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2023 MAY 11 PM 2: 01

CITY SECRETARY
DALLAS, TEXAS



City of Dallas

DALLAS PARK AND RECREATION BOARD

ADMINISTRATION AND FINANCE

THURSDAY, MAY 18, 2023, 8:30 A.M.

Dallas City Hall, 6FS Conference Room and Videoconference

Video Conference: <https://bit.ly/3pnOSSQ> Password: kjYj6Tkda85

Telephone: (408) 418-9388

Public Notice

2 3 0448

POSTED CITY SECRETARY
DALLAS, TX

AGENDA

I. **Call to Order**

Maria Hasbany, Chair

II. **ITEMS FOR INDIVIDUAL CONSIDERATION**

1. Service Agreement – (1,2,3,5,6,7,9 & 10) Authorize a three-year service price agreement for the rental, cleaning and delivery of spring drinking water & dispensers with Blue Triton Brands Holdings, Inc. dba Ready Refresh, lowest responsive and responsible bidder of three – Total award not to exceed \$38,815.56 – Financing: Current Funds (subject to annual appropriations)
2. White Rock Boathouse – (9) Authorize a three-year use agreement with two ten-year renewal periods with White Rock Boathouse Inc., for the purpose of operating and maintaining the existing Boomerang, previously known as the White Rock Boat House, to store launch and safety boats for the White Rock Rowing program, located at 3240 West Lawther Drive for the period of July 16, 2023 through July 16, 2046 – Total Estimated Revenue: \$31,050.00

III. **DISCUSSION ITEM**

- State Fair Administration Building – Ryan O'Connor, Assistant Director

IV. **ITEM FOR CONSIDERATION AFTER DISCUSSION**

3. State Fair of Texas - Authorize a sixth amendment to the contract between the City and the State Fair of Texas to: (1) allow the State Fair of Texas to build a new year-round administration building; and (2) relinquish use of the existing administration building for the benefit of Dallas Park and Recreation located at 3921 Martin Luther King Jr. Boulevard – Financing: No cost consideration to City. (**Committee only**)



City of Dallas
DALLAS PARK AND RECREATION BOARD
ADMINISTRATION AND FINANCE COMMITTEE

THURSDAY, MAY 18, 2023, 8:30 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 SECRETARY
DALLAS, TEXAS



City of Dallas

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

THURSDAY, MAY 18, 2023, 8:45 A.M.

Dallas City Hall, 6FN Conference Room and Videoconference

Video Conference: <https://bit.ly/3HSjrGN> **Password:** ZUuRYdmp575

Telephone: (408) 418-9388

Public Notice

230449

POSTED CITY SECRETARY
DALLAS, TX

AGENDA

I. Call to Order

Lane Conner, Chair

II. ITEMS FOR INDIVIDUAL CONSIDERATION

1. Reverchon Park – (2) Authorize a public hearing to be held on August 9, 2023, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Reverchon Park, totaling approximately 41,500 square feet (0.95 acres) of land, located at 3505 Maple Avenue, by Texas Scottish Rite Hospital for Children (Scottish Rite) for access and construction staging by Scottish Rite for the construction of an addition to the hospital adjacent to the park; and, at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland and the grant of a six-month Temporary License Agreement to Scottish Rite pursuant to Chapter 26 of the Texas Parks and Wildlife Code – Financing: No cost consideration to the City
2. Tipton Park – (6) Authorize an installation site for new public art at Tipton Park located at 3607 Magdeline Street. Financing: No cost consideration to the City. (**Committee only item**)



City of Dallas

DALLAS PARK AND RECREATION BOARD PLANNING AND DESIGN COMMITTEE

THURSDAY, MAY 18, 2023, 8:45 A.M.

Dallas City Hall, 6FN Conference Room and Videoconference

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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]
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CITY SECRETARY
DALLAS, TEXAS



City of Dallas

**DALLAS PARK AND RECREATION BOARD
REGULAR MEETING**

Public Notice

2 3 0 4 5 0

POSTED CITY SECRETARY
DALLAS, TX

THURSDAY, MAY 18, 2023, 10:00 A.M.

Dallas City Hall, 6FN Conference Room and Videoconference

Video Conference: <https://bit.ly/42EFitr> **Password:** mPPASMex743

Telephone: (408) 418-9388

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, May 17, 2023**

AGENDA

I. **Call to Order** Arun Agarwal, Chair

II. **Public Speakers**

III. **Approval of Minutes** – May 4, 2023

IV. **CONSENT AGENDA**

1. Service Agreement – (1,2,3,5,6,7,9 & 10) Authorize a three-year service price agreement for the rental, cleaning, and delivery of spring drinking water & dispensers with Blue Triton Brands Holdings, Inc. dba Ready Refresh, lowest responsive and responsible bidder of three – Total award not to exceed \$38,815.56 – Financing: Current Funds (subject to annual appropriations) (**Committee considered on May 18, 2023**)
2. Reverchon Park – (2) Authorize a public hearing to be held on August 9, 2023, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Reverchon Park, totaling approximately 41,500 square feet (0.95 acres) of land, located at 3505 Maple Avenue, by Texas Scottish Rite Hospital for Children (Scottish Rite) for access and construction staging by Scottish Rite for the construction of an addition to the hospital adjacent to the park; and, at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland and the grant of a six-month Temporary License Agreement to Scottish Rite pursuant to Chapter 26 of the Texas Parks and Wildlife Code – Financing: No cost consideration to the City (**Committee considered on May 18, 2023**)
3. Fair Park – (7) Authorize an application for the Texas Parks and Wildlife Department Local Parks Urban Outdoor Grant program up to an amount of \$1,500,000.00 for the Community Park at Fair Park Phase One Project located within Fair Park – Financing: No cost consideration to the City (see Fiscal Information) (**Committee considered on May 4, 2023**)



City of Dallas

DALLAS PARK AND RECREATION BOARD – PAGE 2
DALLAS CITY HALL Room 6FN - VIDEOCONFERENCE
1500 MARILLA STREET
DALLAS, TEXAS 75201
THURSDAY, MAY 18, 2023, 10:00 A.M

4. University Crossing Trail – (14) Authorize a construction services contract for the University Crossing Trail Lighting Project from Ellsworth Avenue to the Matilda Bridge with RoeschCo Construction, Inc., lowest responsible bidder of two – Not to exceed \$1,235,000.00 – Financing: University Crossing Public Improvement District's Trail Fund \$1,235,000.00 - Financing: No cost consideration to the City (**Committee considered on May 4, 2023**)

V. ITEMS FOR INDIVIDUAL CONSIDERATION

5. White Rock Boathouse – (9) Authorize a three-year use agreement with two ten year renewal periods with White Rock Boathouse Inc., for the purpose of operating and maintaining the existing Boomerang, previously known as the White Rock Boat House, to store launch and safety boats for the White Rock Rowing program, located at 3240 West Lawther Drive for the period of July 16, 2023 through July 16, 2046 – Total Estimated Revenue: \$31,050.00 (**Committee considered on May 18, 2023**)
6. Hi-Line Connector Trail – (2,6) Authorize a decrease to the construction services contract with the Fain Group, Inc. for additional work on the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail - Not to exceed (\$96,486.41) from \$11,531,424.84 to \$11,434,938.43 - Financing: Circuit Trail Conservancy Fund (**Board deferred on April 20, 2023**)

VI. BRIEFINGS

1. Summer Program Preview – Crystal R. Ross, Deputy Director
2. Southern Gateway Match Fund Project – Ryan O'Connor, Assistant Director

VII. UPDATES

- Budget Update - Rachael Berry, Assistant Director

VIII. OTHER/NON-ACTION ITEMS

- Staff Announcements – Upcoming Park and Recreation Department Events
- 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

- IX. Next Park Board meeting 10:00 am Thursday, June 1, 2023

X. 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: Arun Agarwal, President, presiding

Present: Arun Agarwal, President; Daniel Wood, Vice-President; Calvert Collins-Bratton, Lane Conner, Tim W. Dickey, Scott Goldstein, Maria Hasbany, JR Huerta, Rudy Karimi, Jeff Kitner, Fonya Naomi Mondell, Priscilla Rice, Bo Slaughter – 14

Absent: Taylor Toynes – 1

Agenda Item I. President Agarwal called the meeting to order at 10:00 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.

Adam Soto – Taylor Fields

Mark Winnubst – Taylor Fields

Daniel Cruz – It's My Park Day Involvement

Philip Hiatt-Haigh – DORBA Development Agreement

Agenda Item III. Minutes - A motion by Bo Slaughter, seconded by Daniel Wood, to approve the minutes of the April 20, 2023, Park and Recreation Board meeting, was carried by a unanimous vote.

Agenda Item IV. Quarterly Safety Update

Update on Safety in the Park System – M. Renee Johnson, Assistant Director, Chief Rick Watson – DPD, Chief Pughes – Dallas Marshals

Ms. Johnson introduced Mr. Tony Irvin – Superintendent, and Mr. Jeremy McMahon – Manager.

Ms. Johnson, Mr. Irvin, Mr. McMahon, Chief Watson, and Chief Pughes presented and were available for questions and feedback from the Board.

Agenda Item V. CONSENT AGENDA

Agenda Item 1. Cadillac Heights (4) – A motion by Daniel Wood, seconded by Bo Slaughter, to authorize a construction services contract for the Cadillac Heights Park Demolition and Reestablishment Project located at 2924 Cedar Crest Boulevard –Texas Standard Construction Ltd., lowest responsible bidder of six – Not to exceed \$748,177.40 – Financing: Park and Recreation Facilities (2006 General Obligation Bond Fund), was carried by a unanimous vote.

Agenda Item 2. Fair Park (7) – A motion by Daniel Wood, seconded by Bo Slaughter, to authorize a construction services contract for the construction of the Fair Park Tower Building Rehabilitation located at 3809 Grand Avenue – Phoenix I Restoration and Construction, Ltd., best value proposer of one – Not to exceed \$4,208,000.00 – Financing: Fair Park Capital Reserve Fund (\$452,000.00), Fair Park Improvements (C) Fund (2017 General Obligation Bond Fund) (\$2,975,722.23) and Fair Park Improvements (C) Fund (2017 General Obligation Bond Fund) (\$780,277.77), was carried by a unanimous vote.

Agenda Item 3. Judge Charles R. Rose (8) – A motion by Daniel Wood, seconded by Bo Slaughter, to authorize a conveyance of easement containing approximately 3,715 square feet of land to Oncor Electric Delivery Company, LLC for the sole use of Judge Charles R. Rose Community Park for the Phase 1 park construction project - Financing: No cost consideration to the City), was carried by a unanimous vote.

Agenda Item VI. Items for Individual Consideration

Agenda Item 4. Old City Park (2) - A motion by Fonya Mondell, seconded by Scott Goldstein, to authorize (1) an additional twelve-month extension and (2) allocation of \$300,000.00 in funding to Dallas Heritage Society at Old City Park located at 1515 South Harwood Street - Financing: General Funds, was carried by a majority vote.

Voting in **Favor:** JR Huerta, Fonya Mondell, Harrison Blair, Priscilla Rice, Tim Dickey, Daniel Wood, Bo Slaughter, Scott Goldstein, Jeff Kitner, Lane Conner, Calvert Collins-Bratton, Rudy Karimi

Voting **against:** Maria Hasbany

Absent when vote taken: Taylor Toynes

Agenda item 5. Cadillac Heights (4) – A motion by Harrison Blair, seconded by Jeff Kitner, to acknowledge a pledge in the amount of \$1,000,000.00 and authorize a name change from Cadillac Heights Park to Roland G. Parrish Park located at 2924 Cedar Crest Boulevard — Financing: No cost consideration to the City, was carried by a unanimous vote.

Agenda Item 6. White Rock Boat Club (9) – A motion by Maria Hasbany, seconded by Harrison Blair, to authorize a ten (10) year license use agreement with White Rock Boat Club (Boat Club), located at 340 East Lawther Drive, for the purpose of maintaining a marina with pier facilities, davits, boat slips and attached clubhouse for the benefits of its members and the public located at White Rock Lake – Total Estimated Revenue: \$47,400.00, was carried by a unanimous vote.

DRAFT

Agenda Item 7. Corinthian Sailing Club (9) – A motion by Maria Hasbany, seconded by Harrison Blair, to Authorize a ten (10) year license use agreement with Corinthian Sailing Club (CSC), located at 441 East Lawther Drive, for the purpose of maintaining a marina with pier facilities, davits, boat slips and attached clubhouse for the benefits of its members and the public located at White Rock Lake – Total Estimated Revenue: \$109,800.00 ~~Facilities (B) Fund (2017 General Obligation Bond Funds)~~, was carried by a unanimous vote.

