



DALLAS PARK AND RECREATION BOARD AGENDA

THURSDAY, **APRIL 18**, 2024
DALLAS CITY HALL
1500 MARILLA STREET, ROOM 6FN
DALLAS, TEXAS 75201
214-670-4078

- 8:45** am: Administration and Finance Committee 6**FS** –
Videoconference/ in person
- 8:45** am: Planning and Design Committee, Room 6**FN**
–Videoconference/ in person
- 10:00 am: Park and Recreation Board, Room 6FN-
Videoconference/ in person

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2024 APR - 12 PM 3:11

Public Notice

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POSTED CITY SECRETARY
DALLAS, TX



City of Dallas

DALLAS PARK AND RECREATION BOARD

ADMINISTRATION AND FINANCE

THURSDAY, April 18, 2024, 8:45 A.M.

Dallas City Hall, 6FS Conference Room and Videoconference

Video Conference: <https://bit.ly/3W0qPrH> Password: Admin1

Telephone: (469) 210-7159 Access Code: 2499 435 6831

AGENDA

- I. **Call to Order** Maria Hasbany, Chair
- II. **ITEMS FOR INDIVIDUAL CONSIDERATION**
 1. **Samuell Grand Park – (2)** Authorize the first five-year renewal of the current management agreement with Shakespeare Dallas, to manage, operate, maintain and provide public theatrical performances and events at the Samuell-Grand Park Amphitheater, located at 1500 Tenison Parkway, through May 14, 2029. Financing: No cost consideration to the City. **(Committee only) (Deferred on April 4, 2024)**
 2. **Samuell Grand Park – (2)** Authorize Shakespeare Dallas, located at Samuell-Grand Park Amphitheater located at 1500 Tenison Parkway, to remove their No Admission Fee days beginning in 2024, increase their adult admission rate to \$25 in 2025 and increase their adult admission rate to \$30 in 2026 for Tuesday through Sunday performances, effective upon approval by the Park and Recreation Board - Financing: No cost consideration to the City **(Committee only) (Deferred on April 4, 2024)**
- III. **DISCUSSION ITEM**
 3. Asset management software system – Rachael Berry, Assistant Director
- IV. **ITEM FOR CONSIDERATION AFTER DISCUSSION**
 4. **Service Price Agreement – (All)** Authorize a three-year service price agreement for the provision of a cloud-based Enterprise Asset Management Software System for the Park and Recreation Department from Vertosoft, LLC. in the amount of \$632,512 through the Texas Association of School Boards (BuyBoard) cooperative agreement – Total award not to exceed \$632,512 - Financing: Current Funds (subject to annual appropriations) **(Committee only)**



City of Dallas

DALLAS PARK AND RECREATION BOARD ADMINISTRATION AND FINANCE COMMITTEE

THURSDAY, April 18, 2024, 8:45 A.M.
Dallas City Hall, 6FS Conference Room and Videoconference

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."

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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:

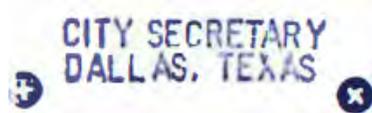
1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [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]

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City of Dallas

POSTED CITY SECRETARY
DALLAS, TX

**DALLAS PARK AND RECREATION BOARD
PLANNING AND DESIGN COMMITTEE**

THURSDAY, April 18, 2024, 8:45 A.M.

Dallas City Hall, 6FN Conference Room and Videoconference

Video Conference: <https://bit.ly/4axN904> Password: Planning1

Telephone: (469) 210-7159 Access code: 2495 912 4987

- I. **Call to Order** Lane Conner, Chair

- II. **ITEMS FOR INDIVIDUAL COSIDERATION**
 1. **Juanita J. Craft Park – (7)** Authorize a construction services contract for installation of playground equipment and Independent Safety Audit with Whirlix Design, LLC through the Texas Association of School Boards (BuyBoard) for the Juanita J. Craft Park Playground Renovation located at 4352 Spring Avenue – Not to exceed \$217,228.00 - Financing: Current Funds

- III. **DISCUSSION ITEM**
 2. Construction Incentive Program – Christina Turner-Noteware, Assistant Director

- IV. **WORKSHOP**
 3. Change Order Process – Christina Turner-Noteware, Assistant Director (**continued discussion from January 25, 2024**)



City of Dallas

DALLAS PARK AND RECREATION BOARD PLANNING AND DESIGN COMMITTEE

THURSDAY, April 18, 2024, 8:45 A.M.

Dallas City Hall, 6FN Conference Room and Videoconference

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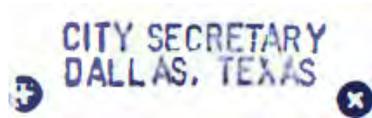
1. seeking the advice of its attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act. [Tex. Govt. Code §551.071]
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City of Dallas
DALLAS PARK AND RECREATION BOARD
REGULAR MEETING

POSTED CITY SECRETARY
DALLAS, TX

THURSDAY, April 18, 2024, 10:00 A.M.
Dallas City Hall, 6FN Conference Room and Videoconference
Video Conference: <https://bit.ly/3TY11tx> Password: Pkrboard1
Telephone: (469) 210-7159 Access Code: 2480 863 2028

The City of Dallas will make Reasonable Accommodations/Modifications to programs and/or other related activities to ensure any and all residents have access to services and resources to ensure an equitable and inclusive meeting. Anyone requiring auxiliary aid, service, and/or translation to fully participate in the meeting should notify the Park & Recreation Department by calling (214) 670-4078, three (3) business days prior to the scheduled meeting. A video stream of the meeting will be available twenty-four (24) hours after adjournment by visiting <https://dallastx.new.swagit.com/views/113>.

La Ciudad de Dallas llevará a cabo Adecuaciones/Modificaciones Razonables a los programas y/u otras actividades relacionadas para asegurar que todos y cada uno de los residentes tengan acceso a los servicios y recursos para asegurar una reunión equitativa e inclusiva. Cualquier persona que requiera asistencia adicional, servicio y/o interpretación para poder participar de forma íntegra en la reunión debe notificar a Park & Recreation Departamento llamando al (214) 670-4078, tres (3) días hábiles antes de la reunión programada. Una transmisión en video de la reunión estará disponible dos días hábiles luego de la finalización de la reunión en <https://dallastx.new.swagit.com/views/113>.

Individuals and interested parties wishing to speak must register to speak at <https://www.dallasparks.org/107/Park-and-Recreation-Board> before 12 pm Wednesday, April 17, 2024

AGENDA

- I. **Call to Order** Arun Agarwal, Chair
- II. **SPECIAL RECOGNITION**
Special recognition of Sergio Pena and Adalberto Rodriguez for their years of service and dedication to the City and Park and Recreation Department
- III. **Public Speakers**
- IV. **Approval of Minutes** – April 4, 2024
- V. **CONSENT AGENDA**
 1. **Trinity Forest Spine Trail – (2,7)** Authorize (1) Amendment #1 to the Project Specific Agreement with Dallas County, County Transportation Major Capital Improvement Projects 10233, for the purpose of providing funding for the Trinity Forest Spine Trail Phase 2 from the Santa Fe Trail just north of Tenison Park Golf Course to the Dallas Area Rapid Transit Lawnview Station located at 5900 Scyene Road; (2) the receipt and deposit of funds from Dallas County in an amount not to exceed \$2,000,000.00 for the County's share of the project cost in the Capital Gifts, Donation and Development Fund; and (3) execution of the agreement including all terms, conditions, and documents required by the agreement – Revenue: Capital Gifts, Donation and Development Fund \$2,000,000.00 **(Committee considered on April 4, 2024)**
 2. **Trinity Forest Spine Trail – (2,7)** Authorize (1) a correction to Resolution No. 21-1020, previously approved on June 9, 2021 with North Rock Construction, LLC to revise the funding to reflect the City equally dividing the costs with Dallas County for the Trinity Spine Trail from the Santa Fe Trail north of Tenison Park Golf Course to the DART Lawnview Station located at 5900 Scyene Road; (2) the receipt and deposit of funds from Dallas County in an amount not to exceed \$2,923,878.00; and (3) increase appropriations in an amount not to exceed \$2,923,878.00 in the Capital, Gifts, and Donations Fund - Not to exceed \$5,847,756.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund) (\$2,923,878.00) and Capital, Gifts, and Donation Fund (\$2,923,878.00) **(Committee considered on April 4, 2024)**



City of Dallas

DALLAS PARK AND RECREATION BOARD – PAGE 2
DALLAS CITY HALL Room 6FN - VIDEOCONFERENCE
1500 MARILLA STREET
DALLAS, TEXAS 75201
THURSDAY, April 18, 2024, 10:00 A.M

3. **Land Acquisition – (13)** Authorize acquisition from Dallas Independent School District of approximately 360,143 square feet of residential unimproved land (approximately 7.7 acres) addressed as 10345 Webb Chapel Rd for development as a community park — Not to exceed \$4,240,740.00 (\$4,210,740.00 plus closing costs and title expenses not to exceed \$30,000.00) — Financing: General Fund, Park and Recreation (B) Fund, and Parkland Dedication Fund (**Committee considered on April 4, 2024**)
4. **Glencoe Park – (14)** Authorize a site approval for the installation of Four Chromatic Gates art piece from the previously approved site at Exall Park to Glencoe Park located at 3700 Glencoe Street. Financing: No cost consideration to the city (**Committee considered on April 4, 2024**)

VI. **ITEM FOR INDIVIDUAL CONSIDERATION**

5. **Juanita J. Craft Park – (7)** Authorize a construction services contract for installation of playground equipment and Independent Safety Audit with Whirlix Design, LLC through the Texas Association of School Boards (BuyBoard) for the Juanita J. Craft Park Playground Renovation located at 4500 Spring Avenue – Not to exceed \$217,228.00 - Financing: Current Funds (**Committee considered on April 18, 2024**)

6. **BRIEFINGS**

7. Dallas Cup – Ryan O'Connor, Assistant Director
8. Bachman Therapeutic Recreation Program Overview - Crystal R. Ross, Deputy Director

9. **UPDATE**

10. Budget Update & Workshop – Rachael Berry, Assistant Director

11. **WORKSHOP**

12. 2024 Bond Program: Final Proposed Bond Program Lists – Christina Turner-Noteware, Assistant Director

13. **OTHER/NON-ACTION ITEMS**

- Staff Announcements – Upcoming Park and Recreation Department Events
- Park and Recreation Board Members, Arts and Culture Advisory Committee, Audubon Dallas/Cedar Ridge Preserve, Dallas Arboretum and Botanical Society, Dallas Zoological Society, Downtown Dallas Inc./Downtown Parks, Friends of Bachman Lake, Friends of Fair Park, The Friends of Katy Trail, Friends of Northaven Trail, Friends of Preston Ridge Trail, Friends of Santa Fe Trail, Send a Kid To Camp, Senior Affairs Commission, State Fair of Texas, Texas Discovery Gardens, The Loop (Circuit Trail), The Trinity Commons Foundation, Trinity River Audubon Center, Turtle Creek Association, Turtle Creek Park Conservancy, The Woodall Rodgers Park Foundation/Klyde Warren Park

14. Next Park Board meeting 10:00 am Thursday, May 2, 2024

15. **Adjournment**



City of Dallas

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"Pursuant to Section 46.03, Penal Code (places weapons prohibited), a person may not carry a firearm or other weapon into any open meeting on this property."

"De conformidad con la Sección 46.03, Código Penal (coloca armas prohibidas), una persona no puede llevar un arma de fuego u otra arma a ninguna reunión abierta en esta propiedad."

EXECUTIVE SESSION NOTICE

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Regular Meeting: Priscilla Rice, Vice President, presiding

Present: Arun Agarwal, President, Priscilla Rice, Vice-President; Calvert Collins-Bratton, Harrison Blair, Lane Conner, Tim W. Dickey, Scott Goldstein, Vana Hammond, Maria Hasbany, JR Huerta, Rudy Karimi, Jeff Kitner, Fonya Naomi Mondell, Ernest “Bo” Slaughter, Daniel Wood – 15

Absent:

Agenda Item I. Vice President Rice called the meeting to order at 10:03 a.m.

Agenda Item II. Speakers – The following people registered to speak. Some of the speakers might no longer have been available or connected when it was their turn to speak.

Marcus Wood – Kleberg Riley Recreation Center

David Carranza – Kleberg Riley Recreation Center

Agenda Item III. Minutes - A motion by JR Huerta, seconded by Fonya Mondell, to approve the minutes of the March 21, 2024, Park and Recreation Board meeting, was carried by a unanimous vote.

Agenda Item IV. CONSENT AGENDA

Agenda Item 1. Southern Gateway Park – (4) A motion by Daniel Wood, seconded by Bo Slaughter to authorize the naming of the Texas Capital Landing at Southern Gateway Park. Texas Capital Bank desires to make a \$1 million contribution to Southern Gateway Public Green Foundation for a naming opportunity. This is a 5-year naming opportunity which is in compliance with the Park Board Park Naming Policy — Financing: This item has no cost consideration to the City., was carried by a unanimous vote.

Agenda Item 2. Southern Gateway Park – (4) A motion by Daniel Wood, seconded by Bo Slaughter to authorize the naming of the Methodist Health System Plaza at Southern Gateway Park. Methodist Health System desires to make a \$1 million contribution to Southern Gateway Public Green Foundation for a naming opportunity. This is a 10-year naming opportunity which is in compliance with the Park Board Park Naming Policy — Financing: This item has no cost consideration to the City., was carried by a unanimous vote.

