

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

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CITY SECRETARY
 DALLAS, TEXAS

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

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 25, 2017 Minutes

BRIEFINGS

- | | | |
|----|---|---|
| 2. | Chapter 7 Recommendations for Tethering, Ordinance Update | Ryan Rogers
<i>Interim Director, Dallas Animal Services</i> |
| 3. | growSouth Challenge Grant | Peer Chacko
<i>Director, Planning & Urban Design</i> |
| 4. | Cultural Affairs Commission Recommendations for FY 2017-18 Cultural Contracts Allocations | Jennifer Scripps
<i>Director, Office of Cultural Affairs</i> |

5. **Upcoming Agenda Items**

October 11, 2017

- A. Agenda Item #8 - Authorize a professional services contract with GSR Andrade Architects, Inc. for improvements to the DeGolyer House and the Camp House and installation of new sidewalks along Garland Road at the Dallas Arboretum located at 8525 Garland Road - Not to exceed \$72,100 - Financing: 2003 Bond Funds
- B. Agenda Item #9 - Authorize a construction services contract for tree mitigation at Bachman Lake Park located at 3500 West Northwest Highway - C. Green Scaping, LP, lowest responsible bidder of three - Not to exceed \$203,700 - Financing: Water Utilities Current Funds

- C. Agenda Item #30 - A public hearing to receive comments on the proposed use of a portion of the Kleberg Trail, totaling approximately 126,625 square feet of land, by Dallas Water Utilities for the construction of a 21-inch wastewater main and a 120-inch water transmission pipeline; and at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland pursuant to Chapter 26 of the Texas Parks and Wildlife Code - Financing: No cost consideration to the City

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 25, 2017 **Convened:** 9:05 AM **Adjourned:** 9:50 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

Jennifer Scripps
Director, Office of Cultural Affairs

Raquel Favela
Chief of Economic Development & Neighborhood Services

Staff Present:

Robin Bentley, Casey Burgess, David Fisher, Juan Garcia, Mary Jo Giudice, Adelia Gonzalez, Kelly High, Heather Lepaska, Jo Puckett, Joey Zapata

Guests:

AGENDA:

1. **Approval of September 11, 2017 Minutes**

Information Only:

Action Taken/Committee Recommendation(s): A motion was made to approve the minutes of September 11, 2017.

Motion made by: Omar Narvaez

Motion seconded by: Scott Griggs

Item passed unanimously:

Item passed on a divided vote:

Item failed unanimously:

Item failed on a divided vote:

2. **Dallas Cultural Planning Process Overview**

Presenter(s): Jennifer Scripps, Director, Office of Cultural Affairs

Information Only:

The Committee was briefed on the Dallas Cultural Planning Process Overview.

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

Presenter(s): Raquel Favela, Chief of Economic Development & Neighborhood Services

Information Only:

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

Action Taken/Committee Recommendation(s): A motion was made to recommend to City Council.

Motion made by: Mark Clayton

Motion seconded by: B. Adam McGough

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 27th upcoming agenda items forward with recommendation to full Council.

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:

Councilmember Sandy Greyson
Chair

Memorandum



CITY OF DALLAS

DATE October 3, 2017

TO 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 Chapter 7 Recommendations for Tethering, Ordinance Update

On Monday, October 9, 2017, you will be briefed by the Interim Director of Dallas Animal Services, Ryan Rogers, on changes to Chapter 7 of the City Code regarding tethering. 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 City Council
T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Billierae 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

Chapter 7 Recommendations for Tethering, Ordinance Update

Quality of Life, Arts &
Culture Committee

October 9, 2017

Ryan Rogers, Interim Director
Dallas Animal Services



City of Dallas

Presentation Overview

- Background
- Chapter 7 recommendations on tethering
- Roadmap to compliance
- Staff's recommendation

Tethering Background

- Quality Of Life August 28, 2017
 - Committee agreement on unattended tethering
 - Voted not to move forward with recommendations due to concerns
- Tethering Workgroup formed
 - AAC Subcommittee and Citizen committee members
 - Supported by DAS staff, City Manager and City Attorney's Offices
 - Convened 3 work sessions
 - Objectives
 - Ban unattended tethering
 - Clarify and simplify tethering regulations
 - Ensure enforceability and compliance
 - Roadmap to compliance/education
 - Address potential disproportionate impacts

Tethering Workgroup Proposed Changes

- Definitions:
 - **Removed** “adequate shelter”
 - **Removed** “livestock” from “domestic animal” definition
 - **Added** “or livestock” to “loose” definition
 - **Added** “properly fitted” definition
 - **Added** “livestock” to “regulated animal”
 - **Added** “tether” definition
 - **Added** “tethering device” definition

Tethering Workgroup Proposed Changes

- Section 7-3.1 Loose Animals
- (a) An owner commits an offense if the owner fails to restrain the animal, at all times:
 - In a fenced yard
 - An enclosed pen
 - In a structure, or
 - By a tethering device, but only if the animal is in the owner's immediate possession and accompanied by the animal's owner, and, if the animal is a dog, the owner complies with the requirements in Section 7-4.7 of this chapter ~~(or leash)~~

Tethering Workgroup Proposed Changes

- Section 7-3.1 Loose Animals (continued)
- (b) An owner commits an offense if the owner restrains a domestic animal without providing the domestic animal access, at all times, to potable water and shelter which protects the domestic animal from direct sunlight, standing water, and extreme weather conditions, including conditions in which:

Tethering Workgroup Proposed Changes

- Section 7-3.1 Loose Animals (continued)
- (b)
 - (1) The actual or effective outdoor temperature is below 32 degrees Fahrenheit;
 - (2) A heat advisory has been issued by a local or state authority or jurisdiction;
 - (3) A hurricane, tropical storm, or tornado warning has been issued for the jurisdiction by the National Weather Service.
- **Removed:** Tethering language (cleanup item)

Tethering Workgroup Proposed Changes

- Section 7-3.1 Loose Animals (continued)
- (d)
 - **Added:** It is a defense to prosecution under subsection (b) that:
 - (1) the domestic animal was a dog
 - (2) The dog was restrained by a tethering device while in the owner's immediate possession and accompanied by the dog's owner; and
 - (3) the owner was in compliance with the requirements in Section 7-4.7 of this chapter
 - **Removed:** Reference to 7-4.7 and three (3) hour maximum (unenforceable)

Tethering Workgroup Proposed Changes

- Section 7-4.7(a) Tethered Dogs
- **Added:** Tethering provisions
 - owner may only tether a dog if the dog is in the owner's immediate possession and accompanied by the owner, as required by Section 7-3.1 of this chapter. In addition, the owner of a tethered dog shall:
 - “not... allow the dog to become entangled or injured;”
 - use a properly fitted harness or collar that is specifically designed for the dog; and
 - attach tethering device to the dog's harness or collar and not directly to the dog's neck
- **Removed:** Tethering provisions cleanup

Roadmap to Compliance

- Citizen given multiple opportunities to comply
 - Location's case history is evaluated
 - If no history, mail sent for 1st & 2nd complaints
 - Officer sent to evaluate on third complaint
- Enforcement discretion applied to situation
- Staff recommends ongoing working group
 - Limited 12 month duration (sunsets February 2018)
 - Assists with outreach / education
 - Identify resources
 - Metric tracking

Recommendation

- Staff recommends approval of the proposed changes to Chapter 7 definitions, Section 7-3.1 “Loose Animals” and Section 7-4.7 “Tethered Dogs” with an ordinance effective date of February 1, 2018 for public education and forward such to the City Council for consideration and possible action.

Chapter 7 Recommendations for Tethering, Ordinance Update

Quality of Life, Arts &
Culture Committee

October 9, 2017

Ryan Rogers, Interim Director
Dallas Animal Services



City of Dallas

**FOR DISCUSSION
PURPOSES ONLY**

9-29-17

ORDINANCE NO. _____

An ordinance amending Chapter 7, "Animals," of the Dallas City Code by amending Sections 7-1.1, 7-3.1, and 7-4.7; adding and clarifying definitions; amending proper restraint for loose animals; creating an offense for an owner failing to provide potable water and shelter while restraining certain animals; clarifying the offense related to a tethered dog and deleting a defense to prosecution related to a tethered dog; amending requirements for tethered dogs; providing a penalty not to exceed \$500; providing a saving clause; providing a severability clause; and providing an effective date.

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

SECTION 1. That Section 7-1.1, "Definitions," of Article I, "General," of Chapter 7, "Animals," of the Dallas City Code is amended to read as follows:

"SEC. 7-1.1. DEFINITIONS.

In this chapter:

(1) ~~[ADEQUATE SHELTER means a clean and sturdy structure large enough to allow the dog to stand erect, sit, turn around, and lie down in a normal manner.~~

~~(2)~~ ADOPTER means a person who adopts an animal from an animal shelter or an animal adoption agency.

~~(2)~~⁽³⁾ ADOPTION AGENCY means an animal welfare organization or animal placement group approved by the director to take impounded dogs and cats from animal services for adoption to the public.

~~(3)~~⁽⁴⁾ ANIMAL means any nonhuman vertebrate.

~~(4)~~⁽⁵⁾ ANIMAL SERVICES means the department so designated by the director for the purpose of animal care and control and enforcement of this chapter.

**FOR DISCUSSION
PURPOSES ONLY**

(~~5~~[6]) ANIMAL SERVICES OFFICER means an employee of animal services whose duty it is to enforce the provisions of this chapter.

(~~6~~[7]) ANIMAL SHELTER means a city-owned and operated animal shelter facility established for the impoundment, quarantine, care, adoption, euthanasia, and other disposition of unwanted, loose, diseased, or vicious animals.

(~~7~~[8]) ANIMAL WELFARE ORGANIZATION means a non-profit organization incorporated under state law and exempt from federal taxation under Section 501(c)(3) of the federal Internal Revenue Code, as amended, and whose principal purpose is the prevention of cruelty to animals and whose principal activity is to rescue sick, injured, abused, neglected, unwanted, abandoned, orphaned, lost, or displaced animals and to adopt them to good homes.

(~~8~~[9]) AUTHORIZED REGISTRAR means a person issued written permission by the director to register dogs and cats in compliance with this chapter.

(~~9~~[10]) CHIEF OF POLICE means the head of the police department of the city of Dallas or a designated representative.

(~~10~~[11]) COMPETITION CAT means a pedigreed cat not used for breeding that:

(A) is of a breed recognized by and registered with an approved cat breed registry, such as the American Cat Fanciers Association, the Cat Fanciers' Association, the International Cat Association, or any other cat breed registry approved by the director; and

(B) competes in cat shows or other competition events sponsored by an approved cat breed registry.

(~~11~~[12]) COMPETITION DOG means a pedigreed dog not used for breeding that:

(A) is of a breed recognized by and registered with an approved dog breed registry, such as the American Kennel Club, the United Kennel Club, the American Dog Breeders Association, or any other dog breed registry approved by the director; and

(B) shows or competes in a confirmation, obedience, agility, carting, herding, protection, rally, sporting, working, or other event sponsored by an approved dog breed registry.

(~~12~~[13]) CONTACT INFORMATION means the owner's name, mailing address, telephone number, and electronic mail address, if any.

**FOR DISCUSSION
PURPOSES ONLY**

(13[14]) CONVICTION means a conviction in a federal court or a court of any state or foreign nation or political subdivision of a state or foreign nation that has not been reversed, vacated, or pardoned. “Conviction” includes disposition of charges against a person by probation, deferred adjudication, or deferred disposition.

(14[15]) CURRENTLY VACCINATED means vaccinated against rabies by a licensed veterinarian, with a rabies vaccine licensed by the U.S. Department of Agriculture, and:

(A) not more than 12 months have elapsed since the animal’s most recent vaccination date, if the most recent vaccination was with a one-year rabies vaccine or was the animal’s initial vaccination; or

(B) not more than 36 months have elapsed since the animal’s most recent vaccination date, if the most recent vaccination was with a three-year rabies vaccine and the animal is a dog or cat that has received at least two vaccinations.

(15[16]) DIRECTOR means the director of the department designated by the city manager to perform the duties assigned in this chapter or the director’s authorized representative.

(16[17]) DOMESTIC ANIMAL means:

(A) [~~livestock;~~]

[~~(B)~~] a dog;

(~~B~~[C]) a cat;

(~~C~~[D]) a ferret;

(~~D~~[E]) any bird, other than one in the Falconiforms or Strigiforms Order, that is commonly kept as a human’s companion;

(~~E~~[F]) any “pocket pet,” such as a mouse, hamster, gerbil, guinea pig, or rabbit, that is commonly kept as a human’s companion;

(~~F~~[G]) any fish, such as a goldfish or tropical fish, that is commonly kept as a human’s companion; and

(~~G~~[H]) any non-venomous and non- constrictor reptile or amphibian that is commonly kept as a human’s companion.

**FOR DISCUSSION
PURPOSES ONLY**

(17[18]) EUTHANASIA means to put an animal to death in a humane manner.

(18[19]) FENCED YARD means an area that is completely surrounded by a substantial fence of sufficient strength, height, construction, materials, and design as to prevent:

(A) any animal confined within from escaping; or

(B) the head of a dog confined within from extending over, under, or through the fence.

(19[20]) FERAL CAT means any homeless, wild, or untamed cat.

(20[21]) LICENSED VETERINARIAN means a person licensed to practice veterinary medicine within the United States, or an authorized representative under that person's direct supervision.

