

Regular Meeting: Max W. Wells, President, presiding

Present: Max W. Wells, President; Jesse Moreno, Vice President; Celina Barajas, Barbara A. Barbee, Matthew L. Houston, Sean Johnson, Lawrence S. Jones, Jean F. Milligan, Robin Moss Norcross, Rodney Schlosser, Paul Sims, Yolanda F. Williams, Gerald Worrall III – 13

Absent: Amy W. Monier, Raquel A. Rollins - 2

President Wells convened the meeting at 10:03 a.m. A quorum of the Board was present.

Agenda Item 1. Speakers: David Williams, Youth Park Ambassador, Subject: Earth Day 2015 at Singing Hills Park.

### **MINUTES**

Agenda Item 2. A motion by Jean Milligan, seconded by Barbara Barbee, for approval of minutes of the April 2, 2015 Park and Recreation Board meeting, was carried. The vote was unanimous.

### **CONSENT AGENDA (ITEMS 3-12)**

#### **ADMINISTRATION AND FINANCE COMMITTEE - MISCELLENEOUS**

Agenda Item 3. Dorothy & Wallace Savage Park (14) – A motion by Jean Milligan, seconded by Lawrence Jones, to authorize an alcohol permit request for the Swiss Avenue Home Tour to serve alcohol at Dorothy & Wallace Savage Park located at 5501 Swiss Avenue, on Saturday, May 9, 2015 and Sunday, May 10, 2015 from 10:00 a.m. - 6:00 p.m. - Estimated Revenue: \$560, was carried. The vote was unanimous.

### **BACKGROUND**

The Park and Recreation Board has the authority by City Code Sec.32-11.2(3) to approve alcohol consumption on park property. A request has been made by Jody Bowers, to serve alcohol from 10:00 a.m. to 6:00 p.m. at the Mother's Day Home Tour being held at Dorothy & Wallace Savage Park (5501 Swiss Avenue) on Saturday, May 9 and Sunday, May 10, 2015. The event will include a home tour and a wine and beer garden. Park and Recreation Board approval of an alcohol permit is requested.

The Alcoholic Beverage Permit Conditions document has been given to the event organizers who will be required to meet all the conditions to include Naming the City of Dallas as an Additional Insured as specified by the City's Risk Management Office and restricting alcohol consumption to a designated enclosed area staffed by Dallas Police.

Agenda Item 4. Fair Park (7) – A motion by Jean Milligan, seconded by Lawrence Jones, to authorize staff to pursue amending City Council Resolution 89-1157 to transfer management and operation of the Science Place I from the Office of Cultural Affairs to the Park and Recreation Board - Financing: No cost consideration to the City, was carried. The vote was unanimous.

On April 12, 1989, the Dallas City Council passed Resolution 89-1157 which clarified the intent of the Ordinance No. 20266 stating that the Park and Recreation Board should enter into written agreements to transfer the management of certain arts and cultural programs, activities and facilities located on park property to the Office of Cultural Affairs. The Science Place I was listed in an attached exhibit as a facility to be transferred.

On October 22, 1990, a Memorandum of Agreement was entered into between the Park and Recreation Board and the City Manager's Office, acting through its Office of Cultural Affairs to clarify the division of functions and responsibilities consistent with the prior actions of the Dallas City Council.

On December 13, 1991, by City Council Resolution 91-2259, a facility agreement was awarded for the management and operation of the Fair Park Museum of Fine Arts and the Health and Science Museum Building to the Southwest Museum of Science and Technology which later became known as the Perot Museum of Nature and Science. The agreement was for a term of 350 months.

On July 31, 2014 the First Amendment was authorized, through an Administrative Action, to mutually terminate the agreement between the City of Dallas and the Perot Museum of Nature and Science for their use of Science Place I and Science Place II.

In an effort to activate Fair Park, the Park and Recreation Department is seeking management and control of the Science Place I building. The Office of Cultural Affairs will continue to operate and manage the Science Place II building.

Agenda Item 5. Fair Park (7) – A motion by Jean Milligan, seconded by Lawrence Jones, to authorize designation of a temporary off-leash site in the Cotton Bowl Stadium for the Seventh Annual Dog Bowl Event on Sunday, May 3, 2015 - Estimated Revenue: \$13,000, was carried. The vote was unanimous.

## **BACKGROUND**

In August of 2000, the Park and Recreation Board directed staff to pursue the future development of off-leash sites throughout the City of Dallas. Ordinance # 8019, Section 32-6 of the Dallas City Code was modified in late 2000 to include a provision allowing dogs to run off-leash in Park and Recreation Board approved off-leash parks. Park and Recreation Board approval is required to designate the Cotton Bowl Stadium as an off-leash site on May 3, 2015 from 1:00 p.m. – 5:00 p.m. Rules governing off-leash sites will be prominently posted for compliance by all participants.