Agenda item 3. Fair Park – (7) A motion by Daniel Wood, seconded by Bo Slaughter to authorize the naming of the McKesson Marget Grove at the Community Park at Fair Park. The McKesson Foundation desires to make a \$2.5 million contribution for a naming opportunity at the Community Park. This is a three-year naming opportunity which is in compliance with the Park Board Park Naming Policy — Financing: This item has no cost consideration to the City., was carried by a unanimous vote.

Agenda Item 4. Flag Pole Hill Park – (10) A motion by Daniel Wood, seconded by Bo Slaughter to authorize issuing an alcohol permit to Anna Pollard, to serve alcohol at the White Rock North School Founders Day Picnic an event to be held at Flag Pole Hill Park, located at 8015.Doran Circle. The event will be held on Friday, May 17, 2024, from 6:00 p.m. to 8:00 p.m. Estimated Revenue: \$250., was carried by a unanimous vote.

Agenda Item 5. Service Price Agreement – (All) A motion by Daniel Wood, seconded by Bo Slaughter to authorize a three-year service price agreement for preventative maintenance and repair services to concession kitchen equipment and appliances at various locations within the Aquatics Division of the Park and Recreation Department with 360 Restaurant Service, LLC. In the estimated amount of \$184,900 lowest responsive and responsible bidder of one – Total award not to exceed \$184,900 – Financing: Current Funds (subject to annual appropriations), was carried by a unanimous vote.

Agenda Item 6. Officiating Service Price Agreement – (All) A motion by Daniel Wood, seconded by Bo Slaughter to authorize a three-year service price agreement for Youth Sports Officiating Services for the Park and Recreation Department with WBSO-Realford Consulting, LLC. In the estimated amount of \$850,945, and TOP Basketball Official Association in the estimated amount of \$1,090,000, lowest responsive and responsible bidders of two – Total award not to exceed \$1,940,945 – Financing: Current Funds (subject to annual appropriations), was carried by a unanimous vote.

Agenda Item 7. Kleberg Rylie Recreation Center (8) – A motion by Daniel Wood, seconded by Bo Slaughter, to authorize a construction services contract for the construction of the Kleberg Rylie Recreation Center Gymnasium Renovation and Repairs Project located at 1515 Edd Road – Brown and Root Industrial Services, LLC., lowest responsible bidder of eight – Not to exceed \$429,000.00 – Financing: Community Development Block Grant – Disaster Recovery Fund (\$429,000.00), was carried by a unanimous vote.

Agenda Item V. ITEMS FOR INDIVIDUAL CONSIDERATION

Agenda item 8. Anita Nañez Martinez Recreation Center – (6) A motion by Tim Dickey, seconded by Scott Goldstein to authorize a construction services contract for the construction of the Anita Nañez Martinez Recreation Center Building Envelope Repairs located at 3212 North Winnetka Avenue – York Builders, Inc., best value proposer of five– Not to exceed \$1,160,269.20 – Financing: Park and Recreation (B) Fund (2017 General Obligation Bond Fund) (\$141,554.54); Capital Construction Fund (\$1,018,714.66) (Deferred on March 21, 2024), was carried by a unanimous vote.

Agenda item VI. Briefings

9. Shakespeare Dallas – Rachael Berry, Assistant Director

This briefing was held for a later date.

10. Youth Sports Division Update – John Lawrence, Assistant Director

Mr. Lawrence introduced Ms. Lakeshia Randle – superintendent

Mr. Lawrence and Ms. Randle presented and were available for questions and feedback from the Board.

11. Summer Aquatics Preview – John Lawrence, Assistant Director

Mr. Lawrence introduced Mr. Raul Robles – Superintendent

Mr. Lawrence and Mr. Robles presented and were available for questions and feedback from the Board.

Executive Session

Seeking legal advice of the city attorney regarding the City’s management contract with Fair Park First. (TOMA 55.071)

The Park and Recreation Board entered into a closed session at 12:07 p.m.

The Park and Recreation Board entered back into open session at 1:09 p.m.

Agenda Item VII. Update

Budget Update – Rachael Berry

Ms. Berry provided an update and was available for questions and feedback from the Board.

Agenda Item VIII. Workshop

2024 Bond Program: Update on Priority Project Lists – Christina Turner-Noteware, Assistant Director

Ms. Turner-Noteware provided an update and was available for questions and feedback from the Board.

Agenda Item X. Other/Non-action Items

- Staff Announcements – Upcoming Park and Recreation Department Events:

-Totality at Samuell Farm April 5-8, 2024.

- Park and Recreation Board Members Liaison Reports: Arts and Culture Advisory Committee, Audubon Dallas/Cedar Ridge Preserve, Dallas Arboretum and Botanical Society, Dallas Zoological Society, Downtown Dallas Inc./Downtown Parks, Friends of Bachman Lake, Friends of Fair Park, The Friends of Katy Trail, Friends of Northaven Trail, Friends of Preston Ridge Trail, Friends of Santa Fe Trail, Send a Kid To Camp, Senior Affairs Commission, State Fair of Texas, Texas Discovery Gardens, The Loop (Circuit Trail), The Trinity Commons Foundation, Trinity River Audubon Center, Turtle Creek Association, Turtle Creek Park Conservancy, The Woodall Rodgers Park Foundation/Klyde Warren Park

-None.

Agenda Item IX. Next Park and Recreation Board Meeting 10:00 a.m. – Thursday, April 18, 2024

Agenda Item X. Vice President Rice Adjourned the Board meeting at 1:24 p.m.

Yesenia Valdez, Secretary –
Interim

Park and Recreation Board

Arun Agarwal, President
Park and Recreation Board

Date: 4/18/2024

NOTE: For more information on discussion of any issue heard during this meeting, refer to the tape recording retained in the Park Department’s Central File.

**DALLAS PARK AND RECREATION BOARD
AGENDA INFORMATION SHEET**

AGENDA DATE: April 18, 2024
COUNCIL DISTRICT: 2, 7
STAFF: Christina Turner Noteware, (214) 671-7966

SUBJECT

Authorize **(1)** Amendment #1 to the Project Specific Agreement with Dallas County, County Transportation Major Capital Improvement Projects 10233, for the purpose of providing funding for the Trinity Forest Spine Trail Phase 2 from the Santa Fe Trail just north of Tenison Park Golf Course to the Dallas Area Rapid Transit Lawnview Station located at 5900 Scyene Road; **(2)** the receipt and deposit of funds from Dallas County in an amount not to exceed \$2,000,000.00 for the County's share of the project cost in the Capital Gifts, Donation and Development Fund; and **(3)** execution of the agreement including all terms, conditions, and documents required by the agreement – Revenue: Capital Gifts, Donation and Development Fund \$2,000,000.00

BACKGROUND

This action will authorize Amendment #1 to the Project Specific Agreement (PSA) with Dallas County for funding of Phase 2 of the Trinity Forest Spine Trail project. The City is funding a total of \$28,535,000.00 towards the cost of Phase 1 and Phase 2 of the project. In the PSA, Dallas County provided \$3,335,000.00 for Phase 1 construction and, by this Amendment #1, will provide \$2,000,000.00 towards construction of Phase 2. The actual award of the construction contract will be by separate action.

The Trinity Forest Spine Trail was identified in the *Dallas Trail Network Master Plan* as the primary link in southeast Dallas to the trail network. The Trinity Forest Spine Trail, when fully completed, will connect to the existing AT&T Trail. Additionally, the Trinity Forest Spine Trail will connect to the planned Five Mile Creek Trail, Trinity Forest Trail, and other trails in southern Dallas. The segment of the Trinity Forest Spine Trail currently under design will provide access to major public transportation, employment, residential areas, and a community park—Samuell-Grand Park.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On December 12, 2019 the Park and Recreation Board authorized a Project Funding Agreement with Dallas County, County Transportation Major Capital Improvement Projects 10233, for trail design of Phase 1 of the Trinity Forest Spine Trail.

On January 8, 2020 the City Council Council authorized a Project Funding Agreement with Dallas County, County Transportation Major Capital Improvement Projects 10233, for trail design of Phase 1 of the Trinity Forest Spine Trail by Resolution No. 20-0131.

On June 3, 2021 the Park and Recreation Board authorized a Project Specific Agreement with Dallas County, County Transportation Major Capital Improvement Projects 10233, for Phase 1 construction of the Trinity Forest Spine Trail.

On June 23, 2021 the City Council Council authorized a Project Specific Agreement with Dallas County, County Transportation Major Capital Improvement Projects 10233, for construction of Phase 1 of the Trinity Forest Spine Trail by Resolution No. 21-1135.

FISCAL INFORMATION

Fund	FY2024	FY2025	Future Years
Capital Gifts Donation & Development Fund	\$2,000,000.00	\$0.00	\$0.00
Maintenance and Operation Costs	\$0,000.00	\$0.00	\$0.00
Total	\$2,000,000.00	\$0.00	\$0.00

COMMITTEE ACTION

The Planning and Design Committee considered this item on April 4, 2024 and will provide a recommendation to the full Park and Recreation Board on April 18, 2024.

This item will be scheduled for City Council consideration on May 22, 2024.

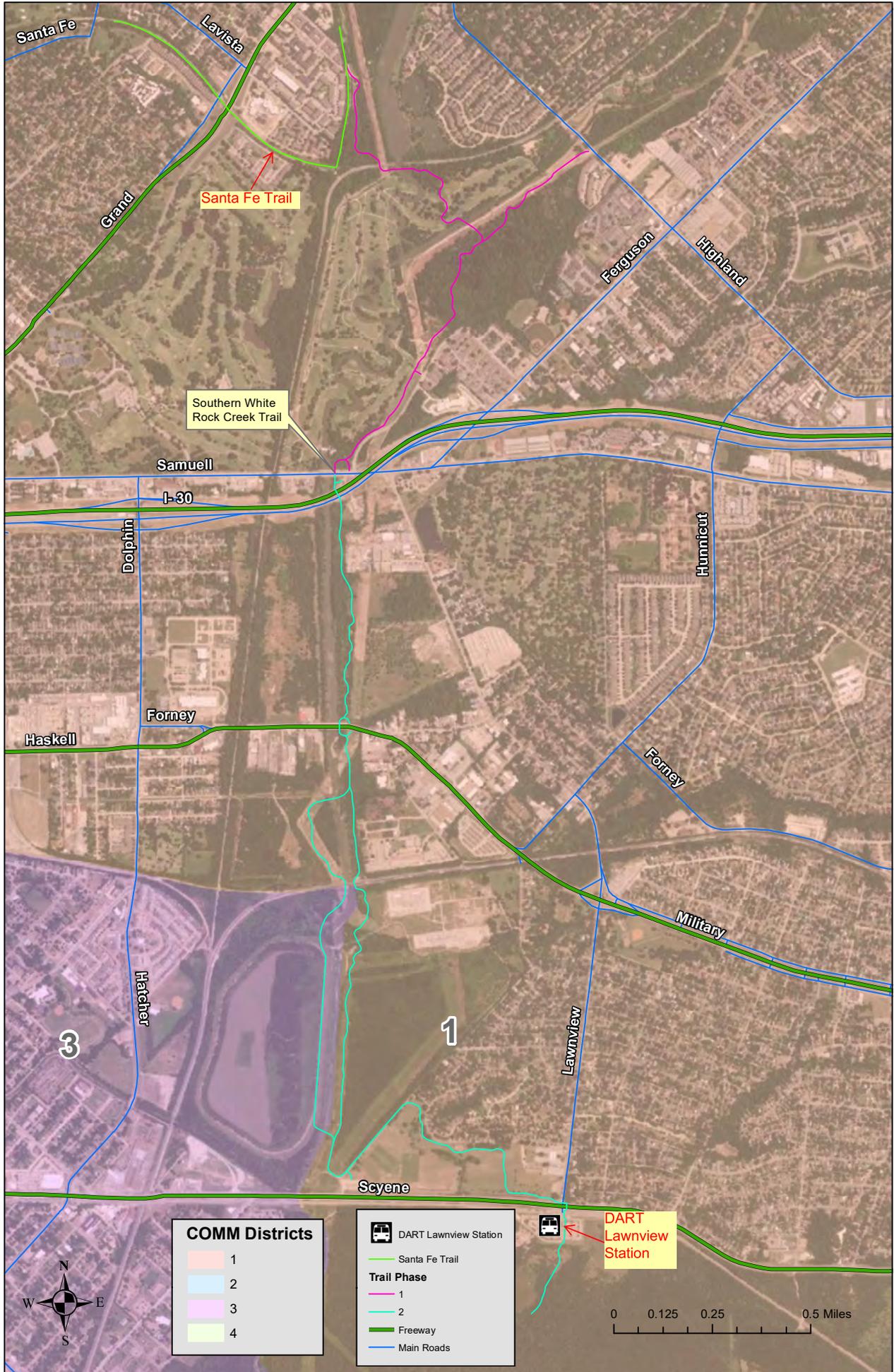
STAFF RECOMMENDATION

Staff recommends approval.

MAP

Attached

Trinity Forest Spine Trail



**DALLAS PARK AND RECREATION BOARD
AGENDA INFORMATION SHEET**

AGENDA DATE: April 18, 2024

COUNCIL DISTRICT(S): 2, 7

STAFF: Christina Turner-Noteware, (214) 671-7966

SUBJECT

Authorize **(1)** a correction to Resolution No. 21-1020, previously approved on June 9, 2021 with North Rock Construction, LLC to revise the funding to reflect the City equally dividing the costs with Dallas County for the Trinity Spine Trail from the Santa Fe Trail north of Tenison Park Golf Course to the DART Lawnview Station located at 5900 Scyene Road; **(2)** the receipt and deposit of funds from Dallas County in an amount not to exceed \$2,923,878.00; and **(3)** increase appropriations in an amount not to exceed \$2,923,878.00 in the Capital, Gifts, and Donations Fund - Not to exceed \$5,847,756.00 - Financing: Park and Recreation Facilities (B) Fund (2017 General Obligation Bond Fund) (\$2,923,878.00) and Capital, Gifts, and Donation Fund (\$2,923,878.00)

BACKGROUND

On June 9, 2021, the City Council authorized a construction services contract with North Rock Construction, LLC for the construction of Trinity Forest Spine Trail North Phase I located from the Santa Fe Trail to Samuel Boulevard for the Base Bid and Alternates Nos. 1, 6, 7, and 9, in an amount not to exceed \$5,735,687.08.