Agenda Item 8. Development Agreement (All) – A motion by Harrison Blair, seconded by Calvert Collins-Bratton, to authorize a ten-year term with two five-year extension options for development, operation, and maintenance with the Dallas Off-Road Bicycle Association for the purpose of providing off-road bicycle trail improvements and soft-surface trail improvements on a portion of L.B. Houston Park, Boulder Park, Emerald Lake, Harry S. Moss Park, Ash Creek Greenbelt (also referred to as Creek Side Park), and Katie Jackson for the benefit of Dallas residents — Financing: No cost consideration to the City, was carried by a unanimous vote.

Agenda Item VII. Briefings

The following briefings were presented collectively.

1. Dallas Zoo Annual Update – Rachael Berry, Assistant Director

Ms. Berry introduced Ms. Dawn Moore – Dallas Zoo Board President, Sean Greene – Dallas Zoo Chief Operating Officer, Harrison Edell- Dallas Zoo Chief Mission Officer and other members of the Dallas Zoo Executive team.

Ms. Moore, Mr. Greene, and Mr. Edell presented and were available for questions and feedback from the Board.

2. Zoo Match Fund Project – Ryan O'Connor – Assistant Director

Agenda Item VII. Updates

- Budget update – Rachael Berry, Assistant Director
NONE.

Agenda Item VIII. Other/Non-action Items

- Staff Announcements – Upcoming Park and Recreation Department Events

Staff announced the following events:

Reverchon Ballfield Groundbreaking on May 13, 2023

Bachman Aquatic Facility Ribbon Cutting on May 19, 2023

Employee Awards on May 19, 2023

Volunteer Appreciation awards on May 20, 2023

- 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

Rudy Karimi announced on May 7, 2023 an all British and European car show would be hosted at White Rock Lake.

Maria Hasbany announced a Black Heritage event at the Arboretum on May 6 and 7, 2023.

Harrison Blair announced the Black Chamber of Commerce was interested in partnering with other groups throughout the city who may need volunteers.

Priscilla Rice announced the Friends of Crawford Park would be hosting a Cinco De Mayo Community Festival on May 6, 2023.

Daniel Wood announced a Fish and Kids Festival on June 3, 2023, at William Blair Park.

Agenda Item IX. Next Park and Recreation Board Meeting – Thursday, May 18, 2023, 10:00 a.m.

Agenda Item X. President Agarwal Adjourned the Board meeting at 12:07 p.m.

Anthony M. Becker, Secretary
Park and Recreation Board

Arun Agarwal, President
Park and Recreation
Board Date: 5/18/2023

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**

DATE: May 18, 2023

COUNCIL DISTRICT: 1,2,3,5,6,7,9 & 10

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

SUBJECT

Authorize a three-year service price agreement for the rental, cleaning and delivery of spring drinking water & dispensers with Blue Triton Brands Holdings, Inc. dba Ready Refresh, lowest responsive and responsible bidder of three – Total award not to exceed \$38,815.56 – Financing: Current Funds (subject to annual appropriations)

BACKGROUND

The intent of the Drinking Spring Water Delivery Service for the Park & Recreation Department is to procure water container and dispensers for select service locations that do not have adequate drinking water that is plumbed into the facilities. The plumbing at these locations (see **Exhibit A**) has aged which limits sanitary quality of water to the drinking fountains. These services will also cut down on the number of bottled waters purchased for field staff offices and eliminates the need to heat up or cool down, clean drinking water.

This action does not encumber funds; 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 according to annual budgetary appropriations.

The estimated amount is intended as guidance rather than a cap on spending under the agreement, so that actual need combined with the amount budgeted will determine the amount spent under this agreement.

This service agreement will provide for the rental of hot & cold-water dispensers and the provision of water delivery/dispenser cleaning services to various Dallas Park & Recreation locations throughout the City.

The scope of work for this service will include regular delivery/pick-up of 5-gallon containers of spring drinking water, rental of hot & cold-water dispensers and a water dispenser cleaning service.

Authorize a three-year service price agreement for the rental, cleaning and delivery of spring drinking water & dispensers with Blue Triton Brands Holdings, Inc. dba Ready Refresh, lowest responsive and responsible bidder of three – Total award not to exceed \$38,815.56 – Financing: Current Funds - **Page 2**

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
\$38,815.56	Other Services	N/A
M/WBE Subcontracting %	M/WME Overall %	M/WBE Overall Participation \$
N/A	N/A	N/A
<ul style="list-style-type: none"> The Business Inclusion and Development Policy does not apply to Other Service contracts 		

PROCUREMENT INFORMATION

Low Bid	<ul style="list-style-type: none"> Recommended vendor is based on the lowest competitive quoted price, who is also technically and financially capable of performing and completing the contract, and otherwise meets all material specification requirements Negotiations are not allowed
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The following bids were received, and we recommend the Dallas Park and Recreation Board award this service price agreement in its entirety to the lowest responsive and responsible bidder.

*Denotes successful bidder

<u>Bidders</u>	<u>Address</u>	<u>Amount</u>
*Blue Triton Brands Holdings, Inc. Inc. dba Ready Refresh	4718 Mountain Creek Parkway Dallas, TX 75236	\$38,815.56

Authorize a three-year service price agreement for the rental, cleaning and delivery of spring drinking water & dispensers with Blue Triton Brands Holdings, Inc. dba Ready Refresh, lowest responsive and responsible bidder of three – Total award not to exceed \$38,815.56 – Financing: Current Funds - **Page 3**

PROCUREMENT INFORMATION (continued)

DS Water of America, Inc. dba Sparkletts	2300 Windy Ridge Parkway SE Suite 500N Atlanta, GA 30339	\$40,860.06
The American Bottling Group Dba Dr Pepper Snapple Group	2304 Century Center Blvd Irving, TX 75062	Non-Responsive**

**The American Bottling Group dba Dr Pepper Snapple Group was deemed non-responsive due to their inability to provide the required service.

OWNER

**Blue Triton Brands Holdings, Inc.
dba Ready Refresh**

Henrik Jelert, President & CEO
Pete Richter, Chief Financial Officer

PRIOR ACTION/REVIEW (COUNCIL, BOARD, COMMISSIONS)

On October 8, 2019, City Council authorized a three-year service price agreement for the rental, cleaning and delivery of drinking water dispensers with DS Water of America, Inc. dba Sparkletts for the Dallas Park & Recreation Department in a total amount not to exceed \$27,902.22, by Resolution No. 19-1601.

FISCAL INFORMATION

\$38,815.56 – Financing: Current Funds (subject to annual appropriations)

Fund	FY 2021	FY 2022	Future Years
General Fund	\$8,815.56	\$10,000.00	\$20,000.00

COMMITTEE ACTION

The Administration and Finance committee will consider this item May 18, 2023 and present its recommendation to the full Park and Recreation Board on the same day.

This item has been tentatively scheduled for City Council consideration on May 24, 2023.

Authorize a three-year service price agreement for the rental, cleaning and delivery of spring drinking water & dispensers with Blue Triton Brands Holdings, Inc. dba Ready Refresh, lowest responsive and responsible bidder of three – Total award not to exceed \$38,815.56 – Financing: Current Funds - **Page 4**

STAFF RECOMMENDATION

Staff recommends approval of this service price agreement.

ATTACHMENTS

Exhibit A

Exhibit A

The list of designated locations for water delivery and dispenser cleaning services are as follows:

- Recreation Services Administration Office
8007 E. Northwest Highway
Dallas, TX 75238
- Senior Division HQ
3012 s. Hampton St
Dallas, TX 75224
- Reservations Office
8100 Doran Cir
Dallas, TX 75238
- White Rock Service Center
830 E. Lawther
Dallas, TX 75218
- Park Maintenance Operations Administrative Office
542 E. Jefferson Blvd
Dallas, TX 75203
- Crawford Service Center
8740 Elam Rd
Dallas, TX 75217
- Pennsylvania Service Center
4301 Pennsylvania Ave
Dallas, TX 75210
- Illinois Service Center
4140 W. Illinois Ave
Dallas, TX 75211
- District 5 Service Center
1775 California Crossing Rd; Suite #100
Dallas, TX 75220
- Forestry and Horticulture Service Center
2530 Webb Chapel Extension
Dallas, TX 75220
- District 6 Service Center
10760 Bekay Street
Dallas, TX 75238
- Park Rangers
5801 Winslow Ave
Dallas, TX 75223
- Aquatics Administration Office
833 Sunset Inn Circle
Dallas, TX 75218
- Bahama Beach Water Park Administration Office
1895 Campfire Circle
Dallas, TX 75232

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

AGENDA DATE: May 18, 2023

COUNCIL DISTRICT: 2

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

SUBJECT

Authorize a public hearing to be held on August 9, 2023, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Reverchon Park, totaling approximately 41,500 square feet (0.95 acres) of land, located at 3505 Maple Avenue, by Texas Scottish Rite Hospital for Children (Scottish Rite) for access and construction staging by Scottish Rite for the construction of an addition to the hospital adjacent to the park; and, at the close of the public hearing, consideration of a resolution authorizing the proposed use of parkland and the grant of a six-month Temporary License Agreement to Scottish Rite pursuant to Chapter 26 of the Texas Parks and Wildlife Code – Financing: No cost consideration to the City

BACKGROUND

The City of Dallas owns municipal parkland known as Reverchon Park (approximately 41.25 acres) located at 3505 Maple Avenue. The park is currently used for active and passive recreation.

Scottish Rite has requested temporary use of a portion of the west side of the park for staging of a crane and other construction equipment in support of its expansion project to its hospital adjacent to the park (Exhibit A). Scottish Rite's expansion project will take approximately six months.

The approximately 41,500 square foot area requested is currently used for passive recreation. This west side of the park is accessible from the main park driveway up a grassy hill. Park maintenance staff currently use this same unimproved accessway for the purpose of mowing and other maintenance operations. No trees, shrubs, or perennials are expected to be impacted by Scottish Rite's work. Upon completion of Scottish Rite's project, Scottish Rite will restore the site to its prior condition or better. Additionally, at the conclusion of Scottish Rite's project, Scottish Rite will construct a grass paver access road with irrigation—this access road is a much-needed park improvement which will facilitate park maintenance staff access to this remote area of the park and reduce erosion. Grass pavers will have little to no visual impact to the park. In 2012, the Park Board granted a Temporary License Agreement for similar work.

Scottish Rite agrees as conditions of the six-month Temporary License Agreement:

Authorize a public hearing to be held on April 20, 2023, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Reverchon, totaling approximately 41,500 square feet (0.95 acres) of land, located at 3505 Maple Avenue, by Texas Scottish Rite Hospital for Children (Scottish Rite) for access and construction staging by Scottish Rite for the construction of an addition to the hospital adjacent to the park; and, at the close of the public hearing, consideration of a resolution authorizing the proposed use of a parkland and the grant of a six-month Temporary License Agreement to Scottish Rite pursuant to Chapter 26 of the Texas Parks and Wildlife Code – Financing: No cost consideration to the City – page 2

1. To observe safety regulations;
2. To not be detrimental to the park and to coordinate work with City staff to provide for the least disruption of City services and park patron use of the park;
3. To comply with health, safety, noise, environmental protection, waste disposal, and water and air quality regulations;
4. To keep the adjacent park area free from construction debris and waste;
5. To bear the cost of Scottish Rite's project;
6. To do all work within the park and surrounding areas in a good and workmanlike manner under the supervision of the Director of the Park & Recreation Department;
7. To repair or replace any damage to or removal of any park improvements by Scottish Rite or its contractors, regardless of the reason, at Scottish Rite's sole cost with no cost consideration to the City.
8. To restore the site after its project is complete to its prior condition or better, at Scottish Rite's sole cost with no cost consideration to the City:
 - a. To provide temporary irrigation for turf repair, replacement, and renovation.
 - b. To construct a grass permeable paver access road to the west side of the park. The access road shall include a permanent smart irrigation system as specified by City staff, including meter if required, for use, operation, and the responsibility of the Park Department, constructed to the manufacturers' and City's standards. Scottish Rite, at its sole cost and responsibility, shall secure all permits and make all connections necessary for the work.
 - c. Maintain and warranty all restoration work for no less than one-year after acceptance by the City.
 - d. Secure performance bonds for all restoration work.

In compliance with the law, the City must determine that there is a need, that there is no feasible and prudent alternative, and that all reasonable care will be taken not to damage the remainder of the park property and to mitigate any disruption of park services.

In accordance with the Texas Parks and Wildlife Code, Chapter 26 (Sections 26.001 through 26.004) the City Council must advertise and hold a public hearing on the change of use of parkland.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

This item has no prior action.

FISCAL INFORMATION

No cost consideration to the City

Authorize a public hearing to be held on April 20, 2023, pursuant to Chapter 26 of the Texas Parks and Wildlife Code, to receive comments on the proposed use of a portion of Reverchon, totaling approximately 41,500 square feet (0.95 acres) of land, located at 3505 Maple Avenue, by Texas Scottish Rite Hospital for Children (Scottish Rite) for access and construction staging by Scottish Rite for the construction of an addition to the hospital adjacent to the park; and, at the close of the public hearing, consideration of a resolution authorizing the proposed use of a parkland and the grant of a six-month Temporary License Agreement to Scottish Rite pursuant to Chapter 26 of the Texas Parks and Wildlife Code – Financing: No cost consideration to the City – page 2

COMMITTEE ACTION

The Planning and Design Committee will review this item on May 18, 2023 and will provide a recommendation to the full Park and Recreation Board on the same day.

