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CITY SECRETARY
DALLAS, TEXAS

MOBILITY SOLUTIONS, INFRASTRUCTURE & SUSTAINABILITY COMMITTEE

DALLAS CITY COUNCIL COMMITTEE AGENDA

MONDAY, JUNE 10, 2019
CITY HALL
COUNCIL BRIEFING ROOM, 6ES
1500 MARILLA STREET
DALLAS, TEXAS 75201
2:00 P.M.– 3:30 P.M.

Chair, Councilmember Lee M. Kleinman
Vice Chair, Councilmember Rickey D. Callahan
Councilmember Sandy Greyson
Councilmember Adam Medrano
Councilmember Casey Thomas, II
Councilmember Tennell Atkins
Councilmember Carolyn King Arnold

Call to Order

1. Approval of May 13, 2019 Minutes

BRIEFINGS

2. Transit Signal Priority - Interlocal Agreement — Michael Rogers, Director, Department of Transportation

BRIEFING MEMOS

3. TxDOT Multiple Use Agreement Amendment

4. D-Link Interlocal Funding Agreement Update

MONTHLY REPORT

5. Interagency Transportation Report

6. UPCOMING AGENDA ITEMS

June 12, 2019

A. Agenda Item #5: Authorize (1) a Contribution in Aid of Construction Agreement with the North Texas Municipal Water District (NTMWD) for funding participation in the partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road; (2) the receipt and deposit of funds from NTMWD in an amount not to exceed $63,000.00 for NTMWD's share of the project costs in the Capital Projects Reimbursement Fund; and (3) an increase in appropriations in an amount not to exceed $63,000.00 in the Capital Projects Reimbursement Fund - Not to exceed $63,000.00 - Financing: Capital Projects Reimbursement Fund (PBW)

B. Agenda Item #6: Authorize a professional services contract with Dannenbaum Engineering Company - Dallas, LLC for the engineering design of Street Reconstruction Group 17-1410 (list attached to the Agenda

Information Sheet) - Not to exceed $275,373.55 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) (PBW)

C. Agenda Item #7: Authorize a professional services contract with Dikita Enterprises, Inc. for the engineering design of Street Reconstruction Group 17-2009 (list attached to the Agenda Information Sheet) - Not to exceed $202,665.26 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) ($190,465.26) and Water Utilities Capital Construction Funds ($12,200.00) (PBW)

D. Agenda Item #8: Authorize a professional services contract with Walter P. Moore and Associates, Inc. for the engineering design of Street Reconstruction Group 17-8001 (list attached to the Agenda Information Sheet) - Not to exceed $118,878.99 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) ($116,053.99) and Water Construction Fund ($2,825.00) (PBW)

E. Agenda Item #9: Authorize a construction contract for the construction of thoroughfare improvements for South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive - DDM Construction Corporation, lowest responsible bidder of five - Not to exceed $1,826,950.00 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds) (PBW)

F. Agenda Item #10: Authorize an increase in the construction services contract with Texas Standard Construction, Ltd. for additional storm drainage work, water main lowering, and wastewater lateral adjustment construction on Fordham Road from Bonnie View Road to Illinois Avenue - Not to exceed $112,186.81, from $3,196,267.75 to $3,308,454.56 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds) (PBW)

G. Agenda Item #11: Authorize an increase in the construction services contract with Pavecon Public Works, LP for additional work associated with the construction of a drainage channel and the installation of light emitting diode street lighting for Chalk Hill Road from Davis Street to 800 feet south of Interstate Highway 30 - Not to exceed $171,054.30, from $10,332,248.64 to $10,503,302.94 - Financing: Street and Transportation Improvements Fund (2006 Bond Funds) (PBW)

H. Agenda Item #12: Authorize an increase in the construction services contract with Jeske Construction Company to remove various concrete panels found underneath the roadway and add eight-inch flex-base material, and add permanent traffic signs and pavement markings along South Ewing Avenue from Galloway Avenue to Genoa Avenue - Not to exceed $149,693.90, from $2,082,956.00 to $2,232,649.90 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds) (PBW)

I. Agenda Item #15: Authorize acquisition from Curtis Seastrunk, of approximately 7,308 square feet of land located in Hunt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $5,000.00 ($2,517.00, plus closing costs and title expenses not to exceed $2,483.00) - Financing: Water Construction Fund (SDC)

J. Agenda Item #16: Authorize acquisition from Dora Jean Gayler, of approximately 37,827 square feet of land located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $16,026.00 ($13,026.00, plus closing costs and title expenses not to exceed $3,000.00) - Financing: Water Construction Fund (SDC)

K. Agenda Item #17: Authorize acquisition from Lawrence Schmitz, of approximately 7,944 square feet of land improved with a single-family dwelling located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $48,000.00 ($45,000.00, plus closing costs and title expenses not to exceed $3,000.00) - Financing: Water Construction Fund (SDC)

L. Agenda Item #18: Authorize acquisition from North Texas Municipal Water District, of approximately 13,197 square feet of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $13,500.00 ($10,065.00, plus closing costs and title expenses not to exceed $3,435.00) - Financing: Water Construction Fund (SDC)

M. Agenda Item #19: Authorize acquisition from Maria Barba, of approximately 7,802 square feet of land with a single-family dwelling located near the intersection of Pontiac and Morrell Avenues for the Cadillac Heights Phase II Project - Not to exceed $80,000.00 ($76,500.00, plus closing costs and title expenses not exceed $3,500.00) - Financing: Land Acquisition in Cadillac Heights Fund (2006 Bond Funds) (SDC)

N. Agenda Item #20: Authorize moving expense and replacement housing payments for Maria Gloria DeLeon as a result of an official written offer of just compensation to purchase real property at 2926 McGowan

Street for the Cadillac Heights Phase II Project - Not to exceed $64,900.00 - Financing: Land Acquisition in Cadillac Heights Fund (2006 Bond Funds) (SDC)

O. Agenda Item #21: A resolution authorizing the conveyance of approximately 9,203 square feet of City-owned land to the State of Texas located in Collin County near the intersection of State Highway 205 and John King Boulevard - Revenue: $2,588.00 (SDC)

P. Agenda Item #22: A resolution authorizing the conveyance of a tract of land and Drainage Easement for a total of approximately 9,308 square feet of City-owned land to the State of Texas located in Collin County near the intersection of State Highway 205 and John King Boulevard - Revenue: $2,712.00 (SDC)

Q. Agenda Item #23: An ordinance abandoning a portion of an alley to 75218 Property Company, the abutting owner, containing approximately 8,893 square feet of land, located near the intersection of Harter Road and Lake Highlands Drive; and authorizing the quitclaim - Revenue: $151,181.00, plus the $20.00 ordinance publication fee (SDC)

R. Agenda Item #24: An ordinance abandoning a portion of a sanitary sewer easement to 2015 Prairie LLC, the abutting owner, located near the intersection of Prairie Avenue and Monarch Street - Revenue: $5,400.00, plus the $20.00 ordinance publication fee (SDC)

S. Agenda Item #25: Authorize an amendment to an existing license agreement with American Towers LLC, d/b/a American Texas Towers LLC to (1) install additional antennas at the Premises; (2) increase monthly license payments; and (3) provide for a one-time "Capital Contribution Fee" representing the City's contribution for costs associated with tower modifications required to accommodate the installation of the City's equipment for approximately 14,895 square feet of land and tower space located at 2833 Remond Drive to be used for Police and Fire radio channels for the period August 1, 2019 through March 10, 2024 - Not to exceed $41,085.00, from $869,938.36 to $911,023.36 - Financing: Communication Service Fund ($19,880.00) (subject to annual appropriations) and 2018 Master Lease Equipment Fund ($21,205.00) (SDC)

T. Agenda Item #27: Authorize payment to the Texas Department of Transportation for cost overruns related to intersection and traffic signal improvements at the following five locations: Lombardy Lane and Brockbank Drive, Illinois Avenue and Vernon Avenue, Ferguson Road and Maylee Boulevard/Shiloh Road, Cedar Springs Road and Douglas Avenue, Olive Street and San Jacinto Street in the amount of $162,321.47 - Financing: General Fund (TRN)

U. Agenda Item #28: Authorize (1) the receipt and deposit of funds in an amount not to exceed $12,800.00 from HCBeck, LTD on behalf of AT&T, Inc. for material, equipment and labor provided by the City related to the construction of a traffic signal upgrade at Griffin and Wood Streets; and (2) an increase in appropriations in an amount not to exceed $12,800.00 in the Capital Projects Reimbursement Fund - Not to exceed $12,800.00 - Financing: Capital Projects Reimbursement Funds (TRN)

V. Agenda Item #29: Authorize (1) the acceptance of a grant from the U.S. Department of Transportation Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Surface Transportation Block Grant (Agreement No. CSJ 0918-47-072, CFDA No. 20.205) in the amount of $1,791,508.00 as federal share in the total project cost estimate of $2,418,411.00 (includes Federal and State participation of $1,955,406.00) for costs related to the installation of safety measures at several railroad/roadway crossing locations in East Dallas along the Kansas City Southern Railway corridor for the establishment of a Quiet Zone; (2) the establishment of appropriations in the amount of $1,791,508.00 in the Surface Transportation Block Grant Project Fund; (3) the receipt and deposit of funds in the amount of $1,791,508.00 in the Surface Transportation Block Grant Project Fund; (4) a required local match in the amount of $463,005.00 from 2017 Bond Funds; (5) disbursement of a portion of local match funds in the amount of $15,128.00 to be issued as warrant checks to TxDOT for State construction costs and other State direct costs related to the project (includes $5,988.00 initial payment and $9,140.00 payment prior to construction); and (6) execution of the Local Project Advance Funding Agreement with TxDOT in the approximate amount of $2,418,411.00 and all terms, conditions, and documents required by the agreement - Total amount of $2,418,411.00 - Financing: Texas Department of Transportation Grant Funds ($1,955,406.00) and Street and Transportation (A) Fund (2017 Bond Funds) ($463,005.00) (see Fiscal Information) (TRN)

W. Agenda Item #53: Authorize a professional services contract with Halff Associates, Inc., for the engineering design of Storm Drainage Contract No. 2 (list attached to the Agenda Information Sheet) - Not to exceed $965,165.00 - Financing: Storm Drainage Management Capital Construction Fund (DWU)

X. Agenda Item #54: Authorize a professional services contract with Garver, LLC for the engineering design of Storm Drainage Contract No. 3 (list attached to the Agenda Information Sheet) - Not to exceed $886,940.13 - Financing: Storm Drainage Management Capital Construction Fund (DWU)

Y. Agenda Item #55: Authorize a professional services contract with Jacobs Engineering Group, Inc. to provide engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up associated with aeration improvements at the Central Wastewater Treatment Plant - Not to exceed $3,474,000.00 - Financing: Sewer Construction Fund (DWU)

Z. Agenda Item #56: Authorize a professional services contract with Freese and Nichols, Inc. to provide construction management services for construction contracts related to improvements at the Elm Fork Water Treatment Plant, the East Side Water Treatment Plant, the Bachman Water Treatment Plant, and the Walnut Hill Pump Station - Not to exceed $7,042,700.00 - Financing: Water Capital Improvement Fund (DWU)

AA. Agenda Item #57: Authorize an increase in the construction services contract with MWH Constructors, Inc. for additional work associated with water quality and miscellaneous improvements at the Bachman Water Treatment Plant - Not to exceed $203,201.70, from $48,736,051.75 to $48,939,253.45 - Financing: Water Capital Improvement Fund (DWU)

BB. Agenda Item #58: Authorize an increase in the construction services contract with Oscar Renda Contracting, Inc. for additional work associated with improvements at three meter vaults (list attached to the Agenda Information Sheet) - Not to exceed $482,106.00, from $4,000,000.00 to $4,482,106.00 - Financing: Water Capital Improvement Fund (DWU)

CC. Agenda Item #59: Authorize an increase in the construction services contract with BAR Constructors, Inc. for additional work associated with the construction of a new pump station to replace the existing Pump Station No.1 at the Elm Fork Water Treatment Plant - Not to exceed $644,091.87, from $50,090,500.00 to $50,734,591.87 - Financing: Water Capital Improvement Fund (DWU)

DD. Agenda Item #60: Authorize Supplemental Agreement No. 1 to the professional services contract with JQ Infrastructure, LLC to provide additional engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up of rehabilitation improvements for influent piping and equipment at the Central Wastewater Treatment Plant - Not to exceed $708,681.00, from $1,095,000.00 to $1,803,681.00 - Financing: Wastewater Capital Improvement Fund (DWU)

EE. Agenda Item #61: Authorize Supplemental Agreement No. 1 to the professional services contract with HDR Engineering, Inc. to provide additional engineering services for corrosion prevention design of three priority water transmission pipeline locations - Not to exceed $325,710.00, from $1,644,038.00 to $1,969,748.00 - Financing: Water Capital Improvement Fund (DWU)

Adjourn

Lee M. Kleinman

Lee M. Kleinman, Chair
Mobility Solutions, Infrastructure and Sustainability Committee

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]

HANDGUN PROHIBITION NOTICE FOR MEETING 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."

"De acuerdo con la sección 30.07 del código penal (ingreso sin autorización de un titular de una licencia con una pistola a la vista), 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 a la vista."

Mobility Solutions, Infrastructure & Sustainability Committee Meeting Record

The Mobility Solutions, Infrastructure & Sustainability Committee meetings are recorded. Agenda materials are available online at www.dallascityhall.com. Recordings may be reviewed/copied by contacting the Mobility Solutions, Infrastructure & Sustainability Committee Coordinator at 214-671-9465.

Meeting Date: May 13, 2019 **Convened:** 2:03 p.m. **Adjourned:** 3:24 p.m.

Committee Members Present:
Lee M. Kleinman, Chair
Rickey D. Callahan, Vice Chair
Tennell Atkins
Sandy Greyson
Adam Medrano
Casey Thomas, II
Carolyn King Arnold

Committee Members Absent:
N/A

Other Council Members Present:
N/A

Presenters:
Majed Al-Ghafry, Assistant City Manager
Robert Perez, (I) Director, Department of Public Works

City Staff Present:
Kris Sweckard, Sustainable Development and Construction
Ashley Eubanks, Sustainable Development and Construction
Brita Andercheck, Department of Transportation
Robert Perez, Department of Public Works
Rick Galceran, Office of the Bond Program
Sandra DuBose, City Secretary's Office
Terry Lowery, Dallas Water Utilities
Sarah Standifer, Dallas Water Utilities
Michael Rogers, Department of Transportation
Towfiq Khan, Department of Transportation
Shombray Irby, City Secretary's Office
Jesse Salazar, City Secretary's Office

AGENDA

Call to Order (2:03 p.m.)

1. **Approval of the April 22, 2019 Meeting Minutes**
   Presenter(s): Lee M. Kleinman, Chair
   Action Taken/Committee Recommendation(s): A motion was made to approve the minutes for the April 22, 2019 Mobility Solutions, Infrastructure & Sustainability Committee meeting.

   Motion made by: Sandy Greyson
   Item passed unanimously: X
   Item failed unanimously:
   Motion seconded by: Rickey D. Callahan
   Item passed on a divided vote:
   Item failed on a divided vote:

2. **Dallas Area Rapid Transit Board Appointment Interviews and Recommendations to the City Council**
   Presenter(s): Lee Kleinman, Chair
   Action Taken/Committee Recommendation(s): A motion was made to move the recommendation for Ray Jackson, Patrick Kennedy, Jon-Bertrell Killen, Amanda Moreno-Lake, Eliseo Ruiz, and Michele Wong Krause to be reappointed to the DART Board forward to the full City Council for consideration.

   Motion made by: Tennell Atkins
   Item passed unanimously: X
   Item failed unanimously:
   Motion seconded by: Sandy Greyson
   Item passed on a divided vote:
   Item failed on a divided vote:

DRAFT

3. **Deployment Update of Small Cell Network Nodes**
   Presenter(s): Robert Perez, Interim Director, Department of Public Works
   Action Taken/Committee Recommendation(s): Councilmember Atkins asked about the timeline for the pilot program and the number of applications the City has received for small cell sites. Councilmember Atkins and Councilmember Arnold requested a breakdown of the small cell sites by City Council district. Councilmember Kleinman noted that the design of the small cell poles had improved, and that the City was taking an innovative approach to working with the carriers. Information only.

4. **May 22, 2019 City Council Agenda Item – Transportation Development Credits**
   Presenter(s): Lee M. Kleinman, Chair
   Action Taken/Committee Recommendation(s): A motion was made to move this item forward to the full City Council for consideration.

   Motion made by: Casey Thomas
   Item passed unanimously: X
   Item failed unanimously:
   Motion seconded by: Rickey D. Callahan
   Item passed on a divided vote:
   Item failed on a divided vote:

5. **Upcoming Agenda Items**
   Presenter(s): Lee M. Kleinman, Chair
   Action Taken/Committee Recommendation(s): A motion was made to move the items forward to the full City Council for consideration.

   Motion made by: Casey Thomas
   Item passed unanimously: X
   Item failed unanimously:
   Motion seconded by: Tennell Atkins
   Item passed on a divided vote:
   Item failed on a divided vote:

Adjourn (3:24 p.m.)

APPROVED BY:

Lee M. Kleinman, Chair
Mobility Solutions, Infrastructure, & Sustainability Committee

ATTESTED BY:

Kate Bower, Coordinator
Mobility Solutions, Infrastructure, & Sustainability Committee

Memorandum

CITY OF DALLAS

DATE June 7, 2019

TO Honorable Members of the Mobility Solutions, Infrastructure and Sustainability Committee

SUBJECT **Transit Signal Priority- Interlocal Agreement**

On Monday, June 10, 2019, the Mobility Solutions, Infrastructure and Sustainability Committee will be briefed on the Transit Signal Priority pilot project and associated interlocal agreement. The briefing materials are attached for your review.

Please contact Michael Rogers, Director of the Department of Transportation, at michael.rogers@dallascityhall.com if you have any questions or concerns.

Majed A. Al-Ghafry, P.E.
Assistant City Manager

[Attachment]

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Bilierae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizor Tolbert, Chief of Staff to the City Manager
Jon Fortune, Assistant City Manager
Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Alequresh, Chief Innovation Officer
Directors and Assistant Directors

Transit Signal Priority- Interlocal Agreement

Mobility Solutions, Infrastructure and Sustainability Committee

June 10, 2019

Michael Rogers, Director
Department of Transportation

Presentation Overview

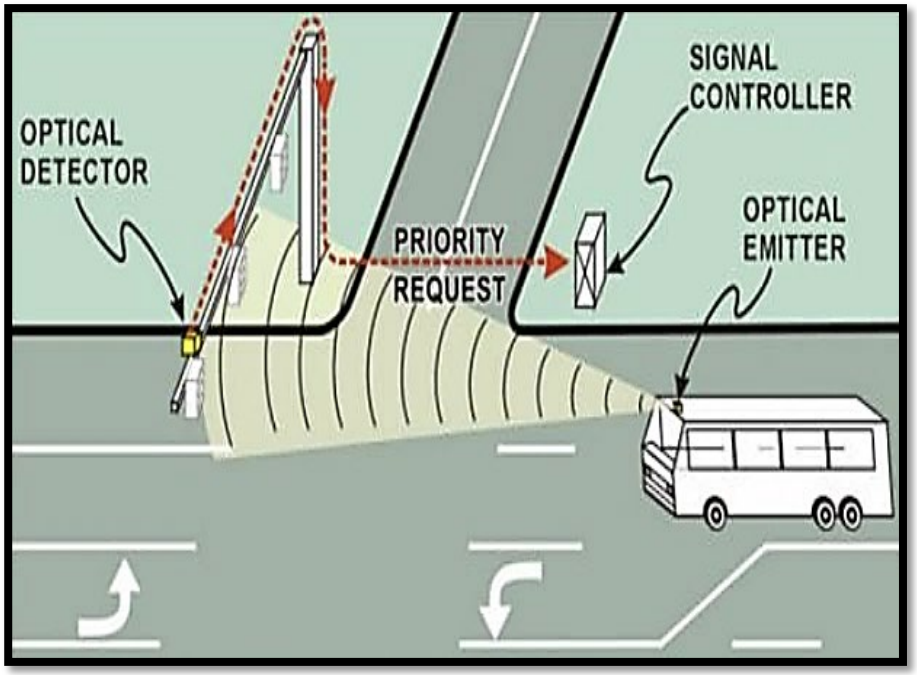
- Background
- Purpose
- Operational Criteria and Issues
- Operational Benefits and Impact
- Routes
- Proposed Implementation Plan
- Next Steps

Background

- The City has been working with DART to:
  - reduce travel time for Dallas residents
  - promote ridership through improvements to on-time performance and reduced travel time
- The pilot program will help to address travel time to places of employment.
- In 2017 DART conducted a speed & delay study along the Belt Line route between downtown Garland station and North Irving Transit Center. The study showed 16% of the route trip time (15-18 minutes) was spent at traffic signals.
- Advancements in signal technology can improve the on-time performance. This technology is referred to as Transit Signal Priority (TSP).

Purpose of Transit Signal Priority (TSP)

- Reduce or eliminate unnecessary stops at signalized intersections
- Modify signal phasing for the bus and provide:
  - Early green light
  - Green light extension
- This process is accomplished through communication between equipment on the bus and the signal controller.



TSP Pilot Program Criteria and Issues

- TSP implementation criteria:
  - Corridors with traffic congestion
  - Corridors that have operation efficiency issues
  - Future Bus Rapid Transit (BRT) / queue jump lanes

- All TSP routes selected under this pilot program meet these criteria with the objective to reduce route traffic signal delays for transit by 25% (5 minutes).

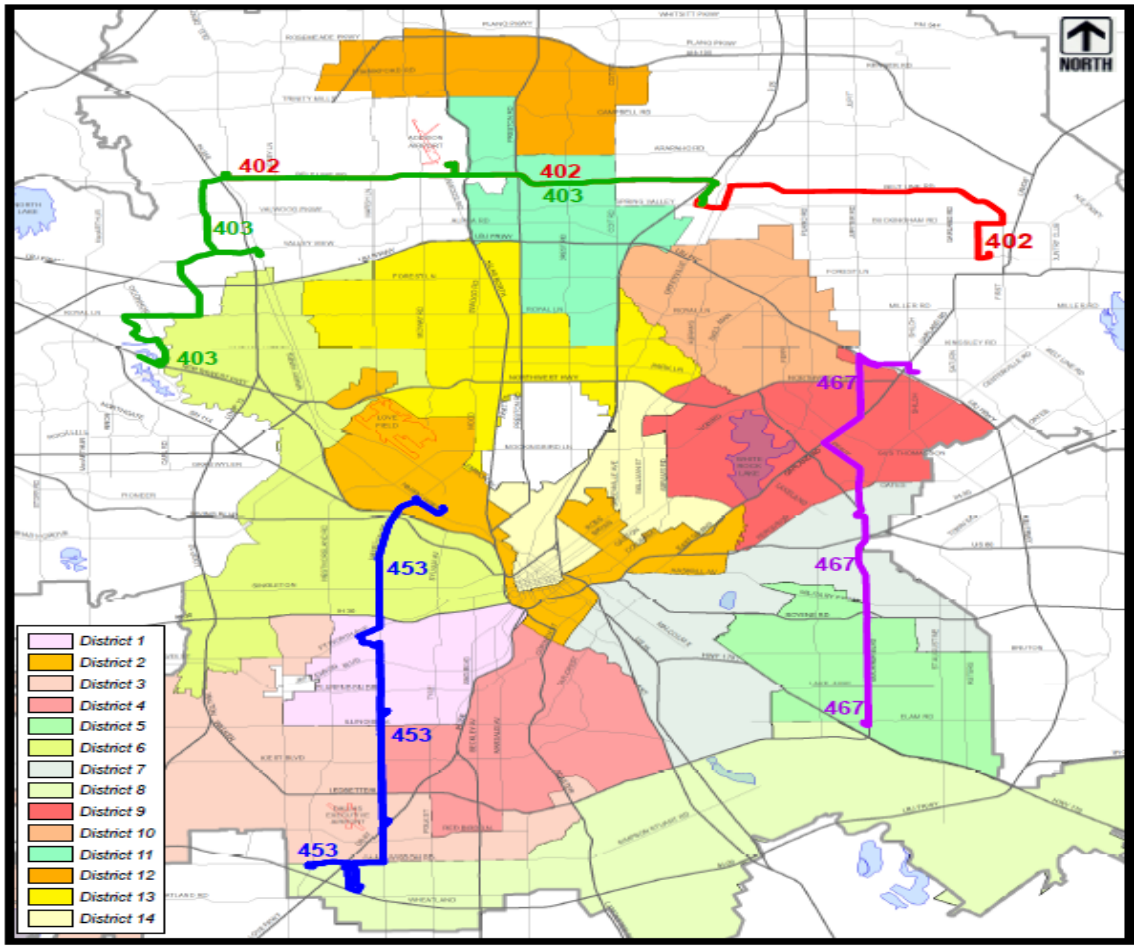
TSP Operational Benefits and Impacts

- Provides City of Dallas residents with consistent and reliable service based on meeting targeted performance.
- City emergency vehicles can utilize DART's TSP intersections if emitter equipment is installed on vehicles.
- Prevents DART from having to add additional vehicles to the routes which will help in reducing emissions.
- The system can be integrated into the future City of Dallas advanced traffic control system upgrades.

TSP Routes and Council Districts

Route No.	City Council District	Cities
402 - Belt Line Rd. Between Downtown Garland Station and Downtown Carrollton Station	11	Dallas, Addison, Carrollton, Richardson, Garland
403 – Belt Line Rd. Between Spring Valley Station and Irving Convention Center Station	11, 6	Dallas, Addison Carrollton, Richardson, Farmers Branch
453 – Hampton Rd. Between Southwest Medical District and Stone Ridge Business Park	8, 6, 4, 3, 2, 1	Dallas
467 – Buckner Blvd Between South Garland Transit Center and Buckner Station	9, 7, 5	Dallas, Garland

TSP Routes and Council Districts



DART Planning & Development

Selected Routes On-Time Performance

- DART's FY 19 on-time performance goal is 82.5%.
- Routes 402, 403 and 467 are not meeting goal due to:
  - Traffic signal delays
  - Traffic congestion
- Route 453 met goal, but continues to experience traffic congestion issues.

Corridor	Weekday On-Time Performance August 2018
Belt Line (routes no. 402 and 403)	75.56%
Buckner (route no.467)	74.17%
Hampton (route no. 453)	84.66%

TSP Routes Hours of Service and Ridership

TSP- Route Number	Weekday Hours of Service	Weekend Hours of Service	Average Weekday Ridership
402	5AM-11PM	6AM-9PM	1,058
403	5AM-11PM	6AM-9PM	897
453	4:20AM-1AM	5AM-Midnight	2,015
467	4:30AM-1AM	6AM-Midnight	1,810

TSP Pilot Implementation Plan (1 of 2)

- TSP will be implemented in the following corridors as a 5-year pilot project:
  - Beltline-Routes 402 and 403
  - Hampton-Route 453
  - Buckner-Route 467
- DART selected those routes based on FY 18 on-time performance results compared to the FY 19 target of 82.5%.
- The pilot project will be implemented in FY 20.

TSP Pilot Implementation Plan (2 of 2)

- DART will purchase a 5-year subscription service with a service provider in the amount not to exceed $2,879,785.
- This service includes:
  - Opticom equipment and software – traffic signals and DART buses
  - Hardware and software upgrades
  - Maintenance warranty
- The City of Dallas will not incur any project costs.
- DART's current Speed & Delay study will serve as the baseline study. DART plans on conducting similar studies post TSP implementation to evaluate its effectiveness.

Interlocal Agreement (ILA)

- City of Dallas staff has worked with DART staff to coordinate the implementation of their TSP pilot project.
- This project will require an ILA with DART authorizing DART to use TSP with the City of Dallas' traffic signal systems.
- The ILA will authorize the City of Dallas to use TSP for emergency vehicles that operate on the routes that DART implements.

Next Steps

- Request MSIS support for the June 26, 2019 City Council agenda item for this pilot program.
- Authorize City Manager to execute an interlocal agreement for implementation of DART's Transit Signal Priority pilot project.
- Work with DART in implementing and monitoring this pilot program's effectiveness through annual performance reports.
- Work with DFR to identify equipment and costs that will be needed for emergency vehicles to utilize the TSP system.

Transit Signal Priority- Interlocal Agreement

Mobility Solutions, Infrastructure and Sustainability Committee

June 10, 2019

Michael Rogers, Director
Department of Transportation

Memorandum

DATE June 7, 2019

CITY OF DALLAS

TO Honorable Members of the Mobility Solutions Infrastructure and Sustainability Committee

SUBJECT **TxDOT Multiple Use Agreement Amendment**

On February 25, 2019, the Mobility Solutions, Infrastructure and Sustainability (MSIS) Committee was briefed on a possible amendment to the Multiple Use Agreement (MUA) between TxDOT and the City of Dallas. This agreement constitutes permitting the construction, maintenance and operation of a combination of parking lots and public parks within the highway right-of-way of IH-45 and IH-345 between Martin Luther King Jr. Boulevard and Good Latimer Expressway.

TxDOT requested to remove the land surrounded by Taylor Street, Canton Street, Henry Street, and Good Latimer Expressway from the MUA to allow for a private use. This request created community and business concerns regarding pedestrian safety, walkability, limited parking and traffic flow. Additionally, during the MSIS Committee briefing, two Councilmembers expressed concerns about the air quality at the site.

To address the pedestrian safety, walkability and parking issues, Department of Transportation staff added 185 Light Emitting Diode (LED) lights to the area to increase walkability and address safety concerns and is also in the process of adding a total of 250 LED streetlights to improve safety around the neighborhood.

Staff is also proposing to utilize the vacant land known as Lot E to build a parking lot address community and business concerns. Lot E is connected to Henry Street, Taylor Street, and Canton Street and is currently being used as a TxDOT storage area for salt, sand, poles, etc. Staff plans for the construction to be complete within the next two years.

Staff also completed a traffic study based on the community's concerns and is currently piloting a rideshare program to improve traffic flow for the community as one of the enhancements. Staff will continue to work with the community to further enhance traffic flow throughout the area.

To address the air quality concerns, City staff from the Department of Transportation and the Office of Environmental Quality and Sustainability contacted the Environmental Protection Agency (EPA) to obtain a recent Air Quality Report of the Dallas area from their nearest test site. According to the EPA, the proposed land under the highway is

DATE June 7, 2019

SUBJECT **TxDOT Multiple Use Agreement Amendment**

expected to meet all national standards to protect human health and welfare according to the applicable National Ambient Air Quality Standards.

Staff continues to work on the logistic and legal aspects of the MUA amendment and has engaged the City Attorney's Office to ensure no future agreement terms will be violated for either party. Staff will continue to work with TxDOT and their legal team for final resolution to the MUA amendment, which will come before the City Council for their approval in the near future.

Please contact me if you have any questions or concerns.



Majed A. Al-Ghafry, P.E.
Assistant City Manager

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Bilierae Johnson, City Secretary
Preston Robinson, Administrative Judge
Kimberly Bizor Tolbert, Chief of Staff to the City Manager
Jon Fortune, Assistant City Manager
Joey Zapata, Assistant City Manager
Nadia Chandler Hardy, Assistant City Manager and Chief Resilience Officer
Michael Mendoza, Chief of Economic Development and Neighborhood Services
M. Elizabeth Reich, Chief Financial Officer
Laila Alequresh, Chief Innovation Officer
Directors and Assistant Directors

Memorandum

DATE June 7, 2019

CITY OF DALLAS

TO Honorable Members of the Mobility Solutions, Infrastructure and Sustainability Committee

SUBJECT **D-Link Interlocal Funding Agreement Update**

In November of 2013 D-Link began operating as a free bus service that was funded through a partnership between Downtown Dallas, Inc. (DDI), DART, and the City of Dallas. This was a pilot program to promote the Convention Center and other business activities in Downtown and the Bishops Arts area. In November of 2017 the City, DART, and DDI extended the contract for D-Link for one additional year. The goal for D-Link performance standards was to limit the wait time to no longer than ten minutes for requested service, 15-minute maximum ride durations, and a minimum of 450 average daily boardings. The primary objective was to increase ridership and reduce costs.

During the November 26, 2018 Mobility Solutions, Infrastructure and Sustainability Committee meeting, Department of Transportation Staff discussed potential funding agreements and change of service to D-Link based on D-Link not meeting the expected ridership of a minimum of 450 daily boardings. The FY 2019 D-Link annual cost is $1.12 million. The funding was split among the partners with the $345,000 being the responsibility of the the City of Dallas, $250,000 being the responsibility of DDI, and $517,000 from DART. The service changes consisted of converting the fixed route service to an either on-demand or combination of other innovative service options to replace the D-Link service that ended on March 24, 2018. These changes could have potentially served more destinations, reduced travel time and ensured quicker responses for services. However, at the May 28, 2019 DART Board meeting, DART moved their D-Link funding to improve transit routes in West Dallas, essentially terminating the D-Link service. This left only DDI and the Department of Transportation to work towards other solutions for providing additional transportation options in the Central Business District.

As part of the efforts to address first and last mile solutions for residents, business and visitors, the City will continue to initiate efforts to look at mobility solutions that can serve more destinations and provide better on-time and reliable service. With your support, the City will not be moving forward with funding the D-Link program in FY20 but instead, will focus on other mobility service solutions.

DATE June 7, 2019

SUBJECT **D-Link Interlocal Funding Agreement**

Please contact me if you have any questions or concerns.



Majed A. Al-Ghafry, P.E.
Assistant City Manager

c: T.C. Broadnax, City Manager
Chris Caso, City Attorney (Interim)
Mark Swann, City Auditor
Bilierae Johnson, City Secretary
Preston Robinson, Administrative Judge
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M. Elizabeth Reich, Chief Financial Officer
Laila Alequresh, Chief Innovation Officer
Directors and Assistant Directors

Interagency Transportation Report
RTC / TxDOT / NTTA / DART / DRMC / DFW Airport / HSR
June 2019

Regional Transportation Council (RTC)

2020 Unified Transportation Program (UTP) and Regional 10-Year Plan Update. The UTP is TxDOT's tool for allocating funding for a 10-year period. It is updated and approved annually by the Texas Transportation Commission (TTC). The Regional 10-year Plan is a plan that is required by HB 20 (passed by the Legislature in 2015). The RTC approved updates for these plans for the 2020-2029 timeframe at its May meeting. This is primarily an exercise to plan for the allocation of highway construction funding from three TxDOT funding categories:

- Category 2 – projects chosen by the RTC
- Category 4 – projects chosen by TxDOT
- Category 12 – projects chosen by the TTC

Projects included in the RTC-approved UTP and 10-Year Plan within the City of Dallas include:

- IH 635 LBJ East / Skillman-Audelia Bridge
- Reconstruction of SM Wright Connections
- IH 20 Frontage Roads
- IH 30 from the CBD to IH 635
- Northwest Highway / Skillman Interchange
- SH 78 (Garland Road) / Gaston Intersection

National Highway System (NHS) Review. The NHS is a network of nationally significant roadways that support the movement of people and goods between population centers, international border crossings, major military installations, and intermodal facilities. The NHS was created in the early 1990s after Congress declared that the Interstate Highway System was substantially complete. The NHS includes all interstate highways, but also includes other strategic highways designated by the Department of Defense and high-priority corridors designated by Congress. Other urban and rural arterial roadways are designated through coordination with local transportation officials.

NCTCOG is working with TxDOT and local governments on a review of NHS roadway designations. Designation as an NHS roadway would make it eligible for federal funds targeted to the NHS system, but it also requires the road to be built to federal design standards and for its maintenance to be monitored against national performance management measures. Since local arterials are not likely to receive NHS funding, there is not much benefit to a city thoroughfare being designated on the NHS system.

2021-2024 Transportation Improvement Program (TIP) Development. The TIP is a listing of all regionally significant transportation projects that already have funding commitments. It is updated every two years. NCTCOG and TxDOT staff will be meeting with city and county staff over the next few months to review the status of these projects and update their scope, schedule and funding sources. Final approval by the RTC will not occur until May 2020.

New RTC Officers to be Named in June. Council member Kleinman was named to the nominating committee tasked with making recommendations for 2019-2020 RTC officers. The

RTC has three officer positions: Chair, Vice Chair, and Secretary. Nominations are announced and voted on at the RTC's June meeting and the new officers begin their terms at the end of that meeting.

Clean Air Action Day. Air North Texas, the regional public awareness campaign for air quality, has designated June 21st as "Clean Air Acton Day". On this day, all North Texans are asked to do at least one thing to help improve air quality – examples include carpooling or using transit… biking or walking… bringing your lunch to work… or switching to energy efficient light bulbs.

Ozone Season Update. At the end of May, there had been five ozone exceedance days in 2019 – compared to nine by this time in 2018. The three-year average of the "design value" for ozone is currently 74 ppb (parts per billion) which meets the 2008 standard of 75 ppb, but exceeds the 2015 standard to be equal to or less than 70 ppb.

Texas Department of Transportation (TxDOT)

Update: IH 635 LBJ East. At its May 30th meeting, the Texas Transportation Commission (TTC) authorized conditional award of a $1.7 billion design-build contract for the IH 635 East project to Pegasus Link Constructors headed up by Fluor Enterprises and Balfour Beatty. Next steps include negotiation of final terms, federal concurrence with final award, and final contract execution in August 2019. The project will be completed by late 2024.

Proposition 1 Funding. The Legislature passed two bills that will stabilize the revenue stream from Proposition 1 and allow TxDOT to plan for the expenditure of these funds for the entire 10-year period of the next Unified Transportation Program (UTP). SB 962 extended the expiration date for Prop 1 funding from 2024 to 2034 and SB 69 set the sufficient balance at seven percent of certified general revenue which takes the politics out of a committee having to meet prior to any Prop 1 transfers to the state highway fund. Proposition 1, approved in 2014, authorized a portion of existing oil and natural gas production taxes (also known as severance taxes) to be transferred to the State Highway Fund for roadway construction.

North Texas Tollway Authority (NTTA)

Fourth Lane Projects Update. The NTTA has an ongoing program to add a fourth lane in each direction on several facilities. The fourth lanes are being added by widening into the median and have not required additional right-of-way.

- Dallas North Tollway (DNT)
  - US 380 to SRT – planning underway
  - SRT to PGBT – construction complete
  - PGBT to Belt Line (Dallas) – construction complete
- President George Bush Turnpike (PGBT)
  - SH 78 to DNT – construction complete
  - DNT to IH 35E – construction to be completed by late 2019
  - IH 35E to Belt Line (Irving) – construction to begin summer 2019
  - SH 183 to IH 20 – design underway
- Sam Rayburn Tollway (SRT)
  - US 75 to west of Denton Tap in Coppell – construction began January 2019

Board Mid-Year Retreat. The NTTA Board will hold its mid-year retreat on July 12th – additional information on meeting agenda, time and location will be announced soon.

Dallas Area Rapid Transit (DART)

Website addresses for Cotton Belt and CBD Subway (D2) Projects. DART maintains websites where the public can access historical and current information on these important projects – there are options on the websites to sign up for email or text alerts about new information and public meetings:

- Cotton Belt – www.dart.org/cottonbelt
- CBD Subway (D2) – www.dart.org/d2

Jarrett Walker Briefs DART Board on Bus Service. Jarrett Walker and Associates was recently tasked with doing an assessment of the current DART transit system focusing on the concept of ridership versus coverage. Mr. Walker is a leading transit planning specialist who worked on the Houston bus system redesign.

Mr. Walker emphasized the importance of "frequency" in the provision of bus service. Frequent service means riders can go when they want to go, make connections easily to get more places and have less risk of being stranded due to a disruption.

He discussed an approach to bus planning that focuses on two competing goals: (1) a "ridership" goal that seeks to maximize ridership at the lowest possible cost (business orientation), and (2) a "coverage" goal that seeks to provide some service for everyone (public service orientation). He evaluated the DART bus system and found that 55 percent of the routes primarily serve the "ridership" goal and 45 percent of the routes primarily serve the "coverage" goal. He found very little duplication of service which indicates that there is not much inefficiency in the bus system. He encouraged the DART Board to think carefully about their goals for ridership versus coverage as they move forward with their bus system planning. Recent bus system redesigns in other cities have increased their emphasis on "ridership" routes.

D2 Subway Tunnel Construction. The Board's Planning Committee was briefed on the issues associated with building a tunnel through downtown Dallas. The briefing covered four areas: tunnel construction, station construction, staging areas for removed material, and hauling routes. Staff indicated that the design team is still examining possible construction techniques for the project including cut-and-cover, sequential excavation, and tunnel boring machine.

Transit Oriented Development (TOD) Market Assessment. The Board's Planning Committee was briefed on an updated market assessment of the potential for TOD on DART-owned property near transit facilities. The study was conducted by Cushman and Wakefield and ranked 47 properties based on criteria assessing property attributes, development readiness. and market support for TOD. Ten of the fifteen highest ranking properties are in the City of Dallas with the Mockingbird Station area ranking the highest – each property's ranking is shown in parenthesis:

- Mockingbird Station (1)
- Park Lane Station (4)
- LBJ Central Station (5)
- Westmoreland Station (6)
- CBD East Transfer Center (7)
- Cedars Station/Powhattan (8)
- Forest Lane Station (9)

- Market Center Station (10)
- Inwood/Love Field Station (12)
- Pearl Arts District Station/San Jacinto (14)

Dallas Regional Mobility Coalition (DRMC)

The **May meeting of the DRMC** featured a presentation by **Chris Wallace, President and CEO of the North Texas Commission (NTC)**. The NTC is a public-private organization dedicated to advancing the North Texas region. Mr. Wallace identified three major challenges for the region: development of a workforce pipeline (education), infrastructure to handle rapid growth (including transportation), and housing attainability (especially in the larger metro areas). Regarding transportation, he indicated that the NTC supports the RTC's vision of an integrated multi-modal system that emphasizes choice, use of toll lanes to provide options for reliable travel times, and development of high-speed rail.

DRMC staff has recently begun distribution of a weekly email called the "**DRMC Weekly Wire**" that provides links to published articles on transportation issues and trends both locally and from around the country.

DFW International Airport (DFW)

DFW Airport Prepares for Big Summer Season. DFW has been growing at a record rate and that trend is expected to continue with more than 20 million customers this summer, a 7.6 percent increase from last year. Travelers have access to 27 new destinations since this time last year, nine of which are international. Some of the most highly anticipated additions include service to Dublin, Ireland and Munich, Germany, which began service on June 6th. American Airlines also announced new service to Acapulco and Huatulco, Mexico and St. Thomas, US Virgin Island.

DFW Airport releases 2018 Environmental, Social, and Governance Report. DFW released its third annual Environmental, Social, and Governance (ESG) report. The report details the airport's efforts in areas such as environmental sustainability, community engagement, and responsible governance. The report can be viewed at www.dfwairport.com/esg.

High Speed Rail (HSR)

Impact of Texas Legislature on HSR. The Legislature did not approve any bills that would have an adverse impact on the development of high-speed rail in Texas.

Texas Central Releases Updated Ridership Study. An updated ridership study conducted by L.E.K. Consulting estimates that more than 6 million passengers would be expected to ride high-speed rail between Dallas and Houston annually by 2029 and more than 13 million by 2050. They also found that 72 percent of frequent travelers, and 49 percent of non-travelers said they would either "probably" or "definitely" use the high-speed train on a Dallas-Houston trip if it were an option today. In general, they found that several characteristics of the Texas Central HSR project could help them achieve success: significant travel time savings versus auto, connecting large cities, being the optimal distance apart to be competitive against road and air, and having commercial freedom to maximize profit rather than passenger volume.

Agenda Information Sheet

File #: 19-754 **Item #:** 5.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 9

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize **(1)** a Contribution in Aid of Construction Agreement with the North Texas Municipal Water District (NTMWD) for funding participation in the partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road; **(2)** the receipt and deposit of funds from NTMWD in an amount not to exceed $63,000.00 for NTMWD's share of the project costs in the Capital Projects Reimbursement Fund; and **(3)** an increase in appropriations in an amount not to exceed $63,000.00 in the Capital Projects Reimbursement Fund - Not to exceed $63,000.00 - Financing: Capital Projects Reimbursement Fund

BACKGROUND

In February 2018, the NTMWD substantially completed construction on their Casa View Pump Station Control Structure Improvements and Ground Storage Tank Project. Consistent with the City of Dallas' storm drainage permitting process, NTMWD was required to design and construct a detention pond and flume to capture rainfall from the project site and discharge into the alley. All of the improvements made were within NTMWD's property. The flume, which meets all City of Dallas permit requirements, causes higher localized instantaneous flow to the alley that resulted in multiple complaints from residents in the area to the City of Dallas and NTMWD.

The instantaneous flows do not cause any flooding to the adjacent properties, but they do give the appearance of having higher volume of flows. To alleviate the residents' concerns, the City of Dallas approached NTMWD to see if they were willing to participate on a City of Dallas partial paving and drainage improvements project. While the alley is an asset that belongs solely to the City of Dallas, in the spirit of cooperation, NTMWD agreed to assist the City of Dallas.

On March 28, 2019, the NTMWD Board of Directors approved Consent Agenda Item No.19-03-04, attached as Exhibit "A", for funding as a Contribution in Aid of Construction for the City of Dallas' use for partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road.

This action will authorize the City to invoice NTMWD for their Contribution in Aid of Construction funding for use in the City's partial paving and drainage project.

The total estimated project cost for construction is $126,000.00 of which $63,000.00 is to be funded by NTMWD and $63,000.00 is to be funded by the City of Dallas. The City of Dallas is responsible for design and construction of the partial paving and drainage improvements.

ESTIMATED SCHEDULE OF PROJECT

Begin Construction	July 2019
Complete Construction	October 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Capital Projects Reimbursement Fund - $63,000.00

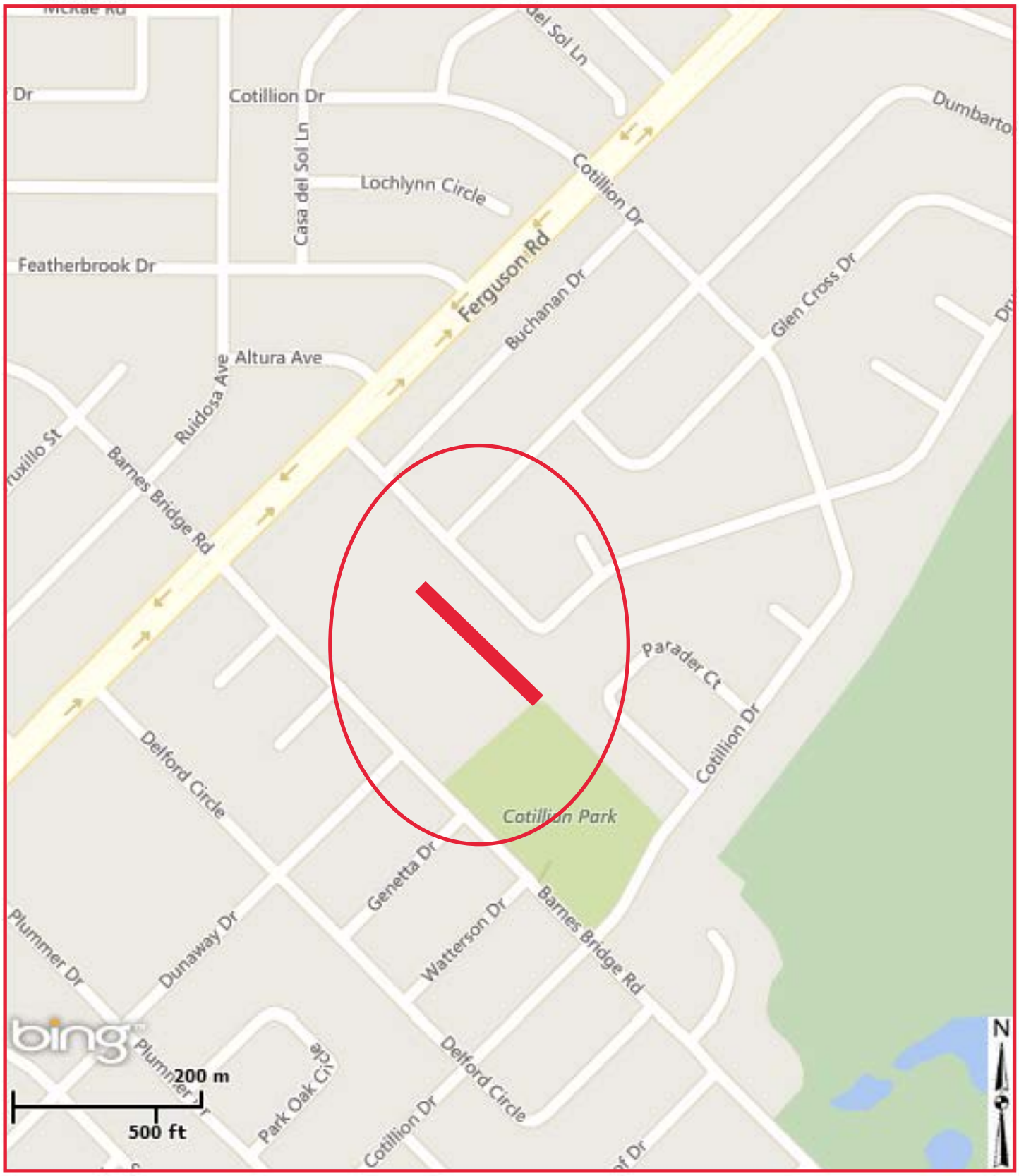
Estimated Future Cost - Construction - $63,000.00

MAP

Attached

powered by Legistar™

ALLEY BETWEEN BARNES BRIDGE ROAD AND BON PARK COURT/DRUMMOND DRIVE FROM COTILLION DRIVE TO FERGUSON ROAD



COUNCIL DISTRICT 9

June 12, 2019

WHEREAS, in February 2018, the North Texas Municipal Water District (NTMWD) substantially completed construction on their Casa View Pump Station Control Structure Improvements and Ground Storage Tank Project. Consistent with the City of Dallas' storm drainage permitting process, NTMWD was required to design and construct a detention pond and flume to capture rainfall from the project site and discharge into the alley. All the improvements made were all within NTMWD's property. The flume, which meets all City of Dallas permit requirements, causes higher localized instantaneous flow to the alley that resulted in multiple complaints from residents in the area to the City of Dallas and the North Texas Municipal Water District; and

WHEREAS, the instantaneous flows do not cause any flooding to the adjacent properties, but they do give the appearance of having higher volume of flows. To alleviate the residents' concerns, the City of Dallas approached NTMWD to see if they were willing to participate on a City of Dallas partial paving and drainage improvements project. While the alley is an asset that belongs solely to the City of Dallas, in the spirit of cooperation, NTMWD agreed to assist the City of Dallas; and

WHEREAS, on March 28, 2019, the NTMWD Board of Directors approved Consent Agenda Item No. 19-03-04, attached as Exhibit "A", for funding as a Contribution in Aid of Construction for the City of Dallas' use for partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road; and

WHEREAS, the City of Dallas is responsible for design and construction of the partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road; and

WHEREAS, it is now necessary to authorize a Contribution in Aid of Construction Agreement with NTMWD for funding participation in the partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road, and the receipt and deposit of funds from NTMWD, in an amount not to exceed $63,000.00 for NTMWD's share of the project costs.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a Contribution in Aid of Construction Agreement with the North Texas Municipal Water District, approved as to form by the City Attorney, for funding participation in the partial paving and drainage improvements of the alley between Barnes Bridge Road and Bon Park Court/Drummond Drive from Cotillion Drive to Ferguson Road, to be performed by city contractors.

SECTION 2. That the Chief Financial Officer is hereby authorized to receive and deposit funds in an amount not to exceed $63,000.00 from the North Texas Municipal Water District in the Capital Projects Reimbursement Fund, Fund 0556, Department PBW, Unit W436, Revenue Code 6526.

SECTION 3. That the City Manager is hereby authorized to increase appropriations in an amount not to exceed $63,000.00 in the Capital Projects Reimbursement Fund, Fund 0556, Department PBW, Unit W436, Object 4510.

SECTION 4. That this contract is designated as Contract No. PBW-2019-00010168.

SECTION 5. 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.

NORTH TEXAS MUNICIPAL WATER DISTRICT

Exhibit "A"

Regional. Reliable. Everyday.

April 12, 2019

Mr. Ali Hatefi, P.E., CFM
Senior Program Manager
Construction and ROW Management
City of Dallas
320 Jefferson Blvd., Room 321
Dallas, Texas 75203

Re: Casa View Pump Station Drainage Improvements
Project No. 101-0326-13
Contribution in Aid of Construction

Dear Mr. Hatefi:

In March 2019, the Board of Directors of North Texas Municipal Water District authorized the disbursement of $63,000 to the City of Dallas as contribution in the aid of construction. This funding is intended to be directed to paving and drainage improvements to the alley adjacent to the NTMWD Casa View Pump Station. Attached please find a copy of the Consent Agenda Item from the March, 2019 approved Board packet, related to this topic. To facilitate the payment process, please send an invoice in the above amount to Travis Markham, P.E., Program Manager, at the address below. If you have any questions about the process, please call Mr. Markham at (469) 626-4724. We appreciate the on-going cooperation on this matter.

Sincerely,

Cesar Baptista, P.E.
Assistant Deputy Director

CB/jl

Enclosure

NORTH TEXAS MUNICIPAL WATER DISTRICT

MARCH 2019 CONSENT AGENDA ITEM NO. 19-03-04

REGIONAL WATER SYSTEM
CASA VIEW PUMP STATION
CONTROL STRUCTURE IMPROVEMENTS AND GROUND STORAGE TANK
PROJECT NO. 101-0326-13

DRAINAGE IMPROVEMENTS
AUTHORIZATION FOR CONTRIBUTION IN AID OF CONSTRUCTION

PURPOSE OF THIS ACTION

Authorize contribution in aid of construction for drainage improvements associated with storm water discharge from the Casa View Pump Station site.

RECOMMENDATION

The Executive Director and NTMWD staff recommend the Board of Directors authorize a contribution to the City of Dallas for aid in construction as follows:

Recipient: City of Dallas

Scope: Drainage Improvements downstream of NTMWD pump station site

Project: No. 101-0326-13 Casa View Pump Station Control Structure Improvements and Ground Storage Tank

Amount: $63,000

DRIVER(S) FOR THIS PROJECT

☐ Regulatory Compliance	☐ Asset Condition
☐ Capacity	☐ Redundancy/Resiliency
☐ Relocation or External Requests	☐ Operational Efficiency
☐ Safety	☒ Administrative
☐ Policy	☐ Other

BACKGROUND

PROJECT PURPOSE

- The Casa View Pump Station Control Structure Improvements and Ground Storage Tank project was substantially completed in February 2018. The scope of the project included site improvements, including a storm water retention pond required by the City of Dallas to manage storm water runoff patterns leaving the site, which were altered by the work under the project.

- While the improvements at the site did not significantly alter the volume of site runoff, the new pond outfall flume concentrates the discharge to the City-owned alley adjacent to the Casa View site.
- The pond and outfall design was approved and permitted by the City of Dallas.
- While the concentrated flume discharge is not, in total, greater than the pre-existing runoff flow, it produced a higher localized instantaneous flow that resulted in multiple complaints to NTMWD and the City of Dallas by the residents in the area.

PROPOSED REIMBURSEMENT

- The City of Dallas will construct new storm sewer and repave the alley to mitigate the drainage issues.
- The City will be responsible for design and construction of the new facilities.
- Based on the project impact to the localized drainage patterns and in good faith to its neighbors, and to the City of Dallas, the Executive Director and NTMWD staff recommend a contribution of $63,000, which equates to approximately 50% of the costs of the improvements.

SUMMARY OF REIMBURSEMENT

Description	Amount
Storm Utility Quote	$55,512.50
Pavement Improvements Quote	$70,470.00
Total Improvements Cost	$125,982.50
NTMWD Contribution	**$63,000.00**

FUNDING

FUND(S): Regional Water System Capital Improvement Fund

Agenda Information Sheet

File #: 19-295 **Item #:** 6.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 14

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Dannenbaum Engineering Company - Dallas, LLC for the engineering design of Street Reconstruction Group 17-1410 (list attached to the Agenda Information Sheet) - Not to exceed $275,373.55 - Financing: Street and Transportation (A) Fund (2017 Bond Funds)

BACKGROUND

The Request for Qualifications (CIZ1721) was issued on May 31, 2018 for the 2017 Bond Projects. The consulting firm, Dannenbaum Engineering Company - Dallas, LLC, was selected following a qualifications-based selection process in accordance with the City of Dallas procurement guidelines.

This action will authorize a professional services contract with Dannenbaum Engineering Company - Dallas, LLC for the engineering design of three street reconstruction thoroughfare projects as Street Reconstruction Group 17-1410. The street reconstruction projects will include replacing the existing deteriorating concrete streets with reinforced concrete pavement, curb, gutter, sidewalk, driveway approaches, pavement marking, and possible replacement of the drainage system.

Following are the locations and design costs for each project:

Street Reconstruction - Thoroughfares - Improvements

Project	Council District	Amount
North Munger Boulevard from Junius Street to Gaston Avenue	14	$91,791.18
North Munger Boulevard from Tremont Street to Worth Street	14	$91,791.19

North Munger Boulevard from Worth Street to Junius Street	14	$91,791.18

ESTIMATED SCHEDULE OF PROJECT

Begin Design	July 2019
Complete Design	July 2020
Begin Construction	December 2020
Complete Construction	December 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure, and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation (A) Fund (2017 Bond Funds) - $275,373.55

Estimated Future Cost - Construction - $1,719,016.76

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$275,373.55	Architectural & Engineering	25.66%	25.69%	$70,750.00
• This contract exceeds the M/WBE goal.				

OWNER

Dannenbaum Engineering Company - Dallas, LLC

Johan Petterson, P.E. Vice President for North Texas

MAPS

Attached

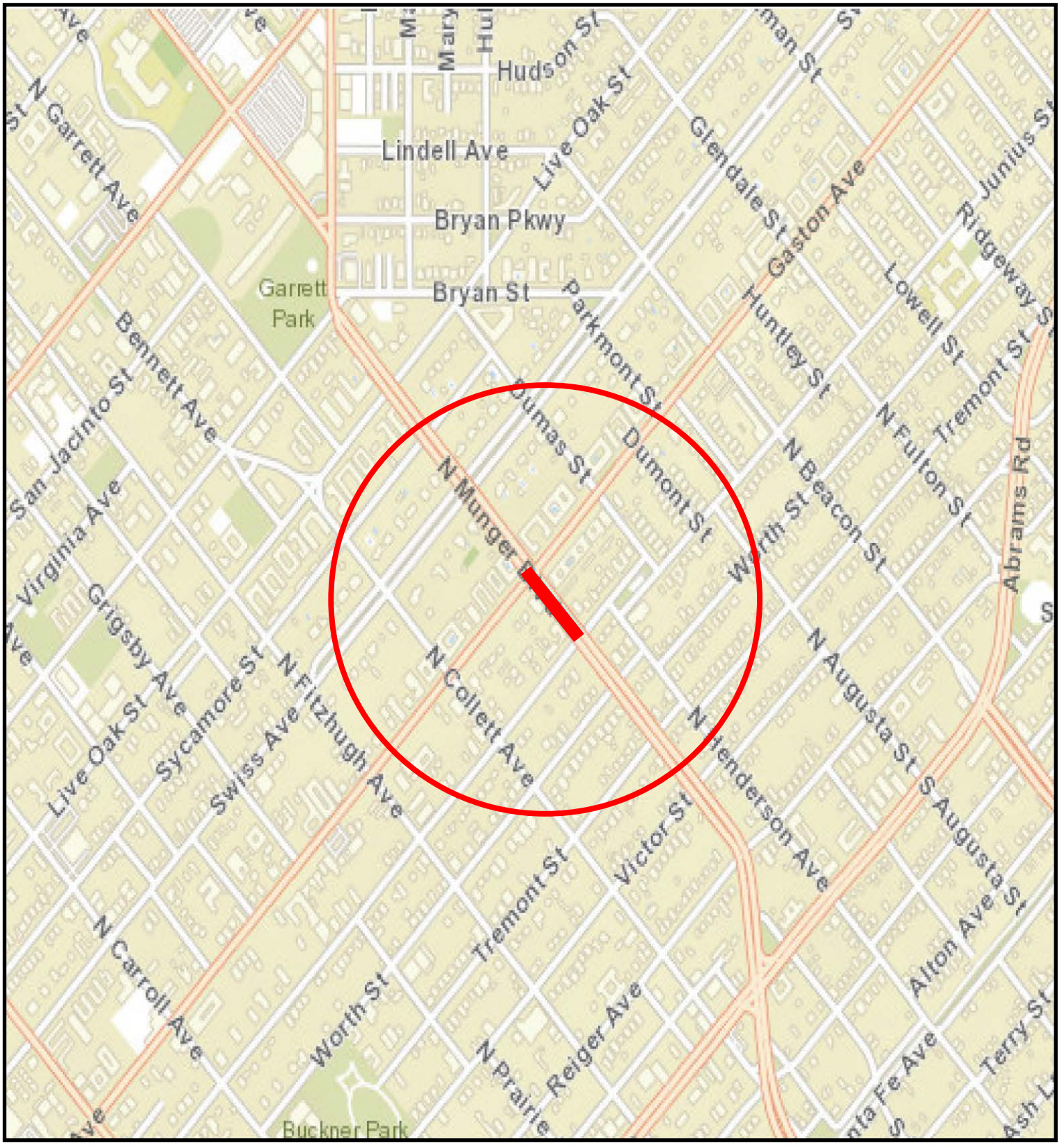
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Street Reconstruction Group 17-1410

Street Reconstruction - Thoroughfares - Improvements

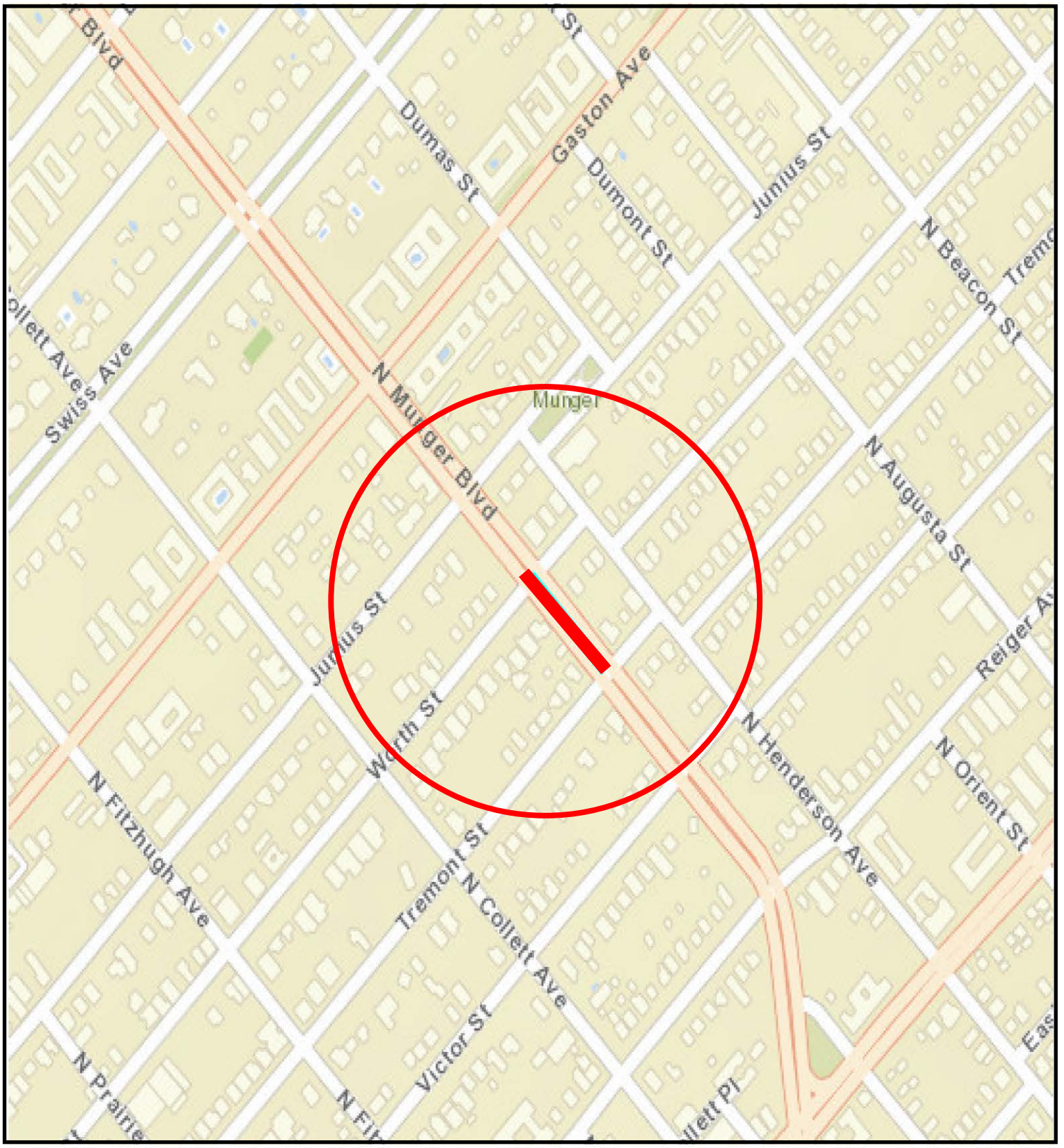
Project	Council District
North Munger Boulevard from Junius Street to Gaston Avenue	14
North Munger Boulevard from Tremont Street to Worth Street	14
North Munger Boulevard from Worth Street to Junius Street	14

STREET RECONSTRUCTION
NORTH MUNGER BOULEVARD FROM JUNIUS STREET TO GASTON AVENUE



COUNCIL DISTRICT 14

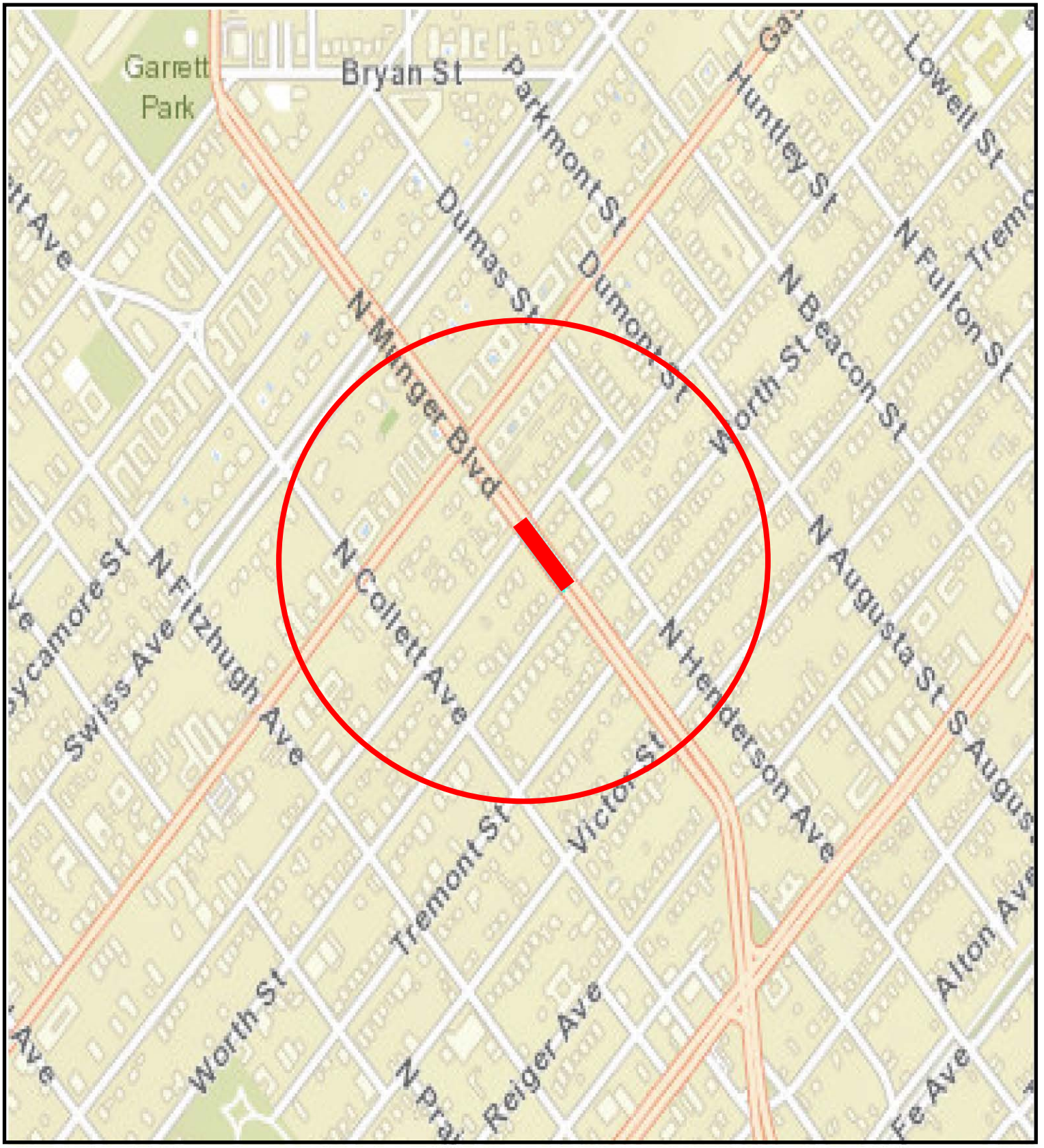
STREET RECONSTRUCTION
NORTH MUNGER BOULEVARD FROM TREMONT STREET TO WORTH STREET



COUNCIL DISTRICT 14

STREET RECONSTRUCTION

NORTH MUNGER BOULEVARD FROM WORTH STREET TO JUNIUS STREET



COUNCIL DISTRICT 14

June 12, 2019

WHEREAS, Dannenbaum Engineering Company - Dallas, LLC was selected to provide engineering design for Street Reconstruction Group 17-1410.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a professional services contract with Dannenbaum Engineering Company - Dallas, LLC, approved as to form by the City Attorney, for engineering design services for the indicated projects, in an amount not to exceed $275,373.55.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $275,373.55 in accordance with the terms and conditions of the contract:

Dannenbaum Engineering Company - Dallas, LLC for the engineering design of three street reconstruction thoroughfare projects on: North Munger Boulevard from Junius Street to Gaston Avenue; North Munger Boulevard from Tremont Street to Worth Street; and North Munger Boulevard from Worth Street to Junius Street:

Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V301, Activity SREC Object 4111, Program PB17V301 Encumbrance/Contract No. CX-PBW-2019-00009469 Vendor VS0000024822	$ 91,791.18
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V300, Activity SREC Object 4111, Program PB17V300 Encumbrance/Contract No. CX-PBW-2019-00009469 Vendor VS0000024822	$ 91,791.19
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V319, Activity SREC Object 4111, Program PB17V319 Encumbrance/Contract No. CX-PBW-2019-00009469 Vendor VS0000024822	$ 91,791.18
Total amount not to exceed	$275,373.55

SECTION 3. 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.