On June 23, 2021, the City Council authorized a Project Specific Agreement with Dallas County to designate terms for the assignment of the City as the lead agency for the construction of Phase I of the Trinity Forest Spine Trail Project, establish the trail alignment (map), Dallas County funding participation and Dallas County attendance at meetings and inspection of construction of the planned approximately 8-mile Trinity Forest Spine Trail from the Santa Fe Trail just north of Tenison Park Golf Course to the Dallas Area Rapid Transit Lawnview Station located at 5900 Scyene Road.

This action will authorize a correction to Resolution No. 21-1020, previously approved on June 9, 2021, with North Rock Construction, LLC to revise the funding to reflect the City equally dividing the costs with Dallas County for the Trinity Spine Trail from the Santa Fe Trail north of Tenison Park Golf Course to the DART Lawnview Station located at 5900 Scyene Road, the receipt and deposit of funds from Dallas County in an amount not to exceed \$2,923,878.00; and increase appropriations in an amount not to exceed \$2,923,878.00 in the Capital, Gifts, and Donations Fund.

ESTIMATED SCHEDULE OF PROJECT

Began Design	June 2018
Completed Design	June 2021
Began Construction	October 2021
Complete Construction	March 2024

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On January 10, 2019, the Park and Recreation Board authorized a Development and Funding Agreement with the Circuit Trail Conservancy for design development documents for The LOOP.

On February 27, 2019, the City Council authorized a Development and Funding Agreement with the Circuit Trail Conservancy for design development documents for The LOOP by Resolution No. 19-0340.

On October 15, 2020, the Park and Recreation Board was briefed on Trinity Forest Spine Trail North Phase I.

On June 9, 2021, the City Council authorized a construction services contract with North Rock Construction, LLC, approved as to form by the City Attorney, for the construction of Trinity Forest Spine Trail North Phase I located from the Santa Fe Trail to Samuel Boulevard by Resolution No. 21-1020; and

On June 23, 2021, the City Council authorized a Project Specific Agreement (PSA) with Dallas County to designate terms for the assignment of the City as the lead agency for the construction of Phase I of the Trinity Forest Spine Trail Project, establish the trail alignment (map), Dallas County funding participation and Dallas County attendance at meetings and inspection of construction of the planned approximately 8-mile Trinity Forest Spine Trail from the Santa Fe Trail just north of Tenison Park Golf Course to the Dallas Area Rapid Transit Lawnview Station located at 5900 Scyene Road by Resolution No. 21-1135; and

FISCAL INFORMATION

Fund	FY 2024	FY 2025	Future Years
Capital, Gifts, and Donations Fund	\$ 2,923,878.00	\$0.00	\$0.00
Park and Recreation Facilities (B) Fund	\$ 2,923,878.00	\$0.00	\$0.00
Total	\$ 5,847,756.00	\$0.00	\$0.00

<u>Council District</u>	<u>Amount</u>
2	\$ 1,217,138.60
7	<u>\$ 4,630,617.40</u>
Total	\$ 5,847,756.00
Construction Contract	\$ 5,735,687.08
Change Order #1	\$ 97,606.77
Change Order #2	\$ 30,045.49
Change Order #3	(\$ 15,583.34)
Correction of Resolution (this action)	<u>\$ 0.00</u>
Total	\$ 5,847,756.00

OWNER

North Rock Construction, LLC
525 So. Loop 288, Suite 105
Denton, TX 76205
John F. Gann, II, President

COMMITTEE ACTION

The Planning and Design Committee considered this item on April 4, 2024 with a recommendation to the full Park and Recreation Board on April 21, 2024.

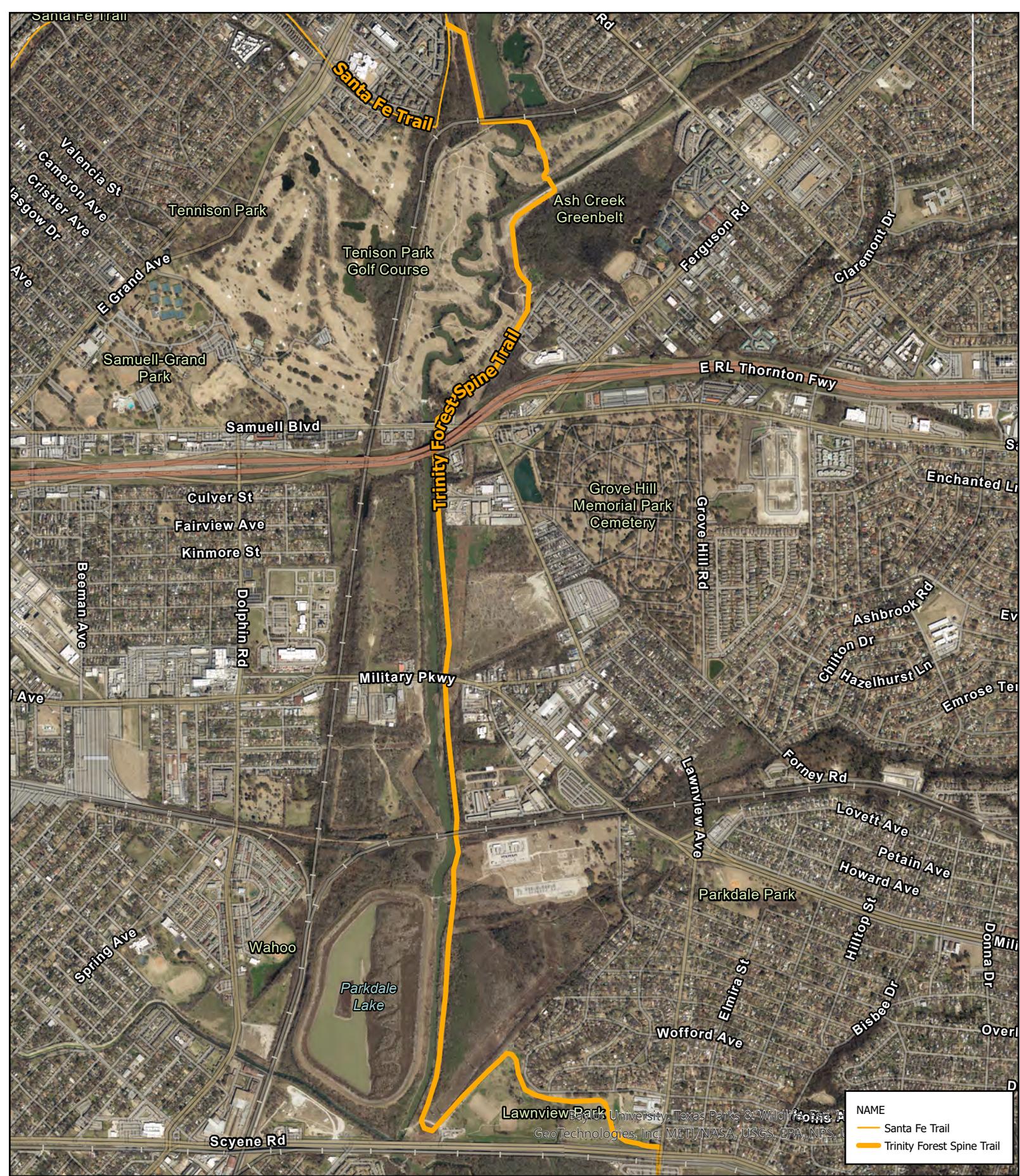
This item will be scheduled for City Council approval on May 8, 2024.

STAFF RECOMMENDATION

Staff recommends approval.

MAP

Attached



NAME
Santa Fe Trail
Trinity Forest Spine Trail

0 1,000 2,000 Feet

Trinity Forest Spine Trail

District 7



Map by University of Texas Parks & Wildlife, Texas A&M University, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS.

**DALLAS PARK AND RECREATION BOARD
AGENDA SHEET**

DATE: April 4, 2024
COUNCIL DISTRICT(S): 13
STAFF: Christina Turner Noteware, (214) 671-7966

SUBJECT

Authorize acquisition from Dallas Independent School District of approximately 360,143 square feet of unimproved land (approximately 8.27 acres) addressed as 10345 Webb Chapel Rd for development as a community park — Not to exceed \$4,240,740.00 (\$4,210,740.00 plus closing costs and title expenses not to exceed \$30,000.00) — Financing: General Fund, Park and Recreation (B) Fund, and Parkland Dedication Fund

BACKGROUND

This item authorizes the acquisition of approximately 360,143 square feet of land (8.27 acres) addressed as 10345 Webb Chapel Rd for development as a community park (Exhibit A). The total purchase price for this acquisition is \$4,240,740.00 based on an independent appraisal and further negotiations with the property owner (\$4,210,740.00 plus closing costs and title expenses not to exceed \$30,000.00). The City will be responsible for maintenance after acquisition of the Property.

Staff recommends approval of this acquisition with the condition that this property is not officially dedicated as municipal parkland until such time as the entire property is developed for its intended use.

FISCAL INFORMATION

Fund	FY2024	FY2025	Future Years
General Fund	\$1,000,000.00		
Park and Recreation (B) Fund (2017 General Obligation Bond Fund)	350,000.00		
Parkland Dedication Fund	2,890,740.00		
Total	\$4,240,740.00		

Authorize acquisition from Dallas Independent School District of approximately 360,143 square feet of unimprovement land (approximately 8.27 acres) addressed as 10345 Webb Chapel Rd for development as a community park — Not to exceed \$4,240,740.00 (\$4,210,740.00 plus closing costs and title expenses not to exceed \$30,000.00) — Financing: Capital Gifts Donation and Development Fund and Parkland Dedication Fund – Page 2

COMMITTEE ACTION

The Planning and Design Committee will review this item on April 4, 2024 and will provide a recommendation to the full Park and Recreation Board on April 18, 2024.

This item will be scheduled for City Council consideration by the Real Estate Division on May 22, 2024.

STAFF RECOMMENDATION

Staff recommends approval of this acquisition with the condition that this property is not officially dedicated as municipal parkland until such time the property is developed for its intended use.

MAP

Attached

Exhibit A

Field Notes Describing a Tract of Land To Be Acquired in Block N/6431

Being situated in the James J. Moneyham Survey, Abstract No. 929, City of Dallas, Dallas County, Texas, and being all of Lot 1B of Block N/6431 of the Chapel Point Phase 1 Addition, an addition to the City of Dallas recorded in Volume 2005155, Page 88 of the Deed Records of Dallas County, Texas, and being a portion of that property conveyed to the Dallas Independent School District by Deed dated April 1, 2010 and recorded in Instrument Number 201000079772 of the Official Public Records of Dallas County, Texas and containing 13,467 Square Feet, or 0.309 Acres of land, according to the map or plat thereof.

This description is approved as to form.



Scott Holt, RPLS
Chief City Surveyor



Date

Field Notes Describing a Tract of Land
To Be Acquired in Block N/6431

Being situated in the James J. Moneyham Survey, Abstract No. 929, City of Dallas, Dallas County, Texas, and being all of Lots 1A and 1C of Block N/6431 of the Chapel Point Phase 1 Addition, an addition to the City of Dallas recorded in Volume 2005155, Page 88 of the Deed Records of Dallas County, Texas, and being a portion of that property conveyed to the Dallas Independent School District by Deed dated April 1, 2010 and recorded in Instrument Number 201000079773 of the Official Public Records of Dallas County, Texas and containing 29,782 Square Feet, or 0.684 Acres of land, according to the map or plat thereof.

This description is approved as to form.



Scott Holt, RPLS
Chief City Surveyor



Date

Field Notes Describing a Tract of Land
To Be Acquired in Block N/6431

Being situated in the James J. Mooneyham Survey, Abstract No. 929, City of Dallas, Dallas County, Texas, and being all of Lot 2A of Block N/6431, of the Chapel Point Phase 1 Addition, an addition to the City of Dallas recorded in Volume 2005155, Page 88 of the Deed Records of Dallas County, Texas, and being all of that property conveyed to the Dallas Independent School District by Deed dated September 28, 2009 and recorded in Instrument Number 200900275668 of the Official Public Records of Dallas County, Texas and containing 184,954 Square Feet, or 4.246 Acres of land, according to the map or plat thereof.

This description is approved as to form.



