

January 8, 2020

WHEREAS, on May 21, 2003, the City and State Fair of Texas entered into the Fair Park Contract for a term of 25 years with two five-year extensions, to provide for the use of the City's Fair Park for the annual State Fair of Texas Exposition and to clearly define the roles and responsibilities of the City and the State Fair of Texas (the "Agreement") by Resolution No. 02-2405; and

WHEREAS, on December 12, 2018, City Council authorized a fifth amendment to the Fair Park Contract dated May 21, 2003, as previously amended (the "Agreement") to: extend the initial term of the agreement for a period of 10 years (the term shall expire on December 31, 2038); establish annual rental fees for 2028 thru 2038; incorporate financial processes and procedures for the allocation of funds; require the State Fair of Texas to pay its full-time and part-time employees at least \$11.15 per hour or the federal minimum wage, whichever is higher; incorporate a security plan process between the Dallas Police Department and the State Fair of Texas; and incorporate miscellaneous provisions as required by state law by Resolution No. 18-1864; and

WHEREAS, on September 11, 2019, City Council authorized a construction contract with Phoenix I Restoration and Construction, Ltd. for the Hall of State Restoration Project located at 3939 Grand Avenue in Fair Park, in an amount not to exceed \$8,754,600.00, by Resolution No. 19-1414; and

WHEREAS, this action will authorize Change Order No. 1 to the construction contract with Phoenix I Restoration and Construction, Ltd. to add increased scope of work for the Hall of State Restoration Project, in an amount not to exceed \$980,360.00, increasing the contract amount from \$8,754,600.00 to \$9,734,960.00.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with Phoenix I Restoration and Construction, Ltd. (Change Order No. 1) is authorized to add increased scope for the Hall of State Restoration Project located at 3939 Grand Avenue in Fair Park, in an amount not to exceed \$980,360.00, increasing the contract amount from \$8,754,600.00 to \$9,734,960.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to receive and deposit funds from the State Fair of Texas in an amount not to exceed \$311,700.00 in the Fair Park Capital Reserves Fund, Fund 9P31, Department PKR, Unit 7984, Revenue Code 8492.

SECTION 3. That the City Manager is hereby authorized to increase appropriations in an amount not to exceed \$311,700.00 in the Fair Park Capital Reserves Fund, Fund 9P31, Department PKR, Unit 7984, Object 4310.

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SECTION 4. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$980,360.00 to Phoenix I Restoration and Construction, Ltd., as follows:

Fair Park Improvements (C) Fund
Fund 1V02, Department PKR, Unit VC01
Object 4310, Activity FPRK, Program PK17VC01
Encumbrance/Contract No. PKR-2019-00010478
Commodity 96272, Vendor VC0000003594 \$668,660.00

Fair Park Capital Reserves Fund
Fund 9P31, Department PKR, Unit 7984
Object 4310, Activity FPRK, Program PKFPCAP
Encumbrance/Contract No. PKR-2019-00010478
Commodity 96272, Vendor VC0000003594 \$311,700.00

Total amount not to exceed \$980,360.00

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