Agenda Information Sheet

File #: 19-137 **Item #:** 7.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 1, 2

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Dikita Enterprises, Inc. for the engineering design of Street Reconstruction Group 17-2009 (list attached to the Agenda Information Sheet) - Not to exceed $202,665.26 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) ($190,465.26) and Water Utilities Capital Construction Funds ($12,200.00)

BACKGROUND

The Request for Qualifications (CIZ1721) was issued on May 31, 2018 for the 2017 Bond Projects. The consulting firm, Dikita Enterprises, Inc., was selected following a qualifications-based selection process in accordance with the City of Dallas procurement guidelines.

This action will authorize a professional services contract with Dikita Enterprises, Inc. for the engineering design of four street reconstruction projects of local streets as Street Reconstruction Group 17-2009. The street reconstruction projects will include replacing the existing deteriorating concrete streets with reinforced concrete pavement, curb, gutter, sidewalk, driveway approaches, paving marking, possible replacement of the drainage system, and water and wastewater improvements.

Following are the locations and design costs for each project:

Street Reconstruction - Local Streets - Improvements

Project	Council District	Amount
Hay Street from Ring Street to End of Pavement	2	$26,958.21
South Patton Avenue from East 10th Street to East Jefferson Boulevard	1	$45,875.57

Murray Street from Main Street to Canton Street	2	$77,835.99
North Walton Street from Elm Street to End of Pavement	2	$51,995.49

ESTIMATED SCHEDULE OF PROJECT

Begin Design	August 2019
Complete Design	August 2020
Begin Construction	January 2021
Complete Construction	July 2022

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation (A) Fund (2017 Bond Funds) - $190,465.26
Water Utilities Capital Construction Funds - $12,200.00

Estimated Future Cost - Construction - $1,301,490.33

Council District	Amount
1	$ 45,875.57
2	$156,789.69
Total	$202,665.26

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$202,665.26	Architectural & Engineering	25.66%	100.00%	$202,665.26
• This contract exceeds the M/WBE goal.				

OWNER

Dikita Enterprises, Inc.

Evalynn A. Williams, President and Chief Executive Officer

MAPS

Attached

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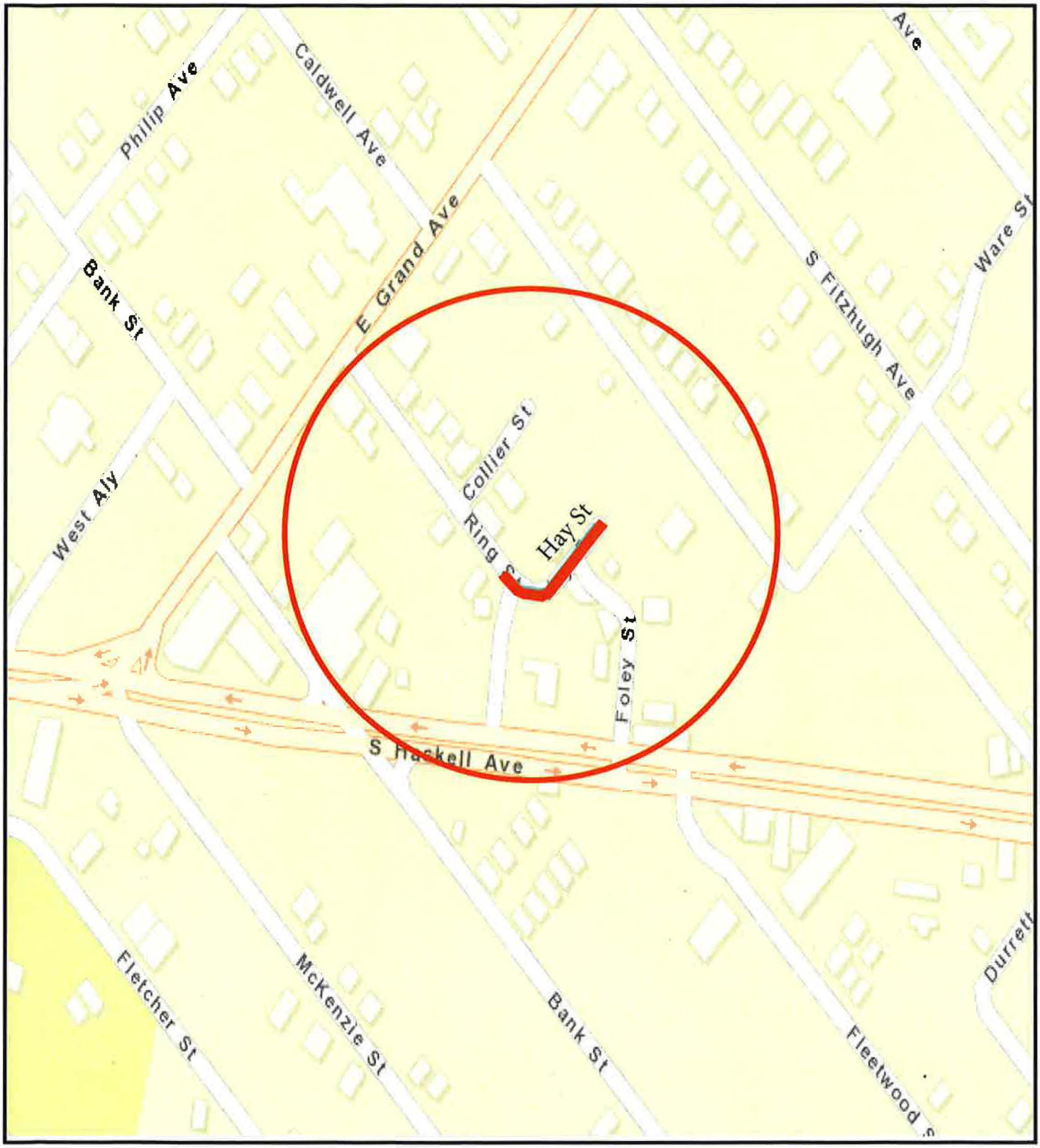
Street Reconstruction Group 17-2009

Street Reconstruction - Local Streets - Improvements

Project	**Council District**
Hay Street from Ring Street to End of Pavement	2
South Patton Avenue from East 10th Street to East Jefferson Boulevard	1
Murray Street from Main Street to Canton Street	2
North Walton Street from Elm Street to End of Pavement	2

STREET RECONSTRUCTION

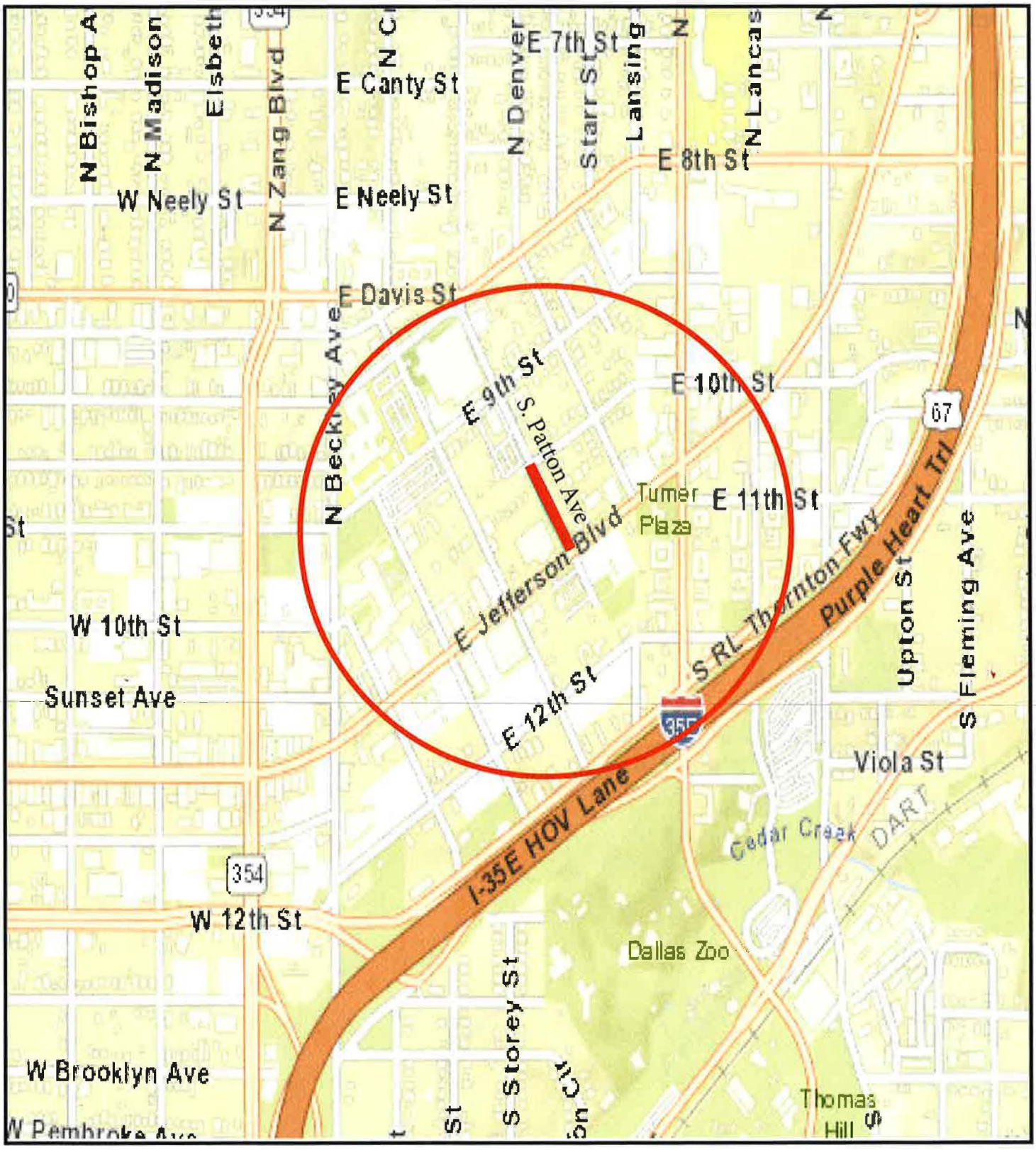
HAY STREET FROM RING STREET TO END OF PAVEMENT



COUNCIL DISTRICT 2

STREET RECONSTRUCTION

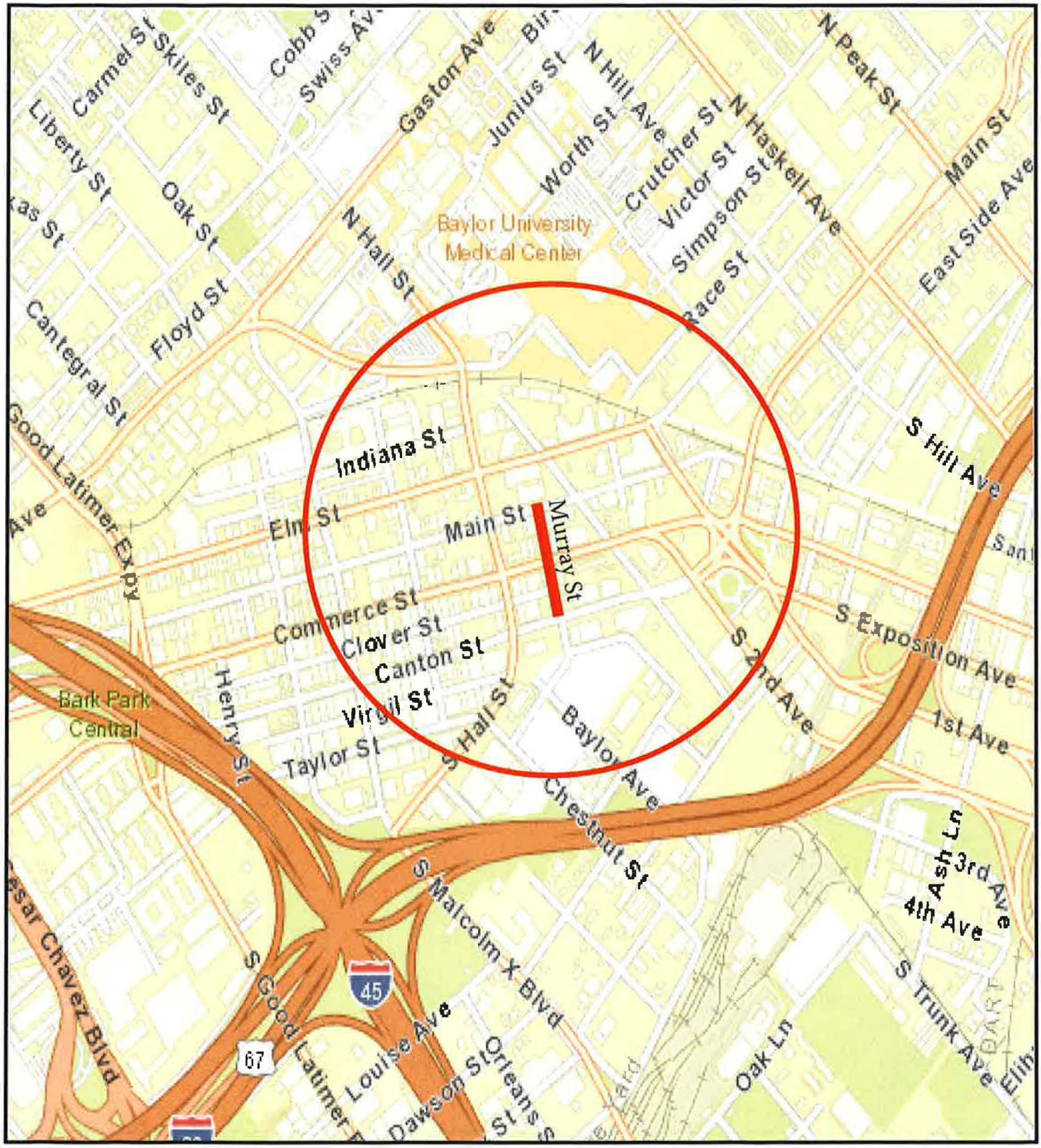
SOUTH PATTON AVENUE FROM EAST 10TH STREET TO EAST JEFFERSON BOULEVARD



COUNCIL DISTRICT 1

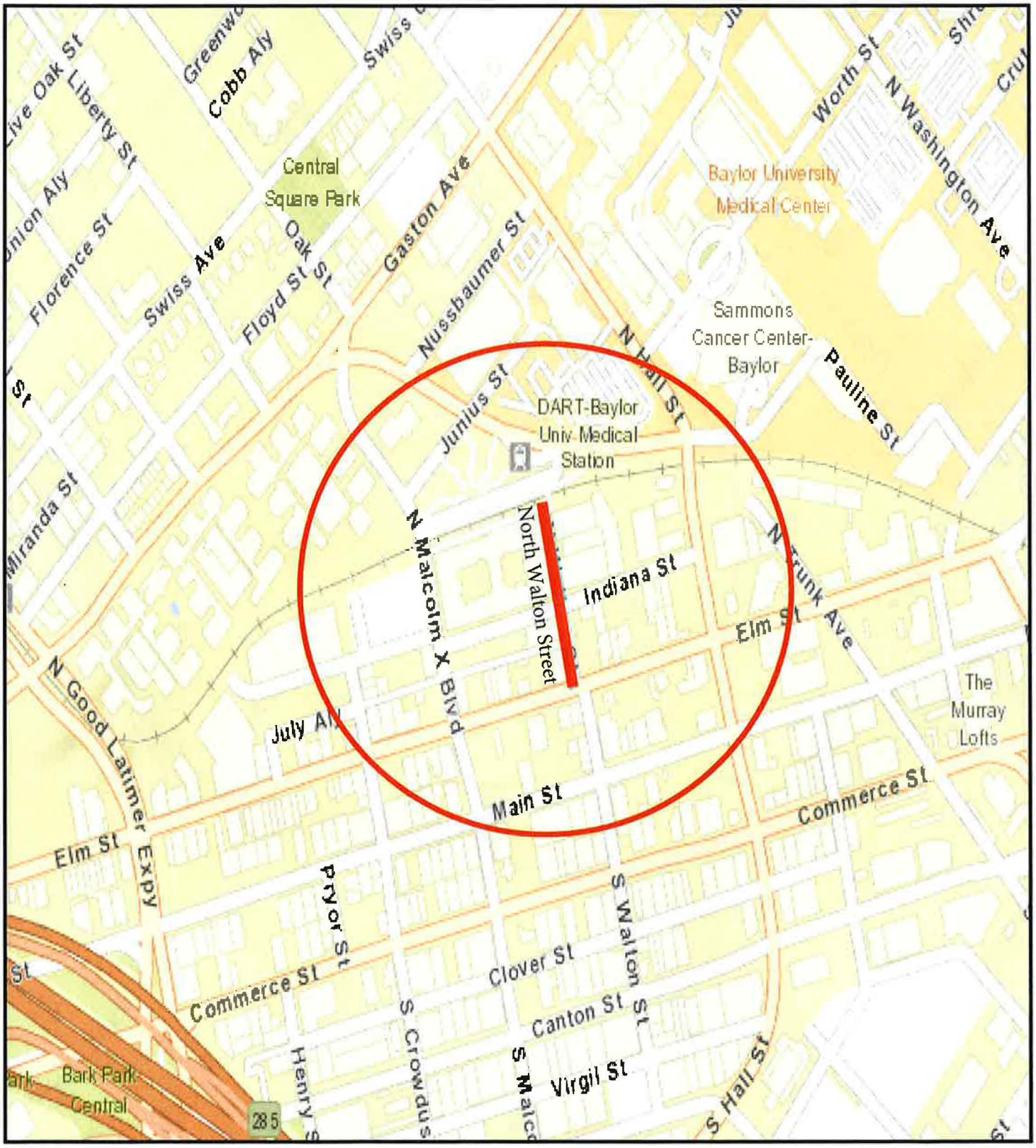
STREET RECONSTRUCTION

MURRAY STREET FROM MAIN STREET TO CANTON STREET



COUNCIL DISTRICT 2

STREET RECONSTRUCTION
NORTH WALTON STREET FROM ELM STREET TO END OF PAVEMENT



COUNCIL DISTRICT 2

June 12, 2019

WHEREAS, Dikita Enterprises, Inc. was selected to provide engineering design for Street Reconstruction Group 17-2009.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a professional services contract with Dikita Enterprises, Inc., approved as to form by the City Attorney, for engineering design services for the indicated projects, in an amount not to exceed $202,665.26.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $202,665.26 in accordance with the terms and conditions of the contract:

Dikita Enterprises, Inc. for the engineering design of four street reconstruction projects of local streets on: Hay Street from Ring Street to End of Pavement; South Patton Avenue from East 10th Street to East Jefferson Boulevard; Murray Street from Main Street to Canton Street; North Walton Street from Elm Street to End of Pavement:

Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V239, Activity SREC Object 4111, Program PB17V239 Encumbrance/Contract No. CX-PBW-2019-00009457 Vendor VS0000076529	$26,958.21
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V190, Activity SREC Object 4111, Program PB17V190 Encumbrance/Contract No. CX-PBW-2019-00009457 Vendor VS0000076529	$45,875.57
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V241, Activity SREC Object 4111, Program PB17V241 Encumbrance/Contract No. CX-PBW-2019-00009457 Vendor VS0000076529	$65,635.99
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V242, Activity SREC Object 4111, Program PB17V242 Encumbrance/Contract No. CX-PBW-2019-00009457 Vendor VS0000076529	$51,995.49

SECTION 2. (continued)

Water Construction Fund Fund 0102, Department DWU, Unit CW42 Object 4111, Program 719435 Encumbrance/Contract No. CX-PBW-2019-00009457 Vendor VS0000076529	$ 7,320.00
Wastewater Construction Fund Fund 0103, Department DWU, Unit CS42 Object 4111, Program 719436 Encumbrance/Contract No. CX-PBW-2019-00009457 Vendor VS0000076529	$ 4,880.00
Total amount not to exceed	$202,665.26

SECTION 3. 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.

Agenda Information Sheet

File #: 19-289 **Item #:** 8.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 8

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Walter P. Moore and Associates, Inc. for the engineering design of Street Reconstruction Group 17-8001 (list attached to the Agenda Information Sheet) - Not to exceed $118,878.99 - Financing: Street and Transportation (A) Fund (2017 Bond Funds) ($116,053.99) and Water Construction Fund ($2,825.00)

BACKGROUND

The Request for Qualifications (CIZ1721) was issued on May 31, 2018 for the 2017 Bond Projects. The consulting firm, Walter P. Moore and Associates, Inc., was selected following a qualifications-based selection process in accordance with the City of Dallas procurement guidelines.

This action will authorize a professional services contract with Walter P. Moore and Associates, Inc. for the engineering design of four local street reconstruction projects as Street Reconstruction Group 17-8001. The scope will include replacing the existing deteriorating streets with reinforced concrete pavement, asphalt pavement, curb, gutter, sidewalk, driveway approaches, and water improvements.

Following are the locations and design costs for each project:

Street Reconstruction - Local Streets - Improvements

Project	Council District	Amount
Laurel Hill Drive from Budeudy Drive to End of Pavement	8	$ 7,224.50
Laurel Hill Drive from Kleberg Road to Budeudy Drive	8	$41,285.33

Oak Plaza Place from Kleberg Road to End of Pavement	8	$46,742.33
Park Manor Drive from Simpson Stuart Road to Happy Canyon Drive	8	$23,626.83

ESTIMATED SCHEDULE OF PROJECT

Begin Design	August 2019
Complete Design	August 2020
Begin Construction	November 2020
Complete Construction	November 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure, and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation (A) Fund (2017 Bond Funds) - $116,053.99
Water Construction Fund - $2,825.00

Estimated Future Cost - Construction - $1,027,263.60

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$118,878.99	Architectural & Engineering	25.66%	24.04%	$28,574.00
• This contract does not meet the M/WBE goal, but complies with good faith efforts.				

OWNER

Walter P. Moore and Associates, Inc.

Ernest L. Fields, P.E., Managing Director/Principal

MAPS

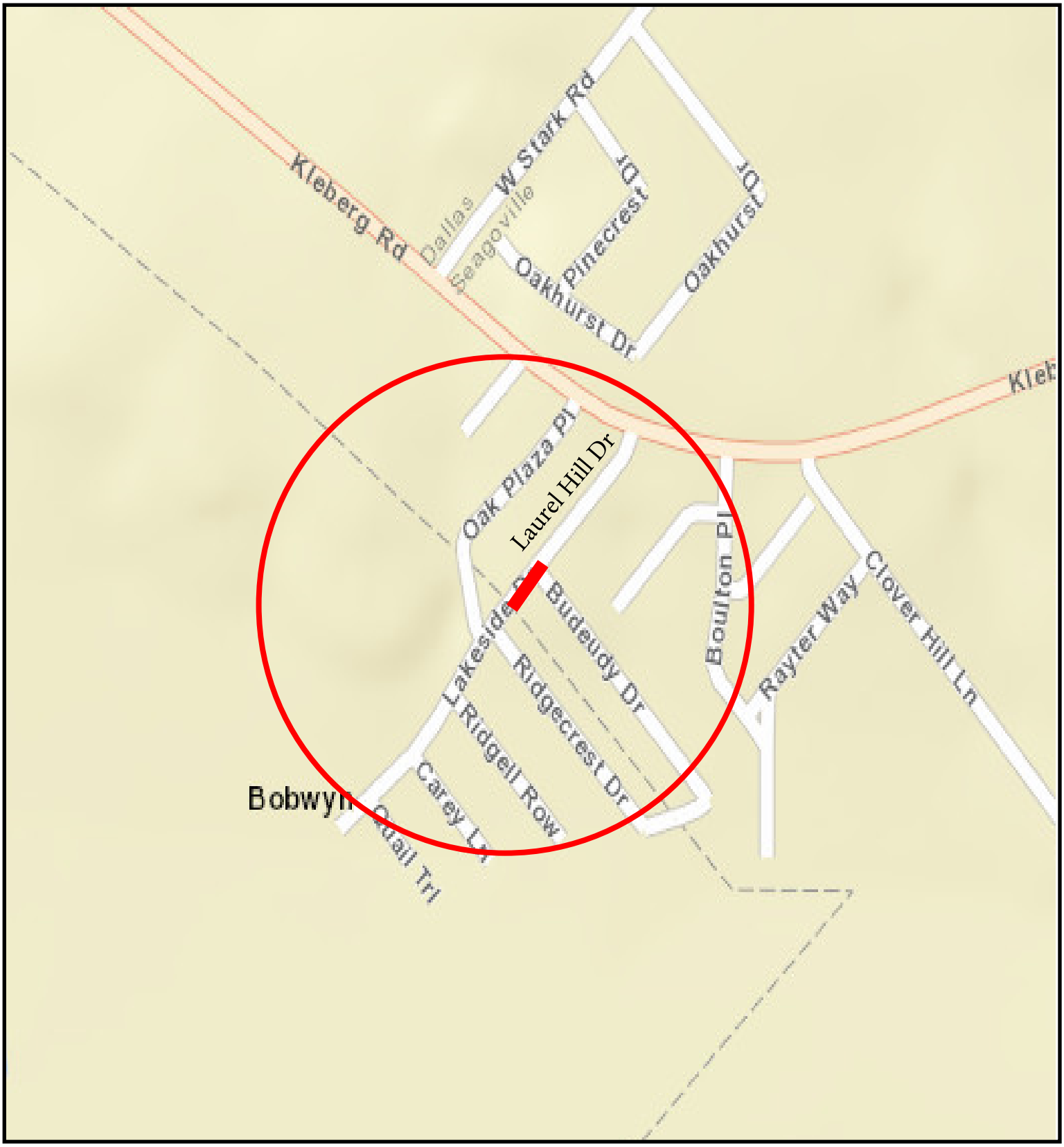
Attached

Street Reconstruction Group 17-8001

Street Reconstruction - Local Streets - Improvements

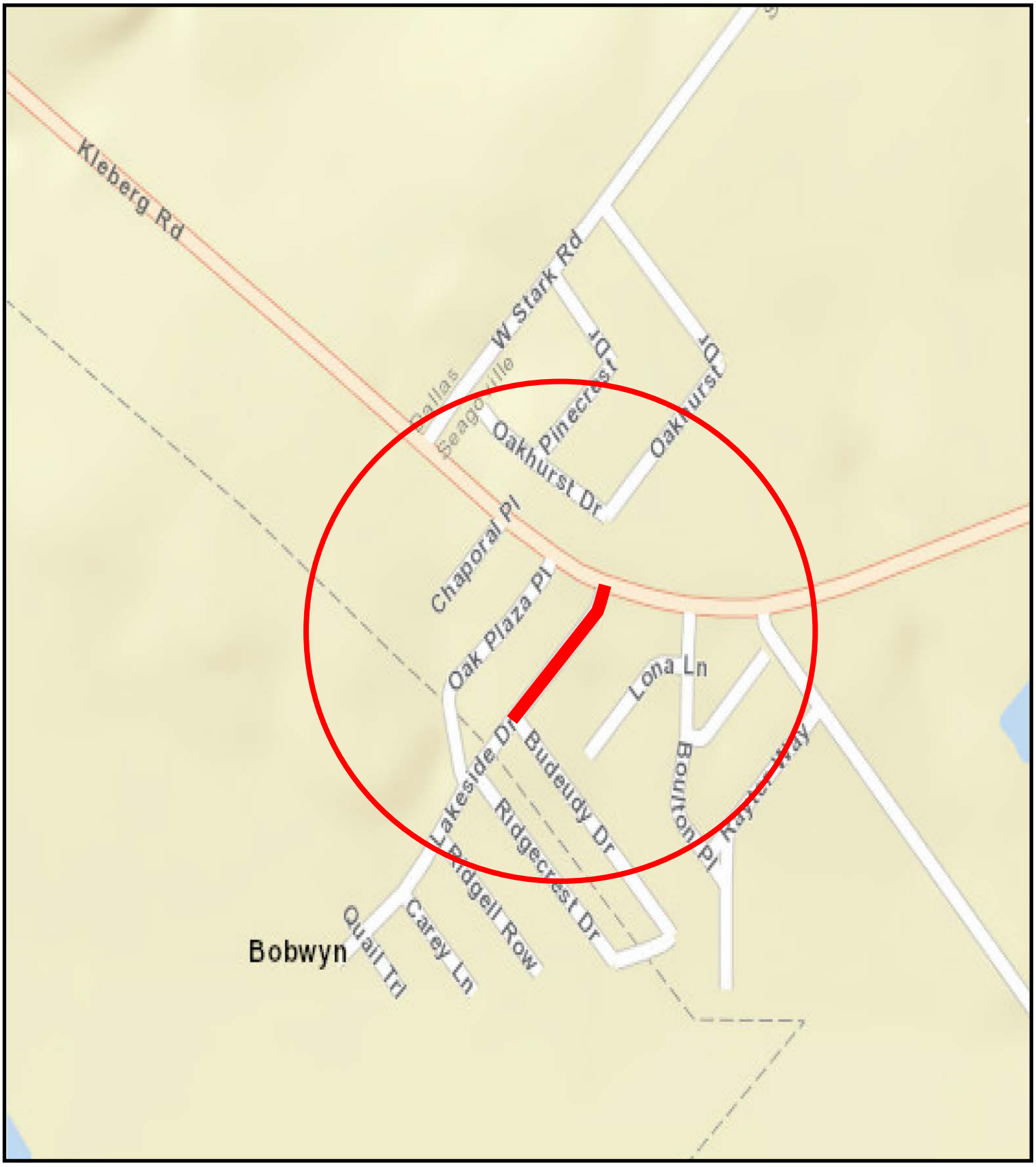
Project	Council District
Laurel Hill Drive from Budeudy Drive to End of Pavement	8
Laurel Hill Drive from Kleberg Road to Budeudy Drive	8
Oak Plaza Place from Kleberg Road to End of Pavement	8
Park Manor Drive from Simpson Stuart Road to Happy Canyon Drive	8

STREET RECONSTRUCTION
LAUREL HILL DRIVE FROM BUDEUDY DRIVE
TO END OF PAVEMENT



COUNCIL DISTRICT 8

STREET RECONSTRUCTION
LAUREL HILL DRIVE FROM KLEBERG ROAD
TO BUDEUDY DRIVE



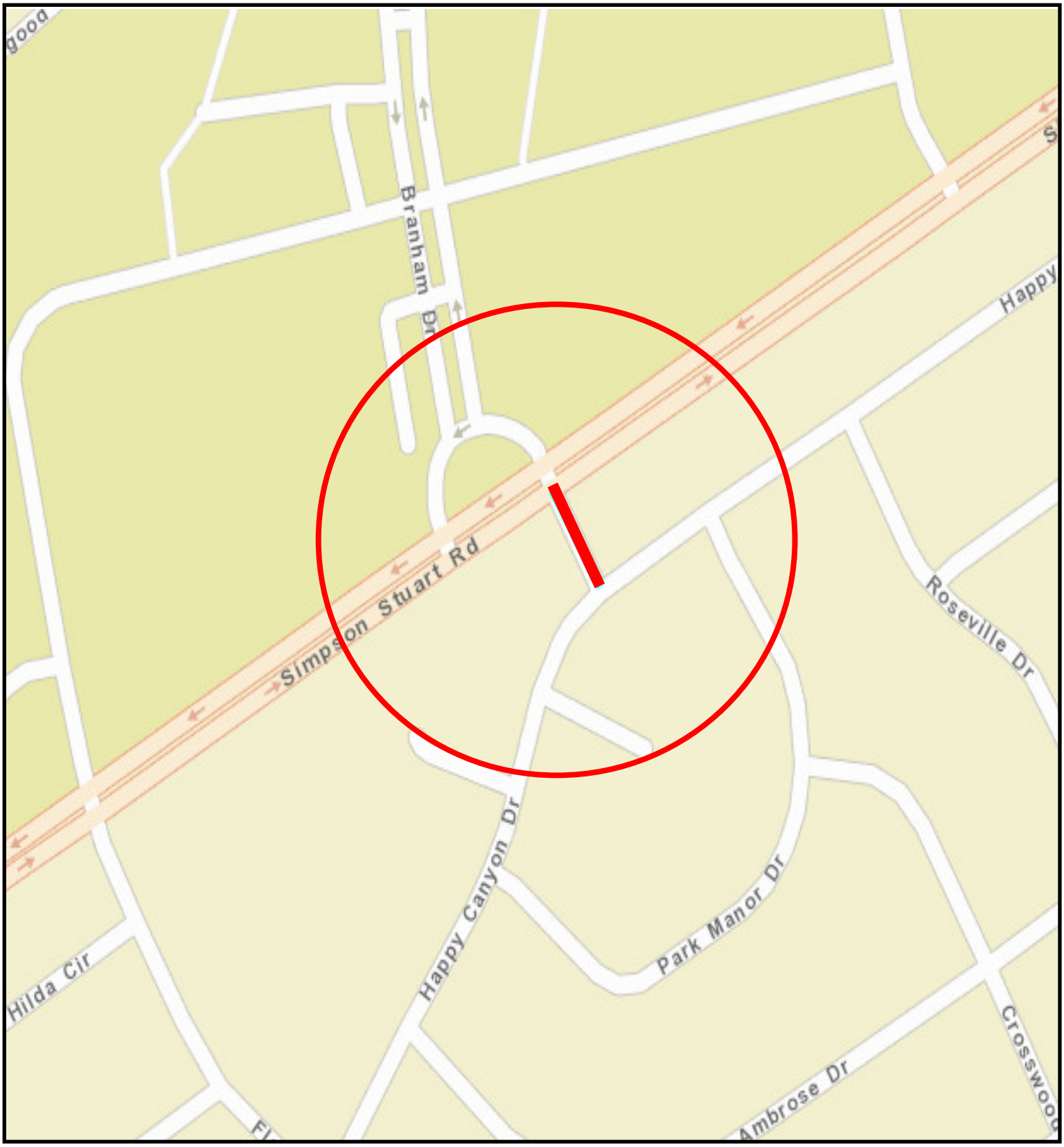
COUNCIL DISTRICT 8

STREET RECONSTRUCTION
OAK PLAZA PLACE FROM KLEBERG ROAD
TO END OF PAVEMENT



COUNCIL DISTRICT 8

STREET RECONSTRUCTION
PARK MANOR DRIVE FROM SIMPSON STUART ROAD TO HAPPY CANYON DRIVE



COUNCIL DISTRICT 8

WHEREAS, Walter P. Moore and Associates, Inc. was selected to provide engineering design for Street Reconstruction Group 17-8001.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a professional services contract with Walter P. Moore and Associates, Inc., approved as to form by the City Attorney, for engineering design services for the indicated projects, in an amount not to exceed $118,878.99.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $118,878.99 in accordance with the terms and conditions of the contract:

Walter P. Moore and Associates, Inc. for the engineering design of street reconstruction projects of local streets on: Laurel Hill Drive from Budeudy Drive to End of Pavement; Laurel Hill Drive from Kleberg Road to Budeudy Drive; Oak Plaza Place from Kleberg Road to End of Pavement; and Park Manor Drive from Simpson Stuart Road to Happy Canyon Drive:

Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V264, Activity SREC Object 4111, Program PB17V264 Encumbrance/Contract No. CX-PBW-2019-00010310 Vendor 501930	$ 7,224.50
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V211, Activity SREC Object 4111, Program PB17V211 Encumbrance/Contract No. CX-PBW-2019-00010310 Vendor 501930	$ 41,285.33
Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V213, Activity SREC Object 4111, Program PB17V213 Encumbrance/Contract No. CX-PBW-2019-00010310 Vendor 501930	$ 46,742.33

SECTION 2. (continued)

Street and Transportation (A) Fund Fund 1V22, Department PBW, Unit V265, Activity SREC Object 4111, Program PB17V265 Encumbrance/Contract No. CX-PBW-2019-00010310 Vendor 501930	$ 20,801.83
Water Construction Fund Fund 0102, Department DWU, Unit CW42 Object 4111, Program 719431 Encumbrance/Contract No. CX-PBW-2019-00010310 Vendor 501930	$ 2,825.00
Total amount not to exceed	$118,878.99

SECTION 3. 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.

Agenda Information Sheet

File #: 19-528 **Item #:** 9.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 3, 4

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a construction contract for the construction of thoroughfare improvements for South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive - DDM Construction Corporation, lowest responsible bidder of five - Not to exceed $1,826,950.00 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds)

BACKGROUND

On September 25, 2013, City Council authorized a professional services contract with Lina T. Ramey & Associates for the engineering design of South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive by Resolution No. 13-1731.

This action will authorize a construction contract with DDM Construction Corporation, for the construction of thoroughfare improvements for South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive. The improvements on South Hampton Road consist of upgrading the existing six-lane divided pavement with asphalt overlay, concrete base repairs, curbs, sidewalks, drive approaches, barrier free ramps, pavement markings, and light emitting diode street lights.

DDM Construction Corporation has had no contractual activities with the City of Dallas within the past three years.

ESTIMATED SCHEDULE OF PROJECT

Began Design	September 2013
Completed Design	February 2019
Begin Construction	July 2019
Complete Construction	May 2020

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On September 25, 2013, City Council authorized a professional services contract with Lina T. Ramey & Associates for the engineering design of thoroughfare improvements by Resolution No. 13-1731.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation Improvements Fund (2012 Bond Funds) - $1,826,950.00

Design	$ 272,575.00
Construction (this action)	$1,826,950.00
Total Project Cost	$2,099,525.00

Council District	Amount
3	$ 913,475.00
4	$ 913,475.00
Total	$1,826,950.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$1,826,950.00	Construction	25.00%	29.25%	$534,374.20
• This contract exceeds the M/WBE goal.				

PROCUREMENT INFORMATION

The following five bids were received and opened on March 1, 2019:

*Denotes lowest responsible bidder

Bidders	Bid Amount
*DDM Construction Corporation 4004 Belt Line Road, Suite 112 Addison, Texas 75001	$1,826,950.00
Vescorp Construction LLC	$2,289,070.82
Jeske Construction Co.	$2,318,802.00
Pavecon, Ltd	$2,596,087.07
Tiseo Paving Co.	$6,101,034.70

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OWNER

DDM Construction Corporation

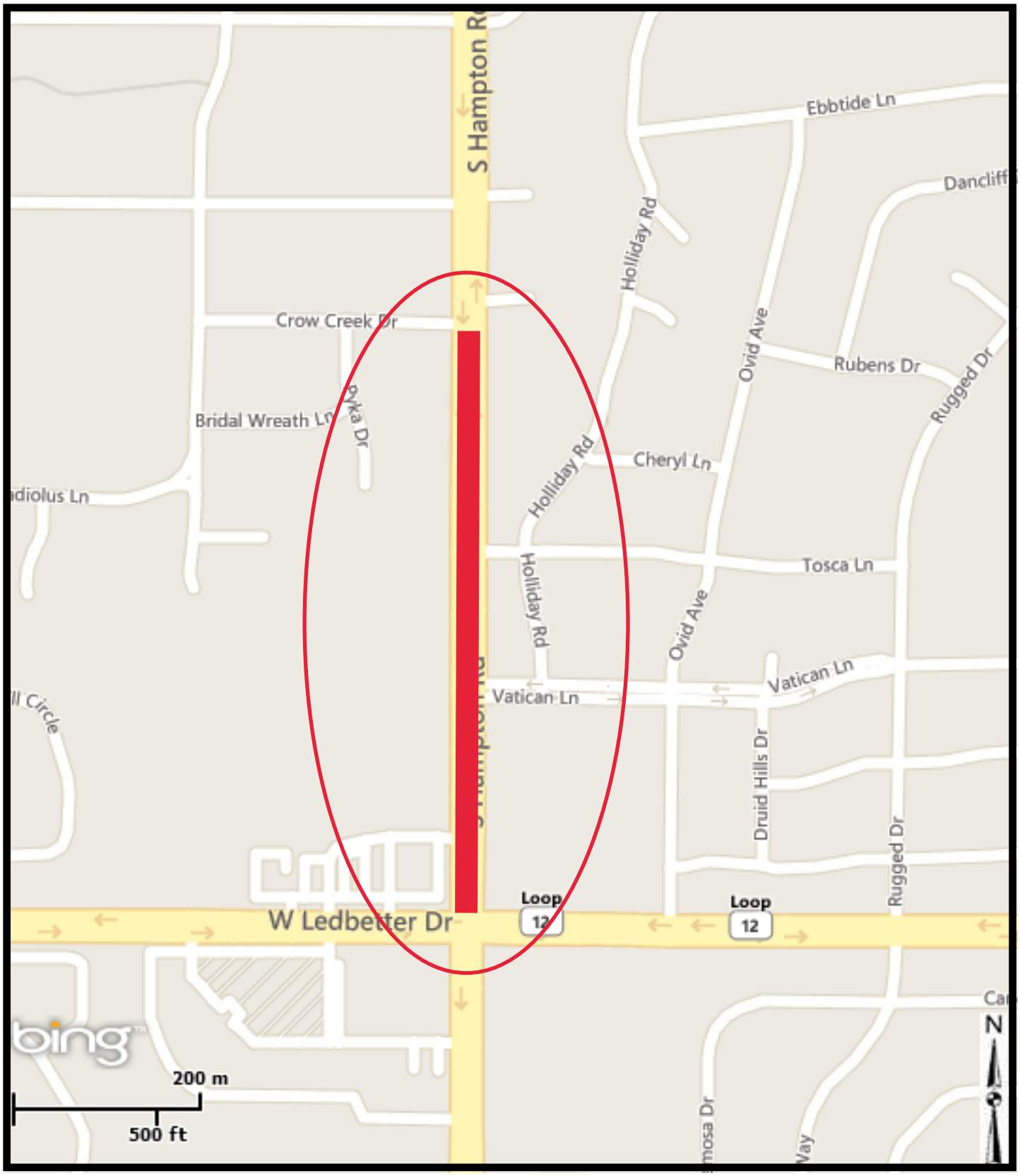
David Markwardt, President

MAP

Attached

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SOUTH HAMPTON ROAD FROM CROW CREEK DRIVE TO NORTH OF WEST LEDBETTER DRIVE



COUNCIL DISTRICTS 3 & 4

June 12, 2019

WHEREAS, on September 25, 2013, City Council authorized a professional services contract with Lina T. Ramey & Associates for the engineering design of street reconstruction thoroughfare projects on South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive, in an amount not to exceed $272,575.00, by Resolution No. 13-1731; and

WHEREAS, on March 1, 2019, bids were received for the construction of thoroughfare improvements for South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive as follows:

Bidders	**Amount**
DDM Construction Corporation	$1,826,950.00
Jeske Construction Co.	$2,318,802.00
Vescorp Construction, LLC	$2,289,070.82
Pavecon, Ltd	$2,596,087.07
Tiseo Paving Co.	$6,101,034.70

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a construction contract with DDM Construction Corporation, approved as to form by the City Attorney, for the construction of thoroughfare improvements for South Hampton Road from Crow Creek Drive to north of West Ledbetter Drive, in an amount not to exceed $1,826,950.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $1,826,950.00 to DDM Construction Corporation, in accordance with the terms and conditions of the contract, as follows:

Street and Transportation Improvements Fund Fund 2U22, Department PBW, Unit S313, Activity SREC Object 4510, Program PB12S313 Encumbrance/Contract No. CX-PBW-2019-00009773 Vendor VS97675	$1,160,333.31
Street and Transportation Improvements Fund Fund 4U22, Department PBW, Unit S313, Activity SREC Object 4510, Program PB12S313 Encumbrance/Contract No. CX-PBW-2019-00009773 Vendor VS97675	$ 666,616.69
Total amount not to exceed	$1,826,950.00

SECTION 3. 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.

Agenda Information Sheet

File #: 19-714 **Item #:** 10.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 4

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize an increase in the construction services contract with Texas Standard Construction, Ltd. for additional storm drainage work, water main lowering, and wastewater lateral adjustment construction on Fordham Road from Bonnie View Road to Illinois Avenue - Not to exceed $112,186.81, from $3,196,267.75 to $3,308,454.56 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds)

BACKGROUND

Fordham Road from Bonnie View Road to Illinois Avenue was included in the 2012 Bond Program as a thoroughfare project.

On April 25, 2018, City Council authorized a contract with Texas Standard Construction, Ltd. for the reconstruction of street paving, storm drainage and water and wastewater main improvements for Bonnie View Road from Overton Road to Springview Avenue and Fordham Road from Bonnie View Road to Illinois Avenue by Resolution No. 18-0601.

This action will authorize Change Order No. 2 to the contract with Texas Standard Construction, Ltd. for additional construction services to lower the existing 8-inch water main and adjust the existing wastewater laterals not being replaced that conflict with the proposed storm drain pipe. Also, due to field conditions, it is necessary to re-align the proposed 36-inch storm water pipe as needed to facilitate the storm drainage construction on Fordham Road from Bonnie View Road to Illinois Avenue.

ESTIMATED SCHEDULE OF PROJECT

Began Design	February 2014
Completed Design	January 2018
Began Construction	June 2018
Complete Construction	December 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On September 25, 2013, City Council authorized a professional services contract with Dannenbaum Engineering Company - Dallas, LLC for engineering design services of street reconstruction thoroughfare projects for Bonnie View Road from Overton Road to Springview Avenue and Fordham Road from Bonnie View Road to Illinois Avenue by Resolution No. 13-1731.

On April 25, 2018, City Council authorized a construction contract with Texas Standard Construction, Ltd. for the reconstruction of street paving, storm drainage, and water and wastewater main improvements for Bonnie View Road from Overton Road to Springview Avenue and Fordham Road from Bonnie View Road to Illinois Avenue by Resolution No. 18-0601.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation Improvements Fund (2012 Bond Funds) - $112,186.81

Construction Contract	
Paving and Drainage (PBW)	$2,527,001.39
Water and Wastewater (DWU)	$ 669,266.36
Change Order No. 1	$ 0.00
Change Order No. 2 (this action) (PBW)	$ 112,186.81
Total Construction Cost	$3,308,454.56

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$112,186.81	Construction	25.00%	31.00%	$34,777.91
• This contract exceeds the M/WBE goal.				
• Change Order No. 2 - 31.00% Overall M/WBE participation				

OWNER

Texas Standard Construction, Ltd.

Ronald H. Dalton, President

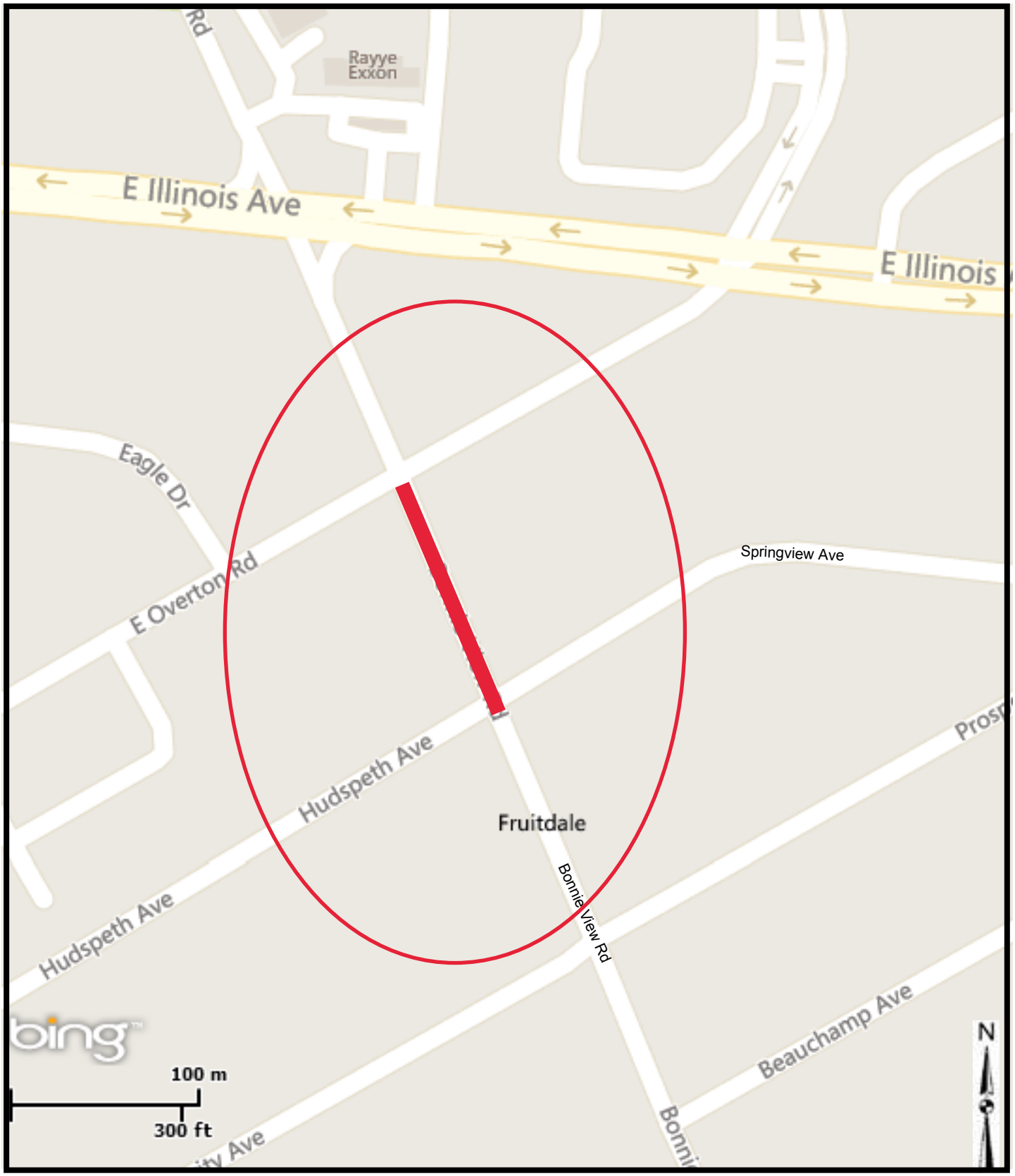
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MAPS

Attached

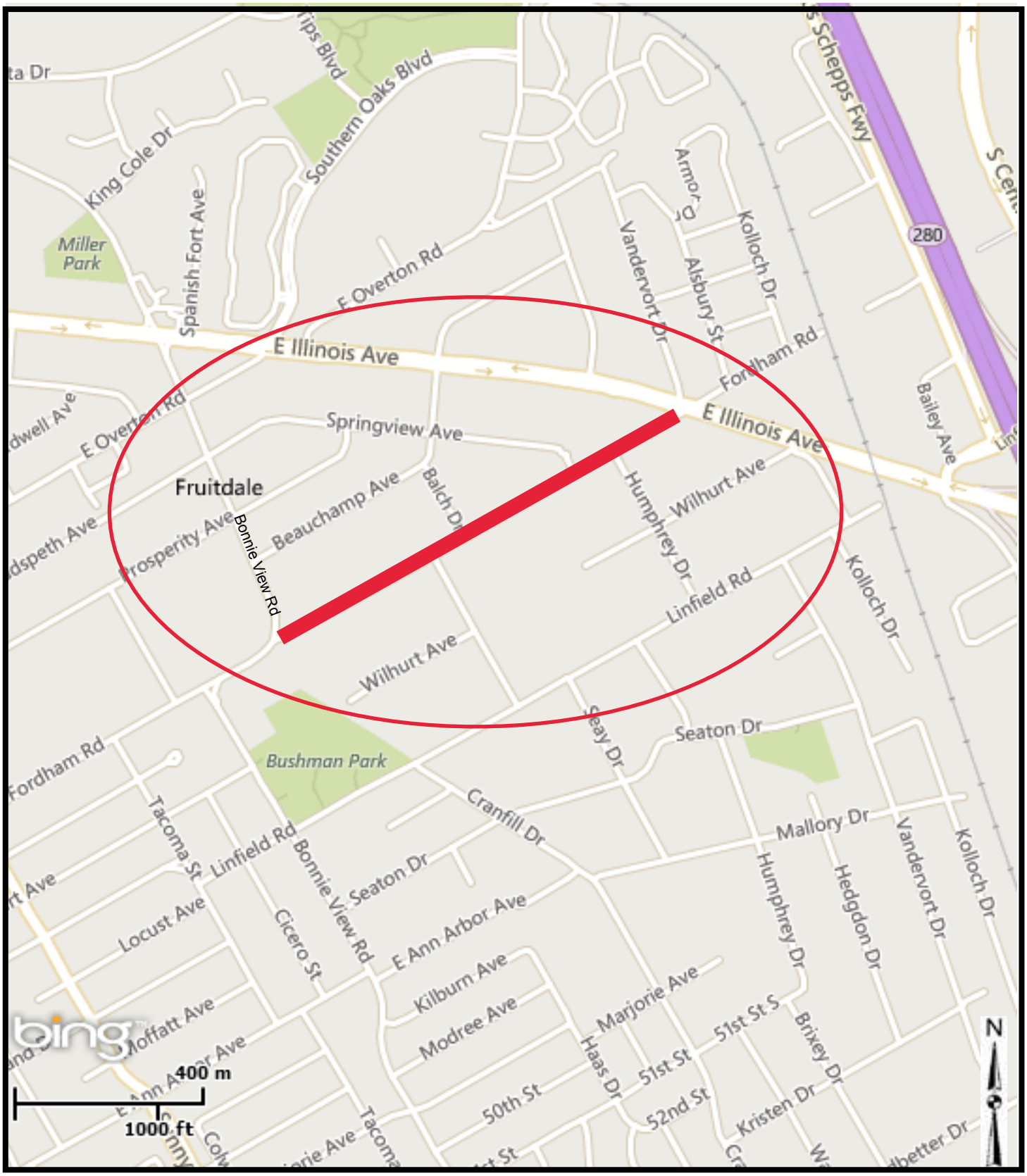
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BONNIE VIEW ROAD FROM OVERTON ROAD TO SPRINGVIEW AVENUE



COUNCIL DISTRICT 4

FORDHAM ROAD FROM BONNIE VIEW ROAD TO ILLINOIS AVENUE



COUNCIL DISTRICT 4

WHEREAS, on September 25, 2013, City Council authorized a professional services contract with Dannenbaum Engineering Company - Dallas, LLC for the engineering design of street reconstruction thoroughfare projects for Bonnie View Road from Overton Road to Springview Avenue and Fordham Road from Bonnie View Road to Illinois Avenue, in an amount not to exceed $279,884.25, by Resolution No. 13-1731; and

WHEREAS, on April 25, 2018, City Council authorized a contract with Texas Standard Construction, Ltd., for the reconstruction of street paving, storm drainage, and water and wastewater main improvements for Bonnie View Road from Overton Road to Springview Avenue and Fordham Road from Bonnie View Road to Illinois Avenue, in an amount not to exceed $3,196,267.75, by Resolution No. 18-0601; and

WHEREAS, on February 11, 2019, Administrative Action No. 19-0134 authorized Change Order No. 1 to the construction contract with Texas Standard Construction, Ltd. For additional water main construction services on Bonnie View Road from Overton Road to Springview Avenue and Fordham Road from Bonnie View Road to Illinois Avenue, a zero-dollar amount change order, not increasing the contract amount of $3,196,267.75; and

WHEREAS, it is now necessary to authorize Change Order No. 2 to the construction services contract with Texas Standard Construction, Ltd. for additional storm drainage work, water main lowering, and wastewater lateral adjustment construction on Fordham Road from Bonnie View Road to Illinois Avenue, in an amount not to exceed $112,186.81, increasing the contract amount from $3,196,267.75 to $3,308,454.56.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with Texas Standard Construction, Ltd. (Change Order No. 2) is authorized for additional storm drainage work, water main lowering, and wastewater lateral adjustment construction on Fordham Road from Bonnie View Road to Illinois Avenue, in an amount not to exceed $112,186.81, increasing the contract amount from $3,196,267.75 to $3,308,454.56.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $112,186.81 in accordance with the terms and conditions of the contract to Texas Standard Construction, Ltd. from Street and Transportation Improvements Fund, Fund 3U22, Department PBW, Unit S312, Activity SREC, Object 4510, Program PB12S312, Encumbrance/Contract No. CX-PBW-2018-00005426, Vendor 508379.

SECTION 3. 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.

Agenda Information Sheet

File #: 19-634 **Item #:** 11.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 6

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize an increase in the construction services contract with Pavecon Public Works, LP for additional work associated with the construction of a drainage channel and the installation of light emitting diode street lighting for Chalk Hill Road from Davis Street to 800 feet south of Interstate Highway 30 - Not to exceed $171,054.30, from $10,332,248.64 to $10,503,302.94 - Financing: Street and Transportation Improvements Fund (2006 Bond Funds)

BACKGROUND

Chalk Hill Road from Davis Street to 800 feet south of Interstate Highway 30 (IH-30) was funded in the 2006 Bond Program for thoroughfare improvement.

On November 10, 2015, City Council authorized a construction contract with Pavecon Public Works, LP for street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of IH-30, by Resolution No. 15-2130.

This action will authorize Change Order No. 7 to the construction services contract with Pavecon Public Works, LP for additional work associated with the construction of a drainage channel and the installation of light emitting diode (LED) street lights including poles, fixtures, and wiring for Chalk Hill Road from Davis Street to 800 feet south of IH- 30, in an amount not to exceed $171,054.30, increasing the contract amount from $10,332,248.64 to $10,503,302.94. The extra drainage work is needed to construct a concrete flume to minimize erosion damage to the roadway embankment due to storm drain run-off at the south end of the project near Davis Street. Also, it is necessary to install LED street lighting per the new City of Dallas policy to own and maintain LED street lights.

ESTIMATED SCHEDULE OF PROJECT

Began Design	February 2008
Completed Design	August 2015
Began Construction	March 2016
Complete Construction	November 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On January 23, 2008, City Council authorized a professional services contract with PB Americas, Inc. for the design of thoroughfares projects for Chalk Hill Road from IH-30 frontage road to Singleton Boulevard and Chalk Hill Road from Davis Street to 800 feet south of IH-30, by Resolution No. 08-0324.

On May 26, 2010, City Council authorized approval of the proposed alignment for Chalk Hill Road from West Davis Street to 800 feet south of IH-30 eastbound frontage road and Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard, from its current alignment to the proposed alignment by Resolution No. 10-1330.

On December 8, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc. for additional engineering and survey services on Chalk Hill Road from West Davis Street to 800 feet south of IH-30 eastbound frontage road by Resolution No. 10-3076.

On December 8, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc. for additional engineering and survey services on Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard by Resolution No. 10-3077.

On September 22, 2015, City Council authorized street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of IH-30; and a benefit assessment hearing to be held on November 10, 2015, to receive comments by Resolution No. 15-1772.

On November 10, 2015, a benefit assessment hearing was held to receive comments on street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of IH-30; and at the close of the hearing, City Council authorized an ordinance levying benefit assessments and a construction contract with Pavecon Public Works, LP by Resolution No. 15-2130.

On November 10, 2015, City Council authorized a professional services contract with Alliance Geotechnical Group, Inc. to provide construction material testing services during the construction of Chalk Hill Road from Davis Street to 800 feet south of IH-30, by Resolution No. 15-2131.

On December 9, 2015, City Council authorized Supplemental Agreement No. 2 to the professional services contract with Parsons Brinckerhoff, Inc. for additional engineering services for Chalk Hill Road from West Davis Street to 800 feet south of IH-30 eastbound frontage road and Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard by Resolution No. 15-2221.

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On September 14, 2016, City Council authorized Change Order No. 1 to the construction contract with Pavecon Public Works, LP for additional work associated with the construction of a 12-foot-wide bicycle facility that will connect the Chalk Hill Road project's dedicated on-street bicycle lanes with the planned Chalk Hill Trail Project by Resolution No. 16-1458.

On January 11, 2017, City Council authorized Supplemental Agreement No. 4 to the professional services contract with Parsons Brinckerhoff, Inc. for additional engineering design of the precast concrete panel retaining wall and the associated drainage modification needed for Chalk Hill Road from Davis Street to 800 feet south of IH-30, by Resolution No. 17-0082.

On March 28, 2018, City Council authorized Change Order No. 4 to the construction services contract with Pavecon Public Works, LP for additional work associated with the construction of precast concrete retaining wall, reinforced concrete sidewalk retaining wall, drainage channel and 12-inch water main relocation for Chalk Hill Road from Davis Street to 800 feet south of IH-30, by Resolution No. 18-0426.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation Improvements Fund (2006 Bond Funds) - $171,054.30

Construction	
Paving & Drainage - PBW	$ 7,676,673.42
Water & Wastewater - DWU	$ 1,422,988.82
Material Testing	$ 90,924.50
Change Order No. 1	$ 357,142.86
Change Order No. 2	$ 0.00
Change Order No. 3	$ 0.00
Change Order No. 4	$ 875,443.54
Change Order No. 5	$ 0.00
Change Order No. 6	$ 0.00
Change Order No. 7 (this action)	$ 171,054.30
Total	$10,594,227.44

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$171,054.30	Construction	25.00%	0.00%	$0.00
• This contract does not meet the M/WBE goal, but complies with good faith efforts.				
• Change Order No. 7 - 28.76% Overall M/WBE participation				

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OWNER

Pavecon Public Works, LP

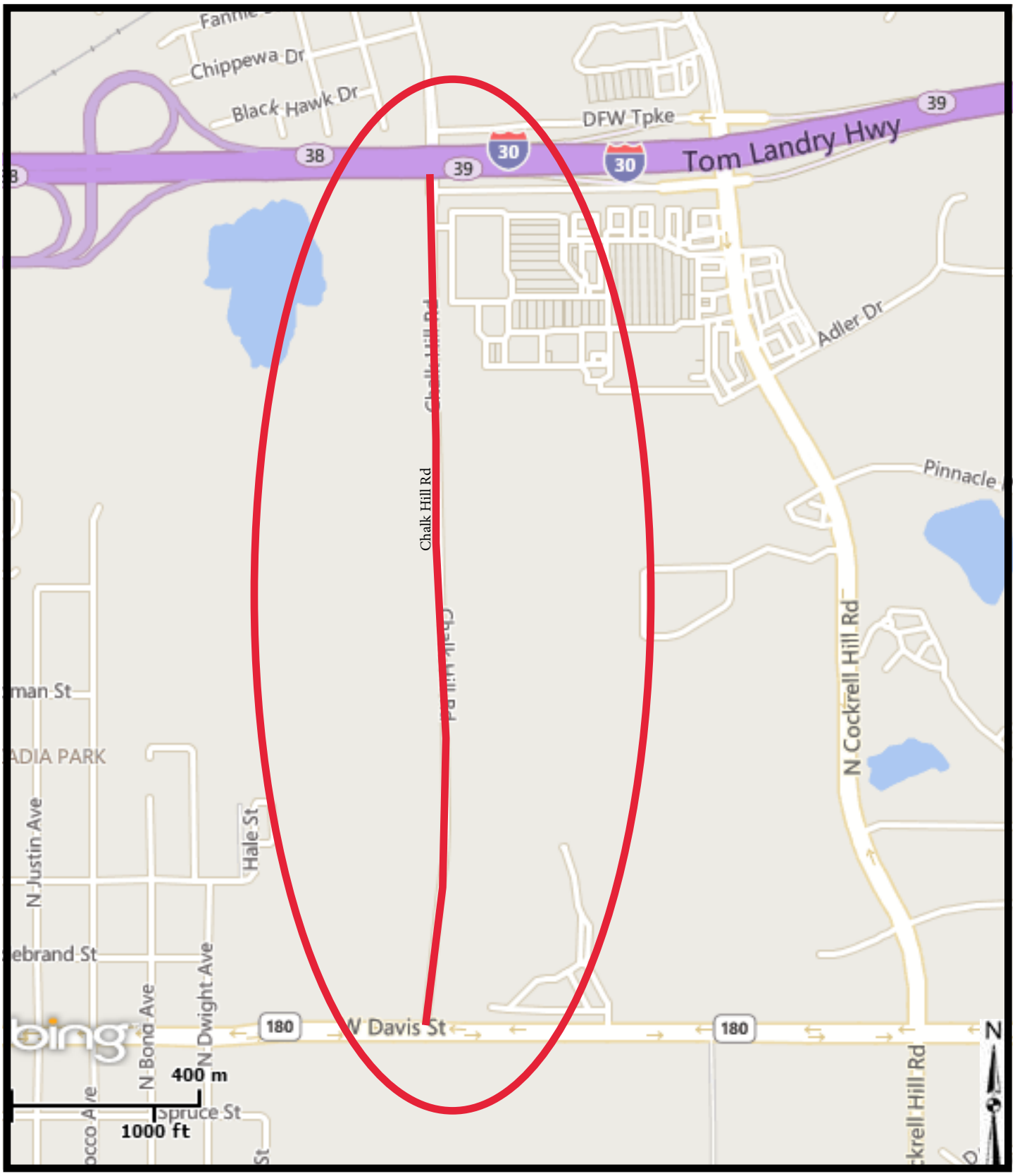
Brian Cottle, Vice President

MAP

Attached

powered by Legistar™

CHALK HILL ROAD
FROM DAVIS STREET TO 800 FEET SOUTH OF IH-30



COUNCIL DISTRICT 6

WHEREAS, on January 23, 2008, City Council authorized a professional services contract with PB Americas, Inc. for the design of thoroughfares projects for Chalk Hill Road from Interstate Highway 30 (IH-30) frontage road to Singleton Boulevard and Chalk Hill Road from Davis Street to 800 feet south of IH-30, in an amount not to exceed $971,714.50, by Resolution No. 08-0324; and

WHEREAS, on May 26, 2010, City Council authorized approval of the proposed alignment for Chalk Hill Road from West Davis Street to 800 feet south of IH-30 eastbound frontage road and Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard, from its current alignment to the proposed alignment by Resolution No. 10-1330; and

WHEREAS, on December 8, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc. for additional engineering and survey services on Chalk Hill Road from West Davis Street to 800 feet south of IH-30 eastbound frontage road, in an amount not to exceed $54,551.50, from $464,096.20 to $518,647.70, by Resolution No. 10-3076; and

WHEREAS, on December 8, 2010, City Council authorized Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc. for additional engineering and survey services on Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard, in an amount not to exceed $181,486.30, from $507,618.30 to $689,104.60, by Resolution No. 10-3077; and

WHEREAS, Resolution Nos. 10-3076 and 10-3077 should have been authorized as Supplemental Agreement No. 1 to the professional services contract with PB Americas, Inc. dba Parson Brinckerhoff Americas, Inc. for additional engineering and survey services under the same action, in an amount not to exceed $236,037.80, from $971,714.50 to $1,207,752.30; and

WHEREAS, on September 4, 2015, bids were received for street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of IH-30 eastbound frontage road; and

WHEREAS, on September 22, 2015, City Council authorized street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of IH-30; and a benefit assessment hearing to be held on November 10, 2015, to receive comments by Resolution No. 15-1772; and

WHEREAS, on November 10, 2015, a benefit assessment hearing was held to receive comments on street paving, storm drainage, street lighting, landscaping, water and wastewater main improvements for Chalk Hill Road from Davis Street to 800 feet south of IH-30; and at the close of the hearing, City Council authorized an ordinance levying benefit assessments and a construction contract with Pavecon Public Works, LP, in an amount not to exceed $9,099,662.24, by Resolution No. 15-2130; and

WHEREAS, on November 10, 2015, City Council authorized a professional services contract with Alliance Geotechnical Group, Inc. to provide construction material testing services during the construction of Chalk Hill Road from Davis Street to 800 feet south of the IH-30, in an amount not to exceed $90,924.50, by Resolution No. 15-2131; and

WHEREAS, on December 9, 2015, City Council authorized Supplemental Agreement No. 2 to the professional services contract with Parsons Brinckerhoff, Inc. for additional engineering services for Chalk Hill Road from West Davis Street to 800 feet south of the IH-30 eastbound frontage road and Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard, in an amount not to exceed $94,000.70, from $518,647.70 to $612,648.40, by Resolution No. 15-2221; and

WHEREAS, Resolution No. 15-2221 should have authorized Supplemental Agreement No. 2 to the professional services contract with Parsons Brinckerhoff, Inc. for additional engineering services for Chalk Hill Road from West Davis Street to 800 feet south of IH-30 and Chalk Hill Road from IH-30 westbound frontage road to Singleton Boulevard, in an amount not to exceed $94,000.70, from $1,207,752.30 to $1,301,753.00; and

WHEREAS, on September 13, 2016, Administrative Action No. 16-6617 authorized Supplemental Agreement No. 3 to the professional services contract with Parsons Brinckerhoff, Inc. for additional engineering services on Chalk Hill Road from Davis Street to IH-30 frontage road, in an amount not to exceed $42,857.14, from $1,301,753.00 to $1,344,610.14; and

WHEREAS, on September 14, 2016, City Council authorized Change Order No. 1 to the construction contract with Pavecon Public Works, LP for additional work associated with the construction of a 12-foot-wide bicycle facility that will connect the Chalk Hill Road project's dedicated on-street bicycle lanes with the planned Chalk Hill Trail Project, in an amount not to exceed $357,142.86, from $9,099,662.24 to $9,456,805.10, by Resolution No. 16-1458; and

WHEREAS, on April 24, 2017, Administrative Action No. 17-0464 authorized Change Order No. 2 to the construction contract with Pavecon Public Works, LP for additional construction items related to street paving for Chalk Hill Road (South) from Davis Street to IH-30 frontage road, a zero-dollar amount change order, not increasing the contract amount of $9,458,805.10; and

WHEREAS, on July 13, 2017, Administrative Action No. 17-0794 authorized Change Order No. 3 to the construction contract with Pavecon Public Works, LP for additional construction items related to street paving for Chalk Hill Road (South) from Davis Street to IH-30 frontage road, a zero-dollar amount change order, not increasing the contract amount of $9,456,805.10; and

WHEREAS, on January 11, 2017, City Council authorized Supplemental Agreement No. 4 to the professional services contract with Parsons Brinckerhoff, Inc. for additional engineering design of the precast concrete panel retaining wall and the associated drainage modification needed for Chalk Hill Road from Davis Street to 800 feet south of IH-30, in an amount not to exceed $86,039.14, from $1,344,610.14 to $1,430,649.28, by Resolution No. 17-0082; and

WHEREAS, on March 28, 2018, City Council authorized Change Order No. 4 to the construction services contract with Pavecon Public Works, LP for additional work associated with the construction of precast concrete retaining wall, reinforced concrete sidewalk retaining wall, drainage channel and 12-inch water main relocation for Chalk Hill Road from Davis Street to 800 feet south of IH-30, in an amount not to exceed $875,443.54, from $9,456,805.10 to $10,332,248.64, by Resolution No. 18-0426; and

WHEREAS, on June 11, 2018, Administrative Action No. 18-0405 authorized Change Order No. 5 to the construction contract with Pavecon Public Works, LP for additional construction items related to street paving for Chalk Hill Road (South) from Davis Street to IH-30 frontage road, a zero-dollar amount change order, not increasing the contract amount of $10,332,248.64; and

WHEREAS, on January 9, 2019, Administrative Action No. 19-0122 authorized Change Order No. 6 to the construction contract with Pavecon Public Works, LP for additional construction items related to street paving for Chalk Hill Road (South) from Davis Street to IH-30 frontage road, a zero-dollar amount change order, not increasing the contract amount of $10,332,248.64; and

WHEREAS, it is now necessary to authorize Change Order No. 7 to the construction services contract with Pavecon Public Works, LP for additional work associated with the construction of a drainage channel and the installation of light emitting diode street lighting for Chalk Hill Road from Davis Street to 800 feet south of IH 30, in an amount not to exceed $171,054.30, increasing the contract amount from $10,332,248.64 to $10,503,302.94.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with Pavecon Public Works, LP (Change Order No. 7) is authorized for additional work associated with the construction of a drainage channel and the installation of light emitting diode street lighting for Chalk Hill Road from Davis Street to 800 feet south of IH- 30, in an amount not to exceed $171,054.30, increasing the contract amount from $10,332,248.64 to $10,503,302.94.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $171,054.30 in accordance with the terms and conditions of the contract to Pavecon Public Works, LP from Street and Transportation Improvements Fund, Fund 2T22, Department PBW, Unit U781, Activity THRF, Object 4510, Program PB06U781, Encumbrance CT-PBW06U781B1, Vendor VS89455.