The Fair Park Comprehensive Development Plan, adopted in 2003, outlines objectives for the park including creating a signature public park, activating the park with new programs and uses, encouraging economic vitality and enhancing connectivity with the greater Dallas community. In an effort to help meet these objectives, Friends of Fair Park and the Fair Park campus members are presenting "The Dog Bowl", promotional events on May 3, 2015. The events will include live entertainment, giveaways, exhibits and activities including a variety of pet product vendors offering the latest tips and trends in the dog world. This event will bring thousands of people to Fair Park creating additional activity and increased exposure to the Fair Park museums and attractions.

The section of the Dallas City Code addressing off-leash sites for dogs reads as follows:

### **Dallas City Code SEC. 32-6.1. OFF-LEASH SITES FOR DOGS.**

(a) In this section:

(1) OFF-LEASH SITE means an enclosed area designated by the Park and Recreation Board in which dogs are allowed to run at large without being secured by a leash or other restraint.

(2) DANGEROUS DOG has the meaning given that term in Section 822.041 of the Texas Health and Safety Code, as amended.

(b) The Park and Recreation Board is authorized to establish off-leash sites for dogs within designated areas of the city's parks and recreational areas. Signs designating an area as an off-leash site must be conspicuously posted at each entrance to the site.

(c) The Park and Recreation Board may promulgate regulations, not inconsistent with this section, that govern off-leash sites for dogs. Such regulations must be conspicuously posted at each entrance to an off-leash site. The regulations must include, but are not limited to, the following:

(1) No person may bring into an off-leash site:

(A) a dangerous dog;

(B) a female dog in heat;

(C) more than three dogs at one time; or

(D) a dog that is not wearing tags showing that it is currently registered and vaccinated in compliance with Chapter 7 of this code.

(2) Any person who brings a dog into an off-leash site shall:

(A) carry materials and implements for removing and disposing of dog excreta and remove all excreta deposited by the dog in the off-leash site, in compliance with Section 7-21.2 of this code;

(B) lead the dog on a leash and retain the dog in custody when entering and exiting an off-leash site;

(C) keep the dog under visual and voice control at all times while in the off-leash site;

(D) fill any hole that the dog digs in the off-leash site; and

(E) remove the dog from the off-leash site at the first sign of aggression by the dog.

(3) Any person who brings a child under 12 years of age into an off-leash site shall keep the child under strict supervision

(d) A person commits an offense, punishable by a fine of up to \$2,000, if he fails to comply with any regulation:

(1) set forth in Subsection (c) of this section; or

(2) promulgated by the Park and Recreation Board pursuant to Subsection (c) and posted at the off-leash site.

(e) Use of an off-leash site by any dog constitutes:

(1) implied consent of the owner, harborer, or person having care, custody, or control of the dog to comply with all conditions and regulations stated in this section or promulgated by the park board and posted at the off-leash site; and

(2) a waiver of liability to the city by the owner, harborer, or person having care, custody, or control of the dog, and an agreement and undertaking to protect, indemnify, defend, and hold the city harmless, for any injury or damage caused by the dog during any time that the dog is in the off-leash site. (Ord. 24482)

Park and Recreation Board consideration to designate the Cotton Bowl Stadium as an off-leash site on May 3, 2015 from 1:00 p.m. to 5:00 p.m. is being requested.

## **PLANNING AND DESIGN COMMITTEE – MISCELLANEOUS**

Agenda Item 6. A motion by Gerald Worrall, seconded by Robin Norcross, for adoption of a resolution of the City of Dallas Park and Recreation Board authorizing the Park and Recreation Department to submit an application for the City of Dallas to be designated as a Playful City USA - Financing: No cost consideration to the City, was carried. The vote was unanimous.