Scott Holt, RPLS
Chief City Surveyor

3/14/2024
Date

Field Notes Describing a 107,154 Square Foot (2.460 Acre)
Tract of Land in City Block N/6431
To Be Acquired from the
Dallas Independent School District

Being a 107,154 Square Foot (2.460 Acre) tract of unplatted land situated in the City of Dallas, Dallas County, Texas, in the James J. Moneyham Survey, Abstract No. 929, lying in Block N/6431 and being a portion of that tract of land conveyed to Dallas Independent School District by deed recorded in Instrument Number 201000060259 of the Official Public Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a ½-inch diameter iron rod with yellow cap marked "PACHECO KOCH" (Controlling Monument) found on South line of a 15-foot wide alley at the Northwest corner of Lot 2A, Block N/6431 of the Chapel Point, Phase 1 Addition, an addition to the City of Dallas recorded in Volume 2005155, Page 88 of the Deed Records of Dallas County, Texas, and being also the Northeast corner of the herein described tract of land:

THENCE South 07°27'02 East with the West line of said Lot 2A, being also the East line of the herein described tract of land a distance of 270.01 feet to a 5/8-inch diameter iron rod with cap marked "CITY OF DALLAS" (herein after referred to as "a 5/8" I.R. w/COD Cap") set at the intersection with the North line of a tract of land conveyed to the Dallas Power & Light Company (predecessor in title to the Oncor Electric Transmission Company) by deed recorded in Volume 3357, Page 399 of the Deed Records of Dallas County, Texas:

THENCE South 83°19'02" West with the North line of said Oncor tract a distance of 320.99 feet to a 5/8" I.R. w/COD Cap set at the Southeast corner of a tract of land conveyed to the City of Dallas by deed recorded in Instrument Number 201700243909 of the Official Public Records of Dallas County, Texas, and being also the most Southerly Southwest corner of the herein described tract of land:

THENCE North 06°40'58" West with the East line of said City of Dallas tract a distance of 40.00 feet to a 5/8" I.R. w/COD Cap set at the Northeast corner of said City of Dallas tract, being also an inside corner of the herein described tract of land:

THENCE South 83°19'02" West with the North line of said City of Dallas tract a distance of 119.27 feet to a 5/8" I.R. w/COD Cap set at the Northwest corner of said City of Dallas tract at the intersection with the East line of Lot 1D, Block N/6431 of said Chapel Point, Phase 1 Addition, on a Curve to the Right, being also the most Westerly Southwest corner of the herein described tract of land:

Field Notes Describing a 107,154 Square Foot (2.460 Acre)
Tract of Land in City Block N/6431
To Be Acquired from the
Dallas Independent School District

THENCE Northwesterly with the said East line of Lot 1D and along said Curve, having a Radius of 100.00 feet, a Central Angle of $20^{\circ}55'46''$, an Arc Length of 36.53 feet and a Chord which bears North $08^{\circ}31'32''$ East a distance of 36.33 feet to a 1/2-inch diameter iron rod with yellow plastic cap marked "RPLS 3691" found at the Point of Tangency (Controlling Monument):

THENCE North $18^{\circ}59'25''$ East with the East line of Lots 1C, 1B and 1A a distance of 175.02 feet to a 1/2-inch diameter iron rod with yellow plastic cap marked "RPLS 3691" found at the Point of Curvature of a Curve to the Right (Controlling Monument):

THENCE Northeasterly, continuing with the East line of said Lot 1A and along said Curve, having a Radius of 100.00 feet, a Central Angle of $53^{\circ}56'25''$, an Arc Length of 94.14 feet and a Chord which bears North $45^{\circ}57'38''$ East a distance of 90.71 feet to a 1/2-inch diameter iron rod with yellow plastic cap marked "RPLS 3691" found at the Point of Tangency (Controlling Monument):

THENCE North $33^{\circ}00'55''$ West, continuing with the said East line of Lot 1A a distance of 15.46 feet to the intersection with the South line of the above referenced alley, *FROM WHICH* a 5/8-inch diameter iron rod with yellow cap bears North $65^{\circ}02'54''$ West a distance of 0.40 feet (corner not monumented):

THENCE North $89^{\circ}38'34''$ East with the South line of said alley a distance of 287.81 feet to the **POINT OF BEGINNING**, containing 107,154 Square Feet, or 2.460 Acres of land.

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983, Realization of 2011.

Scott Holt
4/6/23

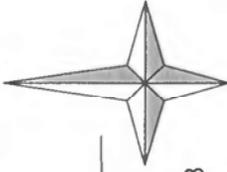


All coordinates shown are State Plane Coordinate System Texas North Central Zone 4202, North American Datum of 1983, Realization of 2011: NO SCALE, NO PROJECTION.

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983, Realization of 2011.

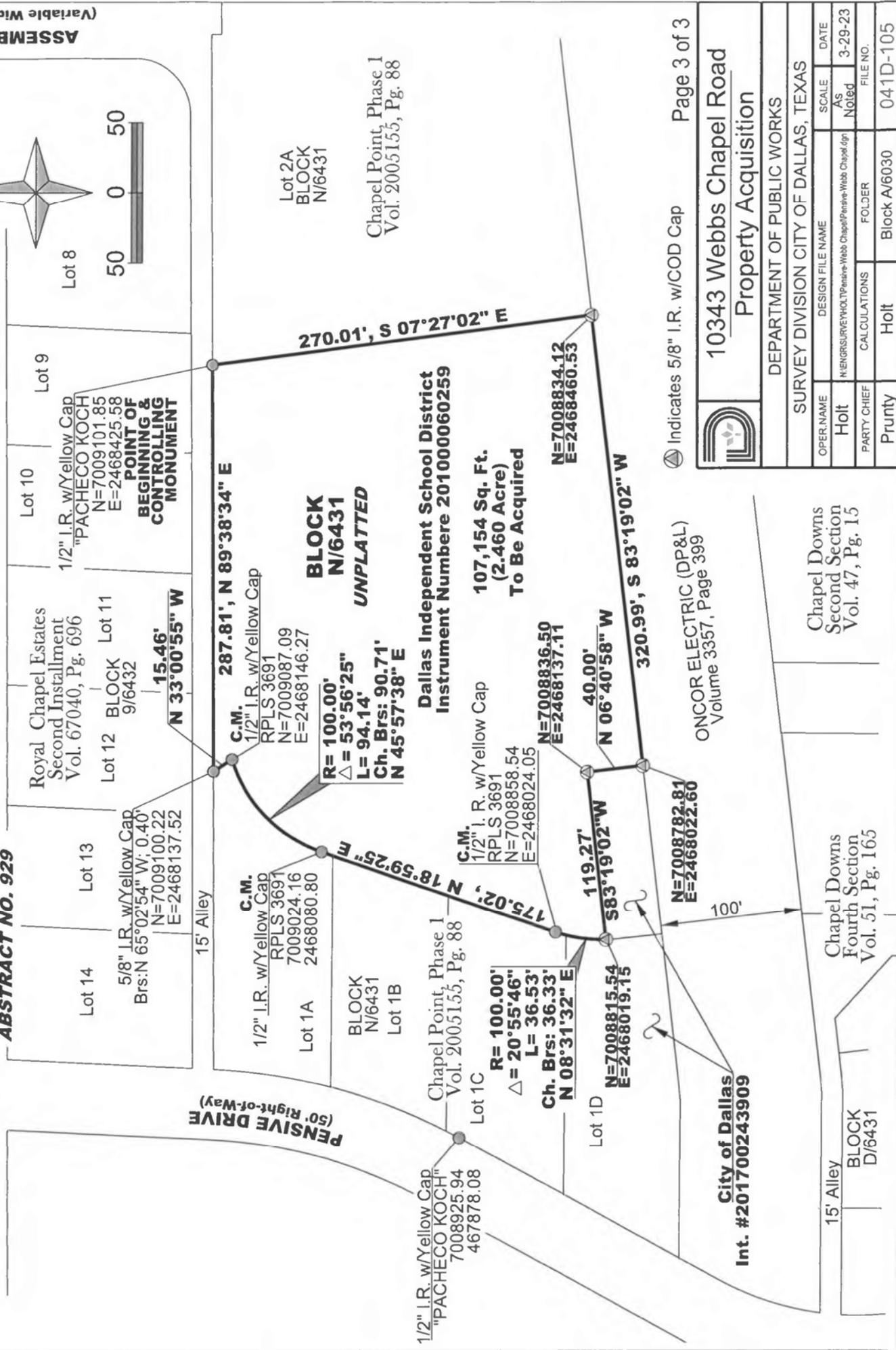
ASSEMBLY COURT
(Variable Width Right-of-Way)

N



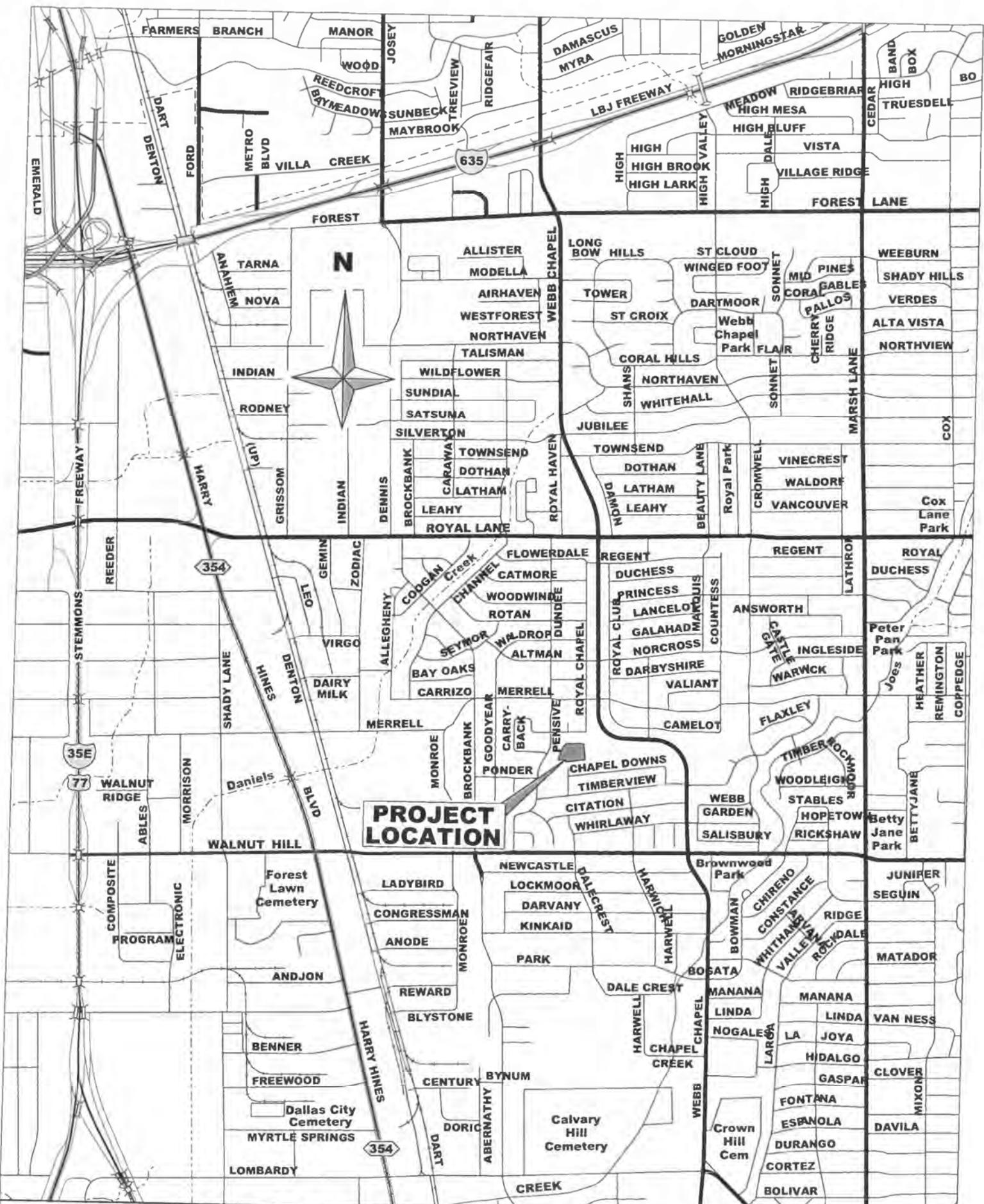
CARRY BACK CIRCLE
(50' Right-of-Way)

JAMES J. MONEYHAM SURVEY
ABSTRACT NO. 929



Indicates 5/8" I.R. w/COD Cap Page 3 of 3

		10343 Webbs Chapel Road Property Acquisition	
DEPARTMENT OF PUBLIC WORKS			
SURVEY DIVISION CITY OF DALLAS, TEXAS			
OPER NAME	DESIGN FILE NAME	SCALE	DATE
Holt	N-ENGRSURV\HOLT\PenSive-Webb Chapel\PenSive-Webb Chapel.dgn	AS	3-29-23
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.
Prunty	Holt	Block AV6030	041D-105



PROPERTY ACQUISITION: 10343 WEBB'S CHAPEL ROAD

Field Notes Describing a 24,786 Square Foot (0.569 Acre)
Tract of Land in City Block 6433
To Be Acquired from the
Dallas Independent School District

Being a 24,786 Square Foot (0.569 Acre) tract of land situated in the City of Dallas, Dallas County, Texas, in the James J. Mooneyham Survey, Abstract No. 929, lying in Block 6433 and being all of that land abandoned by City of Dallas Ordinance Number 28687 and conveyed to the Dallas Independent School District by deed recorded in Instrument Number 201200248339 of the Official Public Records of Dallas County, Texas and being more particularly described as follows:

NOTE: All coordinates shown are State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983, Realization Adjustment of 2011.