SECTION 3. That this contract is designated as Contract No. PBW-2016-00001075.

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.

Agenda Information Sheet

File #: 19-631 **Item #:** 12.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 4

DEPARTMENT: Department of Public Works

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize an increase in the construction services contract with Jeske Construction Company to remove various concrete panels found underneath the roadway and add eight-inch flex-base material, and add permanent traffic signs and pavement markings along South Ewing Avenue from Galloway Avenue to Genoa Avenue - Not to exceed $149,693.90, from $2,082,956.00 to $2,232,649.90 - Financing: Street and Transportation Improvements Fund (2012 Bond Funds)

BACKGROUND

South Ewing Avenue from Galloway Avenue to Genoa Avenue was included in the 2012 Bond Program as a Thoroughfare Project.

On June 14, 2017, City Council authorized a benefit assessment hearing to receive comments on street paving, drainage, and water and wastewater main improvements for South Ewing Avenue from Genoa Avenue to Galloway Avenue; and at the close of the hearing, authorized an ordinance levying benefit assessments, and a construction contract with Jeske Construction Company by Resolution No. 17-0987.

This action will authorize Change Order No. 1 to the construction services contract with Jeske Construction Co. to remove concrete panels that were encountered underneath the existing asphalt roadway pavement during construction, including under several driveway approaches. The scope of this project is being modified by adding new items and increasing the quantities for some existing items in the contract. The contractor is required to remove these panels and fill the areas with eight-inch flex-base material to fill the voids prior to the installation of the new reinforced concrete pavement. This action also includes adding several permanent traffic signs and pavement markings in response to a request from the Department of Transportation.

ESTIMATED SCHEDULE OF PROJECT

Began Design	September 2013
Completed Design	October 2015
Began Construction	November 2017
Complete Construction	July 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On May 10, 2017, City Council authorized street paving, drainage, water and wastewater main improvements and a benefit assessment hearing for South Ewing Avenue from Genoa Avenue to Galloway Avenue by Resolution No. 17-0748.

On June 14, 2017, City Council authorized a benefit assessment hearing to receive comments on street paving, drainage, and water and wastewater main improvements for South Ewing Avenue from Genoa Avenue to Galloway Avenue; and at the close of the hearing, authorized an ordinance levying benefit assessments, and a construction contract with Jeske Construction Company by Resolution No. 17-0987.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Street and Transportation Improvements Fund (2012 Bond Funds) - $149,693.90

Construction Contract

Paving and Drainage (PBW)	$1,615,151.00
Water and Wastewater (DWU)	$ 467,805.00
Change Order No. 1 (this action) (PBW)	$ 149,693.90
Total Construction Cost	$2,232,649.90

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$149,693.90	Construction	25.00%	25.58%	$38,287.00
• This contract exceeds the M/WBE goal.				
• Change Order No. 1 - 25.42% Overall M/WBE participation				

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OWNER

Jeske Construction Company

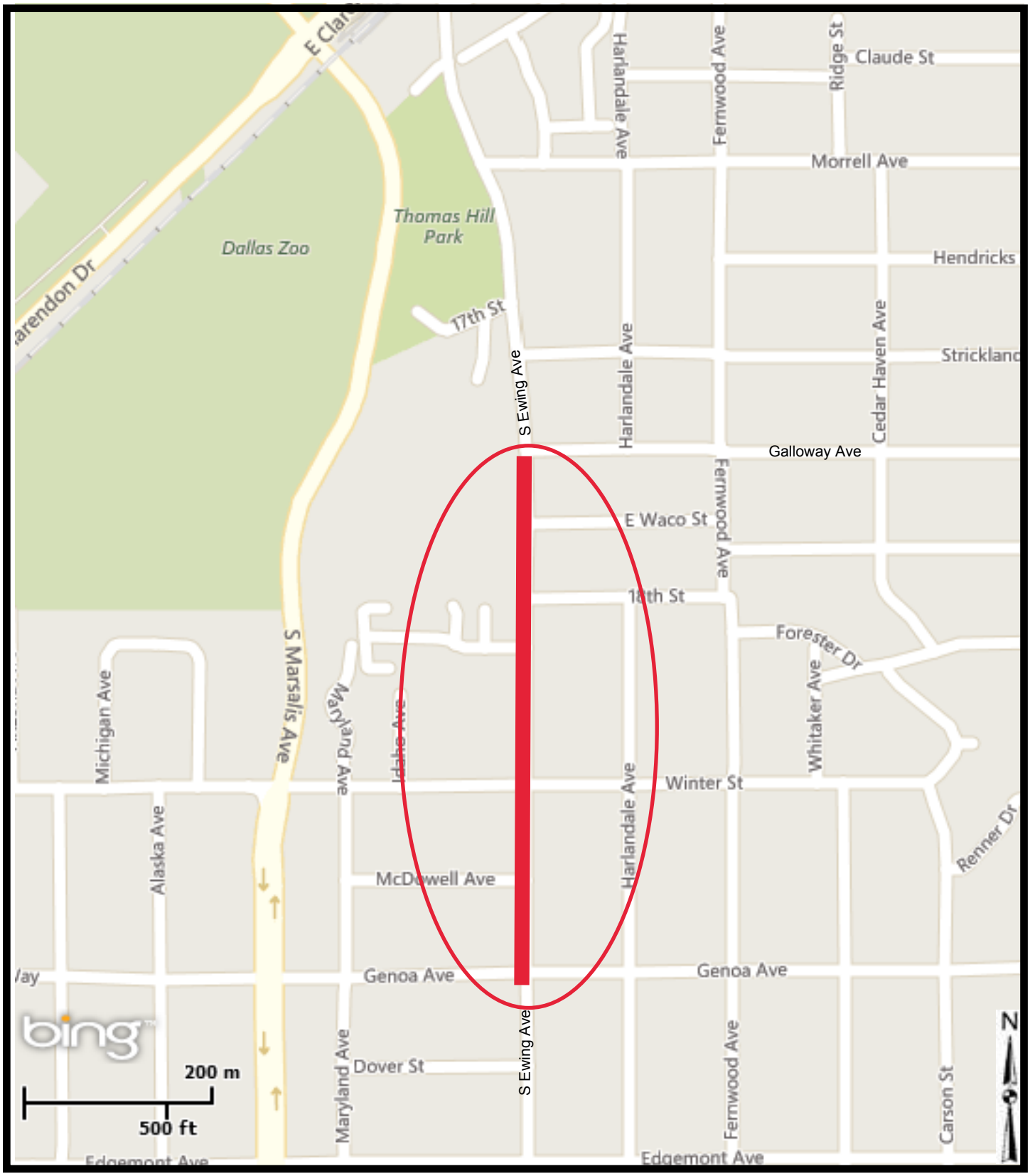
Steve Jeske, President

MAP

Attached

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SOUTH EWING AVENUE FROM GALLOWAY AVENUE TO GENOA AVENUE



COUNCIL DISTRICT 4

June 12, 2019

WHEREAS, on May 10, 2017, City Council authorized street paving, drainage, water and wastewater main improvements and a benefit assessment hearing by Resolution No. 17-0748; and

WHEREAS, on June 14, 2017, City Council authorized a benefit assessment hearing to receive comments on street paving, drainage, and water and wastewater main improvements for South Ewing Avenue from Genoa Avenue to Galloway Avenue; and at the close of the hearing, authorized an ordinance levying benefit assessments, and a construction contract with Jeske Construction Company, in an amount not to exceed $2,082,956.00, by Resolution No. 17-0987; and

WHEREAS, it is now necessary to authorize Change Order No. 1 to the construction services contract with Jeske Construction Company to remove various concrete panels found underneath the roadway and add eight-inch flex-base material, and add permanent traffic signs and pavement markings along South Ewing Avenue from Galloway Avenue to Genoa Avenue. The scope of this project is being modified by adding new items and increasing the quantities for some existing items in the contract, in an amount not to exceed $149,693.90, increasing the contract amount from $2,082,956.00 to $2,232,649.90.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with Jeske Construction Company (Change Order No. 1) is authorized to remove various concrete panels found underneath the roadway and add eight-inch flex-base material, and add permanent traffic signs and pavement markings along South Ewing Avenue from Galloway Avenue to Genoa Avenue, in an amount not to exceed $149,693.90, increasing the contract amount from $2,082,956.00 to $2,232,649.90.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $149,693.90 in accordance with the terms and conditions of the contract to Jeske Construction Co. from Street and Transportation Improvements Fund, Fund 3U22, Department PBW, Unit S311, Activity SREC, Object 4510, Program PB12S311, Encumbrance CT-STS12S311I1, Vendor 083791.

SECTION 3. That this contract is designated as Contract No. STS-2017-00001867.

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.

Agenda Information Sheet

File #: 19-567 **Item #:** 15.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	Outside City Limits
DEPARTMENT:	Department of Sustainable Development and Construction
EXECUTIVE:	Michael Mendoza

SUBJECT

Authorize acquisition from Curtis Seastrunk, of approximately 7,308 square feet of land located in Hunt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $5,000.00 ($2,517.00, plus closing costs and title expenses not to exceed $2,483.00) - Financing: Water Construction Fund

BACKGROUND

This item authorizes the acquisition from Curtis Seastrunk, of approximately 7,308 square feet of land located in Hunt County. This property will be used for the construction of a 144-inch raw water transmission line for the Lake Tawakoni 144-inch Transmission Pipeline Project. The consideration is based on an independent appraisal. There are no relocation benefits associated.

This acquisition is part of the right-of-way required to construct approximately 32 miles of pipeline from Lake Tawakoni to the Interim Balancing Reservoir located in Terrell, Texas and then to the Eastside Water Treatment Plant located in Sunnyvale, Texas. The new raw water pipeline will augment the existing 72-inch and 84-inch pipelines. The construction of this pipeline will give Dallas Water Utilities the ability to utilize the full capacity of both the Lake Tawakoni and the Lake Fork raw water supply to meet the current city needs and future water demands.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Construction Fund - $5,000.00 ($2,517.00, plus closing costs and title expenses not to exceed $2,483.00)

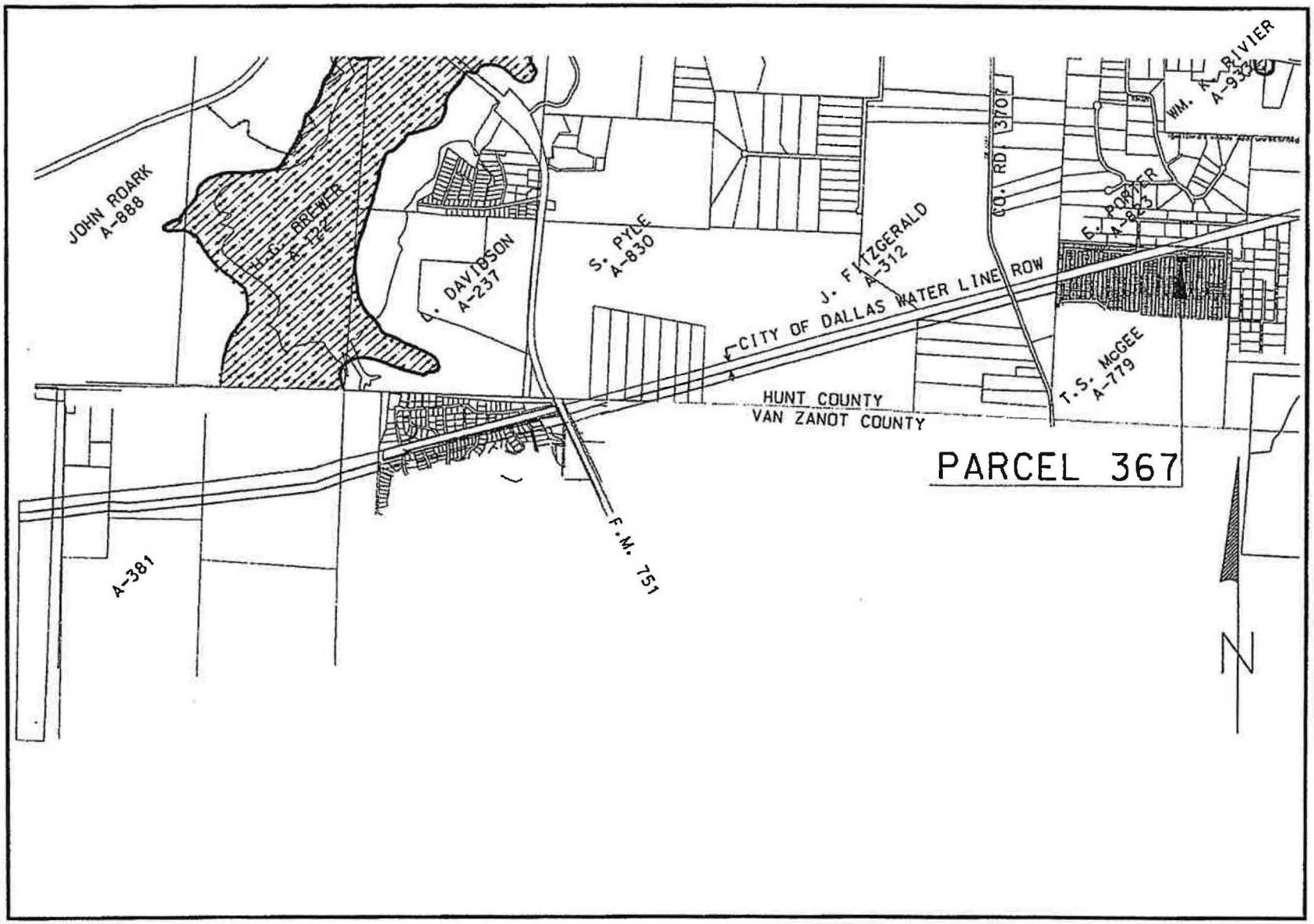
OWNER

Curtis Seastrunk

MAP

Attached

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VICINITY MAP
APPROXIMATE SCALE 1"= 2000'

P:\0513-LakeTawakoni\Parcels\ParcelsMap_367.dgn Plotted on 4/27/2015 at 2:29:15 PM By: Jason Projects\City Of Bonus Plat Drivers dwg\printer.plt\fg PenTables\tbl.tbl

Submitted to City Attorney
022

June 12, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 7,308 square feet of land located in Hunt County, Texas, and being the same property more particularly described in Exhibit "A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Lake Tawakoni 144-inch Transmission Pipeline

"USE": The installation, use, and maintenance of a pipeline or lines for the transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE here provided.

"PROPERTY INTEREST": Fee Simple, subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": Curtis Seastrunk, provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": $2,517.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed $2,483.00

"AUTHORIZED AMOUNT": Not to exceed $5,000.00

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

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Construction Fund, Fund 0102, Department DWU, Unit CW20, Activity RWPT, Program 704041, Object 4210, Encumbrance/Contract No. CX-DWU-2019-00009293. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

EXHIBIT A

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN
HUNT COUNTY, TEXAS
Parcel: 367

BEING a 7,308 square foot (0.1678 acre) tract of land in the T. McGee Survey, Abstract No. 779, being all of Lots 43, 44, 85 and 86, Block U of the Waco Bay Estates Subdivision, Phase III as recorded in Volume 400, Page 631-633 of the Plat Records of Hunt County, Texas, said Lots 43, 44, 85 and 86 being described in Quitclaim Deed to Curtis Seastrunk, dated January 23, 2006, as recorded in Volume 1457, Page 422 of the Deed Records of Hunt County, Texas.

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.

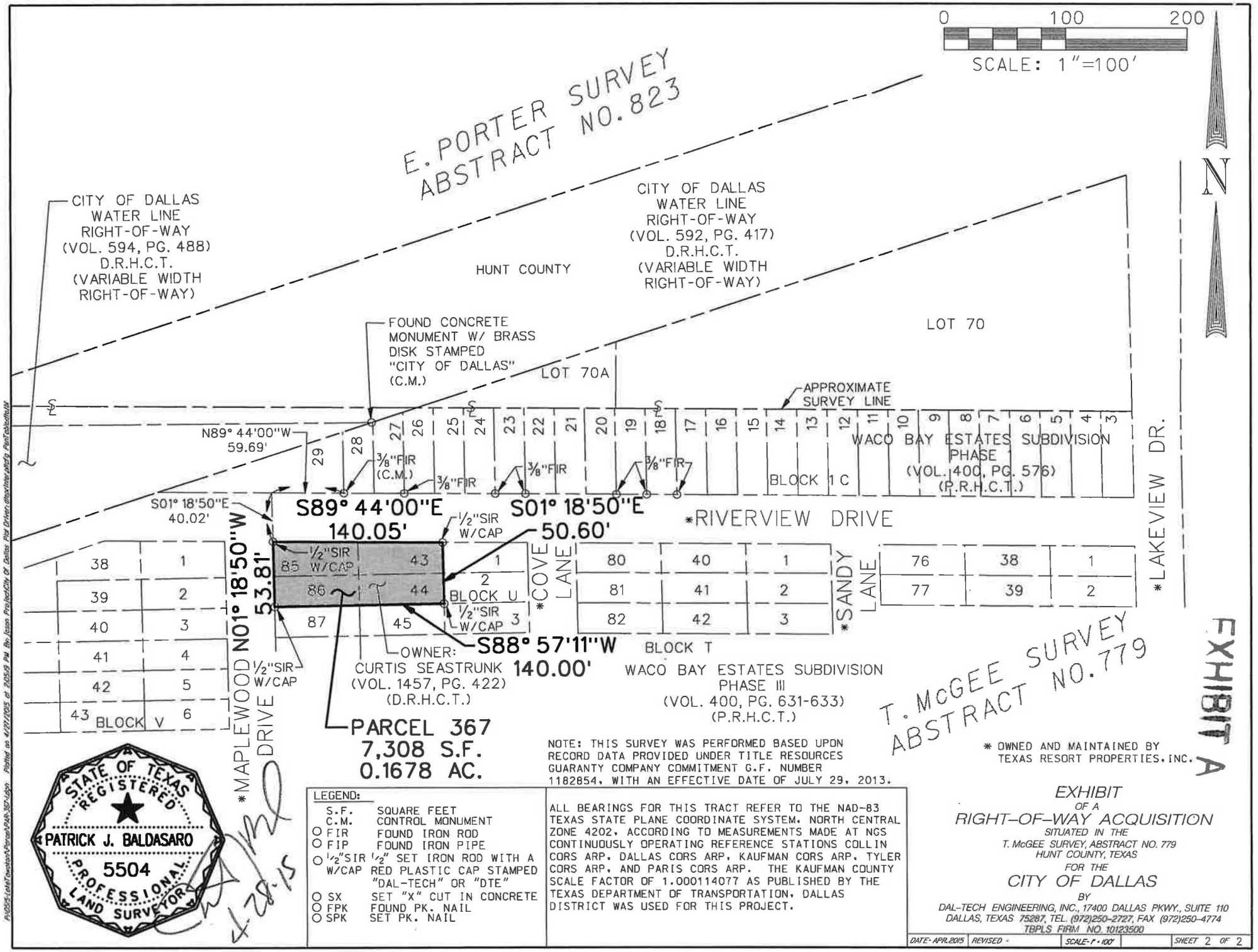
Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

By: _____ Date: 4.28.15

STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504

FIELD NOTES APPROVED:
6/1/15



STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

4-28-15

NOTE: THIS SURVEY WAS PERFORMED BASED UPON RECORD DATA PROVIDED UNDER TITLE RESOURCES GUARANTY COMPANY COMMITMENT G.F. NUMBER 1182854, WITH AN EFFECTIVE DATE OF JULY 29, 2013.

* OWNED AND MAINTAINED BY TEXAS RESORT PROPERTIES, INC.

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
O FIR	FOUND IRON ROD
O FIP	FOUND IRON PIPE
O 1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O SX	SET "X" CUT IN CONCRETE
O FPK	FOUND PK. NAIL
O SPK	SET PK. NAIL

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITUATED IN THE
T. McGEE SURVEY, ABSTRACT NO. 779
HUNT COUNTY, TEXAS
FOR THE
CITY OF DALLAS

BY
DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774
TBPLS FIRM NO. 10123500

DATE- APR.2015	REVISED -	SCALE- 1" = 100'		SHEET 2 OF 2

P:\0515 (eTexas\Parcel\PAR-367-Dgn Printed on 4/28/2015 at 2:05:5 PM By Jason Pruitt(City of Dallas Plat Drivers drive\Parcel\Dwg Par7.dgn\Exhibit

EXHIBIT B

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

WARRANTY DEED

THE STATE OF TEXAS §
§ KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF HUNT§

That Curtis Seastrunk, a single man (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Hunt, State of Texas, for and in consideration of the sum of TWO THOUSAND FIVE HUNDRED SEVENTEEN AND 00/100 DOLLARS ($2,517.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, all of the property described in Exhibit "A", attached hereto and made a part hereof by reference for all purposes.

SPECIAL PROVISIONS: NONE

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators or successors, to Warrant and Forever Defend all and singular the said premises unto City, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

EXECUTED this _____ day of _____, _____.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

By: _____
Assistant City Attorney

_____
Curtis Seastrunk

EXHIBIT B

* *

STATE OF TEXAS '
COUNTY OF HUNT '

This instrument was acknowledged before me on _____
by Curtis Seastrunk.

_____
Notary Public, State of TEXAS

* *

After recording return to:
City of Dallas
Department of Sustainable Development and Construction
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: Christian Roman

Warranty Deed Log No. 44015

EXHIBIT A

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN HUNT COUNTY, TEXAS
Parcel: 367

BEING a 7,308 square foot (0.1678 acre) tract of land in the T. McGee Survey, Abstract No. 779, being all of Lots 43, 44, 85 and 86, Block U of the Waco Bay Estates Subdivision, Phase III as recorded in Volume 400, Page 631-633 of the Plat Records of Hunt County, Texas, said Lots 43, 44, 85 and 86 being described in Quitclaim Deed to Curtis Seastrunk, dated January 23, 2006, as recorded in Volume 1457, Page 422 of the Deed Records of Hunt County, Texas.

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.

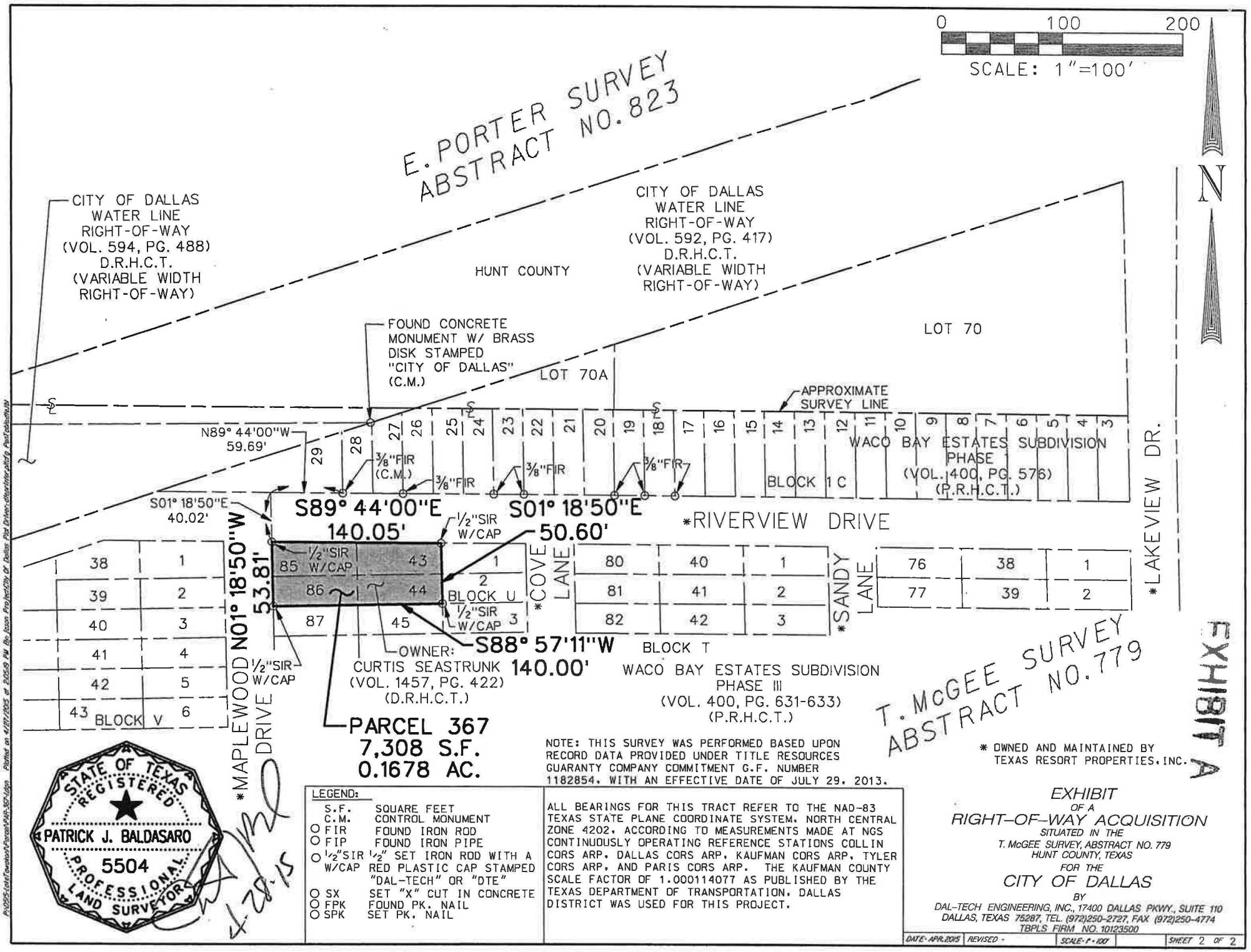
Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

By: _____ Date: 4.28.15



Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504

FIELD NOTES APPROVED: 5/1/15



NOTE: THIS SURVEY WAS PERFORMED BASED UPON RECORD DATA PROVIDED UNDER TITLE RESOURCES GUARANTY COMPANY COMMITMENT G.F. NUMBER 1182854. WITH AN EFFECTIVE DATE OF JULY 29, 2013.

* OWNED AND MAINTAINED BY TEXAS RESORT PROPERTIES, INC.

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
O FIR	FOUND IRON ROD
O FIP	FOUND IRON PIPE
O 1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O SX	SET "X" CUT IN CONCRETE
O FPK	FOUND PK. NAIL
O SPK	SET PK. NAIL

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

4-28-15

EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITUATED IN THE
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HUNT COUNTY, TEXAS
FOR THE
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DATE: APR.2015	REVISED -	SCALE: 1" = 100'	SHEET 2 OF 2

P:\025-Lots\Trenton\Parcel\NAR-357-Ugn Plotted on 4/17/2015 at 2:05:9 PM By: Jason Projects\City of Dallas Plat Driven-dtea\InterpDFG PatTobiello.dgl

Agenda Information Sheet

File #: 19-472 **Item #:** 16.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	Outside City Limits
DEPARTMENT:	Department of Sustainable Development and Construction
EXECUTIVE:	Michael Mendoza

SUBJECT

Authorize acquisition from Dora Jean Gayler, of approximately 37,827 square feet of land located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $16,026.00 ($13,026.00, plus closing costs and title expenses not to exceed $3,000.00) - Financing: Water Construction Fund

BACKGROUND

This item authorizes the acquisition from Dora Jean Gayler, of approximately 37,827 square feet of land located in Van Zandt County. This property will be used for the construction of a 144-inch raw water transmission line for the Lake Tawakoni 144-inch Transmission Pipeline Project. The consideration is based on an independent appraisal. There are no relocation benefits associated.

This acquisition is part of the right-of-way required to construct approximately 32 miles of pipeline from Lake Tawakoni to the Interim Balancing Reservoir located in Terrell, Texas and then to the Eastside Water Treatment Plant located in Sunnyvale, Texas. The new raw water pipeline will augment the existing 72-inch and 84-inch pipelines. The construction of this pipeline will give Dallas Water Utilities the ability to utilize the full capacity of both the Lake Tawakoni and the Lake Fork raw water supply to meet the current city needs and future water demands.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Construction Fund - $16,026.00 ($13,026.00, plus closing costs and title expenses not to exceed $3,000.00)

OWNER

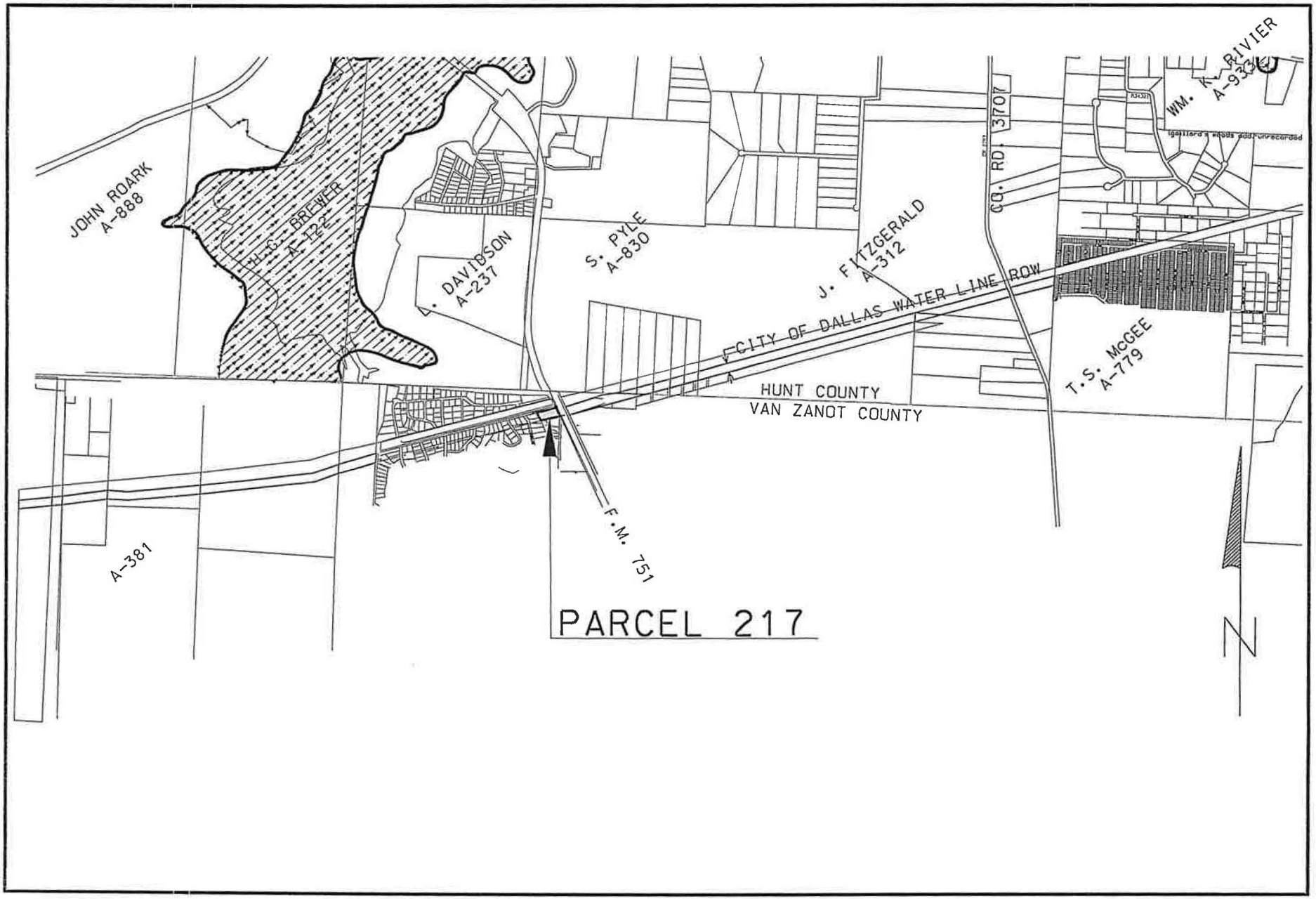
Dora Jean Gayler

MAP

Attached

powered by Legistar™

P:\0515-LakeTawakoni\Parcel\ParcelsMap_217.dgn Plotted on 3/19/2015 at 10:27:30 AM By: jason Project:City Of Dallas Plot Driver: dlaprinter.plc cfg PenTable:dte.tbl



VICINITY MAP
APPROXIMATE SCALE 1"= 2000'

June 12, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 37,827 square feet of land located in Van Zandt County, Texas, and being the same property more particularly described in Exhibit "A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Lake Tawakoni 144-inch Transmission Pipeline

"USE": The installation, use, and maintenance of a pipeline or lines for the transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE here provided.

"PROPERTY INTEREST": Fee Simple, subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": Dora Jean Gayler, provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": $13,026.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed $3,000.00

"AUTHORIZED AMOUNT": Not to exceed $16,026.00

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

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Construction Fund, Fund 0102, Department DWU, Unit CW20, Activity RWPT, Program 704041, Object 4210, Encumbrance/Contract No. CX- DWU-2019-00009814. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR A FEE SIMPLE AQUISITION
FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN
VAN ZANDT COUNTY, TEXAS
Parcel: 217

Exhibit A

BEING a 0.8684 acre tract of land in the J. McCown Survey, Abstract No. 527, being a part of a called 2.172 acre tract of land described in Warranty Deed with Vendor's Lien to Garland D. Gayler, a/k/a/ Dan Gayler, as recorded Volume 1991, Page 556, of the Deed Records of Van Zandt County, Texas, (D.R.V.Z.C.T.), and being more particularly described as follows:

BEGINNING at a 1/2-inch iron rod with red cap stamped "DAL-TECH" (hereinafter referred to as "with cap") set at the intersection of the southeast right-of-way line of Brave Buffalo Road (20' right-of-way) and the southwest right-of-way line of F.M. 751 (100' right-of-way);

THENCE South 29 degrees 10 minutes 08 seconds East, with the northeast line of said Gayler tract and the southwest right-of-way line of said F.M. 751, a distance of 121.21 feet to a 1/2-inch iron rod with cap set;

THENCE South 02 degrees 39 minutes 07 seconds East, departing the southwest right-of-way line of said F.M. 751 and with the east line of said Gayler tract, a distance of 11.43 feet to a 1/2-inch iron rod with cap set;

THENCE South 71 degrees 48 minutes 23 seconds West, departing the east line of said Gayler tract, a distance of 282.62 feet to a point (not set – falls in pond) in the southwest line of said Gayler tract and the northeast line of Lot 130-B of the Revision of Lots 129, 130 & 131 of the Rolling Oaks Subdivision, as recorded in Slide 59-B, of the Plat Records of Van Zandt County, Texas;

THENCE North 31 degrees 40 minutes 51 seconds West, with the southwest line of said Gayler tract and the northeast line of said Lot 130-B, a distance of 52.60 feet to a 1/2-inch iron rod with cap set at the northeast corner of said Lot 130-B and the southeast corner of Lot 129-B of said Rolling Oaks Subdivision;

THENCE North 32 degrees 35 minutes 20 seconds West, continuing with the southwest line of said Gayler tract and the northeast line of said Lot 129-B, a distance of 81.41 feet to a 1/2-inch iron rod with cap set at the northeast corner of said Lot 129-B and being in the southeast right-of-way line of said Brave Buffalo Road;

THENCE North 71 degrees 48 minutes 23 seconds East, departing the southwest line of said Gayler tract and with the southeast right-of-way of said Brave Buffalo Road, a distance of 295.11 feet to the POINT OF BEGINNING and containing 37,827 square feet or 0.8684 acres of land, more or less.

FIELD NOTES APPROVED
11/20/17

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR A FEE SIMPLE AQUISITION
FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN
VAN ZANDT COUNTY, TEXAS
Parcel: 217

Exhibit A

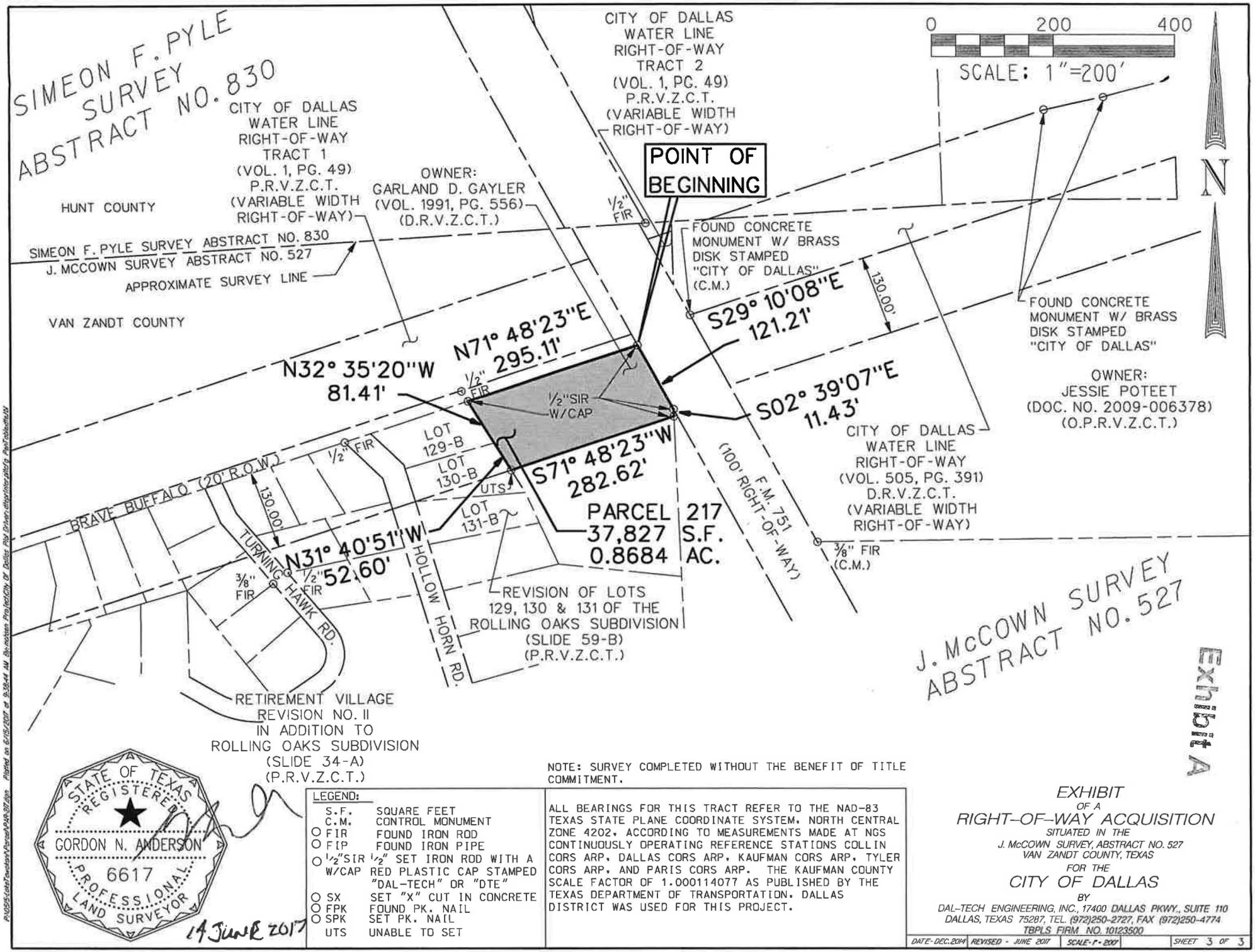
All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.



By: _____ Date: 14 June 2017

Gordon N. Anderson
Registered Professional Land Surveyor
Texas No. 6617
DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500



STATE OF TEXAS
REGISTERED
GORDON N. ANDERSON
6617
PROFESSIONAL
LAND SURVEYOR

14 JUNE 2017

NOTE: SURVEY COMPLETED WITHOUT THE BENEFIT OF TITLE COMMITMENT.

LEGEND:

	S.F.	SQUARE FEET
	C.M.	CONTROL MONUMENT
O	FIR	FOUND IRON ROD
O	FIP	FOUND IRON PIPE
O	1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O	SX	SET "X" CUT IN CONCRETE
O	FPK	FOUND PK. NAIL
O	SPK	SET PK. NAIL
	UTS	UNABLE TO SET

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITUATED IN THE
J. McCOWN SURVEY, ABSTRACT NO. 527
VAN ZANDT COUNTY, TEXAS
FOR THE
CITY OF DALLAS

BY
DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774
TBPLS FIRM NO. 10123500

DATE- DEC. 2014	REVISED - JUNE 2017	SCALE- 1"= 200'		SHEET 3 OF 3

Exhibit A

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EXHIBIT B

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

WARRANTY DEED

THE STATE OF TEXAS §
§ KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF
VAN ZANDT §

That Dora Jean Gayler, a widow (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Van Zandt, State of Texas, for and in consideration of the sum of THIRTEEN THOUSAND TWENTY SIX AND 00/100 DOLLARS ($13,026.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, all of the property described in Exhibit "A", attached hereto and made a part hereof by reference for all purposes.

SPECIAL PROVISIONS: This conveyance is made and accepted subject to the reservations provided in Exhibit B which is attached hereto and incorporated herein for all purposes.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators or successors, to Warrant and Forever Defend all and singular the said premises unto City, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

EXECUTED this _____ day of _____, _____.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

By: _____
Assistant City Attorney

_____
Dora Jean Gayler

EXHIBIT B

* *

STATE OF TEXAS
COUNTY OF VAN ZANDT

This instrument was acknowledged before me on _____
by Dora Jean Gayler.

_____
Notary Public, State of TEXAS

* *

After recording return to:
City of Dallas
Department of Sustainable Development and Construction
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: Christian Roman

Warranty Deed Log No. 43609

Exhibit A

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR A FEE SIMPLE AQUISITION FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN VAN ZANDT COUNTY, TEXAS
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THENCE North 31 degrees 40 minutes 51 seconds West, with the southwest line of said Gayler tract and the northeast line of said Lot 130-B, a distance of 52.60 feet to a 1/2-inch iron rod with cap set at the northeast corner of said Lot 130-B and the southeast corner of Lot 129-B of said Rolling Oaks Subdivision;

THENCE North 32 degrees 35 minutes 20 seconds West, continuing with the southwest line of said Gayler tract and the northeast line of said Lot 129-B, a distance of 81.41 feet to a 1/2-inch iron rod with cap set at the northeast corner of said Lot 129-B and being in the southeast right-of-way line of said Brave Buffalo Road;

THENCE North 71 degrees 48 minutes 23 seconds East, departing the southwest line of said Gayler tract and with the southeast right-of-way of said Brave Buffalo Road, a distance of 295.11 feet to the POINT OF BEGINNING and containing 37,827 square feet or 0.8684 acres of land, more or less.

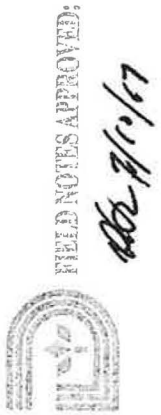


Exhibit A

FIELD NOTES
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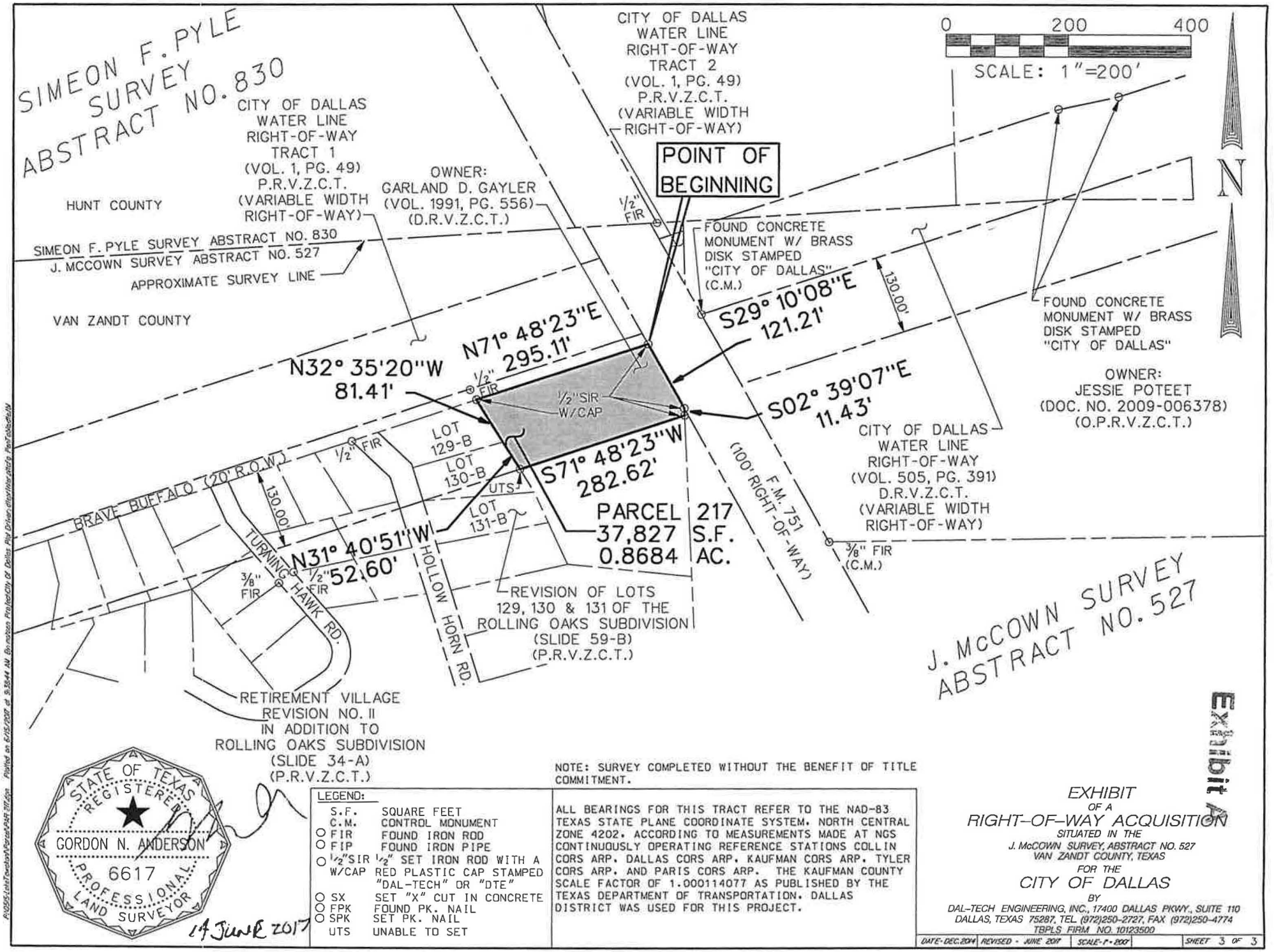
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Gordon N. Anderson
Registered Professional Land Surveyor
Texas No. 6617
DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500



STATE OF TEXAS REGISTERED GORDON N. ANDERSON 6617 PROFESSIONAL LAND SURVEYOR

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TBPLS FIRM NO. 10123500

DATE- DEC. 2014	REVISED - JUNE 2017	SCALE- 1"= 200'	SHEET 3 OF 3

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EXHIBIT B

EASEMENT – ACCESS
[Specific Location]

Grantor, for Grantor and Grantor's heirs, successors and assigns ("the holder of the easement") does hereby reserve an easement over, on and across the property described in Attachment "1", attached hereto and made a part hereof by reference for all purposes, (the "Easement Area") to provide free and uninterrupted pedestrian, vehicular and utility access to and from Grantor's adjoining or abutting property, being more fully described in Attachment "2", attached hereto and made a part hereof by reference for all purposes, (the "Dominant Estate Property") and portions thereof, in a manner as not to endanger or interfere with the safe, efficient and/or convenient use of and activity on the property described in Exhibit "A" by City.

The easement is appurtenant to and runs with the Dominant Estate Property and all portions of it, whether or not the easement is referenced in any conveyance of the Dominant Estate Property or any portion of it. The easement binds and inures to the benefit of Grantor and City and their respective heirs, successors, and assigns.

The easement is perpetual.

This easement is nonexclusive, and City reserves for City and City's successors and assigns the right to convey the same or similar easement or other rights or easements to others. Notwithstanding any provision of this easement reservation to the contrary, City and City's successors and assigns shall in all respects and at all times have the superior and paramount right of use, access and control of the Easement Property, without any liability for damages, destruction or injury to any improvements located in the easement, from time to time.

Professionally engineered plans and specifications bearing the seal of a professional engineer currently registered in the State of Texas showing any and all improvements desired by the holder of the easement, including without limitation, fill or removal of soil within the easement, paving, support, protection of City's uses, utility lines, structures and facilities, must be submitted to and approved in writing by the City of Dallas Water Department ("DWU") in advance of any construction by the holder of the easement. No vehicle, equipment or machinery exceeding a total weight of 15,000 lbs may come on the easement or any use be allowed to exist that would exceed said weight limit at any time during normal use unless confined to the designated access points on improvements the plans and specifications for which are structurally designed and constructed with supporting appurtenances that meet or exceed H20 highway design capacity and that protect the City's facilities from all imposed loading. The parties acknowledge and agree that the paramount consideration in the evaluation of any proposed improvements is to fully and completely accommodate City's uses (current, anticipated, and/or potential) of the property described in Exhibit "A" and any facilities it may install. Consequently, City's determinations in this regard are conclusive and final. All such improvements and maintenance of the Easement Property will be at the sole expense of the holder of the easement and must be constructed in a good and workmanlike manner in

conformity with the approved plans and specifications. The holder of the easement will maintain the Easement Property in a neat, clean and safe condition at all times.

The holder of the easement agrees to indemnify, defend and hold City and City's successors in interest harmless from any loss, attorney's fees, court and other costs, expenses or claims attributable to any breach or default of any provision of this easement by the holder and/or any negligent act or omission by the holder with regard to this easement. In the event the holder of the easement shall place any unpermitted structure, improvement, use or material within the Easement Property and fails to remove same immediately upon receipt of notice from City, City shall have the right, but not the obligation, to remove such structure, improvement, use and/or material, and the holder of the easement shall reimburse City for any and all costs connected with such action immediately upon demand.

ATTACHMENT 1

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR A ACCESS EASEMENT FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN VAN ZANDT COUNTY, TEXAS
Parcel: 217 ACE

BEING a 0.0923 acre tract of land in the J. McCown Survey, Abstract No. 527, being a part of a called 2.172 acre tract of land described in Warranty Deed with Vendor's Lien to Garland D. Gayler, a/k/a/ Dan Gayler, as recorded Volume 1991, Page 556, of the Deed Records of Van Zandt County, Texas, (D.R.V.Z.C.T.), and being more particularly described as follows:

COMMENCING at a 1/2-inch iron rod found at the northwest corner of Lot 165 of the Revision of Rolling Oaks Addition, as recorded in Slide 33-A of the Plat Records of Van Zandt County, Texas, (P.R.V.Z.C.T.) being in the southeast right-of-way line of Brave Buffalo Road (20' right-of-way);

THENCE North 71 degrees 48 minutes 23 seconds East, a distance of 618.61 feet to a 1/2-inch iron rod with red cap stamped "DAL-TECH" (hereinafter referred to as "with cap") found at the POINT OF BEGINNING, being in the southwest line of said Gayler tract and the northeast corner of Lot 129-B of the Revision of Lots 129, 130 & 131 of the Rolling Oaks Subdivision, as recorded in Slide 59-B, P.R.V.Z.C.T.;

THENCE North 71 degrees 48 minutes 23 seconds East, departing the southwest line of said Gayler tract and with the southeast line of said Brave Buffalo Road, a distance of 30.97 feet to a 1/2-inch iron rod with cap set;

THENCE South 32 degrees 35 minutes 20 seconds East, a distance of 73.95 feet; to a 1/2-inch iron rod with cap set;

THENCE South 31 degrees 40 minutes 51 seconds East, a distance of 60.03 feet (not set – falls in pond);

THENCE South 71 degrees 48 minutes 23 seconds West, a distance of 30.85 feet (not set – falls in pond) to the southwest line of said Gayler tract, and the northeast line of Lot 130-B of said Rolling Oaks Subdivsion;

THENCE North 31 degrees 40 minutes 51 seconds West, with the southwest line of said Gayler tract and the northeast line of said Lot 130-B, a distance of 52.60 feet to a 1/2-inch iron rod with cap found at the northeast corner of said Lot 130-B and the southeast corner of Lot 129-B of said Rolling Oaks Subdivision;

THENCE North 32 degrees 35 minutes 20 seconds West, continuing with the southwest line of said Gayler tract and the northeast line of said Lot 129-B, a distance of 81.41 feet to the POINT OF BEGINNING and containing 4,020 square feet or 0.0923 acres of land, more or less.



ATTACHMENT 1

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR A ACCESS EASEMENT
FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN
VAN ZANDT COUNTY, TEXAS
Parcel: 217 ACE

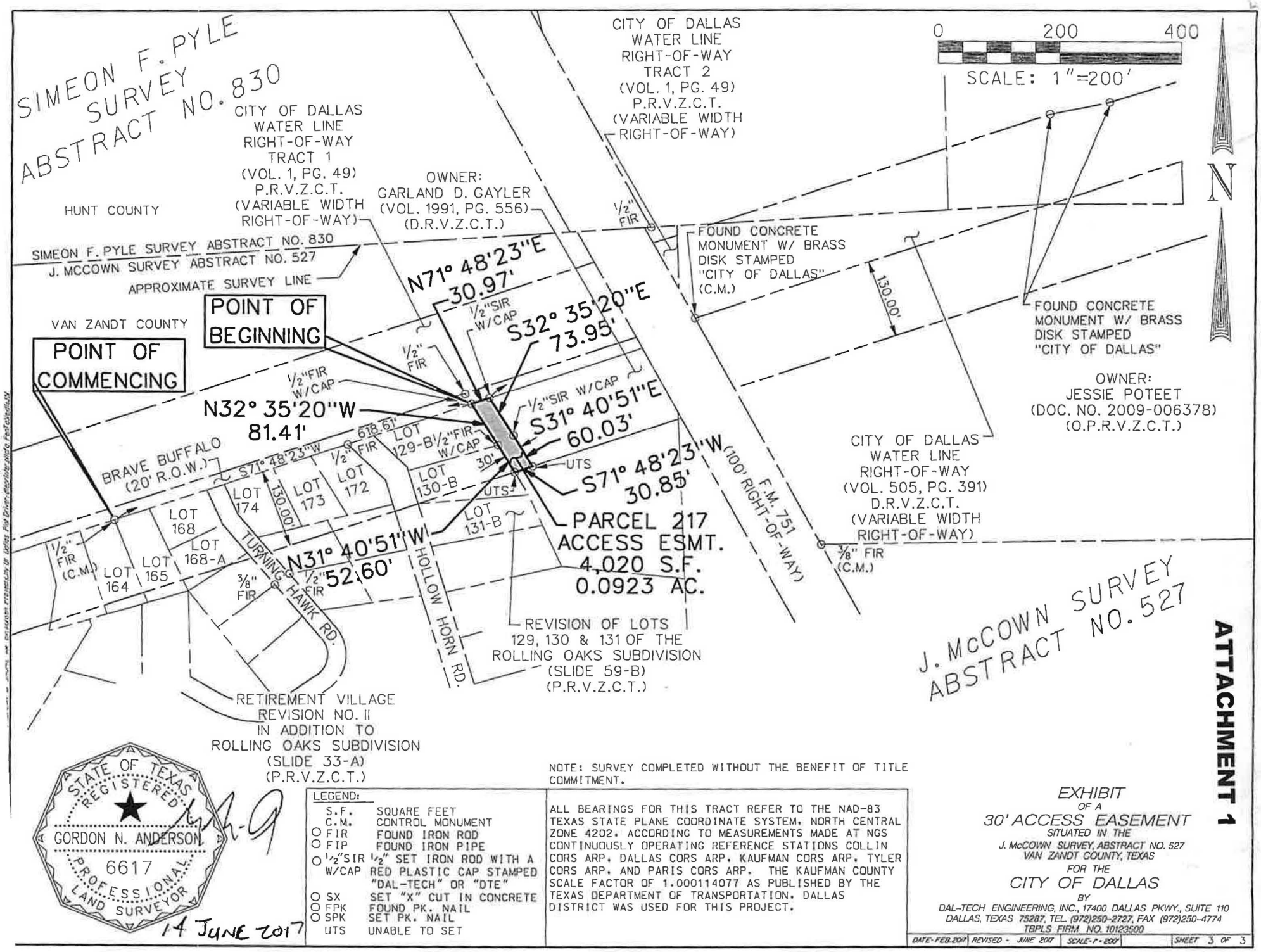
All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.



By: _____ Date: 14 June 2017

Gordon N. Anderson
Registered Professional Land Surveyor
Texas No. 6617
DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500



STATE OF TEXAS
REGISTERED
GORDON N. ANDERSON
6617
PROFESSIONAL
LAND SURVEYOR

14 JUNE 2017

NOTE: SURVEY COMPLETED WITHOUT THE BENEFIT OF TITLE COMMITMENT.

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
O FIR	FOUND IRON ROD
O FIP	FOUND IRON PIPE
O 1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O SX	SET "X" CUT IN CONCRETE
O FPK	FOUND PK. NAIL
O SPK	SET PK. NAIL
UTS	UNABLE TO SET

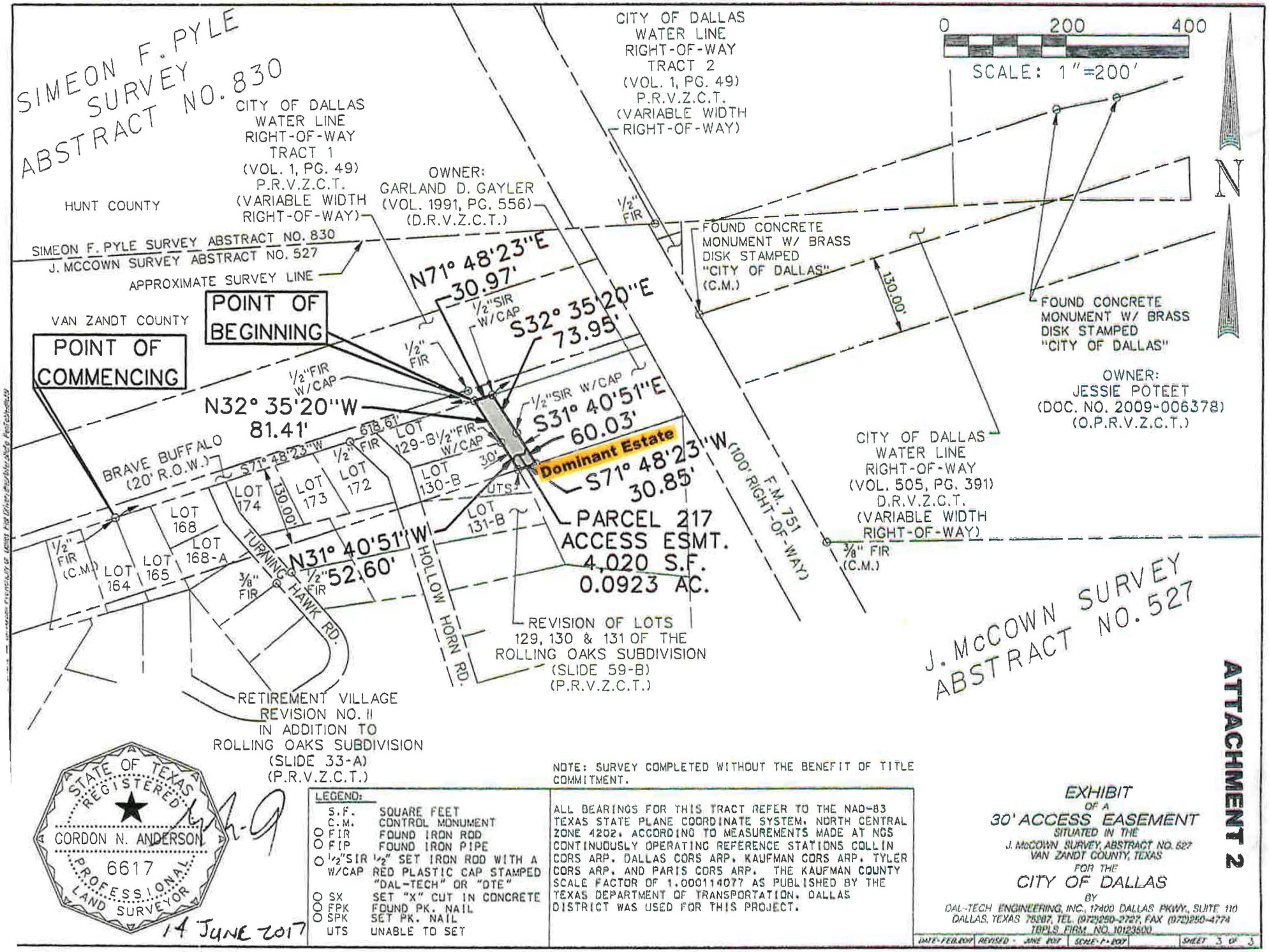
ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202. ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

ATTACHMENT 1

EXHIBIT
OF A
30' ACCESS EASEMENT
SITUATED IN THE
J. McCOWN SURVEY, ABSTRACT NO. 527
VAN ZANDT COUNTY, TEXAS
FOR THE
CITY OF DALLAS

BY
DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774
TBPLS FIRM NO. 10123500

DATE-FEB.2017	REVISED - JUNE 2017	SCALE-1"=200'	SHEET 3 OF 3



STATE OF TEXAS
REGISTERED
GORDON N. ANDERSON
6617
PROFESSIONAL
LAND SURVEYOR

14 JUNE 2017

NOTE: SURVEY COMPLETED WITHOUT THE BENEFIT OF TITLE COMMITMENT.

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
○ FIR	FOUND IRON ROD
○ FIP	FOUND IRON PIPE
○ ½"SIR W/CAP	½" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
○ SX	SET "X" CUT IN CONCRETE
○ FPK	FOUND PK. NAIL
○ SPK	SET PK. NAIL
UTS	UNABLE TO SET

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

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DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774
TBPLS FIRM NO. 10123500

DATE: FEB. 2017	REVISED - JUNE 2017	SCALE: 1" = 200'	SHEET 3 OF 3

ATTACHMENT 2

Agenda Information Sheet

File #: 19-473 **Item #:** 17.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	Outside City Limits
DEPARTMENT:	Department of Sustainable Development and Construction
EXECUTIVE:	Michael Mendoza

SUBJECT

Authorize acquisition from Lawrence Schmitz, of approximately 7,944 square feet of land improved with a single-family dwelling located in Van Zandt County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $48,000.00 ($45,000.00, plus closing costs and title expenses not to exceed $3,000.00) - Financing: Water Construction Fund

BACKGROUND

This item authorizes the acquisition from Lawrence Schmitz, of approximately 7,944 square feet of land improved with a single-family dwelling located in Van Zandt County. This property will be used for the construction of a 144-inch raw water transmission line for the Lake Tawakoni 144-inch Transmission Pipeline Project. The consideration is based on an independent appraisal. The relocation benefits are estimated to be $12,000.00.

