

**AGENDA**  
**WATAUGA PARKS DEVELOPMENT CORPORATION**  
**SPECIAL MEETING**  
**TUESDAY, JANUARY 31, 2012**  
**CITY HALL COUNCIL CHAMBER**  
**7105 WHITLEY ROAD, WATAUGA, TEXAS 76148**  
**6:30 P.M.**

**CALL TO ORDER**

**CITIZEN'S OPEN FORUM**

**UNFINISHED BUSINESS**

1. Discussion and action to declare the purchase and installation of playground equipment for BISD Park a project not to exceed \$100,000
2. Discussion and action to declare the purchase and installation of playground equipment for Virgil Anthony Park a project not to exceed \$100,000
3. Discussion and action to recommend to Council to award the purchase and installation of playground equipment for BISD Park to Kraftsman Commercial Playgrounds in an amount not to exceed \$48,000
4. Discussion and action to recommend to Council to award the purchase and installation of playground equipment for Virgil Anthony Park to Kraftsman Commercial Playgrounds in an amount not to exceed \$48,000

**ADJOURNMENT**

**NOTICE**

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (817) 514-5812, (817) 514-5825 OR FAX (817) 281-1991 FOR FURTHER INFORMATION.

I hereby certify that this agenda was posted at City Hall, 7105 Whitley Road, Watauga, Texas, on Friday, January 27, 2012 at 3:30 p.m., in accordance with Chapter 551 of the Texas Government Code.

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Zolaina R. Reyes, Assistant City Secretary



**OFFICE OF THE PARKS AND RECREATION DIRECTOR  
INTEROFFICE CORRESPONDENCE**

**DATE:** January 5, 2012  
**TO:** Honorable Mayor and Members of the City Council  
**THROUGH:** Dr. Scott R. Neils, City Manager  
**FROM:** Sal Torres, Director of Parks and Community Services  
**SUBJECT:** Project Declaration- Playground Equipment

---

**Background/Information-** On January 17, 2012 at the regular PDC meeting, the board declared the purchase and installation of playground equipment by Kraftsman Commercial Playgrounds for B.I.S.D. and Virgil Anthony Parks in an amount not to exceed \$100,000.00.

**Financial Implications:-** Budget approval in FY 2011/12 in the amount of \$100,000.00

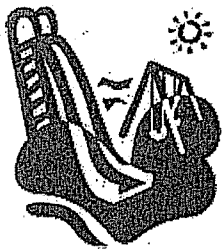
**Funding Source:** PDC Capital improvement Account # 05-53685210 for Playground expenditures in the amount of \$100,000.00 are available.

**Recommendation/Action Desired:** Staff and PDC board recommend to council the approval of the purchase and installation of playground equipment by Kraftsman Commercial Playgrounds for B.I.S.D. and Virgil Anthony Parks and to accept it as a project in an amount not to exceed \$100,000.00.

**Attachments**

- 1) B.I.S.D. project diagram and quote/Includes Buyboard discount
- 2) Virgil Anthony project diagram and quote/ Includes Buyboard discount
- 3) Correspondence and information on ADA Regulations





**Kraftsman**  
 COMMERCIAL PLAYGROUNDS  
 &  
 19535 Haude Road  
 Spring TX 77388  
 Phone: 281-353-9599  
 Fax: 281-353-2265