The authorization of a public hearing will be scheduled for City Council consideration on June 14, 2023, and if approved, the public hearing will be scheduled for August 9, 2023.

STAFF RECOMMENDATION

Staff recommends approval.

MAPS and EXHIBITS

Attached

BECK

SCOTTISH RITE



SRC BUILDING B EXPANSION





ROAD

STEEL & CONCRETE



SKIN

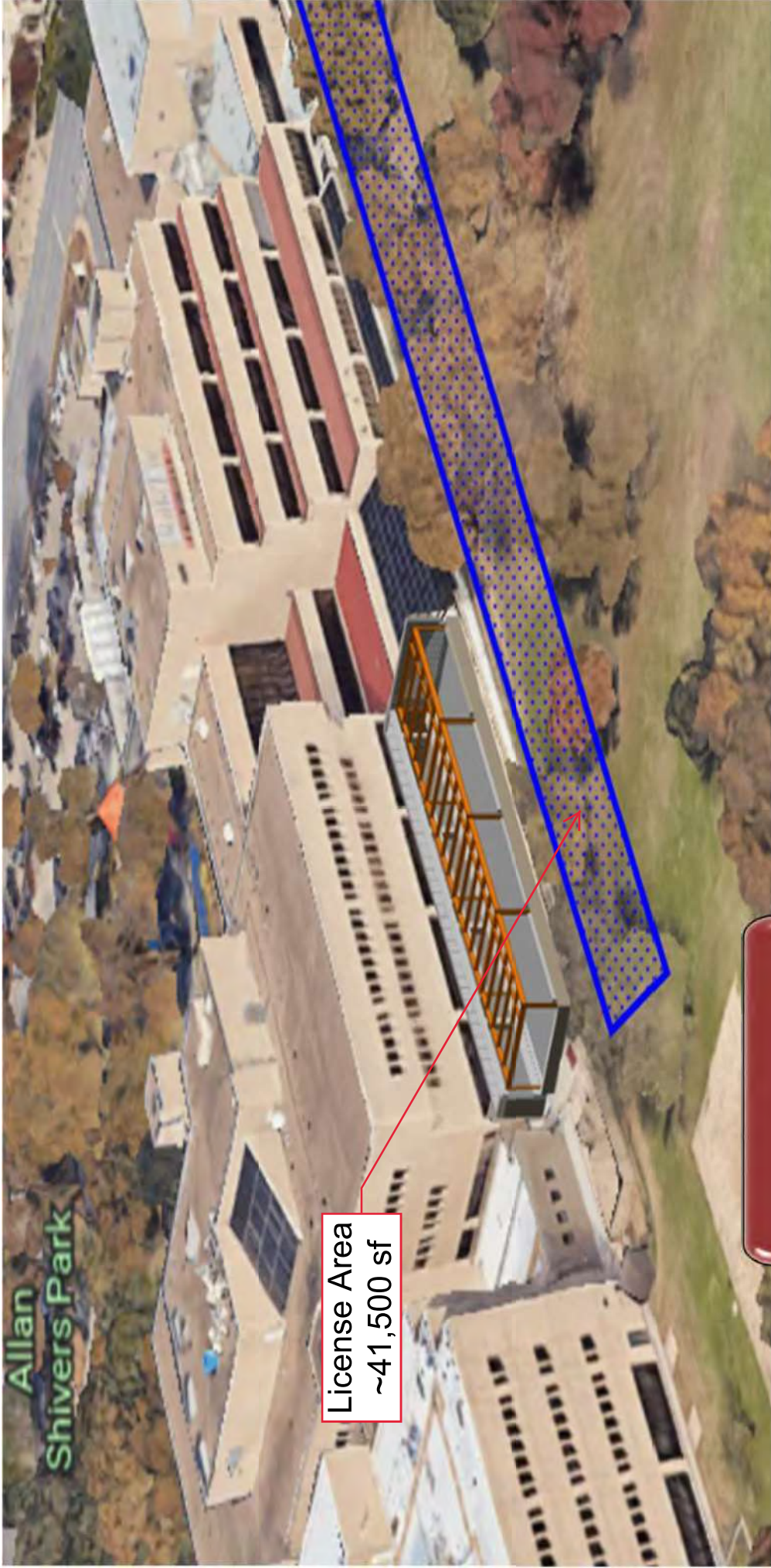


ROOF



PARK RESTORED





ROAD



STEEL &
CONCRETE



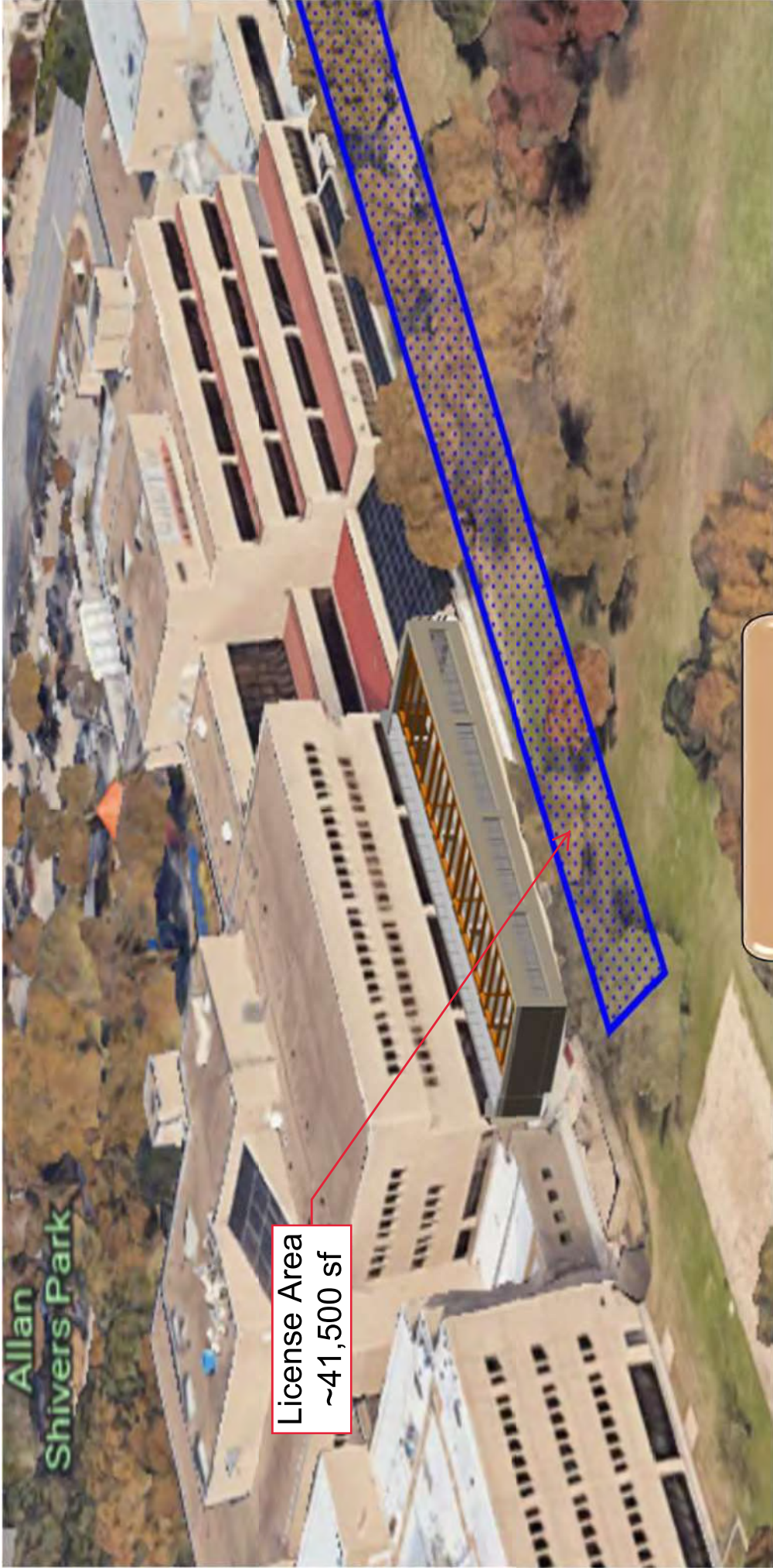
SKIN



ROOF



PARK
RESTORED



ROAD



STEEL &
CONCRETE



SKIN



ROOF



PARK
RESTORED



Allan
Shivers Park

License Area
~41,500 sf





RESTORE PARK TO ORIGINAL CONDITION



ROAD



STEEL &
CONCRETE



SKIN



ROOF



PARK
RESTORED

**DALLAS PARK AND RECREATION BOARD
AGENDA SHEET**

DATE: May 18, 2023
COUNCIL DISTRICT(S): 7
STAFF: Christina Turner-Noteware

SUBJECT

Authorize an application for the Texas Parks and Wildlife Department Local Parks Urban Outdoor Grant program up to an amount of \$1,500,000.00 for the Community Park at Fair Park Phase One Project located within Fair Park – Financing: No cost consideration to the City (see Fiscal Information)

BACKGROUND

This action will authorize an application for the Texas Parks and Wildlife Department (TPWD) Local Parks Urban Outdoor Grant program up to an amount of \$1,500,000.00 for the Community Park at Fair Park Phase One project located within Fair Park

TPWD administers the Local Parks Urban Outdoor Grant. Funding for this program comes from a portion of the state sales tax on sporting goods through the Texas Recreation and Parks Account, the Texas Large County and Municipality Recreation and Parks Account, and from the federal Land and Water Conservation Fund.

The scoring criteria for this grant program includes development or the extension of parks, a locally adopted and department-approved park master plan, reduction of the threat to the public availability of a conservation or recreation opportunity, location in an underserved area, and involvement of public or private cooperation and meets the goals of TPWD Land and Water Resources Conservation and Recreation Plan.

The Community Park at Fair Park is designed as an 18-acre park within the boundaries of Fair Park in South Dallas. This long-awaited park will replace the former parking lot abutting Fitzhugh Avenue, Exposition Avenue, Pennsylvania Avenue, and Lagow Street. The Community Park at Fair Park is identified by the Dallas Park and Recreation Department as the candidate for this funding application due to the department's input from the community, partnership with Fair Park First (FPF), and completion of a Master Plan outlining the Phase One development priorities.

The Dallas Park and Recreation Department is partnering with FPF, who will construct the first phase of the park with multi-use paths, a Central Lawn, and terraced gardens. FPF is providing the required matching funds through donations from its contributors. FPF will add picnic areas, a dog park, pavilion, outdoor fitness equipment, amphitheater, and other amenities in subsequent phases. The Community Park at Fair project will transform a large parking lot into a new gathering space for the community, while creating new opportunities for all of Dallas to enjoy a long-promised park that encourages recreation in an outdoor setting.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

No prior committee action on this item.

FISCAL INFORMATION

The Community Park at Fair Park Phase One Project will utilize grant funds received as a result of a successful application to TPWD's Local Parks Urban Outdoor Grant Program, and the matching funds as required by the grant program. The match is being provided by contributions to Fair Park First.

COMMITTEE ACTION

The Planning and Design Committee will consider this item on May 4, 2023, and the item will be considered by the full Park and Recreation Board on May 18, 2023.

This item will be scheduled for City Council consideration on May 24, 2023.

STAFF RECOMMENDATION

Staff recommends approval.