BEGINNING at a 5/8-inch diameter iron rod with cap marked "CITY OF DALLAS" (hereinafter referred to as "5/8" I.R. w/COD Cap") (N=7009332.09; E=2468738.79) set on the Southwest Right-of-Way line of Webb Chapel Road (a variable width Right-of-Way), at the intersection with the East line of the herein described tract of land, being also the West line of Lot 2A, Block N/6431 of the Chapel Point, Phase 1 Addition, an addition to the City of Dallas recorded in Volume 2005155, Page 88 of the Deed Records of Dallas County, Texas, *FROM WHICH* a 1/2-inch diameter iron rod (Controlling Monument) found and the Northwest corner of said Lot 2A bears North 00°23'05" West a distance of 8.86 feet (N=7009340.95; E=2468738.73):

THENCE South 00°23'05" East with the common line between said Lot 2A and the herein described tract of land a distance of 186.46 feet to a 5/8" I.R. w/COD Cap set at an outside corner of the herein described tract of land (N=7009146.66; E=2468740.03):

THENCE South 33°38'05" West, continuing with the common line between said Lot 2A and the herein described tract of land a distance of 60.39 feet to a 5/8" I.R. w/COD Cap set at an outside corner of the herein described tract of land:

THENCE South 89°41'25" West, continuing with the common line between said Lot 2A and the herein described tract of land a distance of 46.14 feet to a 1/2-inch diameter iron rod (Controlling Monument) found at an outside corner of the herein described tract of land (N=7009096.36; E=2468660.58):

THENCE North 00°59'39" West, continuing with the common line between said Lot 2A and the herein described tract of land a distance of 7.01 feet to a 5/8" I.R. w/COD Cap set at an inside corner of the herein described tract of land:

Field Notes Describing a 24,786 Square Foot (0.569 Acre)
Tract of Land in City Block 6433
To Be Acquired from the
Dallas Independent School District

THENCE South $89^{\circ}40'12''$ West, continuing with the common line between said Lot 2A and the herein described tract of land a distance of 2.49 feet to a $\frac{5}{8}$ " I.R. w/COD Cap set at the Southeast corner of the Royal Chapel Estates Addition, and addition to the City of Dallas recorded in Volume 67040, Page 696 of the Deed Records of Dallas County, Texas, being also an outside corner of the herein described tract of land and lying on the East line of a 12-foot wide alley dedicated by said addition plat:

THENCE North $00^{\circ}28'56''$ West with the East line of said alley, being also the West line of the herein described tract of land a distance of 400.34 feet to a $\frac{1}{2}$ -inch diameter iron rod with yellow plastic cap (Controlling Monument) found at the intersection with the above said Southwest line of Webb Chapel Road, in a Curve to the Left (N=7009503.40; E=2468654.47):

THENCE Southeasterly along the said Southwest line of Webb Chapel Road and with said Curve, having a Radius of 618.19 feet, a Central Angle of $17^{\circ}46'10''$, an Arc Length of 191.72 feet and a Chord which bears South $26^{\circ}12'20''$ East a distance of 190.96 feet to the **POINT OF BEGINNING**, containing 24,786 Square Feet, or 0.569 Acres of land.

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983, Realization of 2011.

Scott Holt
3/19/24

A blue octagonal seal for the State of Texas. The outer ring contains the text "STATE OF TEXAS" at the top and "LAND SURVEYOR" at the bottom. Inside the ring, there is a five-pointed star. Below the star, the name "SCOTT RAY HOLT" is printed in a bold, sans-serif font. Below the name, the license number "4895" is printed. The seal is stamped in blue ink.

**JAMES J. MOONEYHAM SURVEY
ABSTRACT NO. 929**

**CARRY BACK CIRCLE
(50' Right-of-Way)**

Lot 3
1/2-Inch I.R.
N=7009503.40
E=2468654.47
CONTROLLING
MONUMENT

Lot 4

**24,786 Sq. Ft.
(0.569 Acres)
To Be Acquired**

Lot 5

**BLOCK
6433**

400.34', N 00°28'56" W

ASSEMBLY COURT

Abandoned: Ord. #28687
Right-of-Way & Drainage Area

185.46' S 00°23'05" E

WEBB CHAPEL ROAD
Variable Width Right-of-Way

1/2-inch I.R.
7009340.95
2468738.73
Brs. 8.86'
N 00°23'05" W
CONTROLLING
MONUMENT

**R= 618.19'
Δ = 17°46'10"
L= 191.72'
Ch.= 190.96'
S 26°12'20" E**

Royal Chapel Estates
Vol. 67040, Pg. 696

Lot 6

Lot 7

**BLOCK
11/6432**

**BLOCK
6433**

Dallas Independent School District
Instrument Number 201200248339

Lot 8

N=7009146.66
E=2468740.03

**Lot 2A
BLOCK
N/6431**

**60.39'
S 33°38'05" W**

Chapel Point, Phase 1
Vol. 2005155, Pg. 88

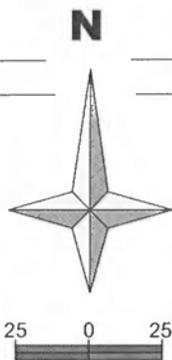
Dallas Independent School District
Instrument Number 201000060259

**46.14'
S 89°41'25" W**

**2.49'
S 89°40'12" W**

**7.01'
N 00°59'39" W**

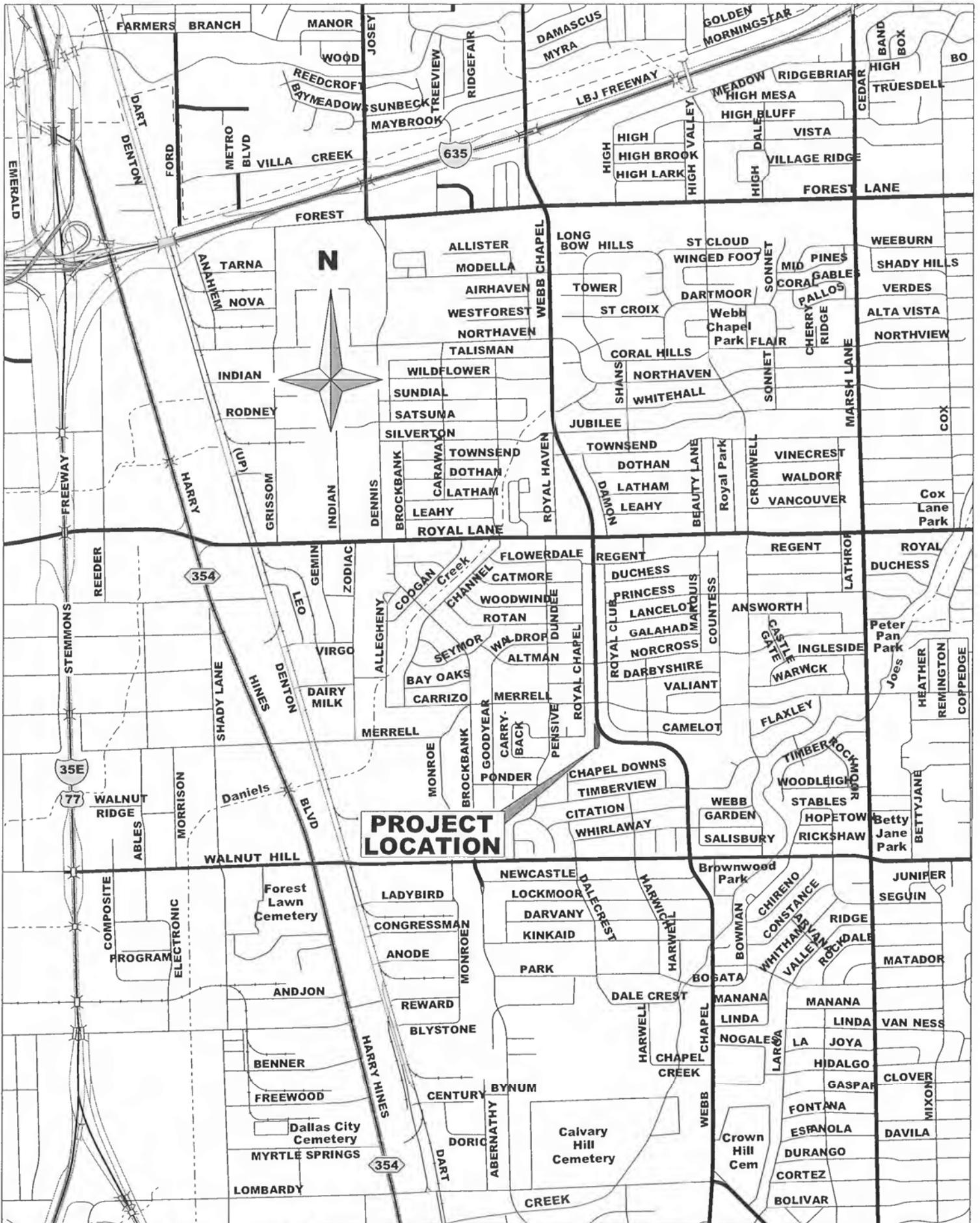
1/2-Inch I.R.
N=7009096.36
E=2468660.58
CONTROLLING
MONUMENT



⊙ Indicates 5/8-inch dia. I. R. w/CITY OF DALLAS Cap

BASIS OF BEARINGS: Bearings are based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983 (2011).

				10345 Webb Chapel Road Property Acquisition	
DEPARTMENT OF PUBLIC WORKS					
SURVEY DIVISION CITY OF DALLAS, TEXAS					
OPER. NAME	DESIGN FILE NAME	SCALE	DATE		
Holt	N:\ENGR\SURVEY\HOLT\Pensive-Webb Chapel	As Noted	3-18-24		
PARTY CHIEF	CALCULATIONS	FOLDER	FILE NO.		
Prunty	Holt	Block N/6431	041D-110		



PROJECT LOCATION

PROPERTY ACQUISITION: 10345 WEBB'S CHAPEL ROAD

**DALLAS PARK AND RECREATION BOARD
AGENDA SHEET**

DATE: April 18, 2024
COUNCIL DISTRICT: 14
STAFF: Christina Turner-Noteware (214) 671-7966

SUBJECT

Authorize a site approval for the installation of Four Chromatic Gates art piece from the previously approved site at Exall Park to Glencoe Park located at 3700 Glencoe Street. Financing: No cost consideration to the city.

BACKGROUND

A developer has purchased Energy Plaza and is transforming the building into a mixed use facility. The courtyard area, home to Four Chromatic Gates will be repurposed into a greenspace. The developer requested this piece be re-sited. The artwork has been moved to storage and is awaiting conservation.

Glencoe Park is heavily used and is proximate to the Park Trail system and has no Public Art. The University Crossing Public Improvement District (PID) has offered to fund the conservation and installation of the artwork as well as provide lighting and a seating area. The PID will monitor the art and provide ongoing maintenance.

SCOPE OF PROJECT:

- Relocate from storage to Glencoe Park

DRAFT TIMELINE:

- Pending conservation and site preparation and pad.

SELECTION METHOD:

- University Crossing PID will secure conservation, art handling and transportation/installation at Glencoe Park. The PID will provide a seating area around the art and provide continued monitoring and maintenance.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On November 2, 2023 Park Board reviewed and approved Exall Park location for Four Chromatic Gates.

FISCAL INFORMATION

No cost consideration to the City.

COMMITTEE ACTION

The Planning and Design committee considered this item on April 4, 2024 and will present its recommendation to the Park and Recreation Board on April 18, 2024.

STAFF RECOMMENDATION

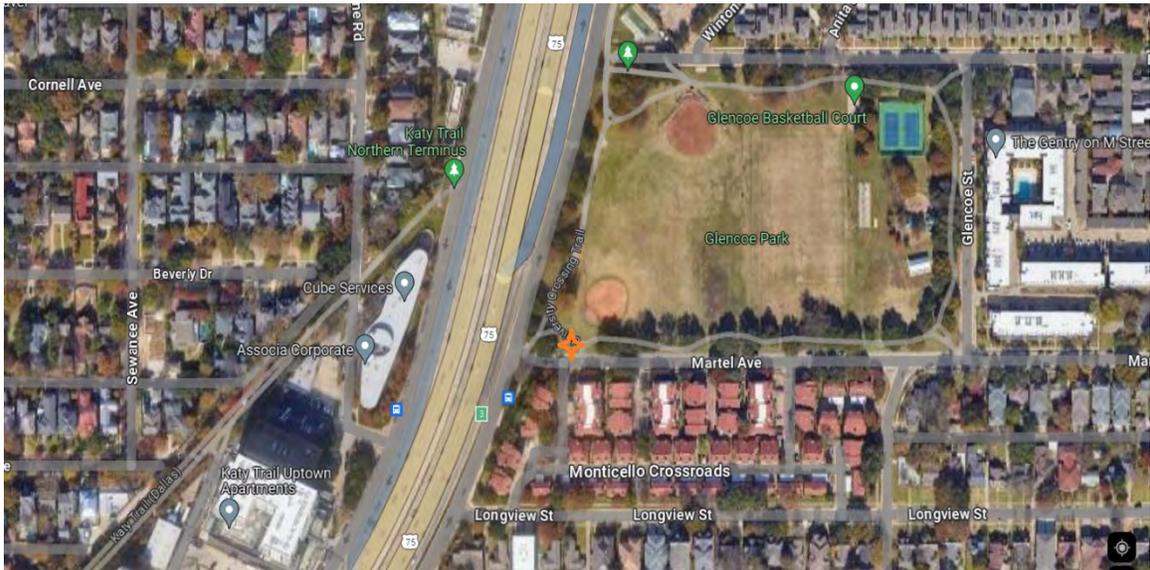
Staff recommends approval.

ATTACHMENTS

Map

Information about the art

Glencoe Park



3700 Glencoe Street – Council District 14

INFORMATION ABOUT THE ART



Title: Four Chromatic Gates

Artist: Herbert Bayer

Description:

Abstract Aluminum, four gates, in graduated sizes, painted solid sky blue, lipstick red and sun yellow. As if cut out and expanded from a flat shape, they are set at angles to break up space.

The Four Chromatic Gates are a reminder of the origins of Energy Plaza, the 9th tallest building in the Dallas skyline and one of the five buildings designed by architect I.M. Pei in Dallas. The Four Chromatic Gates were commissioned by ARCO from the Bauhaus sculptor and designer Herbert Bayer as a design consultant. The colors of the gates were ARCO's corporate colors.

About the artist:

Herbert Bayer (April 5, 1900 – September 30, 1985) was an Austrian and American graphic designer, painter, photographer, sculptor, art director, environmental and interior designer, and architect. He was instrumental in the

development of the Atlantic Richfield Company's corporate art collection until his death in 1985.

