

June 23, 2021

WHEREAS, Chapter 791 of the Texas Government Code and Texas Transportation Code Article 251 provides authorization for local governments to contract with each other for the performance of governmental functions and services, and joint funding of transportation projects; and

WHEREAS, on December 11, 2019, City Council authorized Supplemental Agreement No. 3 to the Development Agreement with the Woodall Rodgers Park Foundation, a Texas non-profit foundation, for the design, construction and financing of the Phase 2 expansion of Klyde Warren Park ("Park") located at 2012 Woodall Rodgers Freeway to (a) include the Klyde Warren Park Phase 2 Extension, as described below and to (b) include a nearby portion of unused City right-of-way encompassed by the eastbound side of Woodall Rodgers Freeway service road, the southbound side of North Pearl Street, the southbound Olive Street on ramp to the Woodall Rodgers Freeway and adjacent parking lot to relocate the existing dog park component of the Park, which (a) and (b) collectively hereafter referred to as KWP2, by Resolution No. 19-1931; and

WHEREAS, the Regional Transportation Council (RTC), the North Central Texas Council of Governments (NCTCOG), and the City of Dallas (City), and joined and consented to by the Woodall Rodgers Park Foundation (WRPF) desire to enter into an Interlocal Agreement (ILA) to secure \$30,000,000.00 in federal Surface Transportation Block Grant (STBG) Funds for the expansion of KWP2; and

WHEREAS, \$10,000,000.00 of STBG Funds is subject to repayment by the City to NCTCOG after completion of the KWP2 Project; and

WHEREAS, Supplemental Agreement No. 3 to the Development Agreement stipulated that WRPF shall be responsible for repayment of the \$10,000,000.00 repayment obligation, plus any interest accrued; and

WHEREAS, NCTCOG and RTC agree that nothing in the ILA creates a debt for the City for any purposes under applicable law.

Now, Therefore,

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

June 23, 2021

SECTION 1. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute an Interlocal Agreement between the Regional Transportation Council (RTC), the North Central Texas Council of Governments (NCTCOG), and the City of Dallas (City), and joined and consented to by the Woodall Rodgers Park Foundation (WRPF) to secure \$30,000,000.00 in federal Surface Transportation Block Grant (STBG) Funds for the expansion of Klyde Warren Park, known as “Klyde Warren Park Phase 2” (KWP2), approved as to form by the City Attorney, for the expansion of KWP2, and available for the construction of KWP2 by a separate Advance Funding Agreement between the City and Texas Department of Transportation and execution of the ILA including all terms, conditions, and documents required by the agreement.

SECTION 2. That \$10,000,000.00 of STBG Funds is subject to repayment by the City to NCTCOG after completion of the KWP2 Project.

SECTION 3. That WRPF shall be responsible for repayment of the \$10,000,000.00 repayment obligation, plus any interest accrued from the following sources: approximately \$3,000,000.00 from City Center Tax Increment Financing District Funds, if approved by City Council, and \$7,000,000.00 from other sources.

SECTION 4. That the City Manager is hereby authorized to increase appropriations in the amount of \$10,000,000.00 in the Woodall Rodgers Development Fund, Fund WR06, Department PKR, Unit W695, Object 4599.

SECTION 5. That the Chief Financial Officer is hereby authorized to receive and deposit funds in the amount of \$10,000,000.00 from WRPF in the Woodall Rodgers Development Fund, Fund WR06, Department PKR, Unit W695, Revenue Code 8492.

SECTION 6. That the Chief Financial Officer is hereby authorized to disburse funds in the amount of approximately \$10,000,000.00 to NCTCOG, in accordance with the terms and conditions of the AFAs, from Woodall Rodgers Development Fund, Fund WR06, Department PKR, Unit W695, Object 4599, Activity DWTN, Program PKKLYDEW, Encumbrance/Contract No. PKR-2021-00016540, Commodity 91200, Vendor 265554.

SECTION 7. That NCTCOG and RTC agree that nothing in the ILA creates a debt for the City for any purposes under applicable law.

SECTION 8. 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.