

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, Amy W. Monier, Robin Moss Norcross, Raquel Rollins, Rodney Schlosser, Paul Sims, Yolanda F. Williams, Gerald Worrall III – 15

Absent: None

President Wells convened the meeting at 10:00 a.m. A quorum of the Board was present.

President Wells introduced Susan (Becky) Rader, new Park Board member, Council District 9.

Agenda Item 1. No Speakers.

MINUTES

Agenda Item 2. A motion by Lawrence Jones, seconded by Barbara Barbee, for approval of Minutes of the August 20, 2015 Park and Recreation Board Meeting, was carried. The vote was unanimous.

CONSENT AGENDA (ITEMS 3 - 8)

ADMINISTRATION AND FINANCE COMMITTEE - MISCELLANEOUS

Agenda Item 3. Park and Recreation Department (All) – A motion by Jean Milligan, seconded by Lawrence Jones, to authorize document to amend and restate as of August 2015 the Park and Recreation Trust of the City of Dallas - Financing: No cost consideration to the City, was carried. The vote was unanimous.

BACKGROUND

On May 4, 1970, the Park and Recreation Board authorized the creation of a discretionary investment account with Republic National Bank of Texas entitled “Park and Recreation Trust Fund of the City of Dallas”. Assets totaling \$257,886 from the Grauwlyer Memorial Fund, Martin Weiss Park Fund and Craddock Park Fund were combined to establish the trust. Earnings from the combined assets were to be prorated on the following ratio of original participating deposits to the total value of the corpus: Craddock Park Fund 83%, Grauwlyer Park Fund 9%, and Martin Weiss Park Fund 8%.

Initial trust guidelines were set forth in 1970. These guidelines are now over 45 years old and need to be updated. The amended and restated document defines purpose, asset details and investment policy for the trust. The Department seeks approval of the document to amend and restate the Park and Recreation Trust of the City of Dallas.

Agenda Item 4. Park and Recreation Department (All) – A motion by Jean Milligan, seconded by Lawrence Jones, to authorize a five-year contract, with two five-year renewal options, with Bank of Texas N.A. to act as custodian and trustee of the Park and Recreation Trust of the City of Dallas - Financing: No cost consideration to the City, was carried. The vote was unanimous.

BACKGROUND

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Over the course of many years, the trustee changed from Republic National Bank of Texas to U.S. Trust. In January 2014, U.S. Trust notified the City that it could no longer serve as Trustee of the Park and Recreation Trust Fund due to the passage of the Dodd-Frank Wall Street Reform and Consumer Protection Act and Municipal Advisor Regulations issued pursuant to the Dodd-Frank Act.

On June 26, 2014, via Administrative Action No. 15-5899, the trust fund was transferred from U.S. Trust to Bank of Texas N.A. The Department has since submitted a Request for Competitive Sealed Proposals to secure trustee services through a multi-year contract. Bank of Texas N.A. was the sole bidder. The Department now seeks authorization to enter into a contract with Bank of Texas N.A. establishing the financial entity as the custodian and trustee of the Park and Recreation Trust Fund of the City of Dallas.

The contract term is five years and includes options of up to two five-year contract renewals with the City of Dallas in accordance with the following deal points:

1. The initial term of the agreement will be from October 1, 2015 to September 30, 2020, with two five-year renewal options.
2. Bank of Texas N.A. shall open and maintain custodian and trustee, a discretionary investment account entitled Park and Recreation Trust Fund of the City of Dallas.
3. Bank of Texas N.A. will review investments held in the account regularly and, without obtaining additional instructions from the City and make such sales, exchanges or reinvestments or to take any action which the trustee deems necessary or desirable in connection with the property of the Park and Recreation Department of the City of Dallas, held for it in trust.
4. Bank of Texas N.A. when exercising investment discretion as trustee shall be limited to investing in securities of the type appropriate for trust funds with the needs and investment horizon that are consistent with the history of this trust. Trustee will be required to act in good faith and in conformity with Texas Trust Code, as amended from time to time.
5. Bank of Texas N.A. shall render quarterly statements to the Park and Recreation Board of the City of Dallas setting forth the property held in trust for it in the said account the transactions therein including the amount of interest or other income earned by said trust fund during the previous quarter.
6. Bank of Texas N.A. shall advise the Park and Recreation Board of changes as they are made in the trust fund in accordance with normal procedures.
7. Bank of Texas N.A. shall brief the Park and Recreation Board annually on the overall performance of the investments.
8. Bank of Texas N.A. shall transmit a statement to the Park and Recreation Board quarterly with one-quarter of the annual fee agreed upon by all parties involved.
9. Bank of Texas N.A. shall make available the option to open and maintain as our custodian and trustee additional discretionary investment accounts should the need arise.