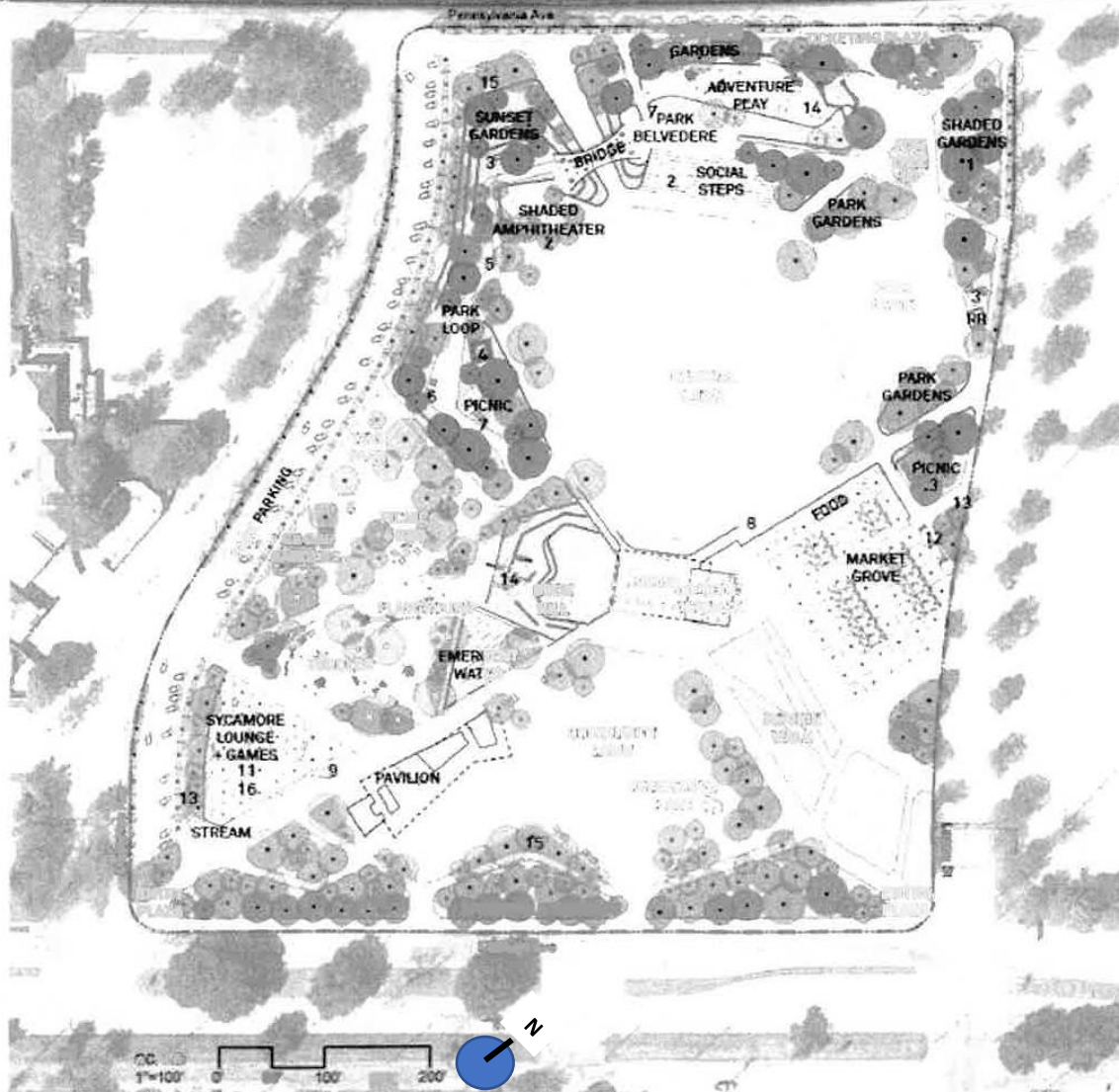
MAP

Attached

Map of the Community Park at Fair Park
Application for Local Parks Urban Outdoor Grant Program

**FAIR
PARK
YOUR
PARK**

Community Park Layout



RESTORE | REVITALIZE | RENEW

Council District 7
City of Dallas

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

AGENDA DATE: May 18, 2023

COUNCIL DISTRICT(S): 14

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

SUBJECT

Authorize a construction services contract for the University Crossing Trail Lighting Project from Ellsworth Avenue to the Matilda Bridge with RoeschCo Construction, Inc., lowest responsible bidder of two – Not to exceed \$1,235,000.00 – Financing: University Crossing Public Improvement District's Trail Fund \$1,235,000.00 - Financing: No cost consideration to the City

BACKGROUND

This action will authorize a construction services contract with RoeschCo Construction, Inc., for the construction of the University Crossing Trail Lighting from Ellsworth Avenue to the Matilda Bridge including the Dallas Area Rapid Transit Mockingbird Station.

The scope of work includes construction of drilled piers footing including light poles along the trail alignment starting from Ellsworth Avenue to the Matilda Bridge along the University Crossing Trail.

In July 2017, the City of Dallas was notified of an award from the Transportation Alternatives Set-Aside (TA Set-Aside) Program from the North Central Texas Council of Governments in the amount of \$1,024,444.00 for the University Crossing Trail Lighting Project from Ellsworth Avenue to the Matilda Bridge. TA Set-Aside funds awarded are: \$687,280.00 and state participation is \$41,769.00. The City is required to provide \$295,395.00 in matching funds which includes payment to the Texas Department of Transportation (TxDOT) of \$27,335.00 which was covered by the University Crossing Public Improvement District's (UCPID) portion.

The UCPID have an agreement in place with UCPID to fully fund the required matching funds, not to exceed \$795,395.00.

This project has no cost consideration to the City.

The following chart illustrates RoeschCo Construction, Inc.'s contractual activities with the City of Dallas for the past three years:

	<u>PBW</u>	<u>DWU</u>	<u>PKR</u>	<u>TRN</u>
Projects Completed	0	0	0	0
Active Projects	1	0	2	0
Change Orders	0	0	2	0
Projects Requiring Liquidated Damages	0	0	0	0
Projects Completed by Bonding Company	0	0	0	0

ESTIMATED SCHEDULE OF PROJECT

Begin Construction June 2023
Complete Construction October 2023

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On January 14, 2021, the Park and Recreation Board authorized an Advance Funding Agreement (AFA) with the TxDOT for a TA Set-Aside Program Project (Agreement No. CSJ 0918-47-204, CFDA No. 20.205) to accept funding for construction of the University Crossing Trail Lighting Project, in the amount of \$1,024,444.00.

On January 14, 2021, the Park and Recreation Board authorized an agreement with UCPID to accept funding for construction of the University Crossing Trail Lighting Project, in an amount not to exceed \$795,935.00.

On February 10, 2021, City Council authorized: (1) an AFA with TxDOT for a TA Set-Aside Program Project (Agreement No. CSJ 0918-47-204, CFDA No. 20.205) for construction of the University Crossing Trail Lighting Project in the amount of approximately \$1,024,444.00, of which the Federal portion is \$687,280.00, State participation is \$41,769.00, and the City of Dallas' local match is \$295,395.00; (2) a portion of the required local match in the amount of \$27,335.00 to be paid by warrant check to the State at the beginning of the project; (3) the establishment of appropriations in the amount of \$687,280.00 in the University Crossing PID Trail Fund (in addition to direct State participation in the amount of \$41,769.00); (4) the receipt and deposit of TA Set-Aside Program Funds in the amount of \$687,280.00 in the University Crossing PID Trail Fund; (5) allocation of \$295,395.00 in the University Crossing PID Trail Fund as the City of Dallas' local match; and (6) execution of the agreement including all terms, conditions, and documents required by the agreement, by Resolution No. 21-0329, in the amount not to exceed \$1,024,444.00.

On February 10, 2021, City Council authorized an AFA with the UCPID for matching funds for the 2017 TA Set-Aside Program for the University Crossing Trail Lighting Project From Ellsworth Avenue to Matilda Bridge; the establishment of appropriations in an amount not to exceed \$795,395.00 in the University Crossing PID Trail Fund; (3) the receipt and deposit of University Crossing PID Trail Funds in an amount not to exceed \$795,395.00 in the University Crossing PID Trail Fund; and (4) execution of the funding agreement including all terms, conditions, and documents required by the funding agreement, by Resolution 21-0329, in the amount not to exceed \$795,935.00.

FISCAL INFORMATION

Fund	FY 2023	FY 2024	Future Years
University Crossing PID Trail Fund	\$1,235,000.00	\$0.00	\$0.00

This project has no cost consideration to the City.

DBE INFORMATION

This project has Federal funding, which requires the use of TxDOT's DBE Program in lieu of the City's M/WBE Program. DBE participation on this contract is as follows:

Contract Amount	Category	DBE Goal	DBE%	DBE \$
\$1,235,000.00	Construction	0.0%	0.0%	\$0

Note: The DBE Goal of 0% was set by TxDOT for this project. This contract meets the DBE goal.

PROCUREMENT INFORMATION

The following two bids were received and opened on January 28, 2022:

*Denotes the successful bidder

Bidders

Bid Amount

*RoeschCo Construction, Inc.
9801 Camfield Avenue, Ste. 200
Frisco, Texas 75033

\$1,235,000.00

Texas Standard Construction

\$1,577,334.30

COMMITTEE ACTION

The Planning and Design Committee will consider this item on May 4, 2023 and will present a recommendation to the Park and Recreation Board on May 18, 2023.

This item will be scheduled for City Council approval on May 24, 2023.

STAFF RECOMMENDATION

Staff recommends approval.

Authorize a construction services contract for the University Crossing Trail Lighting Project from Ellsworth Avenue to the Matilda Bridge – RoeschCo Construction, Inc., lowest responsible bidder of two – Not to exceed \$1,235,000.00 – Financing: University Crossing PID Trail Fund \$1,235,000.00 - Financing: No cost consideration to the City – Page 4

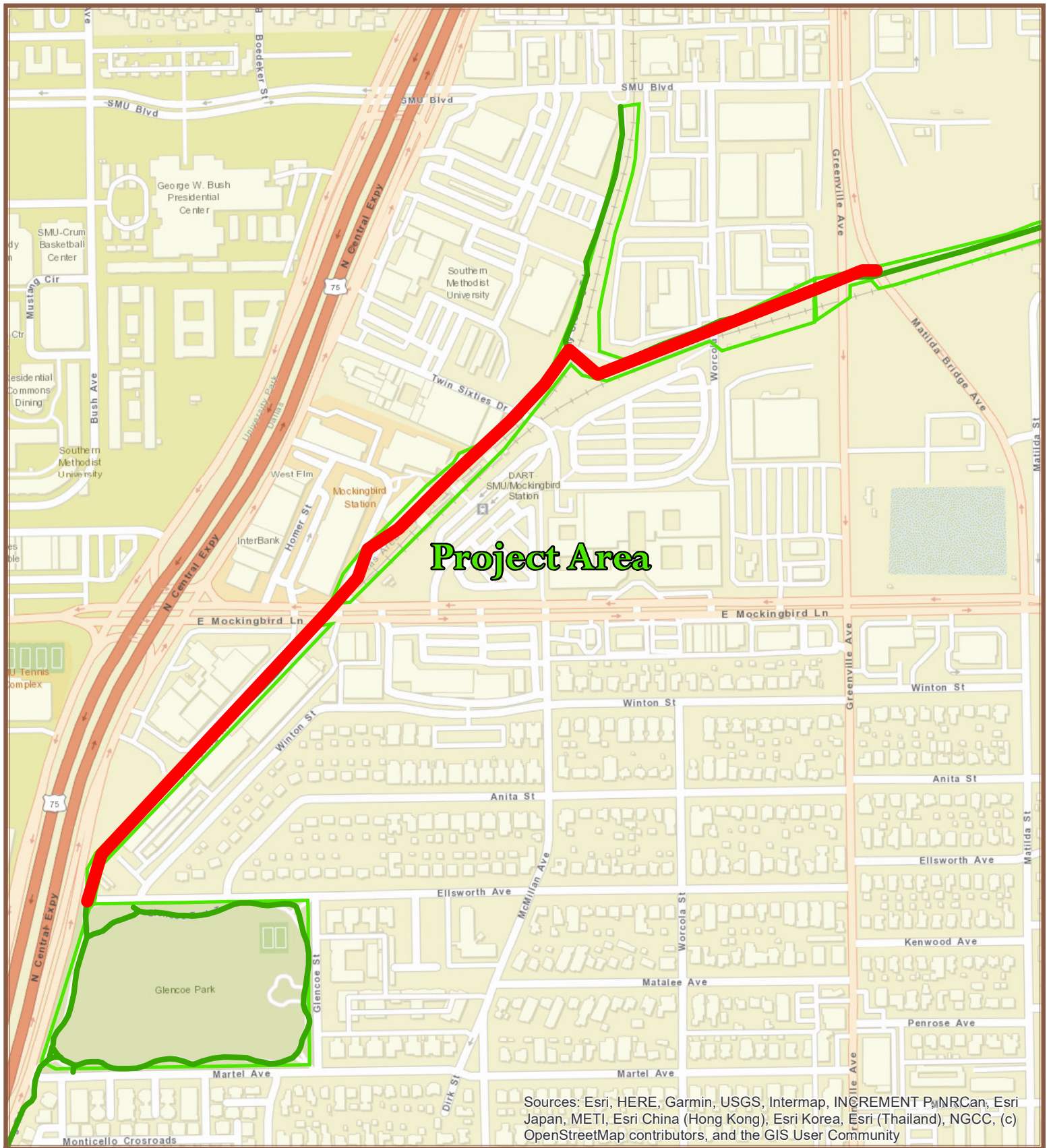
OWNER

RoeschCo Construction, Inc.
9801 Camfield Avenue, Ste. 200
Frisco, Texas 75033

Marcie Roeschley, President

MAP

Attached



University Crossing Trail

Ellsworth Ave. to Matilda Ave. Bridge

District
14

**DALLAS PARK AND RECREATION BOARD
AGENDA SHEET**

DATE: May 18, 2023

COUNCIL DISTRICT: 9

STAFF: Rachael Berry, (214) 670-4080

SUBJECT

Authorize a three year use agreement with two ten year renewal periods with White Rock Boathouse Inc., for the purpose of operating and maintaining the existing Boomerang, previously known as the White Rock Boat House, to store launch and safety boats for the White Rock Rowing program, located at 3240 West Lawther Drive for the period of July 16, 2023 through July 16, 2046 – Total Estimated Revenue: \$31,050.00

BACKGROUND

This action will authorize a three year use agreement with two ten year renewal periods with White Rock Boathouse Inc. (WRBI) to manage and maintain the existing Boomerang, previously known as the White Rock Boat House, which is critical to store launch and safety boats for the White Rock Rowing program. WRBI will pay a minimum of \$1,350.00 annually to the City of Dallas Park and Recreation Department (CODPARD).