(21[22]) LIVESTOCK means any fowl, horse, mule, burro, ass, cattle, sheep, swine, goat, llama, emu, ostrich, or other common farm animal.

(22[23]) LOOSE means an unrestrained domestic animal or livestock that is outside the boundaries of the premises owned, leased, or legally occupied by the animal's owner.

(23[24]) MICROCHIP means a passive electronic device that is injected into an animal by means of a pre-packaged sterilized implanting device for purposes of identification and/or the recovery of the animal by its owner.

(24[25]) ONE-YEAR RABIES VACCINE means a rabies vaccine labeled and licensed by the U.S. Department of Agriculture as immunizing a dog, cat, or ferret against rabies for one year.

(25[26]) OWN means to have legal right of possession or to otherwise have care, custody, possession, or control of an animal.

(26[27]) OWNER means any person owning, harboring, or having care, custody, possession, or control of an animal. An occupant of any premises on which a dog or cat remains, or customarily returns to, is an owner for purposes of this chapter. If a person under the age of 17 years owns an animal, the parent, legal guardian, or head of the household is the owner for purposes of this chapter. There may be more than one owner for an animal.

(27[28]) PERMITTEE means a person issued a breeding permit under Section 7-4.11 of this chapter.

**FOR DISCUSSION
PURPOSES ONLY**

(28[29]) PERSON means an individual or group of individuals acting in concert, a firm, partnership, association, corporation, or other legal entity.

(29[30]) PET means a domestic animal to be kept as a human's companion.

(30[34]) PROHIBITED ANIMAL means:

(A) a "dangerous wild animal" as that term is defined in Section 822.101 of the Texas Health and Safety Code, as amended;

(B) a margay, badger, wolf, dingo, elephant, hippopotamus, rhinoceros, non-human primate (other than a spider monkey or capuchin), crocodile, alligator, caiman, gavial, venomous amphibian or reptile, racer, boa (other than a red-tail boa), water snake, python (other than a ball python), hawk, eagle, vulture, and owl; and

(C) any hybrid of an animal listed in Paragraph (A) or (B) of this subsection (other than a dog-wolf hybrid).

(31) PROPERLY FITTED means, with respect to a collar or harness used for a dog, a collar or harness that:

(A) does not impede the dog's normal breathing or swallowing; and

(B) is attached to the dog in a manner that does not allow for escape and does not cause injury to the dog.

(32) PROTECTIVE CUSTODY means the holding of an animal in a city animal shelter:

(A) due to the arrest, eviction, hospitalization, or death of the animal's owner;

(B) pursuant to a court order; or

(C) at the request of a law enforcement agency.

(33) REGULATED ANIMAL means any animal other than a prohibited animal, livestock, or domestic animal.

(34) RETAIL PET STORE means a business that regularly sells animals for pet purposes to an ultimate owner. The term includes any owner, operator, agent, or employee of the business.

(35) SERVICE ANIMAL means:

**FOR DISCUSSION
PURPOSES ONLY**

(A) any guide dog, signal dog, or other animal individually trained to do work or perform tasks for the benefit of an individual with a disability, including, but not limited to, guiding individuals with impaired vision, alerting individuals with impaired hearing to intruders or sounds, and assisting non-ambulatory persons by pulling a wheelchair or fetching dropped items; and

(B) any trained animal used by a governmental agency in police and rescue work.

(36) TETHER means restraining an animal or the act of chaining, tying, fastening, or otherwise securing an animal to a fixed point so that it can move or range only within certain limits.

(37) TETHERING DEVICE means a cable, chain, cord, leash, rope, or other means of attaching an animal to a stationary object.

(38) THREE-YEAR RABIES VACCINE means a rabies vaccine labeled and licensed by the U.S. Department of Agriculture as immunizing a dog or cat against rabies for three years."

SECTION 2. That Section 7-3.1, "Loose Animals," of Article III, "Care and Treatment of Animals," of Chapter 7, "Animals," of the Dallas City Code is amended to read as follows:

"SEC. 7-3.1. LOOSE ANIMALS.

(a) An owner commits an offense if the owner fails to restrain the animal, at all times:

- (1) in a fenced yard; [;]
- (2) in an enclosed pen; [or]
- (3) in a structure; [;] or
- (4) by a tethering device, but only if the animal is in the owner's immediate possession and accompanied by the animal's owner, and, if the animal is a dog, the owner complies with the requirements in Section 7-4.7 of this chapter [or leash].

(b) An owner commits an offense if the owner restrains a domestic animal without providing the domestic animal access, at all times, to potable water and shelter which protects the domestic animal from direct sunlight, standing water, and extreme weather conditions, including conditions in which:

(1) the actual or effective outdoor temperature is below 32 degrees Fahrenheit;

**FOR DISCUSSION
PURPOSES ONLY**

or

(2) a heat advisory has been issued by a local or state authority or jurisdiction;

(3) a hurricane, tropical storm, or tornado warning has been issued for the jurisdiction by the National Weather Service.

~~[No animal may be restrained by a tether or leash unless the animal is in the immediate possession of and accompanied by the animal's owner.]~~

(c) It is a defense to prosecution under Subsection (a) that the animal was:

(1) a dog in an off-leash site established under Section 32-6.1 of this code; or

(2) a feral cat participating in a trap, neuter, and return program approved by the director.

(d) It is a defense to prosecution under Subsection (b) that:

(1) the domestic animal was a dog;

(2) the dog was restrained by a tethering device while in the owner's immediate possession and accompanied by the dog's owner; and

(3) the owner was in compliance with the requirements in Section 7-4.7 of this chapter ~~[tethered:~~

~~(1) in a manner complying with Section 7-4.7 of this chapter; and~~

~~(2) for a reasonable period of time, not to exceed three hours in a 24 hour period, and no longer than necessary for the owner to complete a temporary task that required the dog to be restrained].”~~

SECTION 3. That Section 7-4.7, “Tethered Dogs,” of Article IV, “Specific Requirements for Dogs and Cats,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“SEC. 7-4.7. TETHERED DOGS.

~~[(a)]~~ An owner of a dog may only tether a dog if the dog is in the owner's immediate possession and accompanied by the owner, as required by Section 7-3.1 of this chapter. In addition, the owner of a tethered dog shall: ~~[commits an offense if he tethers the dog or]~~

(1) not allow[s] the dog to be tethered in any manner or by any method that allows the dog to become entangled or injured; [;]

**FOR DISCUSSION
PURPOSES ONLY**

dog; and

(3) attach the tethering device to the dog's harness or collar and not directly to the dog's neck.

~~[(1) allows the dog to leave the premises owned, leased, or occupied by the dog's owner;~~

~~(2) allows the dog to become entangled;~~

~~(3) does not allow the dog access to food, water, and appropriate shelter if outside; or~~

~~(4) does not meet the requirements for tethering a dog under Subsection (b) of this section.~~

~~(b) The following requirements apply to a dog tethered within the city:~~

~~(1) The dog must be properly fitted with and wearing a harness or collar made of leather or nylon.~~

~~(2) The tether must be attached to the dog's harness or collar and not directly to the dog's neck.~~

~~(3) The tether must be at least 10 feet long.]”~~

SECTION 4. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$500.

SECTION 5. That Chapter 7 of the Dallas City Code shall remain in full force and effect, save, and except as amended by this ordinance.

SECTION 6. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

**FOR DISCUSSION
PURPOSES ONLY**

SECTION 7. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

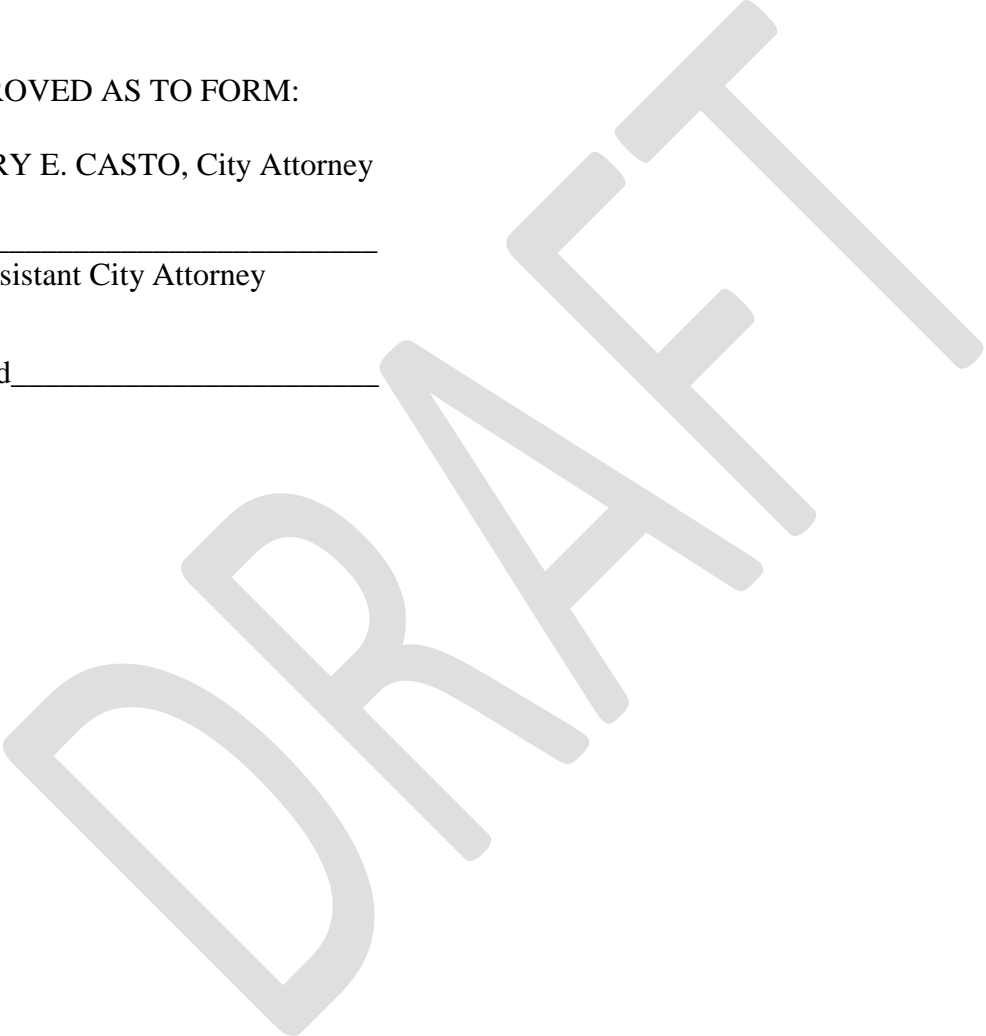
SECTION 8. That this ordinance shall take effect February 1, 2018, and it is accordingly so ordained.

APPROVED AS TO FORM:

LARRY E. CASTO, City Attorney

By _____
Assistant City Attorney

Passed _____



Memorandum



CITY OF DALLAS

DATE October 3, 2017

TO 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 growSouth Challenge Grant

On Monday, October 9, 2017, you will be briefed on the growSouth Challenge Grant. 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 City Council
T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Billierae Johnson, City Secretary (Interim)
Daniel F. Solis, Administrative Judge
Kimberly Bizer Tolbert, Chief of Staff to the City Manager
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Raquel Favela, Chief of Economic Development & Neighborhood Services
Theresa O'Donnell, Chief of Resilience
Directors and Assistant Directors

growSouth Neighborhood Challenge Grant

Quality of Life, Arts and
Culture Committee

October 9, 2017

Peer Chacko, Director
Planning and Urban Design



City of Dallas

Purpose

- Provide the Committee an overview and update on the growSouth Neighborhood Challenge Grant

Presentation Overview

- Status summary of FY 2016-17 growSouth Neighborhood Challenge Grant projects
- Highlights of modified program statement approved by City Council for the FY 2017-18 grant cycle
- Next steps and timeline for the FY 2017-18 grant cycle

