award of the contract.

On April 7, 2016, the Park and Recreation Board authorized award of the contract.

On April 27, 2016, City Council authorized award of the contract by Resolution No. 16-0638.

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

On August 18, 2016, the Park and Recreation Board authorized Change Order No. 1.

Information about this item was provided to the Quality of Life & Environment Committee on September 12, 2016.

On September 14, 2016, the City Council authorized Change Order No. 1, by Resolution No. 16-1454.

On May 18, 2017, the Park and Recreation Board authorized Change Order No. 2.

The Quality of Life, Arts, and Culture Committee was briefed by memorandum regarding this matter on June 26, 2017.

On June 28, 2017, this item was deferred by Councilmember Sandy Greyson.

On August 23, 2017, City Council authorized Change Order No. 2 by Resolution No. 17-1335.

Information about this item will be provided to the Quality of Life, Arts, and Culture Committee on September 25, 2017.

**FISCAL INFORMATION**

Capital Gifts, Donation and Development Funds - \$71,000

Current Funds - \$30,911

Water Utilities Capital Construction Funds - \$197,051

Construction Contract	\$2,497,700
Change Order No. 1	(\$143,600)
Change Order No. 2	\$ 213,626
Change Order No. 3 (this action)	<u>\$ 298,962</u>

Total not to exceed	\$2,866,688
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**M/WBE INFORMATION**

See attached.

**OWNER**

**Northstar Construction, LLC**

Micheal A. Heimlich, President

**MAP**

Attached

September 27, 2017

**WHEREAS**, on April 27, 2016, City Council authorized a contract with Northstar Construction, LLC for trail improvements at Runyon Creek Trail located between Glendale Park to Camp Wisdom Road, in an amount not to exceed \$2,497,700, by Resolution No. 16-063; and

**WHEREAS**, on September, 14, 2016, City Council authorized Change Order No. 1 to the contract with Northstar Construction, LLC to add a section of trail from Crouch Road to the new Singing Hills Recreation Center and associated work; and to delete a section of the trail from Crouch Road to Runyon Springs Branch and Camp Wisdom Road, in an amount not to exceed (\$143,600), from \$2,497,700 to \$2,354,100, by Resolution No. 16-1454; and

**WHEREAS**, on August 23, 2017, City Council authorized Change Order No. 2 to the contract with Northstar Construction, LLC for modifications to the contract with Northstar Construction, LLC to add increased scope of work associated with the Runyon Creek Trail located between Glendale Park to the new Singing Hills Recreation Center, in an amount not to exceed \$213,626, from \$2,354,100 to \$2,567,726, by Resolution No. 17-1335; and

**WHEREAS**, this action will authorize Change Order No. 3 to the construction services contract with Northstar Construction, LLC for modifications to the contract with Northstar, LLC to for an increase in the contract to add the reconstruction of the Kessler Steps and water and wastewater work, in an amount not to exceed \$298,962, increasing the contract amount from \$2,567,726 to \$2,866,688.

**Now, Therefore,**

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

**SECTION 1.** That an increase in the construction services contract with Northstar Construction, LLC (Change Order No. 3) is authorized to add the reconstruction of the Kessler Steps and water and wastewater utility work in an amount not to exceed \$298,962, increasing the contract amount from \$2,567,726 to \$2,866,688.

**SECTION 2.** That the City Manager is hereby authorized to increase appropriations in an amount not to exceed \$71,000 in the Capital Gifts, Donation and Development Fund, Fund 0530, Department PKR, Unit 7165, Object 4599.

**SECTION 3.** That the Chief Financial Officer is hereby authorized to receive and deposit funds in an amount not to exceed \$71,000 from the Dallas Parks Foundation in the Capital Gifts, Donation and Development Fund, Fund 0530, Department PKR, Unit 7165, Revenue Code 8411.

