

May 10, 2023

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

WHEREAS, the City of Dallas Park & Recreation Department (City) and CityMark 3100 McKinnon SPE, LLC, a Delaware limited liability company (CityMark) the owner of property adjacent to the Katy Trail, desire to enter into a twenty-year development, operation, and maintenance agreement, with one five-year renewal option for the purpose of development, operation, and maintenance of a portion of parkland at the Katy Trail located at 3100 McKinnon Street; and

WHEREAS, the City desires to have CityMark develop, operate, and maintain parkland (**Exhibit A**) during the Term of the Agreement for use and enjoyment of all City of Dallas citizens.

Now, Therefore,

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

SECTION 1. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a twenty-year development, operation, and maintenance agreement, with one five-year renewal option, with CityMark, approved as to form by the City Attorney, subject to Park Board approval, for the development, operation, and maintenance of pedestrian sidewalks, bike racks, grading, and landscape improvements for the purposes of connecting to and providing access from an adjacent development to the Katy Trail located at 3100 McKinnon Street.

SECTION 2. That the duration of the agreement will be for a term of twenty years with one five-year renewal option.

SECTION 3. That this contract is designated as Contract No. PKR 2023-00021802.

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.