On November 19, 2003, the City entered into a ten year agreement with two five year renewals, (Resolution No. 03-1530) with White Rock Boathouse, inc. to renovate, operate and maintain the existing White Rock Boat House, which includes slips, moorings, docks and storage facilities. White Rock Boathouse Inc. is a Texas non-profit organization formed to provide rowing opportunities for youth athletes and adults at White Rock Lake.

On November 6, 2018, the parties entered into a Supplemental Agreement to amend Section 5, Compensation to City, which increased the percentage of gross receipts by Licensee from five percent to ten percent, by Administrative Action No.18-6889.

WRBI currently has an agreement with the CODPARD to manage and operate the Boathouse and the Filter Building at White Rock Lake. WRBI uses this multi-purpose facility for events and various training activities and rowing programs. Both agreements are necessary to WRBI for a successful rowing program.

Obligations of the City include the following:

1. City reserves the right to enter and inspect the premises during normal business hours.

BACKGROUND (Con't.)

Obligations of **White Rock Boathouse Inc.** include the following:

1. Annual payment of a minimum of 10% of gross receipts from rowing and related activities, but no less than \$1,350 per year. Total estimated financial commitment of \$31,050.00
2. Be solely responsible for maintenance of the Premises
3. Be responsible for furnishing all equipment for the proper operation of the premises as a rowing facility.
4. Be responsible for payment of all utilities
5. Provide annual financial statements of revenues generated provided by a Certified Public Accountant
6. WRBI may renew, provided that they are not in default, by providing written notice to the City at least six (6) months, but not later than twelve (12) months prior to the termination.

FISCAL INFORMATION

Fund	FY 2023	FY 2024	Future Years
Estimated Revenue	\$1,350.00	\$1,350.00	\$31,050.00

COMMITTEE ACTION

The Administration and Finance Committee will review this item on May 18, 2023 and will present a recommendation to the full Park and Recreation Board on the same day.

This item is tentatively scheduled for City Council on June 28, 2023.

STAFF RECOMMENDATION

Staff recommends approval

ATTACHMENTS

Memo

Memorandum



CITY OF DALLAS

DATE April 25, 2023

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

SUBJECT **White Rock Boathouse, Inc.**

On April 24, 2023, the Administration and Finance Committee was briefed on the proposed use agreement with White Rock Boathouse, Inc. who manages, operates and maintains the Boomerang located at White Rock Lake. The current use agreement expires July 15, 2023.

Staff has requested to take this item to the Administration and Finance Committee and Full Board on May 18, 2023. This would allow us to receive City Council approval on June 28, 2023, which would allow operations at the Boomerang to continue without interruption.

If you have any additional questions, please contact Rachael Berry at (214) 670-4080.

Thank you,

A handwritten signature in blue ink, appearing to read 'John D. Jenkins'.

John D. Jenkins, Director
Park and Recreation Department

c: Rachael Berry, Assistant Director
Brett Wulke, Superintendent
Nicole Oliver, Supervisor - Business

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

AGENDA DATE: May 18, 2023

COUNCIL DISTRICT(S): 2, 6

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

SUBJECT

Authorize Change Order No. 1 to the construction services contract with the Fain Group, Inc. for additional work on the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail - Not to exceed (\$96,486.41), decreasing the contract amount from \$11,531,424.84 to \$11,434,938.43 - Financing: Circuit Trail Conservancy Fund

BACKGROUND

This action will authorize Change Order No. 1 to the construction services contract with The Fain Group, Inc. The original scope of work was for the construction of the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail.

The project scope addressed with this change order is necessary to a) adjust for construction material cost increases due to delays outside of the contractor's control which postponed the project start by nine (9) Months and b) delete accent lighting and underground electrical service rerouting.

This change results in a decrease of (\$96,486.41), decreasing the contract amount from \$11,531,424.84 to \$11,434,938.43.

ESTIMATED SCHEDULE OF PROJECT

Began Construction	February 2023
Complete Construction	August 2024

Authorize Change Order No. 1 to the construction services contract with the Fain Group, Inc. for additional work on the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail - Not to exceed (\$96,486.41), decreasing the contract amount from \$11,531,424.84 to \$11,434,938.43 - Financing: Circuit Trail Conservancy Fund

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On June 23, 2021, City Council authorized a development agreement and all other necessary documents with Circuit Trail Conservancy and/or its affiliates for the design and construction of the North Victory segment of the Hi Line Connector Trail Project located in the Victory Sub-District of the Sports Arena TIF District by Resolution No. 21-1155.

On March 10, 2022, the Park and Recreation Board authorized a contract with The Fain Group, Inc. for the construction the Hi-Line Connector Trail along Victory Avenue and Hi-Line Drive between, the Katy Trail to the Trinity Strand Trail, Dallas Texas.

FISCAL INFORMATION

Fund	FY 2023	FY 2024	Future Years
Circuit Trail Conservancy Fund	(\$96,486.41)	\$0.00	\$0.00

Construction Contract \$11,531,424.84

Change Order No. 1 (this action) \$ (\$ 96,486.41)

Total not to exceed \$11,434,938.43

<u>Council District</u>	<u>Amount</u>
2	(\$16,989.38)
6	(\$79,497.03)

Total Amount (\$96,486.41)

DBE 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	DBE Goal	DBE %	DBE \$
\$11,531,424.84	Construction	9.00%	11.90%	1,361,045.80
• This contract \$11,531,424.84				
• Change Order No. 1 - (\$96,486.41)				

Note: The DBE Goal of 9.0% was set by TxDOT for this project. This Contract exceeds the DBE goal.

Authorize Change Order No. 1 to the construction services contract with the Fain Group, Inc. for additional work on the Hi-Line Connector Trail along Victory Avenue and Hi Line Drive between the Katy Trail and the Trinity Strand Trail - Not to exceed (\$96,486.41), decreasing the contract amount from \$11,531,424.84 to \$11,434,938.43 - Financing: Circuit Trail Conservancy Fund

COMMITTEE ACTION

The Planning and Design Committee will consider this item on April 20, 2023 and will present a recommendation to the Park and Recreation Board on May 5, 2023.

This item will be scheduled for City Council approval May 10, 2023.

STAFF RECOMMENDATION

Staff recommends approval.

OWNER

The Fain Group, Inc.
1616 North Sylvania Avenue
Fort Worth, Texas 76111

Larry Fraizer, President

MAP

Attached

BID Agenda Approval Cover Sheet for Change Orders and Supplemental Agreements

Project Meets BID Requirements	Total M/WBE	11.90%	DBE	
	PKR-2022-0018371	Agenda Date:	<u>5/10/2023</u>	
Prime:	<u>The Fain Group</u>	Prime Vendor #:	<u> </u>	
Project:	<u>Hi-Line Connector Trail</u>	Review Date:	<u>2/24/2023</u>	
Total Local:	\$32,664.49	Total Non-Local:	-\$129,150.90	
Local				
Sub Vendor #	Vendor Name	Cert. #	Dollar Amount	Percent
	Duran Industries	NON	\$ (86,882.65)	90.0465%
				0.0000%
				0.0000%
				0.0000%
				0.0000%
				0.0000%
				0.0000%
Total M/WBE			-\$86,882.65	90.0465%
Non-M/WBE			\$119,547.14	-123.9005%
Total Local			\$32,664.49	-33.8540%
Non-Local				
Sub Vendor #	Vendor Name	Cert. #	Dollar Amount	Percent
	IRS	NON	-\$4,727,639.00	4899.7978%
	Hardscape Specialties	DBE	\$289,290.00	-299.8246%
	A&A Construction	DBE	\$152,937.90	-158.5072%
	Road Master Striping, LLC	DBE	\$5,483.40	-5.6831%
	Erosion Control Mangement	DBE	\$9,668.65	-10.0207%
				0.0000%
Total M/WBE			-\$4,270,259.05	4425.7622%
Non-M/WBE			\$4,141,108.15	#####
Total Non-Local			-\$129,150.90	133.8540%
Total Action			-\$96,486.41	100.0000%

BID Agenda Approval Cover Sheet for Change Orders and Supplemental Agreements

Total Contract (including CO/SA) \$11,434,938.43

TOTAL DBE PARTICIPATION	This Action		Participation to Date	
	\$	%	\$	%
African American	\$0.00	0.00%	\$0.00	0.00%
Hispanic	\$447,711.30	-464.01%	\$349,268.30	3.05%
Asian American	\$0.00	0.00%	\$0.00	0.00%
Native American	\$0.00	0.00%	\$0.00	0.00%
WBE	\$447,711.30	-464.01%	\$1,011,777.50	8.85%
Total	\$895,422.60	-928.03%	\$1,361,045.80	11.90%



CITY OF DALLAS
Small Business Center – Business Inclusion and Development
Ethnic Workforce Composition Report (BID-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: The Fain Group, Inc.

Address: 2500 Great Southwest Pkwy, Fort Worth, TX 76106


Bid #: CSJ No: 0918-47-296

Telephone Number: 817 - 927 - 4388 Ext.

Email Address: lfrazier@faingp.com

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	6	2	4	2			2			
Professional	8		4				4			
Technical										
Office/Clerical										
Skilled	14						14			
Semiskilled	14						14			
Unskilled	6						6			
Seasonal										
Totals:	48	2	8	2			40			
# of employees living in Dallas:	13									
Total % of employees living in Dallas			26							


Officer's Signature

Clint Symanek

Typed or Printed Name

PM

Title

2/27/23

Date



CITY OF DALLAS
Small Business Center - Business Inclusion and Development
Contractor's Affidavit - Schedule of Work and Actual Payment (BID-FRM-213)

Project Name: HI LINE CONNECTOR TRAIL

Bid/Contract #: CSJ 0918-47-293

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; M/WBE 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 M/WBE.

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.

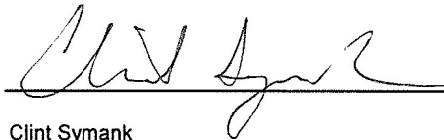
Type of Work [1]	City of Dallas Vendor Number [2]	Name of Firm & M/WBE Certification (If Applicable) [3]	Contact Name Address, City, State, Zip & Tel. Number [4]	Type of Firm [5]	L or N [6]	Value of Work (\$) [7]	Percent (%) [8]	Payments to Date (\$) [9]	Payment this Period (\$) [10]
SWPPP		EROSION CONTROL MANAGEMENT	TODD MASSEY 972-816-0527 1206 S BORDER AVE. APT 643 WESLACO, TX 78596	W	N	\$ 9,668.65	-10.02%		
Notes:									
STRIPING		ROAD MASTER STRIPING, LLC	MIGUEL LOEZA 903-326-4530 1301 SE MCKINNEY STREET RICE, TX 75155	H	N	\$ 5,483.40	-5.68%		
Notes:									
ELECTRIC		Bean Electric	Chip Bean 817-561-7400 821 E. Enon Ave Ft Worth, TX 76140	NON	N	\$ 2,979,514.15	-3088.01%		
Notes:									

Type of Work	City of Dallas Vendor Number	Name of Firm & M/WBE 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 (\$)
ELECTRIC		IRS	David Mirtaheri	NON	N	\$ (4,727,639.00)	4899.80%		
Notes:									
LANDSCAPE		BRIGHTVIEW LANDSCAPE	TRAVIS TURGEON 214-288-5247 11439 DENTON DRIVE DALLAS, TX 75229	NON	L	\$ 119,547.14	-123.90%		
Notes:									
PAVERS		A&A CONSTRUCTION	HECTOR GARCIA 817-267-2757 P.O. BOX 202212 ARLINGTON, TX 76006	H	N	\$ 152,937.90	-158.51%		
Notes:									
GENERAL CONTRACTOR		THE FAIN GROUP	LARRY FRAZIER 817-927-4388 2500 GREAT SOUTHWEST FORT WORTH, TX 76106	NON	N	\$ 1,161,594.00	-1203.89%		
Notes:									

Type of Work	City of Dallas Vendor Number	Name of Firm & M/WBE 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 (\$)
Electrical		Duran Industries	Richard Duran 972-238-7122 504 Business Pkwy Richardson, Tx 75081	W	L	\$ (86,882.65)	90.05%		
Notes:									
Concrete		Hardscape Specialties	Alfredo Anguiano 817-205-1634 3121 Goldenrod Ave FORT WORTH, TX 76111	M	N	\$ 289,290.00	-299.82%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
[Note: Totals and Percentages will automatically calculate.]						Total Bid Amount: \$ (96,486.41)	100.00%	\$ -	\$ -

The undersigned intends to enter into a formal agreement with the subcontractors listed, conditioned upon being awarded the City of Dallas contract. If any changes are made to this list, the Prime contractor must submit to the City for approval a revised schedule with documented explanations for the changes and the Change of M/WBE Subcontractor Form. Failure to comply with this provision could result in termination of the contract, sanctions against the Prime contractor, and/or ineligibility for future City contracts.

