

June 26, 2019

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

WHEREAS, on February 13, 2019, City Council authorized a design and construction agreement with the Friends of the Katy Trail, Inc. for the extension of the soft surface trail on a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and for resurfacing of the existing soft surface trail; and the first amendment to the existing operations and maintenance agreement with the Friends of the Katy Trail, Inc. for the developed portions of the Katy Trail bounded by Lyte Street on the south end and Airline Road on the north end to include, but not limited to maintenance of the extension of the soft surface trail on the portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and the existing soft surface trail; extension options to allow for one ten-year extension option and two additional five-year extension options; and updating the agreement to current City Standards by Resolution No. 19-0275; and

WHEREAS, this action will authorize a first amendment to the existing design and construction agreement with the Friends of the Katy Trail, Inc. for the extension of the soft surface trail on a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and for resurfacing of the existing soft surface trail to include match funding, in an amount not to exceed \$1,000,000.00 from 2017 Bond Funds for construction.

Now, Therefore,

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

SECTION 1. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a first amendment to the existing design and construction agreement with the Friends of the Katy Trail, Inc. for the extension of the soft surface trail on a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue and for resurfacing of the existing soft surface trail, approved as to form by the City Attorney, to include match funding, in an amount not to exceed \$1,000,000.00 from 2017 Bond Funds for construction.

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SECTION 2. That the existing design and construction agreement with the Friends of the Katy Trail, Inc. (Friends) shall be amended to include the following terms:

1. City shall provide match funding in an amount not to exceed \$1,000,000.00 for the construction of an extension of the soft surface trail on a portion of the Katy Trail located between Blackburn Street and Armstrong Avenue.
 - a. The \$1,000,000.00 will be funded by the Land Acquisition and Partnership Match Funding item in Proposition B of the 2017 Bond Program.
2. The Friends must have raised a minimum of \$1,000,000.00 in private or grant funding prior to the City's funds being used.
3. The Friends will be responsible for all other project costs associated with the originally defined project.
4. City will procure the improvements funded by the bond funds through the City's procurement process based on construction documents provided by the Friends.
5. City may assign the construction contract upon City Council award to the Friends to manage.
6. As an alternative, the City can reimburse the Friends 30 percent of their site development costs, in an amount not to exceed \$1,000,000.00.
7. All other terms of the original agreement will remain in place.

SECTION 3. That this contract is designated as Contract No. PKR-2019-00008966.

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.

