

Memorandum

DATE February 27, 2009

TO Trinity River Corridor Project Committee Members:
David A. Neumann (Chair)
Mayor Pro Tem Dr. Elba Garcia (Vice-Chair)
Deputy Mayor Pro Tem Dwaine Caraway
Carolyn R. Davis
Linda Koop



Pauline Medrano
Mitchell Rasansky
Steve Salazar

SUBJECT **Amendment to the Purchase and Sale Agreement with Union Pacific Railroad Company**

On the March 25, 2009 Dallas City Council Agenda, the Trinity River Corridor Project Office will be requesting action to authorize an amendment to the Purchase and Sale Agreement with Union Pacific Railroad Company. They have asked us to modify certain conditions precedent to the sale for the acquisition of land known as portions of the Trinity Industrial Lead located adjacent to the northeast side of the east Trinity Levee near the Continental Viaduct extending to Mockingbird Lane. These changes do not result in any changes to the cost consideration to the City.

On August 27, 2008, Council authorized entering into an agreement with the Union Pacific Railroad Company for the acquisition of portions of the Trinity Industrial Lead. The property is required for purposes directly related to the Trinity River Corridor Project, Trinity Parkway, as well as expansion of the Baker Pump Station.

On December 10, 2008, Council amended the Purchase and Sale Agreement to extend the closing date from December 19, 2008 to February 16, 2009 in order allow Union Pacific Railroad Company and the City time to complete the title review, surveys and feasibility studies. Authorization of this amendment also included a provision authorizing the City to procure the property by means of eminent domain in the event that the property is not purchased under the amended Purchase and Sale Agreement.

Due to attrition at the Union Pacific Railroad Company during the past several months, their legal staff has requested additional time to continue reviewing the legal descriptions, title work, and environmental studies. This action will authorize a second amendment to the Purchase and Sale Agreement permitting an extension of the time periods for the title review, surveys and feasibility studies and extends the closing date from February 16, 2009 to May 15, 2009.

Please let me know if you have any additional questions.

Jill A. Jordan, P.E.
Assistant City Manager



THE TRINITY
DALLAS

C: The Honorable Mayor and Members of the Dallas City Council
Mary K. Suhm, City Manager
Ryan S. Evans, First Assistant City Manager
Ramon F. Miguez, P.E., Assistant City Manager
A. C. Gonzalez, Assistant City Manager
Forest E. Turner, Interim Assistant City Manager
Dave K. Cook, Chief Financial Officer

Deborah A. Watkins, City Secretary
Thomas P. Perkins, Jr., City Attorney
Craig D. Kinton, City Auditor
Judge C. Victor Lander, Administrative Judge
Helena Stevens-Thompson, Assistant to the City Manager
Frank Libro, Director, Public Information Office

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SUBJECT **Student Conservation Association Supplemental Agreement**

On the March 25, 2009 Dallas City Council Agenda, the Trinity River Corridor Project Office will be requesting action to authorize supplemental agreement with the Student Conservation Association (SCA) to provide construction and maintenance of soft surface trails in Rochester Park in an amount not to exceed \$145,457. This agreement is scheduled to begin in April 2009 and be complete in April 2011.

The SCA is a nonprofit national organization that offers conservation internships and summer trail crew opportunities to more than 3,000 youth each year. On June 25, 2008, Council authorized an agreement with the SCA to provide in-kind services for the construction of soft surface trails in Rochester Park in an amount not to exceed \$35,000. As part of this agreement, the SCA engaged ten local students to build and maintain 3.6 miles of soft surface trail in Rochester Park. Additionally, they held a service event on January 24, 2009 to teach new and returning students about the Great Trinity Forest and trail maintenance.

This action will authorize a supplement to the original agreement to continue with efforts to build soft surface trails in Rochester Park. The funds will expand the original program to include a year round program, a summer Conservation Crew, a college student for a six month internship to work with City staff, and three service events to engage the community at large. This is an opportunity to provide valuable learning and job training opportunities to youth in Dallas. We are excited to continue our partnership with the SCA and look forward to working with this group.

Please let me know if you have any additional questions.

Jill A. Jordan, P.E.
Assistant City Manager



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