Officer's Signature:



Printed Name:

Clint Symank

Company Name:

The Fain Group, Inc.

Title: PM

Date: February 27, 2023



CITY OF DALLAS
Small Business Center - Business Inclusion and Development
Contractor's Affidavit - Schedule of Work and Actual Payment (BID-FRM-213)

Project Name: HI LINE CONNECTOR TRAIL

Bid/Contract #: CSJ 0918-47-293

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; M/WBE 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 M/WBE.

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.

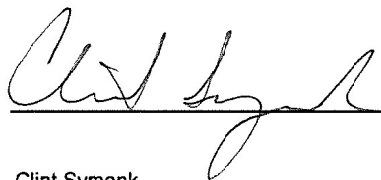
Type of Work [1]	City of Dallas Vendor Number [2]	Name of Firm & M/WBE Certification (If Applicable) [3]	Contact Name Address, City, State, Zip & Tel. Number [4]	Type of Firm [5]	L or N [6]	Value of Work (\$) [7]	Percent (%) [8]	Payments to Date (\$) [9]	Payment this Period (\$) [10]
SWPPP		EROSION CONTROL MANAGEMENT	TODD MASSEY 972-816-0527 1206 S BORDER AVE. APT 643 WESLACO, TX 78596	W	N	\$ 57,453.50	0.50%		
Notes:									
BARRICADES		BUYERS BARRICADES	COLE BENTON 817-535-3939 7409 BAKER BLVD. RICHLAND HILLS, TX 76118	W	N	\$ 121,324.00	1.06%		
Notes:									
STRIPING		ROAD MASTER STRIPING, LLC	MIGUEL LOEZA 903-326-4530 1301 SE MCKINNEY STREET RICE, TX 75155	H	N	\$ 63,820.40	0.56%		
Notes:									
ELECTRIC		Bean Electric	Chip Bean 817-561-7400 821 E. Enon Ave Ft Worth, TX 76140	NON	N	\$ 2,979,514.15	26.06%		
Notes:									

Type of Work	City of Dallas Vendor Number	Name of Firm & M/WBE 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 (\$)
UTILITIES		FM UTILITIES, LLC	FRANSICO MATA 469-716-3697 4911 REDBIRD TRAIL MIDLOTHIAN, TX 76065	H	N	\$ 132,510.00	1.16%		
Notes:									
Concrete		Hardscape Specialties	Alfredo Anguiano 817-205-1634 3121 Goldenrod Ave FORT WORTH, TX 76111	M	N	\$ 289,290.00	2.53%		
Notes:									
LANDSCAPE		BRIGHTVIEW LANDSCAPE	TRAVIS TURGEON 214-288-5247 11439 DENTON DRIVE DALLAS, TX 75229	NON	L	\$ 803,956.50	7.03%		
Notes:									
PAVERS		A&A CONSTRUCTION	HECTOR GARCIA 817-267-2757 P.O. BOX 202212 ARLINGTON, TX 76006	H	N	\$ 152,937.90	1.34%		
Notes:									
GENERAL CONTRACTOR		THE FAIN GROUP	LARRY FRAZIER 817-927-4388 2500 GREAT SOUTHWEST FORT WORTH, TX 76106	NON	N	\$ 6,001,131.98	52.48%		
Notes:									

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 (\$)
Electrical		Duran Industries	Richard Duran 972-238-7122 504 Business Pkwy Richardson, Tx 75081	W	L	\$ 833,000.00	7.28%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
							0.00%		
Notes:									
[Note: Totals and Percentages will automatically calculate.]						Total Bid Amount: \$ 11,434,938.43	100.00%	\$ -	\$ -

The undersigned intends to enter into a formal agreement with the subcontractors listed, conditioned upon being awarded the City of Dallas contract. If any changes are made to this list, the Prime contractor must submit to the City for approval a revised schedule with documented explanations for the changes and the Change of MWBE Subcontractor Form. Failure to comply with this provision could result in termination of the contract, sanctions against the Prime contractor, and/or ineligibility for future City contracts.

Officer's Signature:



Printed Name:

Clint Symank

Company Name:

The Fain Group, Inc.

Title: PM

Date: February 27, 2023



GLENN HEGAR TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

The Texas Comptroller of Public Accounts (CPA) administers the Statewide Historically Underutilized Business (HUB) Program for the State of Texas, which includes certifying minority, woman, and service disabled veteran-owned businesses as HUBs and facilitates the use of HUBs in state procurement and provides them with information on the state's procurement process.

We are pleased to inform you that your application for certification/re-certification as a HUB has been approved. Your company's profile is listed in the State of Texas HUB Directory and may be viewed online at <https://mycpa.cpa.state.tx.us/tpasscmlsearch/index.jsp>. Provided that your company continues to meet HUB eligibility requirements, the attached HUB certificate is valid for the time period specified.

You must notify the HUB Program in writing of any changes affecting your company's compliance with the HUB eligibility requirements, including changes in ownership, day-to-day management, control and/or principal place of business. *Note: Any changes made to your company's information may require the HUB Program to re-evaluate your company's eligibility.*

Please visit our website at <http://comptroller.texas.gov/procurement/prog/hub/> and reference our publications (i.e. Grow Your Business pamphlet, HUB Brochure and Vendor Guide) providing additional information on state procurement resources that can increase your company's chances of doing business with the state.

Thank you for your participation in the HUB Program! If you have any questions, you may contact a HUB Program representative at 512-463-5872 or toll-free in Texas at 1-888-863-5881.

Texas Historically Underutilized Business (HUB) Certificate



Certificate/VID Number:	1202387222400
File/Vendor Number:	057523
Approval Date:	14-JUL-2020
Scheduled Expiration Date:	14-JUL-2024

The Texas Comptroller of Public Accounts (CPA), hereby certifies that

HARDSCAPE SPECIALTIES, INC.

has successfully met the established requirements of the State of Texas Historically Underutilized Business (HUB) Program to be recognized as a HUB. This certificate printed 17-JUL-2020, supersedes any registration and certificate previously issued by the HUB Program. If there are any changes regarding the information (i.e., business structure, ownership, day-to-day management, operational control, business location) provided in the submission of the business' application for registration/certification as a HUB, you must immediately (within 30 days of such changes) notify the HUB Program in writing. The CPA reserves the right to conduct a compliance review at any time to confirm HUB eligibility. HUB certification may be suspended or revoked upon findings of ineligibility.

*Statewide HUB Program
Statewide Procurement Division*

Note: In order for State agencies and institutions of higher education (universities) to be credited for utilizing this business as a HUB, they must award payment under the Certificate/VID Number identified above. Agencies, universities and prime contractors are encouraged to verify the company's HUB certification prior to issuing a notice of award by accessing the Internet (<https://mycpa.cpa.state.tx.us/tpasscmlsearch/index.jsp>) or by contacting the HUB Program at 512-463-5872 or toll-free in Texas at 1-888-863-5881.

Rev. 06/19



January 6, 2022

Alfredo Anguiano
HARDSCAPE SPECIALTIES, INC.
3121 GOLDENROD AVE
FORT WORTH, TX 76111-2003

RE: Minority Business Enterprise (MBE) Certification Affidavit No. 16660

Dear Anguiano:

Congratulations! Your firm has been certified by the North Central Texas Regional Certification Agency ("NCTRCA") as a Minority Business Enterprise (MBE) in accordance with NCTRCA MBE/WBE/SBE certification eligibility program requirements. Your Certification Identification Number is **HMMB45648N0124**. Your firm is certified as a MBE/WBE/SBE in the following areas listed on page 2.

This certification is valid for two years from the date of this letter or, unless and until it has been removed in accordance with NCTRCA MBE/WBE/SBE certification eligibility procedures. In order to remain certified, you must submit every two years, on the anniversary of your certification, a "No Change Affidavit".

A No Change Affidavit is a sworn affidavit affirming that there have been no changes in the firm's circumstances affecting its ownership or control, or any material change in the information provided in its application for MBE/WBE/SBE certification, including the support documentation. Any changes to contact information, ownership, and/or expansion of services must be communicated to the NCTRCA within thirty (30) days of the change. Failure to provide these changes could result in your firm being removed from the certified vendor database. The NCTRCA reserves the right to re-evaluate a firm's certification status at anytime that it determines such re-evaluation is warranted.

Thank you for your participation in the NCTRCA MBE/WBE/SBE Certification Program. Please contact me at 817-640-0606 if you have any questions or if I can be of assistance to you.

Sincerely,

Elicia Mitchell, MPA, MCA, ADR
Director of Operations



Minority Business Enterprise (MBE)
HARDSCAPE SPECIALTIES, INC.

HARDSCAPE SPECIALTIES, INC.

has filed with the Agency an Affidavit as defined by NCTRCA Minority Business Enterprise (MBE) Policies & Procedures and is hereby certified to provide service(s) in the following areas:

NAICS 237990: RETAINING WALLS, ANCHORED (E.G., WITH PILES, SOIL NAILS, TIEBACK ANCHORS),
CONSTRUCTION

NAICS 238140: RETAINING WALL, MASONRY (I.E., BLOCK, BRICK, STONE), CONSTRUCTION

NAICS 238140: STONework (I.E., MASONRY) CONTRACTORS

NAICS 238990: ALL OTHER SPECIALTY TRADE CONTRACTORS

NAICS 238990: CONCRETE PAVING, RESIDENTIAL AND COMMERCIAL DRIVEWAY AND PARKING AREA

NAICS 238990: CURB AND GUTTER CONSTRUCTION, RESIDENTIAL AND COMMERCIAL DRIVEWAY AND
PARKING AREA, CONCRETE

NAICS 238990: PAVER, BRICK (E.G., DRIVEWAY, PATIO, SIDEWALK), INSTALLATION

This Certification commences January 6, 2022 and supersedes any registration or listing previously issued. This certification must be updated every two years by submission of an Annual Update Affidavit. At any time there is a change in ownership, control of the firm or operation, notification must be made immediately to the North Central Texas Regional Certification Agency for eligibility evaluation.

Certification Expiration: January 31, 2024

Issued Date: January 6, 2022

CERTIFICATION NO. HMMB45648N0124

Certification Administrator

Change Order

City of Dallas

Park and Recreation Department

PROJECT:	Circuit Trail - Hi-Line Connector Trail
ADDRESS:	From Katy Trail to Trinity Strand Trail
CONTRACTOR:	The Fain Group, Inc.
ADDRESS:	2500 Great Southwest Pkwy Fort Worth, TX 76106

CHANGE ORDER NUMBER:	1
DATE:	02/03/23
CONTRACT DATE:	04/27/22
AUTHORIZATION:	CR-22-0658

The Contract is changed as follows:

Revise line item costs for construction materials due to a delay in issuing the Notice to Proceed for nine months after the contract award due to circumstances outside of the contractor's control. Deletion of accent lighting and underground electrical service relocation which were not fundamental to trail use.

This Change Order is specific and final as to price and extension of time, with no reservations or other provisions allowing for future additional money or time as a result of the particular changes identified and fully compensated in this Change Order. Signature of the Contractor indicates

The original ☒ Contract Sum ☐ Guaranteed Maximum Price (GMP) was:

\$11,531,424.84

Net change by previously authorized Change Orders:

The ☒ Contract Sum ☐ GMP prior to this Change Order was:

\$ 11,531,424.84

The ☒ Contract Sum ☐ GMP will be ☐ increase ☒ decrease ☐ unchanged

by this Change Order in an amount not to exceed: (\$96,486.41)

The net ☒ Contract Sum ☐ GMP including this Change Order will be:

\$11,434,938.43

The Contract Time will be ☐ increased ☐ decrease ☒ unchanged by:

☐ Calendar Days

☒ Working Days

June 13, 2023

City of Dallas
Park and Recreation Department

Owner

1500 Marilla, 6FS

Address

Dallas, Texas 75201

City, State Zip

By/Date:

The date of Substantial Completion as of this Change Order is therefore:

	The Fain Group, Inc.
--	----------------------

Consultant

Address

City, State Zip

By/Date:

Contractor

2500 Great Southwest Pkwy

Address

Fort Worth, TX 76106

City, State Zip

By/Date:

Print Name:

Print Name:

lfrazier@fainqp.com

Print Name:

John D. Jenkins
Director, Park and Recreation



CITY OF DALLAS

Attested by:

Arun Awargal, President
Park and Recreation Board

Date

Anthony Becker, Secretary
Park and Recreation Board

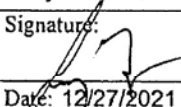
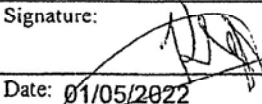
Date



**Disadvantaged Business Enterprise (DBE) Program
Commitment Agreement Form**

Form SMS.4901
(Rev. 06/08)
Page 1 of 1

This commitment is subject to the award and receipt of a signed contract from the
Texas Department of Transportation for the subject project.