Since he immigrated to the United States in 1938, he has been an advertising and design consultant for the Container Corp. of America and the Atlantic Richfield Co. During his 10 years in Santa Barbara, he has created hundreds of artworks including several of enormous proportions: 21 tapestries, 10 large sculptures, nine major murals in the United States and Mexico and an earthwork at Kent, Wash. In the same decade, he has had 11 solo exhibitions and participated in 29 group shows.

**DALLAS PARK AND RECREATION BOARD
AGENDA INFORMATION SHEET**

AGENDA DATE: April 18, 2024

COUNCIL DISTRICT(S): 7

STAFF: Christina Noteware, (214) 670-4073

SUBJECT

Authorize a construction services contract for installation of playground equipment and Independent Safety Audit with Whirlix Design, LLC through the Texas Association of School Boards (BuyBoard) for the Juanita J. Craft Park Playground Renovation located at 4352 Spring Avenue – Not to exceed \$217,228.00 - Financing: Current Funds

BACKGROUND

On March 15, 2024, a proposal was received for the Juanita J. Craft Park Playground Renovation for the installation of playground equipment and Independent Safety Audit. Whirlix Design, LLC a Texas Association of School Boards (BuyBoard) vendor, provided a bid proposal in the amount of \$217,228.00 for the installation of playground equipment and Independent Safety Audit.

This action authorizes a construction services contract with Whirlix Design, LLC to install the playground equipment and Independent Safety Audit located at the Juanita J. Craft Park Playground, in an amount not to exceed \$217,228.00.

The scope of work includes:

- The installation of playground equipment.
- Independent Safety Audit to be conducted.

ESTIMATED SCHEDULE OF PROJECT

Begin Construction August 2024
Complete Construction September 2024

FISCAL INFORMATION

Fund	FY 2024	FY 2025	Future Years
Current Funds	\$217,228.00	\$0.00	\$0.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Policy adopted on September 23, 2020, by Resolution No. 20-1430, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Procurement Category	M/WBE Goal
\$217,288.00	Construction	32.00%
M/WBE Subcontracting %	M/WBE Overall %	M/WBE Overall Participation \$
36.46%	36.46%	\$79,191.00
<ul style="list-style-type: none">• This contract exceeds the M/WBE goal.		
<ul style="list-style-type: none">• Whirlix Design, LLC – 36.46% Local, 63.54% Non-Local.		

PROCUREMENT INFORMATION

Method of Evaluation for Award Type:

Cooperative Purchasing	<ul style="list-style-type: none">• Cooperative Purchasing Agreements enable the City to associate with State agencies, other local governments, or local cooperative organizations comprised of other state and local governments, to leverage market buying power and enable the City to purchase goods or services at lower prices• Cooperative Purchasing is an alternative method of meeting the requirements for competitive bidding or competitive sealed proposals, not an exception from that requirement
------------------------	---

COMMITTEE ACTION

The Planning and Design Committee will consider this item on April 18, 2024 and will present a recommendation to the full Park and Recreation Board on April 18, 2024.

The item will be considered by City Council on May 22, 2024.

MAP

Attached

BID Agenda Approval Cover Sheet

Project Meets BID Requirements **Total M/WBE 36.46%**

Agenda Date: 5/22/2024

Prime Vendor #: _____

Review Date: 3/24/2024

PKR-2024-00021517

Whirlix Design Inc.

Juanita J Craft Playground Replacement

Total Local: \$79,191.00 **Total Non-Local:** \$138,037.00

Prime:

Project:

Total Local:

Sub Vendor #

Vendor Name

Henneberger Construction

Cert. #

WFWBC024081124

Dollar Amount

\$79,191.00

Percent

36.4552%

0.0000%

0.0000%

0.0000%

0.0000%

0.0000%

0.00%

0.00%

0.00%

0.00%

0.00%

0.00%

36.4552%

0.0000%

36.4552%

Total M/WBE

Non-M/WBE

Total Local

Non-Local

Sub Vendor #

Vendor Name

Cert. #

Dollar Amount

Percent

Total Non Local M/WBE

Non-M/WBE

Total Non-Local

\$0.00

\$138,037.00

\$138,037.00

0.0000%

63.5448%

63.5448%

Total Action

\$217,228.00

100.0000%



CITY OF DALLAS
Office of Economic Development – Business and Workforce Inclusion
Ethnic Workforce Composition Report (BWI-FRM-627)

(Note: Please use the Tab button, mouse or arrows to move from one section to the next. Please **DO NOT** use the "Enter" key.)

Company name: Whirlix Design Inc.

Address: 1916 K Ave Plano, TX 75074

Bid #: Juanita J Craft Playground Replacement

Telephone Number: 800 - 975 - 2147 Ext. -

Email Address:

Please complete the following sections based on the ethnic composition of the (location) entity in the address line above.

Employee Classification	Total No. Employees		White		Black		Hispanic		Other	
	Male	Female	M	F	M	F	M	F	M	F
Administrative/ Managerial	2	1	2	1						
Professional	12	6	12	6						
Technical										
Office/Clerical	1						1			
Skilled										
Semiskilled										
Unskilled										
Seasonal										
Totals:	15	7	14	7			1			
# of employees living in Dallas:		2	1	1						
Total % of employees living in Dallas			9							



Officer's Signature
David Paquette

Typed or Printed Name

VP Operation

Title
03.14.24

Date



CITY OF DALLAS
Office of Economic Development - Business and Workforce Inclusion
Contractor's Affidavit - Schedule of Work and Actual Payment (BWI-FRM-213)

Project Name: Juanita J Craft Playground Replacement

Bid/Contract #:

Instructions:

Column 1: List type of work to be performed by Prime and 1st tier subcontractors.

Column 2: City of Dallas Vendor Number for Prime and Subcontractors/Suppliers (if none, register online: www.bids.dallascityhall.org). ALL Prime and Subcontractors/Suppliers must be registered with the City of Dallas.

Column 3: List name of firm; MWBE Certification Number (if applicable).

Column 4: List firm(s); contact name; address; telephone number.

Column 5: List ethnicity of firm(s) owner as B=African American; H=Hispanic; I=Asian Indian; N=Native American; P=Asian Pacific; W=Woman; NON=other than MWBE.

Column 6: Indicate firm's location as L=local (within Dallas county limits); N=Non-local (Outside Dallas county limits).

Column 7: Indicate dollar amount of value of work for the Prime contractor, subcontractors and suppliers.

Column 8: Indicate percentage of total contract amount.

Column 9: Indicate total payments to date.

Column 10: Indicate payments during current pay period.

Type of Work	City of Dallas Vendor Number	Name of Firm & MWBE Certification (if Applicable)	Contact Name Address, City, State, Zip & Tel. Number	Type of Firm	L or N	Value of Work (\$)	Percent (%)	Payments to Date (\$)	Payment this Period (\$)
[1]	[2]	[3]	[4]	[5]	[6]	[7]	[8]	[9]	[10]
design & deliver commercial playground		Whirfix Design	Jason Edmundson 1916 K Ave Plano, TX 75074			\$ 138,037	63.54%		
Notes:									
demolition as needed & installation of playground equipment		Henneberger Construction	8928 Fairglen Dr Dallas, TX 75231			\$ 79,191.00	36.46%		
Notes:							0.00%		
Notes:							0.00%		
Notes:							0.00%		
Notes:							0.00%		
Notes:							0.00%		



CITY OF DALLAS
Office of Economic Development – Business and Workforce Inclusion
Subcontractor Intent Form (BWI-FRM-214)

(Note: Please use the Tab button, mouse or arrows to move from one section to the next. Please DO NOT use the "Enter" key.)

TO: City of Dallas DATE: 02/15/2024

Office of Economic Development - Business and Workforce Inclusion

Project Name: Juanita J Craft Playground Replacement Bid # _____

Henneberger Construction, Inc will provide the following
 M/WBE Subcontractor on the project

good(s)/service(s): Playground equipment install.

to Whirlix Design Inc.
 Prime Contractor on the project

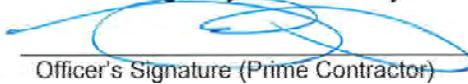
M/WBE subcontractor is currently certified by the following agency: WBENC

M/WBE Certification Number: # WBE1702408
Certification must be kept current / valid for the entire duration of this contract. Failure to comply with this provision could be subject to removal from contract.

For the purpose of M/WBE subcontracting participation, the City of Dallas does not include amounts paid to the prime by the sub-contractor.

Total Contract Amount for prime	<u>\$217,228.00</u>	_____	NCTRCA
MWBE/DBE Sub Participation Amount	<u>\$79,191.00</u>	<u>36.5 %</u>	_____ DFWMSSDC
			_____ WBCSW

The undersigned intends to enter into a formal agreement with the subcontractor listed, conditioned upon being awarded the City of Dallas contract. The undersigned understands that, for the purpose of M/WBE subcontracting participation, any amounts paid to the prime from the sub contractor should not be included in the above listed participation amount. Finally, the prime contractor must submit a Change of M/WBE subcontractor/supplier form to the Business and Workforce Inclusion division for approval prior to any changes in the team make-up. Failure to comply with these provisions could result in termination of the contract, sanctions against the prime contractor, and/or ineligibility for future City contracts.


 Officer's Signature (Prime Contractor)

David Paquette
 Printed Name (Prime Contractor)

VP Operations
 Title (Prime Contractor)

03.14.24
 Date


 Officer's Signature (M/WBE/DBE Subcontractor)

Cynthia Henneberger
 Printed Name (M/WBE/DBE Subcontractor)

President
 Title (M/WBE/DBE Subcontractor)

03.14.24
 Date

Please select or list all Chambers or Advocacy groups you are a member of:

- | | | | |
|---|---|---|---|
| Greater Dallas Asian American Chamber of Commerce | <input type="checkbox"/> Prime <input type="checkbox"/> Sub | Asian Contractors Association | <input type="checkbox"/> Prime <input type="checkbox"/> Sub |
| Greater Dallas Black Chamber of Commerce | <input type="checkbox"/> Prime <input type="checkbox"/> Sub | Regional Black Contractors Association | <input type="checkbox"/> Prime <input type="checkbox"/> Sub |
| Greater Dallas Hispanic Chamber of Commerce | <input type="checkbox"/> Prime <input type="checkbox"/> Sub | Regional Hispanic Contractors Association | <input type="checkbox"/> Prime <input type="checkbox"/> Sub |
| U.S. Pan Asian American Chamber of Commerce | <input type="checkbox"/> Prime <input type="checkbox"/> Sub | | |

Other _____

Certification: View

Certification List

This record is from **Women's Business Council - Southwest**. It is not managed by City of Dallas.

Vendor Information

BUSINESS NAME	Henneberger Construction, Inc
SYSTEM VENDOR NUMBER	20512204
PRIMARY OWNER'S NAME	Cynthia Henneberger
COMPANY TYPE	Corporation
ETHNIC GROUP	Caucasian
GENDER	Female

Certification Information

CERTIFYING AGENCY	Women's Business Council - Southwest
CERTIFICATION TYPE	WBE - Women Business Enterprise
EFFECTIVE DATE	11/29/2022
RENEWAL DATE	11/29/2024

Contact Information

MAIN COMPANY EMAIL	cynhen@mac.com
MAIN PHONE	214-503-7889
MAIN COMPANY WEBSITE	http://www.henneberger.biz

Addresses

PHYSICAL ADDRESS	8928 Fairglen Drive Dallas, TX 75231 [map]
MAILING ADDRESS	8928 Fairglen Drive Dallas, TX 75231 [map]

Business Capabilities

BUSINESS CERTIFIED FOR	Construction
FULL DESCRIPTION OF CAPABILITIES/PRODUCTS	
COMMODITY CODES	NAICS 238990 All Other Specialty Trade Contractors (More)

Owner Ethnicity and Gender	
ETHNIC GROUP	Caucasian
GENDER	Female

Location	
COUNTY	Dallas (TX)

Certification List

[Customer Support](#)

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**CITY OF DALLAS
Small Business Center – Business Inclusion and Development
Business Inclusion and Development Documentation Form (BID-FRM-215)**

(Note: Please use the Tab button, mouse or arrows to move from one section to the next. Please DO NOT use the "Enter" key.)

Project Name

Juanita J Craft Playground Replacement

Bid #:

Firm Name and Address:

Whirlix Design Inc.

1916 K Ave Plano, TX 75074

1. Did you meet with a staff member of the Small Business Center -- Business Inclusion and Development (BID)? NO

Please make a selection:

Name of staff member:

2. Did you utilize a current MWBE directory provided by BID staff for this project? NO

Please make a selection:

Date of Listing:

3. Did you provide plans and specifications, bids or proposals to potential MWBEs or information regarding the location of plans and specifications, bids, or proposals for this project? NO

Please make a selection:

4. If MWBE bids and proposals were received and rejected, you must attach documentation of the received bid and the reason for rejection. (i.e. letters, memos, telephone calls, meetings, etc.) n/a

5. Complete the attached Documentation Form(s) to further explain good faith efforts to obtain MWBE participation on this project. If there is written documentation of efforts with the MWBEs who responded affirmatively to the bidder's written notice please attach documentation (i.e. quotes, or e-mails).

This project has a limited scope. Henneberger Construction Inc. is the only subcontractor. There is no other work that requires a subcontractor.



CITY OF DALLAS
Small Business Center – Business Inclusion and Development
Business Inclusion and Development Documentation Form (BID-FRM-215)

(Note: Please use the Tab button, arrows or mouse to move from one section to the next. Please DO NOT use the "Enter" key.)