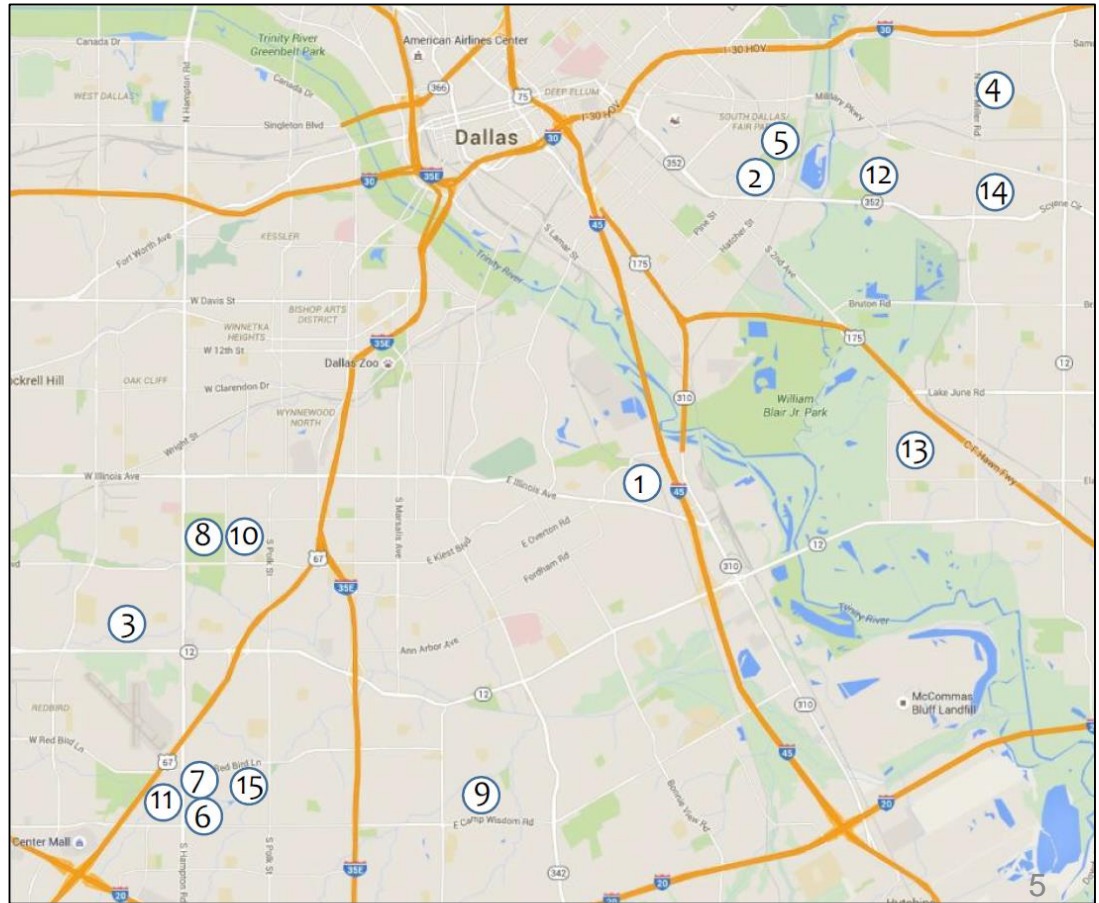
Background

- In FY 13-14, the growSouth Neighborhood Challenge grant program was created to promote livable neighborhoods in Southern Dallas through financial assistance for service-based and physical improvement projects.
- During FY 13-14 and FY 15-16 two grant cycles were held, funding a total of 14 projects of which 12 were completed.
- In FY 16-17, a third grant cycle was held and is currently being concluded.

FY 16-17 Grantees

- 15 grantees were funded in the FY 16-17 grant cycle

- 1) Behind Every Door
- 2) Bertrand NA
- 3) Brentonwoods NA
- 4) Bucker Terrace NA
- 5) Diabetes HWI Juanita Craft Recreation Center
- 6) Elderoaks Civic Association
- 7) Elderwood NA
- 8) Friends of Oak Cliff Parks
- 9) Hidden Valley Runyon Springs
- 10) Kiest Park Community Group
- 11) Oak Cliff YMCA
- 12) Parkdale Lawnview Association of Neighbors
- 13) Pemberton Trinity Forest
- 14) Urbandale Neighbors
- 15) Wynnewood Hills NA



FY16-17 Grantees and Projects

Council District	Grantee	Project Name	Award Amount	Status
3	Brettonwoods Neighborhood Association	Brettonwoods Branding Project	\$4,200	Completed
3	Elderoaks Civic Association	Neighborhood Branding and Beautification	\$4,500	Completed
3	Elderwood Neighborhood Association	Elderwood Entrance Beautification	\$10,000	Extension requested
3	Wynnewood Hills Neighborhood Association	Wynnewood Hills Neighborhood Signage Update	\$5,500	Completed
3	YMCA of Metropolitan Dallas	Improving Play	\$5,000	Completed

6

FY16-17 Grantees and Projects (continued)

Council District	Grantee	Project Name	Award Amount	Status
4	Behind Every Door	Village Oaks Community Garden	\$5,800	Completed
4	Kiest Park Community Group Neighborhood Association	Kiest Park Memorial Tree Grove Preservation	\$10,000	Completed
4	Friends of Oak Cliff Parks	Kiest Park Conservation Area Phase 2	\$10,000	Completed
5	Urbandale Neighbors	Urbandale Sign Toppers	\$3,500	Completed
5 & 8	Pemberton/Trinity Forest	Pemberton/Trinity Forest Sign Toppers	\$5,000	Completed

7

FY16-17 Grantees and Projects (continued)

Council District	Grantee	Project Name	Award Amount	Status
7	Bertrand Neighborhood Association	Bertrand Market	\$6,500	Completed
7	Buckner Terrace Homeowner Association	Neighborhood Sign Toppers	\$5,500	Completed
7	Diabetes Health and Wellness Institute	Walking Trail Enhancement	\$10,000	Completed
7	Parkdale/Lawnview Association of Neighbors	Parkdale Neighborhood Beautification Project	\$10,000	Completed
8	Hidden Valley HOA/Runyon Springs HOA/CW	Community Sign Toppers and Tree Planting	\$4,500	50%

8

FY 17-18 Program Amendments

- During the FY2016-17 grant cycle, the City Attorneys Office requested adjustments to the program statement to clarify eligibility requirements and application process.
- On September 13, 2017, Council amended the grant program statement to:
 - Expand the eligible area to cover the entire city, while giving preference to projects within Southern Dallas.
 - Clarify the application evaluation process and criteria.

FY 17-18 Application Process and Criteria Clarifications

- Applicants required to attend a grant workshop prior to submitting an application
- Review committee to consist of partner organizations and City staff
- Project selection criteria modified to emphasize neighborhood participation and give preference to projects within Southern Dallas
- Awardees must wait two years before reapplying

10

Schedule and Next Steps

PROPOSED FY17-18 TIMELINE

• Grant Announcement	Oct 10, 2017
• Application Workshops	Oct 21, 2017 Nov 9, 2017
• Application Deadline	Nov 17, 2017
• Award Announcement	Jan 10, 2018
• Contract Execution	Jan – Feb, 2018
• Target Project Completion Date	Jan – Feb, 2019

Proposed Action

- No Committee action is required at this time.
- We seek Council's help to spread the word about the upcoming grant cycle. Staff is preparing flyers and e-blast materials for distribution.

growSouth Neighborhood Challenge Grant

Quality of Life, Arts and
Culture Committee

October 9, 2017

Peer Chacko, Director
Planning and Urban Design



City of Dallas

Memorandum



CITY OF DALLAS

DATE October 3, 2017

TO 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 Cultural Affairs Commission Recommendations for FY 2017-18 Cultural Contracts Allocations

On Monday, October 9, 2017, you will be briefed on the Cultural Affairs Commission Recommendations for FY 2017-18 Cultural Contracts Allocations. 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 City Council
T.C. Broadnax, City Manager
Larry Casto, City Attorney
Craig D. Kinton, City Auditor
Billierae 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

Cultural Affairs Commission Recommendations for FY 2017-18 Cultural Contracts Allocations

**Quality of Life, Arts & Culture Committee
October 9, 2017**

**Jennifer Scripps, Director
Office of Cultural Affairs**



City of Dallas

Purpose

- To provide the Quality of Life, Arts & Culture Committee an overview on cultural contracts recommended by the Cultural Affairs Commission for FY 2017-18
 - Cultural Organization Program (COP)
 - Partner-managed facility services
 - Community Artist Program (CAP)
 - Cultural Facilities Program (CFP)
 - Other OCA cultural funding programs (CPP, CVP)

2

Cultural Affairs Commission

Place	Member	Place	Member
1	Vacant	10	James N White
2	Linda Blase	11	Lori Stahl*
3	Ella Goode Johnson*	12	Vacant
4	John P Batiste (Chair)	13	Leland R Burk
5	Albert Gonzalez*	14	Taylor Danser
6	Henry K Song*	15	Daphna Yoffe
7	Vacant	At-Large	Arthur Santa-Maria
8	Linda L Riley	At-Large	Paul D Rich
9	Jesse Smith	At-Large	Jorge Baldor

* Allocations Committee Member

Cultural Organizations Program (COP)

Background

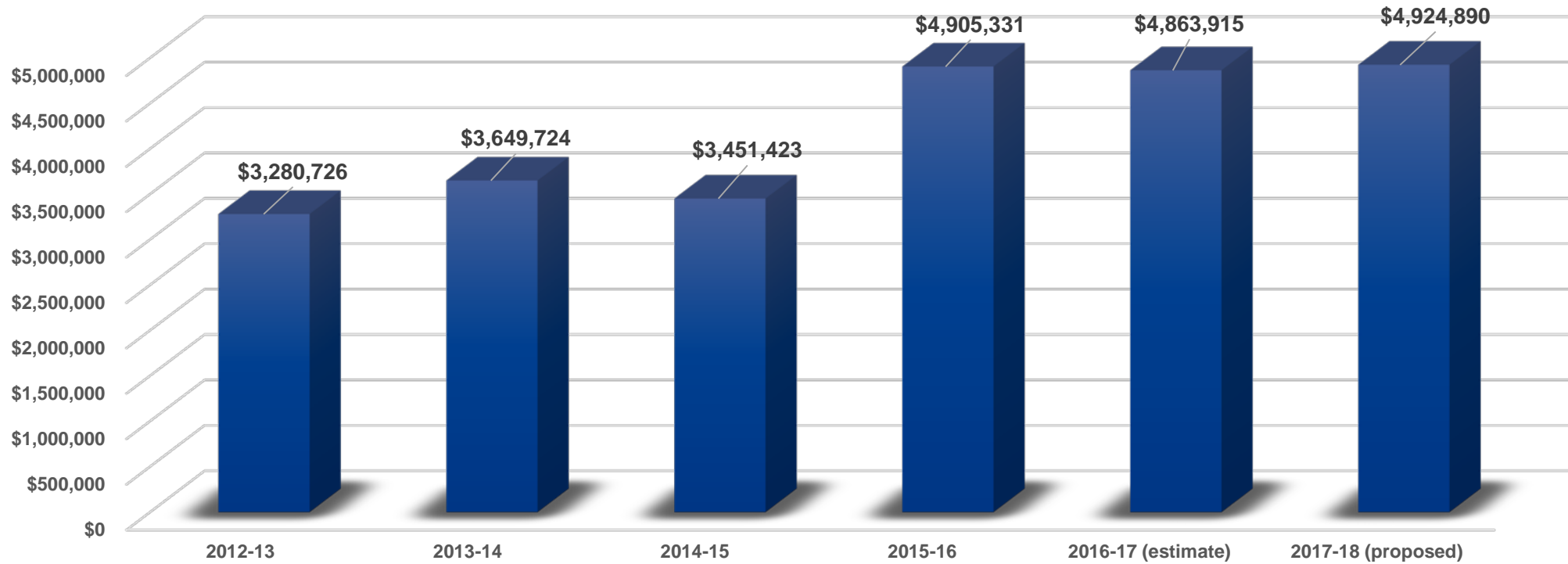
- Funding program for cultural services with established non-profit cultural organizations to support an array of programs that include concerts, plays, exhibitions, performances, workshops, and other cultural services
- Program guidelines, eligibility, and review process established by the City's Cultural Policy, adopted by the City Council on November 13, 2002
- City funding is limited to 25% of an organization's annual audited revenue
- Organizations complete annual application through an online grant system

Cultural Organizations Program (COP) Award Process

- Public peer review panels (appointed by the Cultural Affairs Commission) are held every other year to evaluate and score the applications
 - Most recently held in May 2016
- Allocations Committee review held as a public meeting culminated in funding recommendation to full Commission in September 2017
- Unanimous vote in support by the full Cultural Affairs Commission held in September 2017
- City Council will consider authorization of contracts October 25, 2017

Cultural Organizations Program (COP) Funding History

COP Budget



Cultural Organizations Program (COP)

Funded Organizations

Tier I - \$500,000 and Under

Anita Martinez Ballet
 Folklorico
 Cara Mia Theater Company
 Dallas Chamber Symphony
 Fine Arts Chamber Players
 Teatro Dallas
 Texas Winds Musical
 Outreach
 USA Film Festival
 Writer's Garret

Tier II-\$500,001 - \$999,999

Creative Arts Center
 Greater Dallas Youth
 Orchestra
 Junior Players
 Kitchen Dog Theater
 Shakespeare Dallas
 Undermain Theater

Tier III - \$1,000,000 and Up

Big Thought
 Children's Chorus of Greater
 Dallas
 Crow Collection of Asian Art
 Dallas Children's Theater
 Dallas Opera
 Dallas Wind Symphony
 TeCo Theatrical Productions
 Theater Three
 TITAS

Tier IV – City Owned Facilities

African American Museum
 Black Academy of Arts and
 Letters
 Dallas Black Dance Theatre
 Dallas County Heritage
 Society
 Dallas Historical Society
 Dallas Museum of Art
 Dallas Theater Center
 Perot Museum of Nature and
 Science
 Sammons Center for the Arts

Funding detail in appendix

Partner-Managed Facility Services

- Certain facility management agreements provide for funding from the City for operation and maintenance of the facilities (subject to annual appropriations)

Organization	City-Owned Facility	FY 2016-17 Estimate	FY 2017-18 Budget
Dallas Black Dance Theater	Former Moreland YMCA Building	\$170,000	\$170,000
DSM Management Group	Music Hall	\$290,000*	\$290,000**
Sammons Center for the Arts	Sammons Center	\$76,000	76,000
TOTAL		\$318,500	\$318,500