Project #: CM 2022(197)		County: Dallas		Contract-CSJ: 0918-47-296	
Items of work to be performed (attach a list of work items if more room is required): Unit Pavers					
Bid Item #	Item Description	Unit of Measure	Unit Price	Quantity	Total Per Item
0528 6004	P5 PAVERS	SY	43.20	792.00	34,214.40
0528 6004	P6 PAVERS	SY	45.00	220.00	9,900.00
0528 6004	P4 PAVERS	SY	76.50	86.00	6,579.00
0528 6004	P7 PAVERS	SY	77.40	73.00	5,650.20
0528 6004	P10 PAVERS	SY	157.50	78.00	12,285.00
0528 6004	P5 PAVERS	SY	43.20	688.00	29,721.60
0528 6004	P6 PAVERS	SY	45.00	93.00	4,185.00
0528 6004	P15 PAVERS	SY	67.50	132.00	8,910.00
0528 6004	P4 PAVERS	SY	76.50	31.00	2,371.50
0528 6004	P7 PAVERS	SY	77.40	123.00	9,520.20
0528 6004	P16 PAVERS	SY	117.00	170.00	19,890.00
0528 6004	P17 PAVERS	SY	117.00	83.00	9,711.00
Total					152,937.90
The contractor certifies by signature on this agreement that subcontracts will be executed between the prime contractor and the DBE subcontractors as listed on the agreement form. If a DBE Subcontractor is unable to perform the work as listed on this agreement form, the prime contractor will follow the substitution/replacement approval process as outlined in the Contract DBE Special Provision.					
IMPORTANT: The signatures of the prime contractor and the DBE, and the total commitment amount must always be on the same page.					
Prime Contractor: The Fain Group, Inc.			Name/Title (please print): Larry Frazier / President		
Address: 2500 Great Southwest parkway Fort Worth, Tx			Signature: 		
Phone: 817-927-4388		Fax: 817-927-4389	Date: 12/27/2021		
E-mail: Lfrazier@faingp.com			Name/Title (please print):		
DBE: A&A Construction			Hector Garcia / Project Manager		
Vendor No.: 41MDB05012N0722 30666			Signature: 		
Address: PO BOX 202212 ARLINGTON, TX 76006			Date: 01/05/2022		
Phone: 817-267-2757		Fax: 817-267-2887			
E-mail: HECTOR@AACONSTRUCTION.COM					



Disadvantaged Business Enterprise (DBE) Program Commitment Agreement Form

Form SMS.4901
(Rev. 06/08)
Page 1 of 1

This commitment is subject to the award and receipt of a signed contract from the
Texas Department of Transportation for the subject project.

Project #: CM 2022(197)		County: Dallas		Contract-CSJ: 0918-47-296	
Items of work to be performed (attach a list of work items if more room is required):					
Bid Item #	Item Description	Unit of Measure	Unit Price	Quantity	Total Per Item
0666 6006	PAV MRK	LF	0.80	500.00	400.00
0666 6042	PAV MRK	LF	5.00	2,103.00	10,515.00
0666 6045	PAV MRK	LF	8.00	538.00	4,304.00
0666 6087	PAV MRK	SF	10.00	233.00	2,330.00
0666 6111	PAV MRK	EA	325.00	42.00	13,650.00
0666 6303	PAV MRK	LF	0.80	1,195.00	956.00
0666 6315	PAV MRK	LF	0.80	1,488.00	1,190.40
0668 6362	REF PM	LF	375.00	5.00	1,875.00
0668 6077	PREFAB PAV	EA	250.00	92.00	23,000.00
0668 6078	PREFAB PAV	EA	250.00	16.00	4,000.00
0668 6091	PREFAB PAV	EA	10.00	55.00	550.00
0666 6048	PAV MRK	LF	10.00	105.00	1,050.00
Total					63,820.40
The contractor certifies by signature on this agreement that subcontracts will be executed between the prime contractor and the DBE subcontractors as listed on the agreement form. If a DBE Subcontractor is unable to perform the work as listed on this agreement form, the prime contractor will follow the substitution/replacement approval process as outlined in the Contract DBE Special Provision.					
IMPORTANT: The signatures of the prime contractor and the DBE, and the total commitment amount must always be on the same page.					
Prime Contractor: The Fain Group, Inc.			Name/Title (please print): Larry Frazier / President		
Address: 2500 Great Southwest parkway Fort Worth, Tx			Signature:		
Phone: 817-927-4388		Fax: 817-927-4389			
E-mail: Lfrazier@faingp.com			Date: 02/02/2023		
DBE: Road Master Striping, LLC			Name/Title (please print):		
Vendor No.: HMDDB64808N0322			Rozzana Cobos		
Address: 1301 SE McKinney St Rich, TX			Signature: <i>Rozzana Cobos</i>		
Phone: (903) 326-4530		Fax:			
E-mail: dv@roadmasterstriping.com			Date: 2-3-23		



**Disadvantaged Business Enterprise (DBE) Program
Commitment Agreement Form**

Form SMS.4901
(Rev. 06/08)
Page 1 of 1

This commitment is subject to the award and receipt of a signed contract from the
Texas Department of Transportation for the subject project.

Project #: CM 2022(197)		County: Dallas		Contract-CSJ: 0918-47-296	
Items of work to be performed (attach a list of work items if more room is required):					
Bid Item #	Item Description	Unit of Measure	Unit Price	Quantity	Total Per Item
0506 6020	CONS EXITS	SY	25.00	169.00	4,225.00
0506 6024	CONS EXITS	SY	17.00	169.00	2,873.00
0506 6041	12" ECL	LF	3.75	9,838.00	36,892.50
0506 6043	12" ECL	LF	1.00	9,838.00	9,838.00
CCD 001	SWPPP	LS	1.00	825.00	825.00
CCD 011	TREE PROTE	EA	28.00	100.00	2,800.00
Total					57,453.50
The contractor certifies by signature on this agreement that subcontracts will be executed between the prime contractor and the DBE subcontractors as listed on the agreement form. If a DBE Subcontractor is unable to perform the work as listed on this agreement form, the prime contractor will follow the substitution/replacement approval process as outlined in the Contract DBE Special Provision.					
IMPORTANT: The signatures of the prime contractor and the DBE, and the total commitment amount must always be on the same page.					
Prime Contractor: The Fain Group, Inc.			Name/Title (please print): Larry Frazier / President		
Address: 2500 Great Southwest parkway Fort Worth, Tx			Signature:		
Phone: 817-927-4388		Fax: 817-927-4389			
E-mail: Lfrazier@faingp.com			Date: 02/02/2023		
DBE: Erosion Control Management			Name/Title (please print): Jessica Sasfai		
Vendor No.: 25601			Signature:		
Address: 1206 S Border Ave unit 643 Weslaco tx 78596					
Phone: 214-789-8971		Fax:			
E-mail: jessica@masseycontractors.com			Date: 2/3/23		
Subcontractor (if the DBE will be a second tier sub):			Name/Title (please print):		
Address:			Signature:		
Phone:		Fax:			
E-mail:			Date:		

The Texas Department of Transportation maintains the information collected through this form. With few exceptions, you are entitled on request to be informed about the information that we collect about you. Under §§552.021 and 552.023 of the Texas Government Code, you also are entitled to receive and review the information. Under §559.004 of the Government Code, you are also entitled to have us correct information about you that is incorrect.

To ensure prompt and efficient handling of your project file we are requesting that all commitments to be presented to the Office of Civil Rights, using this basic format.



Disadvantaged Business Enterprise (DBE) Program Material Supplier Commitment Agreement Form

Form SMS-4901 M/S
(Rev. 08/20)
Page of

This commitment is subject to the award and receipt of a signed contract from the Texas Department of Transportation for the subject project. Certified DBEs must be listed in the Texas Unified Certification Program (TUCP) Directory at time of submittal.

This form must be submitted by the entity who has been awarded a contract with the Texas Department of Transportation.

Project ID: CM 2022(197)

County: Dallas

Contract-CSJ: 0918-47-296

Provide a description of work, agreed upon rate, and estimated quantities of materials or supplies.

Type of Suppliers: M = Manufacturer RD = Regular Dealer RDB = Regular Dealer Bulk-Item B = Broker

Type of Supplier (M, RD, RDB, or B)	Materials or Supplies Being Provided	Estimated Quantity of Materials	Price per Unit	Total		
<input type="radio"/> M <input checked="" type="radio"/> RD <input type="radio"/> RDB <input type="radio"/> B	Electrical Supplies	1	833,000.00	\$833,000.00	+	-
<input type="radio"/> M <input type="radio"/> RD <input type="radio"/> RDB <input type="radio"/> B					+	-
<input type="radio"/> M <input type="radio"/> RD <input type="radio"/> RDB <input type="radio"/> B					+	-
<input type="radio"/> M <input type="radio"/> RD <input type="radio"/> RDB <input type="radio"/> B					+	-
<input type="radio"/> M <input type="radio"/> RD <input type="radio"/> RDB <input type="radio"/> B					+	-
Calculate/Recalculate Totals	Total Commitment Amount :			\$0.00		

Manufacturer Goal Credit = 100%

Total DBE goal credit at 100%: \$0.00

1. Is the material to be supplied, modified, blended, quarried or fabricated by the DBE? ☐ Yes ☒ No

If yes, please explain in detail:

Regular Dealer Goal Credit = 60%

Total DBE goal credit at 60%: \$833,000.00

1. Where is the DBE material supplier getting the materials? Please provide the name and address of the source of the materials.

Light Fixtures, Controls and Electrical Service.
Consolidated Electrical Distributor
3209 Alta Mesa Dr. Fort Worth, TX 76116

2. Does the regular dealer inventory the materials or supplies? ☐ Yes ☒ No

(Note: The materials or supplies must be of the general character described by the specifications.)

If so, please provide the address of the storage facility, yard, or warehouse: _____

Total Commitment Amount: \$0.00

Total DBE Goal Credit: \$0.00

If so, provide an inventory list of these items only:

4. Who will deliver the materials to the project site? Provide a brief explanation of the arrangement.

Materials are usually shipped by Courier to Job site

Regular Dealer Bulk-Item Goal Credit = 60%

Total DBE goal credit at 60%: \$0.00

1. Provide the name and address of the source or origin of the materials or supplies.

2. Does the DBE have an established account with the supplier or manufacturer of the materials? ☐ Yes ☐ No

3. For bulk material, the DBE must both own and operate the distribution equipment. Will the DBE be delivering the material for this project utilizing its own distribution equipment? ☐ Yes ☐ No

4. Is the DBE supplementing its distribution equipment through a long-term lease? *If so, provide a copy of the lease. Long-term is considered 12 months or more.* ☐ Yes ☐ No

5. Does the DBE operate the leased distribution equipment with its own workforce? ☐ Yes ☐ No ☐ N/A

For goal credit, the supplementing of the DBE regular dealer's own distribution equipment is permitted. However, the DBE must operate the leased distribution equipment with its own workforce. This type of leasing arrangement is similar to leasing from a commercial source.

Packagers, Brokers (Middleman), Manufacturers' Representatives, Transaction Expeditors Goal Credit = Fees, or Commissions, or Transport Delivery Charges

Total DBE goal credit at % : \$0.00

1. Does the DBE take ownership, title, or possession of the materials or supplies? ☐ Yes ☐ No

2. Will the DBE only be responsible for placing the orders or arranging for the delivery of the materials or supplies? ☐ Yes ☐ No

The contractor shall inform the District of the date the DBE will begin supplying materials or supplies to the project and when the DBE's responsibilities under this commitment end.

Calculate/Recalculate Totals

Total Commitment Amount: \$0.00

Total DBE Goal Credit: \$0.00

**IMPORTANT! A signature is required for each individual representing the firms listed on this form.
The total commitment amount must always be on the same page as the signatures.**

By signing this commitment, you agree to comply with all parts of 49 CFR Part 26. A subcontract agreement or Purchase Order must be executed with the DBE.

Prime Contractor

Entity Name: The Fain Group Inc.