Project Name & Bid/Contract #: Juanita J. Craft Playground **#:** _____

Firm Name and M/WBE Certification Number	Person Contacted and Date	Telephone Number and Email Address	Type of Work	Method of Communication (Telephone/Email)	Response
Henneberger Construction Inc. WBE 1702408, HFMB09682N1120	Dwight Henneberger 07/11/2023	dhenneberger@me.com 214-769-7124	demolition and install	phone and email	bidding
		- -			
		- -			
		- -			
		- -			
		- -			
		- -			

Please use the form below if additional space is needed. Intentional misrepresentation could result in criminal prosecution.

Officer's Signature: 

Officer's Signature: _____ **Title:** VP Operations **Date:** 03.14.24

Printed Name: David Paquette **Date:** 03.14.24



CITY OF DALLAS
Small Business Center – Business Inclusion and Development
Business Inclusion and Development Documentation Form (BID-FRM-215)

(Note: Please use the Tab button, arrows or mouse to move from one section to the next. Please *DO NOT* use the "Enter" key.)

Project Name #: Juanita J. Craft Playground Bid #: _____

Firm Name and M/WBE Certification Number	Person Contacted and Date	Telephone Number and Email Address	Type of Work	Method of Communication (Telephone/Email)	Response
N/A		- -			
		- -			
		- -			
		- -			
		- -			
		- -			
		- -			

Please use the form(s) below if additional space is needed. Intentional misrepresentation could result in criminal prosecution.

Officer's Signature:  Title: VP Operations Date: 03.14.24

Printed Name: David Paquette Date: 03.14.24

City of Dallas
**CONTRACTOR OWNERSHIP
 INFORMATION**



NOTE TO BIDDERS: All bidders will be required to complete this form before bid is accepted as complete. Failure to do so may disqualify your bid.

PROJECT Juanita J Craft Playground Replacement

PRIME CONTRACTOR INFORMATION

Legal Name of Prime Contractor Whirlix Design Inc.
 Address 1916 K Avenue, Plano, TX 75074
 Phone 800.975.2147 Fax _____ Cell _____
 Federal ID Number (or Social Security number where applicable) 82-3412256

For statistical reporting requirements, please check:
 Male and African American Asian Indian Native American
 Female Asian American Hispanic American White
 North Central Texas Regional Certification Number _____ Affidavit Number _____

Sole Proprietorship Partnership <input type="checkbox"/> Texas General Partnership <input type="checkbox"/> Texas Limited Partnership <input type="checkbox"/> Texas, Other: _____ Corporation <input type="checkbox"/> Texas Corporation <input type="checkbox"/> Texas Professional Corporation <input type="checkbox"/> Out of State State: _____ State of Texas Certificate of Authority Number: _____ # _____	_____ <i>Owner / Partner / President</i> _____ <i>Partner / Vice President</i> _____ <i>Partner / Secretary</i> _____ <i>Partner / Treasurer</i>
--	---

By execution of this form, the undersigned is certifying that the organization and its owner(s) and/or principals are not DEBARRED or SUSPENDED or is otherwise ineligible for participation in any contract falling under the guidelines of Uniform Grant Management Standards (UGMS).

Signature:  Date: 03.14.24
 (Owner or Principal)

OFFICE USE ONLY

I hereby certify that by the completion of this form that the City of Dallas has fully complied with the requirements of 24 CFR Part 85.35 and OMB Circular A-133 pertaining to not using DEBARRED or SUSPENDED contractors to conduct projects falling under the guidelines of Uniform Grant Management Standards (UGMS). www.arnet.gov/epls

Contract does not fall under 24 CFR Part 85.35 or OMB Circular A-133 requirements.

Certified by: _____ Date: _____
 (City of Dallas, Department Director or Designee)

City of Dallas
**CONTRACTOR OWNERSHIP
 INFORMATION**



NOTE TO PRIME CONTRACTOR: This form must be completed for each Subcontractor working on the Project. Completed forms must accompany:
 1) initial submission of the "SCHEDULED OF WORK AND SUBCONTRACTOR/SUPPLIER PARTICIPATION FORM"; and,
 2) any submission of a "CHANGE OF MWBE SUBCONTRACTOR FORM"; and,
 3) any subsequent submission of the "SCHEDULED OF WORK AND SUBCONTRACTOR/SUPPLIER PARTICIPATION FORM".

PROJECT Juanita J Craft Playground Replacement

SUBCONTRACTOR INFORMATION

Legal Name of Subcontractor Henneberger Construction Inc

Address 8928 Fairglen Dr., Dallas, TX 75231

Phone 214.341.2562 Fax _____ Cell _____

Federal ID Number (or Social Security number where applicable) 75-2455477

For statistical reporting requirements, please check:

- Male *and* African American Asian Indian Native American
 Female Asian American Hispanic American White

North Central Texas Regional Certification Number _____ Affidavit Number _____

**Sole Proprietorship
 Partnership**

- Texas General Partnership _____ *Owner / Partner / President*
 Texas Limited Partnership _____
 Texas, Other: _____

Corporation

- Texas Corporation _____ *Partner / Vice President*
 Texas Professional Corporation _____
 Out of State _____ *Partner / Secretary*
 State: _____
 State of Texas Certificate of Authority Number: _____ *Partner / Treasurer*
 # _____

By execution of this form, the undersigned is certifying that the organization and its owner(s) and/or principals are not DEBARRED or SUSPENDED or is otherwise ineligible for participation in any contract falling under the guidelines of Uniform Grant Management Standards (UGMS).

Signature:  Date: 03.14.24
 (Owner or Principal)

OFFICE USE ONLY

I hereby certify that by the completion of this form that the City of Dallas has fully complied with the requirements of 24 CFR Part 85.35 and OMB Circular A-133 pertaining to not using DEBARRED or SUSPENDED contractors to conduct projects falling under the guidelines of Uniform Grant Management Standards (UGMS). www.amct.gov/eps/

Contract does not fall under 24 CFR Part 85.35 or OMB Circular A-133 requirements.

Certified by: _____ Date: _____
 (City of Dallas, Department Director or Designee)



Laura M. Johnson
03-15-2024

Date: March 15, 2024
Project: Juanita J Craft Park - Playground Improvement
Location: Dallas, Texas

UPDATED 03.15.24

BUYBOARD CONTRACT # 679-22, VENDOR # 3120

We are a self-reporting vendor for Buy Board. Please send all purchase orders, payments, etc. directly to the Whirlix Design team.

Proposal Expires: 60 Days from 03/15/24

Please note that current fluctuations in material pricing may cause a proposal increase between now and the acceptance of this agreement.

Series: *Playground Equipment by Landscape Structures, Juanita J Craft-02-04*
Safety Surfacing: *Engineered Wood Fiber Material*
Installation: *By Factory Trained and Certified Installers*
Quantity/Sizes: *Note Below Specifications*

Base Bid: Playground Design by Landscape Structures \$153,025.00
BuyBoard Discount applied, new total = \$145,373.00
(One Hundred Forty-Five Thousand Three Hundred Seventy-Three Dollars)

- Playground Design as Shared in 3D Renders, Page Three,
- Colors as Shown, City of Dallas Standard, anything Final TBD
- Delivered and Installed by Certified MWBE Installers

Base Bid: Misc. Site work (MWBE) \$22,858.00
BuyBoard Discount applied, new total = \$21,715.00
(Twenty-One Thousand Seven Hundred Fifteen Dollars)

- Installation of Project Sign
- Demolition of Small Complement of Existing Playground Equipment, Surfacing, & Stone
 - Tree Protection and Temporary Fencing
 - Site Latrine

Base Bid: Updated EWF Safety Surfacing \$40,853.00
BuyBoard Discount applied, new total = \$38,810.00
(Thirty-Eight Thousand Eight Hundred Ten Dollars)

- Estimated at 4,895 SqFt, 245 CY's
- FIBAR 200 System & Five (5) FIBAR Mats
- Includes Updated Stone Layer & Filter Fabric

Base Bid: To Add DRAINAGE \$9,821.00
BuyBoard Discount applied, new total = \$9,330.00
(Nine Thousand Three Hundred Thirty Dollars)

- Perforated Pipe & Solid Pipe

Independent Safety Audit (by Others) \$2,000.00

- To Be Completed by an Independent Third-Party Auditor
- Will Not be completed by the Manufacturer (Landscape Structures) or by the Certified Installer
 - To Determine Adherence to ASTM Standards as required by the State of Texas

TOTAL = \$228,557.00

BuyBoard Discount applied, new TOTAL = \$217,228.00

Whirlix Design Inc.
1916 K Avenue
Plano, TX 75074



Base Bid Includes:

- Full Submittal & Warranty Package
- Provision & Installation of New Playground Equipment as noted
- Demolition of Existing Play Components & EWF Surfacing
- Freight
- OPTIONAL: Provision & Installation of Updated Safety Surfacing & Drainage

Base Bid Excludes:

- Payment & Performance Bonds
- Permitting and Inspections
- Sod Replacement due to Reasonable Path of Travel to Project or Play Area Location. We need access to project location.
- Hitting of New or Existing Sprinkler pipes
- Hitting of private electrical, water, sewer, internet, etc. that are not detectible during a commercial line location
- Textura, Oracle, Etc.
- Professional Liability Insurance
- Construction Management Software Required for Project
- Use of Credit Cards as Payment
- Excavation and Removal of Soil
- Haul off or On-Site Disposal of Remaining Dirt
- Drilling Through Rocky Soil
- Surveying of Site
- Craning of Equipment
- Logistical Issues that Prevent Truck or Equipment Access to Site
- Special Augers or Drilling Equipment
- Certified Payroll / Progress Billing
- Setting of Control Points or Benchmarks
- Remobilization Charges Due to Weather or Project Delays
- Offsite Storage of Equipment Due to Weather or Project Related Delays
- On Site Security
- Wet Stamped Engineering Drawings
- Dumpster
- Soil Testing
- Geotechnical Report

Terms: Net 30 for Existing Customers. All new customers are subject to a credit check and Possible deposit.

Payment terms will be based, in part, on credit review that is pulled from The Experian Business Division.

Pursuant to Tex. Prop. Code § 53.159, Whirlix will need any and all Bond information at the time of Signed Proposal, Contract, and / or Deposit.

All taxes now or hereafter levied by federal, state or local authority upon the sale of any of the forgoing products to be paid for by the purchaser. All quotations are subject to the conditions printed on the following pages if any and when accepted are subject to the approval of an officer of this company.

Prepared by Greg Hawkins · Whirlix Design Inc · ghawkins@whirlix.com · 972.824.4815

All taxes now or hereafter levied by federal, state or local authority upon the sale of any of the forgoing products to be paid for by the purchaser. All quotations are subject to the conditions printed on the following pages if any and when accepted are subject to the approval of an officer of this company.

Acceptance of Approval: The above prices, specifications, and conditions are satisfactory and accepted. You are hereby authorized to provide all items described above. Any balances not paid within thirty (30) days of the date of the invoice shall accrue interest at the rate of 18% per annum. Any action to construe, declare or enforce this contract shall only be brought in a court of competent jurisdiction with venue lying solely and exclusively in Dallas County, Texas. The prevailing party in any action brought to construe, declare or enforce this contract shall be entitled to recover its actual attorney's fees, attorney's travel time charges and expenses, paralegal fees, computer access and utilization charges, expert witness fees and expenses, costs, expenses and expenses of investigation, discovery, and litigation. The parties to this contract expressly waive the right to trial by jury of any cause of action or defense pertaining to this contract. The above prices, specifications, and conditions are satisfactory and accepted. You are hereby authorized to provide all items described above.

Date: _____ **Signature:** _____

Whirlix Design Inc.
1916 K Avenue
Plano, TX 75074





City of Dallas

Project Information Sheet Construction/Architectural and Engineering

Construction Award

Amount: \$217,228.00

Overall Amount: \$217,228.00

Change Order

CO Amount:

Professional Services Contract

Amount:

Supplemental Agreement

SU Amount:

Overall Amount:

Architectural and Engineering

Amount:

Department: Park and Recreation Department

Proposed Agenda Date: 5/22/2024

Project Name: Juanita J Craft Playground Replacement

Contract Number: PKR-2024-00024517

Encumbrance Number:

Scopes of Work: Playground equipment installation and Independent Safety Audit.

Project Manager: Laura Johnson

Contact Person: Laura Johnson

Phone: 214-670-4105

Email: laura.johnson@dallas.gov

Contacted Intent to Award On: 5/22/2024

Prime Contractor Whirlix Design Inc.

Contact Person: Greg Hawkins

Phone: 972-824-4815

Email: ghawkins@whirlix.com



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0 165 330 Feet

Juanita J. Craft Park Playground Replacement

4500 Spring Ave
Dallas, TX 75210
District 7



Memorandum



CITY OF DALLAS

DATE April 9, 2024

TO Arun Agrawal, President and Members of the Park and Recreation Board

SUBJECT **Juanita J. Craft Playground Replacement**

On April 18, 2024, the Planning and Design Committee and Full Board will be presented with an item for Board consideration and approval. This item calls for the acceptance of funds in the amount of \$217,228.00 for Juanita J. Craft Playground Replacement project.

Given the equipment lead time and desire for the playground project to be in service this fiscal year, staff intends to place the agenda item on committee and full board on April 18, to authorize the acceptance of funds.

If you have any additional questions, please contact Laura Johnson at (214) 670-4105.

Thank you,

A handwritten signature in cursive script that reads "Tawnya Lane".

for Chris Turner-Noteware, Assistant Director
Park and Recreation Department

c: John D. Jenkins, Director
Tawnya Lane, Engineering Program Administrator

**DALLAS PARK AND RECREATION BOARD
AGENDA SHEET
COMMITTEE ONLY**

DATE: April 18, 2024
COUNCIL DISTRICT: 2
STAFF: Rachael Berry (214) 670-4080

SUBJECT

Authorize the first five-year renewal of the current management agreement with Shakespeare Dallas, to manage, operate, maintain and provide public theatrical performances and events at the Samuell-Grand Park Amphitheater, located at 1500 Tenison Parkway, through May 14, 2029. Financing: No cost consideration to the City.