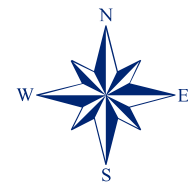
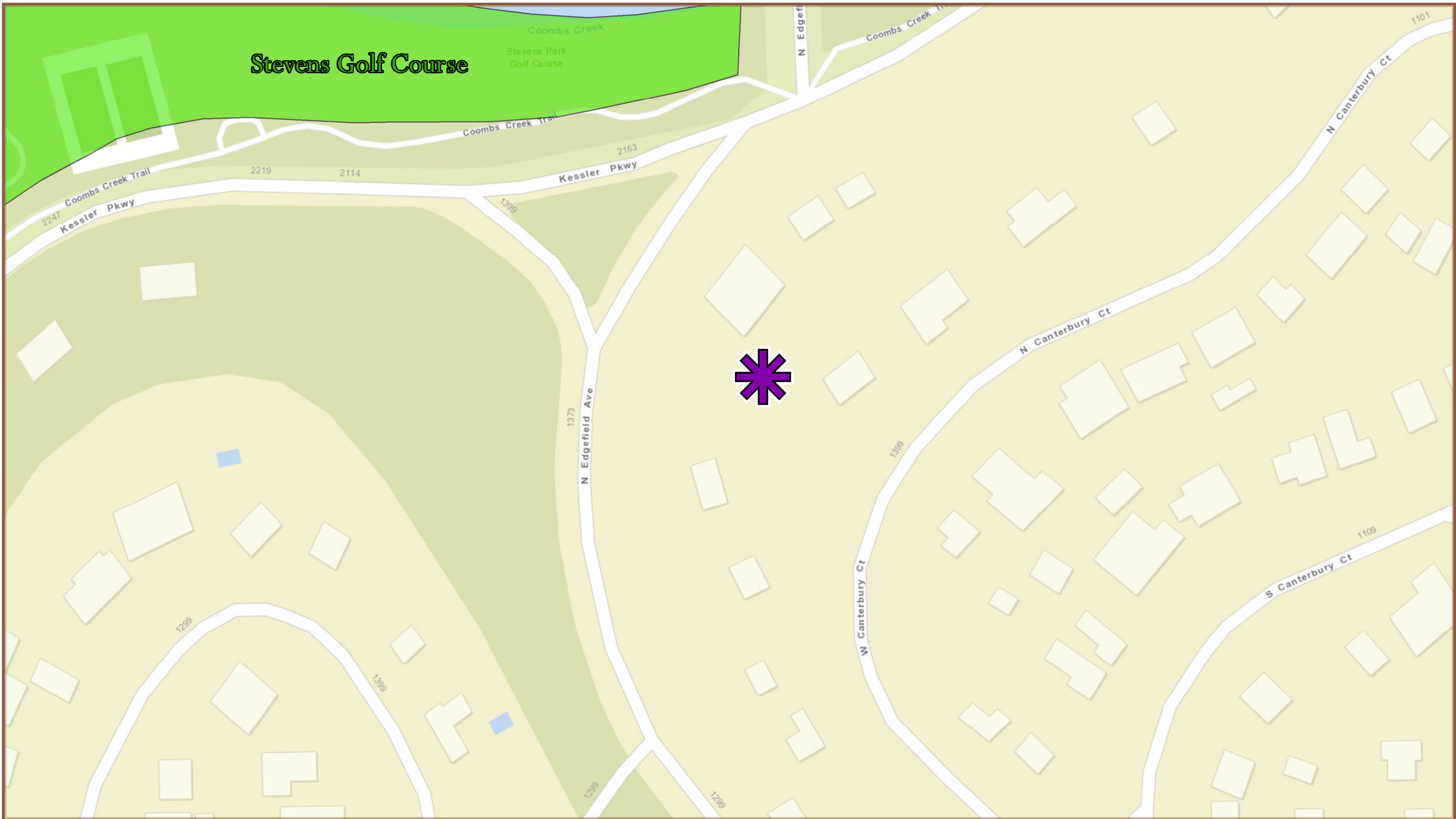
September 27, 2017