10. The Park and Recreation Board reserves the right to withdraw any or all of the corpus, or any growth which might accrue to the original corpus, of this trust by the passage of a Park and Recreation Board resolution to this effect which when certified by the Secretary of the Board and delivered to the trustee shall become effective for such withdrawal.

11. The trust agreement may be terminated at any time by written notice either by the Park and Recreation Board or by Bank of Texas N.A.

Agenda Item 5. Watercrest Park (10) – A motion by Jean Milligan, seconded by Lawrence Jones, to an alcohol permit request for Doug Hale, representing the Lake Highlands Exchange Club, to serve alcohol at their Oktoberfest at Watercrest Park located at Skillman Street and Church Road on Saturday, October 3, 2015, from 7:00 a.m. - 11:00 p.m. - Estimated Revenue: \$1,250, 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 Doug Hale, with the Lake Highlands Exchange Club, to serve alcohol from 11:00 a.m. to 9:00 p.m. at the Oktoberfest being held at Watercrest Park (Skillman and Church Road) on Saturday, October 3, 2015. The event will include music, vendors, food, and beverage. The estimated attendance is 5,000.

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 6. Park and Recreation Department (All) [This item was deferred] - Authorize approval of the FY 15-16 Proposed List of Assets to support the Sponsorship and Marketing Revenue Policy - Estimated Revenue: \$85,000.

PLANNING AND DESIGN COMMITTEE – CONTRACT AWARDS

Agenda Item 7. Briscoe Carpenter Livestock Center in Fair Park (7) – A motion by Gerald Worrall III, seconded by Robin Norcross, to authorize Supplemental Agreement No. 1 to the professional services contract with GME Consulting Services, Inc. for services to include construction materials observation and testing, laboratory and field testing of earthwork and concrete stabilization along with other miscellaneous items for the Briscoe Carpenter Livestock Center in Fair Park located at 1419 South Washington Street - Not to exceed \$127,312, from \$48,303 to \$175,615 - Financing: 2003 Bond Funds (\$60,001) and 2006 Bond Funds (\$67,311), was carried. The vote was unanimous.

WHEREAS, the original professional services contract was awarded to GME Consulting Services, Inc. on March 27, 2015, by Administrative Action No. 15-0584, and provided for materials testing and site observation services for the Briscoe Carpenter Livestock Center in Fair Park, in an amount not to exceed \$48,303.00; and

WHEREAS, this action will authorize Supplemental Agreement No. 1 to the professional services contract with GME Consulting Services, Inc. in an amount not to exceed \$127,311.90, increasing the contract amount from \$48,303.00 to \$175,614.90 for services to include construction materials observation and testing, laboratory and field testing of earthwork and concrete stabilization along with other miscellaneous items for the Briscoe Carpenter Livestock Center in Fair Park.

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 into Supplemental Agreement No. 1 with GME Consulting Services, Inc. for services to include construction materials observation and testing, laboratory and field testing of earthwork and concrete stabilization along with other miscellaneous items for the Briscoe Carpenter Livestock Center in Fair Park, in an amount not to exceed \$127,311.90.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a contract with GME Consulting Services, Inc., after approval as to form by the City Attorney.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not exceed \$127,311.90 to GME Consulting Services, Inc., as follows:

(2003) Neighborhood Park and Recreation Facilities Fund Fund 6R05, Department PKR, Unit T098, Object 4113 Activity FPRK, Program PK06T098.1, CT-PKR15019505 Commodity 92500, Vendor 356975	\$60,000.63
(2006) Park and Recreation Facilities Improvement Fund Fund 2T00, Department PKR, Unit T098, Object 4113 Activity FPRK, Program PK06T098.1, CT-PKR15019505 Commodity 92500, Vendor 356975	<u>\$67,311.27</u>
Total amount not to exceed	\$127,311.90

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 Item 8. Park and Recreation Department - 2015 Pavement Repairs Schedule E (All) – A motion by Gerald Worrall III, seconded by Robin Norcross, to authorize a contract for pavement improvements at various locations for the Park and Recreation Department - APAC–Texas, Inc., lowest responsible bidder of two - Not to exceed \$4,165,683 - Financing: Current Funds (\$2,000,000), Park and Recreation Program Funds (\$750,000), Golf Improvement Funds (\$500,000) and Fair Park Improvement Funds (\$915,683), was carried. The vote is unanimous.

WHEREAS, on June 11, 2015, two bids were received for pavement improvements at various locations for the Park and Recreation Department.

<u>Bidder</u>	<u>Total</u>
APAC-Texas, Inc.	\$4,164,682.70
NPL Construction Company	\$4,719,300.00

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 into a twenty-four month contract with APAC-Texas, Inc. for pavement improvements at various locations for the Park and Recreation Department, in an amount not to exceed \$4,164,682.70.

SECTION 2. That the President of the Park and Recreation Board and the City Manager are hereby authorized to execute a contract with APAC-Texas, Inc., after approval as to form by the City Attorney.

