

December 9, 2020

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 and Recreation Department (City) and Vickery Meadow Management Corporation dba Vickery Midtown Management Corporation (VMMC), designated manager of the Vickery Meadows Public Improvement District (District) by the District, desire to enter into a construction and maintenance agreement, to terminate on December 31, 2022, for the construction of trail lighting, payment of trail lighting utility costs, enhanced maintenance of the SoPac Trail corridor, other future capital improvements, and programming of events in the trail corridor located from East Northwest Highway in the south to approximately 600 feet north of Greenville Avenue in the north as shown in Exhibit B; and

WHEREAS, VMMC shall contribute approximately 25 percent of the cost of construction of trail lighting an amount not to exceed \$122,254.00, for the safety and improved experience for all trail users.

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 City Manager are hereby authorized to execute a construction and maintenance agreement with Vickery Meadow Management Corporation dba Vickery Midtown Management Corporation, approved as to form by the City Attorney, for the construction and maintenance of lighting improvements, lighting utility costs, and enhanced maintenance on the SoPac Trail for purposes of installing trail lighting, enhance maintenance, annual utility costs, and a portion of trail lighting construction located from East Northwest Highway in the south to approximately 600 feet north of Greenville Avenue in the north, in an amount not to exceed \$122,254.00.

SECTION 2. That the duration of the agreement will be from the time of execution of the agreement to December 31, 2022.

SECTION 3. That if the District's Service Plan is renewed at the end of 2022 that Vickery Meadow Management Corporation dba Vickery Midtown Management Corporation intends to enter into a new agreement with the City under the same or similar terms.

SECTION 4. That the City Manager is hereby authorized to establish appropriations in an amount not to exceed \$122,254.00 in the Capital Gifts, Donation and Development Fund, Fund 0530; Department PKR; Unit W665, Object 4599.

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SECTION 5. That the Chief Financial Officer is hereby authorized to receive and deposit funds in an amount not to exceed \$122,254.00 paid by **GRANTEE** in the Capital Gifts, Donation and Development Fund, Fund 0530; Department PKR; Unit W665; Revenue Code 8428.

SECTION 6. That this contract is designated as Contract No. PKR- 2021-00014917.

SECTION 7. 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.