This acquisition is part of the right-of-way required to construct approximately 32 miles of pipeline from Lake Tawakoni to the Interim Balancing Reservoir located in Terrell, Texas and then to the Eastside Water Treatment Plant located in Sunnyvale, Texas. The new raw water pipeline will augment the existing 72-inch and 84-inch pipelines. The construction of this pipeline will give Dallas Water Utilities the ability to utilize the full capacity of both the Lake Tawakoni and the Lake Fork raw water supply to meet the current city needs and future water demands.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Construction Fund - $48,000.00 ($45,000.00, plus closing costs and title expenses not to exceed $3,000.00)

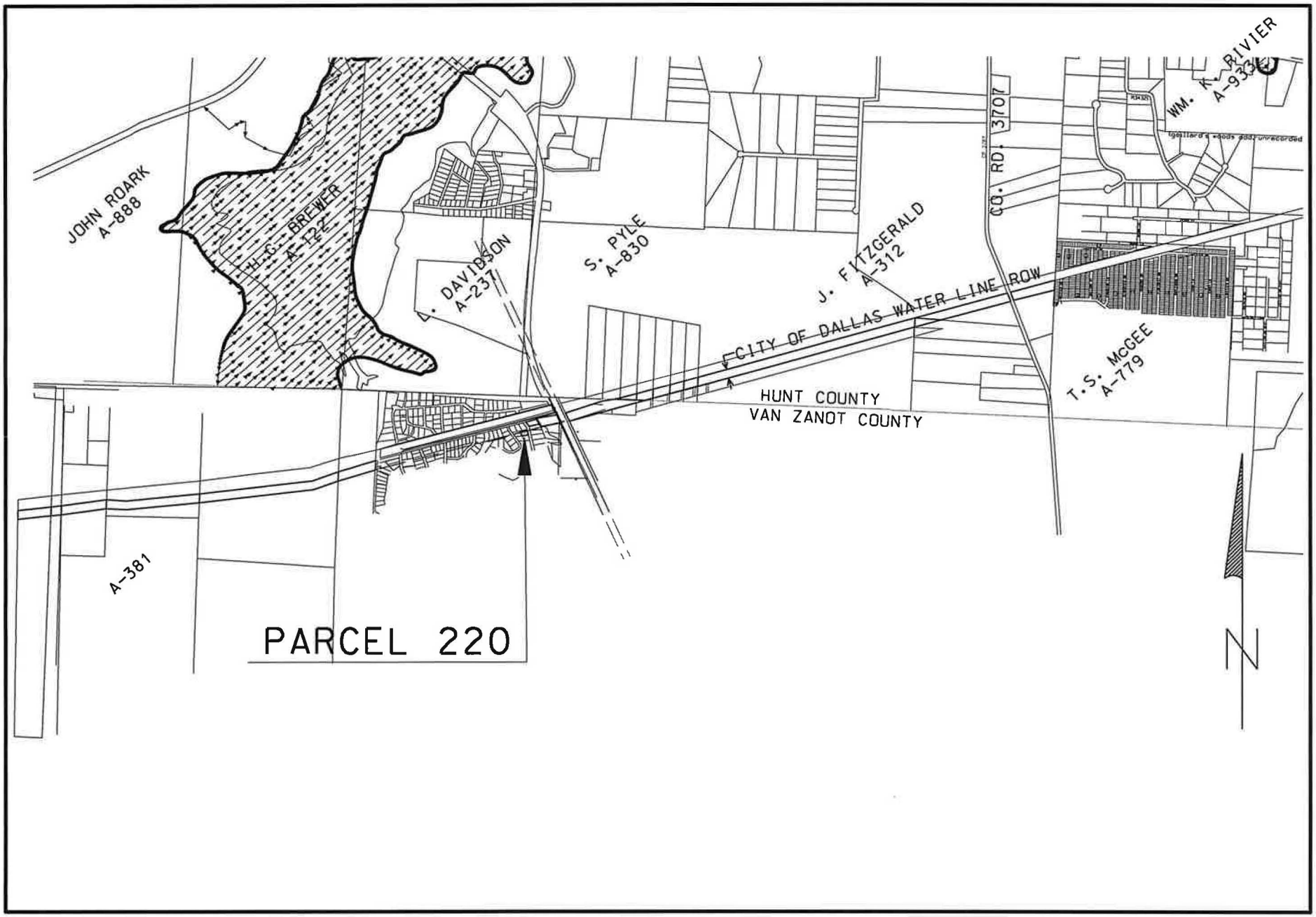
OWNER

Lawrence Schmitz

MAP

Attached

powered by Legistar™



VICINITY MAP
APPROXIMATE SCALE 1"= 2000'

P:\0515-LakeTawakoni\Parcel\ParcelsMap_220.dgn Plotted on 4/23/2015 at 11:08:28 AM By: jason Project:City Of Dallas Plot Driver: dteprinter.pltcfg PenTable:dte.tbl

June 12, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 7,944 square feet of land located in Van Zandt County, Texas, and being the same property more particularly described in Exhibit "A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Lake Tawakoni 144-inch Transmission Pipeline

"USE": The installation, use, and maintenance of a pipeline or lines for the transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE here provided.

"PROPERTY INTEREST": Fee Simple, subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": Lawrence Schmitz, provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": $45,000.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed $3,000.00

"AUTHORIZED AMOUNT": Not to exceed $48,000.00

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

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Construction Fund, Fund 0102, Department DWU, Unit CW20, Activity RWPT, Program 704041, Object 4210, Encumbrance/Contract No. CX-DWU-2019-00009815. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

Exhibit A

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN VAN ZANDT COUNTY, TEXAS
Parcel: 220

BEING a 7,944 square foot (0.1824 acre) tract of land in the J. McCown Survey, Abstract No. 527, being all of Lot 175 of the Revision of Rolling Oaks Addition, as recorded in Slide 33-A of the Plat Records of Van Zandt County, Texas, said Lot 175 being described in Warranty Deed dated February 24, 2012 to Lawrence Schmitz, as recorded in Document No. 2012-001478, of the Official Public Records of Van Zandt County, Texas;

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.

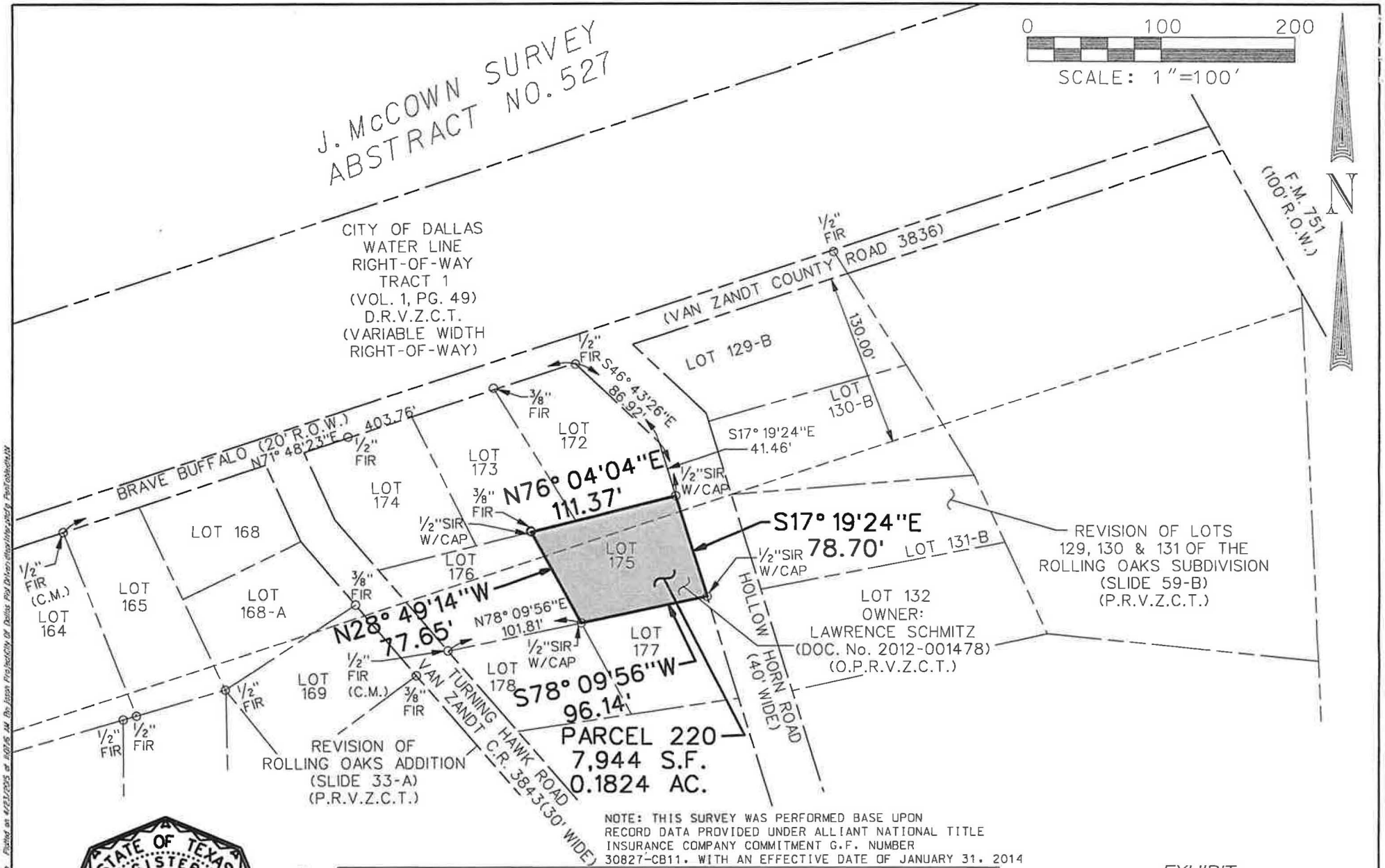
Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

By: _____ Date: 4.23.15

Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504



FIELD NOTES APPROVED:
5/23/15



NOTE: THIS SURVEY WAS PERFORMED BASE UPON RECORD DATA PROVIDED UNDER ALLIANT NATIONAL TITLE INSURANCE COMPANY COMMITMENT G.F. NUMBER 30827-CB11. WITH AN EFFECTIVE DATE OF JANUARY 31, 2014

STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

4-23-15

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
O FIR	FOUND IRON ROD
O FIP	FOUND IRON PIPE
O 1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O SX	SET "X" CUT IN CONCRETE
O FPK	FOUND PK. NAIL
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EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITUATED IN THE
J. McCOWN SURVEY, ABSTRACT NO. 527
VAN ZANDT COUNTY, TEXAS
FOR THE
CITY OF DALLAS

BY
DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774
TBPLS FIRM NO. 10123500

DATE- APR. 2015 | REVISED - | SCALE- 1" = 100' | SHEET 2 OF 2

P:\055\Cdd\Twelve\Survey\PAR 220.dgn Plotted on 4/23/2015 at 8:05:16 AM By Jason Fritz (DAL-TECH) Dallas, Plot Driver: dtpw1.htm, pltcfg: PwToltec.ini

EXHIBIT B

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

WARRANTY DEED

THE STATE OF TEXAS §
§ KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF
VAN ZANDT §

That Lawrence Schmitz, a married person, not joined herein by spouse, as the property hereby conveyed constitutes no part of their business or residence homestead and is in his sole management and control, (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Van Zandt, State of Texas, for and in consideration of the sum of FORTY FIVE THOUSAND AND 00/100 DOLLARS ($45,000.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, all of the property described in Exhibit "A", attached hereto and made a part hereof by reference for all purposes.

SPECIAL PROVISIONS: NONE

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators or successors, to Warrant and Forever Defend all and singular the said premises unto City, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

EXECUTED this _____ day of _____, _____.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

By: _____
Assistant City Attorney

_____
Lawrence Schmitz

EXHIBIT B

* * * * * * * * * * * * * * * * * * * *

STATE OF TEXAS '
COUNTY OF VAN ZANDT '

This instrument was acknowledged before me on _____
by Lawrence Schmitz.

_____
Notary Public, State of TEXAS

* * * * * * * * * * * * * * * * * * * *

After recording return to:
City of Dallas
Department of Sustainable Development and Construction
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: Christian Roman

Warranty Deed Log No. 43607

Exhibit A

FIELD NOTES
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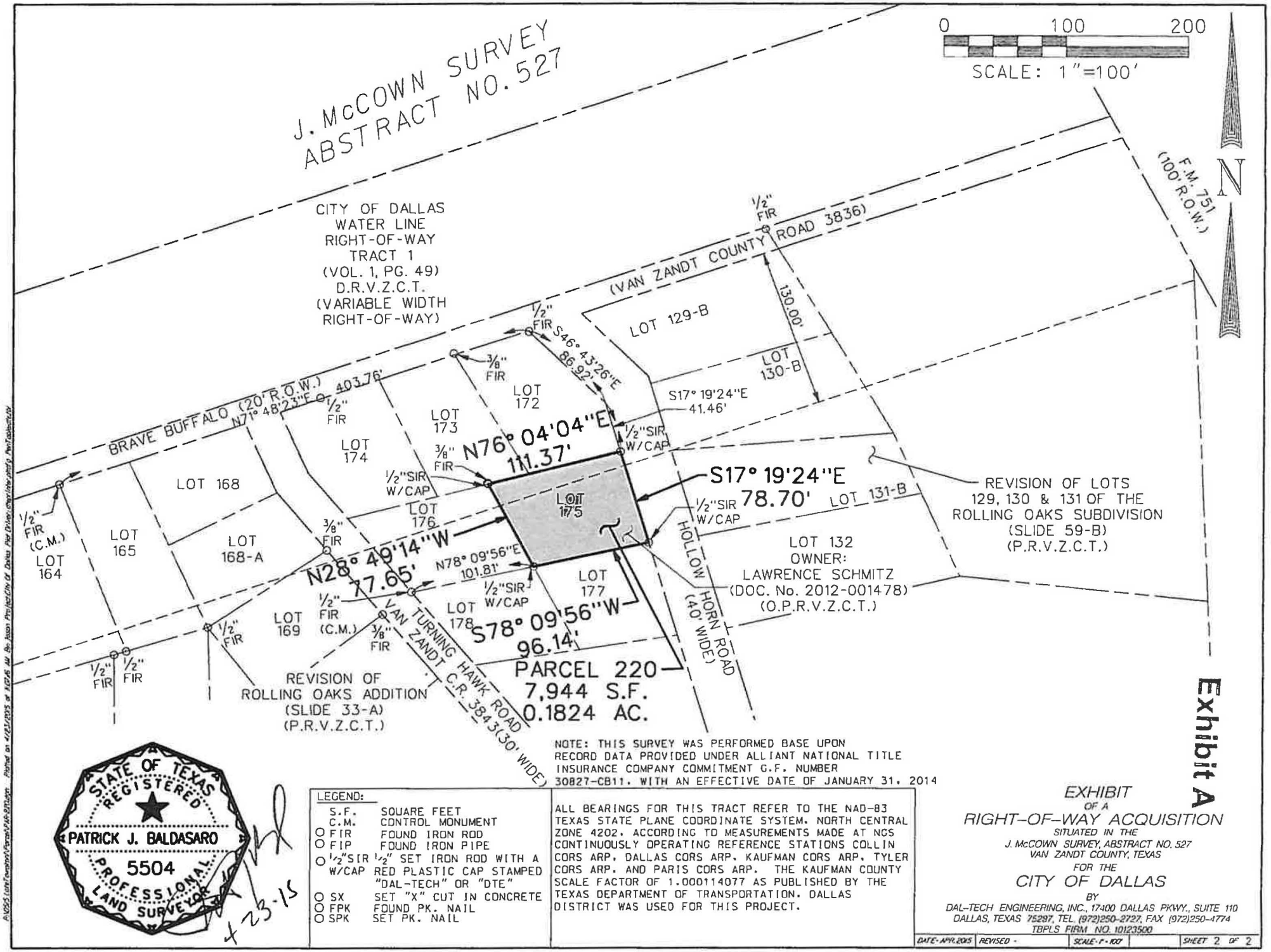
Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500



By: _____ Date: 4.23.15

Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504

FIELD NOTES APPROVED: 5/29/15



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STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

4-23-15

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
O FIR	FOUND IRON ROD
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O 1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
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TBPLS FIRM NO. 10123500

DATE: APR. 2015	REVISED -	SCALE: 1" = 100'		SHEET 2 OF 2

P:\055\Land Desktop Projects\NAD-83\Right... Plotted on 4/23/2015 at 10:26 AM By Jason Pritchett (Dal-Tech Engineering, Inc.)

Agenda Information Sheet

File #: 19-114 **Item #:** 18.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	Outside City Limits
DEPARTMENT:	Department of Sustainable Development and Construction
EXECUTIVE:	Michael Mendoza

SUBJECT

Authorize acquisition from North Texas Municipal Water District, of approximately 13,197 square feet of unimproved land located in Kaufman County for the Lake Tawakoni 144-inch Transmission Pipeline Project - Not to exceed $13,500.00 ($10,065.00, plus closing costs and title expenses not to exceed $3,435.00) - Financing: Water Construction Fund

BACKGROUND

This item authorizes the acquisition from North Texas Municipal Water District, of approximately 13,197 square feet of unimproved land located in Kaufman County. This property will be used for the construction of a 144-inch raw water transmission line for the Lake Tawakoni 144-inch Transmission Pipeline Project. The consideration is based on an independent appraisal. There are no relocation benefits associated.

This acquisition is part of the right-of-way required to construct approximately 32 miles of pipeline from Lake Tawakoni to the Interim Balancing Reservoir located in Terrell, Texas and then to the Eastside Water Treatment Plant located in Sunnyvale, Texas. The new raw water pipeline will augment the existing 72-inch and 84-inch pipelines. The construction of this pipeline will give Dallas Water Utilities the ability to utilize the full capacity of both the Lake Tawakoni and the Lake Fork raw water supply to meet the current city needs and future water demands.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Construction Fund - $13,500.00 ($10,065.00, plus closing costs and title expenses not to exceed $3,435.00)

OWNER

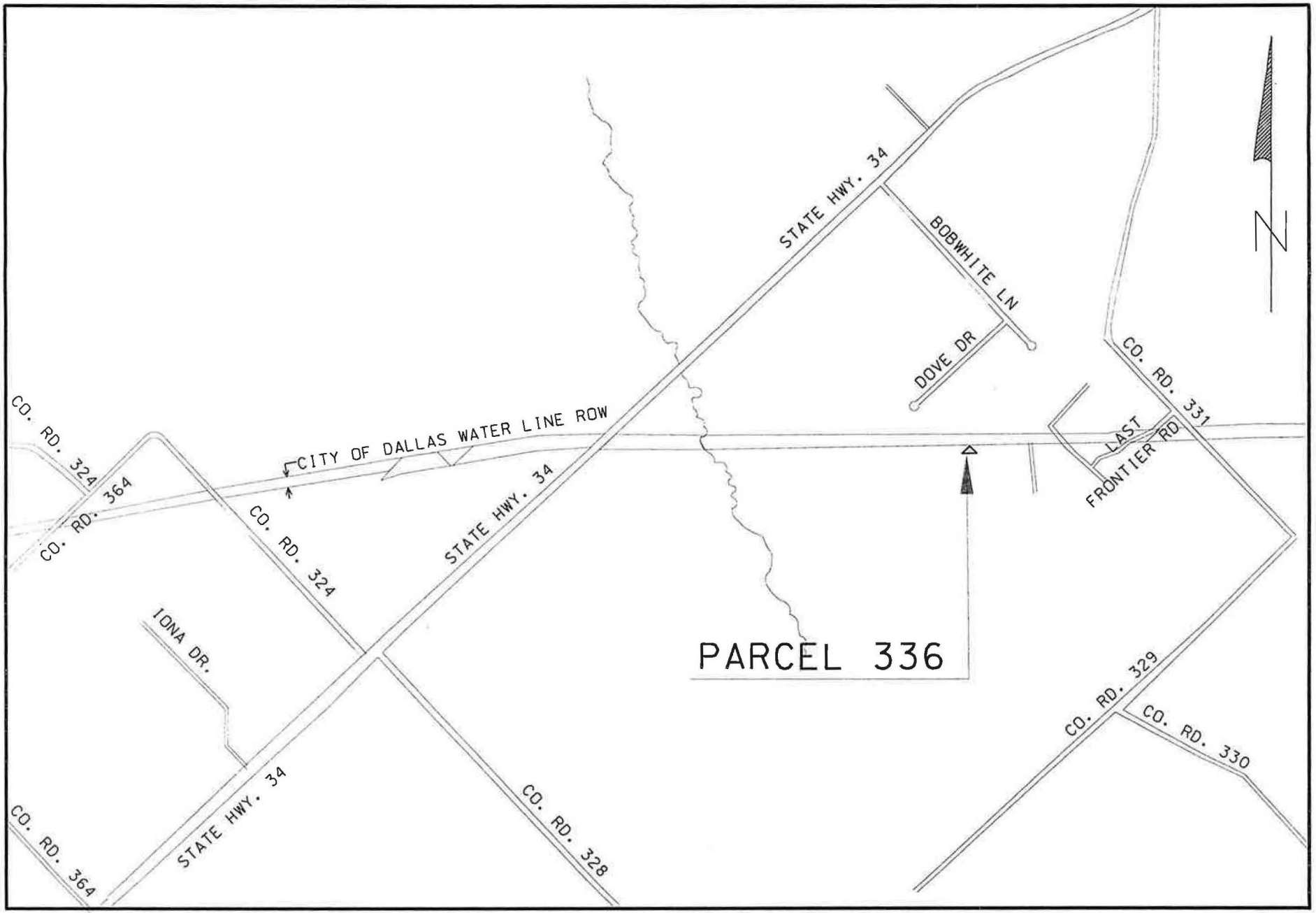
North Texas Municipal Water District

Thomas W. Kula, Executive Director/General Manager

MAP

Attached

powered by Legistar™



VICINITY MAP

APPROXIMATE SCALE 1"= 2000'

June 12, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": **Approximately 13,197 square feet** of land located in Kaufman County, Texas, and being the same property more particularly described in Exhibit "A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": **Lake Tawakoni 144**-inch Transmission Pipeline

"USE": **The installation, use, and maintenance of a pipeline or lines for the** transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE herein provided.

"PROPERTY INTEREST": Fee Simple Title, subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the **form instrument more particularly described in Exhibit "B" attached hereto** and made a part hereof for all purposes.

"OWNER": North Texas Municipal Water District, provided, however, that the **term "OWNER" as used in this resolution means all persons having an** ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": $10,065.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed $3,435.00

"AUTHORIZED AMOUNT": Not to exceed $13,500.00

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

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Construction Fund, Fund 0102, Department DWU, Unit CW20, Activity RWPT, Program 704041, Object 4210, Encumbrance/Contract No. CX-DWU-2019-00008627. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

Exhibit A

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN KAUFMAN COUNTY, TEXAS
Parcel: 336

BEING a 0.3030 acre tract of land in the A. Maxamilia Survey, Abstract No. 311, in Kaufman County, Texas, and being part of a called 4.141 acre tract of land described as Tract II in Warranty Deed to North Texas Municipal Water District, dated June 29, 2006, as recorded in Volume 2918, Page 503, Deed Records of Kaufman County, Texas, (D.R.K.C.T.), and being more particularly described as follows:

BEGINNING at a 1/2-inch iron rod found at the north corner of said Tract II, being the west corner of a called 3.5763 acre tract of land described in Warranty Deed with Vendor's Lien to Lester B. Covington and wife, Sylvia Covington, dated August 10, 1982, as recorded in Volume 726, Page 470, D.R.K.C.T., and being in the southeast line of Lot 47 of the Quail Hollow Subdivision, as recorded in Cabinet 1, Slide 781, Plat Records of Kaufman County, Texas;

THENCE South 47 degrees 13 minutes 56 seconds East, departing the southeast line of said Lot 47 and with the southwest line of said Covington tract and the northeast line of said Tract II, a distance of 155.58 feet to a 1/2-inch iron rod with red cap stamped "DAL-TECH" (hereinafter referred to as "with cap") set;

THENCE South 85 degrees 59 minutes 31 seconds West, departing the southwest line of said Covington tract and the northeast line of said Tract II, a distance of 232.83 feet to a1/2-inch iron rod with cap set in the northwest line of said Tract II and the southeast line of said Lot 47;

THENCE North 44 degrees 04 minutes 31 seconds East, with the northwest line of said Tract II and the southeast line of said Lot 47, a distance of 169.70 feet to the POINT OF BEGINNING and containing 13,197 square feet or 0.3030 acres of land.

FIELD NOTES APPROVED: 7/16/14

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

A plat of even survey date herewith accompanies this legal description.

Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

By: _____ Date: 6.24.14

Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504

STATE OF TEXAS REGISTERED PATRICK J. BALDASARO 5504 PROFESSIONAL LAND SURVEYOR

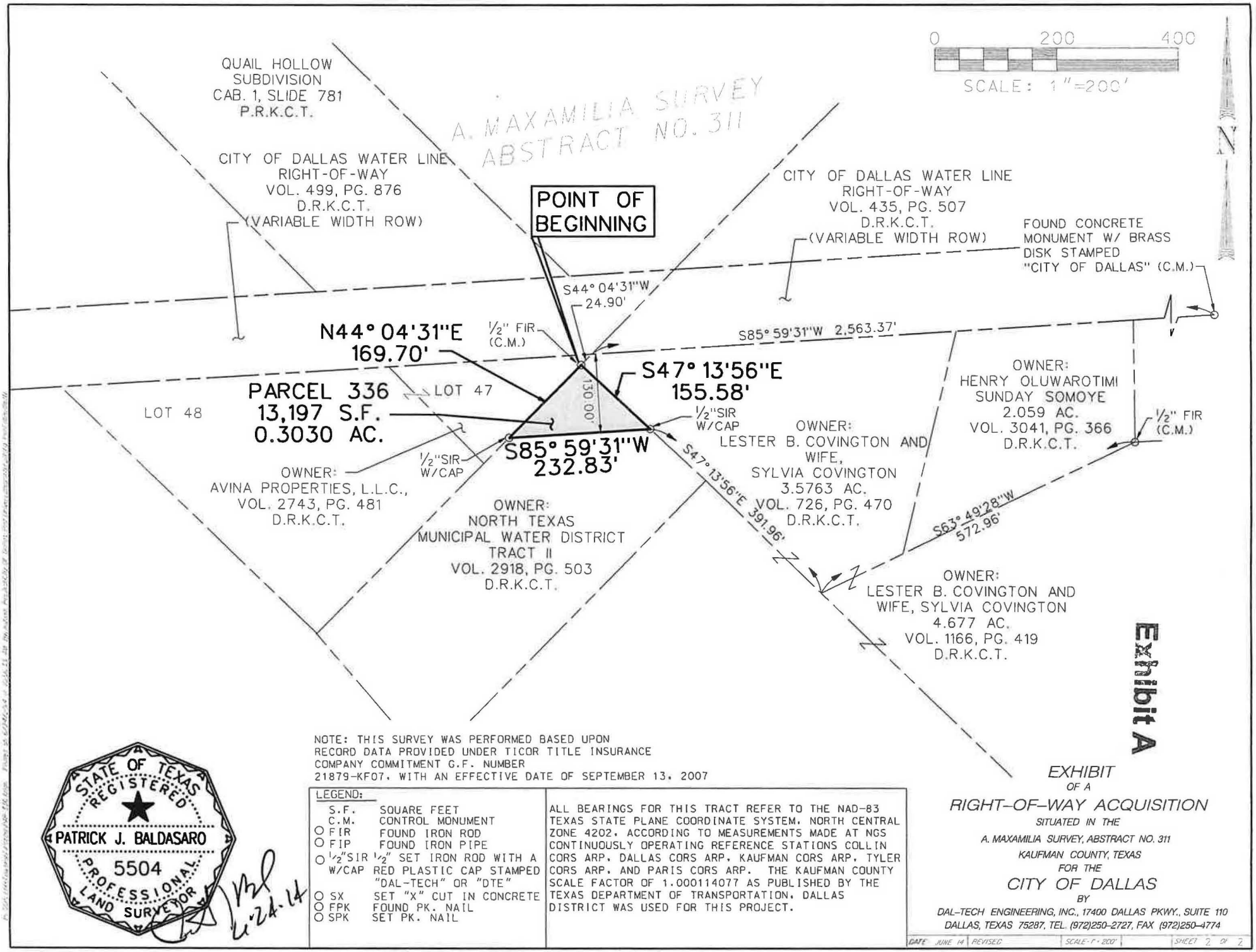


Exhibit A

NOTE: THIS SURVEY WAS PERFORMED BASED UPON RECORD DATA PROVIDED UNDER TICOR TITLE INSURANCE COMPANY COMMITMENT G.F. NUMBER 21879-KF07, WITH AN EFFECTIVE DATE OF SEPTEMBER 13, 2007

STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

6-24-14

LEGEND:

	S.F.	SQUARE FEET
	C.M.	CONTROL MONUMENT
O	FIR	FOUND IRON ROD
O	FIP	FOUND IRON PIPE
O	1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O	SX	SET "X" CUT IN CONCRETE
O	FPK	FOUND PK. NAIL
O	SPK	SET PK. NAIL

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITUATED IN THE
A. MAXAMILIA SURVEY, ABSTRACT NO. 311
KAUFMAN COUNTY, TEXAS
FOR THE
CITY OF DALLAS
BY

DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774

DATE	REVISED	SCALE: 1" = 200'	SHEET 2 OF 2
JUNE 14			

EXHIBIT B

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

WARRANTY DEED

THE STATE OF TEXAS §
§ KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF KAUFMAN §

That North Texas Municipal Water District (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Kaufman, State of Texas, for and in consideration of the sum of TEN THOUSAND SIXTY FIVE DOLLARS AND 00/100 DOLLARS ($10,065.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, all of the property described in Exhibit "A", attached hereto and made a part hereof by reference for all purposes.

SPECIAL PROVISIONS: NONE

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators or successors, to Warrant and Forever Defend all and singular the said premises unto City, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

EXECUTED this _____ day of _____, _____.

SIGNATURES APPEAR ON NEXT PAGE

EXHIBIT B

* * * * * * * * * * * * * * * * * * * *

GRANTOR:

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

North Texas Municipal Water District

By:_____
Assistant City Attorney

MH

By:_____
Thomas W. Kula, Executive Director / General Manager

* * * * * * * * * * * * * * * * * * * *

STATE OF TEXAS '
COUNTY OF KAUFMAN '

This instrument was acknowledged before me on _____
By Thomas W. Kula, Executive Director / General Manager of North Texas Municipal Water District, on behalf of said municipal water district.

_____
Notary Public, State of TEXAS

* * * * * * * * * * * * * * * * * * * *

After recording return to:
City of Dallas
Department of Sustainable Development and Construction
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: Christian Roman

Warranty Deed Log No. 42631

Exhibit A

FIELD NOTES
DESCRIBING A TRACT OF LAND FOR FEE SIMPLE ACQUISITION OF RIGHT-OF-WAY FOR THE LAKE TAWAKONI RAW WATER TRANSMISSION MAIN KAUFMAN COUNTY, TEXAS
Parcel: 336

BEING a 0.3030 acre tract of land in the A. Maxamilia Survey, Abstract No. 311, in Kaufman County, Texas, and being part of a called 4.141 acre tract of land described as Tract II in Warranty Deed to North Texas Municipal Water District, dated June 29, 2006, as recorded in Volume 2918, Page 503, Deed Records of Kaufman County, Texas, (D.R.K.C.T.), and being more particularly described as follows:

BEGINNING at a 1/2-inch iron rod found at the north corner of said Tract II, being the west corner of a called 3.5763 acre tract of land described in Warranty Deed with Vendor's Lien to Lester B. Covington and wife, Sylvia Covington, dated August 10, 1982, as recorded in Volume 726, Page 470, D.R.K.C.T., and being in the southeast line of Lot 47 of the Quail Hollow Subdivision, as recorded in Cabinet 1, Slide 781, Plat Records of Kaufman County, Texas;

THENCE South 47 degrees 13 minutes 56 seconds East, departing the southeast line of said Lot 47 and with the southwest line of said Covington tract and the northeast line of said Tract II, a distance of 155.58 feet to a 1/2-inch iron rod with red cap stamped "DAL-TECH" (hereinafter referred to as "with cap") set;

THENCE South 85 degrees 59 minutes 31 seconds West, departing the southwest line of said Covington tract and the northeast line of said Tract II, a distance of 232.83 feet to a1/2-inch iron rod with cap set in the northwest line of said Tract II and the southeast line of said Lot 47;

THENCE North 44 degrees 04 minutes 31 seconds East, with the northwest line of said Tract II and the southeast line of said Lot 47, a distance of 169.70 feet to the POINT OF BEGINNING and containing 13,197 square feet or 0.3030 acres of land.

FIELD NOTES APPROVED: 7/16/14

All bearings for this tract refer to the NAD-83 Texas State Plane Coordinate System, North Central Zone 4202, according to measurements made at NGS continuously operating reference stations Collin CORS ARP, Dallas CORS ARP, Kaufman CORS ARP, Tyler CORS ARP, and Paris CORS ARP. The Kaufman County scale factor of 1.000114077 as published by the Texas Department of Transportation, Dallas District was used for this project.

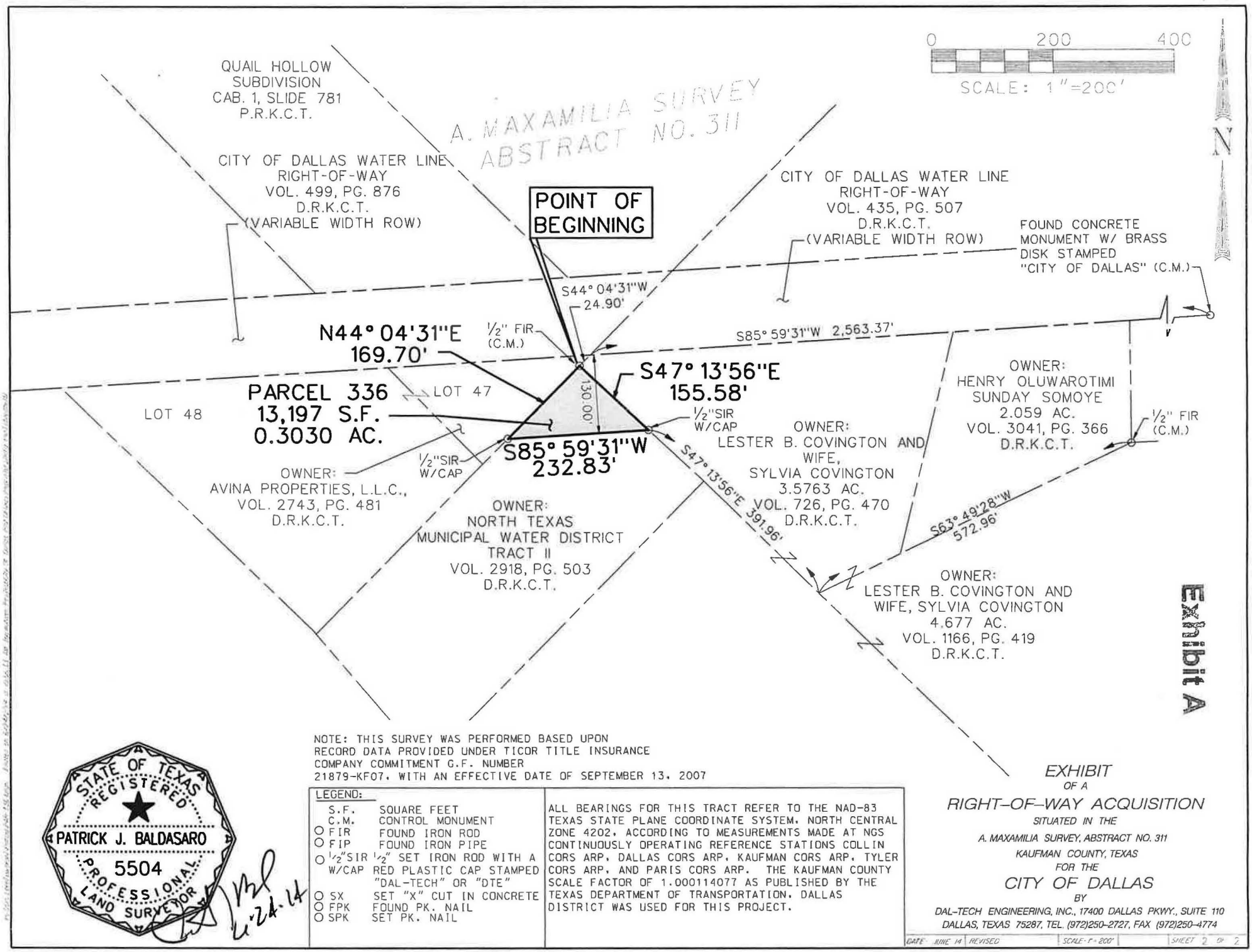
A plat of even survey date herewith accompanies this legal description.

Company Name: DAL-TECH Engineering, Inc.
TBPLS Firm No. 10123500

By: _____ Date: 6.24.14

Surveyor's Name: Patrick J. Baldasaro
Registered Professional Land Surveyor
Texas No. 5504

STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR



NOTE: THIS SURVEY WAS PERFORMED BASED UPON RECORD DATA PROVIDED UNDER TICOR TITLE INSURANCE COMPANY COMMITMENT G.F. NUMBER 21879-KF07, WITH AN EFFECTIVE DATE OF SEPTEMBER 13, 2007

LEGEND:

S.F.	SQUARE FEET
C.M.	CONTROL MONUMENT
O FIR	FOUND IRON ROD
O FIP	FOUND IRON PIPE
O 1/2"SIR W/CAP	1/2" SET IRON ROD WITH A RED PLASTIC CAP STAMPED "DAL-TECH" OR "DTE"
O SX	SET "X" CUT IN CONCRETE
O FPK	FOUND PK. NAIL
O SPK	SET PK. NAIL

ALL BEARINGS FOR THIS TRACT REFER TO THE NAD-83 TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE 4202, ACCORDING TO MEASUREMENTS MADE AT NGS CONTINUOUSLY OPERATING REFERENCE STATIONS COLLIN CORS ARP, DALLAS CORS ARP, KAUFMAN CORS ARP, TYLER CORS ARP, AND PARIS CORS ARP. THE KAUFMAN COUNTY SCALE FACTOR OF 1.000114077 AS PUBLISHED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, DALLAS DISTRICT WAS USED FOR THIS PROJECT.

STATE OF TEXAS
REGISTERED
PATRICK J. BALDASARO
5504
PROFESSIONAL
LAND SURVEYOR

6-24-14

EXHIBIT
OF A
RIGHT-OF-WAY ACQUISITION
SITUATED IN THE
A. MAXAMILIA SURVEY, ABSTRACT NO. 311
KAUFMAN COUNTY, TEXAS
FOR THE
CITY OF DALLAS
BY

DAL-TECH ENGINEERING, INC., 17400 DALLAS PKWY., SUITE 110
DALLAS, TEXAS 75287, TEL. (972)250-2727, FAX (972)250-4774

DATE: JUNE 14 | REVISED | SCALE: 1"=200' | SHEET 2 OF 2

Agenda Information Sheet

File #: 19-519 **Item #:** 19.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 4

DEPARTMENT: Department of Sustainable Development and Construction

EXECUTIVE: Michael Mendoza

SUBJECT

Authorize acquisition from Maria Barba, of approximately 7,802 square feet of land with a single-family dwelling located near the intersection of Pontiac and Morrell Avenues for the Cadillac Heights Phase II Project - Not to exceed $80,000.00 ($76,500.00, plus closing costs and title expenses not exceed $3,500.00) - Financing: Land Acquisition in Cadillac Heights Fund (2006 Bond Funds)

BACKGROUND

This item authorizes the acquisition from Maria Barba, of approximately 7,802 square feet of land with a single-family dwelling located near the intersection of Pontiac and Morrell Avenues for the Cadillac Heights Phase II Project. This property will be used for the future located of City service and maintenance facilities. The consideration is based on an independent appraisal. Relocation benefits are estimated to be $87,450.00.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

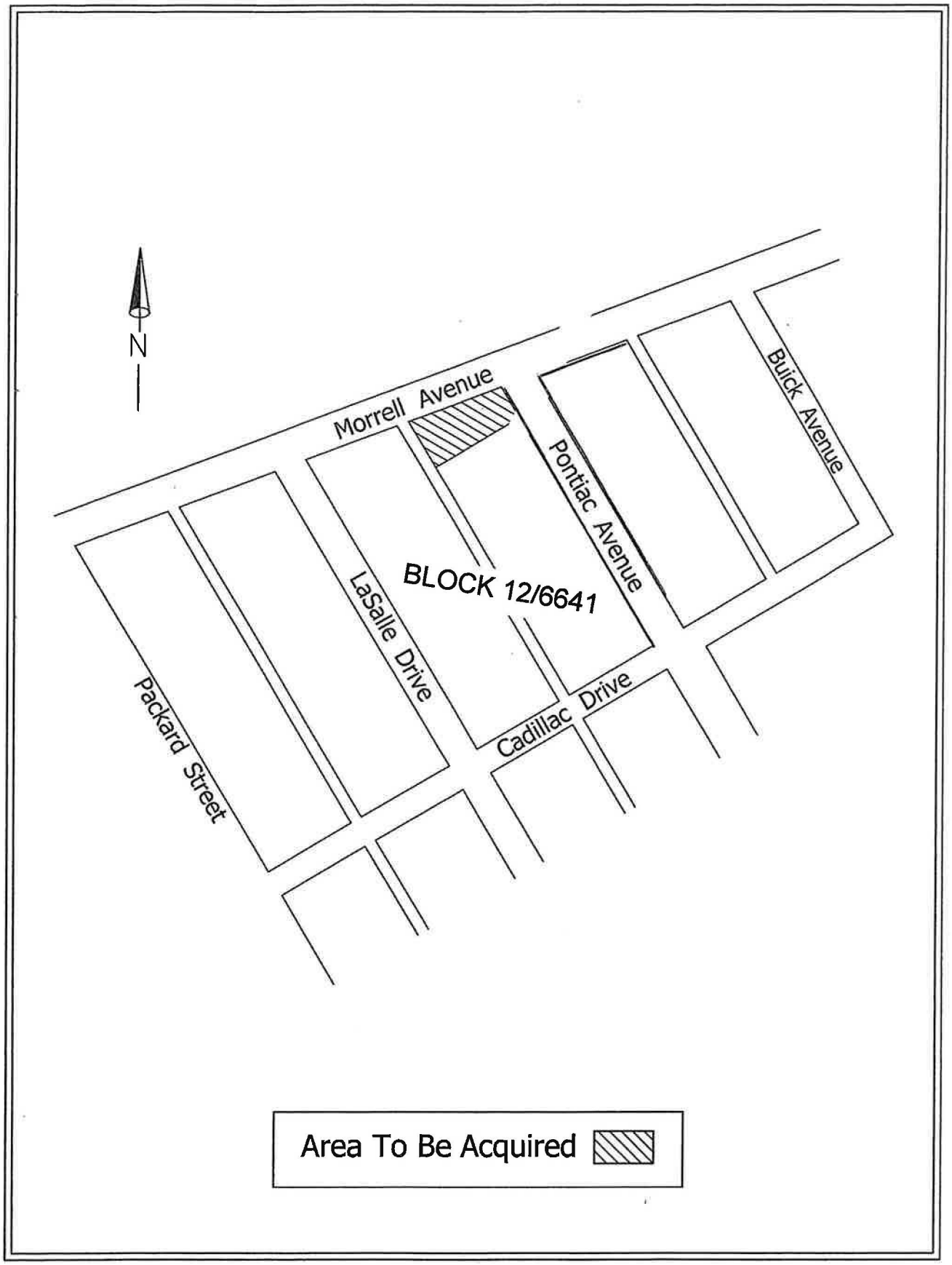
Land Acquisition in Cadillac Heights Fund (2006 Bond Funds) - $80,000.00 ($76,500.00, plus closing costs and title expenses not to exceed $3,500.00)

OWNER

Maria Barba

MAP

Attached


N
Morrell Avenue
Buick Avenue
Pontiac Avenue
BLOCK 12/6641
LaSalle Drive
Packard Street
Cadillac Drive
Area To Be Acquired

June 12, 2019

A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.

DEFINITIONS: For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 7,802 square feet of land located in Dallas County, Texas, and being the same property, more particularly described in Exhibit "A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Cadillac Heights Phase II Project

"USE": City services and maintenance facilities provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE herein provided.

"PROPERTY INTEREST": Fee Simple title subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the form instrument more particularly described in Exhibit "B" attached hereto and made a part hereof for all purposes.

"OWNER": Maria Barba, provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": $76,500.00

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed $3,500.00

"AUTHORIZED AMOUNT": Not to exceed $80,000.00

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

SECTION 1. That the USE of the PROPERTY for the PROJECT is a public use.

SECTION 2. That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

SECTION 3. That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

SECTION 4. That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

SECTION 5. That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

SECTION 6. That in the event this acquisition closes, the Chief Financial Officer is hereby authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Land Acquisition In Cadillac Heights Fund, Fund.4T11, Department EBS, Unit T825, Activity LAAQ, Program PB06T825, Object 4210, Encumbrance/Contract No. BSD-2019-00010010. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

SECTION 7. That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

Exhibit A

Being Lot 10, in Block 12/6641, of CADILLAC PLACE ADDITION, an Addition to the City of Dallas, Dallas County, Texas, according to the Map thereof recorded in Volume 7, Page 459, of the Map Records of Dallas County, Texas.

NOTICE OF CONFIDENTIALITY OF RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

GENERAL WARRANTY DEED EXHIBIT B

THE STATE OF TEXAS §
§ KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF DALLAS §

That Maria S. Barba, a widow (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Dallas, State of Texas, for and in consideration of the sum of SEVENTY SIX THOUSAND FIVE HUNDRED AND NO/100 DOLLARS ($76,500.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, has GRANTED, SOLD AND CONVEYED and does hereby GRANT, SELL AND CONVEY unto City, its successors and assigns, the following (all said property and interests being collectively referred to herein as the "Property"):

(a) that certain tract or parcel of land (the "Land") in Dallas County, Texas, described more fully on Exhibit "A", attached hereto and incorporated herein for all purposes;

(b) all right, title and interest of Grantor, as owner of the Land, in (i) strips or gores, if any, between the Land and abutting properties and (ii) any land lying in or under the bed of any street, alley, road or right-of-way, opened or proposed, abutting or adjacent to the Land;

(c) all improvements, buildings, structures, fixtures, and open parking areas which may be located on the Land (the "Improvements"), including, without limitation, all mechanical, electrical, heating, ventilation, air conditioning and plumbing fixtures, systems and equipment as well as compressors, engines, elevators and escalators, if any;

(d) all right, title and interest of Grantor, as owner of the Land, in and to any easements, rights-of-way, rights of ingress and egress or other interests in, on, or to any land, highway, street, road or avenue, opened or proposed, in, on, across from, in front of, abutting, adjoining or otherwise appurtenant to the Land; and

(e) all other rights, privileges and appurtenances owned by Grantor and in any way related to the Property.

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators, or successors to Warrant and Forever Defend all and singular the said premises unto City, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED this _____ day of _____, _____.

_____
Maria S. Barba

ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF DALLAS

This instrument was acknowledged before me on _____by Maria S. Barba.

_____
Notary Public, State of TEXAS

After recording return to:
City of Dallas, Department of Development Services
Real Estate Division
320 East Jefferson Boulevard, Room 203
Dallas, Texas 75203
attn: VLeal

Warranty Deed Log No. 36808

Exhibit A

Being Lot 10, in Block 12/6641, of CADILLAC PLACE ADDITION, an Addition to the City of Dallas, Dallas County, Texas, according to the Map thereof recorded in Volume 7, Page 459, of the Map Records of Dallas County, Texas.

Agenda Information Sheet

File #: 19-638 **Item #:** 20.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	4
DEPARTMENT:	Department of Sustainable Development and Construction
EXECUTIVE:	Michael Mendoza

SUBJECT

Authorize moving expense and replacement housing payments for Maria Gloria DeLeon as a result of an official written offer of just compensation to purchase real property at 2926 McGowan Street for the Cadillac Heights Phase II Project - Not to exceed $64,900.00 - Financing: Land Acquisition in Cadillac Heights Fund (2006 Bond Funds)

BACKGROUND

Chapter 39A of the Dallas City Code of the City of Dallas provides moving expense and replacement housing payments for individuals displaced by the City of Dallas in conjunction with its real property acquisition activities.

On September 27, 2017, City Council authorized the acquisition of real property known as 2926 McGowan Street for the Cadillac Heights Phase II Project by Resolution No. 17-1557.

Maria Gloria DeLeon will be displaced as a direct result of this property acquisition. She qualifies for a moving expense payment of up to $1,400.00 and a last resort calculated replacement housing payment of up to $63,500.00 pursuant to the Dallas City Code and will use the replacement housing payment to acquire a replacement property.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On September 27, 2017, City Council authorized the acquisition from Maria Gloria DeLeon, of approximately 5,772 square feet of land improved with a single-family dwelling located near the intersection of McGowan and Childers Street for the Cadillac Heights Phase II Project by Resolution No. 17-1557.

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Land Acquisition in Cadillac Heights Fund (2006 Bond Funds) - $64,900.00

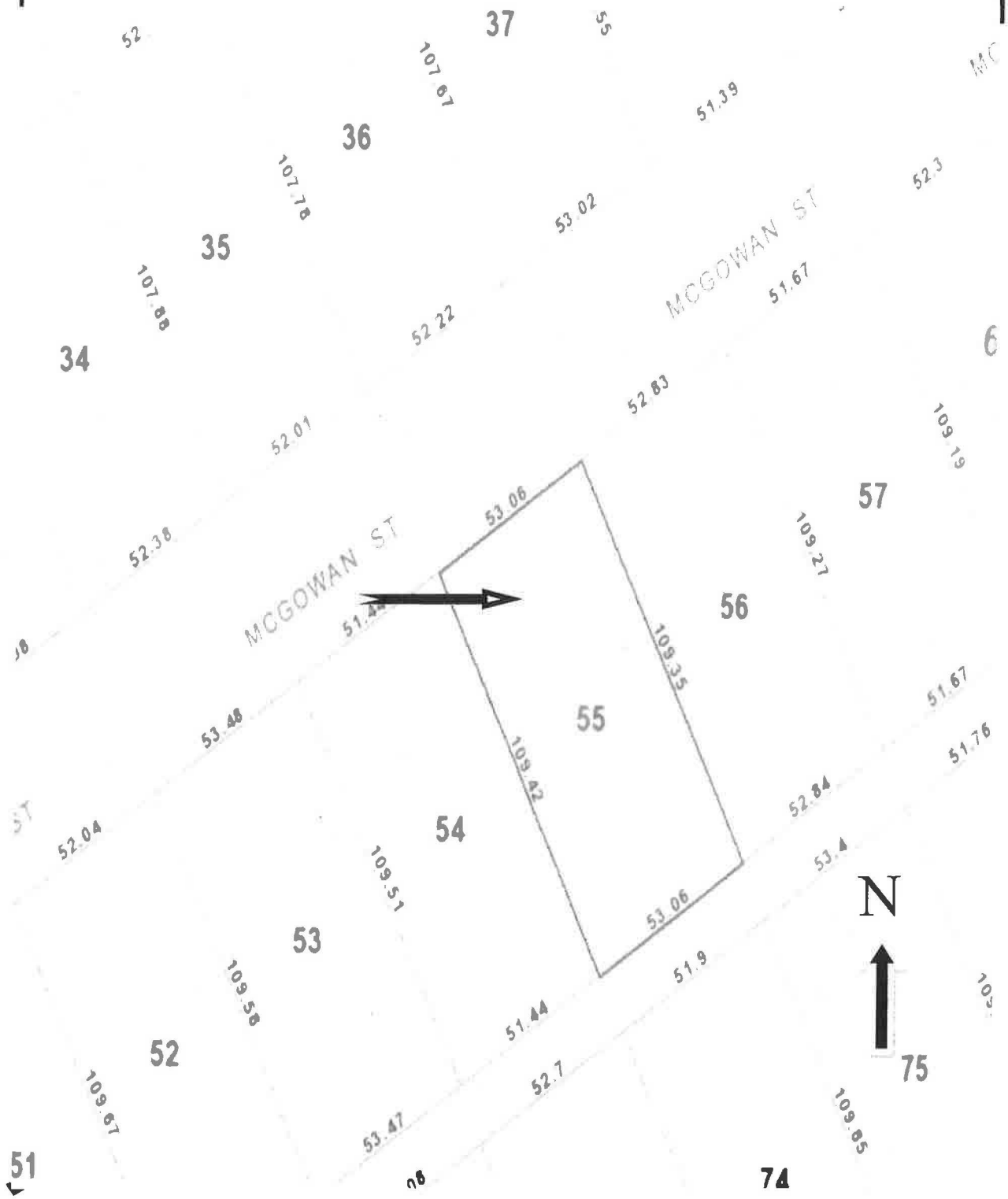
OWNER

Maria Gloria DeLeon

MAP

Attached

CADILLAC HEIGHTS PHASE II PROJECT
RELOCATION ASSISTANCE



LOT 56, BLOCK 6642—2926 McGowan Street

June 12, 2019

WHEREAS, on November 7, 2006, Dallas voters approved the use of General Obligation Bonds to acquire property for future City facilities; and

WHEREAS, Maria Gloria DeLeon will be displaced as a direct result of this property acquisition and will vacate the property; and

WHEREAS, Chapter 39A of the Dallas City Code of the City of Dallas provides moving expense and replacement housing payments for individuals displaced by City of Dallas property acquisition activities; and

WHEREAS, on September 27, 2017, City Council authorized the acquisition of real property at 2926 McGowan Street located in the Cadillac Heights neighborhood, to be used in conjunction with the construction of city service and maintenance facilities by Resolution No. 17-1557.

Now, Therefore,

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

SECTION 1. That Maria Gloria DeLeon will be displaced in conjunction with the Cadillac Heights Phase II Project and is entitled to moving expense and replacement housing payments pursuant to Chapter 39A of the Dallas City Code of the City of Dallas.

SECTION 2. That Maria Gloria DeLeon is eligible to receive a moving expense payment in an amount up to $1,400.00 and a replacement housing payment in an amount up to $63,500.00.

SECTION 3. That the Chief Financial Officer is hereby authorized to draw warrants in favor of Maria Gloria De Leon, in an amount not to exceed $64,900.00 for moving expense and last resort calculated replacement housing payments.

These warrants are to be paid as follows:

Land Acquisition in Cadillac Heights Fund
Fund 4T11, Department EBS, Unit T825
Object 4240, Program PB06T825
Encumbrance/Contract No. CX-EBS-2017-00003247-1
Vendor VC19371 $63,500.00

SECTION 3. (continued)

Land Acquisition in Cadillac Heights Fund	
Fund 4T11, Department EBS, Unit T825	
Object 4240, Program PB06T825	
Encumbrance/Contract No. CX-EBS-2017-00003247-2	
Vendor VC19371	$ 1,400.00
Total amount not to exceed	$64,900.00

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.

Agenda Information Sheet

File #: 19-612 **Item #:** 21.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): Outside City Limits

DEPARTMENT: Department of Sustainable Development and Construction

EXECUTIVE: Michael Mendoza

SUBJECT

A resolution authorizing the conveyance of approximately 9,203 square feet of City-owned land to the State of Texas located in Collin County near the intersection of State Highway 205 and John King Boulevard - Revenue: $2,588.00

BACKGROUND

This item authorizes the conveyance of approximately 9,203 square feet of City-owned land to the State of Texas, located in Collin County near the intersection of State Highway 205 and John King Boulevard, for the redevelopment and improvement of the State Highway 205 Right-of-Way Project. The State of Texas is an entity with the power of eminent domain. The City may sell or exchange its property to a governmental entity that has the power of eminent domain without complying with the notice and bid requirements pursuant to Chapter 272 of the Local Government Code. The purchase price is based on an independent appraisal.

This property will be conveyed with a reservation of all oil, gas and other minerals in and under the property.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Revenue: $2,588.00

MAP

Attached



City of Dallas Surplus Property in Collin County Property ID: 431063

TxDOT acquisition Parcel 3

N

WHEREAS, the City of Dallas ("City") is the owner of a tract of land containing approximately 9,203 square feet of land, being in Collin County, Texas, (the "Property"), and is located near the intersection of State Highway 205 and John King Boulevard, which is no longer needed for municipal use; and

WHEREAS, the Texas Department of Transportation, a State of Texas agency, has the power of eminent domain and proposes to acquire said property at fair market value for a state highway project for State Highway 205; and

WHEREAS, the City of Dallas may sell or exchange its property to a governmental entity that has the power of eminent domain, for fair market value as determined by an appraisal, without complying with the notice and bidding requirements for the sale of public lands provided for in Chapter 272, Section 272.001 of the Texas Local Government Code; and

WHEREAS, certain provisions of Section 2-24 of the Dallas City Code do not apply to the sale of land by the City of Dallas to other governmental entities as contemplated and authorized herein.

Now, Therefore,

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

SECTION 1. That upon receipt of **TWO THOUSAND FIVE HUNDRED EIGHTY EIGHT AND NO/100 DOLLARS ($2,588.00)** from the State of Texas, acting by and through the Texas Transportation Commission, the City Manager or designee is authorized to execute a Deed Without Warranty to be attested by the City Secretary, approved as to form by the City Attorney, said Deed Without Warranty is subject to the conditions contained in Section 2.

SECTION 2. That the Deed Without Warranty shall provide that the conveyance to the State of Texas, acting by and through the Texas Transportation Commission, **("GRANTEE")** are subject to the following:

(a) a restriction prohibiting the placement of industrialized housing on the property; and

(b) reservation by the City of Dallas of all oil, gas and other minerals in and under the property with a waiver of surface access rights relating to said minerals; and

(c) any visible and apparent easements and any encroachments whether of record or not; and

SECTION 2. (continued)

(d) any and all covenants, conditions, reservations, restrictions, exceptions, easements, rights-of-way, mineral interests, mineral leases or other instruments of record and applicable to the property or any part thereof; and

(e) to the maximum extent allowed by law, (i) **GRANTEE** is taking the Property "AS IS, WHERE IS, WITH ALL FAULTS"; (ii) GRANTOR disclaims responsibility as to the accuracy or completeness of any information relating to the Property; (iii) **GRANTEE** assumes all responsibility to examine all applicable building codes and zoning ordinances to determine if the Property can be used for the purposes desired and to check for outstanding or pending code enforcement actions including but not limited to repair or demolition orders; and (iv) GRANTOR expressly disclaims and **GRANTEE** expressly waives, any warranty or representation, express or implied, including without limitation any warranty of condition, habitability, merchantability or fitness for a particular purpose of the Property; and

(f) GRANTOR makes no representations of any nature regarding the Property and specifically disclaims any warranty, guaranty or representation, oral or written, express or implied, past, present, or future, concerning: (i) the nature and condition of the Property, including without limitation, the water, soil and geology, and the suitability thereof and the Property for any and all activities and uses which **GRANTEE** may elect to conduct thereon, and the existence of any environmental substances, hazards or conditions or presence of any endangered or protected species thereon or compliance with all applicable laws, rules or regulations; (ii) the nature and extent of any right-of-way, lease, possession, lien, encumbrance, license, reservation, condition or otherwise; (iii) the compliance of the Property or its operation with any law, ordinance or regulation of any federal, state, or local governmental authority; and (iv) whether or not the Property can be developed or utilized for any purpose. For purposes hereof, "environmental substances" means the following: (a) any "hazardous substance" under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C.A. Section 9601 et. seq., as amended, (b) any "hazardous substance" under the Texas Hazardous Substances Spill Prevention and Control Act, Tex. Water Code, Section 26.261, et. seq., as amended, c) petroleum or petroleum-based products (or any derivative or hazardous constituents thereof or additives thereto), including without limitation, fuel and lubrication oils, (d) any "hazardous chemicals" or "toxic chemicals" under the Occupational Safety and Health Act, 29 U.S.C.A. Section 651 et. seq., as amended, (e) any "hazardous waste" under the Resource Conservation and Recovery Act, 42 U.S.C.A. Section 6901 et. seq., as amended, (f) asbestos, (g) polychlorinated biphenyls, (h)

SECTION 2. (continued)

underground storage tanks, whether empty, filled, or partially filled with any substance, (i) any substance, the presence of which is prohibited by federal, state or local laws and regulations; and (j) any other substance which by federal, state or local laws and regulations requires special handling or notification of governmental authorities in its collection, storage, treatment or disposal. References to particular acts or codifications in this definition include all past and future amendments thereto, as well as applicable rules and regulations as now or hereafter promulgated.

(g) such other terms and requirements of the sale and/or disclaimers as the City deems necessary, convenient or appropriate.

SECTION 3. That the sale proceeds shall be deposited into the General Fund, Fund 0001, Department DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction Services-Real Estate Division shall be reimbursed for the cost of obtaining legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in the General Fund, Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the Water Utilities Current Fund, Fund 0100, Department DWU, Unit 7005, Revenue Code 8416.

SECTION 4. That if a title policy is desired by **GRANTEE**, same shall be at the expense of said **GRANTEE**.

SECTION 5. That the sale shall be subject to standby fees, taxes and assessments, if any, by any taxing authority for the year of closing and subsequent years and assessments by any taxing authority for prior years due to changes in land usage or ownership, the payment of said standby fees, taxes and assessments being assumed by **GRANTEE**.

SECTION 6. That the procedures required by Section 2-24 of the Dallas City Code that are not required by state law concerning the sale of unneeded real property are waived with respect to this tract of land.

SECTION 7. That this resolution is designated for City purposes as Contract No. DEV-2019-00010075.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

Exhibit "A"

County: Collin
Highway: State Highway 205
Parcel 3
STA. 1091+20.59 to STA. 1097+21.92
R.O.W. CSJ: 0451-03-015

July 1, 2018

Description for Parcel 3

BEING 9,203 square feet of land, more or less, in Joseph Strickland Survey, Abstract Number 794, Collin County, Texas, and being part of the second tract, a called 142.91 acre tract of land conveyed in a Warranty Deed from Agnes Burney and husband P. King Burney to the City of Dallas, Texas recorded in Volume 608, Page 563, Deed Records, Collin County, Texas (D.R.C.C.T.), dated November 28, 1962, said 9,203 square feet [0.2113 Acres] of land being more particularly described by metes and bounds as follows:

COMMENCING at a found 1/2 inch iron rod with yellow cap stamped "RPLS 5034" (controlling monument) at the northeast corner of the first tract, a called 1.43 acre tract of land described in a deed to the City of Dallas, Texas recorded in Volume 608, Page 563, Deed Records, Collin County, Texas (D.R.C.C.T.), and the northwest corner of a 15.66 acre tract of land described in deed to Gordon C. Mineo and wife Andrea T. Mineo recorded in Volume 3424, Page 837, Official Public Records, Collin County, Texas (O.P.R.C.C.T.), and the southwest corner of a 7.54 acre tract of land described in a Special Warranty Deed with Vendor's Lien to Emilio Ramos and wife Maria Ramos, recorded in Instrument 2002-0160101, Official Public Records, Colin County, Texas (O.P.R.C.C.T.), dated October 25, 2002, from which a found iron rod with aluminum cap stamped "City of Dallas" (controlling monument) bears North 01 degrees 02 minutes 14 seconds West, 152.76 feet, and a found 1/2 inch iron rod (controlling monument) at the northwest corner of said of said Emilio Ramos 7.54 acre tract bears North 34 degrees 30 minutes 55 seconds East, 35.61 feet from said "City of Dallas" monument;

THENCE, South 00 degrees 57 minutes 16 seconds East, along the west line of said Gordon C. Mineo and wife Andrea T. Mineo tract, a distance of 85.80 feet to a set 5/8" iron rod with plastic cap stamped "LTRA";

THENCE, South 19 degrees 14 minutes 56 seconds East, along the west line of said Gordon C. Mineo and wife Andrea T. Mineo tract, a distance of 133.70 feet to a set 5/8" iron rod with plastic cap stamped "LTRA";

THENCE, South 36 degrees 44 minutes 56 seconds East, along the west line of said Estate of Andrea Ann Mineo tract, a distance of 286.52 feet to a set 5/8" iron rod with plastic cap stamped "LTRA", on the southwest corner of said Gordon C. Mineo and wife Andrea T. Mineo tract, and a north line of said City of Dallas tract;

THENCE, North 88 degrees 58 minutes 39 seconds East, along a north line of said City of Dallas tract and the south line of said Gordon C. Mineo and wife Andrea T. Mineo tract, a distance of 935.56 feet to a set 5/8" iron rod with plastic cap stamped "LTRA";

THENCE, South 89 degrees 42 minutes 32 seconds East, along a north line of said City of Dallas tract and the south line of said Gordon C. Mineo and wife Andrea T. Mineo tract, a distance of 59.49 feet to a set 5/8" iron rod with plastic cap stamped "LTRA";

FIELD NOTES APPROVED:
3/7/19

County: Collin
Highway: State Highway 205
Parcel 3
STA. 1091+20.59 to STA. 1097+21.92
R.O.W. CSJ: 0451-03-015

Description for Parcel 3

THENCE, North 89 degrees 48 minutes 47 seconds East, along a north line of said City of Dallas tract and the south line of said Gordon C. Mineo and wife Andrea T. Mineo tract, a distance of 409.63 feet to a set 5/8" iron rod with plastic cap stamped "LTRA";
THENCE, North 29 degrees 36 minutes 36 seconds East, along the northwest line of said City of Dallas tract and the southeast line of said Gordon C. Mineo and wife Andrea T. Mineo tract, a distance of 194.60 feet to a set 5/8" iron rod with plastic cap stamped "LTRA" on the existing west right of way line of State Highway 205 (100 foot right of way) as described in a deed to the State of Texas recorded in Volume 388, Page 371, said deed records (D.R.C.C.T.);

THENCE South 01 degrees 12 minutes 24 seconds East, along the existing west right of way line of said State Highway 205, a distance of 43.29 feet to a set 5/8" iron rod with pink cap stamped "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT", (hereafter referred to as a set "TxDOT" monument) on the new west right of way line of State Highway 205 (a variable width right of way) and the POINT OF BEGINNING, and being 98.70 feet left of Station 1097+21.92, and having a N.A.D. 83 (2011 Adjustment), Texas State Plane North Central Zone (4202) surface coordinate of Northing 7,048,650.42 and Easting 2,592,217.87;

1) THENCE, South 01 degrees 12 minutes 24 seconds East, continuing along the existing west right of way line of said State Highway 205 (100 feet width), a distance of 601.33 feet to a set "TxDOT" monument on the new west right of way line of said State Highway 205 (a variable width right of way), being 98.56 feet left of Station 1091+20.59;

2) THENCE, North 15 degrees 10 minutes 51 seconds West, along the new west right of way line of said State Highway 205, a distance of 81.82 feet to a set "TxDOT" monument, being 118.33 feet left of Station 1091+99.98;

3) THENCE, North 01 degrees 25 minutes 31 seconds West, continuing along the new west right of way line of said State Highway 205, a distance of 300.00 feet to a set "TxDOT" monument, being 119.55 feet left of Station 1094+99.98;

4) THENCE, North 04 degrees 10 minutes 25 seconds East, continuing along the new west right of way line of said State Highway 205, a distance of 222.92 feet to the POINT OF BEGINNING and containing 9,203 square feet [0.2113 Acres] of land, more or less.

** The monument described and set in this call, if destroyed during construction, may be replaced with a TxDOT Type II Right of Way Marker upon the completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

The Basis of Bearings is the Texas State Plane Coordinate System of 1983, North Central Zone (4202), North American Datum (NAD83) 2011 Adjustment, EPOCH 2010. All distances coordinates show are surface, unless otherwise noted, and may be converted to grid by dividing by the TxDOT combined scale factor of 1.000146135. Unit of measure is Survey Foot.

Exhibit "A"

County: Collin
Highway: State Highway 205
Parcel 3
STA. 1091+20.59 to STA. 1097+21.92
R.O.W. CSJ: 0451-03-015

Description for Parcel 3

Station and Offset Information refers to the baseline described in the Project Schematic dated 08-31-2017; Control-Section-Number 0451-03-013.

Survey plat of even date herewith accompanies the legal description.
I, Stanley M. Brewer, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that the land description and plat represent an actual survey made on the ground under my supervision.

Stanley M. Brewer 7/5/2018

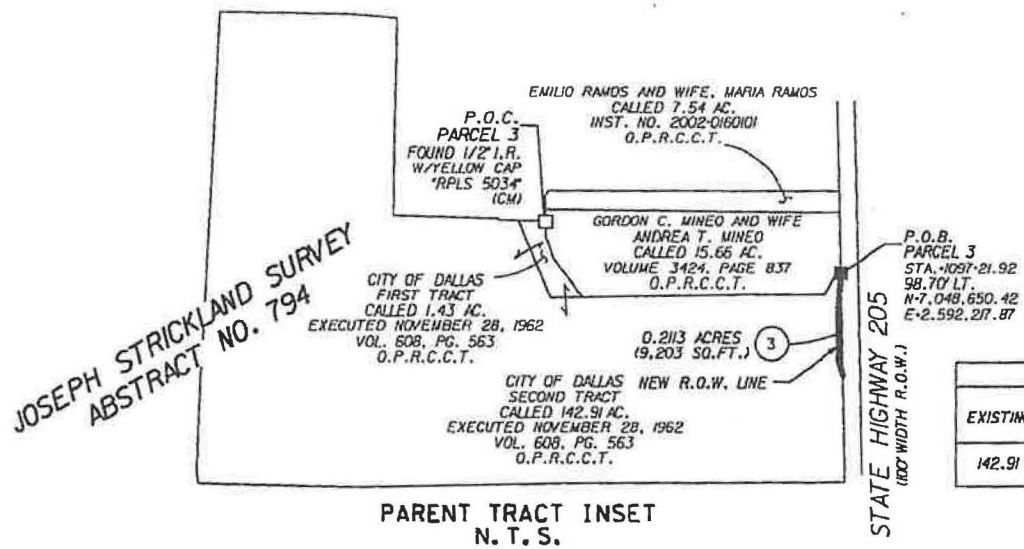
Stanley M. Brewer, R.P.L.S. Date
Texas Registration No. 6072

Lina T. Ramey & Associates
3320 Belt Line Road
Farmers Branch, Texas 75234
Ph. 214-979-1144
TBPLS FIRM NO. 10140700



NOTES:

1. ABSTRACT DATE: DECEMBER 2017 THROUGH JANUARY 2018.
2. BASIS OF BEARINGS IS TEXAS STATE PLANE COORDINATE SYSTEM OF 1983, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM (NAD 83) 2011 ADJUSTMENT, EPOCH 2010.
3. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE, UNLESS OTHERWISE NOTED, AND MAY BE CONVERTED TO GRID BY DIVIDING BY TxDOT COMBINED SCALE FACTOR OF 1.000146135. UNIT OF MEASURE IS SURVEY FOOT.
4. THE STATION AND OFFSET INFORMATION REFERS TO THE BASELINE DESCRIBED IN THE PROJECT SCHEMATIC DATED 8-31-2017; PROJECT CONTROL-SECTION-JOB: 0451-03-013.
5. PROJECT CONTROL AS ESTABLISHED BY OTHERS AND PROVIDED BY TxDOT.
6. FIELD SURVEYS WERE PERFORMED BETWEEN JANUARY 2018 AND MAY 2018.
7. PARCEL REMAINDER AREA IS DERIVED BY SUBTRACTING THE CALCULATED FEE AREA OF THE PARCEL FROM THE CALLED ACREAGE OF THE PARENT TRACT, LESS ANY OTHER CALLED FEE ACREAGE OF PROPERTY CONVEYANCES OF RECORD, FROM THE PARENT TRACT.