BACKGROUND

Shakespeare Dallas, a 501 (c) 3 nonprofit founded in 1971, began its relationship with the City of Dallas in 1980 at the Band Shell in Fair Park. The company utilized the Band Shell to perform the works of William Shakespeare until 1988 when Starplex was constructed at Fair Park, necessitating the relocation of the Shakespeare performances. Samuell-Grand Park was selected, and Shakespeare Dallas held its first performance there in 1989.

In 2014, the initial 20-year Use Agreement with the City of Dallas ended and on May 14, 2014, the City entered into a 10-year Use Agreement with two 5-year renewal options with Shakespeare Dallas.

The current management agreement, which was approved by City Council on May 14, 2024 by Resolution No. 14-0752, expires May 14, 2024. Shakespeare Dallas wishes to renew this agreement.

PRIOR ACTION

On May 14, 2014 City Council authorized a ten-year management agreement with two (2) five-year renewal options for Shakespeare Dallas to manage, operate, maintain and provide public theatrical performances and events at the Samuell-Grand Park Amphitheater for the period of May 14, 2014 through May 14, 2024, by Resolution No. 14-0752.

On April 4, 2024 The Administration and Finance committee deferred this item to the April 18, 2024 meeting.

FISCAL INFORMATION

No cost consideration to the City

COMMITTEE ACTION

The Administration and Finance Committee will consider this item on April 18.

STAFF RECOMMENDATION

Staff recommends approval.

ATTACHMENT

Shakespeare Dallas Renewal Request Memo



shakespeare.
dallas
the people's theatre

February 5, 2024

John Jenkins
Director
Dallas Park and Recreation
1500 Marilla St.
Dallas, Texas 75201

Dear Mr. Jenkins,

The initial 10-year term of our use Agreement (14-0752) is approaching its expiration date on May 13, 2024. Per the Agreement, Shakespeare Dallas kindly requests to renew this Agreement for the 1st of its two 5-year renewal periods. Please let me know if there are any questions.

We look forward to continuing to serve Dallas residents each year at the Samuel Grand Amphitheater. Our sincere thanks to you and the entire Dallas Park and Recreation team for making Shakespeare accessible to our community.

Warm regards,

A handwritten signature in cursive script that reads "Jenni Stewart".

Jenni Stewart
Interim Executive & Artistic Director

**DALLAS PARK AND RECREATION BOARD
AGENDA INFORMATION SHEET
COMMITTEE ONLY**

DATE: April 18, 2024

COUNCIL DISTRICT: 2

STAFF: Rachael Berry (214) 670-4080

SUBJECT

Authorize Shakespeare Dallas, located at Samuell-Grand Park Amphitheater located at 1500 Tenison Parkway, to remove their No Admission Fee days beginning in 2024, increase their adult admission rate to \$25 in 2025 and increase their adult admission rate to \$30 in 2026 for Tuesday through Sunday performances, effective upon approval by the Park and Recreation Board - Financing: No cost consideration to the City

BACKGROUND

Shakespeare Dallas, a 501 (c) 3 nonprofit founded in 1971, began its relationship with the City of Dallas in 1980 at the Band Shell in Fair Park. The company utilized the Band Shell to perform the works of William Shakespeare until 1988 when Starplex was constructed at Fair Park, necessitating the relocation of the Shakespeare performances. Samuell-Grand Park was selected, and Shakespeare Dallas held its first performance there in 1989.

Since the relocation of Shakespeare Dallas to Samuell-Grand Amphitheater, a number of improvements and amenities have been added, including a permanent stage, restrooms, the Sherry W. Shannon VIP Pavilion, and a new stage deck in 2019.

In 2014, the initial 20-year Use Agreement with the City of Dallas ended and on May 14, 2014, the City entered into a 10-year with two 5-year renewal options Use Agreement with Shakespeare Dallas. The agreement also approved Shakespeare Dallas to charge adult admission tickets at a rate of \$10 for Thursday through Sunday performances.

On January 22, 2015, Park Board approved Shakespeare Dallas to increase the adult admission ticket rate for Friday and Saturday performances to \$15.

On March 5, 2020, Park Board approved Shakespeare Dallas to increase the adult admission ticket rate for Thursday through Sunday performances to \$20.

Shakespeare Dallas is now requesting permission begin charging fees on Tuesday and Wednesday, which are currently their No Admission Fee Days. They are also requesting to increase the adult (ages 11 years or older) admission ticket rate for their 2025 season \$25 and \$30 for their 2026 season. These increases would apply to their Tuesday through Sunday performances. These additional funds will be used to offset increasing production costs and outreach opportunities that support Shakespeare in the Park.

Shakespeare's Current Admission Rates:

- Tuesday and Wednesday Nights
 - Free Admission (*donation requests*)
- Thursday Night – Sunday Night
 - Children (10 Years and Under) – FREE
 - Adult (Children 11 and Up) – \$20
 - Seniors and Students – \$5 Discount

Shakespeare Dallas is currently distributing additional free tickets to the following:

- 4,000 Tickets to Dallas Park and Recreation Centers for free admission on any night.
- 2,000 Tickets distributed to area schools through teachers for free admission on any night.
- 2,000 Tickets distributed to through collaborators such as Junior Players for free on any night.
- Annual participation in the Teen All Access Pass program, providing complimentary admission for all performances in July for ages 13 to 17 and up to three friends and family members. In 2023, 10,000 passes were made available.

Anyone can currently request and receive free entry on any night.

Shakespeare's Proposed Admission Rates:

Proposed Admission Rates for 2024:

Beginning June 12, 2024, Shakespeare Dallas requests to remove their Tuesday and Wednesday, No Admission Fee days.

- Tuesday Night – Sunday Night
 - Children (10 Years and Under) – FREE
 - Adult (Children 11 and Up) – \$20
 - Seniors and Students – \$5 Discount

Proposed Admission Rates for 2025:

To kick off their 2025 season, requests to increase their adult ticket price from \$20 to \$25. Their subscription prices for this season would go on sales October 1, 2024, and their single tickets would begin being sold April 1, 2025.

- Tuesday Night – Sunday Night
 - Children (10 Years and Under) – FREE
 - Adult (Children 11 and Up) – \$25
 - Seniors and Students – \$5 Discount

Proposed Admission Rates in 2026:

To kick off their 2026 season, Shakespeare requests to increase their adult ticket price from \$25 to \$30. Their subscription prices for this season would go on sales October 1, 2025, and their single tickets would begin being sold April 1, 2026.

- Tuesday Night – Sunday Night
 - Children (10 Years and Under) – FREE
 - Adult (Children 11 and Up) – \$30
 - Seniors and Students – \$5 Discount

Shakespeare Dallas will continue to distribute additional free tickets to the following:

- 4,000 Tickets to Dallas Park and Recreation Centers for free admission on any night.
- 2,000 Tickets distributed to area schools through teachers for free admission on any night.
- 2,000 Tickets distributed to through collaborators such as Junior Players for free on any night.
- Annual participation in the Teen All Access Pass program, providing complimentary admission for all performances in July for ages 13 to 17 and up to three friends and family members.

Anyone can request and receive free entry on any night.

FISCAL INFORMATION

No cost consideration to the City

COMMITTEE ACTION

On April 4, 2024 The Administration and Finance committee deferred this item to the April 18, 2024 meeting.

The Administration and Finance Committee considered this request on April 18, 2024 and will present its recommendation to the full Park and Recreation Board on May 2, 2024.

STAFF RECOMMENDATION

Staff recommends approval.

ATTACHMENT

Shakespeare Dallas Request for Price Increase submitted March 8, 2024.



shakespeare.
dallas
the people's theatre

March 8, 2024

John Jenkins
Director
Dallas Park and Recreation
1500 Marilla St.
Dallas, Texas 75201

Dear Mr. Jenkins,

Shakespeare Dallas respectfully requests to change Exhibit D of the SAMUELL-GRAND AMPHITHEATRE AGREEMENT. Below is the suggested change:

Current State:

EXHIBIT D
ADMISSION FEES
(as approved by the Park and Recreation Board 2019)

TUESDAY, WEDNESDAY
No Admission Fee

THURSDAY, FRIDAY, SATURDAY, SUNDAY
\$20 for anyone 11 years or older
Senior and student discount of \$5.00
Free for anyone 10 years of age and under

Requested change:

EXHIBIT D
ADMISSION FEES

TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, SATURDAY, SUNDAY
\$30 for anyone 11 years or older
Senior and student discount of \$5.00
Free for anyone 10 years of age and under

Shakespeare Dallas will distribute additional free tickets to the following:

- 4,000 tickets to Dallas Park & Recreation Centers for free on any night
- 2,000 tickets to area schools through teachers for free on any night
- 2,000 tickets distributed to through collaborators such as Junior Players for free on any night
- Annual participation in the Teen All Access Pass program, providing complimentary admission for all performances in July for ages 13 to 17 and up to three friends and family members. In 2023, 10,000 passes were made available.



shakespeare.
dallas
the people's theatre

- Anyone can request free entry on any night and get in for free.

Shakespeare Dallas has worked closely with the Park and Recreation Board to maintain a healthy balance of accessibility and earned income generation to keep the company sustainable. Currently, Shakespeare Dallas donates 4,000 tickets to be distributed to Park and Recreation Centers for summer and fall productions as well as participates in the annual Teen All Access Pass program. With 33% of all tickets still offered free of charge and a moderate top ticket price on Tuesday – Sunday of \$20, the company is struggling to reach its financial goals.

The company plans to increase the top ticket price to \$25 in 2025 and \$30 in 2026. These additional funds will be used to offset increasing production costs and outreach opportunities that support Shakespeare in the Park. Additionally, all surplus cash at year-end will be moved to a cash reserve that is dedicated as a Rainy Day Fund, to offset lost income from inclement weather and other organizational challenges.

We are committed to keeping our performances as accessible as possible and this change will give us the flexibility to distribute additional free tickets to those in our community who have the most need.

Please let me know if I can clarify our request in any way. Thank you for your service to our city.

Warm regards,

A handwritten signature in cursive script that reads "Jenni Stewart".

Jenni Stewart
Interim Executive & Artistic Director

**DALLAS PARK AND RECREATION BOARD
AGENDA INFORMATION SHEET
COMMITTEE ONLY**

DATE: April 18, 2024

COUNCIL DISTRICT: All

STAFF: Rachael M. Berry, (214) 670-4080

SUBJECT

Authorize a three-year service price agreement for the provision of a cloud-based Enterprise Asset Management Software System for the Park and Recreation Department from Vertosoft, LLC. in the amount of \$632,512 through the Texas Association of School Boards (BuyBoard) cooperative agreement – Total award not to exceed \$632,512 - Financing: Current Funds (subject to annual appropriations)

BACKGROUND

The purpose of a service price agreement is to establish firm pricing for services, for a specific term, which are ordered on an as needed basis. This action does not encumber funds.

The annual fee for this service price agreement is \$210,837.63 which totals to \$632,512 over three years.

This service price agreement will be primarily used to assess preventive & predictive equipment maintenance for the Park and Recreation Department. This will allow for data driven equipment maintenance decisions. It will also be used to monitor and track fixed assets, in addition to equipment parts and inventory management.

The scope of work for this service shall include an annual subscription service for software updates, phone support, problem solving including patches, fixes, etc., additional software licenses and staff training.

The Texas Association of School Boards (BuyBoard) cooperative agreement is authorized by Chapter 791 of the Texas Government Code and Subchapter F, Chapter 271, Texas Local Government Code. Section 271.102 of the Texas Local Government Code authorizes a local government to participate in a Cooperative Purchasing Program with another local government or a local cooperative organization.

MWBE INFORMATION

In accordance with the City's Business Inclusion and Development (BID) Policy adopted on September 23, 2020, by Resolution No. 20-1430, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Procurement Category	M/WBE Goal
\$632,512.90	CO-OP	N/A
M/WBE Goal Subcontracting %	M/WBE Overall %	M/WBE Overall Participation \$
N/A	N/A	N/A
<ul style="list-style-type: none">• This Business Inclusion and Development Policy does not apply to Cooperative Purchasing Agreements (CO-OPs).		

PROCUREMENT INFORMATION

Method of Evaluation for Award Type:

Cooperative Purchasing	<ul style="list-style-type: none">• Cooperative Purchasing Agreements enable the City to associate with State agencies, other local governments, or local cooperative organizations comprised of other state and local governments, to leverage market buying power and enable the City to purchase goods or services at lower prices• Cooperative Purchasing is an alternative method of meeting the requirements for competitive bidding or competitive sealed proposals, not an exception from that requirement
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*Denotes successful bidder

<u>Bidders</u>	<u>Address</u>	<u>Amount</u>
*Vertosoft, LLC.	1602 Village Market Blvd SE Suite 320 Leesburg, VA 20175	\$632,512.90

PRIOR ACTION/REVIEW (COUNCIL, BOARD, COMMISSIONS)

On August 12, 2020, City Council authorized a three-year service price agreement for the annual subscription service to the MicroMain computerized maintenance management software system for Park and Recreation with MicroMain Corporation by Resolution No. 20-1158.

FISCAL INFORMATION

Fund	FY 2024	FY 2025	Future Years
General Fund	\$210,837.63	\$210,837.63	\$210,837.64

COMMITTEE ACTION

The Administration and Finance committee will consider this item on April 18, 2024 and present its recommendation to the full Park and Recreation Board on May 2, 2024.

This item has been tentatively scheduled for City Council consideration on May 22, 2024.

STAFF RECOMMENDATION

Staff recommends approval of this service price agreement.