**WHEREAS**, sponsored by the Humana Foundation, Playful City USA is a national recognition program from KaBOOM! that honors cities and towns for taking bold steps that make it easy for all kids to get the balanced and active play they need to thrive; and

**WHEREAS**, Playful City USA recognizes cities, towns, and counties for their efforts to increase playability and create more family-friendly environments; and

**WHEREAS**, Playful City USA designees use play to address a variety of social and economic challenges; and

**WHEREAS**, some of the most innovative programs and policies have been developed in Playful City USA communities, providing them with a competitive advantage to attract and retain businesses and residents; and

**WHEREAS**, play for youth is important to combat and prevent obesity and chronic disease; to support emotional and social wellness; and to build community; and

**WHEREAS**, designation as a Playful City USA provides access to the following benefits: two Playful City USA highway road signs; marketing activation kit that includes press releases, a social media plan, and marketing materials to support national recognition and increase awareness; webinars and networking events for community leaders and grassroots advocates to share and learn about innovative solutions for play; an exclusive invitation to join the private Playful City USA Leaders Group on LinkedIn; access to GIS and data consultation services for play related projects; exclusive access to Policy Map, an online tool that enables cities to leverage up-to-date city data that can be used in combination with KaBOOM! playspace mapping data; access to grants offered by KaBOOM! that support increasing opportunities for play; and increased stature and competitive advantage for state and national grant opportunities; and

**WHEREAS**, the City of Dallas Park and Recreation Board supports the propositions that play is a critical component of childhood well-being and achievement, community health, and economic vitality; that cities/towns are critical drivers for achieving play outcomes and cross-sector collaboration is a key to success; and a commitment to strive to ensure that all kids get the balance of active play they need to become healthy and successful adults; and

**WHEREAS**, this Park and Recreation Board supports the application by the City of Dallas Park and Recreation Department for designation of the City of Dallas as a Playful City USA.

### **NOW, THEREFORE, BE IT RESOLVED BY THE PARK AND RECREATION BOARD OF THE CITY OF DALLAS:**

1. That the City of Dallas Park and Recreation Department is authorized to submit an application for the City of Dallas to be designated as a Playful City USA.

**PASSED AND APPROVED** by the City of Dallas Park and Recreation Board on the 16th day of April, 2015.

Agenda Item 7. Exall Park (14) – An amended motion by Gerald Worrall, seconded by Jesse Moreno, to authorize preparation of a development agreement for the duration of twelve months with the Friends of Exall Park; authorize the receipt and deposit of funds from The Friends of Exall Park in an amount up to \$25,000 for the establishment of exercise stations at Exall Park; and establishment in an amount of up to \$25,000 in capital gifts and private funds, was carried. The vote was unanimous.

### **BACKGROUND**

The Friends of Exall Park has expressed interest in donating and installing several exercise equipment along the loop trail in Exall Park. This agreement will allow the “Friend” to raise funds, procure and install several exercise equipment at this park.

### **PLANNING AND DESIGN COMMITTEE – MISCELLANEOUS**

Agenda Item 8. Kiest Park (4) – A motion by Gerald Worrall, seconded by Robin Norcross, to authorize **(1)** the receipt and deposit of funds from the Oak Cliff Foundation in an amount not to exceed \$68,000; **(2)** the establishment of appropriations in the amount of \$68,000 in the Capital Gifts, Donation and Development Fund; and **(3)** a contract with the Oak Cliff Foundation to contribute \$68,000 to the funding for the Kiest Park public art project located in Kiest Park at 3080 South Hampton Road - Financing: No cost consideration to the City, was carried. The vote was unanimous.

### **BACKGROUND**

On December 9, 2009, by Resolution No. 09-2956, authorized approval of the proposed Park and Recreation Public Art Plan for the 2006 Bond Program in compliance with the City’s Public Art Ordinance of the Dallas City Code, Chapter 2, Article X, and as approved by the Cultural Affairs Commission and the Park and Recreation Board.

On April 23, 2014, Resolution No. 14-0664, authorized an amendment to Resolution No. 09-2956, previously approved on December 9, 2009, to the Park and Recreation Public Art Plan for the 2006 Bond Program in compliance with the City’s Public Art Ordinance of the Dallas City Code, Chapter 2, Article X. Kiest Park was identified as the location for the Council District No. 4 Public Art Project.

This action is for approval of a contract between the City of Dallas and the Oak Cliff Foundation authorizing the Oak Cliff Foundation to participate in the development of the scope of the public art project- to commission a work of public art to be placed at Kiest Park honoring the contributions of Jimmie Lee Vaughan and Stevie Ray Vaughan, known as the Vaughan Brothers, for the Oak Cliff Foundation to participate in the artist selection process for Park and Recreation public art projects as a member of the selection panel, and to raise \$68,000 in support of the project: \$28,000 to augment the project budget and \$40,000 in support of the maintenance of the project.

Public Art funding was approved for \$74,000 for this project. This donation will supplement the funding for Kiest Park.

Agenda Item 9. Tipton Park (6) – A motion by Gerald Worrall, seconded by Robin Norcross, to authorize preparation of a development agreement for the duration of twelve months with the Regional Hispanic Contractors Association and the City of Dallas for a KaBOOM! playground at Tipton Park located at 3607 Magdeline Street - Financing: No cost consideration to the City, was carried. The vote was unanimous.