PARENT TRACT INSET
N. T. S.

AREA TABLE (ACRES)			
EXISTING	ACQUISITION	REMAINDER (CALCULATED)	
		LEFT	RIGHT
142.91	0.2113	142.6987	

LEGEND

EXISTING ROW	
PROPERTY LINE	℄
PROPOSED ROW	
SURVEY LINE	℄
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◩
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	◉
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

NOTES:

CALLS SHOWN IN PARENTHESIS ARE AS PREVIOUSLY RECORDED.

ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON THE TEXAS COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM OF 1983 (NAD 1983) 2011 ADJUSTMENT, EPOCH 2010. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED ADJUSTMENT FACTOR OF 1.000146135.

** THE MONUMENT DESCRIBED AND SET MAY BE REPLACED WITH A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR, EITHER EMPLOYED OR RETAINED BY TXDOT.

A PROPERTY DESCRIPTION OF EVEN DATE WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.

A PLAT OF A SURVEY OF PARCEL 3 FOR STATE HIGHWAY 205 RIGHT OF WAY CSJ: 0451-03-015 A 9,203 SQ. FT. (0.2113 AC.) TRACT OF LAND IN THE JOSEPH STRICKLAND SURVEY ABSTRACT NUMBER 794 COLLIN COUNTY, TEXAS

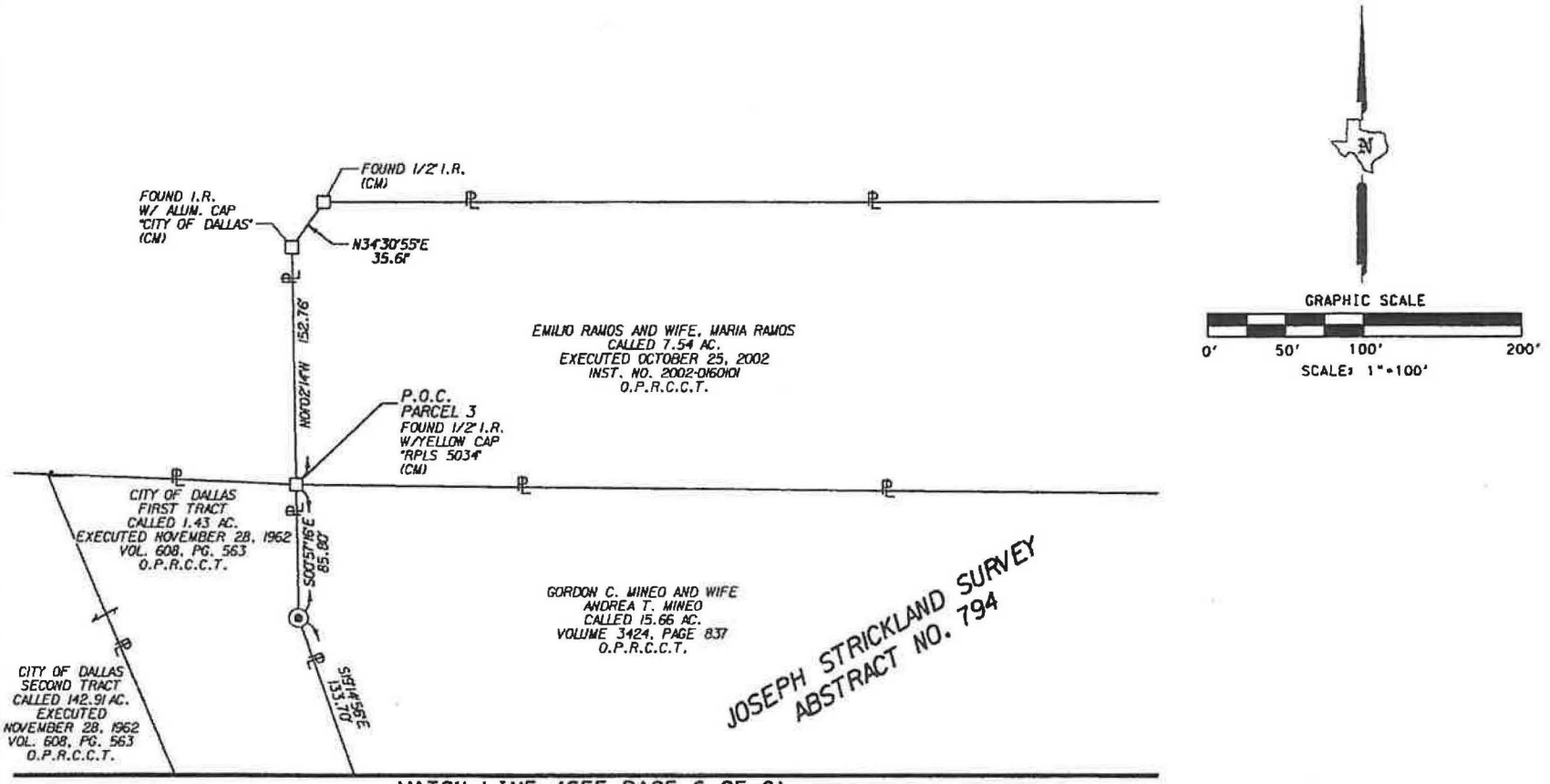
EXHIBIT "A"
PAGE 4 OF 9

LINA T. RAMEY & ASSOCIATES, INC.
3320 Belt Line Road
Farmers Branch, Texas 75234
TBPLS FIRM NO. 10140700
PHONE 214-979-1144

7/1/2018

O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ0451-03-015_3_1.dgn

Exhibit A



MATCH LINE (SEE PAGE 6 OF 9)

LEGEND

EXISTING ROW	
PROPERTY LINE	℄
PROPOSED ROW	
SURVEY LINE	
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	◉
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

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EXHIBIT "A"
PAGE 5 OF 9

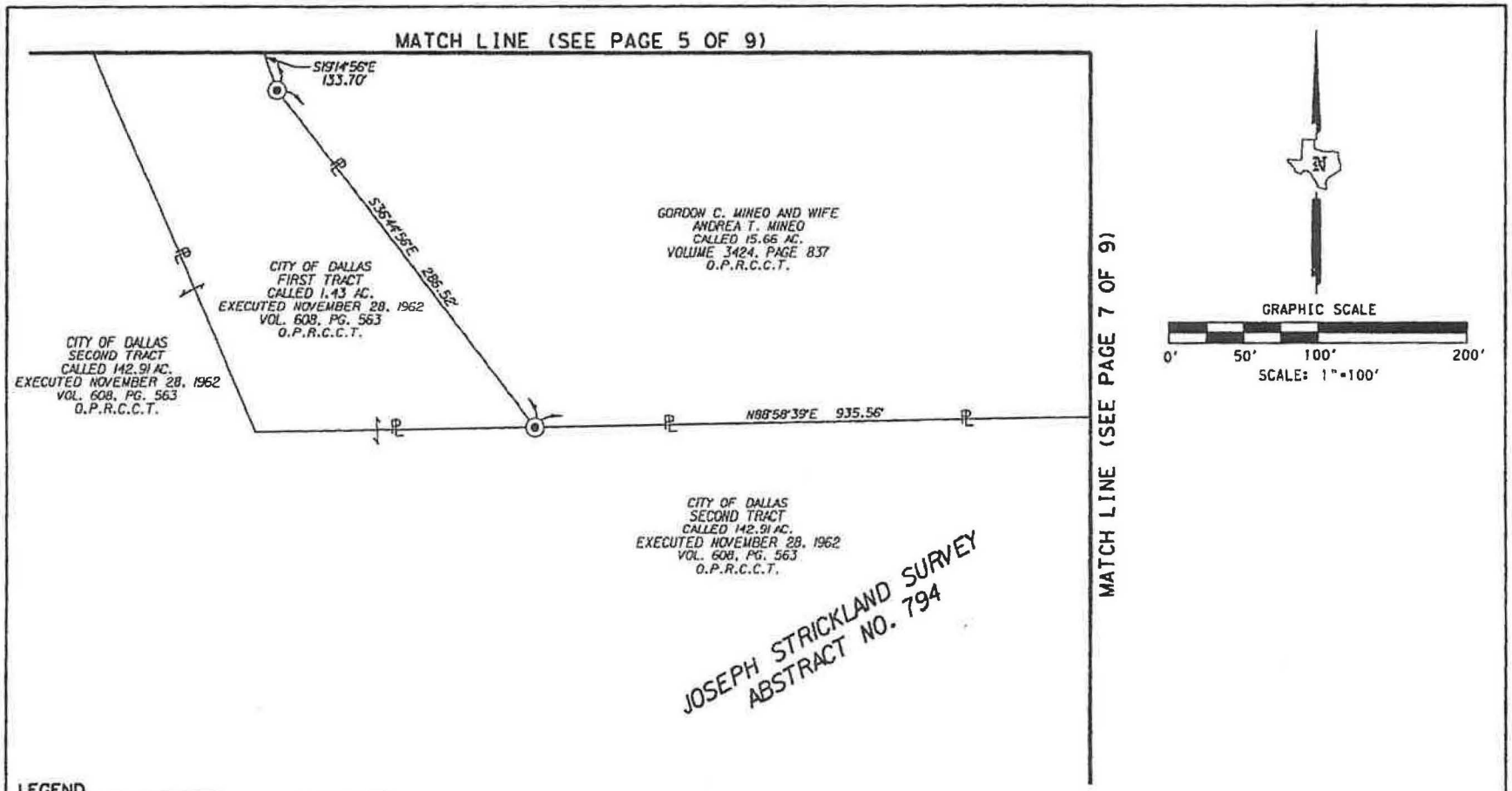
LINA T. RAMEY & ASSOCIATES, INC.
3320 Belt Line Road
Farmers Branch, Texas 75234
TBPLS FIRM NO. 10140700
PHONE 214-979-1144

7/1/2018

O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_3_2.dgn

Exhibit A

Exhibit A



LEGEND

EXISTING ROW	
PROPERTY LINE	PL
PROPOSED ROW	
SURVEY LINE	
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	◉
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

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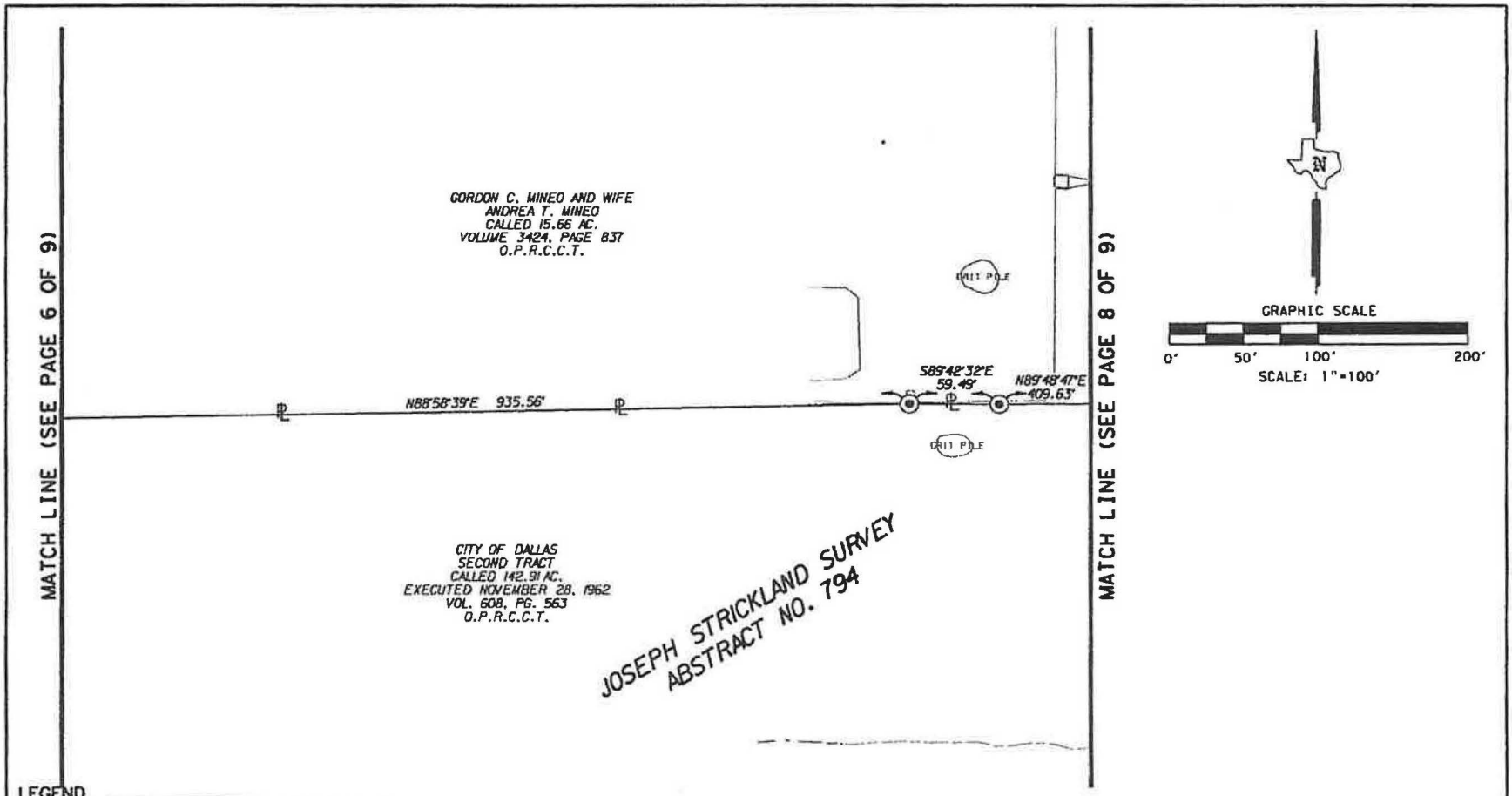
EXHIBIT "A"
PAGE 6 OF 9

LTRA
LINA T. RAMEY & ASSOCIATES, INC.
3320 Belt Line Road
Farmers Branch, Texas 75234
TBPLS FIRM NO. 10140700
PHONE 214-979-1144

7/1/2018

O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_3_3.dgn

Exhibit A



LEGEND

EXISTING ROW	
PROPERTY LINE	PL
PROPOSED ROW	
SURVEY LINE	SL
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	⊙
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

NOTES:

CALLS SHOWN IN PARENTHESIS ARE AS PREVIOUSLY RECORDED.

ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON THE TEXAS COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM OF 1983 (NAD 1983) 2011 ADJUSTMENT, EPOCH 2010. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED ADJUSTMENT FACTOR OF 1.000146135.

** THE MONUMENT DESCRIBED AND SET MAY BE REPLACED WITH A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR, EITHER EMPLOYED OR RETAINED BY TXDOT.

A PROPERTY DESCRIPTION OF EVEN DATE WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.

A PLAT OF A SURVEY OF PARCEL 3 FOR STATE HIGHWAY 205 RIGHT OF WAY CSJ: 0451-03-015 A 9,203 SQ. FT. (0.2113 AC.) TRACT OF LAND IN THE JOSEPH STRICKLAND SURVEY ABSTRACT NUMBER 794 COLLIN COUNTY, TEXAS

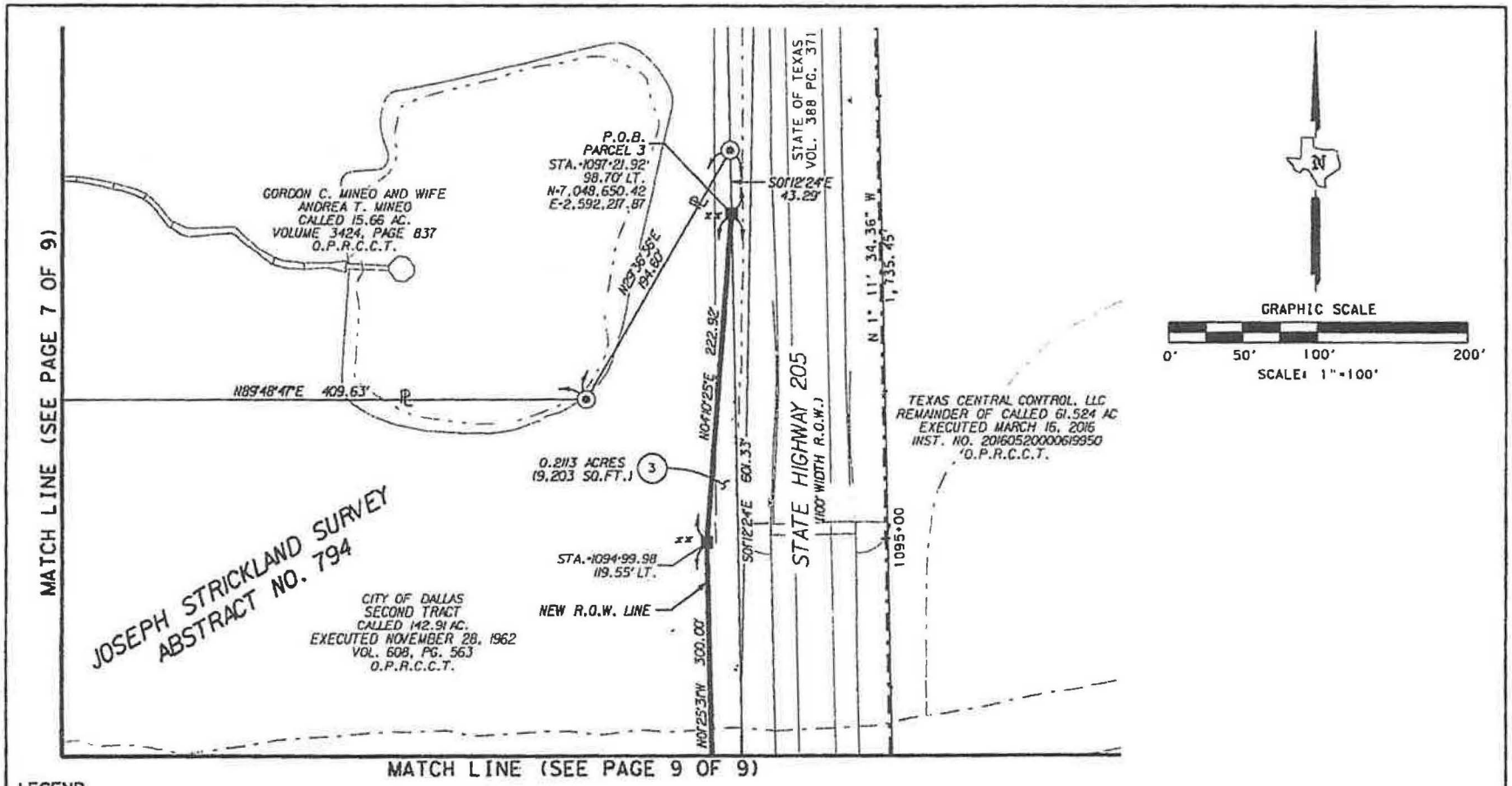
EXHIBIT "A"
PAGE 7 OF 9

LINA T. RAMEY & ASSOCIATES, INC.
3320 Belt Line Road
Farmers Branch, Texas 75234
TBPLS FIRM NO. 10140700
PHONE 214-979-1144

7/1/2018

O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_3_4.dgn

Exhibit A



LEGEND

EXISTING ROW	
PROPERTY LINE	
PROPOSED ROW	
SURVEY LINE	
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	⊙
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

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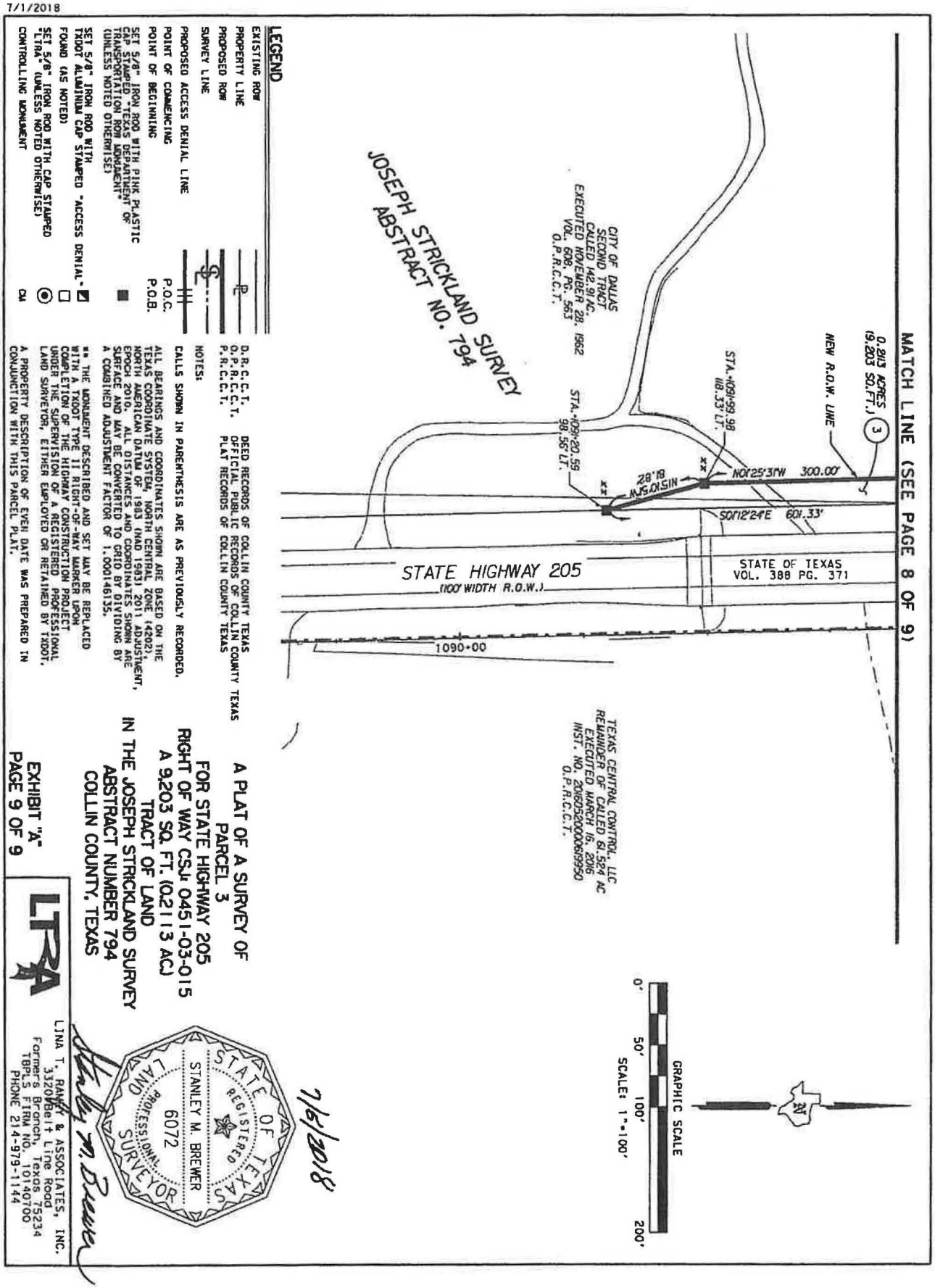
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O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_3_5.dgn

Exhibit A


MATCH LINE (SEE PAGE 8 OF 9)
0.293 ACRES (9,203 SQ.FT.)
3
NEW R.O.W. LINE
STA. 1091+99.98
118.33' LT.
STA. 1091+20.59
98.56' LT.
N01°25'31"W 300.00'
N15°01'51"W 28.18'
S01°12'24"E 601.33'
CITY OF DALLAS
SECOND TRACT
CALLED 142.91 AC.
EXECUTED NOVEMBER 28, 1962
VOL. 608, PG. 563
O.P.R.C.C.T.
JOSEPH STRICKLAND SURVEY
ABSTRACT NO. 794
STATE HIGHWAY 205
(100' WIDTH R.O.W.)
STATE OF TEXAS
VOL. 388 PG. 371
1090+00
TEXAS CENTRAL CONTROL, LLC
REMAINDER OF CALLED 61.524 AC
EXECUTED MARCH 16, 2016
INST. NO. 20160520000659950
O.P.R.C.C.T.
GRAPHIC SCALE
0'
50'
100'
200'
SCALE: 1"=100'
LEGEND
EXISTING ROW
PROPERTY LINE
PROPOSED ROW
SURVEY LINE
PROPOSED ACCESS DENIAL LINE
POINT OF COMMENCING
POINT OF BEGINNING
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" OR (UNLESS NOTED OTHERWISE)
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"
FOUND (AS NOTED)
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)
CONTROLLING MONUMENT
P.O.C.
P.O.B.
CM
D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS
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A PLAT OF A SURVEY OF
PARCEL 3
FOR STATE HIGHWAY 205
RIGHT OF WAY CSJ# 0451-03-015
A 9,203 SQ. FT. (0.2113 AC.)
TRACT OF LAND
IN THE JOSEPH STRICKLAND SURVEY
ABSTRACT NUMBER 794
COLLIN COUNTY, TEXAS
STATE OF TEXAS
REGISTERED
STANLEY M. BREWER
6072
PROFESSIONAL
LAND
SURVEYOR
7/6/2018
LTRA
LINA T. RANEY & ASSOCIATES, INC.
3320 Belt Line Road
Farmers Branch, Texas 75234
TBPLS FIRM NO. 10140700
PHONE 214-979-1144
EXHIBIT "A"
PAGE 9 OF 9
7/1/2018
O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ0451030I5_3_6.dgn

Agenda Information Sheet

File #: 19-611 **Item #:** 22.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): Outside City Limits

DEPARTMENT: Department of Sustainable Development and Construction

EXECUTIVE: Michael Mendoza

SUBJECT

A resolution authorizing the conveyance of a tract of land and Drainage Easement for a total of approximately 9,308 square feet of City-owned land to the State of Texas located in Collin County near the intersection of State Highway 205 and John King Boulevard - Revenue: $2,712.00

BACKGROUND

This item authorizes the conveyance of a tract of land and Drainage Easement for a total of approximately 9,308 square feet of City-owned land to the State of Texas, located in Collin County near the intersection of State Highway 205 and John King Boulevard, for the redevelopment and improvement of the State Highway 205 Right-of-Way Project. The State of Texas is an entity with the power of eminent domain. The City may sell or exchange its property to a governmental entity that has the power of eminent domain without complying with the notice and bid requirements pursuant to Chapter 272 of the Local Government Code. The purchase price is based on an independent appraisal.

This property will be conveyed with a reservation of all oil, gas and other minerals in and under the property.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

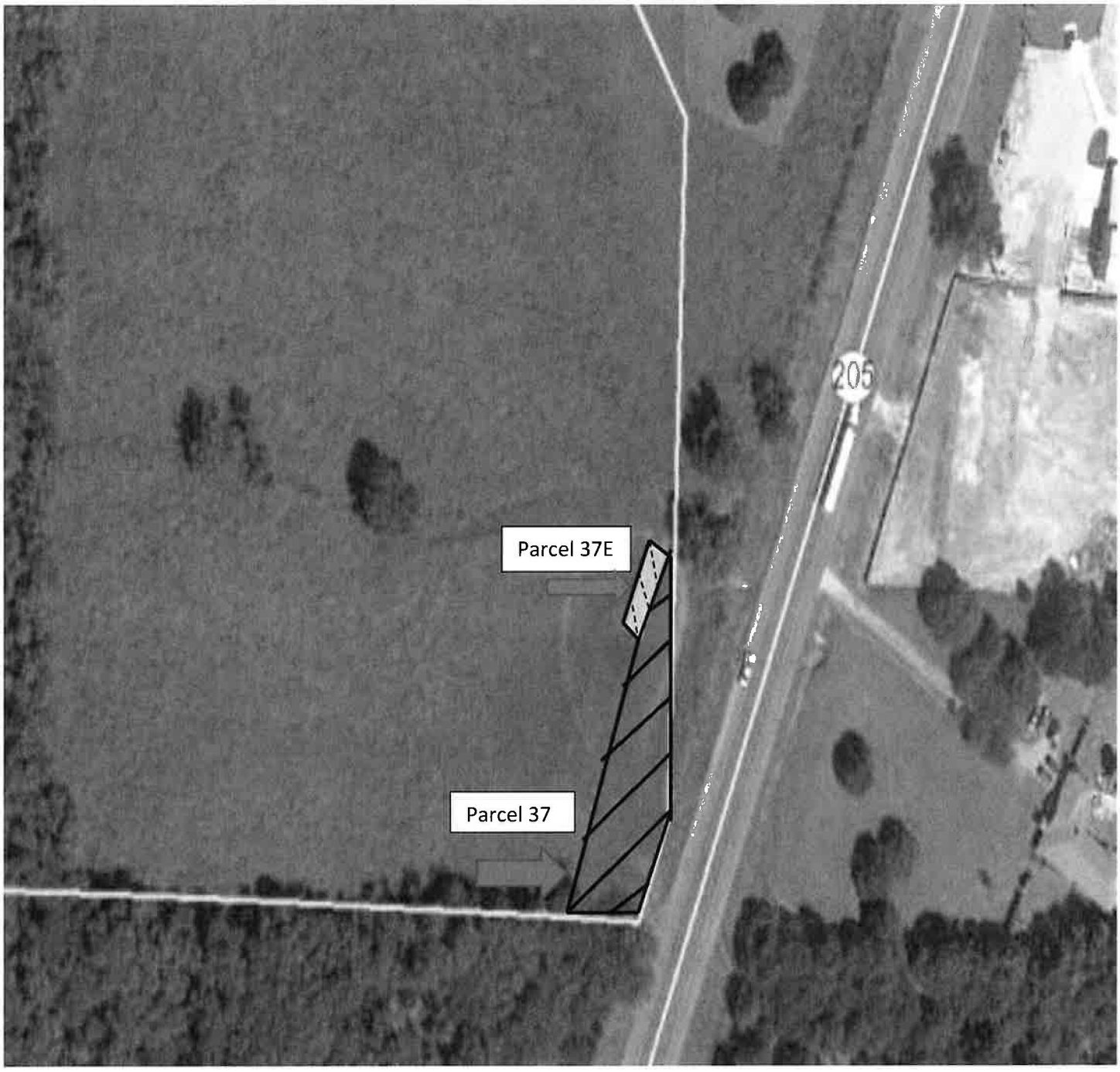
Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Revenue: $2,712.00

MAP

Attached



City of Dallas Surplus Property in Collin County Property ID: 431009

Tract of Land (Parcel 37)

Drainage Easement (Parcel 37E)

N

WHEREAS, the City of Dallas ("City") is the owner of a tract of land containing approximately 9,308 square feet of land, being in Collin County, Texas, (the "Property"), and is located near the intersection of State Highway 205 and John King Boulevard, which is no longer needed for municipal use; and

WHEREAS, the Texas Department of Transportation, a State of Texas agency, has the power of eminent domain and proposes to acquire said property at fair market value for a state highway project for State Highway 205; and

WHEREAS, the City of Dallas may sell or exchange its property to a governmental entity that has the power of eminent domain, for fair market value as determined by an appraisal, without complying with the notice and bidding requirements for the sale of public lands provided for in Chapter 272, Section 272.001 of the Texas Local Government Code; and

WHEREAS, certain provisions of Section 2-24 of the Dallas City Code do not apply to the sale of land by the City of Dallas to other governmental entities as contemplated and authorized herein.

Now, Therefore,

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

SECTION 1. That upon receipt of **TWO THOUSAND SEVEN HUNDRED TWELVE AND NO/100 DOLLARS ($2,712.00)** from the State of Texas, acting by and through the Texas Transportation Commission, the City Manager or designee is authorized to execute a Deed Without Warranty and a Drainage Easement to be attested by the City Secretary, approved as to form by the City Attorney, said Deed Without Warranty and a Drainage Easement are subject to the conditions contained in Section 2.

SECTION 2. That the Deed Without Warranty and a Drainage Easement shall provide that the conveyance to the State of Texas, acting by and through the Texas Transportation Commission, **("GRANTEE")** are subject to the following:

(a) a restriction prohibiting the placement of industrialized housing on the property; and

(b) reservation by the City of Dallas of all oil, gas and other minerals in and under the property with a waiver of surface access rights relating to said minerals; and

(c) any visible and apparent easements and any encroachments whether of record or not; and

SECTION 2. (continued)

(d) any and all covenants, conditions, reservations, restrictions, exceptions, easements, rights-of-way, mineral interests, mineral leases or other instruments of record and applicable to the property or any part thereof; and

(e) to the maximum extent allowed by law, (i) **GRANTEE** is taking the Property "AS IS, WHERE IS, WITH ALL FAULTS"; (ii) GRANTOR disclaims responsibility as to the accuracy or completeness of any information relating to the Property; (iii) **GRANTEE** assumes all responsibility to examine all applicable building codes and zoning ordinances to determine if the Property can be used for the purposes desired and to check for outstanding or pending code enforcement actions including but not limited to repair or demolition orders; and (iv) GRANTOR expressly disclaims and **GRANTEE** expressly waives, any warranty or representation, express or implied, including without limitation any warranty of condition, habitability, merchantability or fitness for a particular purpose of the Property; and

(f) GRANTOR makes no representations of any nature regarding the Property and specifically disclaims any warranty, guaranty or representation, oral or written, express or implied, past, present, or future, concerning: (i) the nature and condition of the Property, including without limitation, the water, soil and geology, and the suitability thereof and the Property for any and all activities and uses which **GRANTEE** may elect to conduct thereon, and the existence of any environmental substances, hazards or conditions or presence of any endangered or protected species thereon or compliance with all applicable laws, rules or regulations; (ii) the nature and extent of any right-of-way, lease, possession, lien, encumbrance, license, reservation, condition or otherwise; (iii) the compliance of the Property or its operation with any law, ordinance or regulation of any federal, state, or local governmental authority; and (iv) whether or not the Property can be developed or utilized for any purpose. For purposes hereof, "environmental substances" means the following: (a) any "hazardous substance" under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C.A. Section 9601 et. seq., as amended, (b) any "hazardous substance" under the Texas Hazardous Substances Spill Prevention and Control Act, Tex. Water Code, Section 26.261, et. seq., as amended, c) petroleum or petroleum-based products (or any derivative or hazardous constituents thereof or additives thereto), including without limitation, fuel and lubrication oils, (d) any "hazardous chemicals" or "toxic chemicals" under the Occupational Safety and Health Act, 29 U.S.C.A. Section 651 et. seq., as amended, (e) any "hazardous waste" under the Resource Conservation and Recovery Act, 42 U.S.C.A. Section 6901 et. seq., as amended, (f) asbestos, (g) polychlorinated biphenyls, (h) underground storage tanks, whether empty, filled, or partially

SECTION 2. (continued)

filled with any substance, (i) any substance, the presence of which is prohibited by federal, state or local laws and regulations; and (j) any other substance which by federal, state or local laws and regulations requires special handling or notification of governmental authorities in its collection, storage, treatment or disposal. References to particular acts or codifications in this definition include all past and future amendments thereto, as well as applicable rules and regulations as now or hereafter promulgated.

(g) such other terms and requirements of the sale and/or disclaimers as the City deems necessary, convenient or appropriate.

SECTION 3. That the sale proceeds shall be deposited into the General Fund, Fund 0001, Department DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction Services-Real Estate Division shall be reimbursed for the cost of obtaining legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in the General Fund, Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the Water Utilities Current Fun, Fund 0100, Department DWU, Unit 4005, Revenue Code 8416.

SECTION 4. That if a title policy is desired by **GRANTEE**, same shall be at the expense of said **GRANTEE**.

SECTION 5. That the sale shall be subject to standby fees, taxes and assessments, if any, by any taxing authority for the year of closing and subsequent years and assessments by any taxing authority for prior years due to changes in land usage or ownership, the payment of said standby fees, taxes and assessments being assumed by **GRANTEE**.

SECTION 6. That the procedures required by Section 2-24 of the Dallas City Code that are not required by state law concerning the sale of unneeded real property are waived with respect to this tract of land.

SECTION 7. That this resolution is designated for City purposes as Contract No. DEV-2019-00010070.

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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

EXHIBIT A-TRACT 1

County: Collin
Highway: State Highway 205
Parcel 37
STA. 1157+52.85 to STA. 1160+41.52
R.O.W. CSJ: 0451-03-015

June 14, 2018
Revised February 14, 2019

Description for Parcel 37

BEING 8,251 square feet of land, more or less, in S.A. Roberts Survey, Abstract Number 773, Collin County, Texas, and being part of a called 40.04 acre "Second Tract" as conveyed by deed from J.A. Payton to the City of Dallas, executed June 17, 1968, as recorded in Volume 711, Page 738, Deed Records, Collin County, Texas (D.R.C.C.T.), said 8,251 square feet [0.1894 Acres] of land being more particularly described by metes and bounds as follows:

COMMENCING at a City of Dallas 3 inch brass monument found (controlling monument) at the northwest corner of Lot 1 of Lakeside Estates, an addition to Collin County, as recorded in Volume B, Page 178, Plat Records, Collin County, Texas (P.R.C.C.T.), being on the south line of said City of Dallas tract;

THENCE North 89 degrees 44 minutes 19 seconds East, along the north line of said Lot 1 and the south line of said City of Dallas tract, a distance of 165.63 feet to a set 5/8 inch iron rod with pink plastic cap stamped "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT"**, (hereafter referred to as a set "TxDOT" monument) on the new west right of way line of State Highway 205 (variable width right of way), also being the POINT OF BEGINNING, and being 101.67 feet left of Station 1157+52.85, and having a N.A.D. 83 (2011 Adjustment), Texas State Plane North Central Zone (4202) surface coordinate of Northing 7,054,539.03 and Easting 2,593,103.38;

1) THENCE North 12 degrees 47 minutes 44 seconds East, departing the north line of said Lot 1 and the south line of said City of Dallas Second Tract, along said new west right of way line of State Highway 205, a distance of 49.79 feet to a set "TxDOT" monument**, and the beginning of a curve to the right;

2) THENCE 148.14 feet along the arc of said curve to the right, continuing along said new west right of way line of said State Highway 205, through a central angle of 04 degree 01 minutes 49 seconds, having a radius of 2,106.00 feet, and a long chord which bears North 20 degrees 28 minutes 43 seconds East, 148.11 feet to a set "TxDOT" monument**;

3) THENCE North 22 degrees 29 minutes 38 seconds East, continuing along said new west right of way line of said State Highway 205, a distance of 100.83 feet to a set "TxDOT" monument on the east line of said City of Dallas Second Tract and the west line of a tract of land conveyed to Rhonda Kay Sorrells recorded in Volume 2049, Page 282, said Deed Records (D.R.C.C.T.), being 106.00 feet left of Station 1160+41.52;

4) THENCE South 02 degree 01 minute 17 seconds West, along the east line of said City of Dallas Second tract and the west line of said Sorrells tract, a distance of 127.30 feet to a City of Dallas 3 inch brass monument found (controlling monument) at an angle point in the east line of said City of Dallas Second Tract and the west line of said Sorrells tract;

FIELD NOTES APPROVED:
3/7/19

EXHIBIT A-TRACT 1

County: Collin
Highway: State Highway 205
Parcel 37
STA. 1157+52.85 to STA. 1160+41.52
R.O.W. CSJ: 0451-03-015

June 14, 2018
Revised February 14, 2019

Description for Parcel 37

5) THENCE South 28 degrees 13 minutes 48 seconds West, continuing along the southeast line of said City of Dallas tract and the west line of said Sorrells tract, at a distance of 171.52 feet passing a City of Dallas 3 inch brass monument found (controlling monument), and continuing for a total distance of 173.86 feet to a 5/8 inch iron rod with cap stamped "LTRA" set at the southeast corner of said City of Dallas Second Tract and the southwest corner of said Sorrells tract, from which a found brass monument in concrete bears North 89 degrees 44 minutes 19 seconds East, 26.32 feet;

6) THENCE South 89 degrees 44 minutes 19 seconds West, along the south line of said City of Dallas Second Tract and the north line of the aforementioned Lot 1, a distance of 14.70 feet to the POINT OF BEGINNING and containing 8,251 square feet [0.1894 Acres] of land, more or less.

** The monument described and set in this call, if destroyed during construction, may be replaced with a TxDOT Type II Right of Way Marker upon the completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

The Basis of Bearings is the Texas State Plane Coordinate System of 1983, North Central Zone (4202), North American Datum (NAD83) 2011 Adjustment, EPOCH 2010. All distances coordinates shown are surface, unless otherwise noted, and may be converted to grid by dividing by the TxDOT combined scale factor of 1.000146135. Unit of measure is Survey Foot.

Station and Offset Information refers to the baseline described in the Project Schematic dated 08-31-2017; Control-Section-Number 0451-03-013.

Survey plat of even date herewith accompanies the legal description.

I, Stanley M. Brewer, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that the land description and plat represent an actual survey made on the ground under my supervision.

Stanley M. Brewer 2/18/2019

Stanley M. Brewer, R.P.L.S. Date
Texas Registration No. 6072

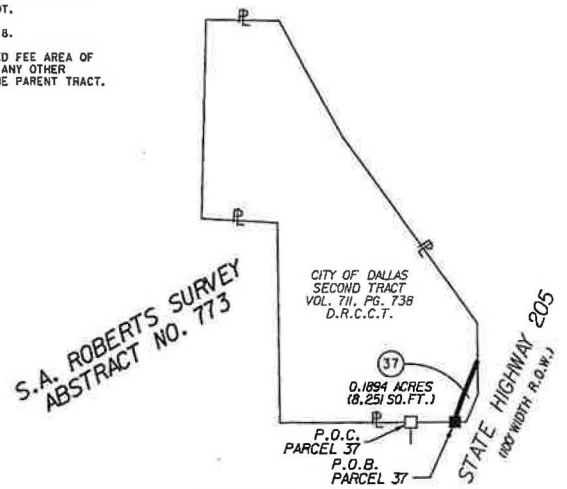


Lina T. Ramey & Associates, Inc.
3320 Belt Line Road
Farmers Branch, Texas 75234
Ph. 214-979-1144
TBPLS FIRM NO. 10140700

EXHIBIT A-TRACT 1

NOTES:

1. ABSTRACT DATE: DECEMBER 2017 THROUGH JANUARY 2018.
2. BASIS OF BEARINGS IS TEXAS STATE PLANE COORDINATE SYSTEM OF 1983, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM (NAD 83) 2011 ADJUSTMENT, EPOCH 2010.
3. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE, UNLESS OTHERWISE NOTED, AND MAY BE CONVERTED TO GRID BY DIVIDING BY TxDOT COMBINED SCALE FACTOR OF 1.000146135. UNIT OF MEASURE IS SURVEY FOOT.
4. THE STATION AND OFFSET INFORMATION REFERS TO THE BASELINE DESCRIBED IN THE PROJECT SCHEMATIC DATED 8-31-2017; PROJECT CONTROL-SECTION-JOB: 0451-03-013
5. PROJECT CONTROL AS ESTABLISHED BY OTHERS AND PROVIDED BY TxDOT.
6. FIELD SURVEYS WERE PERFORMED BETWEEN JANUARY 2018 AND MAY 2018.
7. PARCEL REMAINDER AREA IS DERIVED BY SUBTRACTING THE CALCULATED FEE AREA OF THE PARCEL FROM THE CALLED ACREAGE OF THE PARENT TRACT, LESS ANY OTHER CALLED FEE ACREAGE OF PROPERTY CONVEYANCES OF RECORD, FROM THE PARENT TRACT.



PARENT TRACT INSET
N. T. S.

AREA TABLE (ACRES)			
EXISTING	ACQUISITION	REMAINDER (CALCULATED)	
		LEFT	RIGHT
CALLED 40.04	0.1894	39.8506	

DATE	DESCRIPTION
02-14-2019	REV. ACQUIRED ACREAGE

LEGEND

EXISTING ROW	
PROPERTY LINE	℄
PROPOSED ROW	
SURVEY LINE	℄
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
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SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	◉
CONTROLLING MONUMENT	CM

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RIGHT OF WAY CSJ: 0451-03-015
A 8,251 SQ. FT. (0.1894 AC.)
TRACT OF LAND
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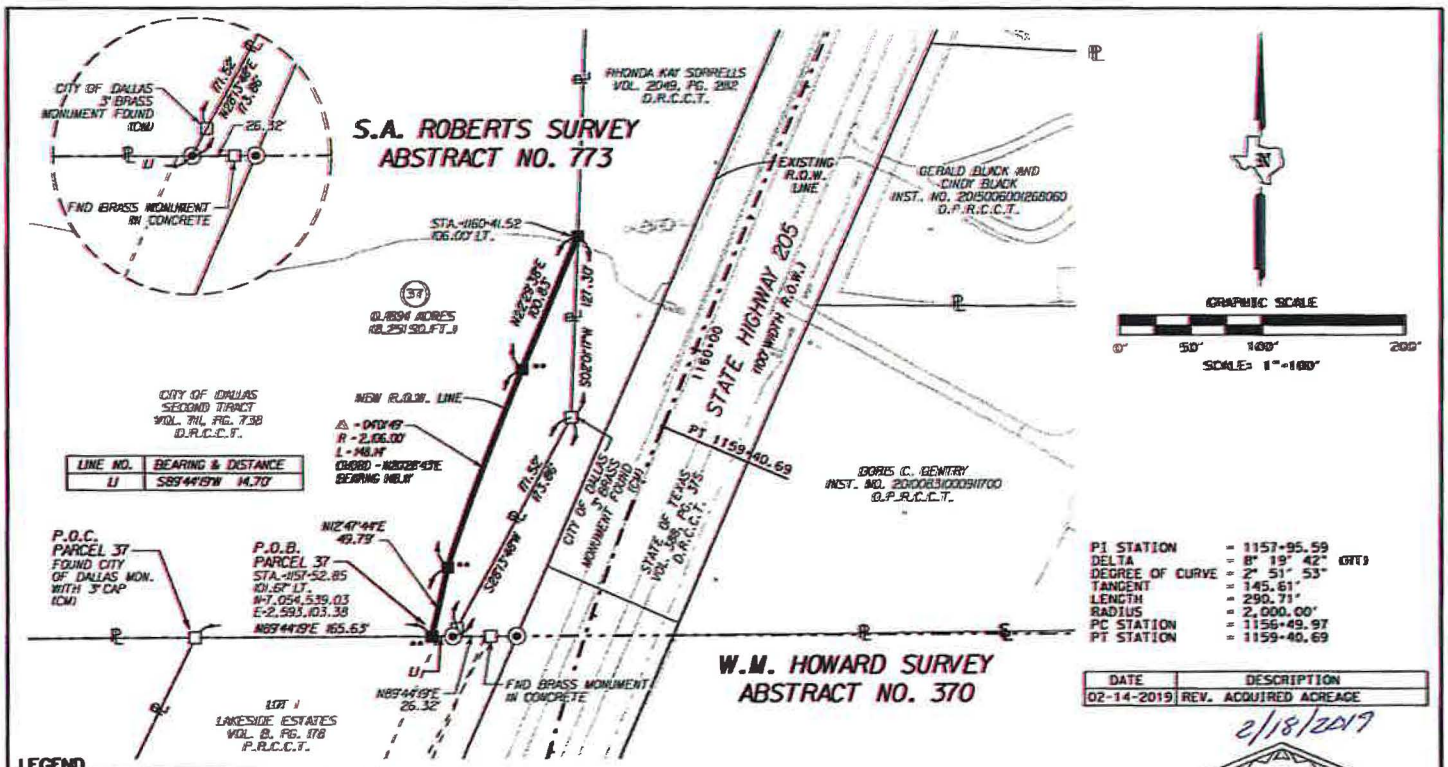
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PAGE 3 OF 4

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2/19/2019

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EXHIBIT A-TRACT 1



LINE NO.	BEARING & DISTANCE
L1	S89°44'19"W 14.70'

DATE	DESCRIPTION
02-14-2019	REV. ACQUIRED ACREAGE

2/18/2019

LEGEND

EXISTING ROW	
PROPERTY LINE	℄
PROPOSED ROW	
SURVEY LINE	℄
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
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P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

NOTES:

CALLS SHOWN IN PARENTHESIS ARE AS PREVIOUSLY RECORDED.

ALL BEARINGS AND COORDINATES SHOWN ARE BASED ON THE TEXAS COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM OF 1983 (NAD 1983) 2011 ADJUSTMENT, EPOCH 2010. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED ADJUSTMENT FACTOR OF 1.000146135.

** THE MONUMENT DESCRIBED AND SET MAY BE REPLACED WITH A TXDOT TYPE II RIGHT-OF-WAY MARKER UPON COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR, EITHER EMPLOYED OR RETAINED BY TXDOT.

A PROPERTY DESCRIPTION OF EVEN DATE WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.

A PLAT OF A SURVEY OF
PARCEL 37
FOR STATE HIGHWAY 205
RIGHT OF WAY CSJ#: 0451-03-015
A 8,251 SQ. FT. (0.1894 AC.)
TRACT OF LAND
IN THE S.A. ROBERTS SURVEY
ABSTRACT NUMBER 773
COLLIN COUNTY, TEXAS

STATE OF TEXAS
REGISTERED
STANLEY M. BREWER
6072
PROFESSIONAL
LAND SURVEYOR

Stanley M. Brewer

EXHIBIT "A"
PAGE 4 OF 4

LTRA

LINA T. RAMEY & ASSOCIATES, INC.
3320 Belt Line Road
Farmers Branch, Texas 75234
TBPLS FIRM NO. 10140700
PHONE 214-979-1144

2/19/2019

O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_P37_2.dgn

EXHIBIT A-TRACT 2

County: Collin
Highway: State Highway 205
Parcel 37E
STA. 1159+92.96 to STA. 1160+52.72
R.O.W. CSJ: 0451-03-015

July 5, 2018
Revised February 14, 2019

Description for Parcel 37E

BEING 1,057 square feet of land, more or less, in S.A. Roberts Survey, Abstract Number 773, Collin County, Texas, and being part of the Second Tract as described in a deed from J.A. Payton to the City of Dallas, executed June 17, 1968, as recorded in Volume 711, Page 738, Deed Records, Collin County, Texas (D.R.C.C.T.), said 1,057 square feet [0.0243 Acres] of land being more particularly described by metes and bounds as follows:

COMMENCING at a found City of Dallas 3 inch brass monument (controlling monument) at an angle point in the east line of said City of Dallas Second Tract, also being an also being an angle point in the west line of a tract of land described in a deed to Rhonda Kay Sorrells recorded in Volume 2049, Page 282, said deed records (D.R.C.C.T.), said monument also being 191.29 feet left of Station 1162+69.98;

THENCE South 02 degrees 01 minutes 17 seconds West, along the east line of said City of Dallas Second Tract and the west line of said Rhonda Kay Sorrells tract, a distance of 231.91 feet to a 5/8 inch iron rod with cap stamped "LTRA" set at the POINT OF BEGINNING, and being 110.18 feet left of Station 1160+52.72, and having a N.A.D. 83 (2011 Adjustment), Texas State Plane North Central Zone (4202) surface coordinate of Northing 7,054,831.44 and Easting 2,593,205.22;

1) THENCE South 02 degrees 01 minutes 17 seconds West, continuing along the east line of said City of Dallas Second Tract, and the west line of said Rhonda Kay Sorrells tract, a distance of 11.95 feet to a set 5/8 inch iron rod with pink plastic cap stamped "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" on the new westerly right of way line of State Highway 205 (a variable width right of way);

2) THENCE South 22 degrees 29 minutes 38 seconds West, along the new westerly right of way line of said State Highway 205, a distance of 48.89 feet to a 5/8 inch iron rod with cap stamped "LTRA" set;

3) THENCE North 66 degrees 28 minutes 13 seconds West, departing the new westerly right of way line of said State Highway 205, a distance of 18.00 feet to a 5/8 inch iron rod with cap stamped "LTRA" set;

4) THENCE North 22 degrees 29 minutes 38 seconds East, a distance of 60.01 feet to a 5/8 inch iron rod with cap stamped "LTRA" set;

5) THENCE South 66 degrees 28 minutes 13 seconds East, a distance of 13.82 feet to the POINT OF BEGINNING and containing 1,057 square feet [0.0243 Acres] of land, more or less.

** The monument described and set in this call, if destroyed during construction, may be replaced with a TxDOT Type II Right of Way Marker upon the completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

The Basis of Bearings is the Texas State Plane Coordinate System of 1983, North Central Zone (4202), North American Datum (NAD83) 2011 Adjustment, EPOCH 2010. All distances coordinates shown are surface, unless otherwise noted, and may be converted to grid by dividing by the TxDOT combined scale factor of 1.000146135. Unit of measure is Survey Foot.

FIELD NOTES APPROVED:
3/7/19

EXHIBIT A-TRACT 2

County: Collin
Highway: State Highway 205
Parcel 37E
STA. 1159+92.96 to STA. 1160+52.72
R.O.W. CSJ: 0451-03-015

July 5, 2018
Revised February 14, 2019

Description for Parcel 37E

Station and Offset Information refers to the baseline described in the Project Schematic dated 08-31-2017; Control-Section-Number 0451-03-013.

Survey plat of even date herewith accompanies the legal description.

I, Stanley M. Brewer, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that the land description and plat represent an actual survey made on the ground under my supervision.

Stanley M Brewer 2/18/2019

Stanley M. Brewer, R.P.L.S. Date
Texas Registration No. 6072

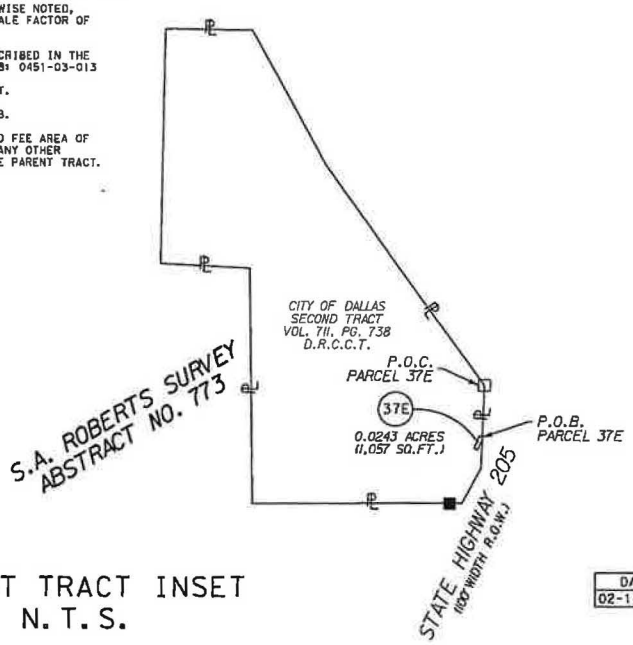
Lina T. Ramey & Associates, Inc.
3320 Belt Line Road
Farmers Branch, Texas 75234
Ph. 214-979-1144
TBPLS FIRM NO. 10140700



EXHIBIT A-TRACT 2

NOTES:

1. ABSTRACT DATE: DECEMBER 2017 THROUGH JANUARY 2018.
2. BASIS OF BEARINGS IS TEXAS STATE PLANE COORDINATE SYSTEM OF 1983, NORTH CENTRAL ZONE (4202), NORTH AMERICAN DATUM (NAD 83) 2011 ADJUSTMENT, EPOCH 2010.
3. ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE, UNLESS OTHERWISE NOTED, AND MAY BE CONVERTED TO GRID BY DIVIDING BY TxDOT COMBINED SCALE FACTOR OF 1.000146135. UNIT OF MEASURE IS SURVEY FOOT.
4. THE STATION AND OFFSET INFORMATION REFERS TO THE BASELINE DESCRIBED IN THE PROJECT SCHEMATIC DATED 8-31-2017; PROJECT CONTROL-SECTION-JOB: 0451-03-013
5. PROJECT CONTROL AS ESTABLISHED BY OTHERS AND PROVIDED BY TxDOT.
6. FIELD SURVEYS WERE PERFORMED BETWEEN JANUARY 2018 AND MAY 2018.
7. PARCEL REMAINDER AREA IS DERIVED BY SUBTRACTING THE CALCULATED FEE AREA OF THE PARCEL FROM THE CALLED ACREAGE OF THE PARENT TRACT, LESS ANY OTHER CALLED FEE ACREAGE OF PROPERTY CONVEYANCES OF RECORD, FROM THE PARENT TRACT.



PARENT TRACT INSET
N. T. S.



DATE	DESCRIPTION
02-14-2019	REV. EASEMENT ACREAGE

LEGEND

EXISTING ROW	
PROPERTY LINE	℄
PROPOSED ROW	
SURVEY LINE	℄
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	◉
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
P.R.C.C.T. PLAT RECORDS OF COLLIN COUNTY TEXAS

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FOR STATE HIGHWAY 205
RIGHT OF WAY CSJ: 0451-03-015
A 1,057 SQ. FT. (0.0243 AC.)
TRACT OF LAND
IN THE S.A. ROBERTS SURVEY
ABSTRACT NUMBER 773
COLLIN COUNTY, TEXAS

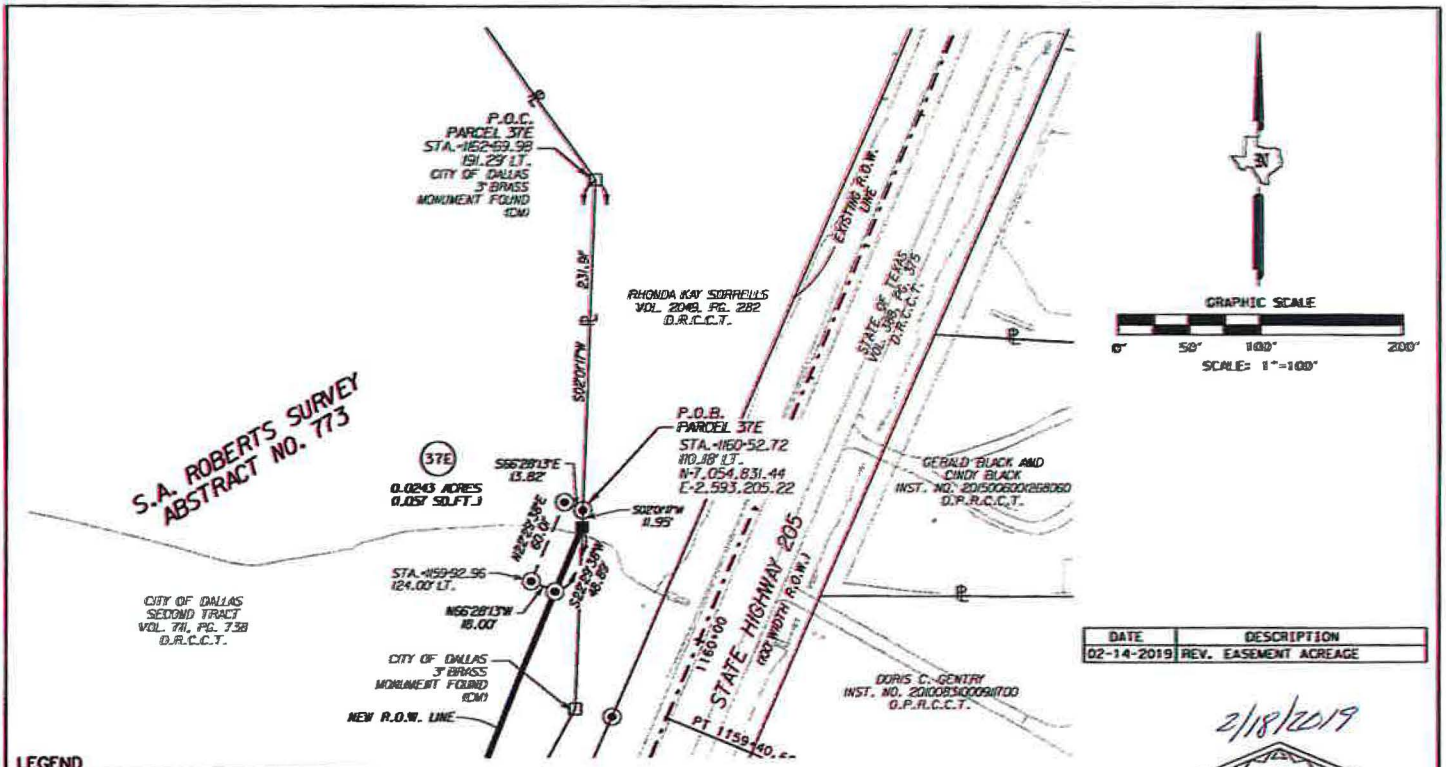
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PAGE 3 OF 4

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O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_P37E_1.dgn

EXHIBIT A-TRACT 2



DATE	DESCRIPTION
02-14-2019	REV. EASEMENT ACREAGE

2/18/2019

STATE OF TEXAS
REGISTERED
STANLEY M. BREWER
6072
PROFESSIONAL
LAND SURVEYOR

Stanley M. Brewer

LEGEND

EXISTING ROW	
PROPERTY LINE	℄
PROPOSED ROW	
SURVEY LINE	℄
PROPOSED ACCESS DENIAL LINE	
POINT OF COMMENCING	P.O.C.
POINT OF BEGINNING	P.O.B.
SET 5/8" IRON ROD WITH PINK PLASTIC CAP STAMPED "TEXAS DEPARTMENT OF TRANSPORTATION ROW MONUMENT" (UNLESS NOTED OTHERWISE)	■
SET 5/8" IRON ROD WITH TXDOT ALUMINUM CAP STAMPED "ACCESS DENIAL"	◪
FOUND (AS NOTED)	□
SET 5/8" IRON ROD WITH CAP STAMPED "LTRA" (UNLESS NOTED OTHERWISE)	◉
CONTROLLING MONUMENT	CM

D.R.C.C.T. DEED RECORDS OF COLLIN COUNTY TEXAS
O.P.R.C.C.T. OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY TEXAS
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2/20/2019

O:_136 TxDOT DALLAS 18-7IDP1010\01 SH 205 ROW MAPPING-Collin Co\DGN\PARCELS\CSJ045103015_P37E_2.dgn

Agenda Information Sheet

File #: 19-194 **Item #:** 23.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 9

DEPARTMENT: Department of Sustainable Development and Construction

EXECUTIVE: Michael Mendoza

SUBJECT

An ordinance abandoning a portion of an alley to 75218 Property Company, the abutting owner, containing approximately 8,893 square feet of land, located near the intersection of Harter Road and Lake Highlands Drive; and authorizing the quitclaim - Revenue: $151,181.00, plus the $20.00 ordinance publication fee

BACKGROUND

This item authorizes the abandonment of a portion of an alley to 75218 Property Company, the abutting owner. The area will be included with the property of the abutting owner to expand parking for St. John's Episcopal School. The abandonment fee is based on an independent appraisal.

Notices were sent to 27 property owners located within 300 feet of the proposed abandonment area. There were three responses received in opposition to this request.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Revenue: $151,181.00, plus the $20.00 ordinance publication fee

OWNER

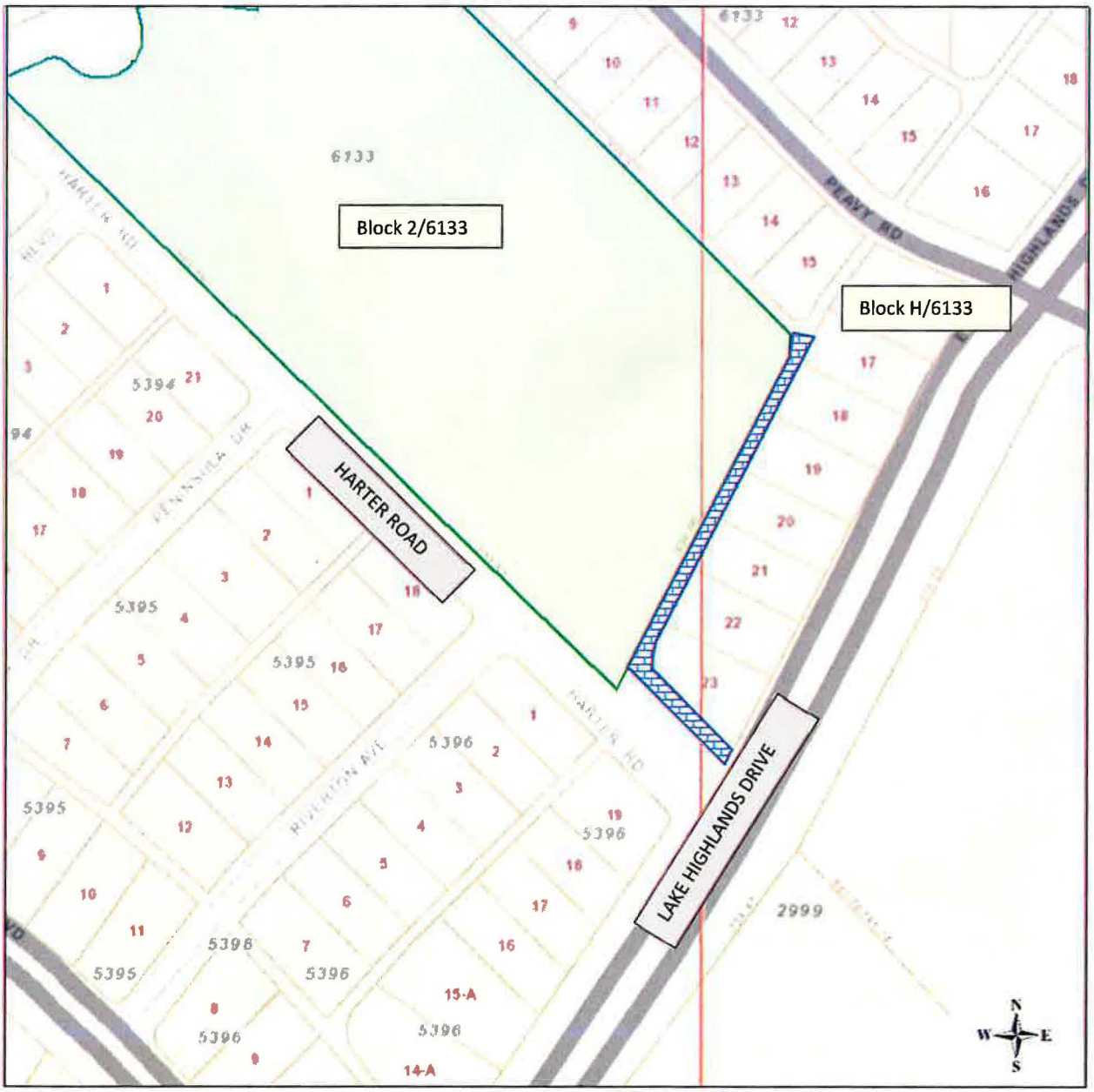
75218 Property Company

Mark Crotty, President

MAP

Attached

powered by Legistar™



Abandonment Area

ORDINANCE NO. _____

An ordinance providing for the abandonment of a portion of an alley located adjacent to City Blocks H/6133 and 2/6133 in the City of Dallas and County of Dallas, Texas; subject to a reverter; providing for the quitclaim thereof to 75218 Property Company; providing for the terms and conditions of the abandonment and quitclaim made herein; providing for barricading; providing for the indemnification of the City of Dallas against damages arising out of the abandonment herein; providing for the consideration to be paid to the City of Dallas; providing for the payment of the publication fee; and providing an effective date for this ordinance.

ooo0ooo

WHEREAS, the City Council of the City of Dallas, acting pursuant to law and upon the request and petition of 75218 Property Company, a Texas nonprofit corporation, hereinafter referred to as **GRANTEE**, deems it advisable to abandon and quitclaim, subject to a reverter, the hereinafter described tract of land to **GRANTEE**, and is of the opinion that, subject to the terms and conditions and reverter herein provided, said portion of an alley is not needed for public use, and same should be abandoned and quitclaimed to **GRANTEE**, as hereinafter stated; and

WHEREAS, the City Council of the City of Dallas is of the opinion that the best interest and welfare of the public will be served by abandoning and quitclaiming the same to **GRANTEE** for the consideration and subject to the terms, conditions and reverter hereinafter more fully set forth.

Now, Therefore,

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

SECTION 1. That the tract of land described in Exhibit A, which is attached hereto and made a part hereof for all purposes, be and the same is abandoned, vacated and closed insofar as the right, title and interest of the public are concerned; subject, however, to the reverter and the conditions hereinafter more fully set out.

SECTION 2. That for and in monetary consideration of the sum of **ONE HUNDRED FIFTY-ONE THOUSAND ONE HUNDRED EIGHTY-ONE AND NO/100 DOLLARS ($151,181.00)** paid by **GRANTEE**, and the further consideration described in Sections 8, 9, 10 and 11, the City of Dallas does by these presents **QUITCLAIM** unto the said **GRANTEE**, subject to the conditions, reservations and exceptions, all of its right, title and interest in and to the certain tract of land hereinabove described in Exhibit A. Provided however, that if **GRANTEE,** its successors and assigns, fails to file a final replat of the adjoining properties as required in Section 10 of this ordinance but no later than the earlier of (i) the date applicable pursuant to the requirements of the Dallas Development Code Chapter 51A-8.403(a)(4)(D) which provides in pertinent part, as may be amended:

> "(D) Except as provided in this subparagraph, a preliminary plat approved by the commission expires five years after the commission action date approving the plat if no progress has been made toward completion of the project in accordance with Texas Local Government Code Section 245.005. An approved minor plat, amending plat (minor), or an administrative plat expires two years after the commission action date approving the plat or within two years after the date of the subdivision administrator's action letter approving the administrative plat if no progress has been made toward completion of the project in accordance with Texas Local Government Code Section 245.005";

or (ii) the date that is the sixth anniversary of the passage of this ordinance; THEN this ordinance and quitclaim shall be rendered null and void and the right, title and easement of the public shall absolutely revert without any necessity for suit or re-entry by the City; and no act or omission on the part of the City, its successors and assigns, shall be a waiver of the operation or enforcement of this ordinance. **TO HAVE AND TO HOLD** all of such right, title and interest in and to the property and premises, subject aforesaid, together with all and singular the rights, privileges, hereditaments and appurtenances thereto in any manner belonging unto the said **GRANTEE**.