**SECTION 4.** That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$298,962 to Northstar Construction, LLC, as follows:

(2012) Street and Transportation Improvement Fund Fund 8T22, Department STS, Unit W144, Object 4599 Activity HIBT, Program ST12W144, Encumbrance CT-PKR16019537 Commodity 91200, Vendor VS0000060205	\$ 30,911
Capital Gifts, Donation and Development Fund Fund 0530, Department PKR, Unit 7165, Object 4599 Activity HIBT, Program ST12W144, Encumbrance CT-PKR16019537 Commodity 91200, Vendor VS0000060205	\$ 71,000
Dallas Water Utilities Capital Construction Fund Fund 0103, Department DWU, Unit CS42, Object 4560 Activity HIBT, Program 718016, Encumbrance CT-PKR16019537 Commodity 91200, Vendor VS0000060205	\$ 19,320
Dallas Water Utilities Capital Construction Fund Fund 0102, Department DWU, Unit CW42, Object 4550 Activity HIBT, Program 718015, Encumbrance CT-PKR16019537 Commodity 91200, Vendor VS0000060205	<u>\$177,731</u>
Total amount not to exceed	\$298,962

**SECTION 5.** That this contract be designated as Contract No. PKR-2016-00000386.

**SECTION 6.** 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.



Kessler Steps  
(N Edgefield Ave to W Canterbury Ct)

Mapsc0  
44 X

District  
1

**STRATEGIC PRIORITY:**

Mobility Solutions, Infrastructure, and Sustainability

**AGENDA DATE:**

September 27, 2017

**COUNCIL DISTRICT(S):**

All

**DEPARTMENT:**

Sanitation Services

**CMO:**

Jody Puckett, 670-3390

**MAPSCO:**

N/A

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**SUBJECT**

Authorize **(1)** an Inter-Jurisdictional Hurricane Harvey Mutual Aid Agreement by and between the City of Houston, Texas, a Texas Home-Rule City located principally in Harris County and the City of Dallas, a Texas Home-Rule City located principally in Dallas County to provide mutual aid in the form of personnel, supplies and equipment during the Hurricane Harvey disaster as well as during cleanup periods; and **(2)** the City Manager to execute agreements for services associated with lodging and incidentals resulting from participation under the Mutual Aid Agreement, with payment to vendors based only on the amount of services directed to be performed by the City to be reimbursed subject to the terms of the Mutual Aid Agreement - Not to exceed \$175,000 - Financing: Hurricane Harvey Deployment Funds

**BACKGROUND**

On August 25, 2017, Hurricane Harvey made landfall in parts of southern Texas as a Category 4 Hurricane, causing widespread flooding throughout areas in and around the City of Houston. The widespread flooding created vulnerability of the people and communities located in the area. Hurricane Harvey has presented equipment and manpower requirements beyond the capacity of the City of Houston. The City of Houston has requested assistance from numerous municipal and county agencies across the state specifically related to the removal of debris caused by Hurricane Harvey.

The City of Houston and the City of Dallas entered into a Mutual Aid Agreement in 2008 pursuant to Resolution No. 08-3196, approved by the Dallas City Council on November 19, 2008. That Mutual Aid Agreement extended to all services except for law enforcement. It was based on the statutes in existence in 2008.

## **BACKGROUND** (continued)

The City of Houston has requested a Mutual Aid Agreement between the two cities to replace the existing Mutual Aid Agreement entered into in 2008. The City of Houston is no longer willing to proceed under the 2008 Agreement and wants to replace it with a new Agreement in order to update it to improve reporting requirements, make it consistent with amended statutes and limit the aid to Hurricane Harvey relief. This agreement will allow the personnel of the responding department to perform public works related response operations outside the responding party's territorial limits, but within the territorial limits of the requesting party. This agreement will allow for both the addition of personnel and/or equipment to remove debris on behalf of the requesting party. It is anticipated that these activities will not exceed 30 days of support on behalf of the requesting party. Activities performed and associated costs such as personnel, equipment, housing and supplies associated with the activities are eligible for reimbursement by the requesting party.