### **BACKGROUND**

The Regional Hispanic Contractor Association (RHCA) and KaBOOM! have expressed interest in fund raising to procure and install new playground equipment at Tipton Park. The original play equipment at this park was damaged many years ago. In addition, the Westmoreland Heights Neighborhood Association has also expressed interest in assisting the RHCA on the installation of project.

## PLANNING AND DESIGN COMMITTEE – LAND ACQUISITIONS

Agenda Item 10. White Rock Hills Recreation Center (9) – A motion by Gerald Worrall, seconded by Robin Norcross, to authorize settlement in lieu of proceeding with condemnation, of a tract of land containing approximately 1.26 acres (54,898 square feet) of land, from La Pradera Partners LTD, for the proposed White Rock Hills Recreation Center located at 2107 Highland Road - Not to exceed \$726,000 (Purchase price of \$719,765 plus closing cost and title expenses not to exceed \$6,235) - Financing: 2006 Bond Funds, was carried. The vote was unanimous.

### **BACKGROUND**

This item authorizes the acquisition of a tract of land containing a total of approximately 2.489 acres (54,898 square feet) of land, from La Pradera Partners LTD, for the proposed White Rock Hills Recreation Center. The property to be purchased is in addition to previously purchased property for the purpose of this project. The location of this project was chosen through extensive collaboration with the community.

The original Council Resolution No. 13-1097 authorized a purchase amount of \$530,000.00 plus closing costs not to exceed \$5,000.00, including the exercise of the right of eminent domain if such becomes necessary. The settlement amount for this acquisition is \$719,765.43 plus closing cost and title expenses not to exceed \$6,234.57 for a revised authorized amount of \$726,000.00. This is an increase of \$191,000.00 from the previous Council authorization.

## PLANNING AND DESIGN COMMITTEE – CONTRACT AWARDS

Agenda Item 11. L.B. Houston Sports Complex (6) – A motion by Gerald Worrall, seconded by Robin Norcross, to authorize Supplemental Agreement No. 2 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd. for credit for deleted scope of work at L.B. Houston Sports Complex located at 11223 Luna Vista Road - Not to exceed \$(177,294), from \$5,167,940 to \$4,990,646 - Financing: 2003 Bond Funds \$(21,074) and 2006 Bond Funds \$(156,220), was carried. The vote was unanimous.

**WHEREAS**, on February 22, 2012, by Resolution No. 12-0558, Rogers-O'Brien Construction Company, Ltd. was awarded a contract for a construction manager at risk contract for **(a)** improvements at Elm Fork Gun Range; **(b)** tennis court renovations at L.B. Houston Tennis Center; **(c)** renovation of the L.B. Houston Golf Course including erosion control and drainage, greens contouring and replacement, soil preparation, fairway sculpting and grassing, driving range improvements and landscaping; and **(d)** upgrade of the existing golf course clubhouse at Luna Vista Golf Course, in an amount not to exceed \$4,770,259.00; and

**WHEREAS**, on June 27, 2012, by Resolution No. 12-1635 authorized Supplemental Agreement No. 1 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd. for additional scope items for the clubhouse including a new canopy, porch and miscellaneous changes to the golf course for the L.B. Houston Sports Complex, in an amount not to exceed \$397,681.18, increasing the contract amount from \$4,770,259.00 to \$5,167,940.18; and

**WHEREAS**, this action will authorize Supplemental Agreement No. 2 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd., in a deductive amount of (-\$177,293.32), thereby decreasing the contract amount from \$5,167,940.18 to \$4,990,646.86, for credit for the deletion of paving and utilities at the Elm Fork Gun Range at the L.B. Houston Sports Complex.

**Now, Therefore,**

**BE IT RESOLVED BY THE PARK AND RECREATION BOARD AND THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the City Manager is hereby authorized to enter in to Supplemental Agreement No. 2 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd. for a credit for the deletion of paving and utilities at the Elm Fork Gun Range at L.B. Houston Sports Complex, in a deductive amount of (-\$177,293.32), decreasing the contract amount from \$5,167,940.18 to \$4,990,646.86.

**SECTION 2.** That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute Supplemental Agreement No. 2 to the construction manager at risk contract with Rogers-O'Brien Construction Company, Ltd., after approval as to form by the City Attorney.