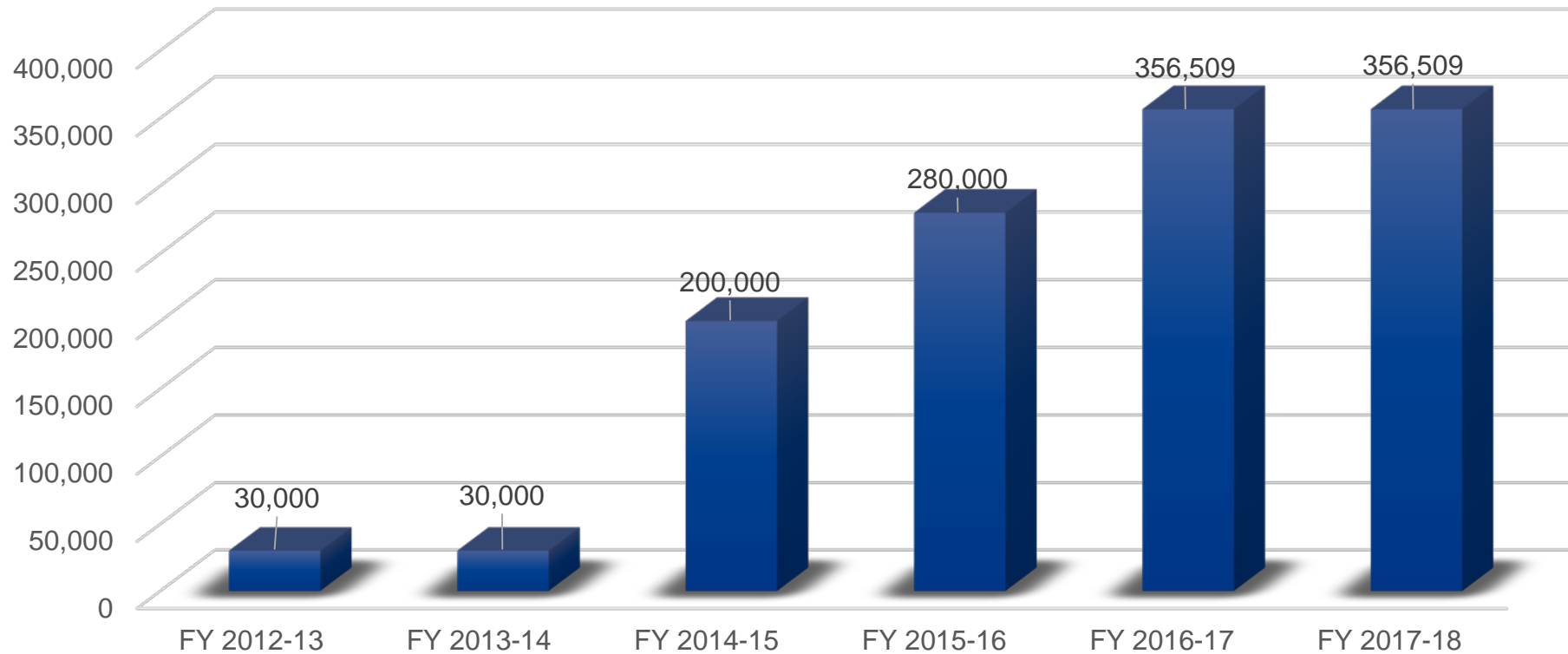
* Funding split between OCA (Q1) and PKR (Q2-4)

** All funding from PKR

Community Artist Program (CAP) Background

- Funding program for cultural services in Dallas neighborhoods from individual artists and cultural organizations to teach, perform, and exhibit at host facilities
- Goal of the program is to promote access and cultural awareness, heighten citizen understanding of diverse art forms and celebrate the various traditions that contribute to the composition of this city
- CAP is open to individual culturally and/or ethnic specific artists and/or ethnic specific arts organizations with administrative offices that are permanently located in the City of Dallas

Community Artist Program (CAP) Budget History



Community Artist Program (CAP) Selection Process

- Artists and nonprofit cultural organizations performing and presenting in the areas of music, dance, theatre, literature, visual arts, film/video, literary arts, and folk art are all eligible to apply, and selection is made through a community panel process
- CAP services are provided through performances, workshops and residencies
- Community hosts include churches, recreation centers, libraries, social service agencies, and other non-profit groups
- Cultural Affairs Commission's Allocations Committee reviews and approves new roster annually

Community Artist Program (CAP) Funded Artists and Organizations

Afiah Talibah Bey
Alfredo Villanueva
Alicia Yvette Holmes
Anita N. Martinez Ballet Folklorico
Angelique Westerfield
Barri Pearson
Calvin Sexton DBA Inner City All Stars
Candace Miller
Cantonette Studios
Cara Mia Theatre Company

Cynthia Veronica Anzaldua
Frida N. Lozano
Herbie Johnson
Indian Cultural Heritage Foundation
Jesus Evelio Flores
Lenotha Barnett Jr.
Making Connection Inc.
Michelle Gibson
Ofelia Faz-Garza
Ollimpaxqui Ballet Company

Renee Miche'al Jones
Sandra Gipson
South Dallas Concert Choir
Teatro Hispano de Dallas
Terrance M. Johnson Dance Project
The Flame Foundation
Tony Browne
True Brand Artist
VET

Funding detail in appendix

Cultural Facilities Program (CFP) Background & Selection Process

- In September 2016, City Council allocated \$400,000 of capital construction funds for renovation or major repairs to privately-owned cultural facilities
- Program guidelines were developed and authorized by Council Resolution No 17-0594, on April 12, 2017
 - Resolution provided for authorization to execute future grant agreements with qualified organizations in accordance with the program guidelines
- Guides City support and funding for long-term improvement, renovation or major repairs of cultural facilities owned and operated by organizations with an annual operating budget less than \$5 million
- Applicants may request up to \$200,000
- Four eligible applications received and forwarded for panel review
- Panel guidelines require a minimum score of 75% to be recommended for funding
 - Two organizations scored below 75%

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Cultural Facilities Program (CFP) Background & Selection Process

Organization	Award
Creative Arts Center	\$200,000
Dallas Children's Theater	\$200,000

- Additional CFP funds are available for a second application period in the first quarter of FY 2017-18
 - Staff will provide technical assistance to applicants upon request

Other OCA Cultural Funding Programs

Cultural Projects Program

- Funds for cultural services on a project basis from Dallas-based nonprofits (up to \$20,000, funding match required) and individual artists (up to \$5,000, no match requirement) (program budget: \$394,000)

Cultural Vitality Program

- Funds to support the growth of a vibrant cultural ecosystem in Dallas for projects related to cultural equity, awarded to individual artists (up to \$7,500) and Dallas-based nonprofits (up to \$20,000) (program budget: \$300,000)

Next Steps

- Full City Council consideration scheduled for October 25, 2017

Appendix

Contract Amounts

COP Contracts

Organization	Amount
Anita N. Martinez Ballet Folklorico, Inc.	\$70,223
Big Thought	\$713,128
The Black Academy of Arts & Letters, Inc.	\$192,956
Cara Mia Theatre Co.	\$54,258
Children's Chorus of Greater Dallas	\$55,415
Creative Arts Center Of Dallas	\$23,363
Crow Collection of Asian Art	\$30,000
Dallas Black Dance Theatre, Inc.	\$187,711
Dallas Chamber Symphony	\$35,000
Dallas Children's Theater	\$160,222
Dallas County Heritage Society	\$170,907
Dallas Historical Society	\$60,725
Dallas Museum of Art	\$1,075,896
The Dallas Opera	\$164,500
Dallas Theater Center	\$41,007
Dallas Wind Symphony	\$47,811

Fine Arts Chamber Players	\$47,604
Greater Dallas Youth Orchestra	\$50,367
Junior Players Guild	\$61,257
Kitchen Dog Theater Company	\$44,564
Perot Museum of Nature & Science	\$746,489
Museum of African American Life and Culture	\$69,660
Sammons Center for the Arts	\$86,370
The Shakespeare Festival of Dallas	\$101,156
Teatro Hispano de Dallas	\$63,831
TeCo Theatrical Productions, Inc.	\$103,782
Texas International Theatrical Arts Society	\$69,314
Texas Winds Musical Outreach, Inc.	\$51,646
Theater Three, Inc.	\$85,420
Undermain Theater	\$33,594
U S A Film Festival	\$50,567
The Writer's Garret	\$36,292
TOTAL	\$4,785,035

CAP Contracts

Artist/Organization	Amount
Afiah Talibah Bey	\$15,000
Alfredo Villanueva	\$7,000
Alicia Yvette Holmes	\$25,000
Anita N. Martinez Ballet Folklorico	\$9,000
Angelique Westerfield	\$3,000
Barri Pearson	\$10,000
Calvin Sexton DBA Inner City All Stars	\$9,500
Candace Miller	\$25,000
Cantionette Studios	\$5,000
Cara Mia Theatre Company	\$10,000
Cynthia Veronica Anzaldua	\$7,000
Frida N. Lozano	\$1,500
Herbie Johnson	\$12,000
Indian Cultural Heritage Foundation	\$8,000

Jesus Evelio Flores	\$12,000
Lenotha Barnett Jr.	\$20,000
Making Connection Inc.	\$6,000
Michelle Gibson	\$25,000
Ofelia Faz-Garza	\$6,000
Ollimpaxqui Ballet Company	\$10,000
Renee Miche'al Jones	\$7,500
Sandra Gipson	\$7,000
South Dallas Concert Choir	\$3,000
Teatro Hispano de Dallas	\$15,000
Terrance M. Johnson Dance Project	\$20,000
The Flame Foundation	\$7,000
Tony Browne	\$25,000
True Brand Artist	\$25,000
VET	\$5,000
TOTAL	\$340,500

CPP Contracts

Organization	Amount
Arga Nova Dance	\$6,500
Avant Chamber Ballet	\$7,000
Bruce Wood Dance Project	\$13,000
Chamber Music International	\$6,000
Color Me Empowered	\$6,500
Cry Havoc Theater Company	\$7,000
Dallas Arts District	\$15,000
Dallas Contemporary	\$10,000
Dallas Film Society	\$13,000
Dallas Holocaust Museum	\$20,000
Dallas Institute for Humanities and Culture	\$15,000
Dallas Metroplex Musicians	\$6,500
Dance Council	\$6,000
Echo Theatre	\$6,500
Indian Cultural Heritage Foundation	\$6,000

Jewish Community Center	\$8,000
Lone Star Wind Orchestra	\$9,000
MADI Museum	\$6,000
Metropolitan Winds	\$6,000
Nasher Sculpture Center	\$8,000
New Texas Symphony	\$6,500
Old Red Museum	\$8,000
Ollimpaxqui Ballet	\$7,000
Orpheus Chamber Singers	\$6,000
Resource Center	\$17,000
Southwest Celtic Music Assoc.	\$8,000
Uptown Players	\$13,000
Video Association	\$13,000
Women's Chorus	\$9,000
Wordspace	\$9,000
TOTAL	\$277,500

Cultural Affairs Commission Recommendations for FY 2017-18 Cultural Contracts Allocations

**Quality of Life, Arts & Culture Committee
October 9, 2017**

**Jennifer Scripps, Director
Office of Cultural Affairs**



City of Dallas

STRATEGIC PRIORITY: Quality of Life

AGENDA DATE: October 11, 2017

COUNCIL DISTRICT(S): 9

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: 37Q R U V

SUBJECT

Authorize a professional services contract with GSR Andrade Architects, Inc. for improvements to the DeGolyer House and the Camp House and installation of new sidewalks along Garland Road at the Dallas Arboretum located at 8525 Garland Road - Not to exceed \$72,100 - Financing: 2003 Bond Funds

BACKGROUND

This action will authorize a professional services contract with GSR Andrade Architects, Inc. for condition assessment, schematic design, survey, and cost estimating services for improvements to the DeGolyer House and the Camp House and installation of new sidewalks along Garland Road at the Dallas Arboretum.

ESTIMATED SCHEDULE OF PROJECT

Begin Design October 2017
Complete Design January 2018

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On September 7, 2017, the Park and Recreation Board authorized award of a professional services contract.

Information about this item will be provided to the Quality of Life, Arts and Culture Committee on October 9, 2017.

FISCAL INFORMATION

2003 Bond Funds - \$72,100

M/WBE INFORMATION

See attached.

OWNER

GSR Andrade Architects, Inc.

Fernando Andrade, President

MAP

Attached

October 11, 2017

WHEREAS, it is now necessary to hire a firm to provide improvements to the DeGolyer House and the Camp House and installation of new sidewalks along Garland Road at the Dallas Arboretum located at 8525 Garland Road, and the firm of GSR Andrade Architects, Inc. has presented a proposal dated July 24, 2017 to provide these services for a fee not to exceed \$72,100.

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 professional services contract with GSR Andrade Architects, approved as to form by the City Attorney, for improvements to the DeGolyer House and the Camp House and new sidewalks along Garland Road at the Dallas Arboretum, in an amount not to exceed \$72,100.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a contract with GSR Andrade Architects, 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 \$72,100 to GSR Andrade Architects, Inc. from (2003) Major and Citywide Park Recreation Fund, Fund 6R00, Department PKR, Unit K001, Object 4112, Activity SUAR, Program PK03K001.2, Encumbrance/Contract No. CX-PKR-2017-00002878, Commodity 92500, Vendor 249709.

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.