The City of Dallas is prepared to respond with a Response Team comprising personnel from Dallas Water Utilities, Trinity Watershed Management, Street Services and Sanitation Services, (utilizing about 35% of bulk and brush collection program staffing). In order to provide assistance for debris removal, the City of Dallas bulk and brush service will be temporarily modified. The temporary bulk and brush program modification maintains the current monthly collection schedule and would only be for the months of October, November, and December 2017, with a return to the normal program in January 2018. The modified collection cycle would be as follows: (1) October and December - brush/yard waste only, (2) November - bulk waste only. Again, other services would remain unaffected.

The cost associated with the mutual aid response has an estimated Federal Emergency Management Agency reimbursement value of \$1.8 million (personnel, equipment, lodging). The new Agreement provides for full reimbursement of actual and reasonable expenses in providing aid, regardless of whether the City of Houston receives reimbursement from the federal government or other sources. Though only public works and waste management services are being requested, the new Agreement will extend to all services except for law enforcement and fire protection. These public safety services are not being requested. At the City of Houston's request, this new Agreement only extends to aid for Hurricane Harvey relief.

This action authorizes the City Manager to enter into a formal agreement for mutual aid with the City of Houston that will replace the existing 2008 Agreement and extend only to Hurricane Harvey relief, and which will allow for coordination of effort, provide that adequate equipment is available, and help ensure that mutual aid is accomplished with proper documentation of the work performed under the agreement. This action also authorizes the City Manager to execute agreements for services associated with lodging and incidentals resulting from participation under the Mutual Aid Agreement, with payment to vendors based only on the amount of services directed to be performed by the City to be reimbursed subject to the terms of the Mutual Aid Agreement.



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

On November 19, 2008, City Council authorized a Memorandum of Understanding by and between the City of Houston and the City of Dallas to provide mutual aid between both parties in the form of personnel, supplies and equipment during disasters and/or civil emergencies as well as during cleanup periods, by Resolution No. 08-3169.

On August 30, 2018, City Council appropriated \$5,000,000 for the Hurricane Harvey Deployment Fund (F533) and the Hurricane Harvey Shelter Operations Fund (F534) to be reimbursed, from among other sources, in accordance with Sections 418.020 and 418.118 of the Texas Government Code, and an additional amount of \$3,000,000 if upon the recommendation of the City Manager, the Mayor determines the increase to be necessary by Resolution No. 17-1370.

Information about this item will be provided to the Quality of Life, Arts & Culture and Mobility Solutions, Infrastructure and Sustainability Committees on September 25, 2017.

## **FISCAL INFORMATION**

Hurricane Harvey Deployment Funds - The cost associated with the mutual aid response has an estimated Federal Emergency Management Agency reimbursement value of \$1.8 million (personnel, equipment, lodging)

Hurricane Harvey Deployment Funds - \$175,000 - lodging and incidentals resulting from participation under the Mutual Aid Agreement, with payment to vendors based only on the amount of services directed to be performed by the City to be reimbursed subject to the terms of the Mutual Aid Agreement.

