

August 26, 2020

**WHEREAS**, on October 28, 2009, City Council authorized Resolution No. 09-2632, the City entered into a management agreement ((hereinafter referred to as the (“2009 Agreement”)) with Downtown Dallas, Inc. (DDI) to develop a general management, operation and maintenance program for designated park sites, plazas, medians and Program Parks as defined in that 2009 Agreement for a ten-year term expiring on December 3, 2019; and

**WHEREAS**, pursuant to Administrative Action No. 20-5443, the parties entered into a supplemental agreement to extend the term of the 2009 Agreement for the earlier of (i) nine months, beginning on December 3, 2019 and ending on September 3, 2020; or (ii) a new multi-year agreement entered into between the parties; and

**WHEREAS**, on May 27, 2020, City Council passed Resolution No. 20-0869 which made certain findings concerning the advisability of renewing the Dallas Downtown Improvement District (the “District”), authorized and renewed the District as a public improvement district under Chapter 372 of the Texas Local Government Code, designated DDI as the entity responsible for the management of supplemental services and improvements to the District, and authorized the City Manager to enter into a management services contract with DDI for the management of the District and the provision of such services and improvements for the District; and

**WHEREAS**, in addition to the management services DDI provides to the City under the separate management services contract for the District, per Resolution No. 20-0869, DDI has agreed to also provide certain maintenance services to designated park sites, plazas and medians listed on Exhibit A, attached to and made a part of this Agreement, and additional program or event activities on the following parks that are also listed on Exhibit A and are hereinafter referred to as “Program Parks”: Main Street Garden, Pegasus Plaza, Ferris Plaza, Celebration of Life Park, John Carpenter Plaza, Belo Garden, and Pacific Plaza Park; and

**WHEREAS**, DDI shall ensure that public assessments levied and collected for the City Council-approved services and improvements of the District per Resolution No. 20-0869 shall be accounted for separately from the additional concessions and special event revenues realized from the Program Parks activities under this Agreement; however, DDI shall comply with all City rules, regulations and policies for designated park sites, plazas and medians detailed herein for all maintenance services provided regardless of funding source; and

**WHEREAS**, DDI, with representatives from the downtown business community, arts community, and the general public on its Board of Directors desire to improve the economic health and quality of life in the Central Business District through the development and support of arts and entertainment venues and innovative programming; and

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**WHEREAS**, the City now desires to enter into a ten-year agreement effective on September 3, 2020 ("Effective Date") with DDI to develop a general management, operation and maintenance program for the designated park sites, plazas, medians, and Program Parks, as defined herein, within the Central Business District listed on Exhibit A, attached to and made a part of this Agreement; and

**Now, Therefore,**

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

**SECTION 1.** That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a ten-year agreement with Downtown Dallas, Inc., approved as to form by the City Attorney, for the management and operation of programmed park sites and the enhanced maintenance of the Central Business District park properties.

**SECTION 2.** That this contract is designated as Contract No. PKR-2020-00012912.

**SECTION 3.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.