August 17, 2017

Dallas Arboretum
(8525 Garland Rd)

Mapsc
37 Q,R,U,V

District
9

STRATEGIC PRIORITY: Quality of Life

AGENDA DATE: October 11, 2017

COUNCIL DISTRICT(S): 6

DEPARTMENT: Park & Recreation
Water Utilities

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

MAPSCO: 23Z 33B C D F G

SUBJECT

Authorize a construction services contract for tree mitigation at Bachman Lake Park located at 3500 West Northwest Highway - C. Green Scaping, LP, lowest responsible bidder of three - Not to exceed \$203,700 - Financing: Water Utilities Current Funds

BACKGROUND

On June 30, 2017, three bids were received for Bachman Lake Park – Tree Mitigation Project to include: replacement trees and to provide bubbler irrigation for each replaced tree. This item authorizes award of the construction services contract to C. Green Scaping, LP, with a total bid amount of \$203,700.

The following chart illustrates C. Green Scaping, LP's contractual activities with the City of Dallas for the past three years:

	<u>MSS</u>	<u>DWU</u>	<u>PKR</u>	<u>TWM</u>
Projects Completed	0	0	1	0
Change Orders	0	0	3	0
Projects Requiring Liquidated Damages	0	0	0	0
Projects Completed by Bonding Company	0	0	0	0

ESTIMATED SCHEDULE OF PROJECT

Began Design	December 2017
Completed Design	April 2017
Begin construction	December 2017
Complete construction	March 2018

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On December 1, 2016, the Park and Recreation Board authorized proceeding with construction procurement.

On September 7, 2017, the Park and Recreation Board authorized award of the contract.

Information about this item will be provided to the Quality of Life, Culture and Arts Committee on October 9, 2017.

FISCAL INFORMATION

Water Utilities Current Funds - \$203,700

M/WBE INFORMATION

See attached.

BID INFORMATION

The following three bids were received and opened on June 30, 2017:

*Denotes the successful bidder

<u>Bidders</u>	<u>Total Bid</u>
*C. Green Scaping, LP 2401 Handley Ederville Road Fort Worth, Texas 76118	\$203,700
MACVAL Associates, LLP	\$248,400
SRH Landscapes, LLP	**Non-responsive

**SRH Landscapes, LLP was deemed non-responsive due to failure to turn in the Good Faith Effort and other required documentation with their bid.

OWNER

C. Green Scaping, LP

Curtis J. Green, Vice President

MAP

Attached

October 11, 2017

WHEREAS, on June 30, 2017, three bids were received for the Bachman Lake Park – Tree Mitigation Project. The scope of work includes replacement (mitigation) trees, including irrigation, to mitigate the existing trees that were removed from Bachman Lake Park as part of the Dallas Water Utilities (DWU) 48” Interceptor Project, completed in 2016. This project is funded by DWU.

<u>Bidders</u>	<u>Total Bid</u>
C. Green Scaping, LP	\$203,700
MACVAL Associates, LLC	\$248,400
SRH Landscapes, LLC	**Non-responsive

**SRH Landscapes, LLC was deemed non-responsive due to failure to turn in the Good Faith Effort and other required documentation with their bid.

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 C. Green Scaping, LP, approved as to form by the City Attorney, for tree mitigation at Bachman Lake Park located at 3500 West Northwest Highway, in an amount not to exceed \$203,700.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a contract with C. Green Scaping, LP, 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 \$203,700 to C. Green Scaping, LP in accordance with the terms and conditions of DWU No. 18-004 from Wastewater Construction Fund, Fund 0103, Department DWU, Unit CS40, Object 3099, Program 71804, Encumbrance/Contract No. CX-PKR-2017-00002665, Commodity 91200, Vendor 514347.

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.



0 230 460 920 1,380 Feet



Bachman Lake Park Trail (3500 W Northwest Hwy)

Mapsco
23 Z
33 B,C,D,F, G

District
6



STRATEGIC PRIORITY: Quality of Life

AGENDA DATE: October 11, 2017

COUNCIL DISTRICT(S): 8

DEPARTMENT: Park & Recreation

CMO: Willis Winters, 670-4071

MAPSCO: 69-A, J, U, Y, Z

SUBJECT

A public hearing to receive comments on the proposed use of a portion of the Kleberg Trail, totaling approximately 126,625 square feet of land, by Dallas Water Utilities for the construction of a 21-inch wastewater main and a 120-inch water transmission pipeline; and at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland pursuant to Chapter 26 of the Texas Parks and Wildlife Code - Financing: No cost consideration to the City

BACKGROUND

The City of Dallas owns municipal parkland known as the Kleberg Trail located in southeast Dallas within a former Union Pacific Railroad Corridor. Dallas Water Utilities (DWU) requires easements at two separate sections of the Kleberg Trail, as described in Exhibit A.

DWU has requested two utility easements consisting of a total of approximately 126,625 square feet for construction of a 21-inch wastewater main and a 120-inch water transmission pipeline. In consideration for these conveyances by easement, DWU will pay \$85,900, the fair market value of these easements, as determined by independent appraisals. Sustainable Development and Construction is submitting a resolution collectively with this resolution for the actual conveyance of, and sale proceeds for the easements.

The Southwest 120-inch Water Transmission pipeline project involves construction of approximately 17 miles of a 120-inch treated water transmission main to meet long-range regional water demands for south Dallas County. The project, which requires a utility easement of approximately 25,000 square feet of parkland, will run parallel to the Kleberg Trail corridor. DWU has located the proposed water transmission pipeline within the ditch area of the Kleberg Trail, adjacent to the location of the future Kleberg Trail, to minimize potential conflicts once the trail is constructed.

BACKGROUND (continued)

The Hickory Creek Wastewater Main Replacement Project involves replacement of approximately 2.75 miles of existing wastewater mains with one 21-inch wastewater main. The project, which requires a utility easement of approximately 101,625 square feet, crosses the Kleberg Trail Corridor. DWU does not anticipate any above ground pipeline appurtenances to be located in the easement or, if they do, DWU will ensure that they not conflict with the future trail.

DWU agrees as condition of the conveyance of easements to:

1. Construct each project and ensure that any future projects do not conflict with the proposed trail and to permit future construction of the Kleberg Trail, amenities, and other improvements within the easements.
2. Future construction, maintenance, and operations of the utilities within the trail corridor will be coordinated with the Park and Recreation Department operations to minimize disruption of use and operation of the trail.
3. DWU shall request approval from the Director of the Park and Recreation Department should DWU's operations, maintenance, or construction require DWU to disrupt, demolish, or modify any improvements, vegetation, or terrain within the trail corridor, except for in a situation which affects the public's immediate health, safety, or welfare, in which case DWU shall notify the Director of the Park and Recreation Department as soon as possible of such activities. In any case, repair or replacement of trail improvements, vegetation, damage to terrain, etc., as the result of DWU activities, shall be at the discretion of the Director of the Park and Recreation Department and shall be at DWU's sole cost with no cost consideration to the Park and Recreation Department.

In compliance with the law, the City has determined that there is a need for utility easements, that no feasible and prudent alternative exists, and that all reasonable care has been taken so as to not damage the remainder of the park property and to mitigate any disruption of park services.

In accordance with the Texas Parks and Wildlife Code, Chapter 26 (Sections 26.001 through 26.004) the City Council must advertise and hold a public hearing on the change of use of parkland.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On August 3, 2017, the Park and Recreation Board authorized a public hearing to be held on October 11, 2017.

On September 13, 2017, City Council authorized a public hearing to be held on October 11, 2017, by Resolution No. 17-1434.

MAP

Attached

October 11, 2017

WHEREAS, the City of Dallas owns land in southeast Dallas known as the Kleberg Trail, which was acquired for park purposes and has been maintained as parkland; and

WHEREAS, a portion of the Kleberg Trail has been identified by Dallas Water Utilities (DWU) as necessary for the construction of a 21-inch wastewater main (Hickory Creek Wastewater Main Replacement Project) and a 120-inch water transmission pipeline (Southwest 120-inch Water Transmission Pipeline Project), and DWU must acquire approximately 126,625 square feet of land for such improvements, as shown on Exhibit A and the Park and Recreation Board is agreeable to providing the property for this use; and

WHEREAS, DWU is agreeable to designing and constructing its improvements such that the City's ability to make future improvements to the Kleberg Trail shall not be impaired; and

WHEREAS, a public hearing was held, as required by the Texas Parks and Wildlife Code (Chapter 26, Section 26.001 through 26.004), to determine that there is no feasible and prudent alternative to this use of this parkland and that all reasonable planning to minimize harm to the Kleberg Trail has been taken.

Now, Therefore,

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

SECTION 1. That as a result of the public hearing held today, it is hereby determined that there is no feasible and prudent alternative to the use of parkland for the purpose stated in this resolution and that all reasonable planning to minimize harm to the park has been taken.

SECTION 2. That the City of Dallas hereby approves and authorizes the grant of utility easements, by form instrument as approved by the City Attorney, to DWU for purpose of construction of water and wastewater pipeline projects, said easement areas more fully described in Exhibit A, attached hereto and made a part hereof.

SECTION 3. That the City Manager or designee, approved as to form by the City Attorney, is hereby authorized to execute utility easements for the benefit of DWU for the purposes authorized herein, and to all of the following terms and conditions:

a. DWU shall covenant to the City:

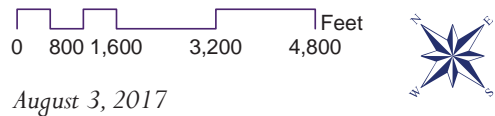
1. To observe safety regulations;
2. To not be detrimental to the park and to coordinate work with City staff so as to provide for the least disruption of City services;

October 11, 2017

SECTION 3. (continued)

3. To comply with health, safety, noise, environmental protection, waste disposal, and water and air quality regulations;
4. To keep the adjacent park area free from construction debris and waste;
5. To bear the cost of construction, operation, and maintenance of the sewer line and improvements;
6. To do all work within the park and surrounding areas in a good a workmanlike manner under the supervision of the Director of the Park and Recreation Department;
7. To construct each project, and ensure future projects within the utility easements not conflict with the proposed trail and its use as a trail and to permit future construction of the Kleberg Trail, amenities, and other improvements within the easements;
8. Future construction, maintenance, and operations of the utilities within the trail corridor will be coordinated with the Park and Recreation Department operations to minimize disruption of use and operation of the trail;
9. Any damage to or removal of any trail improvements or the trail corridor itself by DWU or its contractors, regardless of the reason, shall be repaired or replaced at DWU's sole cost with no cost consideration to the Park and Recreation Department.

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.



August 3, 2017

Kleberg Trail—DWU Utility Easements (I-20 & near Kleberg Rd and S Beltline Rd)

Mapsco 69A-J, U, Y, Z
District 8

Exhibit A

1 of 12

**PARCEL E-442
CITY OF DALLAS RIGHT-OF-WAY
0.5739 ACRE TRACT
CITY OF DALLAS BLOCK NO. 8794,
SOLOMON DIXON SURVEY, ABSTRACT NUMBER 407
CITY OF DALLAS, DALLAS COUNTY, TEXAS**

BEING a tract of land situated in the Solomon Dixon Survey, Abstract No. 407, Official City of Dallas Block Number 8794, City of Dallas, Dallas County, Texas, and being part of that tract of land described as Parcel 5 in deed to the City of Dallas, as recorded in Instrument Number 201100327219 of the Official Public Records of Dallas County, Texas (O.P.R.D.C.T.), and being more particularly described as follows:

BEGINNING at a point in the west edge of a 14 inch Cedar Elm tree for the common southeast corner of that tract of land described in deed to Matthew Millard as recorded in County Clerk's Document Number 200503553505, O.P.R.D.C.T., and the most northerly northeast corner of Alexander Heights Addition, an addition to Dallas County, Texas, as recorded in Volume 23, Page 73 of the Deed Records of Dallas County, Texas (D.R.D.C.T.), said point being in the southwest line of said City of Dallas tract, and from which point a 1/2-inch found iron rod with yellow plastic cap stamped "HALFF" (hereinafter referred to as "with cap") bears South 89 degrees 29 minutes 55 seconds East a distance of 1.62 feet;

THENCE North 53 degrees 37 minutes 54 seconds West, with the common northeast line of said Millard tract and the southwest line of said City of Dallas tract, a distance of 250.00 feet to a found 1/2-inch iron rod with cap for corner;

THENCE North 89 degrees 29 minutes 55 seconds East, departing said common line, with a line offset 150 feet northerly of and parallel to the common south line of said Millard tract and the north line of said Alexander Heights Addition, a distance of 166.67 feet to a found 1/2-inch iron rod with cap for corner in the common northeast line of said City of Dallas tract and the southwesterly line of that tract of land described in deed to RJC Theatres, LLC as recorded in Volume 2005083, Page 05877, D.R.D.C.T.;

THENCE South 53 degrees 37 minutes 54 seconds East, departing said parallel offset line, with said common northeast City of Dallas line and the southwesterly line of said RJC Theaters tract, a distance of 250.00 feet to a point (unable to set) for corner from which a found 1/2-inch iron rod with cap for the southeast corner of said RJC Theaters tract bears South 53 degrees 37 minutes 54 seconds East a distance of 4.98 feet;



Exhibit A

2 of 12

**PARCEL E-442
CITY OF DALLAS RIGHT-OF-WAY
0.5739 ACRE TRACT
CITY OF DALLAS BLOCK NO. 8794,
SOLOMON DIXON SURVEY, ABSTRACT NUMBER 407
CITY OF DALLAS, DALLAS COUNTY, TEXAS**

THENCE South 89 degrees 29 minutes 55 seconds West, departing said common line, with the projected common south line of said Millard tract and the north line of said Alexander Heights Addition, a distance of 166.67 feet to the POINT OF BEGINNING and containing 0.5739 acre (25,000 square feet) of land, more or less.