September 27, 2017

**WHEREAS**, the City of Dallas recognizes the vulnerability of the people and communities located within local governments and public subdivisions to damage, injury, and loss of life and property resulting in emergencies, disasters or civil emergencies and recognize that such incidents may present equipment and personnel requirements beyond the capacity of each individual governmental entity; and

**WHEREAS**, Hurricane Harvey has developed into one of the greatest weather events to affect Texas; and

**WHEREAS**, the City of Houston has been particularly hard-hit by Hurricane Harvey, especially through a record-setting rainfall and associated reservoir releases that has caused historic flooding in the City of Houston; and

**WHEREAS**, the governing officials of the Parties desire to secure for each Party the benefits of mutual aid to provide assistance in removing debris that may result in a public health and safety hazard; and

**WHEREAS**, the Parties recognize that a formal agreement for mutual aid would allow for a coordinated effort, provide that adequate equipment is available, and help ensure that mutual aid is accomplished in the minimum time possible and with proper documentation of the work performed under this Agreement; and

**WHEREAS**, the City of Dallas may provide debris removal assistance through the use of City forces and equipment for a duration of up to 30 days; and

**WHEREAS**, the City of Dallas is prepared to respond with a Response Team comprising personnel from Dallas Water Utilities, Trinity Watershed Management, Street Services and Sanitation Services, (utilizing about 35% of bulk and brush collection program staffing); and

**WHEREAS**, providing mutual aid assistance will require a temporary modification to the bulk and brush program while maintaining the current monthly collection schedule; and

**WHEREAS**, the City of Houston through the Mutual Aid Agreement agrees to reimburse the City of Dallas for activities following submittal of reimbursement requests; and

**WHEREAS**, on August 30, 2017, City Council appropriated \$5,000,000 for the Hurricane Harvey Deployment Fund (F533) and the Hurricane Harvey Shelter Operations Fund (F534) to be reimbursed, from among other sources, in accordance with Sections 418.020 and 418.118 of the Texas Government Code, and an additional amount of \$3,000,000 if upon the recommendation of the City Manager, the Mayor determines the increase to be necessary by Resolution No. 17-1370; and

**WHEREAS**, the City of Dallas finds that an emergency or extraordinary need exists and the City must assist with providing operational support to remove debris that may result in a public health safety hazard.

September 27, 2017

**Now, Therefore,**

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

**SECTION 1.** That the City Manager be authorized to execute an INTER-JURISDICTIONAL HURRICANE HARVEY MUTUAL AID AGREEMENT by and between the City of Houston, Texas, a Texas Home-Rule City located principally in Harris County and the City of Dallas, a Texas Home-Rule City located principally in Dallas County to provide mutual aid in the form of personnel, supplies and equipment during the Hurricane Harvey disaster as well as during cleanup periods.

**SECTION 2.** That this agreement shall cover all services within the general governmental functions of local government that may be necessary for recovery from a disaster or emergency, excluding law enforcement and fire protection.

**SECTION 3.** That all costs associated with the provision of mutual aid shall be reimbursed by the requesting Party out of current funds as set out in the Agreement and Requesting Party shall be bound to reimburse the Party providing aid for services pursuant to a Party's request, regardless of whether the Party requesting aid receives aid, grants, or reimbursement from any source.

**SECTION 4.** That the Chief Financial Officer is hereby authorized to receive and deposit all reimbursements from the City of Houston in the Hurricane Harvey Deployment Fund, F533, Revenue Code 6512, various Departments and Units, for expenses related to this mutual aid agreement, including lodging and incidentals for the debris removal activities to be performed by the City.

**SECTION 5.** That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$175,000 from Hurricane Harvey Deployment Fund, Fund F533, various Departments and Units, for lodging and incidentals for the debris removal activities to be performed by the City, as follows:

<u>Fund</u>	<u>Department</u>	<u>Unit</u>	<u>Object</u>	<u>Amount</u>
F533	SDM	3548	3099*	To be determined
F533	DWU	3342	3099*	To be determined
F533	SAN	3402	3099*	To be determined

\*Object codes not limited to this list.

**SECTION 6.** That the City Manager is hereby authorized to execute agreements for services associated with lodging and incidentals resulting from participation under the Mutual Aid Agreement in an amount not to exceed \$175,000, with payment to vendors based only on the amount of services directed to be performed by the City.

September 27, 2017

**SECTION 7.** That this contract is designated as Contract No. CMO-2017-00003936.

**SECTION 8.** 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.