Representative Name: Larry Frazier

Title: President

Address: 2500 Great SW Pkwy

City: Fort Worth State: TX Zip: 76106

Phone: 817-927-4388

E-mail: lfrazier@faingp.com

Signature

Date

First Tiered Subcontractor or Supplier

DBE Certified? ☒ Yes ☐ No

Firm Name: Duran Industries

Representative Name: Richard Duran

Title: President

Address: 504 Business Pkwy

City: Richardson State: TX Zip: 75081

Phone: 972-238-7122

E-mail: rduran@duranco.com

Richard L. Duran

2/7/2023

Signature

Date

Second Tiered Subcontractor or Supplier

DBE Certified? ☐ Yes ☐ No

Firm Name: _____

Representative Name: _____

Title: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____

E-mail: _____

Signature

Date

Other Tiered Subcontractor

DBE Certified? ☐ Yes ☐ No

Firm Name: _____

Representative Name: _____

Title: _____

Address: _____

City: _____ State: _____ Zip: _____

Phone: _____

E-mail: _____

Signature

Date

The Texas Department of Transportation maintains the information collected through this form. With few exceptions, you are entitled on request, to be informed about the information that is collected about you. Under §552.021 and 552.023 of the Texas Government code, you also are entitled to receive and review the information. Under §559.004 of the Government Code, you are also entitled to have us correct information about you that is incorrect.



Disadvantaged Business Enterprise (DBE) Program Commitment Agreement Form

Form SMS.4901
(Rev. 06/08)
Page 1 of 1

This commitment is subject to the award and receipt of a signed contract from the Texas Department of Transportation for the subject project.

Project #: CM 2022(197)		County: Dallas		Contract-CSJ: 0918-47-296	
Items of work to be performed (attach a list of work items if more room is required):					
Bid Item #	Item Description	Unit of Measure	Unit Price	Quantity	Total Per Item
0360 6002	CONC PAV 8"	SY	111.00	400.00	44,400.00
0360 6005	CONC PV 11"	SY	134.00	600.00	80,400.00
0529 6007	CURB & GUT	LF	45.00	600.00	27,000.00
0531 6004	BFR TY 1	EA	2,200.00	12.00	26,400.00
0531 6010	BFR TY 7	EA	2,350.00	2.00	4,700.00
0531 6016	BFR TY 21	EA	2,300.00	10.00	23,000.00
0360 6016	CONC PAV 6"	SY	90.00	396.00	35,640.00
0360 6016	CONC PAV 6"	SY	95.50	500.00	47,750.00
Total					289,290.00
The contractor certifies by signature on this agreement that subcontracts will be executed between the prime contractor and the DBE subcontractors as listed on the agreement form. If a DBE Subcontractor is unable to perform the work as listed on this agreement form, the prime contractor will follow the substitution/replacement approval process as outlined in the Contract DBE Special Provision.					
IMPORTANT: The signatures of the prime contractor and the DBE, and the total commitment amount must always be on the same page.					
Prime Contractor: The Fain Group, Inc.			Name/Title (please print): Larry Frazier / President		
Address: 2500 Great Southwest parkway Fort Worth, Tx			Signature:		
Phone: 817-927-4388		Fax: 817-927-4389			
E-mail: Lfrazier@faingp.com			Date: 02/22/2023		
DBE: Hardscape Specialties, Inc.			Name/Title (please print): ALFREDO ANGUIANO / PRESIDENT		
Vendor No.:			Signature: <i>Alfredo Anguiano</i>		
Address: 3121 Goldenrod Ave, Ft Worth, TX, 76111			Date: 2/22/23		
Phone: 817-205-1634		Fax:			
E-mail: hardscapespecialtiesinc@hotmail.com					
Subcontractor (if the DBE will be a second tier sub):			Name/Title (please print):		
Address:			Signature:		
Phone:		Fax:			
E-mail:			Date:		



Project Information Sheet Construction/Architectural and Engineering

Construction Award

Amount: _____

☒ Change Order

CO Amount (\$96,486.41)

Overall Amount: \$11,434,938.43

☐ Professional Services Contract

Amount:

☐ Supplemental Agreement

SU Amount:

Overall Amount:

☐ Architectural and Engineering

Amount:

Department :Park and Recreation Department

Proposed Agenda Date: 5/10/23

Project Name: Hi-Line Connector Trail

Contract Number: PKR-2022-0018371

Encumbrance Number:

Scopes of Work: Concrete Trail, Lighting

Project Manager: John Reynolds

Contact Person: John Reynolds

Phone: 214-670-5454

Email: john.reynolds@dallas.gov

Contacted Intent to Award On: 5/10/23

Prime Contractor The Fain Group

Contact Person: Clint Smyank

Phone: 214-578-1818

Email: csymank@faingp.com



Hi-Line Connector Trail

Katy Trail to Trinity Strand Trail
District 2 & 6

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

DATE: May 18, 2023

COUNCIL DISTRICT(S): 7

STAFF: Ryan O'Connor, (214) 670-4124

SUBJECT

Authorize a sixth amendment to the contract between the City and the State Fair of Texas to: (1) allow the State Fair of Texas to build a new year-round use administration building; and (2) relinquish use of the existing administration building for the benefit of Dallas Park and Recreation located at 3921 Martin Luther King Jr. Boulevard – Financing: No cost consideration to City.

BACKGROUND

On August 28, 2002, the City of Dallas entered into a twenty-five year contract, with two five-year extensions, with the State Fair of Texas, Inc. by Resolution No. 02-2405 to provide a location for the annual State Fair of Texas (SFT).

On August 9, 2006, the City Council approved Amendment #1 by Resolution No. 06-2070 to the State Fair of Texas contract whereby the SFT agreed to provide the Phase 1 Improvements to the Cotton Bowl Stadium totaling \$19.5 million in lieu of paying \$13.9 million to the City for rent. The rent payments to the City would be forgiven until early 2018, at which time the total amount of the scheduled rent payment would total \$13.9 million.

On October 22, 2008, the City Council approved Amendment #2 by Resolution No. 08-2858 to allow SFT the right to enter into naming rights contracts for the Cotton Bowl Stadium and Summer Place Park Operation.

On April 6, 2011, the City Council approved Amendment #3 by Resolution No. 11-0892 to allow SFT a waiver of the annual \$50,000 marketing fee payment due to the City for four years to allow SFT to pay the Dallas Convention and Visitors Bureau \$200,000 up front to assist in paying Bowl game team payouts.

On February 13, 2013, the City Council approved Amendment #4 by Resolution 13-0308 to: (1) allow the State Fair of Texas to operate and maintain the Fair Park Livestock Center and seek naming rights and sponsorship opportunities for the +facility and its components; and (2) allow for a 70/30 revenue split for parking revenues from the State Fair Summer Adventures' attendees.

Authorize a sixth amendment to the contract between the City and the State Fair of Texas to: (1) allow the State Fair of Texas to build a new year-round use administration building; and (2) relinquish use of the existing administration building for the benefit of Dallas Park and Recreation located at 3921 Martin Luther King Jr. Boulevard – Financing: No cost consideration to City.

BACKGROUND (CONTINUED)

On December 12, 2018, the City Council approved Amendment #5 by Resolution No. 18-1864 to: (1) extend the initial term of the agreement for a period of 10 years (the terms shall expire on December 31, 2038; (2) establish annual rental fees for 2028 thru 2038; (3) incorporate financial processes and procedures for the allocation of funds; (4) 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; (5) incorporate a security plan process between the Dallas Police Department and the State Fair of Texas; and (6) incorporate miscellaneous provisions as required by state law.

The State Fair of Texas has outgrown their existing office space and needs to provide adequate space for their employees. This proposed sixth amendment would allow the State Fair of Texas to design and construct and manage a new administration building within the Fair grounds at no cost to the City. This amendment would also allow the Park and Recreation Department to occupy the current administration building and use the building for office space. The current administration building is approximately 12,000 square feet and has 60 office spaces. All capital improvements will become City property.

PRIOR ACTION/REVIEW

On August 15, 2002 the Park and Recreation Board approved a twenty-five year lease agreement.

On August 28, 2002, City Council authorized a twenty-five-year lease agreement, by Resolution No. 02-2405.

On December 5, 2005, City Council was briefed on December 5, 2005, by Resolution No. 05-3379.

On August 3, 2006, the Park and Recreation Board approved the first amendment to the lease agreement.

On August 9, 2006, City Council authorized the first amendment to the lease agreement by Resolution No. 06-2070.

On October 22, 2008 City Council authorized the second amendment to the lease agreement, by Resolution No. 08-2858.

On April 6, 2011, City Council authorized the third amendment to the lease agreement, by Resolution No. 11-0892.

On February 13, 2013, City Council authorized the fourth amendment to the lease, by Resolution No. 13-0308.

On December 12, 2018, City Council authorized the fifth amendment to the lease agreement by Resolution No. 18-1864.

Authorize a sixth amendment to the contract between the City and the State Fair of Texas to: (1) allow the State Fair of Texas to build a new year-round use administration building; and (2) relinquish use of the existing administration building for the benefit of Dallas Park and Recreation located at 3921 Martin Luther King Jr. Boulevard – Financing: No cost consideration to City.

FISCAL INFORMATION

No cost consideration to the City.

COMMITTEE ACTION

The Administration and Finance Committee will consider this item on May 18, 2023 and will present its recommendation to the full Park and Recreation Board will on June 1, 2023.

STAFF RECOMMENDATION

Staff recommends approval.

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

DATE: June 1, 2023

COUNCIL DISTRICT: 6

STAFF: Christina Turner-Noteware (214) 670-1807

SUBJECT

Authorize an installation site for new public art at Tipton Park located at 3607 Magdeline Street. Financing: No cost consideration to the City.

BACKGROUND

On February 1, 2018, the Park and Recreation Board approved the Public Art Projects list for the 2017 Bond Projects.

The proposed location is near the park's playground and the location of new replacement pavilion. It is also near the existing trail and bridge and will benefit from existing illumination.

Community meetings were held on January 17 and April 6, 2023, to announce the development of the project and to solicit community input.

The scope of the project:

- Artwork must welcome visitors to the recreation center
- Artwork should be informed by the history of the neighborhood. This diverse neighborhood has a dense Black and Latinx population with a history of tight-knit community of 2nd and 3rd generation immigrant families. Legacy is very important to the community.
- Artwork must require little or no maintenance as appropriate for outdoor pieces
- Be free of safety hazards

Draft Timeline:

August 2023	Call for Artists
September 2023	Contract Approval
October 2023	Contract Award
September 2024	Project Completion

Authorize an installation site for new public art at Tipton Park located at 3607 Magdeline Street. Financing: No cost consideration to the City.

BACKGROUND CONT'D

Selection Method:

Artist's Open Call via CaFE (callforentry.org) for artists-qualifications to include established professional artwork record and ability to execute the scope of the artwork on time and on budget. Artist teams and local artists are encouraged to apply.

PRIOR ACTION/REVIEW

On February 1, 2018, the Park and Recreation Board approved the Public Art Projects list for the 2017 Bond Projects.

On August 2, 2022, the Public Art Committee recommended the initiation of a public art project for Tipton Park at 3607 Magdeline St, Dallas TX 75212.

On August 11, 2022, the Arts and Culture Advisory Commission approved the initiation of a public art project for Tipton Park at 3607 Magdeline St, Dallas TX 75212.

FISCAL INFORMATION

No cost consideration.

COMMITTEE ACTION

The Planning and Design Committee will consider this item on May 18, 2023 and will present its recommendation to the full Park and Recreation Board on June 1, 2023

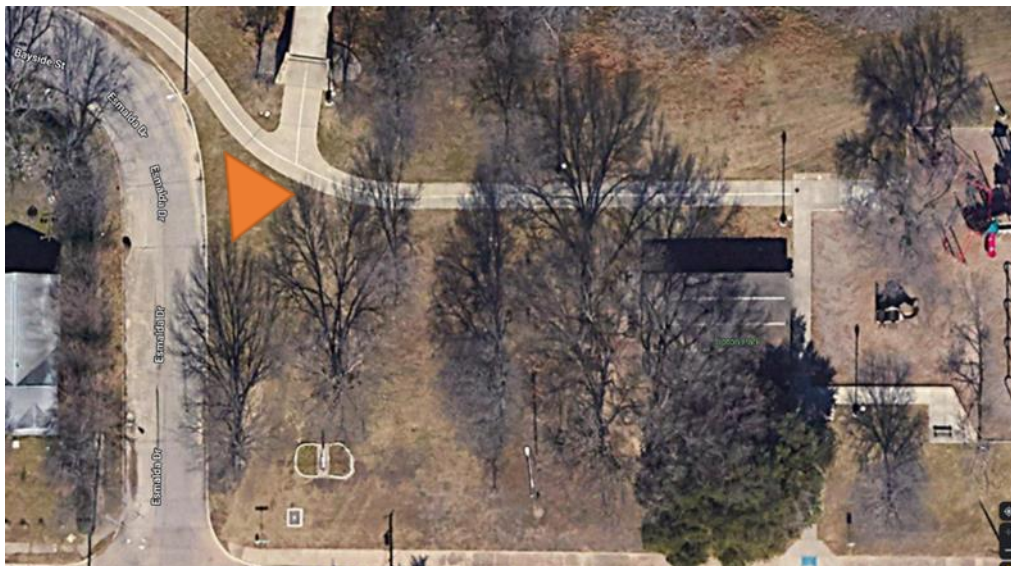
STAFF RECOMMENDATION

Staff recommends approval.

Map

Attached

Proposed art location in ORANGE



TIPTON PARK