The Basis of Bearing is the North American Datum of 1983, Texas State Plane Coordinate System, North Central Zone 4202. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.

JAG
18 FEB
2016



SOLOMON DIXON SURVEY,
ABSTRACT NO. 407

0 50 100 150 200

SCALE: 1"=100'

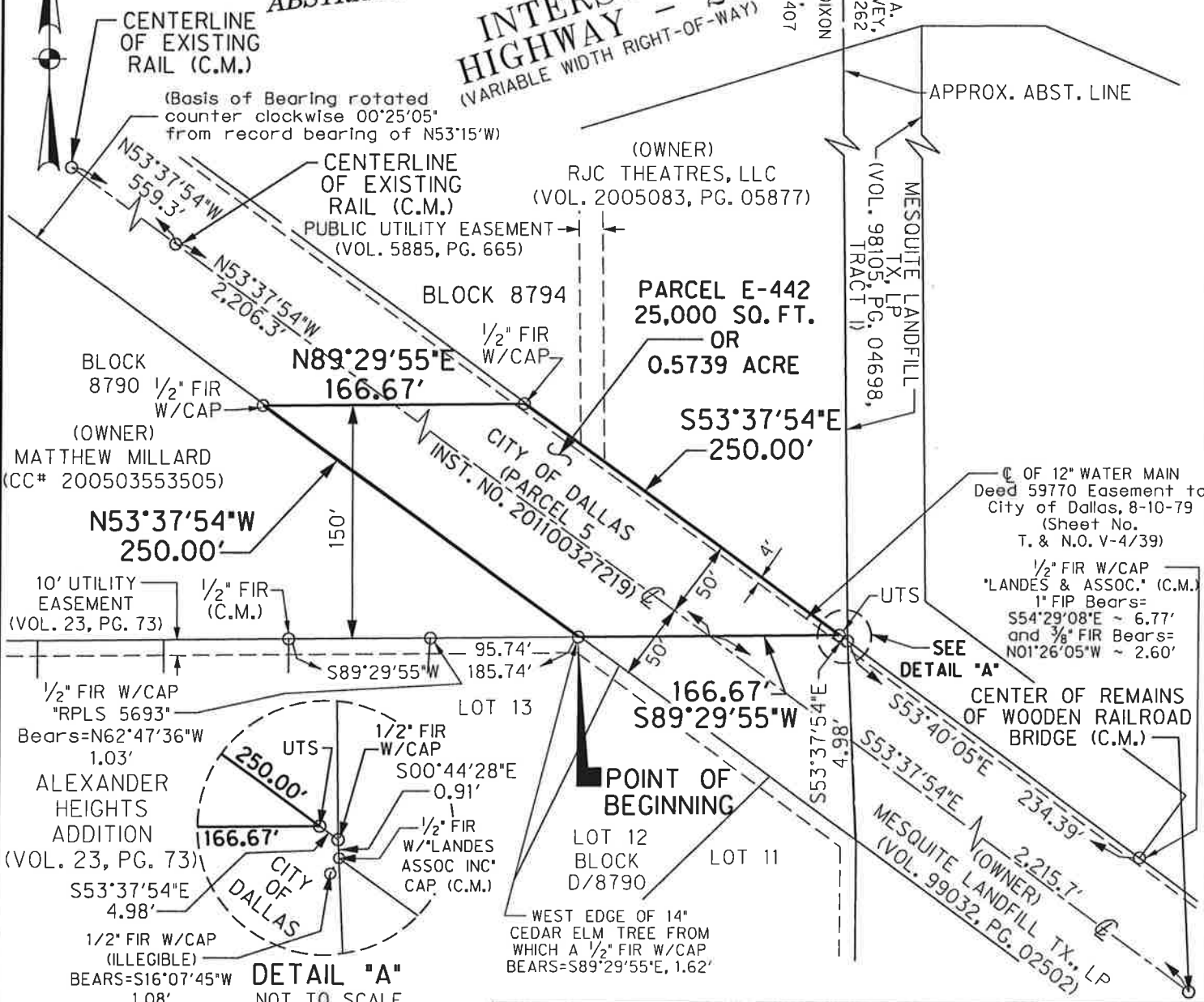


SOLOMON DIXON
SURVEY,
ABSTRACT NO. 407

INTERSTATE
HIGHWAY - 20
(VARIABLE WIDTH RIGHT-OF-WAY)

WILLIAM A. COLE
SURVEY,
ABST. NO. 262

WILLIAM A. COLE
ABSTRACT NO. 262



DETAIL "A"
NOT TO SCALE

NOTES:
1. The Basis of Bearing is the North American Datum of 1983, Texas State Plane Coordinate System, North Central Zone 4202. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.
2. Metes and Bounds description of tract shown hereon was prepared of even date.
3. This survey revises, replaces and supercedes the survey of this tract signed by me on May 1, 2009.

PARCEL E-442
CITY OF DALLAS RIGHT-OF-WAY
0.5739 ACRE TRACT,
CITY OF DALLAS BLOCK NO. 8794,
SOLOMON DIXON SURVEY, ABSTRACT NUMBER 407,
CITY OF DALLAS, DALLAS COUNTY, TEXAS

Handwritten signature and date:
18 FEB 2016



LEGEND

1/2" FIR W/CAP (C.M.)	1/2-INCH FOUND IRON ROD WITH YELLOW PLASTIC CAP STAMPED "HALFF" CONTROL MONUMENT
FIR	FOUND IRON ROD
FIP	FOUND IRON PIPE
UTS	UNABLE TO SET

HALFF
1201 N. BOWSER ROAD RICHARDSON, TEXAS 75081
TELE. (214)346-6200 FAX (214)739-0095
TBPLS FIRM NO. 10029600

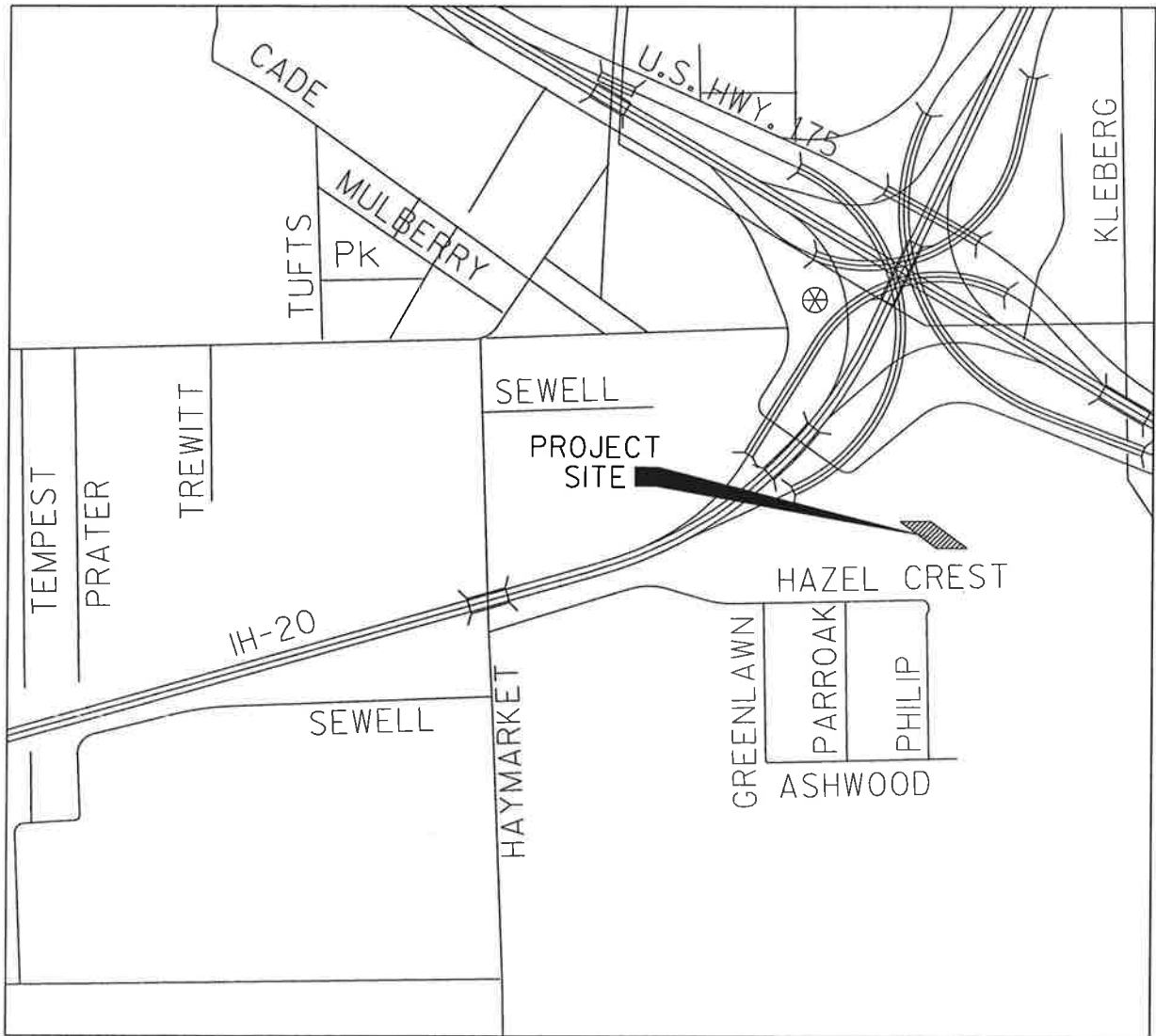
DATE: FEBRUARY, 2016
AVO.: 25143
PAGE 3 OF 3

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PARCEL E-442
CITY OF DALLAS RIGHT-OF-WAY
0.5739 ACRE TRACT
CITY OF DALLAS BLOCK NO. 8794,
SOLOMON DIXON SURVEY, ABSTRACT NUMBER 407,
CITY OF DALLAS, DALLAS COUNTY, TEXAS

MAPSCO NO. 69A J



LOCATION MAP

NOT TO SCALE

FIELD NOTES DESCRIBING A 2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT

Exhibit A

CITY OF DALLAS DRAWING NO. 411Q-1618

5 of 12

TO BE ACQUIRED IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT

BEING a 2.333 acre (101,625 square foot) tract of land situated in the Robert Kleberg Survey, Abstract Number 716, in Official City of Dallas Block Number 8807, City of Dallas, Texas, and Unincorporated Dallas County, Texas, and being located within that tract of land described as Kleberg Trail Corridor Parcel 1 in the Donative Deed Without Warranty from Union Pacific Railroad Company to the City of Dallas, Texas, as recorded in Instrument Number 201100327219 of the Official Public Records of Dallas County, Texas, and being more particularly described as follows:

COMMENCING at a 1/2-inch found iron rod with a yellow plastic cap stamped "HALFF" (hereinafter referred to as "with cap") for an "ell" corner in the northeast line of said Kleberg Trail Corridor Parcel 1 and for the most westerly southwest corner of that tract of land described in deed to Geral De Witt and Frances De Witt as recorded in Volume 2001062, Page 00215 of the Deed Records of Dallas County, Texas (D.R.D.C.T.), said point being on the southeast line of that tract of land described in deed to Don Poteet as recorded in Volume 87214, Page 5716, D.R.D.C.T., and from which a 3/4-inch found iron rod bears South 44 degrees 11 minutes 34 seconds West a distance of 0.63 of a foot;

THENCE South 44 degrees 11 minutes 34 seconds West, with a jog in the northeast line of said Kleberg Trail Corridor Parcel 1 and with the southeast line of said Poteet Tract, a distance of 20.00 feet to a 1/2-inch found iron rod with cap for an "ell" corner in the northeast line of said Kleberg Trail Corridor Parcel 1;

THENCE North 44 degrees 51 minutes 13 seconds West, continuing with the northeast line of said Kleberg Trail Corridor Parcel 1, a distance of 721.96 feet to a 1/2-inch set iron rod with a blue plastic cap stamped "HALFF ESMT" (hereinafter referred to as "with easement cap") for the POINT OF BEGINNING;

THENCE South 45 degrees 08 minutes 47 seconds West, departing said northeast line, over and across said Kleberg Trail Corridor Parcel 1, a distance of 80.00 feet to a 1/2-inch set iron rod with easement cap for corner on the southwest line of said Kleberg Trail Corridor Parcel 1, and from which point a 1/2-inch found iron rod with cap for the point of curvature of a tangent circular curve to the left in said southwest line bears South 44 degrees 51 minutes 13 seconds East a distance of 897.73 feet;

THENCE North 44 degrees 51 minutes 13 seconds West, with the southwest line of said Kleberg Trail Corridor Parcel 1, a distance of 1,665.42 feet to a 1/2-inch set iron rod with easement cap for corner;

FIELD NOTES APPROVED:

