

**WHEREAS**, on April 13, 2011, Resolution No. 11-0927 authorized a Master Agreement Governing Transportation Major Capital Improvement Program with Dallas County, and,

**WHEREAS**, Dallas County has prepared design documents for paving and drainage improvements on Bonnie View Road from Langdon Drive to Wintergreen Road as part of its Major Capital Improvements Program; and,

**WHEREAS**, On December 14, 2011, Resolution No. 111-3248 authorized the Project Supplemental Agreement with Dallas County for the design and construction of paving and drainage improvements on Bonnie View Road from Langdon Drive to Wintergreen Road and payment to Dallas County for the City's share of these costs in an amount not to exceed \$6,000,000; and,

**WHEREAS**, on September 26, 2012, Resolution No. 12-2396 authorized a Chapter 380 economic development grant agreement with L'Oreal USA S/D, Inc. related to the construction of its new distribution facility and job creation near Telephone Road and Dallas Avenue; and,

**WHEREAS**, on September 26, 2012, Resolution No. 12-2397 authorized an infrastructure cost participation agreement with Ridge South Dallas I, LLC in order to promptly complete the contemplated public improvements and to facilitate the new private development in the area; and,

**WHEREAS**, water and wastewater mains need to be constructed in order to serve the southern area of Dallas currently under development by Ridge South Dallas I, LLC, and L'Oreal USA S/D, Inc.; and

**WHEREAS**, City and Dallas County both agreed to expand the scope of project from paving and drainage to include water and wastewater main improvements and acquisition of one additional right-of-way parcel; and,

**WHEREAS**, it is now necessary to authorize First Amendment to the Project Supplemental Agreement with Dallas County to include water and wastewater main improvements and one additional right-of-way acquisition on Bonnie View Road from Langdon Drive to Wintergreen Road and payment to Dallas County for the City's share of the water and wastewater construction costs in an amount not to exceed \$6,286,730.09.

**Now, Therefore,**

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

**Section 1.** That the City Manager is authorized to execute the First Amendment to the Project Supplemental Agreement with Dallas County to include water and wastewater improvements and one additional right-of-way acquisition on Bonnie View Road from Langdon Drive to Wintergreen Road, after it has been approved as to form by the City Attorney.

**Section 2.** That the City Controller is hereby authorized to disburse funds in accordance with the terms and conditions of the agreement from:

Economic Development Fund  
Fund 8P52, Dept. PBW, Unit N939, Act. ECBD  
Obj. 4550, Program #PB98N939, CT ECON939F216-01  
Vendor #014003, in an amount not to exceed \$ 731,648.00

Economic Development Fund  
Fund 4R52, Dept. PBW, Unit R935, Act. ECBD  
Obj. 4550, Program #PB03R935, CT ECOR935F216-02  
Vendor #014003, in an amount not to exceed \$ 29,813.58

Economic Development Fund  
Fund 5R52, Dept. PBW, Unit R935, Act. ECBD  
Obj. 4550, Program #PB03R935, CT ECOR935F216-03  
Vendor #014003, in an amount not to exceed \$1,224,817.39

Economic Development Fund  
Fund 6R52, Dept. PBW, Unit R935, Act. ECBD  
Obj. 4550, Program #PB03R935, CT ECOR935F216-04  
Vendor #014003, in an amount not to exceed \$ 693,290.92

Water Capital Improvement Fund  
Fund 2115, Dept. DWU, Unit PW40, Act. MPSA  
Obj. 4550, Program #712265, CT DWU712265CP  
Vendor #014003, in an amount not to exceed \$3,607,160.20

Total in an amount not to exceed \$6,286,730.09

**Section 3.** That the City Controller is hereby authorized to deposit any unused Economic Development Funds advanced to Dallas County pertaining to this project into Fund 6R52, Department PBW, Unit R935, Object 4550.

**Section 4.** That the City Controller is hereby authorized to deposit any unused Water Capital Improvement Funds advanced to Dallas County pertaining to this project into Fund 2115, Department DWU, Unit PW40, Object 4550.

**Section 5.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED BY  
CITY COUNCIL

APR 10 2013

*Steve D. Pina*  
City Secretary