SECTION 3. That upon payment of the monetary consideration set forth in Section 2, **GRANTEE** accepts the terms, provisions and conditions of this ordinance.

SECTION 4. That the Chief Financial Officer is hereby authorized to deposit the sum paid by **GRANTEE** pursuant to Section 2 above in the General Fund, Fund 0001, Department DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction-Real Estate Division shall be reimbursed for the cost of obtaining the legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in General Fund, Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the General Capital Reserve Fund, Fund 0625, Department BMS, Unit 8888, Revenue Code 8416.

SECTION 5. That the abandonment and quitclaim provided for herein are made subject to all present zoning and deed restrictions, if the latter exist, and are subject to all existing easement rights of others, if any, whether apparent or non-apparent, aerial, surface, underground or otherwise, and are further subject to the conditions contained in Exhibit B, which is attached hereto and made a part hereof for all purposes.

SECTION 6. That the terms and conditions contained in this ordinance shall be binding upon **GRANTEE**, its successors and assigns.

SECTION 7. That the abandonment and quitclaim provided for herein shall extend only to the public right, title, easement and interest, and shall be construed to extend only to that interest the Governing Body of the City of Dallas may legally and lawfully abandon and vacate.

SECTION 8. That as a condition of this abandonment and as a part of the consideration for the quitclaim to **GRANTEE** herein, **GRANTEE**, its successors and assigns, agree to indemnify, defend, release and hold harmless the City of Dallas as to any and all claims for damages, fines, penalties, costs or expenses to persons or property that may arise out of, or be occasioned by or from: (i) the use and occupancy of the area described in Exhibit A by **GRANTEE**, its successors and assigns; (ii) the presence, generation, spillage, discharge, release, treatment or disposition of any Hazardous Substance on or affecting the area set out in Exhibit A; (iii) all corrective actions concerning any discovered Hazardous Substances on or affecting the area described in Exhibit A, which **GRANTEE**, its successors and assigns, agree to undertake and complete in accordance with applicable federal, state and local laws and regulations; and (iv) the abandonment, closing, vacation and quitclaim by the City of Dallas of the area set out in Exhibit A.

SECTION 8. (continued)

GRANTEE, its successors and assigns, hereby agree to defend any and all suits, claims, or causes of action brought against the City of Dallas on account of same, and discharge any judgment or judgments that may be rendered against the City of Dallas in connection therewith. For purposes hereof, "Hazardous Substance" means the following: (a) any "hazardous substances" under the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Section 9601 et seq., as amended; (b) any "hazardous substance" under the Texas Hazardous Substances Spill Prevention and Control Act, TEX. WATER CODE, Section 26.261 et seq., as amended; (c) petroleum or petroleum-based products (or any derivative or hazardous constituents thereof or additives thereto), including without limitation, fuel and lubricating oils; (d) any "hazardous chemicals" or "toxic chemicals" under the Occupational Safety and Health Act, 29 U.S.C. Section 651 et seq., as amended; (e) any "hazardous waste" under the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901 et seq., as amended; and (f) any "chemical substance" under the Toxic Substance Control Act, 15 U.S.C. Section 2601 et seq., as amended. References to particular acts or codifications in this definition include all past and future amendments thereto, as well as applicable rules and regulations as now or hereafter promulgated thereunder.

SECTION 9. That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall:

(a) ensure that 100 feet of right-of-way (M-6-D [a]) is maintained on Lake Highlands Drive as required by Section 51A-9 of the City of Dallas Thoroughfare Plan.

(b) not allow parking in the front yard setback for lots 16 through 23 located in city block H/6133 along Lake Highlands Drive. **GRANTEE** shall screen any future surface parking lots facing Lake Highlands Drive with a minimum four-foot screen wall, hedges and/or landscaping.

(c) maintain existing public sidewalk along Lake Highlands Drive and preserve as many existing trees as possible.

(d) ensure turn radius of the remaining alley nearest Peavy Road follows City of Dallas Public Works Standard Construction Detail File 251D.

SECTION 9. (continued)

(e) allow access at all times to garage of existing single-family residence being Lot 23 in city block H/6133, until such time the garage is demolished.

Failure to comply with any of the conditions in this section shall render this ordinance null and void and of no further effect.

SECTION 10. That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall file a final replat of the adjoining properties prior to the issuance of any building permits affecting the tract of land abandoned and quitclaimed herein. This final replat shall be recorded by **GRANTEE** in the official real property records of the county in which the abandoned area is located after its approval by the City Plan Commission of the City of Dallas.

SECTION 11. That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall, immediately upon the effectiveness of this ordinance, close, barricade and/or place signs in the area described in Exhibit A in accordance with detailed plans approved by the Director of Department of Sustainable Development and Construction. **GRANTEE's** responsibility for keeping the area described in Exhibit A closed, barricaded and/or the signs in place shall continue until the street improvements and intersection returns are removed by **GRANTEE**, its successors and assigns, to the satisfaction of the Director of Department of Sustainable Development and Construction.

SECTION 12. That the City Secretary is hereby authorized and directed to certify a copy of this ordinance for recordation in the official real property records of the county in which the abandonment area is located, which certified copy shall be delivered to the Director of Department of Sustainable Development and Construction, or designee. Upon receipt of the monetary consideration set forth in Section 2, plus the fee for the publishing of this ordinance, which **GRANTEE** shall likewise pay, the Director of Department of Sustainable Development and Construction, or designee: (i) shall deliver to **GRANTEE** a certified copy of this ordinance, and (ii) is authorized to and shall prepare and deliver a **QUITCLAIM DEED** with regard to the area abandoned herein, subject to a reverter interest, to **GRANTEE** hereunder, same to be executed by the City Manager on behalf of the City of Dallas, attested by the City Secretary and approved as to form by the City Attorney. The

SECTION 12. (continued)

Director of Department of Sustainable Development and Construction, or designee, shall be the sole source for receiving certified copies of this ordinance for one year after its passage.

SECTION 13. That this ordinance is also designated for City purposes as Contract No. DEV-2018-00007815.

SECTION 14. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO,
Interim City Attorney

BY: _____
Assistant City Attorney

KRIS SWECKARD, Director
Department of Sustainable Development and Construction

BY: _____
SOR Assistant Director

Passed _____.

Exhibit A

ALLEY ABANDONMENT
LOTS 17-23, BLOCK H/6133
LAKE TERRACE ADDITION
AND
LOT 1, BLOCK 2/6133
SAINT JOHNS EPISCOPAL CHURCH SUBDIVISION
SAMUEL M. HYDE SURVEY, ABSTRACT NO. 547
CITY OF DALLAS, DALLAS COUNTY, TEXAS

Being a 8,893 square foot (0.2041 acres) tract of land or parcel situated in the Samuel M. Hyde Survey, Abstract No. 547 City of Dallas, Dallas County, Texas, being a portion of a 14.05-foot alley created by Lots 17-23, Block H/6133, Lake Terrace Addition, an addition to the City of Dallas according to the plat recorded in Volume 21, Page 77, Map Records, Dallas County, Texas (M.R.D.C.T.), being a portion of a 0.95-foot alley dedicated by Lot 1, Block 2/6133, Saint Johns Episcopal Church Subdivision, an addition to the City of Dallas according to the plat recorded in Volume 48, Page 93, M.R.D.C.T. and being a part of a tract of land described in a Warranty Deed to Corporation of Episcopal Diocese of Dallas recorded in Volume 5353, Page 516, Deed Records, Dallas County, Texas and being more particularly described as follows:

COMMENCING at a 5/8" iron rod found at the intersection of the southerly right-of-way line of Peavy Road, (60' right-of-way as created by Volume 21, Page 77, M.R.D.C.T) and the northwest right-of-way line of Lake Highlands Drive, (variable width right-of-way as created by use and occupation), for the northeasterly corner of Lot 16 of said Lake Terrace Addition;

THENCE South 27° 06'00" West, along the northwest right-of-way line of said Lake Highlands Drive, passing a 1/2" iron rod found at a distance of 99.70 feet for the southeasterly corner of said Lot 16 and the northeasterly corner of said Lot 17, passing a 1/2" iron rod with yellow plastic cap stamped "TXNS" found at a distance of 169.70 feet for the southeasterly corner of said Lot 17 and the northeasterly corner of aid Lot 18, passing a 1/2" iron rod with yellow plastic cap stamped "TXNS" found at a distance of 239.70 feet for the southeasterly corner of said Lot 18 and the northeasterly corner of said Lot 19, passing a 60D nail found at a distance of 509.70 feet for the southeasterly corner of said Lot 22 and the northeasterly corner of said Lot 23, and continuing a total distance of 610.29 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set on the common line between said Lot 23 and a 15-foot alley as created by said Lake Terrace Addition, for the southeasterly corner of said Lot 23 and the **POINT OF BEGINNING,** from which a 5/8" iron rod found bears South 21° 05' 19" East, a distance of 0.75 feet;

THENCE South 27° 06' 00" West, along the northwest right-of-way line of said Lake Highlands Drive and the easterly line of said 15-foot alley, a distance of 15.75 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set for the most south corner of said15-foot alley;

THENCE North 45° 11' 00" West, along the southerly line of said 15-foot alley, a distance of 162.72 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set on the southeasterly line of said Saint Johns Episcopal Church Subdivision;

THENCE North 27° 06' 00" East, along the common line between said Saint Johns Episcopal Church Subdivision and northwesterly line of said 0.95-foot alley dedication, a distance of 409.25 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set at the beginning of a corner clip dedicated by said Saint Johns Episcopal Church Subdivision;

(For SPRG use only)
Reviewed By: G.S.
Date: 9-12-18
SPRG NO.: 4635

ALLEY ABANDONMENT
LOTS 17-23, BLOCK H/6133
LAKE TERRACE ADDITION
AND
LOT 1, BLOCK 2/6133
SAINT JOHNS EPISCOPAL CHURCH SUBDIVISION
SAMUEL M. HYDE SURVEY, ABSTRACT NO. 547
CITY OF DALLAS, DALLAS COUNTY, TEXAS

THENCE North 09° 09' 05" West, along said corner clip, a distance of 23.08 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set at the end of said corner clip;

THENCE South 62° 54' 00" East, over and across said 0.95-foot alley and said 14.05-foot alley, a distance of 28.65 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set on the northwesterly line of Lot 17 of said Lake Terrace Addition and the southeasterly line of said 14.05-foot alley, from which a 1/2" iron rod with a yellow plastic cap stamped "RPLS 8963" found bears North 27° 06' 00" East, a distance of 48.44 feet, for the northwesterly corner of said Lot 17 and the southwesterly corner of Lot 16 of said Lake Terrace Addition;

THENCE South 27° 06' 00" West, a long the common line between said 14.05-foot alley and said Lake Terrace Addition, passing at a distance of 291.56 feet to a 3/8" iron rod found for the southwesterly corner of said Lot 21 and the northwesterly corner of said Lot 22, passing at a distance 361.56 feet a 3/8" iron rod found for the southwesterly corner of said Lot 22 and the northwesterly corner of said Lot 23, and continuing a total distance of 401.92 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set for the beginning of a corner clip dedicated by said Lake Terrace Addition and the north ell corner of said Lot 23;

THENCE South 09° 02' 55" East, along said corner clip, a distance of 24.22 feet to a 1/2" iron rod with a yellow plastic cap stamped "RLG INC" set for the end of said corner clip and the south ell corner of said Lot 23;

THENCE South 45° 11' 00" East, along the common line between said 15-foot alley and said Lot 23, a distance of 131.97 feet to the **POINT OF BEGINNING** and containing 8,893 square feet or 0.2041 acres, more or less.

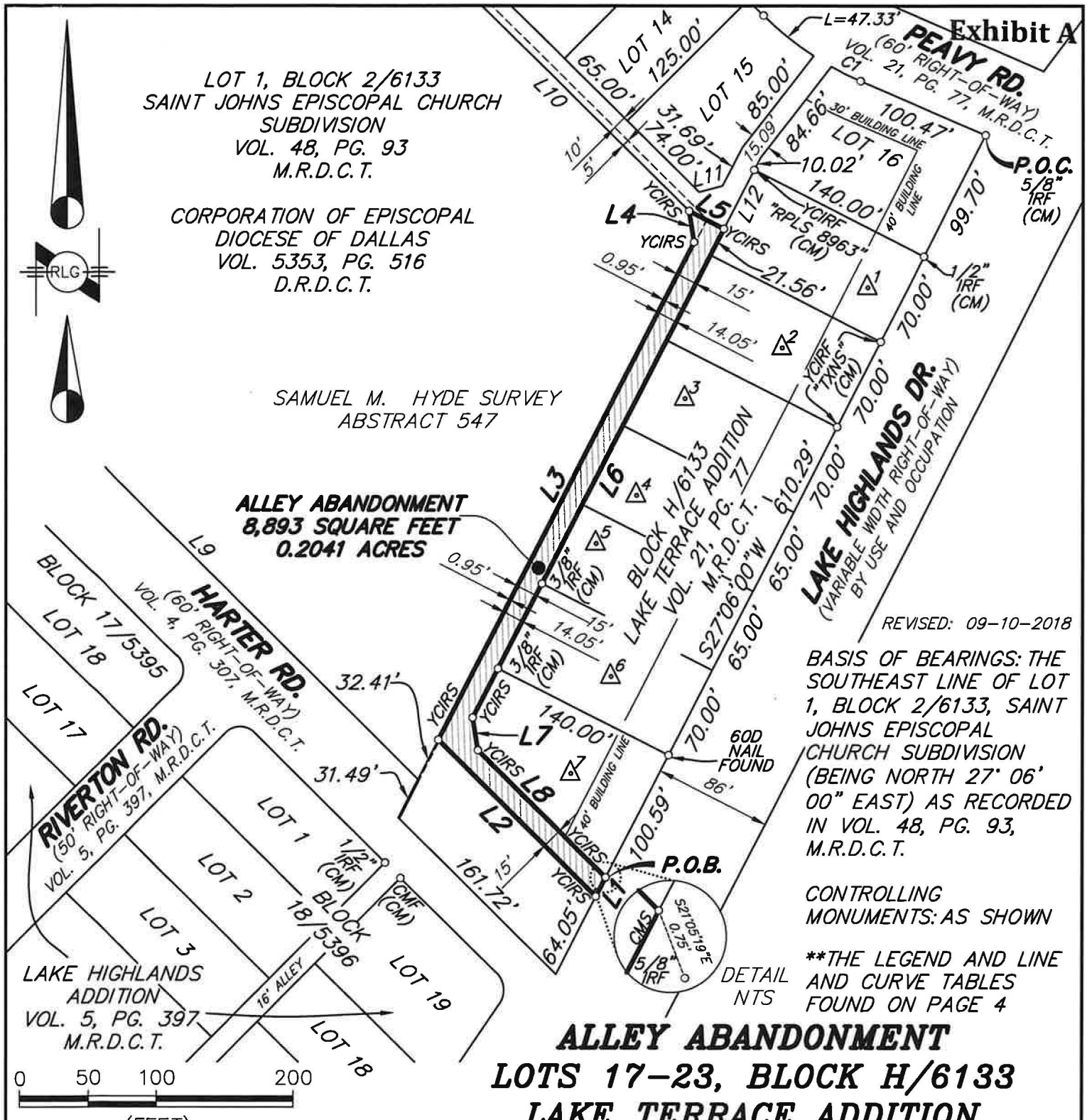
Basis of Bearings: The southeast line of Lot 1, Block 2/6133, Saint Johns Episcopal Church Subdivision (being North 27° 06' 00" East) as recorded in Volume 48, Page 93, M.R.D.C.T.



Brian R. Wade R.P.L.S No. 6098
08-20-2018
REVISED: 09-10-2018

(For SPRG use only)
Reviewed By: G.S.
Date: 9-12-18
SPRG NO.: 46635

Exhibit A



REVISED: 09-10-2018

BASIS OF BEARINGS: THE SOUTHEAST LINE OF LOT 1, BLOCK 2/6133, SAINT JOHNS EPISCOPAL CHURCH SUBDIVISION (BEING NORTH 27° 06' 00" EAST) AS RECORDED IN VOL. 48, PG. 93, M.R.D.C.T.

CONTROLLING MONUMENTS: AS SHOWN

**THE LEGEND AND LINE AND CURVE TABLES FOUND ON PAGE 4

ALLEY ABANDONMENT
LOTS 17-23, BLOCK H/6133
LAKE TERRACE ADDITION
AND
LOT 1, BLOCK 2/6133
SAINT JOHNS EPISCOPAL CHURCH SUBDIVISION

SAMUEL M. HYDE SURVEY, ABSTRACT NO. 547
CITY OF DALLAS, DALLAS COUNTY, TEXAS

RAYMOND L. GOODSON JR., INC.
12001 N. CENTRAL EXPY, STE 300
DALLAS, TX. 75243
214-739-8100
rlg@rlginc.com
TEXAS PE REG #F-493
TBPLS REG #100341-00

(For SPRG use only)
Reviewed By: G.S.
Date: 9-12-18
SPRG NO.: 4635

SCALE	1" = 100'	DATE	08-20-2018	SHEET	3 OF 4
JOB NO.	1811.041	E-FILE	1811.041	DWG NO.	26,858X

Exhibit A

CURVE TABLE						
CURVE	DELTA	RADIUS	TANGENT	LENGTH	CH. BRG.	CHORD
C1	5°57'27"	230.00'	11.97'	23.92'	S63°44'16"E	23.90'

LINE TABLE		
LINE	BEARING	LENGTH
L1	S27°06'00"W	15.75'
L2	N45°11'00"W	162.72'
L3	N27°06'00"E	409.25'
L4	N09°09'05"W	23.08'
L5	S62°54'00"E	28.65'
L6	S27°06'00"W	401.92'
L7	S09°02'55"E	24.22'
L8	S45°11'00"E	131.97'
L9	N45°11'00"W	1026.58'
L10	N45°11'30"W	790.80'
L11	N75°06'11"E	17.69'
L12	N27°06'00"E	48.44'

1. 75218 PROPERTY COMPANY, A TEXAS CORPORATION
LOT 17, BLOCK H/6133
INST. NO. 201600255328
O.P.R.D.C.T.

2. 75218 PROPERTY COMPANY, A TEXAS CORPORATION
LOT 18, BLOCK H/6133
INST. NO. 201300307037
O.P.R.D.C.T.

3. 75218 PROPERTY COMPANY, A TEXAS CORPORATION
LOT 19, BLOCK H/6133
INST. NO. 200900184805
O.P.R.D.C.T.

4. 75218 PROPERTY COMPANY, A TEXAS CORPORATION
LOT 20, BLOCK H/6133
INST. NO. 201000098108
O.P.R.D.C.T.

5. EDWARD C. LOFLIN and wife, EVELYN LOFLIN
LOT 21, BLOCK H/6133
VOL. 660, PG. 2053
D.R.D.C.T.

6. 75218 PROPERTY COMPANY, A TEXAS CORPORATION
LOT 22, BLOCK H/6133
INST. NO. 201300203971
O.P.R.D.C.T.

7. 75218 PROPERTY COMPANY, A TEXAS CORPORATION
LOT 23, BLOCK H/6133
INST. NO. 201100192705
O.P.R.D.C.T.

LEGEND

ALLEY ABANDONMENT	
LOT LINE	
YCIRS	1/2" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "RLG INC" SET
YCIRF	1/2" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "____" FOUND
IRF	IRON ROD FOUND
IPF	IRON PIPE FOUND
INST. NO.	INSTRUMENT NUMBER
O.P.R.D.C.T.	OFFICIAL PUBLIC RECORDS, DALLAS COUNTY, TX
D.R.D.C.T.	DEED RECORDS, DALLAS COUNTY, TX
M.R.D.C.T.	MAP RECORDS, DALLAS COUNTY, TX
VOL. PG.	VOLUME PAGE
//////	ALLEY ABANDONMENT
CMS / CMF	CHISELED "X" SET / FOUND
NTS	NOT TO SCALE
CM	CONTROLLING MONUMENT
P.O.C.	POINT OF COMMENCING
P.O.B.	POINT OF BEGINNING

STATE OF TEXAS
REGISTERED
BRIAN R. WADE
6098
PROFESSIONAL
LAND SURVEYOR

Brian R. Wade R.P.L.S. No. 6098
08-20-2018
REVISED: 09-10-2018

ALLEY ABANDONMENT
LOTS 17-23, BLOCK H/6133
LAKE TERRACE ADDITION
AND
LOT 1, BLOCK 2/6133
SAINT JOHNS EPISCOPAL CHURCH SUBDIVISION
SAMUEL M. HYDE SURVEY, ABSTRACT NO. 547
CITY OF DALLAS, DALLAS COUNTY, TEXAS

RAYMOND L. GOODSON JR., INC.
12001 N. CENTRAL EXPY, STE 300
DALLAS, TX. 75243
214-739-8100
rlg@rlginc.com
TEXAS PE REC #F-493
TBPLS REC #100341-00

(For SPRG use only)
Reviewed By: G.S.
Date: 9-12-18
SPRG NO.: 4635

SCALE 1" = 100'		DATE 08-20-2018		SHEET	4 OF 4
JOB NO.	1811.041	E-FILE	1811.041	DWG NO.	26,858X

EXHIBIT B

ADDITIONAL ABANDONMENT PROVISIONS

That as a condition hereof, this abandonment is subject to any utilities or communication facilities, including without limitation water and wastewater lines, gas lines, and storm sewers, ("Facilities") presently located within the abandoned area described in Exhibit "A", owned and/or operated by the City of Dallas or any utility or communications company, public or private, ("Utility") and to the rights of any Utility for the use of the abandoned area for its Facilities. It is the intent of the foregoing to confirm and maintain and there is hereby reserved and excepted unto the City of Dallas, and not abandoned or conveyed hereunder, an easement (to which this abandonment is made expressly subject) over, upon, under, through, in, and across the abandoned area for each Utility for its respective Facilities located therein at the time of this abandonment, together with the right to make any subsequent alterations, additions, expansions, upgrades or modifications to such Facilities as may, from time to time be deemed necessary or convenient by the Utility owning and/or operating same. No buildings, structures (above or below ground) or trees shall be constructed or placed within the abandoned area without written consent of each affected Utility. Each Utility shall have the full right to remove and keep removed all or part of any buildings, fences, trees, or other improvements or growths which in any way may endanger or interfere with the construction, maintenance or efficiency of its respective Facilities lying within the abandoned area and shall at all times have the full right of ingress and egress to or from and upon the abandoned area for the purposes of reconstructing, removing, relocating, inspecting, patrolling, maintaining, expanding, upgrading, and/or adding to all or part of its Facilities without the necessity at any time of procuring the permission of anyone. The easement reserved hereunder and the conditions and restrictions to which this abandonment is subject shall remain for the benefit of the applicable Utility and/or operators of the Facilities until said Facilities are removed and relocated from the abandoned area. The relocation, removal or adjustment of any or all such Facilities, if made necessary by GRANTEE'S (whether one or more natural persons or legal entities) use of the abandonment area, shall be at the expense of GRANTEE herein, or GRANTEE'S successors and assigns. Should GRANTEE'S relocation or removal of the Facilities require the obtaining of new easements, the acquisition of same shall be at the expense of GRANTEE, GRANTEE'S successors and assigns. If any of the Facilities (or relocations thereof) are allowed to remain on any part of the abandoned area, the easements and buildings restrictions provided herein shall remain thereon. Upon removal or relocation of all of the Facilities, any easements reserved or created herein relating to such removed or relocated Facilities shall terminate, and any building restrictions herein created shall cease.

Agenda Information Sheet

File #: 19-475 **Item #:** 24.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 2

DEPARTMENT: Department of Sustainable Development and Construction

EXECUTIVE: Michael Mendoza

SUBJECT

An ordinance abandoning a portion of a sanitary sewer easement to 2015 Prairie LLC, the abutting owner, located near the intersection of Prairie Avenue and Monarch Street - Revenue: $5,400.00, plus the $20.00 ordinance publication fee

BACKGROUND

This item authorizes the abandonment of a portion of a sanitary sewer easement to 2015 Prairie LLC, the abutting owner. The area will be included with the property of the abutting owner to construct a two-story townhome. The cost for this abandonment is the minimum processing fee pursuant to the Dallas City Code, therefore, no appraisal is required.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Revenue: $5,400.00, plus the $20.00 ordinance publication fee

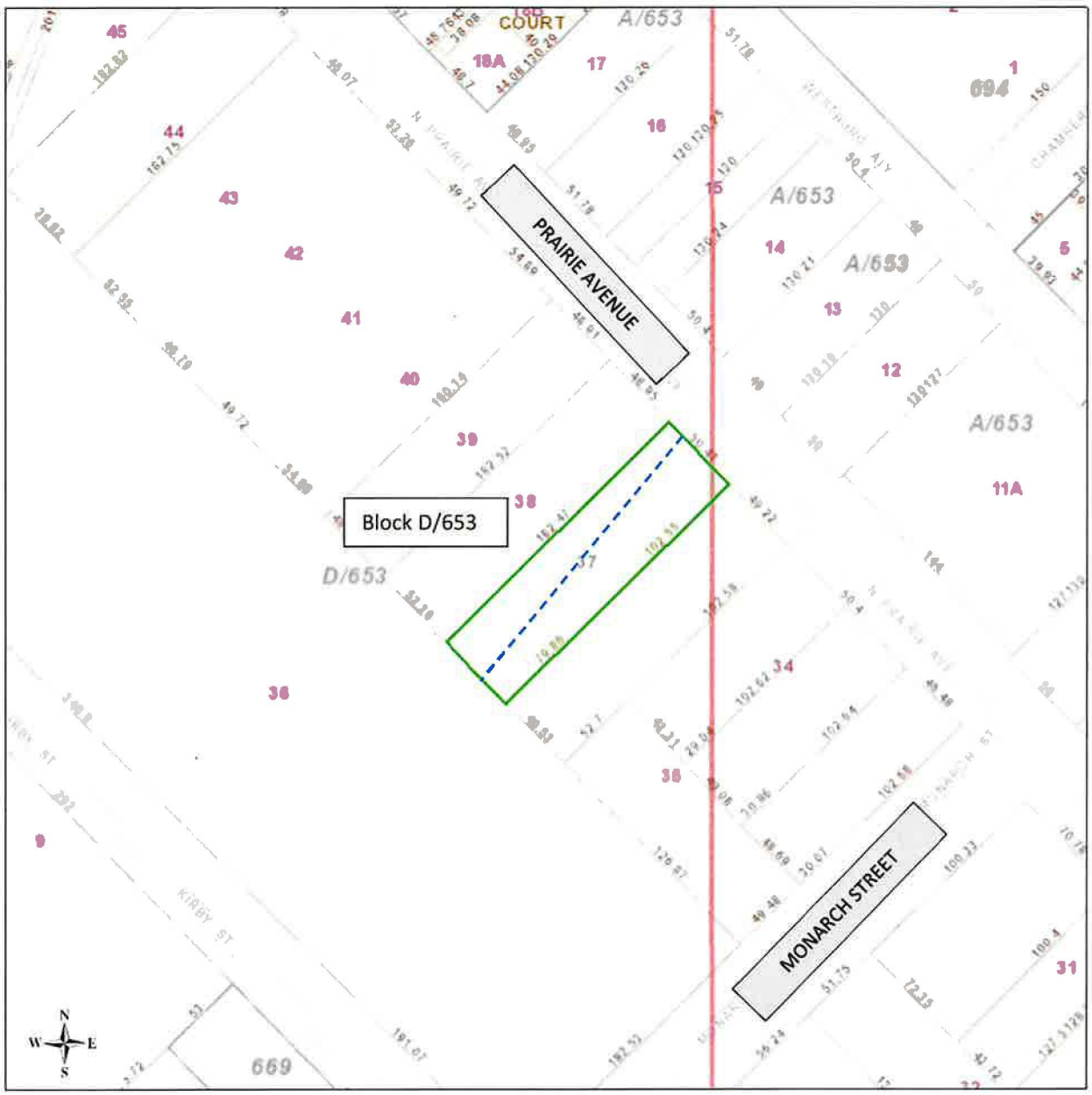
OWNER

2015 Prairie LLC

Barbaros Sarici, Manager

MAP

Attached



Abandonment Area: ----------

AB/1.25.2019

ORDINANCE NO. _____

An ordinance providing for the abandonment and relinquishment of a portion of a sanitary sewer easement, located in City Block D/653 in the City of Dallas and County of Dallas, Texas; providing for the quitclaim thereof to 2015 Prairie LLC; providing for the terms and conditions of the abandonment, relinquishment and quitclaim made herein; providing for the indemnification of the City of Dallas against damages arising out of the abandonment herein; providing for the consideration to be paid to the City of Dallas; providing for the payment of the publication fee; and providing an effective date for this ordinance.

ooo0ooo

WHEREAS, the City Council of the City of Dallas, acting pursuant to law and upon the request and petition of 2015 Prairie LLC, a Texas limited liability company; hereinafter referred to as **GRANTEE**, deems it advisable to abandon, relinquish and quitclaim the City of Dallas' right, title and interest in and to the hereinafter described tract of land to **GRANTEE**, and is of the opinion that, subject to the terms and conditions herein provided, said easement is no longer needed for municipal use, and same should be abandoned, relinquished and quitclaimed to **GRANTEE** as hereinafter provided, for the consideration hereinafter stated; and

WHEREAS, the City Council of the City of Dallas is of the opinion that the best interest and welfare of the City will be served by abandoning, relinquishing and quitclaiming the same to **GRANTEE** for the consideration and subject to the terms and conditions hereinafter more fully set forth.

Now, Therefore,

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

SECTION 1. That the City of Dallas hereby abandons and relinquishes all of its right, title and interest in and to the tract of land described in Exhibit A, attached hereto and made a part hereof; subject, however, to the conditions hereinafter more fully set out.

SECTION 2. That for and in monetary consideration of the sum of **FIVE THOUSAND FOUR HUNDRED AND NO/100 DOLLARS ($5,400.00)** paid by **GRANTEE**, and the further consideration described in Sections 8 and 9, the City of Dallas does by these presents **FOREVER QUITCLAIM** unto the said **GRANTEE**, subject to the conditions, reservations, and exceptions hereinafter made and with the restrictions and upon the covenants below stated, all its right, title and interest in and to the certain tract or parcel of land hereinabove described in Exhibit A. **TO HAVE AND TO HOLD** all of such right, title and interest in and to the property and premises, subject aforesaid, together with all and singular the rights, privileges, hereditaments and appurtenances thereto in any manner belonging unto the said **GRANTEE** forever.

SECTION 3. That upon payment of the monetary consideration set forth in Section 2, **GRANTEE** accepts the terms, provisions, and conditions of this ordinance.

SECTION 4. That the Chief Financial Officer is hereby authorized to deposit the sum paid by **GRANTEE** pursuant to Section 2 above in the General Fund, Fund 0001, Department DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction-Real Estate Division shall be reimbursed for the cost of obtaining the legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in General Fund, Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the General Capital Reserve Fund, Fund 0625, Department BMS, Unit 8888, Revenue Code 8416.

SECTION 5. That the abandonment, relinquishment and quitclaim provided for herein are made subject to all present zoning and deed restrictions, if the latter exist, and are subject to all existing easement rights of others, if any, whether apparent or non-apparent, aerial, surface, underground or otherwise.

SECTION 6. That the terms and conditions contained in this ordinance shall be binding upon **GRANTEE**, its successors and assigns.

SECTION 7. That the abandonment, relinquishment and quitclaim provided for herein shall extend only to that interest the Governing Body of the City of Dallas may legally and lawfully abandon, relinquish and quitclaim.

SECTION 8. That as a condition of this abandonment and as a part of the consideration for the quitclaim to **GRANTEE** herein, **GRANTEE**, its successors and assigns, agree to indemnify, defend, release and hold harmless the City of Dallas as to any and all claims for damages, fines, penalties, costs or expenses to persons or property that may arise out of, or be occasioned by or from: (i) the use and occupancy of the area described in Exhibit A by **GRANTEE**, its successors and assigns; (ii) the presence, generation, spillage, discharge, release, treatment or disposition of any Hazardous Substance on or affecting the area set out in Exhibit A, (iii) all corrective actions concerning any discovered Hazardous Substances on or affecting the area described in Exhibit A, which **GRANTEE**, its successors and assigns agree to undertake and complete in accordance with applicable federal, state and local laws and regulations; and (iv) the abandonment, closing, vacation and quitclaim by the City of Dallas of the area set out in Exhibit A. **GRANTEE**, its successors and assigns hereby agree to defend any and all suits, claims, or causes of action brought against the City of Dallas on account of same, and discharge any judgment or judgments that may be rendered against the City of Dallas in connection therewith. For purposes hereof, "Hazardous Substance" means the following: (a) any "hazardous substances" under the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Section 9601 et seq., as amended; (b) any "hazardous substance" under the Texas Hazardous Substances Spill Prevention and Control Act, TEX. WATER CODE, Section 26.261 et seq., as amended; (c) petroleum or petroleum-based products (or any derivative or hazardous constituents thereof or additives thereto), including without limitation, fuel and lubricating oils; (d) any "hazardous chemicals" or "toxic chemicals" under the Occupational Safety and Health Act, 29 U.S.C. Section 651 et seq., as amended; (e) any "hazardous waste" under the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901 et seq., as amended; and (f) any "chemical substance" under the Toxic Substance Control Act, 15 U.S.C. Section 2601 et seq., as amended. References to particular acts or codifications in this definition include all past and future amendments thereto, as well as applicable rules and regulations as now or hereafter promulgated thereunder.

SECTION 9. That the City Secretary is hereby authorized and directed to certify a copy of this ordinance for recordation in the Deed Records of Dallas County, Texas, which certified copy shall be delivered to the Director of Department of Sustainable Development and Construction, or designee. Upon receipt of the monetary consideration set forth in Section 2, plus the fee for the publishing of this ordinance, which **GRANTEE** shall likewise pay, the Director of Department of Sustainable Development and Construction, or designee shall deliver to **GRANTEE** a certified copy of this ordinance. The Director of Department of Sustainable Development and Construction, or designee, shall be the sole source for receiving certified copies of this ordinance for one year after its passage.

SECTION 10. That this ordinance is also designated for City purposes as Contract No. DEV-2019-00009368.

SECTION 11. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO,
Interim City Attorney

BY: _____
Assistant City Attorney

KRIS SWECKARD, Director
Department of Sustainable Development and Construction

BY: _____
Assistant Director

Passed _____.

Exhibit A

SANITARY SEWER EASEMENT ABANDONMENT
FAKES PARK PLACE
LOT 37, BLOCK D/653
JOHN GRIGSBY SURVEY, ABSTRACT NO. 495
CITY OF DALLAS, DALLAS COUNTY, TEXAS

Being a tract of land situated in the John Grigsby Survey, Abstract No. 495, City of Dallas, Dallas County, Texas, and being part of Lot 37, in Block D/653 of FAKES PARK PLACE, an Addition to the City of Dallas County, Texas, according to the Map thereof recorded in Volume 1, Page 106, of the Map Records of Dallas County, Texas, said being that same tract of land conveyed to 2015 Prairie, LLC, a Texas limited liability company, by General Warranty Deed recorded in Instrument No. 201800165050, Official Public Records, Dallas County, Texas;

with the centerline being described by metes and bounds as follows:

COMMENCING at a 1 inch iron pipe found at the common East corner of Lot 38, Block D/653 of said Fakes Park Place and the North corner of said Lot 37, Block D/653, said point being on the Southwest right-of-way line of Prairie Avenue (50 foot right-of-way);

THENCE South 45 degrees 00 minutes 00 seconds East, along the Northeast line of said Lot 37, Block D/653, a distance of 11.52 feet to a point corner;

THENCE South 41 degrees 21 minutes 52 seconds West, leaving said Northeast line and traversing through said Lot 37, Block D/653 and along an existing sewer line, a distance of 166.68 feet to a point for corner.

(For SPRG use only)	
Reviewed By:	JL
Date:	3-28-19
SPRG No.:	4786

GENERAL NOTES:

Bearings are based on common line of Lot 37 and Lot 38, Block D/653 of the map recorded in Volume 1, Page 106, Map Records, Dallas County, Texas. Assumed (N45°00'00"E)

STATE OF TEXAS
REGISTERED
BRYAN CONNALLY
5513
PROFESSIONAL
SURVEYOR

BRYAN CONNALLY
R.P.L.S. NO. 5513

CBG Surveying Texas, LLC.

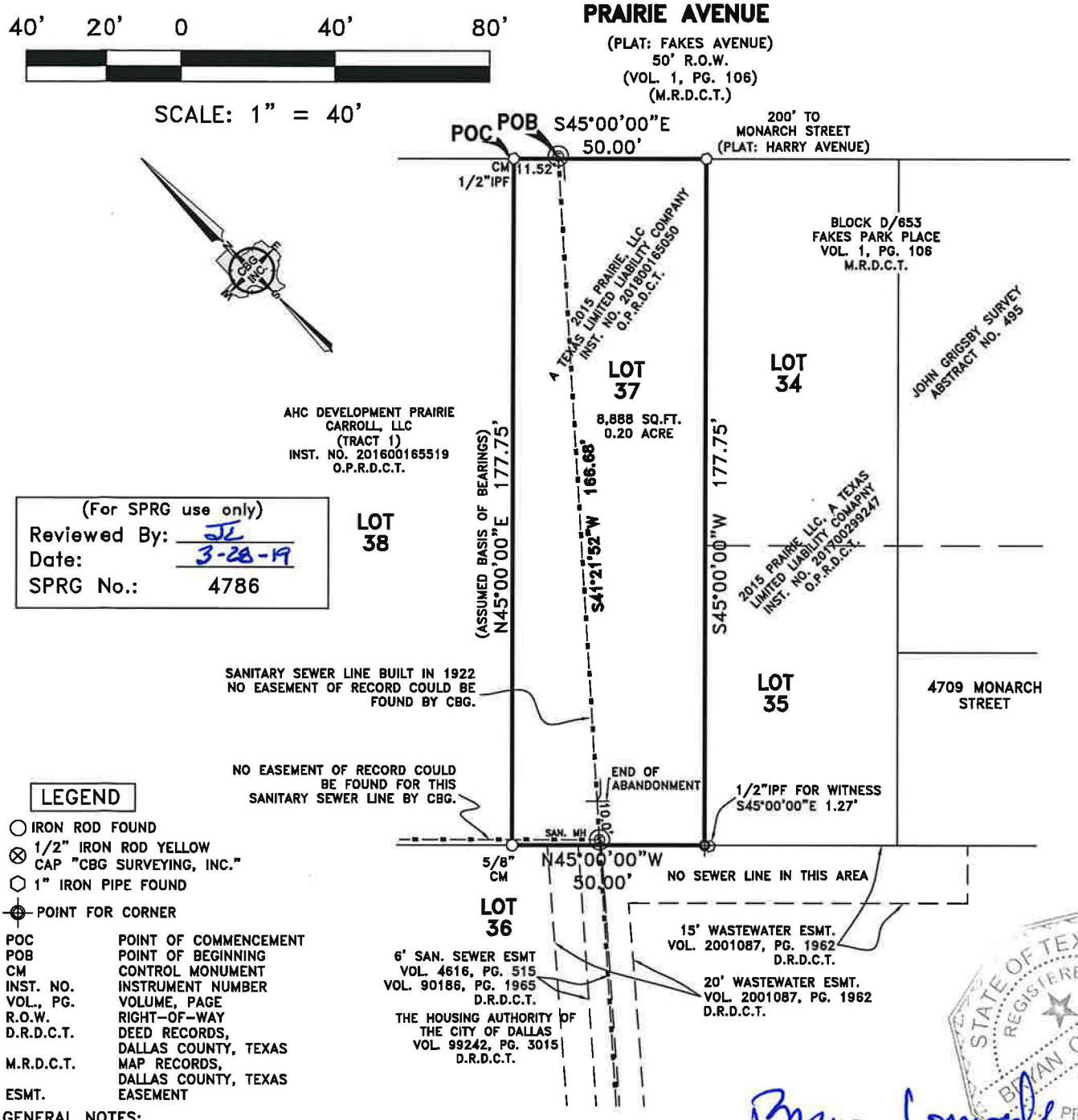
PLANNING SURVEYING
12025 Shiloh Road • Suite 230 Dallas, Texas 75228
P 214.349.9485 F 214.349.2216
Firm No. 10168800
www.cbginctx.com

SHEET 1 OF 2
JOB NO. 1803509-1
DRAWN BY: MC
DATE: 03/15/19

SANITARY SEWER EASEMENT ABANDONMENT

Exhibit A

FAKES PARK PLACE
LOT 37, BLOCK D/653
JOHN GRIGSBY SURVEY, ABSTRACT NO. 495
CITY OF DALLAS, DALLAS COUNTY, TEXAS



(For SPRG use only)
Reviewed By: JL
Date: 3-28-19
SPRG No.: 4786

LEGEND

- ○ IRON ROD FOUND
- ⊗ 1/2" IRON ROD YELLOW CAP "CBG SURVEYING, INC."
- ⬡ 1" IRON PIPE FOUND
- ⊕ POINT FOR CORNER

POC	POINT OF COMMENCEMENT
POB	POINT OF BEGINNING
CM	CONTROL MONUMENT
INST. NO.	INSTRUMENT NUMBER
VOL., PG.	VOLUME, PAGE
R.O.W.	RIGHT-OF-WAY
D.R.D.C.T.	DEED RECORDS, DALLAS COUNTY, TEXAS
M.R.D.C.T.	MAP RECORDS, DALLAS COUNTY, TEXAS
ESMT.	EASEMENT

GENERAL NOTES:

Bearings are based on common line of Lot 37 and Lot 38, Block D/653 of the map recorded in Volume 1, Page 106, Map Records, Dallas County, Texas. Assumed (N45°00'00"E)

STATE OF TEXAS REGISTERED BRYAN CONNALLY 5513 PROFESSIONAL LAND SURVEYOR

Bryan Connally

BRYAN CONNALLY
R.P.L.S. NO. 5513

CBG Surveying Texas, LLC.

PLANNING • SURVEYING
12025 Shiloh Road • Suite 230 • Dallas, Texas 75228
P 214.349.9485 • F 214.349.2216
Firm No. 10168800
www.cbginctx.com

SHEET 2 OF 2
JOB NO. 1803509-1
SCALE: 1"=40'
DRAWN BY: MC
DATE: 3/15/19

Agenda Information Sheet

File #: 19-549 **Item #:** 25.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	1
DEPARTMENT:	Department of Sustainable Development and Construction
EXECUTIVE:	Michael Mendoza

SUBJECT

Authorize an amendment to an existing license agreement with American Towers LLC, d/b/a American Texas Towers LLC to **(1)** install additional antennas at the Premises; **(2)** increase monthly license payments; and **(3)** provide for a one-time "Capital Contribution Fee" representing the City's contribution for costs associated with tower modifications required to accommodate the installation of the City's equipment for approximately 14,895 square feet of land and tower space located at 2833 Remond Drive to be used for Police and Fire radio channels for the period August 1, 2019 through March 10, 2024 - Not to exceed $41,085.00, from $869,938.36 to $911,023.36 - Financing: Communication Service Fund ($19,880.00) (subject to annual appropriations) and 2018 Master Lease Equipment Fund ($21,205.00)

BACKGROUND

This item authorizes an amendment to an existing license agreement with American Towers LLC, d/b/a American Texas Towers LLC to **(1)** install additional antennas at the Premises; **(2)** increase monthly license payments; and **(3)** provide for a one-time "Capital Contribution Fee" representing the City's contribution for costs associated with tower modifications required to accommodate the installation of the City's equipment for approximately 14,895 square feet of land and tower space located at 2833 Remond Drive.

The monthly license payment will increase $355.00 per month and the one-time Capital Contribution Fee in an amount not to exceed $21,205.00.

The amendment will begin on August 1, 2019 through March 10, 2024.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On October 23, 2013, City Council authorized a ten-year license agreement with American Towers LLC for approximately 14,895 square feet of land and tower space located at 2833 Remond Drive to be used as the primary backup radio communications site for the Police and Fire radio channels for the period November 1, 2013 through October 31, 2023, by Resolution No. 13-1849.

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Communication Service Fund - $19,880.00 (subject to annual appropriations)
2018 Master Lease Equipment Fund - $21,205.00

FY 2018-19 $21,915.00
FY 2019-20 $ 4,260.00
FY 2020-21 $ 4,260.00
FY 2021-22 $ 4,260.00
FY 2022-23 $ 4,260.00
FY 2023-24 $ 2,130.00

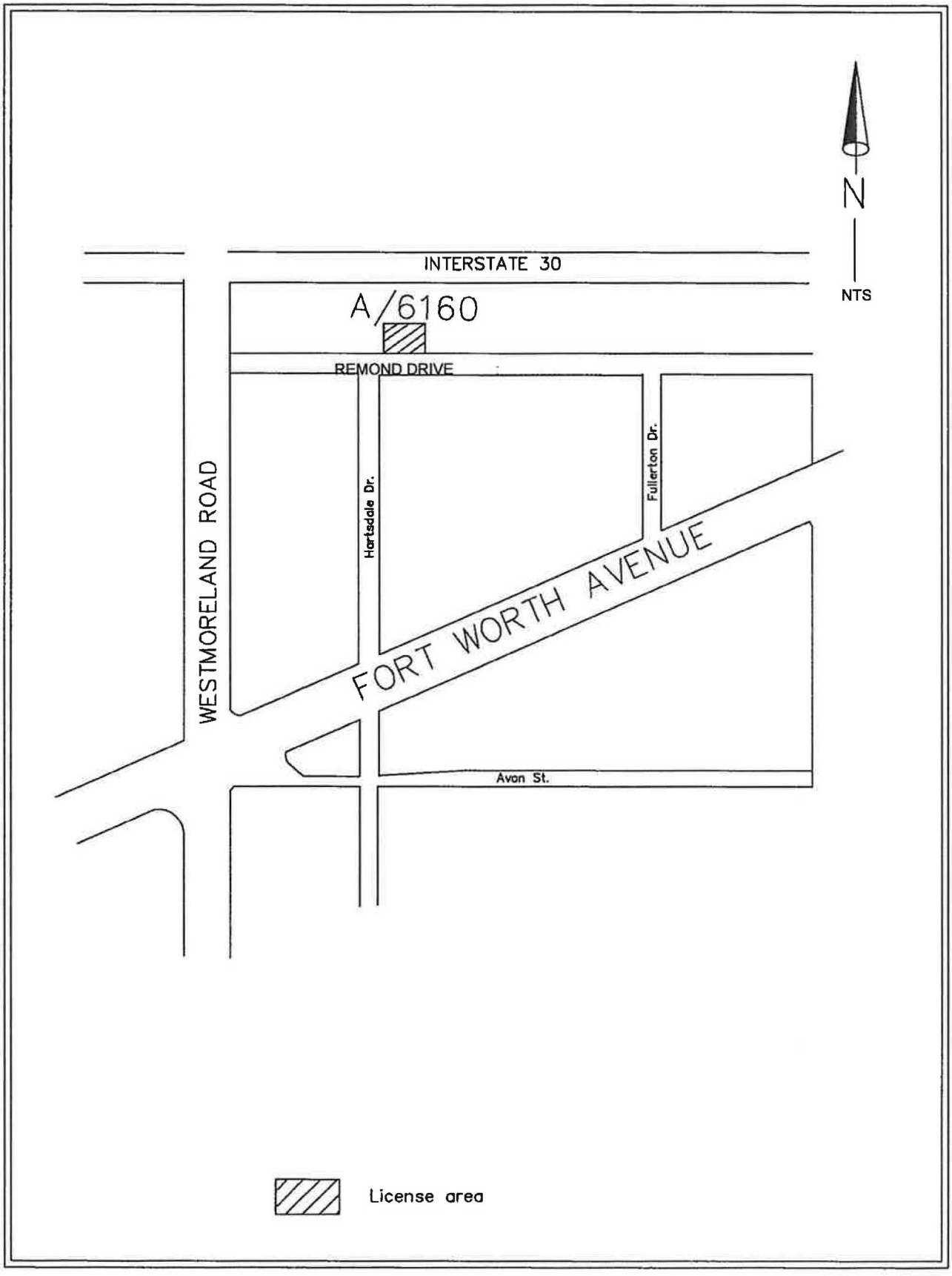
OWNER

American Towers LLC, d/b/a American Texas Towers LLC

James D. Taiclet, Jr., President

MAP

Attached


N
NTS
INTERSTATE 30
A/6160
REMOND DRIVE
WESTMORELAND ROAD
Hartsdale Dr.
Fullerton Dr.
FORT WORTH AVENUE
Avon St.
License area

WHEREAS, on October 23, 2013, by Resolution 13-1849, City Council of the City of Dallas authorized a ten-year license agreement dated September 26, 2013 (the "License") between the City of Dallas, a Texas municipal corporation ("City"), as licensee, and American Towers, LLC, a Delaware limited liability company, d/b/a American Texas Towers, LLC, or its successor and assigns, ("Licensor") as licensor, for approximately 14,895 square feet of land and tower space, located at 2833 Remond Drive, Dallas, Dallas County, Texas (the "Premises") to be used by the Communication and Information Services Department; and

WHEREAS, on June 25, 2014, Administrative Action No. 14-6299 authorized an amendment to the License, to extend the license term for an additional four-months and ten-days; and

WHEREAS, the parties desire to renew, extend, modify and/or amend the license to (1) modify the City's equipment at the Premises, (2) increase monthly license fee rates and (3) provide for a one-time "Capital Contribution Fee" from the City, and upon certain amended terms as provided below.

Now, Therefore,

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

SECTION 1. That the City Manager, upon approval as to form by the City Attorney, be and is hereby authorized to execute a Second Amendment to the License Agreement between American Towers, LLC, a Delaware limited liability company, d/b/a American Texas Towers, LLC and the City of Dallas.

SECTION 2. That the special terms and conditions of the Second Amendment to License Agreement are:

(a) City shall modify its equipment for a final installed configuration pursuant to Exhibit A-1, attached hereto and made a part hereof ("Modified Equipment").

(b) Monthly License Payments shall increase as follows: (subject to annual appropriations)

August 1, 2019 – July 31, 2020	$355.00 per month
August 1, 2020 – July 31, 2021	$355.00 per month
August 1, 2021 – July 31, 2022	$355.00 per month
August 1, 2022 – July 31, 2023	$355.00 per month
August 1, 2023 – March 10, 2024	$355.00 per month

SECTION 2. (continued)

(c) The City shall pay a one-time "Capital Contribution Fee," representing the City's contribution for costs associated with tower modifications required to accommodate the installation of City's equipment, in an amount not to exceed $21,205.00.

(d) All other terms and conditions of the License, as amended, not expressly amended hereby, shall remain in full force and effect.

SECTION 3. That the Chief Financial Officer be and is hereby authorized to draw warrants payable to Licensor, or its successors and assigns for the increased monthly license payment on the first day of each month in advance during the license term beginning August 1, 2019 in the amount specified below:

August 1, 2019 – July 31, 2020 (subject to annual appropriations)	$355.00 per month
August 1, 2020 – July 31, 2021 (subject to annual appropriations)	$355.00 per month
August 1, 2021 – July 31, 2022 (subject to annual appropriations)	$355.00 per month
August 1, 2022 – July 31, 2023 (subject to annual appropriations)	$355.00 per month
August 1, 2023 – March 10, 2024 (subject to annual appropriations)	$355.00 per month

SECTION 4. That the monthly increase payments will be charged as follows:

August 1, 2019 – September 30, 2019: Communication Service Fund, Fund 0197, Department DSV, Unit 1812, Object 3099, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

October 1, 2019 – September 30, 2020: Communication Service Fund, Fund 0197, Department DSV, Unit 1812, Object 3099, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

October 1, 2020 – September 30, 2021: Communication Service Fund, Fund 0197, Department DSV, Unit 1812, Object 3099, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

SECTION 4. (continued)

October 1, 2021 – September 30, 2022: Communication Service Fund, Fund0197, Department DSV, Unit1812, Object 3099, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

October 1, 2022 – September 30, 2023: Communication Service Fund, Fund 0197, Department DSV, Unit 1812, Object 3099, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

October 1, 2023 – March 10, 2024: Communication Service Fund, Fund 0197, Department DSV, Unit 1812, Object 3099, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

SECTION 5. That the Chief Financial Officer be and is hereby authorized to draw a warrant payable to Licensor, or its successors and assigns for Capital Contribution Fee in the amount not to exceed $21,205.00 and charge same to: 2018 Master Lease Equipment Fund, Fund ML18, Department DSV, Unit E384, Object 2760, Encumbrance/Contract No. CX-DSV-2017-00002822, Commodity 97145, Vendor VS0000080792.

SECTION 6. 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.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, Interim City Attorney

BY: _____
Assistant City Attorney

Exhibit A-1

Customer Name:	ATC Asset Name:	ATC Asset #:
CITY OF DALLAS	EVELYN	75254
	Customer Site Name:	**Customer Site #:**
	N/A	N/A

Total Lease Area Sq. Ft: 541.00' **Primary Contiguous Lease Area** **L:**21.00' **W:**21.00' **H:** **Sq. Ft:** 441.00

GROUND SPACE REQUIREMENTS

Outside Primary Lease Area	N/A	N/A	N/A	**Sq. Ft:** 100.00
Generator AREA	10.00'	5.00'	N/A	50.00
Setback AREA	N/A	N/A	**Refer to Site Sketch**	
Fuel Tank AREA	10.00'	5.00'	N/A	50.00

Generator: Stand Alone **Fuel Tank Size(gal):** 250.0 **Fuel Type:** Propane **Fuel Tank Setback(radius):** 10.0

BACKUP POWER REQUIREMENTS

Power Provided By: Utility Company Direct

Telc

UTILITY REQUIREMENTS

Type: N/A **Quantity:** N/A **TX Power(watts):** N/A **ERP(watts):** N/A

TRANSMITTER & RECEIVER SPECIFICATIONS

Type OMNI DIPOLE DIPOLE DIPOLE OMNI DISH-HP

Man

ANTENNA EQUIPMENT SPECIFICATIONS

Model #	DS7C12P36U-D	DB420-B	DB224-A	DB420-B	DB809K-XT	HP8-59
Dimensions HxWxD	248.4" x 2.5" x 2.5"	233" x 0" x 0"	255" x 0" x 0"	233" x 0" x 0"	146.4" x 3" x 3"	8.00' x 8.00' x 0.0'
Weight(lbs.)	76.0	34.5	35.0	34.5	30.0	470.0
Location	Tower	Tower	Tower	Tower	Tower	Tower
RAD Center AGL	424.0'	408.3'	407.4'	379.7'	376.1'	51.0'
Antenna Tip Height	434.4'	418.0'	418.0'	389.4'	382.2'	55.0'
Antenna Base Height	413.6'	398.6'	396.8'	370.0'	370.0'	47.0'
Mount Type	Stand-Off	Stand-Off	Stand-Off	Stand-Off	Stand-Off	Stand-Off
Quantity	4	3	1	3	1	1
Azimuths/Dir. of Radiation	0/90/180/270	0/90/180	270	0/90/180	270	90
Quant. Per Azimuth/Sector	1/1/1/1	1/1/1	1	1/1/1	1	1
TX/RX Frequency Units	MHz	MHz	MHz	MHz	MHz	GHz
TX Frequency	764-769 MHz	450-461/451.5/453.675	155-165	460.325/453.2125	851.0125	10
RX Frequency	799-805 Mhz	N/A	N/A	453-465	806.0125	10
Using Unlicensed Frequencies?	No	No	No	No	No	No
Antenna Gain	11.5	9.2	6	9.2	9	39.4
Total # of Lines	5	3	1	3	1	1
Line Quant. Per Azimuth/Sector	See Config. Summary	1/1/1	1	1/1/1	1	1
Line Type	Multiple	Coax	Coax	Coax	Coax	Elliptical
Line Diameter Size	See Config. Summary	7/8" Coax	7/8" Coax	7/8" Coax	7/8" Coax	E185
Line Configuration	2 - Coax; 7/8" Coax; 0/1/0/1 2 - Coax; 1 1/4" Coax; 1/0/1/0 1 - Coax; 1/2" Coax; 1/0/0/0	N/A	N/A	N/A	N/A	N/A

Agenda Information Sheet

File #: 19-647 **Item #:** 27.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 1, 2, 4, 6, 9, 14

DEPARTMENT: Department of Transportation

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize payment to the Texas Department of Transportation for cost overruns related to intersection and traffic signal improvements at the following five locations: Lombardy Lane and Brockbank Drive, Illinois Avenue and Vernon Avenue, Ferguson Road and Maylee Boulevard/Shiloh Road, Cedar Springs Road and Douglas Avenue, Olive Street and San Jacinto Street in the amount of $162,321.47 - Financing: General Fund

BACKGROUND

The City of Dallas was awarded grant funding totaling $8 million from the 2016 Highway Safety Improvement Program (HSIP). This program is typically administered by the Texas Department of Transportation (TxDOT) and allows the City to reconstruct and install several traffic signals at high accident intersections Citywide.

On June 28, 2017, City Council authorized a Local Project Advance Funding Agreement (LPAFA) to fund the upgrade and/or construction of five existing traffic signals: Lombardy Lane and Brockbank Drive, Illinois Avenue and Vernon Avenue, Ferguson Road and Maylee Boulevard/Shiloh Road, Cedar Springs Road and Douglas Avenue, Olive Street and San Jacinto Street by Resolution No. 17-1054. The intersection improvements at these five off system intersections will include upgrades to pedestrian features, signage, pavement markings and reconstruction of traffic signals. Resolution No. 17-1054 also authorized the payment of a 10% local match warrant check in the amount of $149,435.16. Per the agreement with TxDOT, the City is responsible for 100% of construction bid overages.

Due to large increases in material costs, deemed higher than the estimate completed in 2016, the lowest bid came in above the projected estimate by $162,321.47, which is the responsibility of the City to cover.

ESTIMATED SCHEDULE OF PROJECT

Begin Construction July 2019
Complete Construction December 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On June 14, 2017, City Council authorized a contract with Kimley-Horn and Associates, Inc. to provide professional design services by Resolution No. 17-0931.

On June 28, 2017, City Council authorized a Local Project Advance Funding Agreement with the Texas Department of Transportation by Resolution No. 17-1054.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

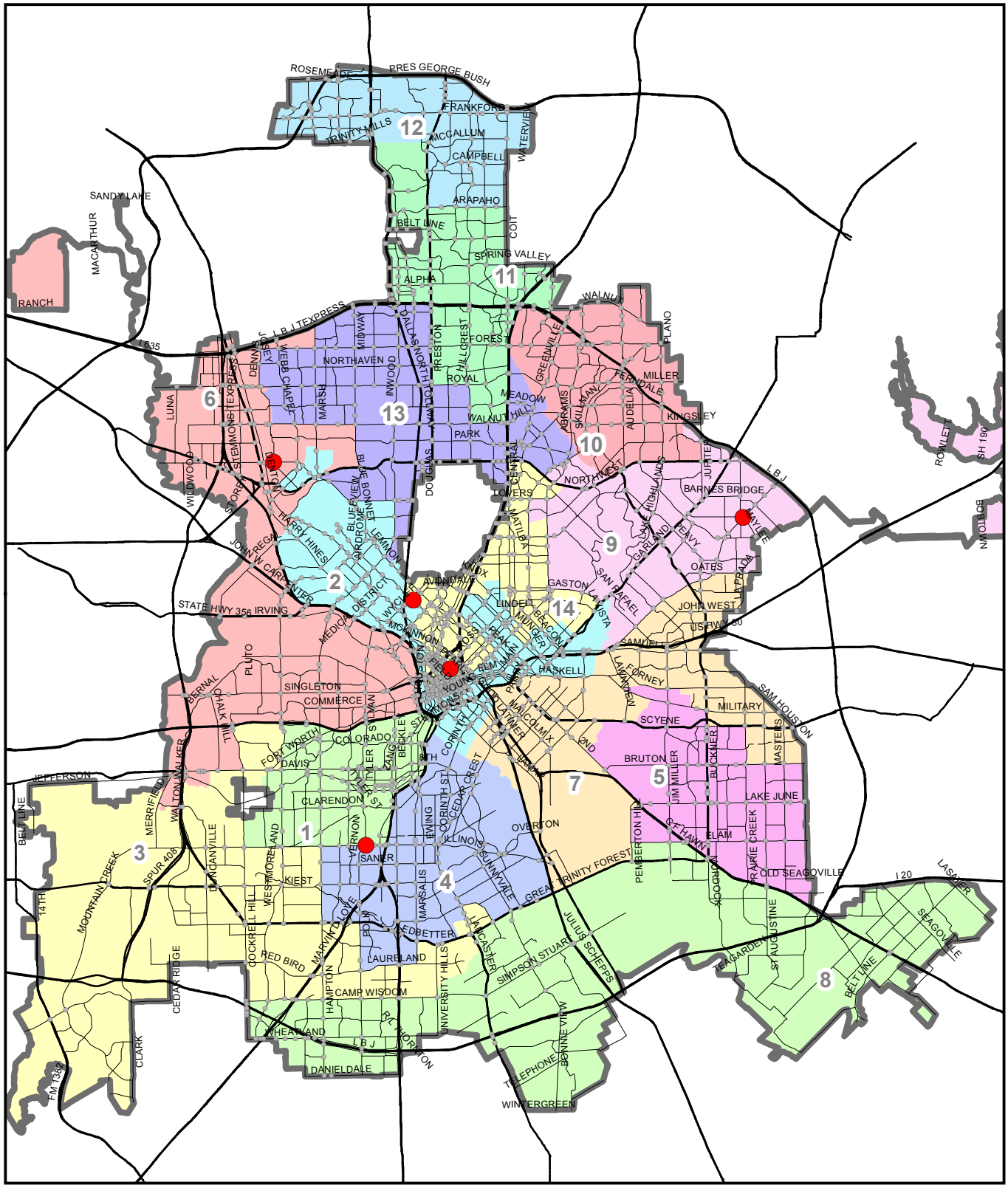
General Fund - $162,321.47

Council District	Amount
1	$ 27,053.58
2	$ 27,053.58
4	$ 27,053.58
6	$ 27,053.58
9	$ 27,053.58
14	$ 27,053.57
Total Amount	$162,321.47

MAP

Attached

HSIP 2016 Submittal
with Five Intersections (Group C)



Council Districts 1, 2, 4, 6, 9, 14
Mapsco Pages 23T, 35W, 39E, 45K, 53T

Map by Transportation GIS, February 2017

June 12, 2019

WHEREAS, the Texas Department of Transportation (TxDOT) will construct upgrades to the five existing traffic signals, Lombardy Lane and Brockbank Drive, Illinois Avenue and Vernon Avenue, Ferguson Road and Maylee Boulevard/Shiloh Road, Cedar Springs Road and Douglas Avenue, Olive Street and San Jacinto Street; and

WHEREAS, the City of Dallas issued a previous local match warrant payment in the amount of $149,435.19 based on a 10 percent local match of preliminary construction cost estimates and related fees; and

WHEREAS, based on construction bids received by TxDOT in April 2019, the City of Dallas cost responsibility increased by $162,321.47; and

WHEREAS, the City of Dallas is responsible for 100 percent of project costs exceeding the original estimate in the amount of $162,321.47.

Now, Therefore,

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

SECTION 1. That the Chief Financial Officer is hereby authorized to issue a payment in the amount of $162,321.47, in accordance with the terms in the Interlocal Agreement with the Texas Department of Transportation (TxDOT) (Vendor 020318) authorized by previous Council Resolution No. 17-1054 on June 28, 2017, for project cost overruns.

SECTION 2. That this contract is designated as Contract No. TRN-2017-00001933.

SECTION 3. 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.

Agenda Information Sheet

File #: 19-642 **Item #:** 28.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 14

DEPARTMENT: Department of Transportation

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize **(1)** the receipt and deposit of funds in an amount not to exceed $12,800.00 from HCBeck, LTD on behalf of AT&T, Inc. for material, equipment and labor provided by the City related to the construction of a traffic signal upgrade at Griffin and Wood Streets; and **(2)** an increase in appropriations in an amount not to exceed $12,800.00 in the Capital Projects Reimbursement Fund - Not to exceed $12,800.00 - Financing: Capital Projects Reimbursement Funds

BACKGROUND

HCBeck, LTD on behalf of AT&T, Inc. is installing the radar detection system for Griffin and Wood Streets intersection. The traffic signal upgrade will be constructed by the developer as part of the AT&T Discovery Plaza construction project.

In order to remain consistent with existing traffic signal equipment in the City system, City forces will provide material and equipment for the intersection, as well as the labor to prepare the traffic controller cabinet and time the signal. HCBeck, LTD has agreed to pay the full cost for all City material, equipment and labor toward the project.

HCBeck, LTD understands that upon City Council approval of the required funding, funds in the amount of $12,800.00 are to be deposited with the City of Dallas before any signal-related materials or labor can be provided by the City.

It is understood that the final construction cost will be determined by the City upon completion of the project and that HCBeck, LTD will be billed for any amount over the prepayment amount or refunded any unused funds.

This estimate includes all City of Dallas signal equipment, materials and labor associated with modifications of the signalized location.

Intersection	Council District
Griffin and Wood Streets	14

ESTIMATED SCHEDULE OF PROJECT

Begin Construction	June 2019
Complete Construction	July 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On May 9, 2018, City Council authorized the receipt and deposit of funds from HCBeck, LTD on behalf of AT&T, Inc. for certain material and labor costs associated with removal of existing traffic signals and replacing them with new signals at 8 intersections surrounding the proposed AT&T Discovery Plaza by Resolution No. 18-0682.

On February 13, 2019, City Council authorized the receipt and deposit of funds from HCBeck, LTD on behalf of AT&T, Inc. for material, equipment and labor provided by the City related to the construction of an upgrade traffic signal at Ervay and Wood Streets by Resolution No. 19-0263.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

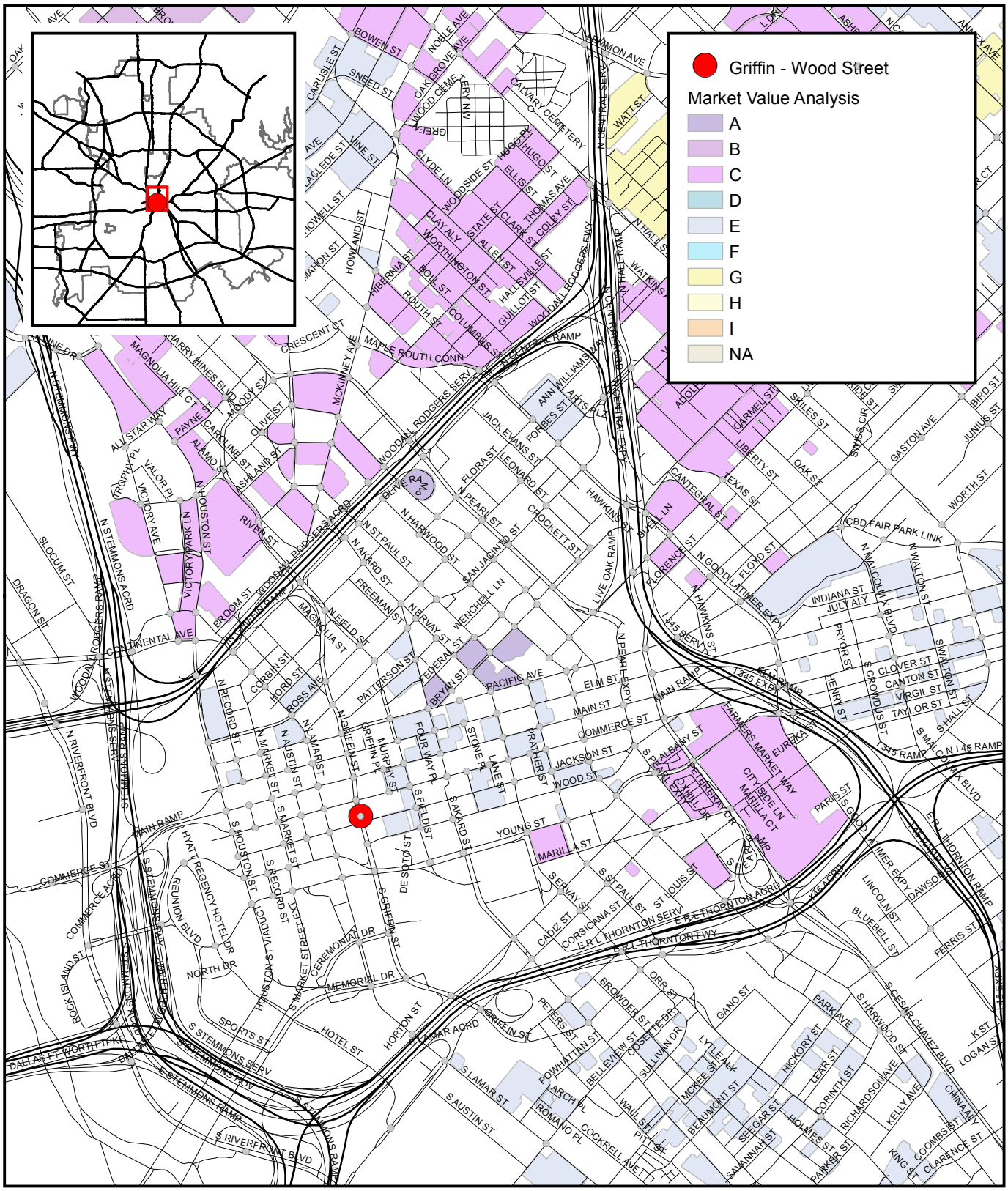
Capital Projects Reimbursement Funds - $12,800.00

MAP

Attached

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Traffic Signal Upgrade
Griffin Street and Wood Street



Council District 14

Map by Transportation GIS, January 2019

June 12, 2019

WHEREAS, HCBeck, LTD on behalf of AT&T, Inc. is paying 100 percent of the design and construction costs for completely upgraded traffic signal at Griffin and Wood Streets; and

WHEREAS, HCBeck, LTD on behalf of AT&T, Inc. has agreed to reimburse the City of Dallas for material, equipment and labor costs related to the complete upgrade of the traffic signal being upgraded at the intersection surrounding the proposed AT&T Discovery Plaza, in an amount not to exceed $12,800.00.