Apr 7/15/13



FIELD NOTES DESCRIBING A 2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT

Exhibit A

6 of 12

THENCE North 45 degrees 08 minutes 47 seconds East, departing said southwest line of Kleberg Trail Corridor Parcel 1, over and across said Kleberg Trail Corridor Parcel 1, a distance of 80.00 feet to a 1/2-inch set iron rod with easement cap for corner on the northeast line of said Kleberg Trail Corridor Parcel 1, and from which point a 1/2-inch found iron rod with cap for an "ell" corner in said northeast line bears North 44 degrees 51 minutes 13 seconds West a distance of 79.72 feet;

THENCE South 44 degrees 51 minutes 13 seconds East, with the northeast line of said Kleberg Trail Corridor Parcel 1, a distance of 35.00 feet to a 1/2-inch set iron rod with easement cap for corner;

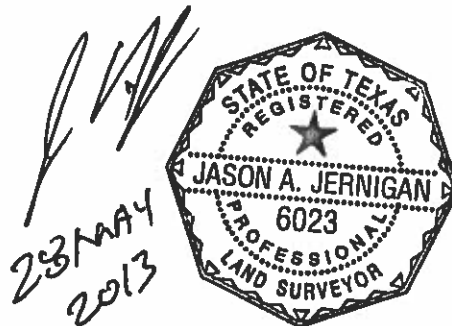
THENCE South 45 degrees 08 minutes 47 seconds West, departing said northeast line, over and across said Kleberg Trail Corridor Parcel 1, a distance of 20.00 feet to a 1/2-inch set iron rod with easement cap for corner;

THENCE South 44 degrees 51 minutes 13 seconds East, continuing over and across said Kleberg Trail Corridor Parcel 1, with a line offset 20 feet southwesterly from and parallel to the northeast line of said Kleberg Trail Corridor Parcel 1, a distance of 1,580.42 feet to a 1/2-inch set iron rod with easement cap for corner;

THENCE North 45 degrees 08 minutes 47 seconds East, departing said parallel offset line, continuing over and across said Kleberg Trail Corridor Parcel 1, a distance of 20.00 feet to a 1/2-inch set iron rod with easement cap for corner on the northeast line of said Kleberg Trail Corridor Parcel 1;

THENCE South 44 degrees 51 minutes 13 seconds East, with the northeast line of said Kleberg Trail Corridor Parcel 1, a distance of 50.00 feet to the POINT OF BEGINNING and containing 2.333 acres (101,625 square feet) of land, more or less.

The Basis of Bearing is the State Plane Coordinate System, Texas North Central Zone (4202), North American Datum of 1983. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.



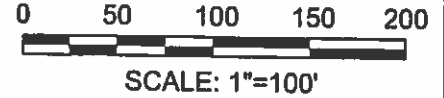
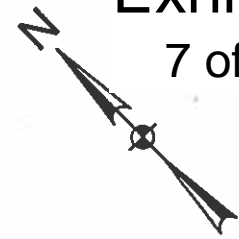
ROBERT KLEBERG SURVEY, ABSTRACT NO. 716

Exhibit A

7 of 12

DALLAS COUNTY (UNINCORPORATED)

GERAL DEWITT AND FRANCES DEWITT
(VOL. 2001062, PG. 00215)



DON POTEET
(VOL. 87214, PG. 5716)

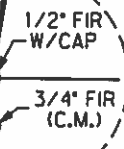
ROBERT KLEBERG SURVEY,
ABSTRACT NO. 716

HERMAN HIDER SURVEY,
ABSTRACT NO. 541

POINT OF COMMENCING

POINT OF COMMENCING

S 44°11'34" W
0.63'



$\Delta = 45^{\circ}54'00''$
R = 1,382.00'
T = 585.20'
L = 1,107.13'
CL = 1,077.76'
CB = S 67°48'13"E

S 44°11'34" W
20.00'

1/2" FIR
W/CAP

S 44°51'13" E 176.10'

1/2" FIR
W/CAP
(C.M.)

CITY OF DALLAS
(KLEBERG TRAIL CORRIDOR
PARCEL 1,
INST. # 201100327219)

N 44°51'13" W 721.96'

80'

S 44°51'13" E

897.73'

3/8" FIR
BEARS
N 40°44'16" W
8.11'

$\Delta = 45^{\circ}54'00''$
R = 1,482.00'
T = 627.55'
L = 1,187.24'
CL = 1,155.75'
CB = N 67°48'13" W

TXI OPERATIONS LP
(VOL. 98087, PG. 8888)

TXI OPERATIONS LP
(VOL. 98087, PG. 8888)

*Robert Kleberg Survey,
Abstract No. 716*

DALLAS COUNTY (UNINCORPORATED)

APPROXIMATE
SURVEY LINE

*Herman Hider Survey,
Abstract No. 541*

1. The Basis of Bearing is the State Plane Coordinate System, Texas, North Central Zone (4202), North American Datum of 1983. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.

2. The surveyor has relied on the commitment for title insurance issued by First American National Title Insurance Company, of No. 10R34896 CR7, effective date May 30, 2011, issued date June 16, 2011 with regard to the existence of recorded easements, rights of way, and other matters of record affecting the subject tract. The Surveyor has relied upon the accuracy and completeness of the information described above and has made no independent investigation or search for this information.

LEGEND

1/2" FIR W/CAP	1/2" FOUND IRON ROD WITH YELLOW PLASTIC CAP STAMPED 'HALFF'
1/2" SIR W/ESMT CAP	1/2" SET IRON ROD WITH BLUE PLASTIC CAP STAMPED 'HALFF ESMT'
INST. #	INSTRUMENT NUMBER
R/W	RIGHT-OF-WAY LINE
P	PROPERTY LINE
(C.M.)	CONTROL MONUMENT

2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED

IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT



1201 N. BOWSER ROAD RICHARDSON, TEXAS 75081
TELE. (214)346-6200 FAX (214)739-0095

DATE: MAY, 2013

AVO.: 21944

PAGE 3 OF 7

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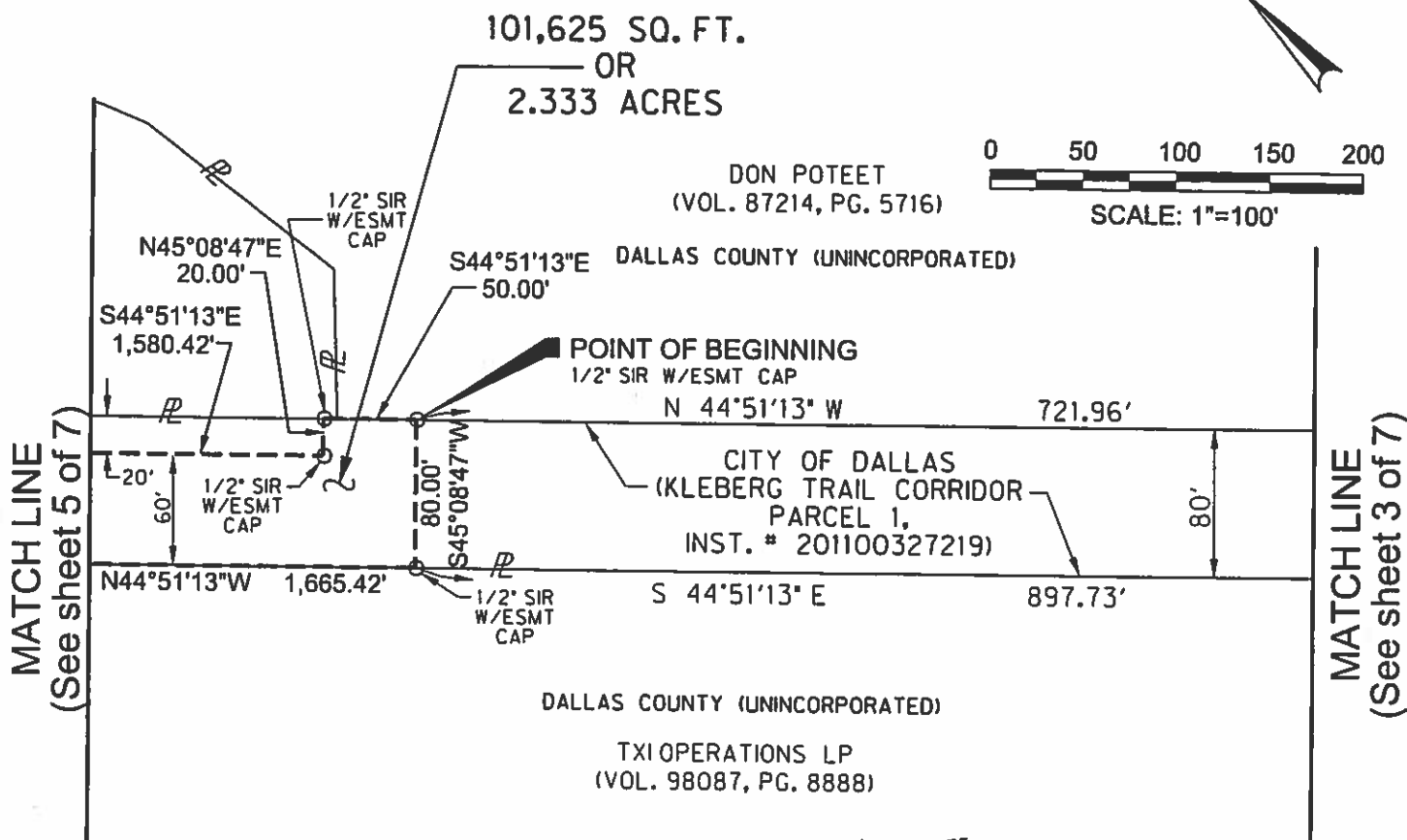
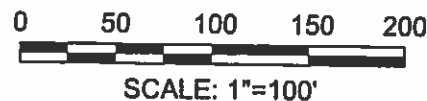
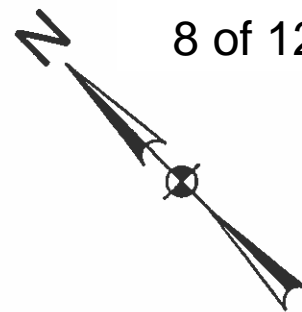
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ROBERT KLEBERG SURVEY ABSTRACT NO. 716

Exhibit A

8 of 12



*Robert Kleberg Survey,
Abstract No. 716*

1. The Basis of Bearing is the State Plane Coordinate System, Texas North Central Zone (4202), North American Datum of 1983. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.
2. The surveyor has relied on the commitment for title insurance issued by First American National Title Insurance Company, CF No. 10R34896 CR1, effective date May 30, 2011, issued date June 16, 2011 with regard to the existence of recorded easements, rights-of-way, and other matters of record affecting the subject tract. The Surveyor has relied upon the accuracy and completeness of the information described above and has made no independent investigation or search for this information.

LEGEND

- 1/2" FIR W/CAP 1/2" FOUND IRON ROD WITH YELLOW PLASTIC CAP STAMPED "HALFF"
- 1/2" SIR W/ESMT CAP 1/2" SET IRON ROD WITH BLUE PLASTIC CAP STAMPED "HALFF ESMT"
- INST. # INSTRUMENT NUMBER
- R/W RIGHT-OF-WAY LINE
- PL PROPERTY LINE
- (C.M.) CONTROL MONUMENT

**2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED
IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT**



HALFF

1201 N. BOWSER ROAD RICHARDSON, TEXAS 75081
TELE. (214)346-6200 FAX (214)739-0095

DATE: MAY, 2013

AVO.: 21944

PAGE 4 OF 7

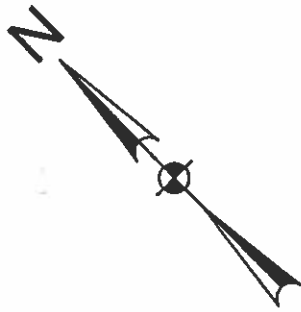
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ROBERT KLEBERG SURVEY
ABSTRACT NO. 716

Exhibit A
9 of 12



SCALE: 1"=100'

ROBERTO N. PULIDO
(INST. # 201100055531)

DALLAS COUNTY (UNINCORPORATED)

MATCH LINE
(See sheet 6 of 7)

MATCH LINE
(See sheet 4 of 7)

S44°51'13"E

1,580.42'

CITY OF DALLAS
(KLEBERG TRAIL CORRIDOR
PARCEL 1,
INST. # 201100327219)

N44°51'13"W

1,665.42'

DALLAS COUNTY (UNINCORPORATED)

TXI OPERATIONS LP
(VOL. 98087, PG. 8888)

101,625 SQ. FT.
OR
2.333 ACRES

*Robert Kleberg Survey,
Abstract No. 716*

1. The Basis of Bearing is the State Plane Coordinate System, Texas North Central Zone (4202), North American Datum of 1983. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.
2. The surveyor has relied on the commitment for title insurance issued by First American National Title Insurance Company, OF No. 10R34896 CR7, effective date May 30, 2011, issued date June 16, 2011 with regard to the existence of recorded easements, rights-of-way, and other matters of record affecting the subject tract. The Surveyor has relied upon the accuracy and completeness of the information described above and has made no independent investigation or search for this information.