**Quote #Q42242-2**

Date: 12/6/2011  
 Project: 12333  
 By: Oscar Carmona

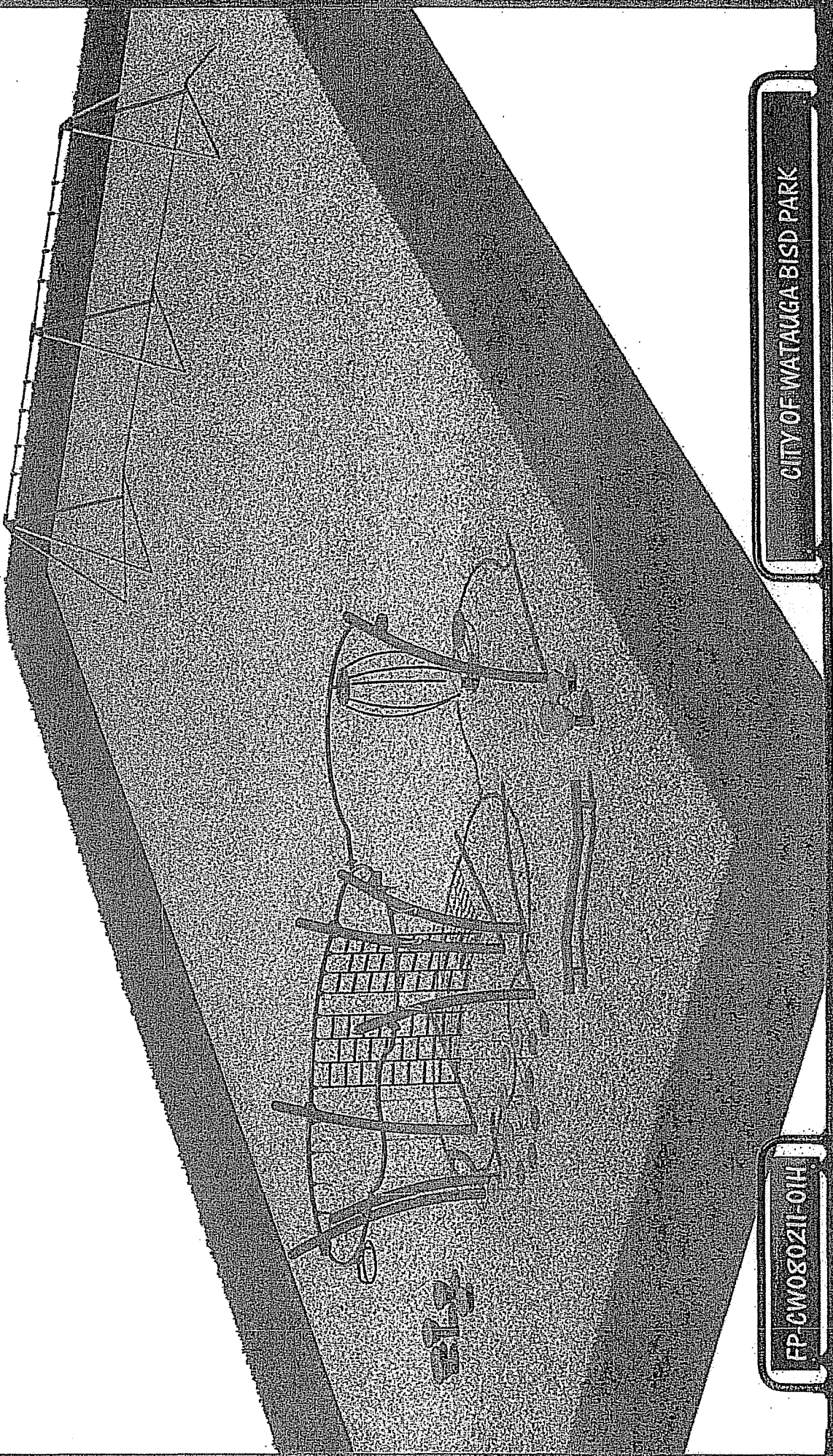
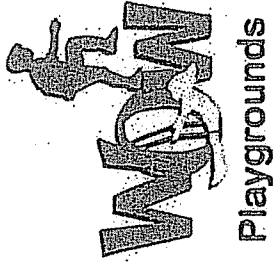
**Sold To:**  
 Watauga, City of  
 Sal Torres  
 City of Watauga BISD Playground  
 7901 Indian Springs Rd.  
 Watauga TX 76148  
 Phone: 817-514-5890 Fax: 817-281-1568  
 Terms:  
 Net 30 days