Now, Therefore,

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

SECTION 1. That the Chief Financial Officer is hereby authorized to receive and deposit funds in an amount not to exceed $12,800.00 from HCBeck, LTD on behalf of AT&T, Inc. in the Capital Projects Reimbursement Fund, Fund 0556, Department TRN, Unit W312, Revenue Code 8492.

SECTION 2. That the City Manager is hereby authorized to increase appropriations in an amount not to exceed $12,800.00 in the Capital Projects Reimbursement Fund, Fund 0556, Department TRN, Unit W312, Object 4820, Activity THRG, Program TP17W228.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $12,800.00 received from HCBeck, LTD on behalf of AT&T, Inc. from Capital Projects Reimbursement Fund, Fund 0556, Department TRN, Unit W312, Object 4820, Activity THRG, Program TP17W228 for services related to the complete upgrade of traffic signal.

SECTION 4. That the Chief Financial Officer is hereby authorized to refund HCBeck, LTD any unused funds.

SECTION 5. That this contract is designated as Contract No. TRN-2018-00005912.

SECTION 6. 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.

Agenda Information Sheet

File #: 19-725 **Item #:** 29.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 9

DEPARTMENT: Department of Transportation

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize **(1)** the acceptance of a grant from the U.S. Department of Transportation Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Surface Transportation Block Grant (Agreement No. CSJ 0918-47-072, CFDA No. 20.205) in the amount of $1,791,508.00 as federal share in the total project cost estimate of $2,418,411.00 (includes Federal and State participation of $1,955,406.00) for costs related to the installation of safety measures at several railroad/roadway crossing locations in East Dallas along the Kansas City Southern Railway corridor for the establishment of a Quiet Zone; **(2)** the establishment of appropriations in the amount of $1,791,508.00 in the Surface Transportation Block Grant Project Fund; **(3)** the receipt and deposit of funds in the amount of $1,791,508.00 in the Surface Transportation Block Grant Project Fund; **(4)** a required local match in the amount of $463,005.00 from 2017 Bond Funds; **(5)** disbursement of a portion of local match funds in the amount of $15,128.00 to be issued as warrant checks to TxDOT for State construction costs and other State direct costs related to the project (includes $5,988.00 initial payment and $9,140.00 payment prior to construction); and **(6)** execution of the Local Project Advance Funding Agreement with TxDOT in the approximate amount of $2,418,411.00 and all terms, conditions, and documents required by the agreement - Total amount of $2,418,411.00 - Financing: Texas Department of Transportation Grant Funds ($1,955,406.00) and Street and Transportation (A) Fund (2017 Bond Funds) ($463,005.00) (see Fiscal Information)

BACKGROUND

The sounding of locomotive train horns as the train approaches street grade crossings throughout the day and night negatively impacts the quality of life for people residing near and in the general vicinity of a rail line.

In response to this concern, the Federal Railroad Administration (FRA) issued its Train Horn Rule which provides a detailed step process for implementation of a Quiet Zone. This process includes the issuance of a Notice of Intent (NOI) by the City, a multi-agency on-site Diagnostic Team meeting, installation of appropriate supplemental and/or alternative safety measures deemed necessary, followed by the issuance of a Notice of Establishment (NOE) by the City to affected agencies including the FRA, railroad operators, State agencies and the owners of the rail corridor.

On June 10, 2009, City Council previously authorized the issuance of a NOI by Resolution No. 09-1460. The NOI was issued on July 26, 2018. A Diagnostic Team meeting composed of representatives from the City of Dallas, FRA, TxDOT and the Kansas City Southern (KCS) Railway was held on April 26, 2016 to provide an on-site evaluation for each crossing. The group identified and discussed possible upgrades for the implementation of a future Quiet Zone. A follow-up meeting was held on December 6, 2018 with KCS personnel to reacquaint with existing railroad crossing surface and safety equipment and to identify probable upgrades.

Preliminary engineering plans are currently being developed for the implementation of appropriate supplemental and/or alternative safety measures. A Quiet Zone will be established once these safety measures are in place and FRA approval has been granted.

This Quiet Zone project was selected for Category 7 - Surface Transportation Block Grant (STBG) Program funding intended for metropolitan mobility enhancements and rehabilitation projects in urbanized areas with populations greater than 200,000 and requires a Local Project Advance Funding Agreement (LPAFA) with TxDOT. TxDOT requires that City Council approve an ordinance or issue a resolution that states the City's support for the project and authorizes the execution of the LPAFA agreement. The STBG program is an 80% federally-funded cost reimbursement program with a minimum 20% local match for construction-related costs.

The total project cost allocation is $2,418,411.00 and will be paid from $1,955,406.00 in State and Federal funds and $463,005.00 in local funds.

ESTIMATED SCHEDULE OF PROJECT

Complete Design	September 2019
FRA Application Submittal	October 2019
Begin Construction	March 2020
Complete Construction	June 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On February 26, 2007, the Transportation and Environment Committee was introduced to the concept of a Railroad Quiet Zone and briefed on the specific requirements of the Federal Rail Administration (FRA) Train Horn Rule.

On January 12, 2009, the Transportation and Environment Committee was presented with candidate Railroad Quiet Zone projects.

On June 10, 2009, City Council authorized issuance of the Notice of Intent (NOI) for the establishment of a Quiet Zone in East Dallas by Resolution No. 09-1460.

Information about this item will be provided to the Mobility Solutions, Infrastructure & Sustainability Committee on June 10, 2019.

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FISCAL INFORMATION

Street and Transportation Improvement (A) Fund (2017 Bond Funds) (this action) - $15,128.00
Future Construction Cost (2017 Bond Funds) - $447,877.00
(Total Local Match $463,005.00)
Texas Department of Transportation Grant Funds (for City) - $1,791,508.00
Texas Department of Transportation Grant Funds (for State) - $36,562.00

Budget Summary Estimate and Source of Funds:

Federal Participation (80% for City's Construction)	$1,791,508.00 (this action)
Federal Participation (80% for Direct State Costs)	$ 36,562.00
State Participation (TxDOT Indirect Costs)	$ 127,336.00
Local Participation (City's Initial Payment to State)	$ 5,988.00 (this action)
Local Participation (City's 2nd payment to State)	$ 9,140.00 (this action)
Local Participation (20% for City's Construction)	$ 447,877.00
Total Project Cost/Total Budget Estimate	$2,418,411.00

MAP

Attached

LOCATION MAP



June 12, 2019

WHEREAS, the routine sounding of the locomotive train horn approaching roadway-rail grade crossings has a negative effect on the quality of life for those persons living near a rail line; and

WHEREAS, the Federal Railroad Administration (FRA) rules and regulations include provisions that allow communities to silence train horns and establish "Quiet Zones" at roadway-rail grade crossings by implementing certain qualifying safety measures; and

WHEREAS, in August 2004, the North Central Texas Council of Governments' (NCTCOG) Regional Transportation Council (RTC) approved the 2004 Railroad Reliability Partnership program that included roadway-rail grade crossing improvements along a section of the Kansas City Southern (KCS) Railway in East Dallas between Interstate Highway 30 and Interstate Highway 635 (Lyndon B. Johnson Freeway); and

WHEREAS, in November 2004, the proposed roadway-rail grade crossing improvements in East Dallas were included in NCTCOGs Transportation Improvement Program (TIP); and

WHEREAS, on August 17, 2006, the Federal Railroad Administration (FRA) issued revised rules and regulations (49 CFR Parts 222 and 229) known as the "Train Horn Final Rule" governing the Use of Locomotive Horns at Highway-Rail Grade Crossings; and

WHEREAS, on January 12, 2009, the Transportation & Environment Committee was briefed regarding the FRA process for establishment of a Quiet Zone and the status of ongoing projects; and

WHEREAS, the roadway-rail grade crossings project in East Dallas was identified at the January 12, 2009 Transportation & Environment Committee meeting as a Quiet Zone project candidate; and

WHEREAS, on April 14, 2016, the RTC approved the Milestone Policy Project List for TIP projects that had received funds more than 10 years ago and had not yet been constructed; and

WHEREAS, the city's roadway-rail grade crossings project in East Dallas was included in the RTC list of Milestone projects; and

WHEREAS, funding for the project was set at 80% from federal Surface Transportation Block Grant (STBG) funds and 20% from local match funds for construction; and

WHEREAS, on May 10, 2018, the RTC approved the 2019-2022 TIP that identified $1,828,070.00 federal funding, representing 80% participation, for the roadway-rail grade crossings project in East Dallas; and

WHEREAS, the 2017 City of Dallas Bond Program appropriated $543,000.00 for the design and construction of Rail Road Crossing Quiet Zone project funding; and

WHEREAS, the City of Dallas and TxDOT have entered into a Master Agreement which states the general terms and conditions for the development of transportation projects through the Local Transportation Project Advance Funding Agreement (LPAFA); and

WHEREAS, the City of Dallas is interested in implementing the 'KCS Quiet Zone East Dallas' project as a specific project under the LPAFA; and

WHEREAS, TxDOT requires that a city resolution or ordinance be made part of the LPAFA.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to: accept a grant from the U.S. Department of Transportation Federal Highway Administration through the Texas Department of Transportation (TxDOT) for the Surface Transportation Block Grant (Agreement No. CSJ 0918-47-072, CFDA No. 20.205) in the amount of $1,791,508.00 as federal share in the total project cost estimate of $2,418,411.00 (includes Federal and State participation of $1,955,406.00) for costs related to the installation of safety measures at several railroad/roadway crossing locations in East Dallas along the Kansas City Southern Railway corridor for the establishment of a Quiet Zone; provide a local match in the amount of $463,005.00 from 2017 Bond Funds; execute a Local Project Advance Funding Agreement with TxDOT, in the approximate amount of $2,418,411.00, and all terms, conditions, and documents required by the agreement, approved as to form by the City Attorney; and issue warrant check payments to TxDOT in the amount of $15,128.00 for the City's share of TxDOT engineering review and construction oversight costs.

SECTION 2. That the City Manager is hereby authorized to establish appropriations in an amount not to exceed $1,791,508.00 in the Surface Transportation Block Grant Project Fund, Fund F576, Department TRN, Unit 3882, Object 4599.

SECTION 3. That the Chief Financial Officer is hereby authorized to receive and deposit funds in an amount not to exceed $1,791,508.00 into the Surface Transportation Block Grant Project Fund, Fund F576, Department TRN, Unit 3882, Revenue Code 6506.

SECTION 4. That the Chief Financial Officer is hereby authorized to disburse local funds in the amount of $15,128.00 in accordance with the terms and conditions of the agreement from Street and Transportation (A) Fund, Fund 1V22, Department TRN, Unit V142, Activity RRQZ, Object 4599, Program PB17V142, Encumbrance/Contract No. TRN-2019-00010412, Vendor 020318.

SECTION 5. That the City Manager is hereby authorized to reimburse to the granting agency any expenditure identified as ineligible. The City Manager shall notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

SECTION 6. That the City Manager shall keep the appropriate City Council Committee informed of all final granting agency monitoring reports not later than 30 days after the reimbursement.

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.

Agenda Information Sheet

File #: 19-433 **Item #:** 53.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 9, 10, 11

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Halff Associates, Inc., for the engineering design of Storm Drainage Contract No. 2 (list attached to the Agenda Information Sheet) - Not to exceed $965,165.00 - Financing: Storm Drainage Management Capital Construction Fund

BACKGROUND

This action will authorize a professional services contract with Halff Associates, Inc. for the engineering design of three storm drainage improvement projects. This item will provide design for the Sanford Avenue Storm Drainage Relief, the Guildhall-McCree Storm Drainage Relief, and Greenhollow/Sapling/Clearsprings Storm Drainage Relief projects.

This contract addresses three areas with known flooding issues attributed to inadequate storm drainage infrastructure. The Sanford Avenue Storm Drainage Relief Project will address flooding of homes, structures, and property in the vicinity of Sanford Avenue by studying and designing storm drainage system improvements that drain to Ash Creek. The Guildhall-McCree Storm Drainage Relief Project will address flooding of an estimated nine homes, structures, and property in the vicinity of Guildhall Drive and McCree Road by studying and designing storm drainage system improvements that drain to White Rock Creek south of Audelia Road and Northwest Highway. The Greenhollow/Sapling/Clearsprings Storm Drainage Relief Project will address flooding of homes and property, and excessive street flooding in the vicinity of Greenhollow Lane, Sapling Way and Clearsprings Road by studying and designing storm drainage system improvements that drain to Cottonwood Creek south of Midpark Road.

The services provided for this contract include project management, topographic and boundary surveys, easement identification and legal exhibits, subsurface utility exploration, geotechnical investigations, structural analysis, drainage studies including hydrologic and hydraulic stream and storm drainage system modeling, development of conceptual and preliminary construction plans, and development of construction plans and special specifications. The consulting firm was selected following a qualifications-based selection process in accordance with the City of Dallas Administrative Directive 4-5 procurement guidelines.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	July 2019
Complete Design	July 2020
Begin Construction	January 2020
Complete Construction	July 2022

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure, and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Storm Drainage Management Capital Construction Fund - $965,165.00

Estimated Future Cost - $9,643,380.00

Council District	Amount
9	$399,860.00
10	$426,170.00
11	$139,135.00
Total	$965,165.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$965,165.00	Architectural & Engineering	25.66%	25.66%	$247,625.00
• This contract meets the M/WBE goal.				

OWNER

Halff Associates, Inc.

Patrick L Kunz, PE, President

MAPS

Attached

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Segment List
Contract No. 19-077E
Storm Drainage Contract 2
Stormwater Project Management

District 9

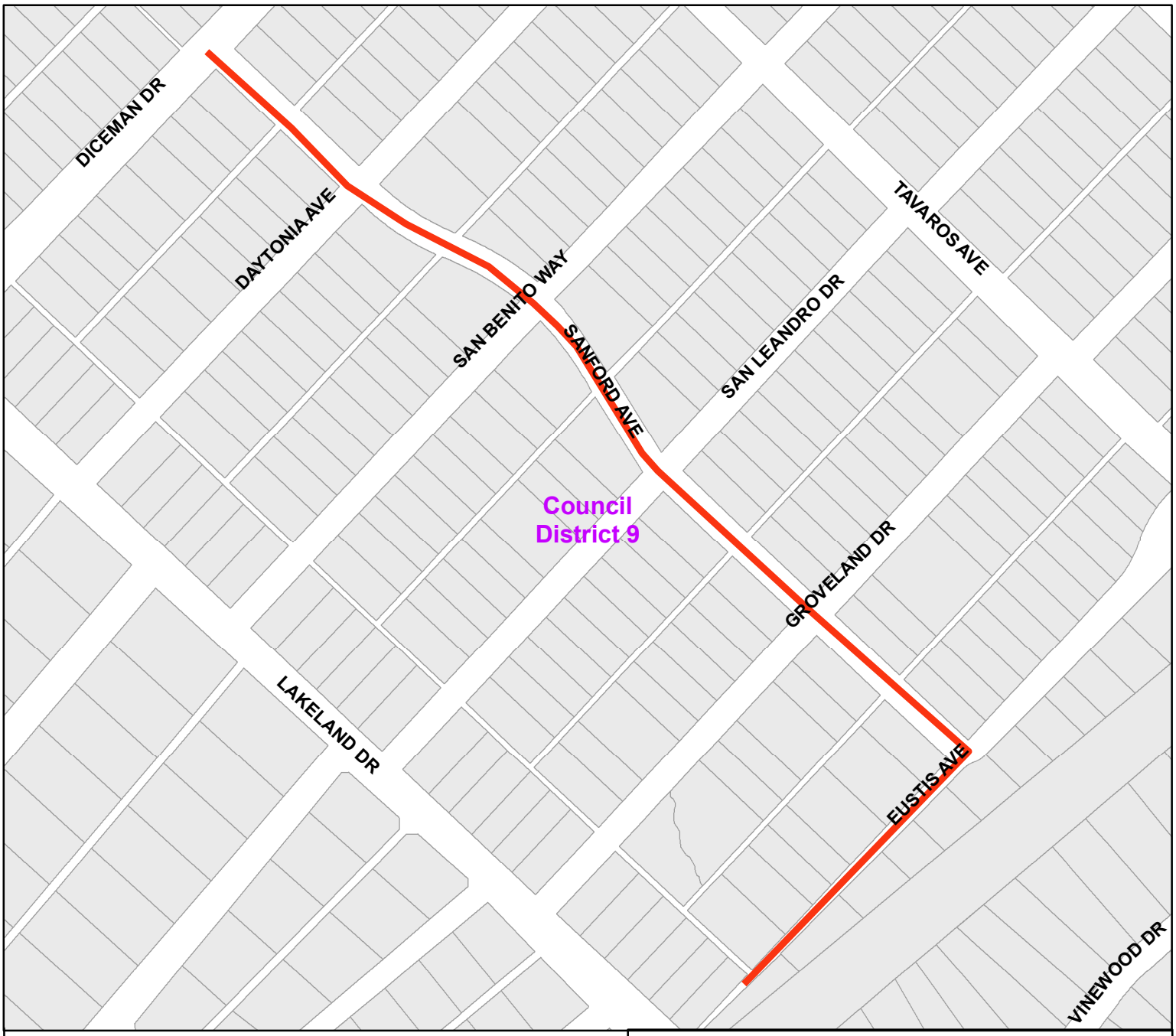
Sanford Avenue Storm Drainage Relief

District 10

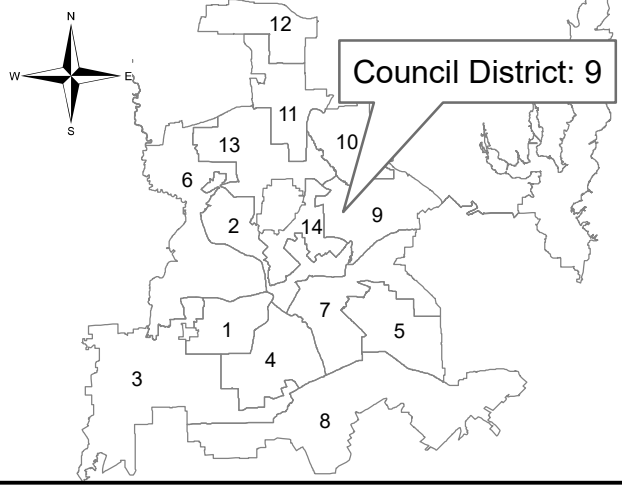
Guildhall-McCree Storm Drainage Relief

District 11

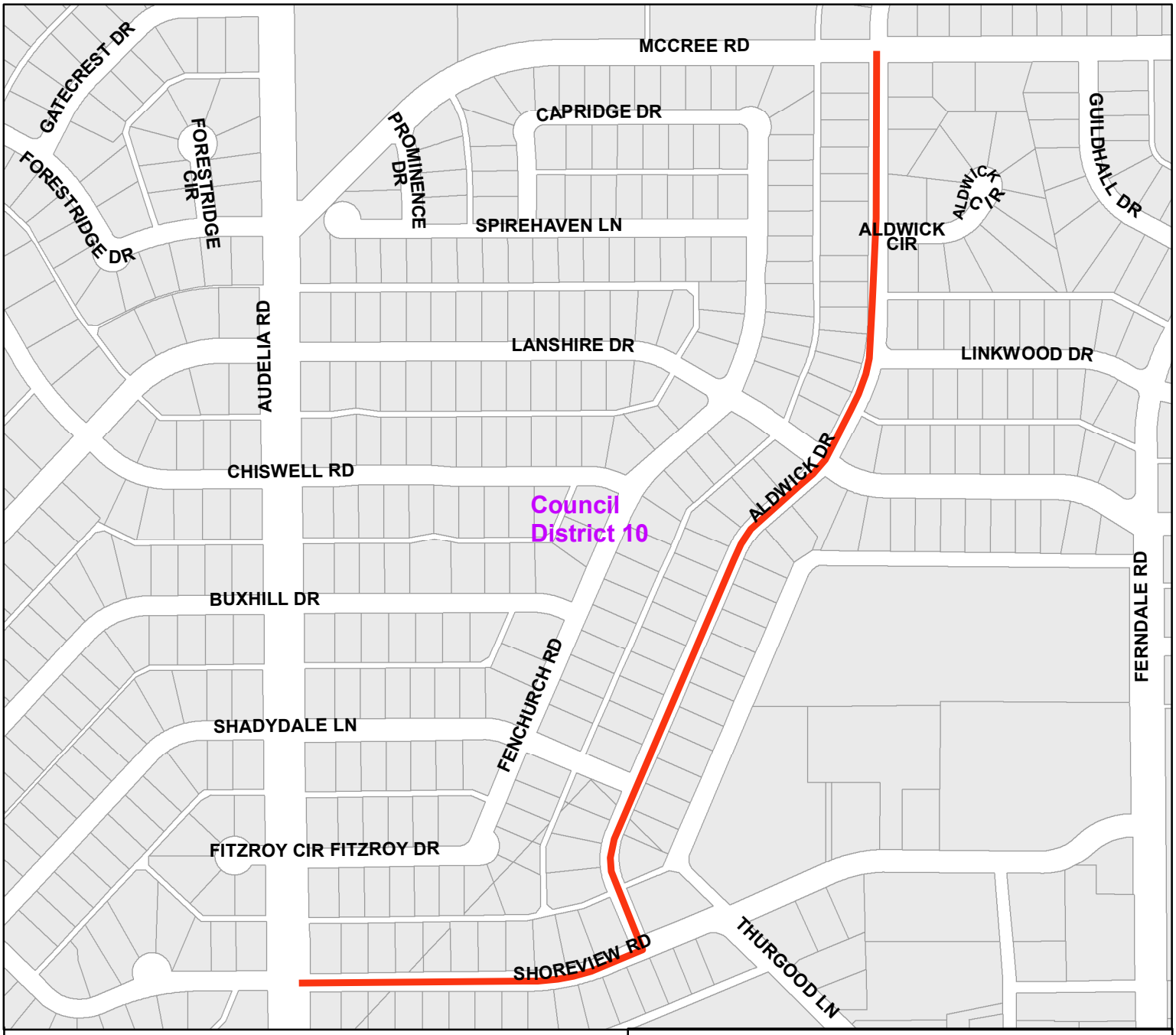
Greenhollow/Sapling/Clearsprings Storm Drainage Relief



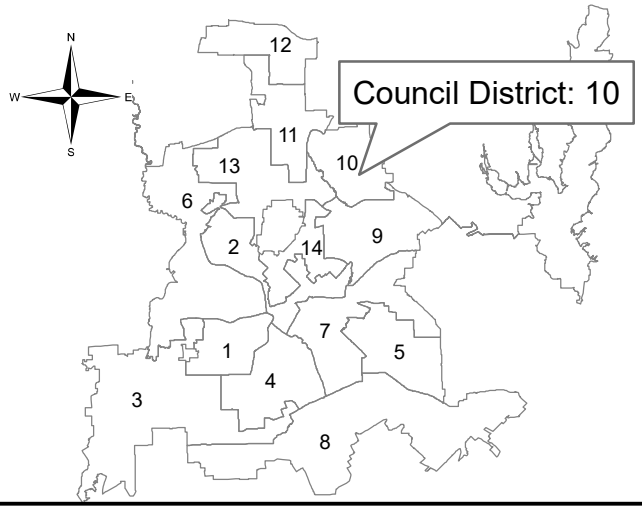
Sanford Avenue
Storm Drainage Relief



Dallas Water Utilities
Contract No. 19-077E
Storm Drainage Contract No. 2
Stormwater Project Management



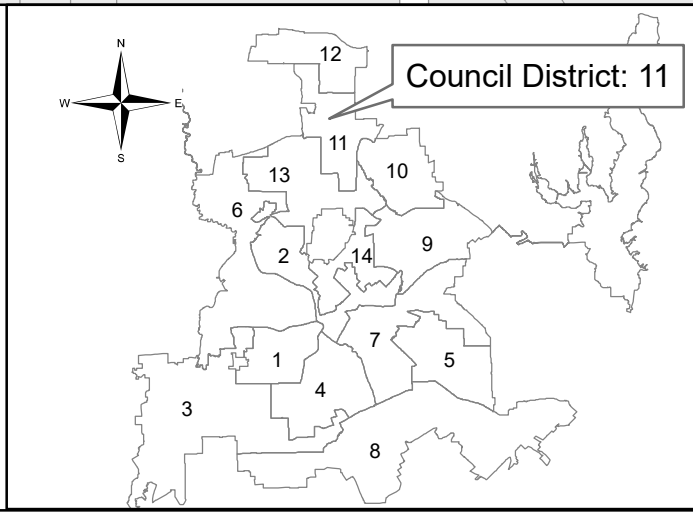
Guildhall-McCree
Storm Drainage Relief



Dallas Water Utilities
Contract No. 19-077E
Storm Drainage Contract No. 2
Stormwater Project Management



Greenhollow/Sapling/Clearsprings
Storm Drainage Relief



Dallas Water Utilities
Contract No. 19-077E
Storm Drainage Contract No. 2
Stormwater Project Management

June 12, 2019

WHEREAS, the City of Dallas has identified a need to address drainage problems occurring at various locations within the City; and

WHEREAS, engineering services are required to design and construct storm sewer infrastructure improvements at three locations for flood protection and storm drainage relief; and

WHEREAS, engineering services will include preliminary investigation, surveying, geotechnical investigation, preliminary design, and development of construction plans and specifications; and

WHEREAS, Halff Associates, Inc., 1201 North Bowser Road, Richardson, Texas 75081, has submitted an acceptable proposal to provide these engineering services.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a professional services contract with Halff Associates, Inc., approved as to form by the City Attorney, for engineering design for Storm Drainage Contract No. 2, in an amount not to exceed $965,165.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $965,165.00 to Halff Associates, Inc. in accordance with the terms and conditions of the contract, as follows:

Storm Drainage Management Capital Construction Fund Fund 0063, Department DWU, Unit W199, Activity SDRS Object 4111, Program TW17W199 Encumbrance/Contract No. CX-DWU-2019-00009208 Vendor 089861	$399,860.00
Storm Drainage Management Capital Construction Fund Fund 0063, Department DWU, Unit W200, Activity SDRS Object 4111, Program TW17W200 Encumbrance/Contract No. CX-DWU-2019-00009208 Vendor 089861	$139,135.00
Storm Drainage Management Capital Construction Fund Fund 0063, Department DWU, Unit W213, Activity SDRS Object 4111, Program TW17W213 Encumbrance/Contract No. CX-DWU-2019-00009208 Vendor 089861	$426,170.00
Total amount not to exceed	$965,165.00

SECTION 3. 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.

Agenda Information Sheet

File #: 19-604 **Item #:** 54.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 1, 4, 5

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Garver, LLC for the engineering design of Storm Drainage Contract No. 3 (list attached to the Agenda Information Sheet) - Not to exceed $886,940.13 - Financing: Storm Drainage Management Capital Construction Fund

BACKGROUND

This action will authorize a professional services contract with Garver, LLC for the engineering design of three storm drainage improvement projects. The contract will provide for the design of improvements at Coombs Creek adjacent to 1641 Junior Drive, Lisbon Area C, and Pleasant Branch.

The City of Dallas has determined that these locations require improvements to provide adequate capacity for the conveyance of storm water flows and address localized flooding during storm events. Coombs Creek will include the replacement of a failed storm sewer outfall and box culvert near 1641 Junior Drive along with the restoration of adjacent bank loss. Lisbon Area C includes improvements to provide adequate stormwater conveyance capacity in the area bounded by Lea Crest Drive, East Overton Road, Easter Avenue, and Cardinal Drive. The Pleasant Branch project limits are from Tonawanda Drive to Bruton Road and include channel and culvert improvements to convey 100-year storm flows. Enlarged culvert crossings are planned at Tonawanda Drive, Belfast Avenue, and Bruton Road.

Each location has distinct challenges that require engineering analysis and design services. The services provided include project management, topographic and boundary surveys, subsurface utility exploration, geotechnical investigations, permitting assistance, development of conceptual and preliminary construction plans, and development of final construction plans and special specifications.

The consulting firm was selected following a qualifications-based selection process in accordance with the City of Dallas Administrative Directive 4-5 procurement guidelines.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	July 2019
Complete Design	July 2020
Begin Construction	January 2021
Complete Construction	July 2022

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure, and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Storm Drainage Management Capital Construction Fund - $886,940.13

Estimated Future Cost - Construction - $7,293,857.00

Council District	Amount
1	$131,420.00
4	$283,062.61
5	$472,457.52
Total	$886,940.13

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$886,940.13	Architectural & Engineering	25.66%	38.19%	$338,742.97
• This contract exceeds the M/WBE goal.				

OWNER

Garver, LLC

Brock Hoskins, President

MAPS

Attached

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Segment List
Contract No. 19-079E
Storm Drainage Contract 3
Stormwater Project Management

District 1

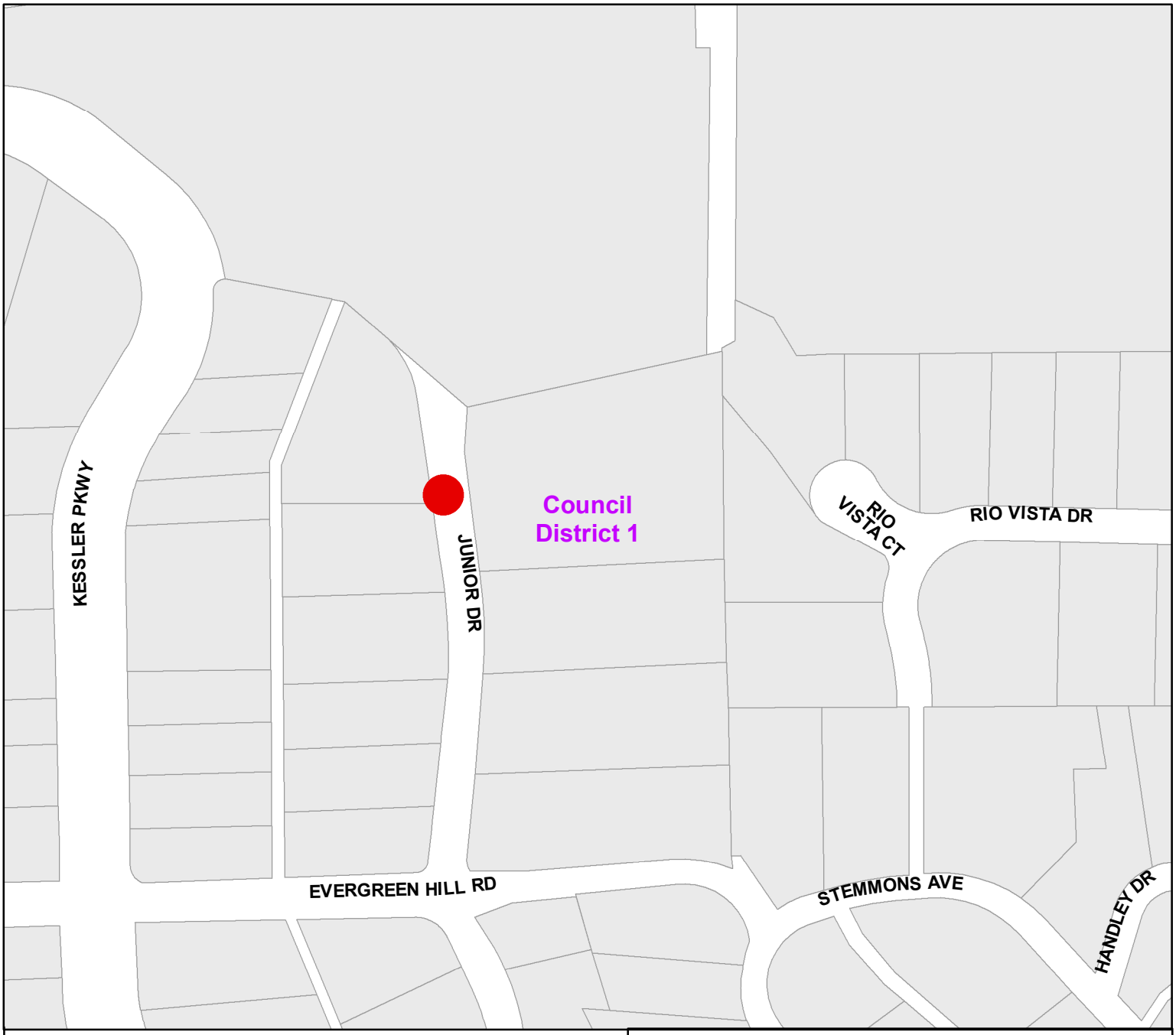
1641 Junior Drive

District 4

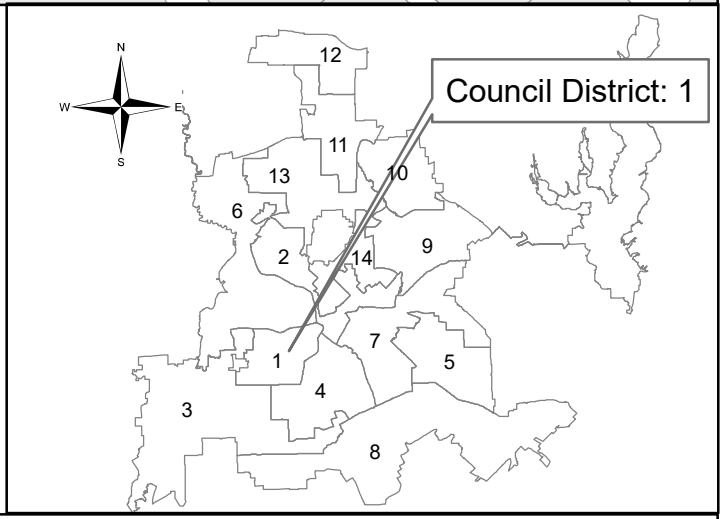
Lisbon Area C

District 5

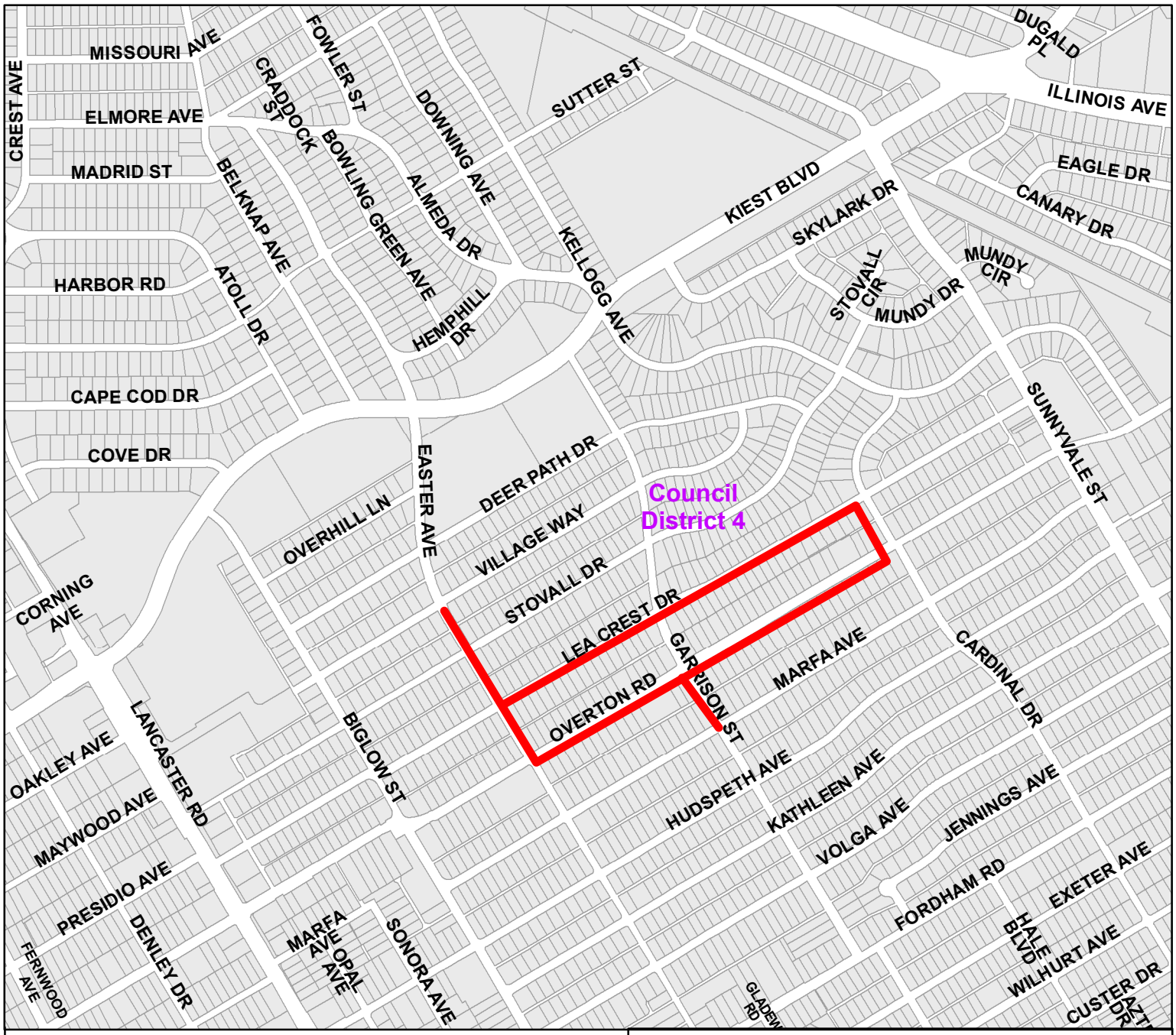
Pleasant Branch from Tonawanda Drive to Bruton Road



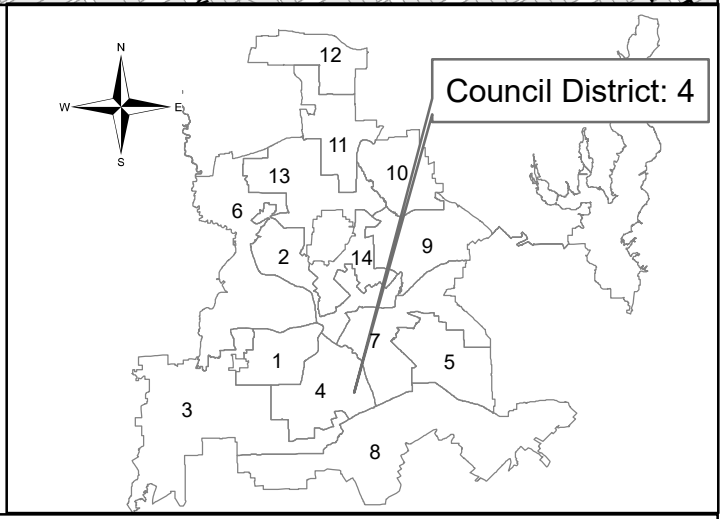
1641 Junior Drive



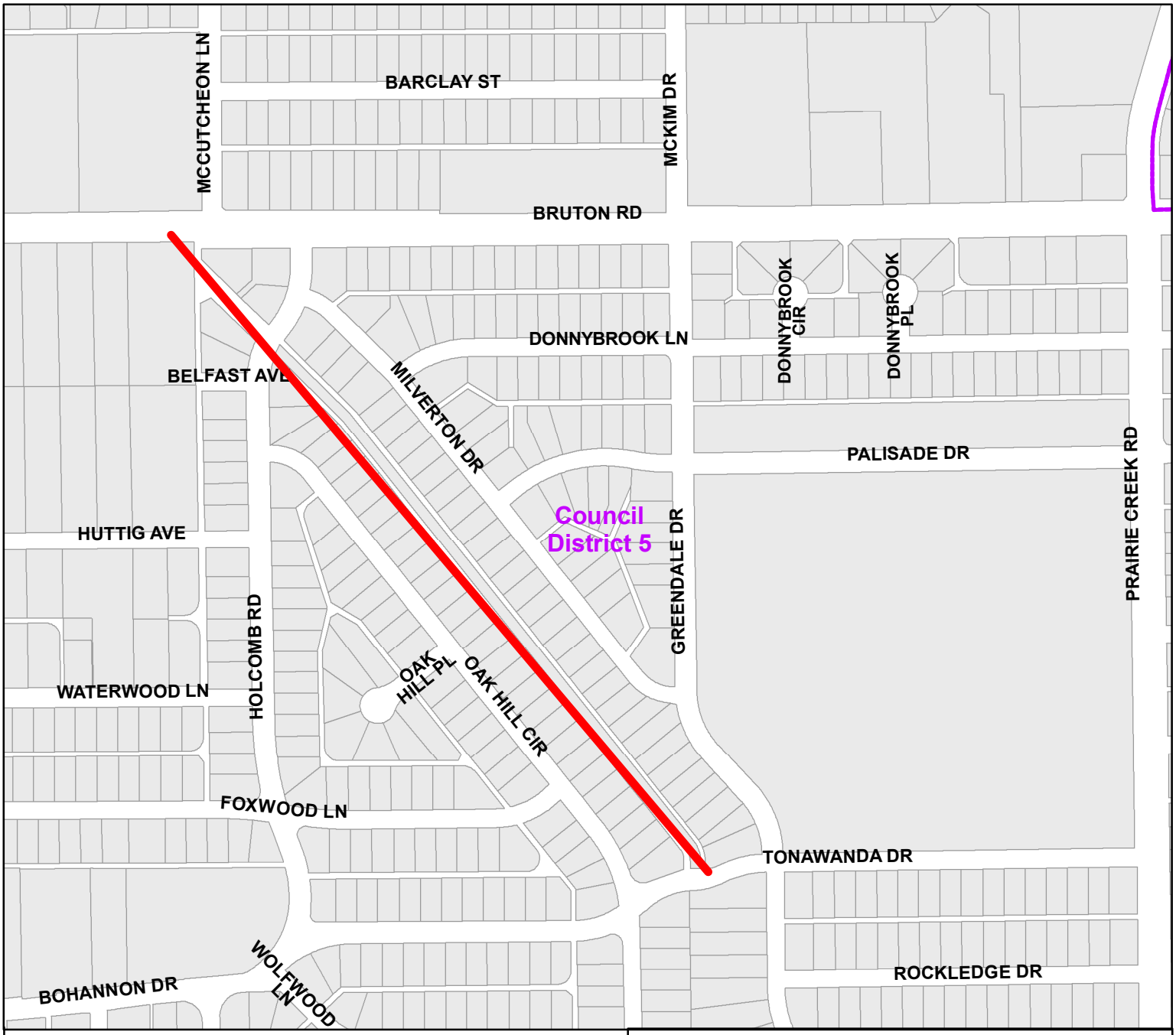
Dallas Water Utilities
Contract No. 19-079E
Storm Drainage Contract No. 3
Stormwater Project Management



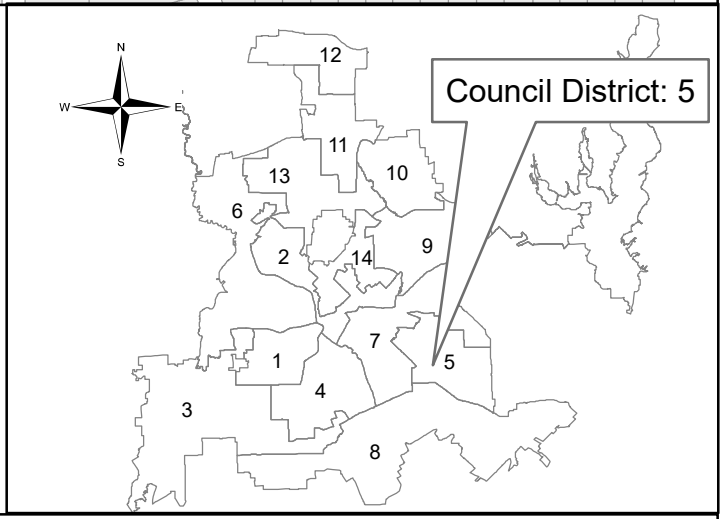
Lisbon Area C



Dallas Water Utilities
Contract No. 19-079E
Storm Drainage Contract No. 3
Stormwater Project Management



Pleasant Branch from
Tonawanda Drive to Bruton Road



Dallas Water Utilities
Contract No. 19-079E
Storm Drainage Contract No. 3
Stormwater Project Management

June 12, 2019

WHEREAS, the City of Dallas has identified a need to make storm drainage system improvements at various locations within the City of Dallas; and

WHEREAS, engineering services are required to design and construct storm sewer infrastructure improvements at three locations; and

WHEREAS, engineering services will include preliminary investigation, surveying, geotechnical investigation, preliminary design, and development of construction plans and specifications; and

WHEREAS, Garver, LLC, 14160 North Dallas Parkway, Suite 850, Dallas, Texas 75254, has submitted an acceptable proposal to provide these engineering services.

Now, Therefore,

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

SECTION 1. That the City Manager is hereby authorized to execute a professional services contract with Garver, LLC, approved as to form by the City Attorney, for the engineering design of Storm Drainage Contract No. 3, in an amount not to exceed $886,940.13.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $886,940.13 to Garver, LLC, in accordance with the terms and conditions of the contract:

Storm Drainage Management Capital Construction Fund Fund 0063, Department SDM, Unit W204, Activity SDRS Object 4111, Program SD19W204 Encumbrance/Contract No. CX-DWU-2019-00009209 Vendor VS0000016343	$283,062.61
Storm Drainage Management Capital Construction Fund Fund 0063, Department SDM, Unit W261, Activity SDRS Object 4111, Program SD19W261 Encumbrance/Contract No. CX-DWU-2019-00009209 Vendor VS0000016343	$472,457.52
Storm Drainage Management Capital Construction Fund Fund 0063, Department SDM, Unit W434, Activity SD01 Object 4111, Program SD19W434 Encumbrance/Contract No. CX-DWU-2019-00009209 Vendor VS0000016343	$131,420.00
Total amount not to exceed	$886,940.13

SECTION 3. 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.

Agenda Information Sheet

File #: 19-608 **Item #:** 55.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 4

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Jacobs Engineering Group, Inc. to provide engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up associated with aeration improvements at the Central Wastewater Treatment Plant - Not to exceed $3,474,000.00 - Financing: Sewer Construction Fund

BACKGROUND

The City of Dallas owns and operates two wastewater treatment plants with a combined treatment capacity of 280 million gallons per day. Central Wastewater Treatment Plant (CWTP) is the largest of the two plants, located just south of downtown.

The CWTP consists of two separate activated sludge process trains with blowers that deliver diffused air as part of the treatment process. The existing single-stage centrifugal blowers were installed in 1987 and are reaching the end of their useful life. The five blowers each have a rated capacity of 32,000 cubic feet per minute, and supply air to the two activated sludge complexes, the filter backwash and the post aeration process. The aeration system is critical for wastewater treatment and meeting permit requirement parameters.

Dallas Water Utilities has identified the need to make improvements to the existing aeration process, including new blower facilities, electrical improvements, improved automation and instrumentation and air piping repairs. This action will authorize a professional services contract to evaluate the existing aeration system and design improvements to provide new blower equipment and system redundancy, install necessary instrumentation for the automation of the aeration system, and improve existing piping to reduce air loss and increase efficiency. The estimated future construction cost for these improvements is $25,000,000.00.

The consulting firm for this project was selected following a qualifications-based selection process in accordance with City of Dallas AD 4-5 procurement guidelines.

ESTIMATED SCHEDULE OF PROJECT

Begin Design	July 2019
Complete Design	June 2020
Begin Construction	September 2020
Complete Construction	September 2022

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Sewer Construction Fund - $3,474,000.00

Estimated Future Cost - Construction - $25,000,000.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$3,474,000.00	Architectural & Engineering	25.66%	32.02%	$1,112,331.00
• This contract exceeds the M/WBE goal.				

OWNER

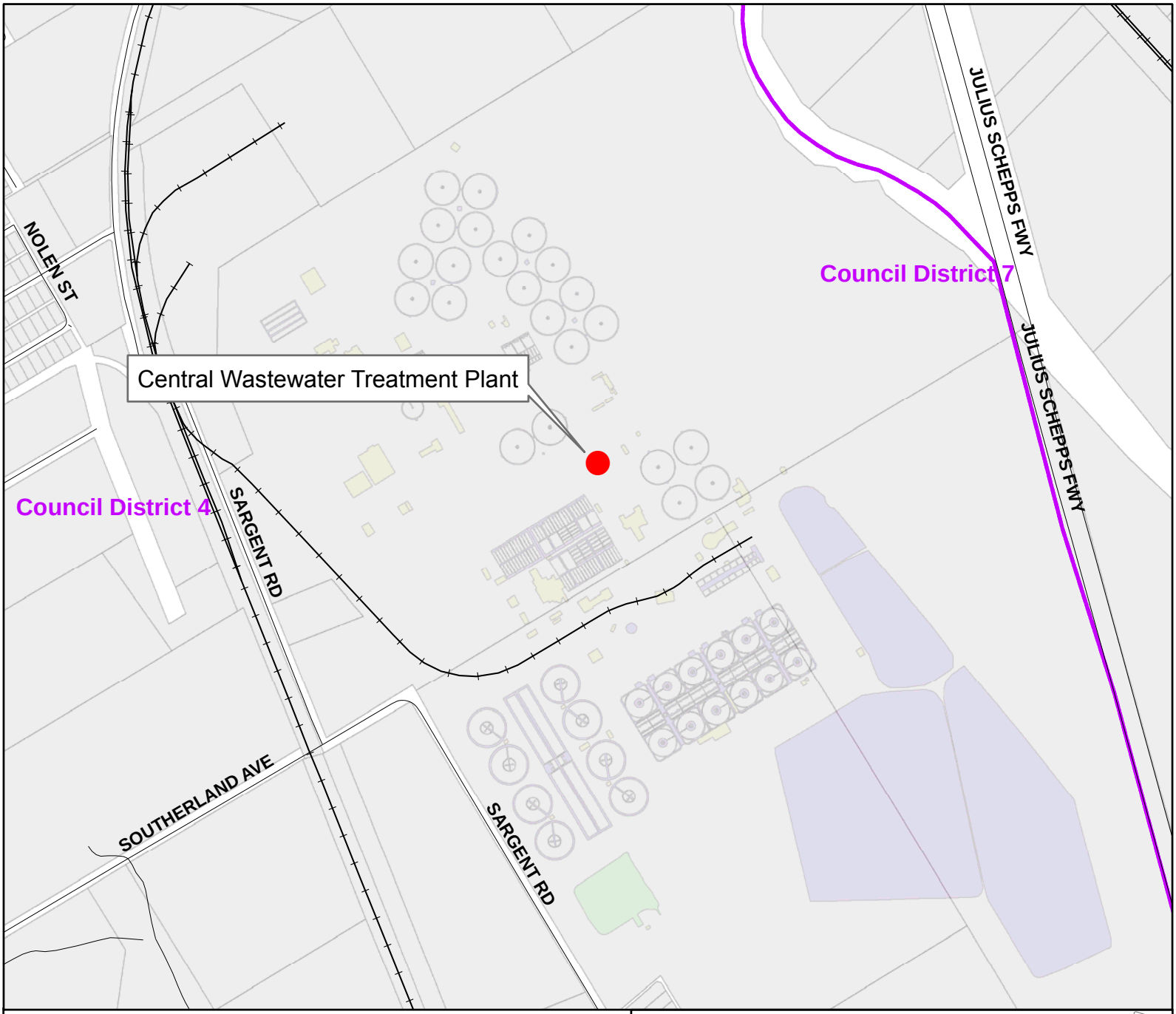
Jacobs Engineering Group, Inc.

C. Raajan Mehta, P.E, Vice President

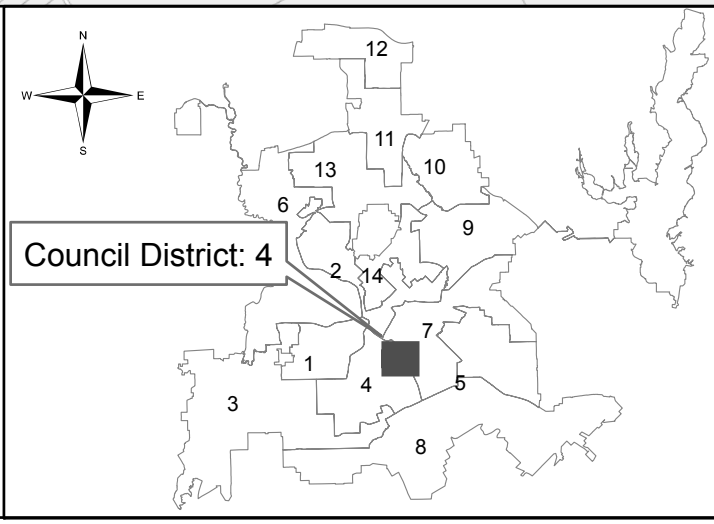
MAP

Attached

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Mapsco: 56 J



Dallas Water Utilities
Contract No. 18-248E
Central Wastewater Treatment Plant
Aeration Improvements

June 12, 2019

WHEREAS, the City of Dallas has identified the need to make improvements to the existing aeration system at the Central Wastewater Treatment Plant to improve reliability and efficiently treat wastewater; and

WHEREAS, engineering services are required for the investigation, design, construction administration and start-up associated with aeration improvements; and

WHEREAS, Jacobs Engineering Group, Inc., 1999 Bryan Street, Suite 1200, Dallas, Texas 75201 has submitted an acceptable proposal to provide these engineering services.

Now, Therefore,

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

SECTION 1. That the proposal submitted by Jacobs Engineering Group, Inc., Contract No. 18-248E, in the amount of $3,474,000.00 be approved and the consultant be authorized to perform the required engineering services.

SECTION 2. That the City Manager is hereby authorized to execute a professional services contract with Jacobs Engineering Group, Inc., approved as to form by the City Attorney, to provide engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up associated with aeration improvements at the Central Wastewater Treatment Plant, in an amount not to exceed $3,474,000.00.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $3,474,000.00 to Jacobs Engineering Group, Inc. from the Sewer Construction Fund, Fund 0103, Department DWU, Unit CS30, Object 4111, Program 718248, Encumbrance/Contract No. CX-DWU-2019-00009620, Vendor VS0000023961.

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.

Agenda Information Sheet

File #: 19-500 **Item #:** 56.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 6, Outside City Limits

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize a professional services contract with Freese and Nichols, Inc. to provide construction management services for construction contracts related to improvements at the Elm Fork Water Treatment Plant, the East Side Water Treatment Plant, the Bachman Water Treatment Plant, and the Walnut Hill Pump Station - Not to exceed $7,042,700.00 - Financing: Water Capital Improvement Fund

BACKGROUND

This action consists of providing construction management services for the water quality improvement construction contracts at the Elm Fork Water Treatment Plant and the East Side Water Treatment Plant, major maintenance construction at the Bachman Water Treatment Plant and the design-build construction of the Walnut Hill Pump Station. The Elm Fork Water Treatment Plant and the East Side Water Treatment Plant are undergoing treatment process changes to meet regulatory requirements, improve reliability and operations by replacing aging or obsolete infrastructure, and improve overall water quality. In addition, major maintenance construction is planned at the Bachman Water Treatment Plant, and the construction of a new treated water conveyance pump station will begin in Summer 2019 to replace the existing Walnut Hill Pump Station facilities.

The construction management services contract will replace the existing contract and will transition to the new construction manager so that adequate service and oversight is maintained. The contract is planned as a phased approach to incorporate each fiscal year's construction projects with construction management needs. Future authorizations will be brought before council via supplemental agreements to assure continuity in management and review of services to support the capital program at the water treatment plants and other critical water conveyance facilities. This initial authorization will be for services associated with an estimated $246 million of construction.

Under the contract terms, the construction management firm will act as the City's representative and augment City staff to provide planning and coordination of all construction activities for these projects. The construction management firm will be responsible for assuring that all work is accomplished in accordance with the project plans and specifications and in a manner that meets operational objectives, negotiating change orders, and aiding in resolution of any construction conflicts. Additional construction management services include schedule and budget evaluations, value engineering, constructability reviews, cost estimate reviews, monitoring the quality of construction work, and documenting the materials, labor, and equipment used.

Construction management services are critical to efficiently schedule and stage simultaneous and complex construction activities of multiple contractors and vendors. This approach ensures that all construction activities are coordinated in such a way that the water treatment plants and conveyance infrastructure have sufficient capacity to meet daily water demands.

ESTIMATED SCHEDULE OF PROJECT

Begin Construction Services June 2019
Complete Construction Services June 2020

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Capital Improvement Fund - $7,042,700.00

Council District	Amount
6	$2,197,646.00
Outside City Limits	$4,845,054.00
Total	$7,042,700.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$7,042,700.00	Architectural & Engineering	25.66%	32.00%	$2,253,664.00
• This contract exceeds the M/WBE goal.				

OWNER

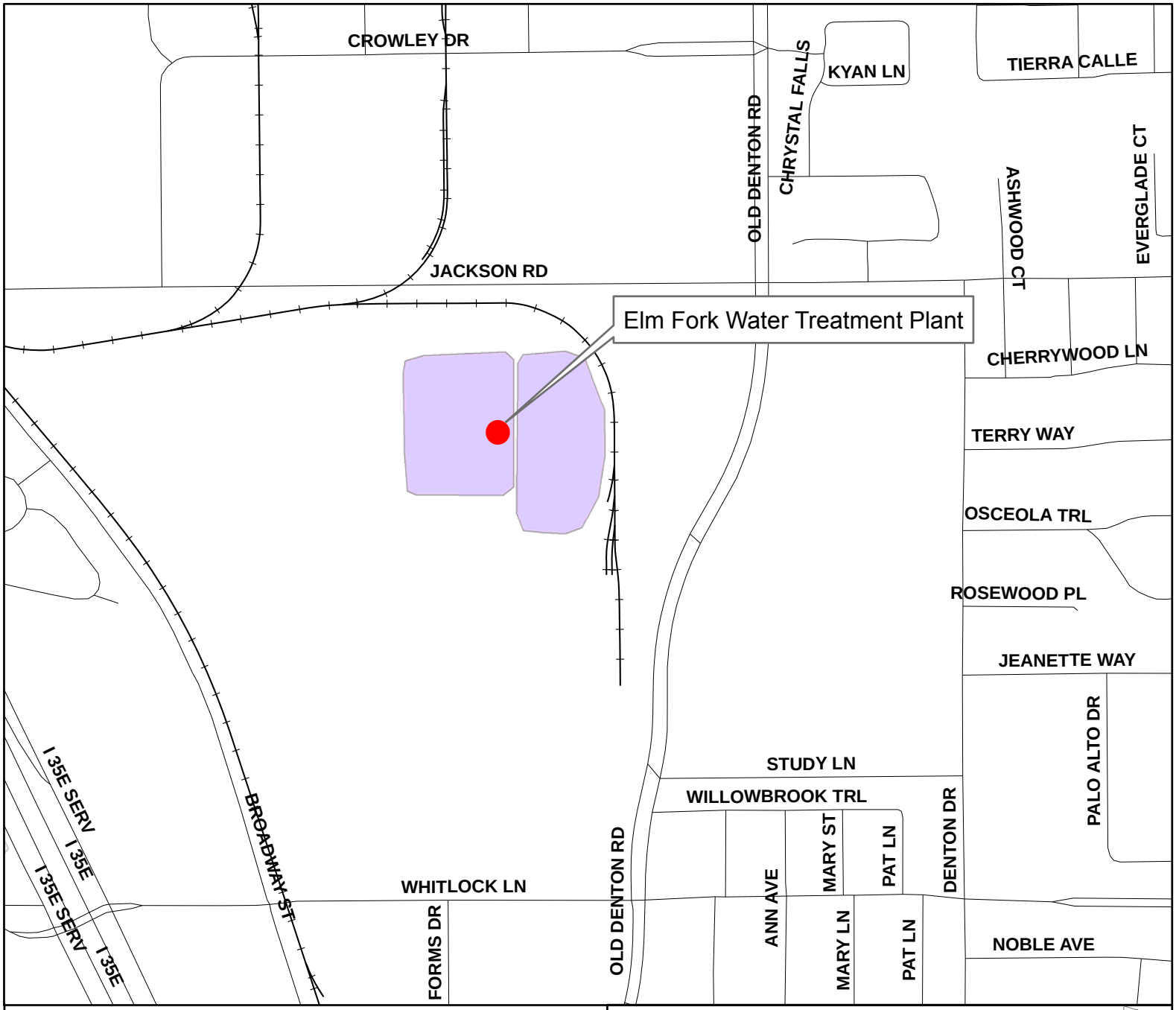
Freese and Nichols, Inc.

Brian Coltharp, P.E., President

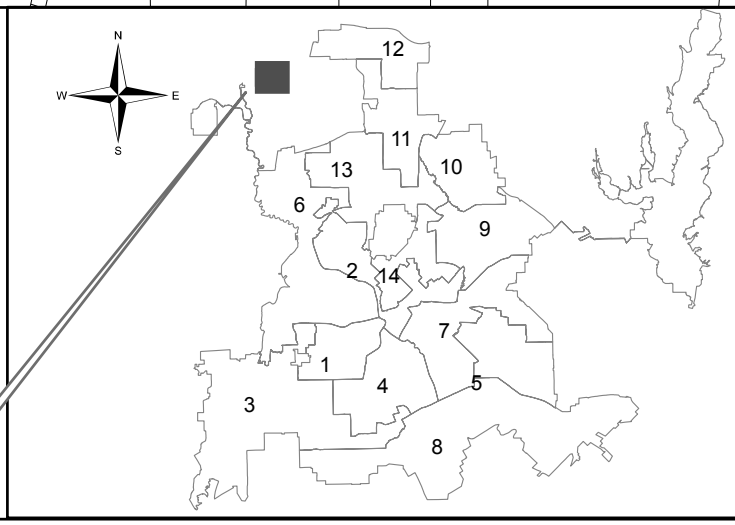
MAPS

Attached

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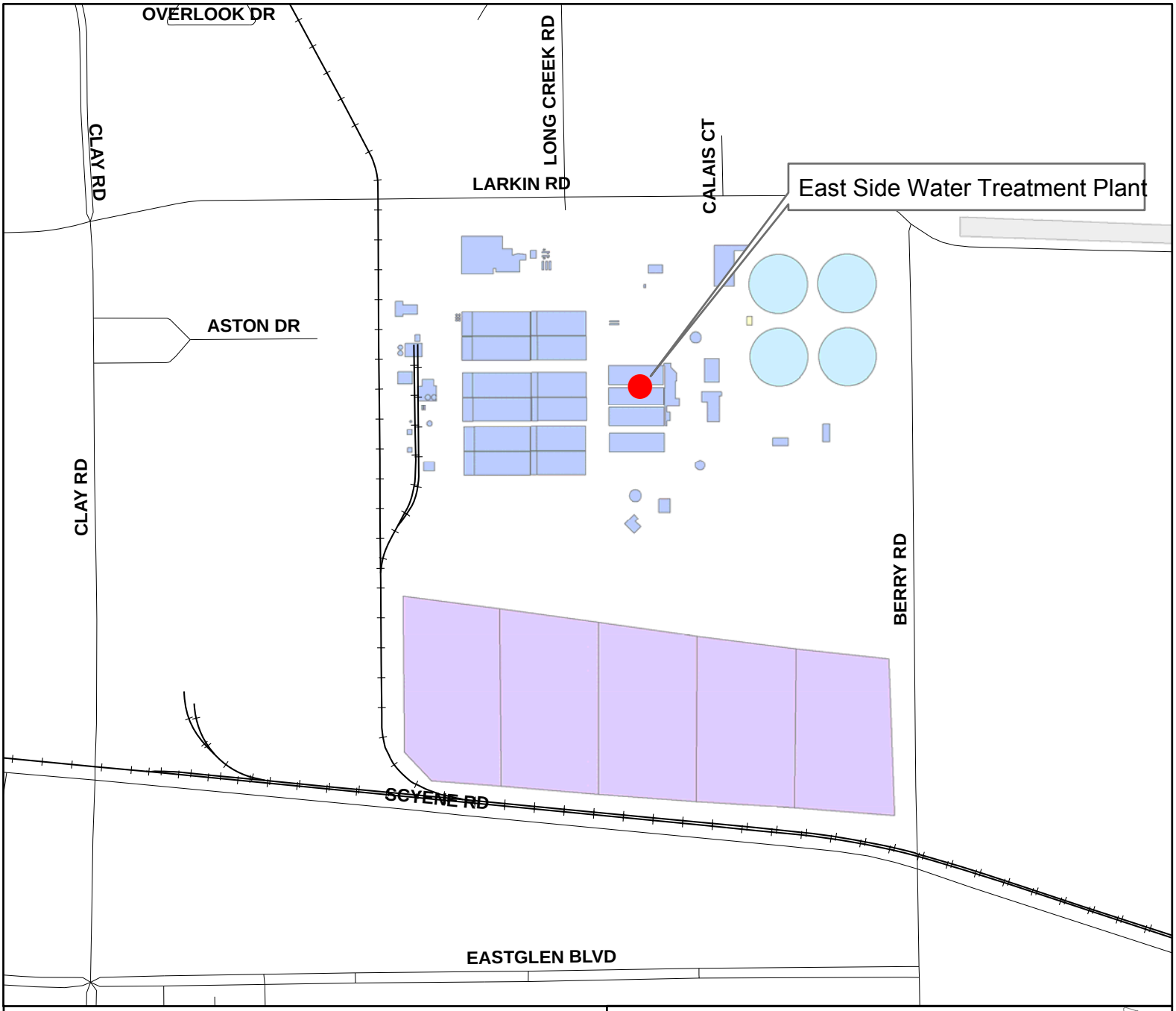


Mapsco: 2 T

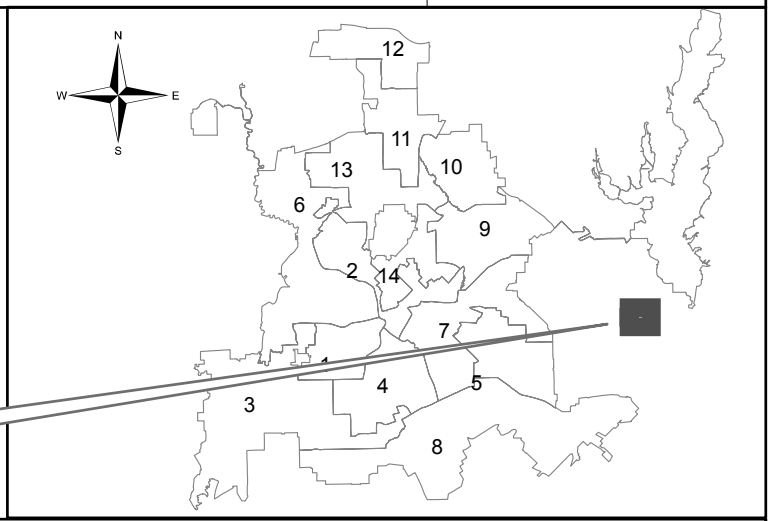


Council District: Outside City Limits

Dallas Water Utilities
Contract No. 19-007E
Elm Fork Water Treatment Plant
Construction Management Services



Mapsco: 50A N S T

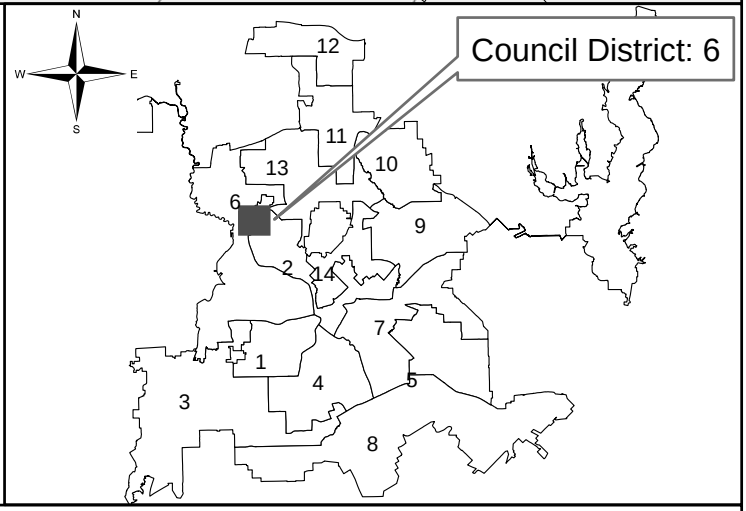


Council District: Outside City Limits

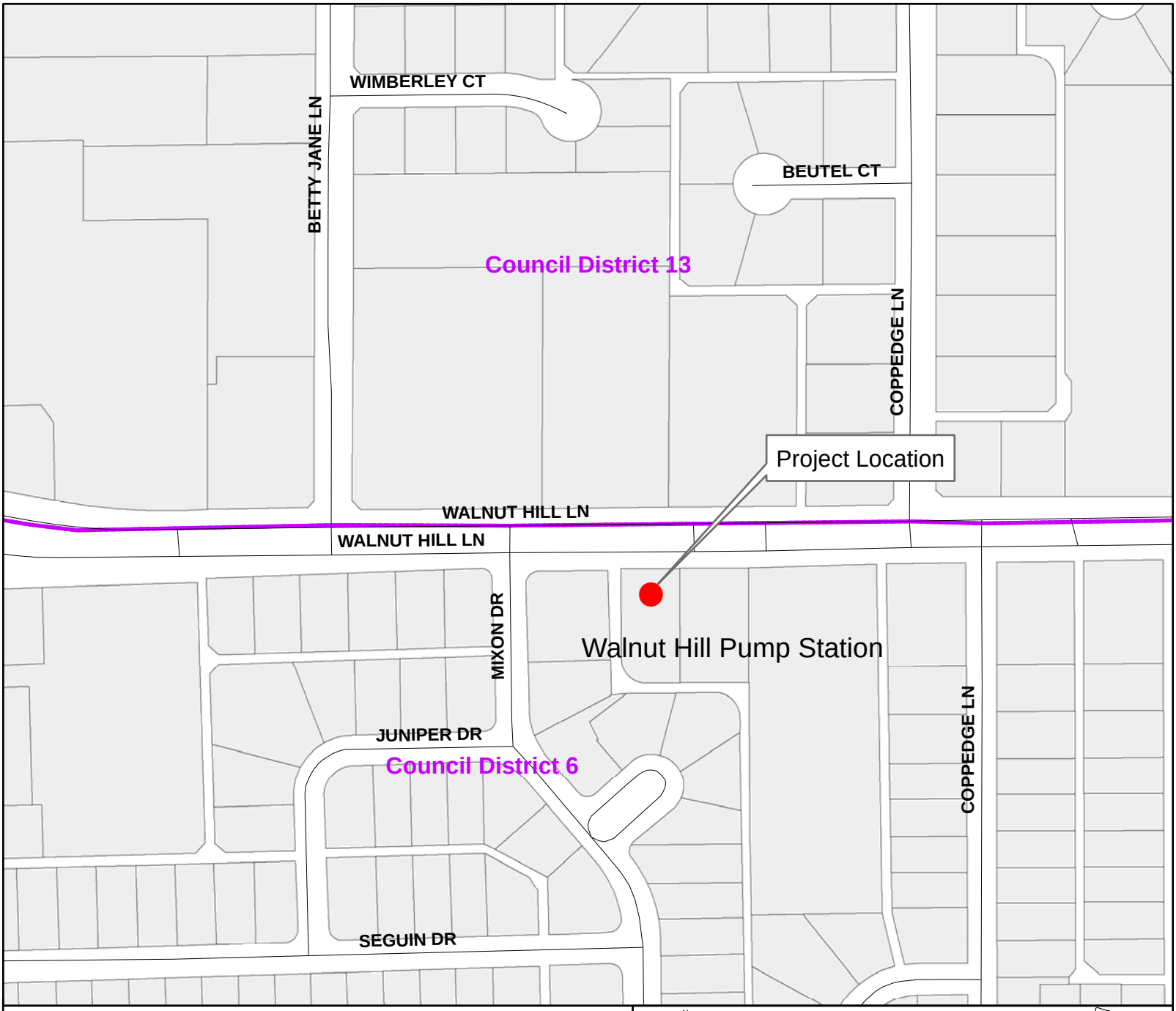
Dallas Water Utilities
Contract No. 19-007E
East Side Water Treatment Plant
Construction Management Services



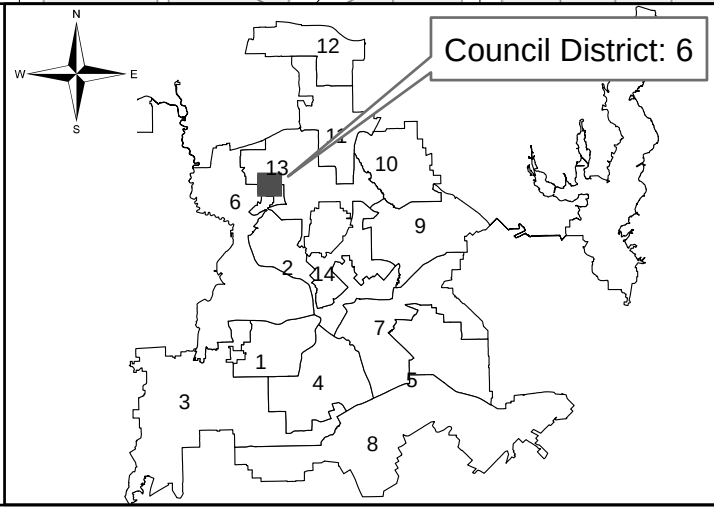
Mapsco: 33 C, G



Dallas Water Utilities
Contract No. 19-007E
Bachman Water Treatment Plant
Construction Management Services



Mapsco: 24 N



Dallas Water Utilities
Contract No. 19-007E
Walnut Hill Pump Station
Construction Management Services

WHEREAS, construction activities at the Elm Fork, East Side, and Bachman Water Treatment Plants, and the Walnut Hill Pump Station are anticipated to cost approximately $246,000,000; and

WHEREAS, it will be necessary to closely supervise, coordinate, and manage the day-to-day activities of multiple contractors; and

WHEREAS, construction management services are necessary to efficiently schedule and stage simultaneous and complex construction activities in a manner that meets operational objectives and daily customer demands; and

WHEREAS, Freese and Nichols, Inc., 2711 North Haskell Avenue, Suite 3300, Dallas, Texas 75204 has submitted an acceptable proposal to provide these construction management services.