**SECTION 3.** That the Chief Financial Officer is hereby authorized to reduce encumbrances in the amount not to exceed (-\$177,293.32) to Rogers-O'Brien Construction Company, Ltd., as follows:

(2003) Neighborhood Park and Recreation Facilities Funds  
Fund 4R05, Department PKR, Unit K100, Object 4599  
Activity CWPK, Program PK06T046.6, CT-PKR12019310.2  
Commodity 91200, Vendor VS0000051554 (-\$7,905.00)

(2003) Neighborhood Park and Recreation Facilities Funds  
Fund 5R05, Department PKR, Unit K100, Object 4599  
Activity CWPK, Program PK06T046.6, CT-PKR12019310.2  
Commodity 91200, Vendor VS0000051554 (-\$10,319.00)

(2003) Neighborhood Park and Recreation Facilities Funds  
Fund 6R05, Department PKR, Unit K100, Object 4599  
Activity CWPK, Program PK06T046.6, CT-PKR12019310.2 (-\$2,850.00)

(2006) Park and Recreation Facilities Improvement Funds  
Fund 1T00, Department PKR, Unit T046, Object 4599  
Activity CCSS, Program PK06T046.6, CT-PKR12019310.1  
Commodity 91200, Vendor VS0000051554 (-\$86,198.17)

(2006) Park and Recreation Facilities Improvement Funds  
Fund 1T00, Department PKR, Unit P685, Object 4599  
Activity MAPK, Program PKP685, CT-PKR12019310.1  
Commodity 91200, Vendor VS0000051554 (-\$70,021.15)

Total amount not to exceed (-\$177,293.32)

**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.

**PARK AND RECREATION BOARD**

Agenda Item 12. Benito Juarez Parque de Heroes Park (6), Friendship Park (10) – A motion by Lawrence Jones, seconded by Barbara Barbee, to authorize selection of sites at Benito Juarez Parque de Heroes Park located at 3352 North Winnetka Avenue and Friendship Park located at 12700 Hornbeam Drive for the Horticultural Pilot Program as presented to the Park and Recreation Board on April 2, 2015 - \$50,000 - Financing: Current Funds, was carried. The vote was unanimous.

## **BACKGROUND**

On February 19, 2015, the Park and Recreation Board was briefed on the Horticultural Pilot Program. On April 2, 2015, Benito Juarez Parque de Heroes Park and Friendship Park were chosen as the sites for the Horticultural Pilot Program.

Current Funds - \$50,000

## **BRIEFINGS**

### Agenda Item 13. Dallas Cup 2015:

Daniel Huerta, Assistant Director, Park and Recreation Department  
Andy Swift, Executive Director, Dallas Cup

### Agenda Item 14. Indoor Recreation Facility Assessment Update:

Ryan O'Connor, Senior Program Manager, Park and Recreation Department  
Jeff Bransford, Senior Project Manager, PROS Consulting

### Agenda Item 15. Capital Infrastructure Briefing:

Michael Hellmann, Assistant Director, Park and Recreation Department

## **NON-ACTION ITEMS**

Agenda Item 16. Budget Updates presented by John Jenkins, Assistant Director, Park and Recreation Department.

Agenda Item 17. No committee reports.

Agenda Item 18. Park and Recreation Board Members Liaison Reports: Audubon Dallas/Cedar Ridge Preserve, Cultural Affairs Commission, Dallas Arboretum and Botanical Society, Dallas Zoological Society, Downtown Dallas, Inc./Downtown Parks, Friends of Fair Park, Friends of the Katy Trail, Friends of Oak Cliff Parks, Lee Park and Arlington Hall Conservancy, Send A Kid To Camp, State Fair of Texas, Texas Discovery Gardens, Trinity Commons Foundation, Trinity River Audubon Center, White Rock Lake Conservancy/White Rock Lake Foundation/For the Love of the Lake, The Woodall Rodgers Park Foundation:

Barbara Barbee: Friends of Oak Cliff Parks.

Jean Milligan: Texas Discovery Gardens.

Agenda Item 19. Staff Announcements - Upcoming Park and Recreation Department Events:

Oscar Carmona: It's My Park Day.

Jennifer McRorey: Senior Mother's Day Event.

Michael Hellmann: Park and Recreation Employee Awards; Preservation Dallas Award for the Kiest Park Pergula; Texas Recreation and Park Society Planning and Design Award for the Trinity Forest Spine Trail.

Agenda Item 20. President Wells announced the next Park and Recreation Board Regular Meeting on Thursday, May 7, 2015.

Agenda Item 21. President Wells adjourned the Board meeting at 11:58 a.m.

Dawna M. Ray, Secretary  
Park and Recreation Board

Max W. Wells, President  
Park and Recreation Board

NOTE: For more information on discussion of any issue heard during this meeting, refer to the tape recording retained in the Park Department's Central File.