SECTION 3. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$4,164,682.70 (subject to appropriations) to APAC-Texas, Inc., as follows:

Current Fund Department PKR, Fund 0001, Unit 5002, Object 3210, Activity PK02 Program 0001PAVING, Commodity 91200, Vendor 004204	\$2,000,000.00
Park and Recreation Program Fund Department PKR, Fund 0395, Unit 5012, Object 3210, Activity PK09 Program 0395PAVING, Commodity 91200, Vendor 004204	\$750,000.00
Golf Improvement Fund Department PKR, Fund 0332, Unit 9363, Object 3210, Activity PK19 Program 0332PAVING, Commodity 91200, Vendor 004204	\$500,000.00
Fair Park Improvement Fund Department PKR, Fund 0448, Unit 6497, Object 3210, Activity PK04 Program 0448PAVING, Commodity 91200, Vendor 004204	<u>\$914,682.70</u>
Total amount not to exceed	\$4,164,682.70

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.

ITEM FOR INDIVIDUAL CONSIDERATION

Agenda Item 9. Park and Recreation Department (All) – A motion by Sean Johnson, seconded by Max Wells, for adoption of a resolution of the Dallas Park and Recreation Board requesting the Texas Recreation and Park Society host its annual conference in Dallas Texas in 2017 or 2018 - Financing: This action has no cost consideration to the City, was carried. The vote was unanimous.

BACKGROUND

The Texas Recreation and Park Society (TRAPS) is considering hosting its annual conference in Dallas in 2017 or 2018. A host city must issue a resolution in support of the hosting the conference.

WHEREAS, the Texas Recreation and Park Society (TRAPS) is a 501 (c)3 nonprofit organization that consists of approximately 2,000 parks and recreation professionals, students and citizen advocates who share a common passion for advocacy, education, networking and offering quality services to their communities; and

WHEREAS, TRAPS hosts an annual conference at a Texas location; and

WHEREAS, it is the desire of this Park and Recreation Board that TRAPS host its annual conference in Dallas, Texas in 2017 or 2018.

NOW, THEREFORE, BE IT RESOLVED BY THE PARK AND RECREATION BOARD OF DALLAS, TEXAS:

SECTION 1. That the Texas Recreation and Park Society (TRAPS) host its annual conference in Dallas, Texas in 2017 or 2018.

PASSED AND APPROVED by the City of Dallas Park and Recreation Board on this the 3 day of September 2015.

NON-ACTION ITEM

Agenda Item 10. Dallas Police Department Update presented by Rick Watson, Deputy Chief of Police.

BRIEFINGS

Agenda Item 11. Aquatics Master Plan Update presented by Willis Winters, Director, Park and Recreation Department (refer to central file).

-A straw poll of the Board resulted in unanimous decision to add spraygrounds at Kleberg-Rylie Park, Park in the Woods Park and Timberglen Park for Phase II.

-The Board directed staff to add public input meetings at Exline Recreation Center and Campbell Green Recreation Center.

Agenda Item 12. 2015 State Fair of Texas presented by Richard Knight, Chairman, State Fair of Texas and Mitchell Glieber, President, State Fair of Texas.

Agenda Item 13. 2015 Zaxby's Heart of Dallas Bowl presented by Daniel Huerta, Assistant Director, Park and Recreation Department, Britton Banowsky (Zaxby's HOD Bowl), Bob Bowlsby (Zaxby's HOD Bowl), Scott Pomeroy (Zaxby's HOD Bowl).

FOR INFORMATION ONLY

Agenda Item 14. Update on current legislation relating to concealed and open-carry fire arms presented by Christine Lanners, Assistant City Attorney.

Agenda Item 15. Trinity Strand Trail, Phase II Correction Memorandum regarding June 18, 2015 Park and Recreation Board Agenda Item No. 5.

Agenda Item No. 16 Trinity Strand Trail, Phase I Correction Memorandum regarding June 18, 2015 Park and Recreation Board Agenda Item No. 6.

NON-ACTION ITEMS

Agenda Item 17. Budget updates presented by John Jenkins, Assistant Director, Park and Recreation Department.

Agenda Item 18. Committee Reports:

Lawrence Jones: Recreation Facilities Strategic Planning Committee.

Agenda Item 19. 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:

Amy Monier: Cultural Affairs Commission.

Jesse Moreno: Recognition of Santos Rodriguez.

Celina Barajas: Recognition of Santos Rodriguez.

Agenda Item 20. Staff Announcements – No upcoming Park and Recreation Department Events:

Jennifer McRorey: Darryl Quarles appointed Community Program Coordinator.

Willis Winters: Texas Parks and Wildlife \$1 million dollar grant for Bachman Lake Trail.

Agenda Item 21. President Wells announced next Park and Recreation Board regular meeting on Thursday, October 1, 2015.

Agenda Item 22. President Wells adjourned the meeting at 12:40 p.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.