LEGEND

- 1/2" FIR W/CAP 1/2" FOUND IRON ROD WITH YELLOW PLASTIC CAP STAMPED "HALFF"
- 1/2" SIR W/ESMT CAP 1/2" SET IRON ROD WITH BLUE PLASTIC CAP STAMPED "HALFF ESMT"
- INST. # INSTRUMENT NUMBER
- R/W RIGHT-OF-WAY LINE
- R PROPERTY LINE
- (C.M.) CONTROL MONUMENT

2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED
IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT



HALFF

1201 N. BOWSER ROAD RICHARDSON, TEXAS 75081
TELE. (214)346-6200 FAX (214)739-0095

DATE: MAY, 2013

AVO.: 21944

PAGE 5 OF 7

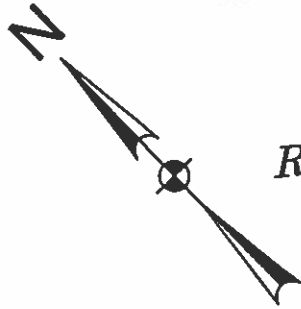
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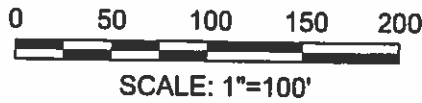
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ROBERT KLEBERG SURVEY
ABSTRACT NO. 716

Exhibit A
10 of 12



*Robert Kleberg Survey,
Abstract No. 716*



BLOCK 8807

ROBERTO N. PULIDO
(INST. # 201100055531)

DALLAS COUNTY
(UNINCORPORATED)

APPROX. DALLAS
CITY LIMIT LINE

MATCH LINE
(See sheet 7 of 7)

MATCH LINE
(See sheet 5 of 7)



DALLAS COUNTY (UNINCORPORATED)
TXI OPERATIONS LP
(VOL. 98087, PG. 8888)

101,625 SQ. FT.
OR
2.333 ACRES

1. The Basis of Bearing is the State Plane Coordinate System, Texas North Central Zone (4202), North American Datum of 1983. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.
2. The surveyor has relied on the commitment for title insurance issued by First American National Title Insurance Company, CF No. 10R34896 CRT, effective date May 30, 2011, issued date June 16, 2011 with regard to the existence of recorded easements, rights-of-way, and other matters of record affecting the subject tract. The surveyor has relied upon the accuracy and completeness of the information described above and has made no independent investigation or search for this information.

2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED
IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT

LEGEND

- 1/2" FIR W/CAP 1/2" FOUND IRON ROD WITH YELLOW PLASTIC CAP STAMPED "HALFF"
- 1/2" SIR W/ESMT CAP 1/2" SET IRON ROD WITH BLUE PLASTIC CAP STAMPED "HALFF ESMT"
- INST. # INSTRUMENT NUMBER
- R/W RIGHT-OF-WAY LINE
- R PROPERTY LINE
- (C.M.) CONTROL MONUMENT

HALFF
1201 N. BOWSER ROAD RICHARDSON, TEXAS 75081
TELE. (214)346-6200 FAX (214)739-0095

DATE: MAY, 2013
AVO.: 21944
PAGE 6 OF 7

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ROBERT KLEBERG SURVEY ABSTRACT NO. 716

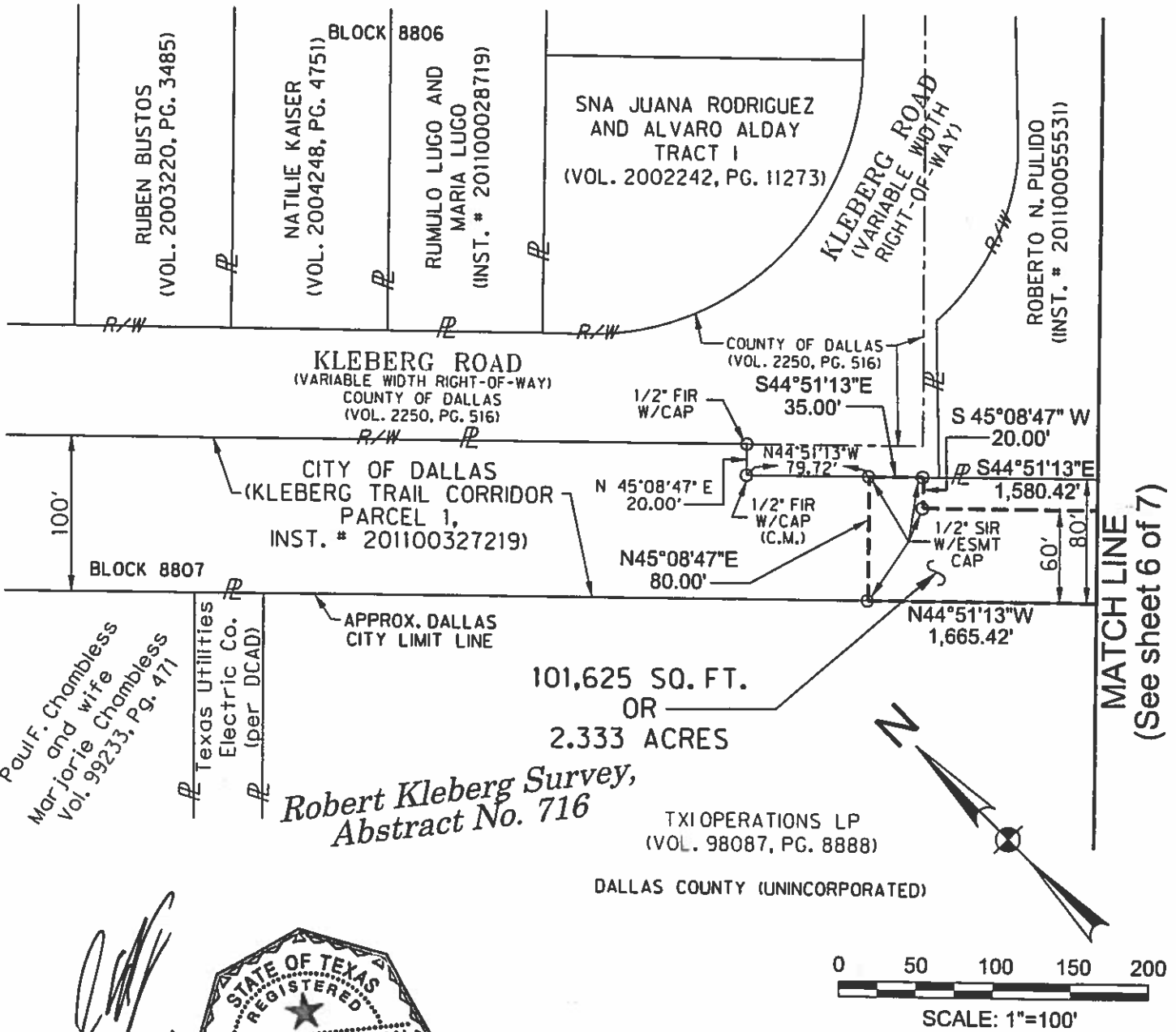
Exhibit A

11 of 12

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Sheet

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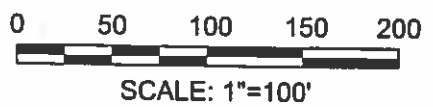
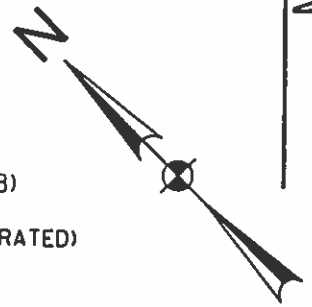
Paul F. Chambliss and wife Marjorie Chambliss Vol. 99233, Pg. 471

Texas Utilities Electric Co. (per DCAD)

Robert Kleberg Survey, Abstract No. 716

TXI OPERATIONS LP
(VOL. 98087, PG. 8888)

DALLAS COUNTY (UNINCORPORATED)



MATCH LINE
(See sheet 6 of 7)

Jason A. Jernigan
2/28/13



LEGEND

1/2" FIR W/CAP	1/2" FOUND IRON ROD WITH YELLOW PLASTIC CAP STAMPED "HALFF"
1/2" SIR W/ESMT CAP	1/2" SET IRON ROD WITH BLUE PLASTIC CAP STAMPED "HALFF ESMT"
INST. #	INSTRUMENT NUMBER
R/W	RIGHT-OF-WAY LINE
P	PROPERTY LINE
(C.M.)	CONTROL MONUMENT

1. The Basis of Bearing is the State Plane Coordinate System, Texas North Central Zone (4202), North American Datum of 1983. All distances are surface distances. Surface Adjustment Scale Factor: 1.0001365060.
2. The surveyor has relied on the commitment for title insurance issued by First American National Title Insurance Company, CF No. 10R14896 CRT, effective date May 30, 2011, issued date June 16, 2011 with regard to the existence of recorded easements, rights-of-way, and other matters of record affecting the subject tract. The surveyor has relied upon the accuracy and completeness of the information described above and has made no independent investigation or search for this information.

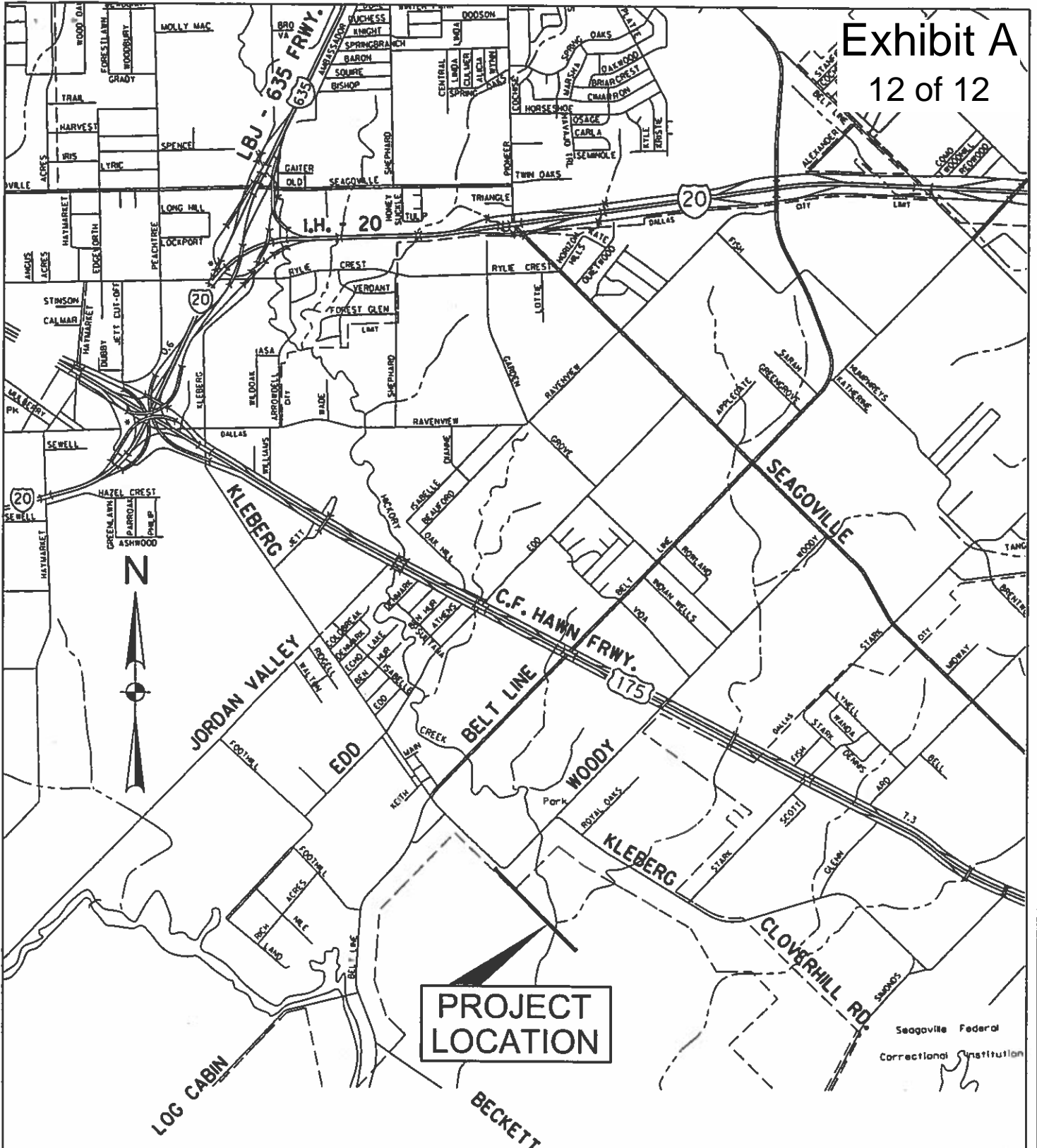
**2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED
IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
FROM CITY OF DALLAS PARK AND RECREATION DEPARTMENT**

HALFF
1201 N. BOWSER ROAD RICHARDSON, TEXAS 75081
TELE. (214)346-6200 FAX (214)739-0095

DATE: MAY, 2013
AVO.: 21944
PAGE 7 OF 7

2E_WIS570_MON_FS_FW.plt
Design

5/25/2013 2:45:23 PM ah1908 HALFF 1280000028128CADDDLOCATOR MAPSLOCMAP-PARCEL1-WW-ESMT-21944.dgn



Seagoville Federal
Correctional Institution

2.333 ACRE (101,625 SQUARE FOOT)
WASTEWATER PIPELINE EASEMENT
CITY OF DALLAS DRAWING NO. 411Q-1618
TO BE ACQUIRED

IN CITY BLOCK 8807 AND UNINCORPORATED DALLAS COUNTY
ROBERT KLEBERG SURVEY, ABSTRACT NUMBER 716
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LOCATOR MAP

NOT TO SCALE