Now, Therefore,

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

SECTION 1. That the proposal submitted by Freese and Nichols, Inc., Contract No. 19-007E, in the amount of $7,042,700.00 be approved and the consultant be authorized to perform the required construction management services.

SECTION 2. That the City Manager is hereby authorized to execute a professional services contract with Freese and Nichols, Inc., approved as to form by the City Attorney, to provide construction management services for construction contracts related to improvements at the Elm Fork Water Treatment Plant, the East Side Water Treatment Plant, the Bachman Water Treatment Plant, and the Walnut Hill Pump Station, in an amount not to exceed $7,042,700.00.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $7,042,700.00 to Freese and Nichols, Inc. from the Water Capital Improvement Fund, Fund 3115, Department DWU, Unit PW31, Object 4116, Program 719007, Encumbrance/Contract No. CX-DWU-2019-00009329, Vendor 347200.

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.

Agenda Information Sheet

File #: 19-600 **Item #:** 57.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 6

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize an increase in the construction services contract with MWH Constructors, Inc. for additional work associated with water quality and miscellaneous improvements at the Bachman Water Treatment Plant - Not to exceed $203,201.70, from $48,736,051.75 to $48,939,253.45 - Financing: Water Capital Improvement Fund

BACKGROUND

The Bachman Water Treatment Plant was constructed in the late 1920s and underwent expansions in 1936, 1948 and 2006. The most recent expansion brought it to a capacity of 150 million gallons per day. The Bachman Water Treatment Plant is Dallas' only water treatment plant located within the city limits and can serve areas to the north, south, and east of the plant.

On June 25, 2014, City Council awarded a contract to MWH Constructors, Inc. for the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant. The improvements included modifications to the existing treatment basins, construction of new chemical facilities, replacement of a clearwell, flow measurement, and solids handling strategies needed to implement the Water Quality Study recommendations and transition to enhanced organics removal with better stability of the water in the distribution system. On August 12, 2015, City Council awarded Change Order No. 1 and on September 14, 2016, City Council awarded Change Order No. 2 for additional construction work resulting from unforeseen site conditions.

This action will authorize Change Order No. 3 to the construction services contract for additional work identified during construction. The additional work includes a change in the method of shoring for a deep pipe excavation, modifications to the raw water meter vault, and utility relocations due to conflicts with pipes not previously identified on available records or found during project development. This additional work is required for the Bachman Water Treatment Plant to function as intended by the Water Quality improvements, and to continue providing clean drinking water to customers.

ESTIMATED SCHEDULE OF PROJECT

Began Construction August 2014
Complete Construction July 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On June 25, 2014, City Council authorized a contract with MWH Constructors, Inc. for the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant by Resolution No. 14-1045.

On August 12, 2015, City Council authorized Change Order No. 1 to the contract with MWH Constructors, Inc. for additional work related to the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant by Resolution No. 15-1411.

On September 14, 2016, City Council authorized Change Order No. 2 to the contract with MWH Constructors, Inc. for additional work associated with the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant by Resolution No. 16-1473.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Capital Improvement Fund - $203,201.70

Construction	$47,720,500.00
Change Order No. 1	$ 667,812.00
Change Order No. 2	$ 347,739.75
Change Order No. 3 (this action)	$ 203,201.70
Total Project Cost	$48,939,253.45

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$203,201.70	Construction	25.00%	1.15%	$2,339.00
• This contract does not meet the M/WBE goal, but complies with good faith efforts.				
• Change Order No. 3 - 30.34% Overall M/WBE participation				

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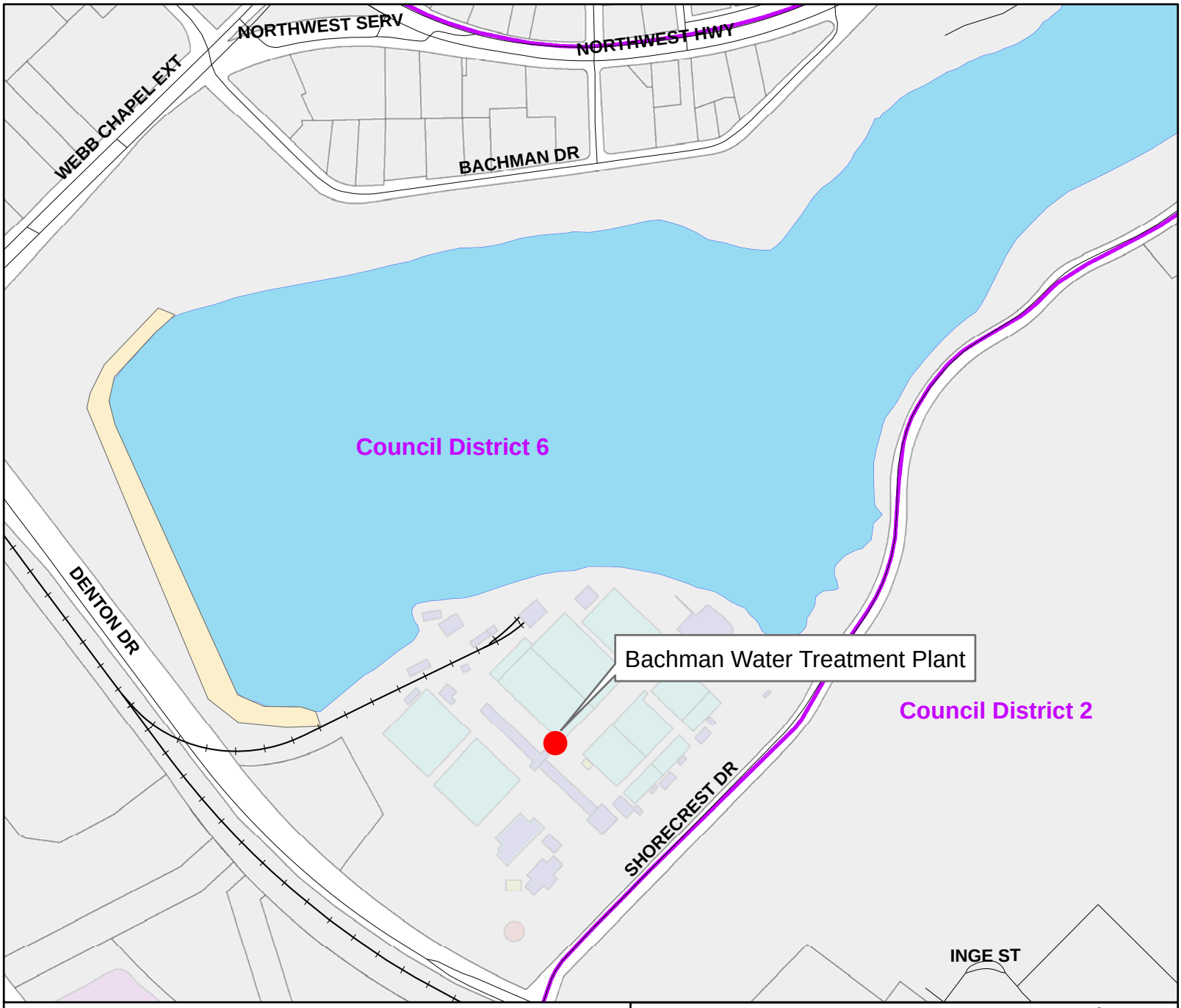
OWNER

MWH Constructors, Inc.

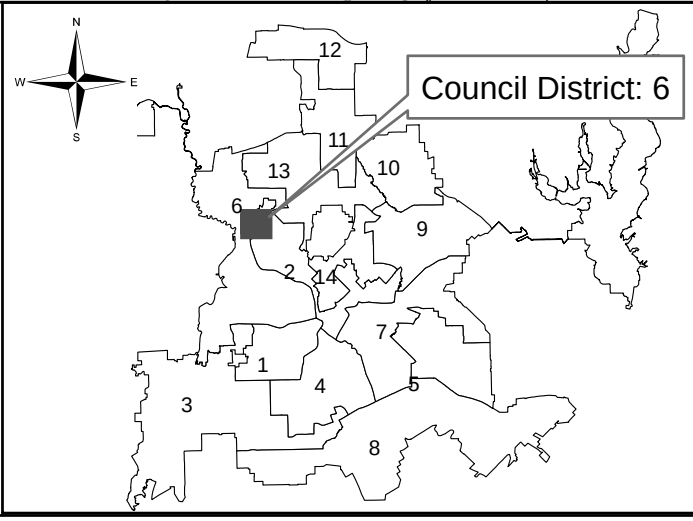
Doug Schmits, District Director
Blair M. Lavoie, Director
Michael Cardito, Director

MAP

Attached



Mapsco: 33 C, G



Dallas Water Utilities
Contract No. 13-125, Change Order No. 3
Bachman Water Treatment Plant
Water Quality Improvements

June 12, 2019

WHEREAS, on June 25, 2014, City Council authorized a contract with MWH Constructors, Inc. for the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant, in an amount not to exceed $47,720,500.00, by Resolution No. 14-1045; and

WHEREAS, on August 12, 2015, City Council authorized Change Order No. 1 to the contract with MWH Constructors, Inc. for additional work related to the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant, in an amount not to exceed $667,812.00, from $47,720,500.00 to $48,388,312.00, by Resolution No. 15-1411; and

WHEREAS, on September 14, 2016, City Council authorized Change Order No. 2 to the contract with MWH Constructors, Inc. for additional work related to the construction of water quality and miscellaneous improvements at the Bachman Water Treatment Plant, in an amount not to exceed $347,739.75, from $48,388,312.00 to $48,736,051.75, by Resolution No. 16-1473; and

WHEREAS, it is necessary to authorize Change Order No. 3 for additional work to change the method of shoring for a deep pipe excavation, modifications to the raw water meter vault, and utility relocations that were identified during the construction of the water quality improvements at the Bachman Water Treatment Plant; and

WHEREAS, MWH Constructors, Inc., 747 Port America Place, Suite 300, Grapevine, Texas 76051, has submitted an acceptable proposal for this additional work; and

WHEREAS, Dallas Water Utilities recommends that Contract No. 13-125 be increased by $203,201.70, from $48,736,051.75 to $48,939,253.45.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with MWH Constructors, Inc. (Change Order No. 3) is authorized for additional work associated with the water quality and miscellaneous improvements at the Bachman Water Treatment Plant, in an amount not to exceed $203,201.70, increasing the contract amount from $48,736,051.75 to $48,939,253.45.

SECTION 2. That the proposed Change Order No. 3 with MWH Constructors, Inc., be accepted and that Contract No. 13-125 be revised accordingly.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $203,201.70 to MWH Constructors, Inc. from the Water Capital Improvement Fund, Fund 3115, Department DWU, Unit PW30, Object 4550, Program 713125, Encumbrance CT-DWU713125CP, Vendor VC0000013103.

SECTION 4. That this contract is designated as Contract No. DWU-2016-00001047.

SECTION 5. 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.

Agenda Information Sheet

File #: 19-614 **Item #:** 58.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 6, Outside City Limits

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize an increase in the construction services contract with Oscar Renda Contracting, Inc. for additional work associated with improvements at three meter vaults (list attached to the Agenda Information Sheet) - Not to exceed $482,106.00, from $4,000,000.00 to $4,482,106.00 - Financing: Water Capital Improvement Fund

BACKGROUND

On February 8, 2017, City Council authorized a construction services contract with Oscar Renda Contracting, Inc. for rehabilitation improvements to aging infrastructure at the Irving Jamison Meter Vault (1955) and the Irving North Meter Vault (1975) by Resolution No. 17-0273. Also included was the construction of a new water meter vault adjacent to Cypress Waters Pump Station which serves the far northwest part of Dallas. The new meter vault allows Dallas Water Utilities to better monitor, measure and control water volume and quality delivered to the citizens of far northwest Dallas.

This action will authorize Change Order No. 1 for additional work identified during the construction of the meter vault improvements as a result of differing site conditions. The work includes additional pipe, fittings and electrical materials necessary to connect to existing infrastructure in different locations than shown on the original design plans. This additional work is necessary for the meter vaults to continue functioning as intended.

ESTIMATED SCHEDULE OF PROJECT

Began Construction	August 2017
Complete Construction	December 2019

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On February 8, 2017, City Council authorized a construction services contract with Oscar Renda Contracting, Inc. for the construction of improvements to water meter vaults at three locations by Resolution No. 17-0273.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Capital Improvement Fund - $482,106.00

Construction Contract	$4,000,000.00
Change Order No. 1 (this action)	$ 482,106.00
Total Project Cost	$4,482,106.00

Council District	Amount
6	$350,489.00
Outside City Limits	$131,617.00
Total	$482,106.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$482,106.00	Construction	25.00%	13.07%	$63,033.99
• This contract does not meet the M/WBE goal, but complies with good faith efforts.				
• Change Order No. 1 - 17.68% Overall M/WBE participation				

OWNER

Oscar Renda Contracting, Inc.

Frank Renda, President

MAPS

Attached

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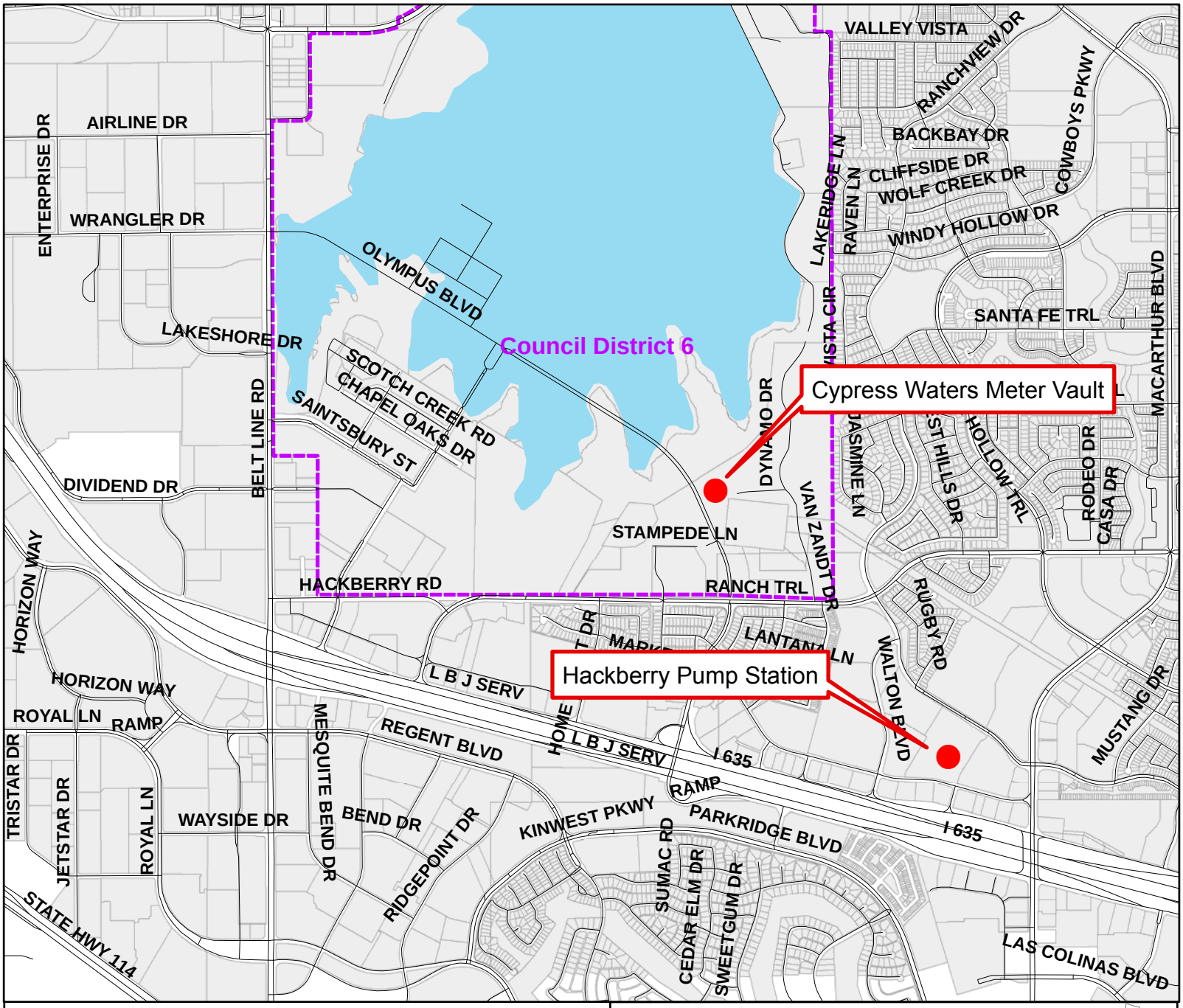
Segment List
Contract No. 17-001 CO #1
Water Meter Vault Improvements

District 6

Cypress Waters Meter Vault
Jamison Meter Vault

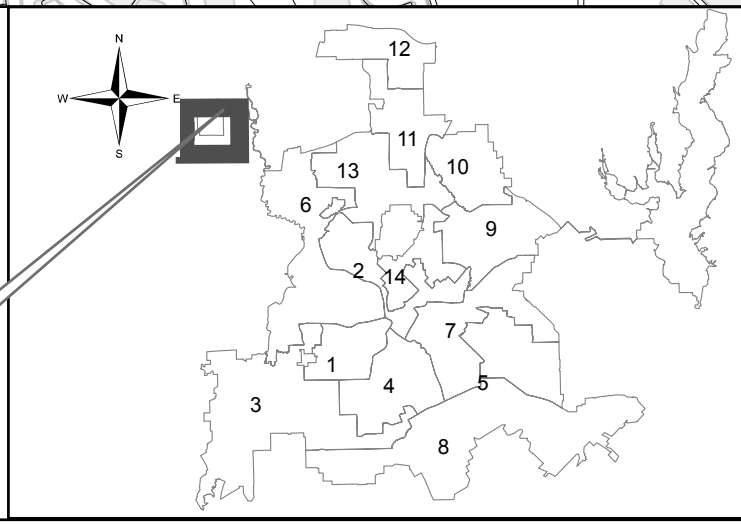
Outside City Limits

Hackberry Pump Station

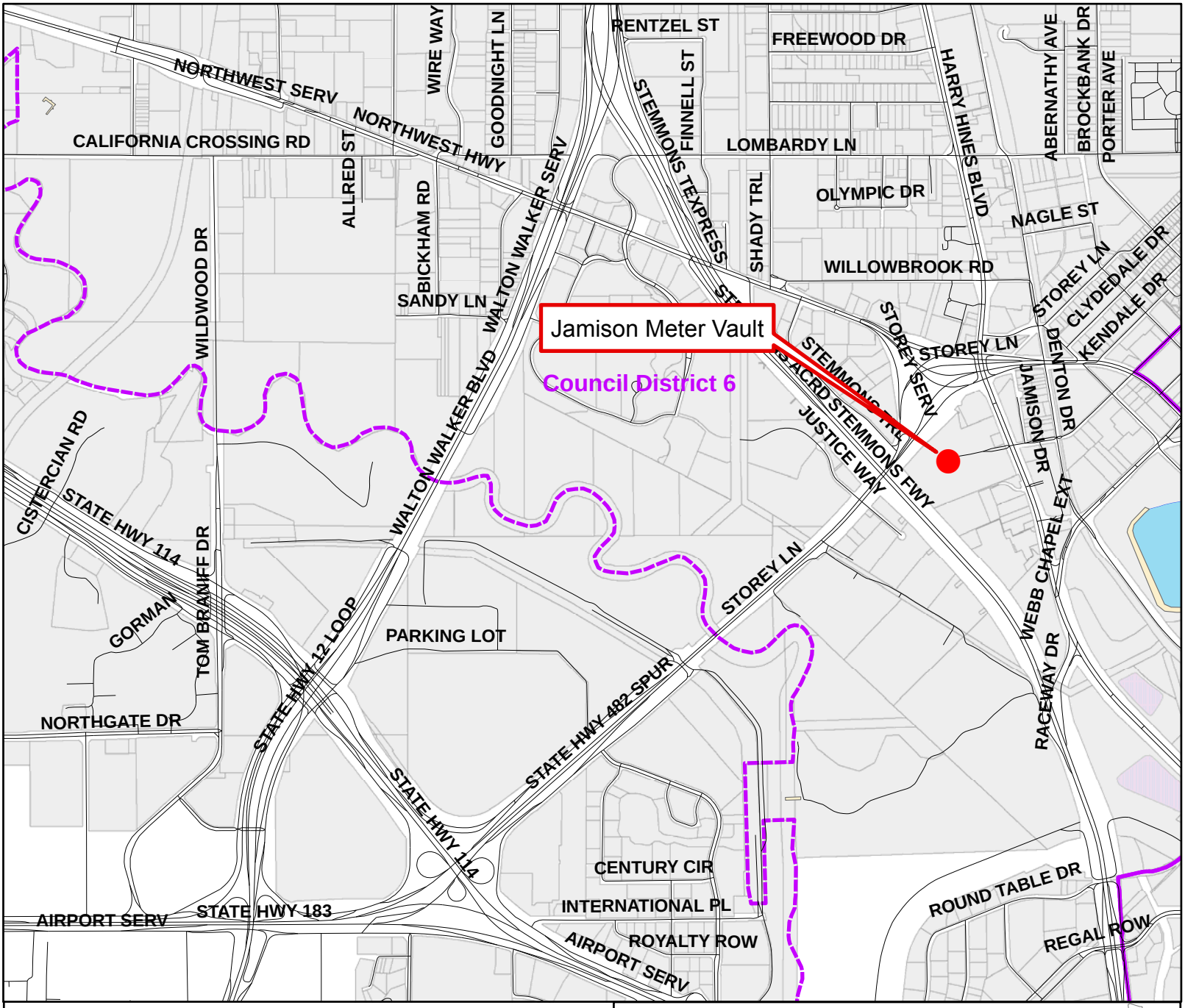


Mapsco: 11A R, 11B S

Council District: 6, Outside City Limits

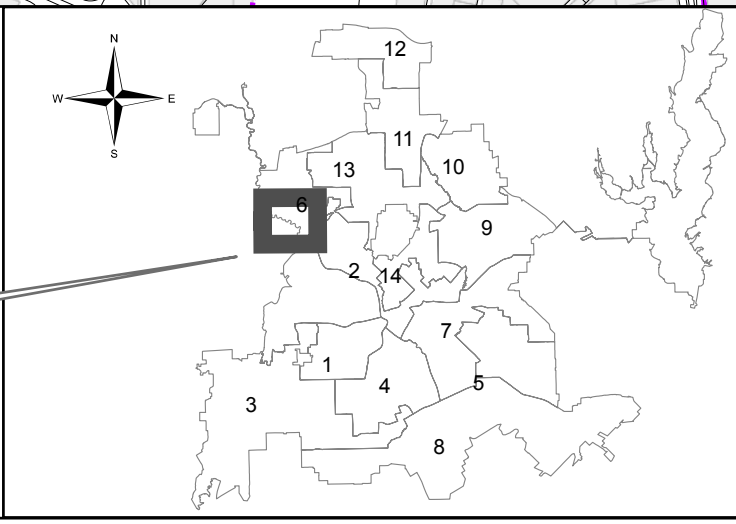


Dallas Water Utilities
Contract No. 17-001 CO#1
Water Meter Vault Improvements



Mapsco: 33 B

Council District: 6



Dallas Water Utilities
Contract No. 17-001
Water Meter Vault Improvements

June 12, 2019

WHEREAS, on February 8, 2017, City Council authorized a contract with Oscar Renda Contracting, Inc. for construction of the major vault and valve project at various locations project, that included the Jamison Meter Vault, the Irving Hackberry, and the Cypress Waters Meter Vault, in an amount not to exceed $4,000,000.00, by Resolution No. 17-0273; and

WHEREAS, additional work is necessary to address differing site conditions; and

WHEREAS, Oscar Renda Contracting, Inc., 608 Henrietta Creek Road, Roanoke, Texas 76262, has submitted an acceptable proposal for this additional work; and

WHEREAS, Dallas Water Utilities recommends that Contract No. 17-001 be increased by $482,106.00, from $4,000,000.00 to $4,482,106.00.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with Oscar Renda Contracting, Inc. (Change Order No. 1) is authorized for additional work associated with the construction and rehabilitation of three Dallas Water Utility meter vaults, in an amount not to exceed $482,106.00, increasing the contract amount from $4,000,000.00 to $4,482,106.00.

SECTION 2. That the proposed Change Order No. 1 with Oscar Renda Contracting, Inc. be accepted and that Contract No. 17-001 be revised accordingly.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $482,106.00 to Oscar Renda Contracting, Inc. from Water Capital Improvement Fund, Fund 3115, Department DWU, Unit PW43, Object 4550, Program 717001, Encumbrance CT-DWU717001CP, Vendor 244607.

SECTION 4. That this contract is designated as Contract No. DWU-2016-00001449.

SECTION 5. 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.

Agenda Information Sheet

File #: 19-620 **Item #:** 59.

STRATEGIC PRIORITY:	Mobility Solutions, Infrastructure, and Sustainability
AGENDA DATE:	June 12, 2019
COUNCIL DISTRICT(S):	Outside City Limits
DEPARTMENT:	Water Utilities Department
EXECUTIVE:	Majed Al-Ghafry

SUBJECT

Authorize an increase in the construction services contract with BAR Constructors, Inc. for additional work associated with the construction of a new pump station to replace the existing Pump Station No. 1 at the Elm Fork Water Treatment Plant - Not to exceed $644,091.87, from $50,090,500.00 to $50,734,591.87 - Financing: Water Capital Improvement Fund

BACKGROUND

The Elm Fork Water Treatment Plant located in Carrollton, Texas was originally constructed in the 1950s and is the second largest of three water treatment plants serving the customers of Dallas Water Utilities. The existing Pump Station No. 1 was constructed in 1952 and served as the plant's original raw water and potable water pump station.

On September 27, 2017, City Council authorized a contract with BAR Constructors, Inc., for the construction of a new pump station to replace the existing Pump Station No. 1 at the Elm Fork Water Treatment Plant by Resolution No. 17-1563. Due to its age, replacement of the existing pump station is necessary to bring the facility up to current standards and capacity requirements. The construction of this new pump station required an expansion of the Oncor West Electrical Substation located inside the Elm Fork Water Treatment Plant. The expansion of this substation was coordinated with Oncor during design, but shortly after the construction contract was bid, Oncor notified the City of their plans to modify the expansion of the substation. This modified expansion will require the addition of a customer-owned 4160V transformer.

This action will authorize Change Order No. 1 to the construction services contract for the additional labor and materials required to construct the 4160V transformer as well as additional work identified during construction. The additional work includes minor changes to structural, chemical, mechanical and piping work and a video monitoring system for better oversight of construction.

ESTIMATED SCHEDULE OF PROJECT

Began Construction December 2017
Complete Construction January 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On September 27, 2017, City Council authorized a construction services contract with BAR Constructors, Inc. for the construction of a new pump station to replace the existing Pump Station No. 1 at the Elm Fork Water Treatment Plant by Resolution No. 17-1563.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Capital Improvement Fund - $644,091.87

Construction	$50,090,500.00
Change Order No. 1 (this action)	$ 644,091.87
Total Project Cost	$50,734,591,87

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$644,091.87	Construction	25.00%	49.71%	$320,173.36
• This contract exceeds the M/WBE goal.				
• Change Order No. 1 - 43.66% Overall M/WBE participation				

OWNER

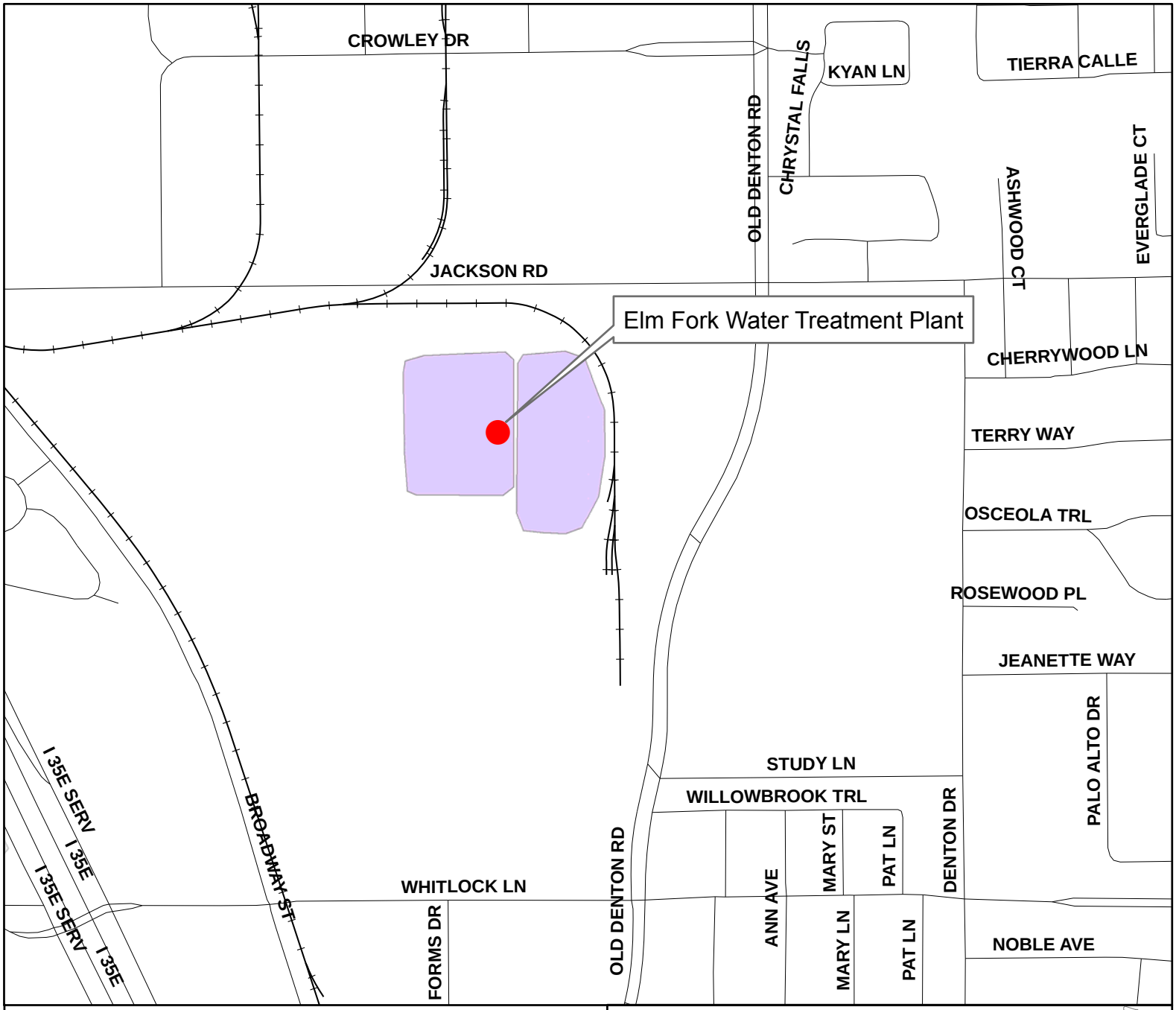
BAR Constructors, Inc.

Isidro Arrambide, President

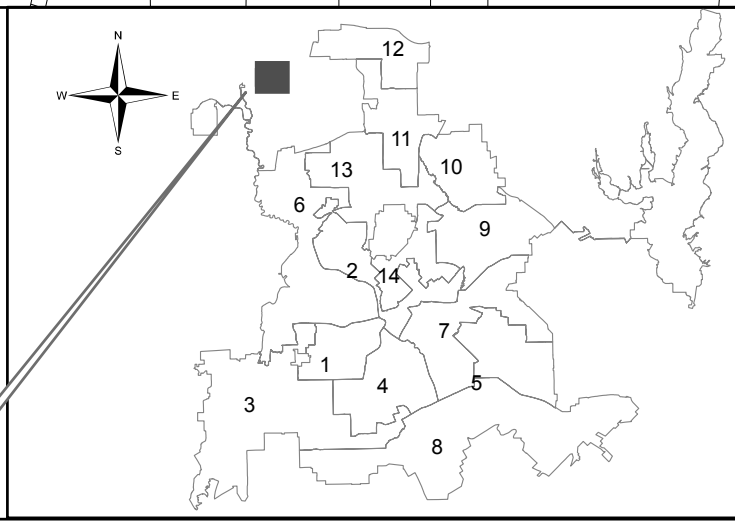
MAP

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Mapsco: 2 T



Council District: Outside City Limits

Dallas Water Utilities
Contract No. 17-027 CO#1
Elm Fork Water Treatment Plant
Replacement of Pump Station No. 1

June 12, 2019

WHEREAS, on September 27, 2017, City Council authorized a contract with BAR Constructors, Inc. for the construction of a new pump station to replace the existing Pump Station No. 1 at the Elm Fork Water Treatment Plant, in an amount not to exceed $50,090,500.00, by Resolution No. 17-1563; and

WHEREAS, it is necessary to authorize Change Order No. 1 for additional work related to the expansion of the electrical substation and other additional work identified during construction; and

WHEREAS, BAR Constructors, Inc., 805 Katy Street, Lancaster, Texas 75146, has submitted an acceptable proposal for this additional work; and

WHEREAS, Dallas Water Utilities recommends that Contract No. 17-027 be increased by $644,091.87, from $50,090,500.00 to $50,734,591.87.

Now, Therefore,

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

SECTION 1. That an increase in the construction services contract with BAR Constructors, Inc. (Change Order No. 1) is authorized for additional work associated with the construction of a new pump station to replace the existing Pump Station No. 1 at the Elm Fork Water Treatment Plant, in an amount not to exceed $644,091.87, increasing the contract amount from $50,090,500.00 to $50,734,591.87.

SECTION 2. That the proposed Change Order No. 1 with BAR Constructors, Inc. be accepted and that Contract No. 17-027 be revised accordingly.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $644,091.87 to BAR Constructors, Inc. from the Water Capital Improvement Fund, Fund 3115, Department DWU, Unit PW31, Object 4320, Program 717027, Encumbrance/Contract No. CX-DWU-2017-00003120, Vendor 125824.

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.

Agenda Information Sheet

File #: 19-568 **Item #:** 60.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 4

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize Supplemental Agreement No. 1 to the professional services contract with JQ Infrastructure, LLC to provide additional engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up of rehabilitation improvements for influent piping and equipment at the Central Wastewater Treatment Plant - Not to exceed $708,681.00, from $1,095,000.00 to $1,803,681.00 - Financing: Wastewater Capital Improvement Fund

BACKGROUND

On June 27, 2018, City Council awarded a professional services contract to JQ infrastructure, LLC, to evaluate influent piping and equipment associated with wastewater conveyance to the Central Wastewater Treatment Plant (CWWTP). The project includes condition assessments, evaluation of proper rehabilitation and replacement methods, design of recommended improvements, and construction phase services.

In the course of executing the project, additional services were identified to provide hydraulic evaluations and to design structural and mechanical improvements to the primary clarifiers, to rehabilitate the existing 81 and 84-inch influent piping, and for instrumentation and control programing in support of Complex A improvements at CWWTP. This action will authorize Supplemental Agreement No. 1 to address the additional services and complete the project.

The wastewater mains and other equipment included in this project are in need of repair or rehabilitation and are vital to the continued, reliable treatment of wastewater. This infrastructure affects critical process treatment facilities, including the trickling filters, primary clarifiers, chlorine building, tertiary filters and activated sludge complex. Failure would lead to sanitary sewer overflows, inability to treat wastewater and permit violations. In addition, a failure below any of the critical process treatment facilities would greatly reduce the plant's capacity and require expensive emergency repairs.

The estimated total construction cost for this project is $18,000,000.00.

ESTIMATED SCHEDULE OF PROJECT

Began Design	August 2018
Complete Design	October 2019
Begin Construction	November 2019
Complete Construction	May 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On June 27, 2018, City Council authorized a professional services contract with JQ Infrastructure, LLC to provide engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up of rehabilitation improvements for influent piping and equipment at the Central Wastewater Treatment Plant by Resolution No. 18-0949.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Wastewater Capital Improvement Fund - $708,681.00

Design	$1,095,000.00
Supplemental Agreement No. 1 (this action)	$ 708,681.00
Total Project Cost	$1,803,681.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$708,681.00	Architectural & Engineering	25.66%	71.74%	$508,424.00
• This contract exceeds the M/WBE goal.				
• Supplemental Agreement No. 1 - 77.84% Overall M/WBE participation				

OWNER

JQ Infrastructure, LLC

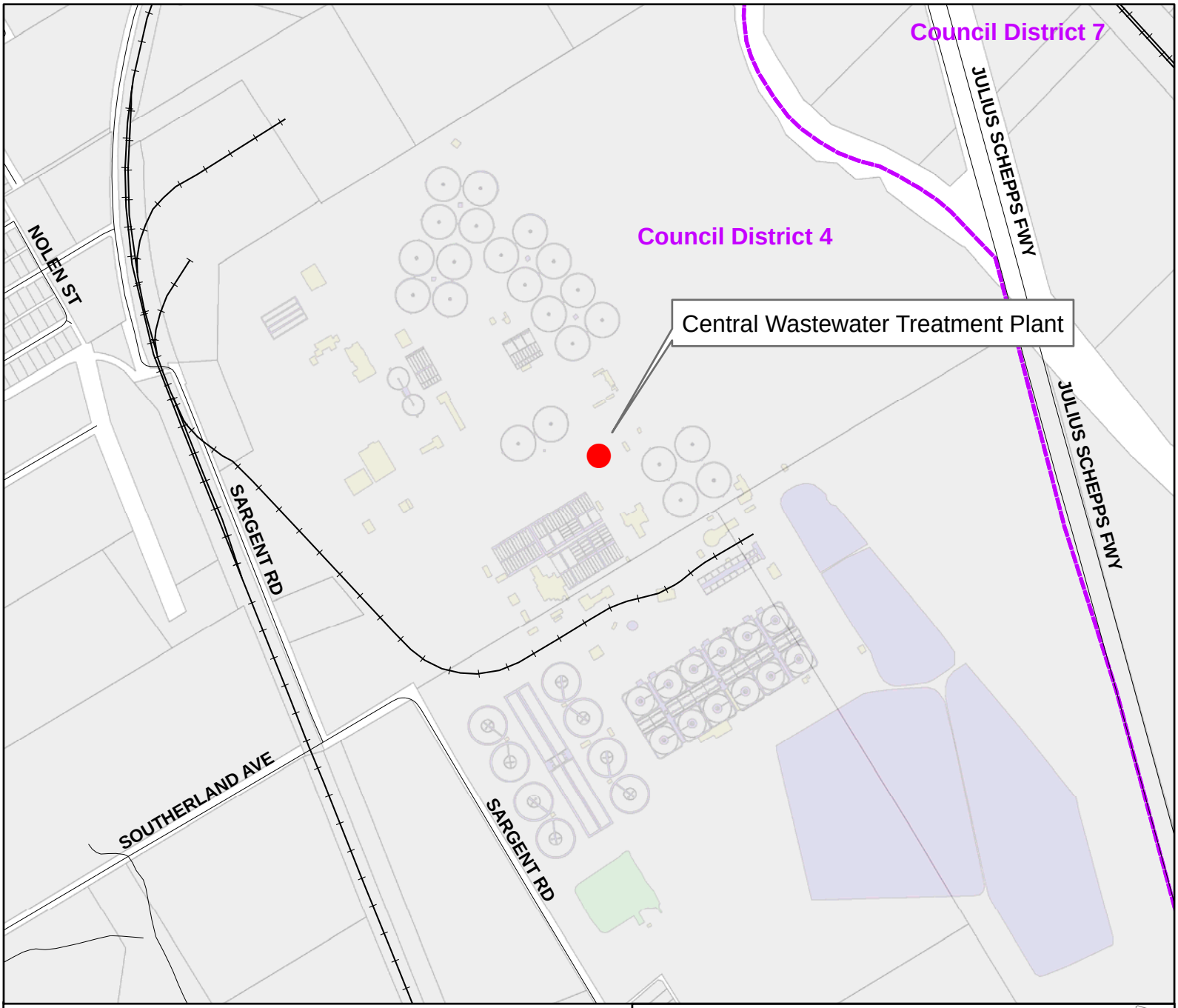
Murali Kariyarveedu, President

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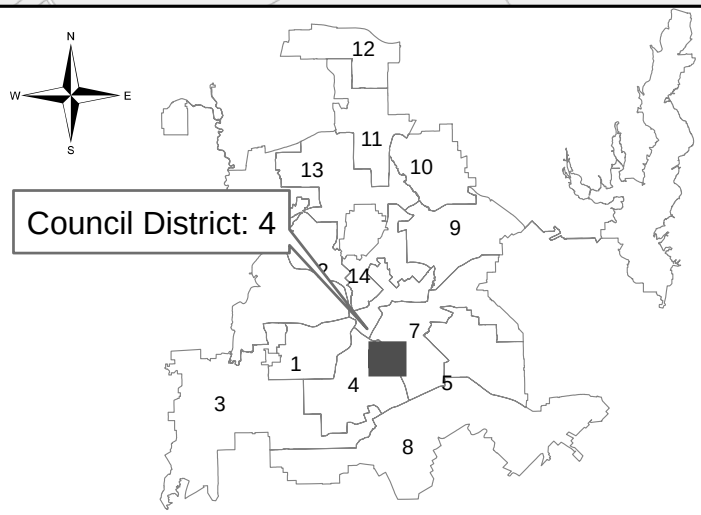
MAP

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Dallas Water Utilities
Contract No. 18-020E SA #1
Central Wastewater Treatment Plant
Influent Piping and Equipment Rehabilitation

June 12, 2019

WHEREAS, on June 27, 2018, City Council authorized a professional services contract with JQ Infrastructure, LLC to provide engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration, and start-up of rehabilitation improvements for influent piping and equipment at the Central Wastewater Treatment Plant, in an amount not to exceed $1,095,000.00, by Resolution No. 18-0949; and

WHEREAS, the City of Dallas has identified the need for additional services to provide hydraulic evaluations and to design structural and mechanical improvements to the primary clarifiers, to rehabilitate the existing 81 and 84-inch influent piping, and for instrumentation and control programing in support of Complex A improvements at the Central Wastewater Treatment Plant; and

WHEREAS, JQ Infrastructure, LLC, 100 Glass Street, Suite 201, Dallas, Texas 75201, has submitted an acceptable proposal to provide these engineering services; and

WHEREAS, Dallas Water Utilities recommends that Contract No. 18-020E be increased by $708,681.00, from $1,095,000.00 to $1,803,681.00.

Now, Therefore,

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

SECTION 1. That the proposed Supplemental Agreement No. 1 to the professional services contract be accepted and that Contract No. 18-020E with JQ Infrastructure, LLC, be revised accordingly.

SECTION 2. That the City Manager is hereby authorized to execute Supplemental Agreement No. 1 to the professional services contract with JQ Infrastructure, LLC, approved as to form by the City Attorney, to provide additional engineering services required for the investigation, preliminary design, development of construction plans and specifications, bid phase services, construction administration and start-up of rehabilitation improvements for influent piping and equipment at the Central Wastewater Treatment Plant, in an amount not to exceed $708,681.00, increasing the contract amount from $1,095,000.00 to $1,803,681.00.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $708,681.00 to JQ Infrastructure, LLC from the Wastewater Capital Improvement Fund, Fund 2116, Department DWU, Unit PS30, Object 4114, Program 718020, Encumbrance/Contract No. CX-DWU-2018-00006098, Vendor 517892.

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.

Agenda Information Sheet

File #: 19-555 **Item #:** 61.

STRATEGIC PRIORITY: Mobility Solutions, Infrastructure, and Sustainability

AGENDA DATE: June 12, 2019

COUNCIL DISTRICT(S): 2, 5, 7, 9, 10, 11

DEPARTMENT: Water Utilities Department

EXECUTIVE: Majed Al-Ghafry

SUBJECT

Authorize Supplemental Agreement No. 1 to the professional services contract with HDR Engineering, Inc. to provide additional engineering services for corrosion prevention design of three priority water transmission pipeline locations - Not to exceed $325,710.00, from $1,644,038.00 to $1,969,748.00 - Financing: Water Capital Improvement Fund

BACKGROUND

Since 2003, Dallas Water Utilities has been proactive with its corrosion prevention program by systematically inspecting and evaluating its large-diameter concrete cylinder pipelines to reduce the risk of catastrophic failures. All concrete water mains are susceptible to galvanic corrosion, which require very specialized engineering to mitigate and prevent corrosion. This proactive approach reduces service interruptions to customers, reduces the risk of catastrophic pipeline failures, and extends the service life of the City's water transmission main assets.

On September 10, 2014, City Council awarded an engineering contract to HDR Engineering, Inc., to develop cathodic protection systems for three large-diameter water transmission mains at different locations by Resolution No. 14-1483. In the course of executing the project, additional services were identified to fully implement the recommended improvements. Supplemental Agreement No. 1 is required to address the additional services and complete the project. The additional services include the replacement of a large valve and other improvements to adequately dewater and access the pipelines for construction. Additional services are also required for extensive coordination with Dallas Area Rapid Transit, Texas Commission on Environmental Quality, and the United States Army Corps of Engineers not fully covered by the scope of the original contract.

The estimated total construction cost for this project is $4,000,000.00.

ESTIMATED SCHEDULE OF PROJECT

Began Design	October 2014
Complete Design	July 2019
Begin Construction	December 2019
Complete Construction	May 2021

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On September 10, 2014, City Council authorized a professional services contract with HDR Engineering, Inc. to provide engineering services for corrosion prevention design for three priority water transmission pipeline locations by Resolution No. 14-1483.

Information about this item will be provided to the Mobility Solutions, Infrastructure and Sustainability Committee on June 10, 2019.

FISCAL INFORMATION

Water Capital Improvement Fund - $325,710.00

Design	$1,644,038.00
Supplemental Agreement No. 1 (this action)	$ 325,710.00
Total Project Cost	$1,969,748.00

Council District	Amount
2	$ 29,153.77
5	$ 16,083.99
7	$ 79,130.77
9	$ 74,173.59
10	$ 46,011.26
11	$ 81,156.62
Total	$325,710.00

M/WBE INFORMATION

In accordance with the City's Business Inclusion and Development Plan adopted on October 22, 2008, by Resolution No. 08-2826, as amended, the M/WBE participation on this contract is as follows:

Contract Amount	Category	M/WBE Goal	M/WBE %	M/WBE $
$325,710.00	Architectural & Engineering	25.66%	51.12%	$166,510.00
• This contract exceeds the M/WBE goal.				
• Supplemental Agreement No. 1 - 29.07% Overall M/WBE participation				

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OWNER

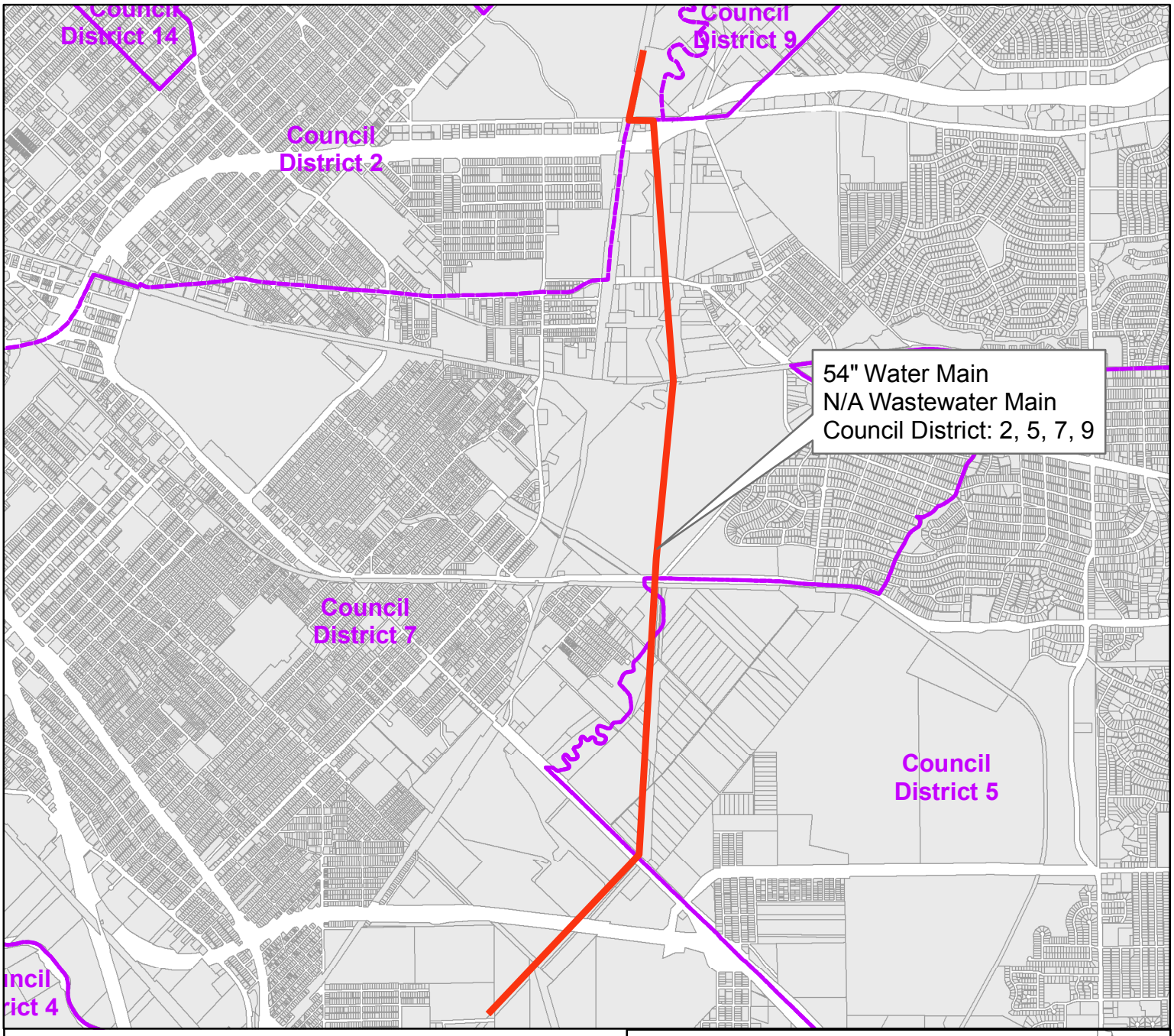
HDR Engineering, Inc.

Eric Keen, Chairman and Chief Executive Officer

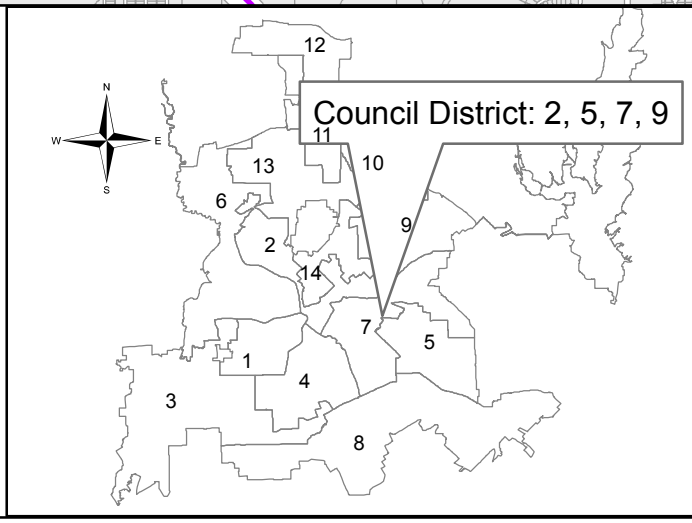
MAPS

Attached

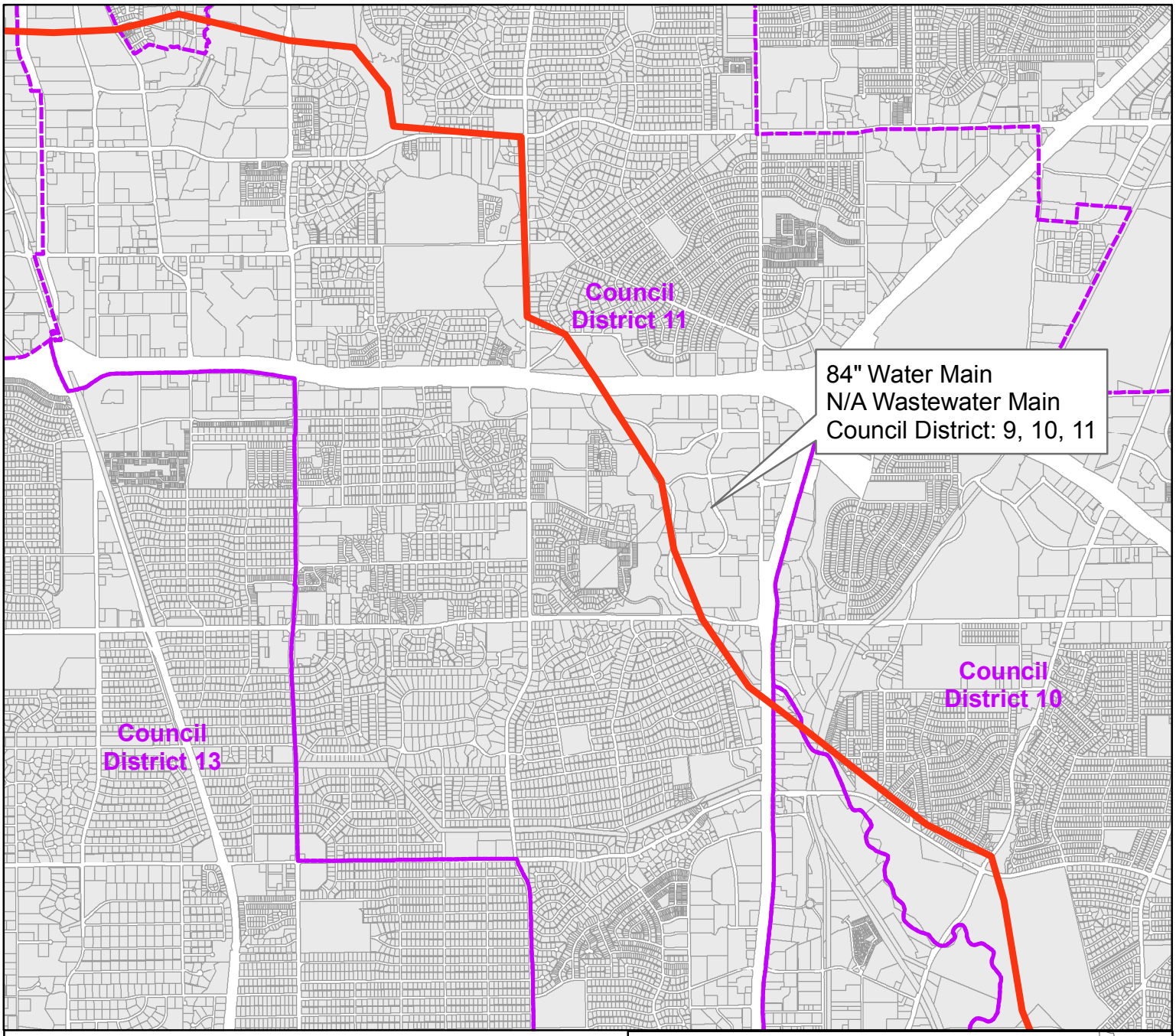
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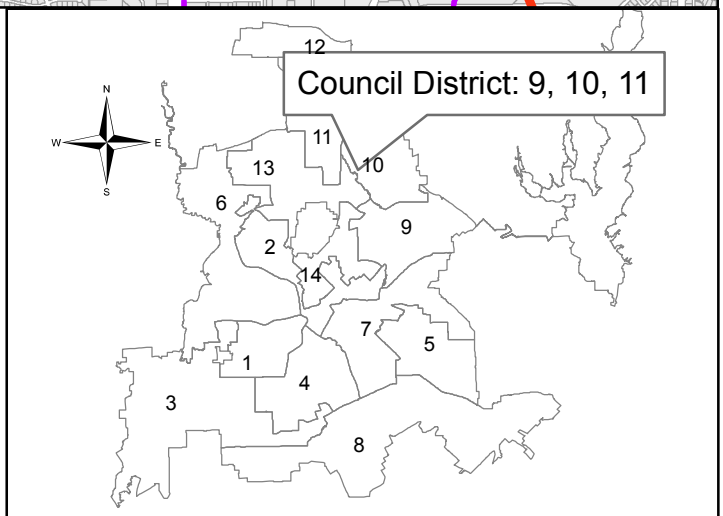
Corrosion Prevention Studies and
Design Improvements on
54" Water Main in White Rock Area



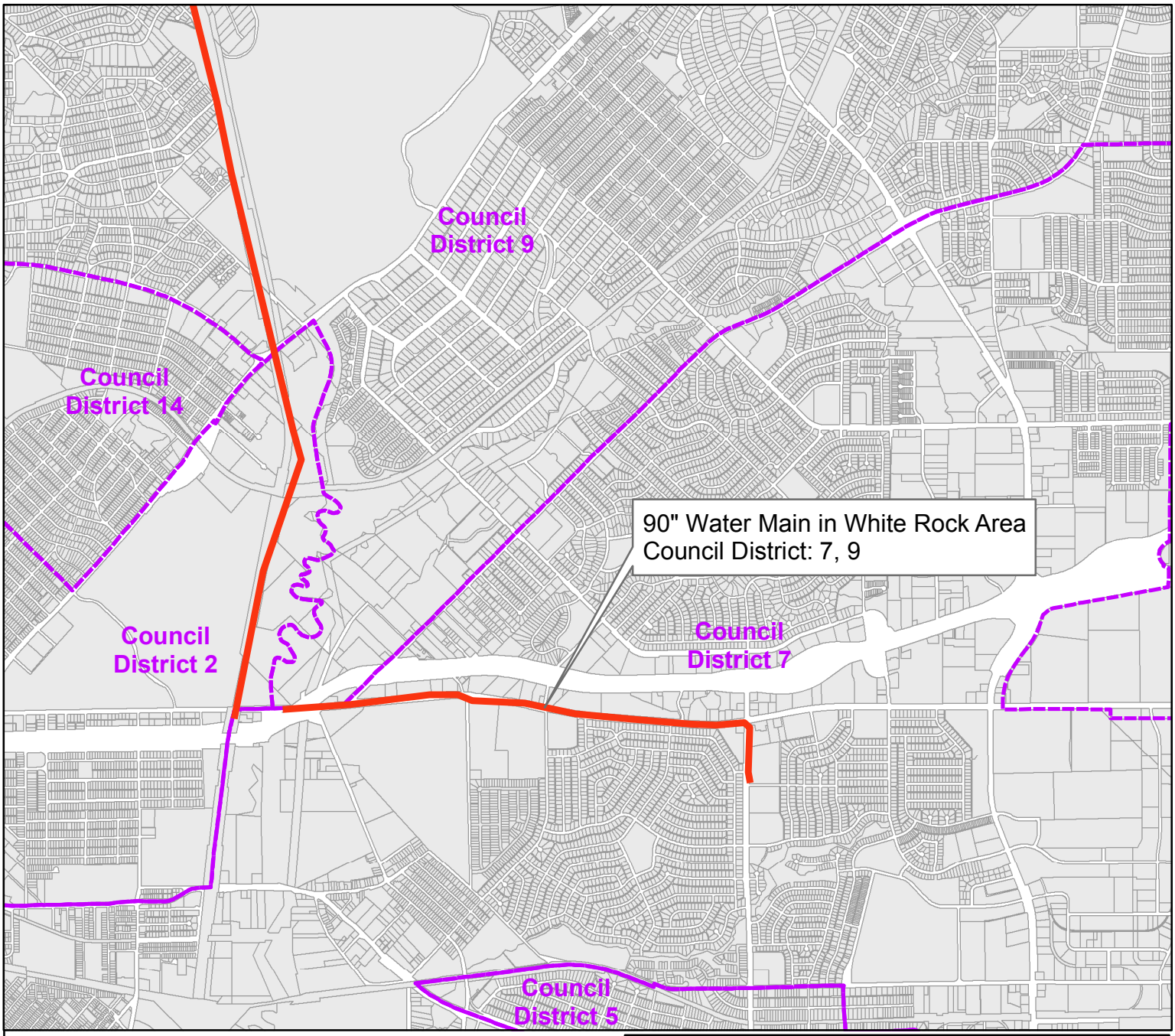
Contract No. 14-155E
Supplemental Agreement No. 1
at 3 Locations



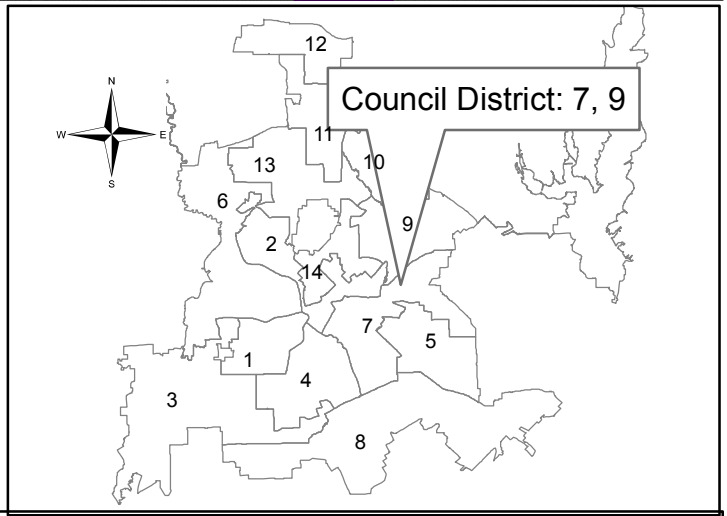
Corrosion Prevention Studies and
Design Improvements on
84" Water Main in White Rock Area



Contract No. 14-155E
Supplemental Agreement No. 1
at 3 Locations



Corrosion Prevention Studies and
Design Improvements on
90" Water Main in Samuel Boulevard and
Jim Miller Road



Contract No. 14-155E
Supplemental Agreement No. 1
at 3 Locations

WHEREAS, aging concrete cylinder water mains are susceptible to corrosion resulting in reduced service levels, extensive maintenance, and/or premature replacement; and

WHEREAS, on September 10, 2014, City Council authorized a professional services contract with HDR Engineering, Inc., to provide engineering services for corrosion prevention design for three priority water transmission pipeline locations, in an amount not to exceed $1,644,038.00, by Resolution No. 14-1483; and

WHEREAS, additional services are required to fully implement the recommended improvements and complete the project; and

WHEREAS, HDR Engineering, Inc., 17111 Preston Road, Suite 300, Dallas, Texas 75248, has submitted an acceptable proposal to provide these engineering services; and

WHEREAS, Dallas Water Utilities recommends that Contract No. 14-155E be increased by $325,710.00, from $1,644,038.00 to $1,969,748.00.

Now, Therefore,

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

SECTION 1. That the proposed Supplemental Agreement No. 1 to the professional services contract be accepted and that Contract No. 14-155E with HDR Engineering, Inc., be revised accordingly.

SECTION 2. That the City Manager is hereby authorized to execute Supplemental Agreement No. 1 to the professional services contract with HDR Engineering, Inc., approved as to form by the City Attorney, to provide additional engineering services for the corrosion prevention design of three priority water transmission pipeline locations, in an amount not to exceed $325,710.00, increasing the contract amount from $1,644,038.00 to $1,969,748.00.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed $325,710.00 to HDR Engineering, Inc. from the Water Capital Improvement Fund, Fund 2115, Department DWU, Unit PW40, Object 4111, Program 714155, Encumbrance CT-DWU714155CP, Vendor 181219.

SECTION 4. That this contract is designated as Contract No. DWU-2017-00003286.

SECTION 5. 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.