**Ship To:**  
 City of Watauga BISD Playground  
 Main Phone: Mobile Phone:

Qty	Product	Description	Size	Weight	Color	Unit Price	Ext. Price
1	FP-CW080211-01H	Free Play Unit by WOW Playgrounds.			Blue Posts	11,946.00	11,946.00
4	B6WBINF	6 foot bench with back - inground mount.			Blue Plastisol - Black Frame.	425.00	1,700.00
1	REMOVE	Removal of existing main playground unit, 2 spring riders and wooden border timbers.				2,400.00	2,400.00
4		Cement pads for 6 foot benches				580.50	2,322.00
140	EWFP	Engineered Wood Fiber for playgrounds.	cu. yd.		Natural	27.50	3,850.00
140	BBDISC	Buyboard Discount on EWF through Contract # 346-10				-5.50	-770.00
1	80603072	Jet Rider-2 Seater. By: WOW Playgrounds.				966.00	966.00
1	80603051	Firetruck Rider-1 Seater. By: WOW Playgrounds.				848.00	848.00
1	BBDISC	Buyboard Discount on Spring Riders per contract #346-10.				-57.00	-57.00
70	FTB-00001	4' Funtimber Poly (12" high) playground curb w/ spike, manuf. by Childforms	12"x48"	12	Black	40.00	2,800.00
2	FABRIC	Polyspun Soil Separator, 1800 SF	6'x300'	40 lbs		300.00	600.00
1	BBDISC	Buyboard Discount on WOW Playground Equipment per contract #346-10.				-597.00	-597.00

Subtotal: \$26,008.00  
 Shipping & Handling: \$3,400.00  
 Equipment Subtotal: \$29,408.00  
 Tax: \$0.00  
 Install: \$10,058.60  
 Total: \$39,466.60

FOR ILLUSTRATION ONLY. NOT FOR CONSTRUCTION OR ORDERING PURPOSES.



CITY OF WATAUGA BISD PARK

FP-CW080211-01H

## Salvador Torres

---

**From:** Christy Drake-Adams <christy@tml.org>  
**Sent:** Thursday, January 19, 2012 9:44 AM  
**To:** Salvador Torres  
**Subject:** HB 283 - playgrounds

Sal:

Thanks for your call yesterday. As we discussed, House Bill 283, introduced during the last regular session, did not pass. See

<http://www.capitol.state.tx.us/BillLookup/History.aspx?LegSess=82R&Bill=HB283>.

I wanted to let you know that you're not alone in struggling to understand the ADA requirements as to parks/playgrounds. The following questions were just posted on the Texas City Attorney Association (TCAA) listserv:

1. Must all public sites be accessible? For example, could a community have one park designated as its ADA compliant park or must every park within the community be accessible per the 2010 ADA Guidelines?
2. If a community were to satisfy themselves that they were compliant, but then be challenged by an individual, would the community have a chance to change the non complying area or would there be an automatic fine or other damages?
3. There is an exception for disproportionate costs (when compliance would cost more than 20% of contemplated alterations) Section 35.135 (b) (4) (iii), this section seems to contemplate a situation where alterations are being made to a facility—what about in the case where certain areas are being exempted from the safe harbor (pools, play structures, etc.) is there any exception for disproportionate costs? Perhaps 20% of the cost of the facility when originally built?
4. Some sources define “readily achievable.” For example, if the alterations to a facility would cost as much as building the facility in the first place, it would be deemed not readily achievable—i.e. sloped entrance at pools. Does this apply to all facilities across the board? In making play areas accessible there is a good chance that the entire play structure would need to be replaced—is that “readily achievable?”
5. How are your communities addressing the new ADA requirement?
6. Have you heard of any extensions being granted?

I will pass on any information received in response to these questions.

Sincerely,

Christy Drake-Adams  
Legal Counsel  
Texas Municipal League  
1821 Rutherford Lane, Suite 400  
Austin, Texas 78754  
(512) 231-7400  
(512) 231-7490 (fax)  
[christy@tml.org](mailto:christy@tml.org)  
[www.tml.org](http://www.tml.org)

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**From:** Christy Drake-Adams <christy@tml.org>  
**Sent:** Thursday, January 19, 2012 2:55 PM  
**To:** Salvador Torres  
**Subject:** RE: HB 283 - playgrounds

You're welcome! So far, this is the only response that has been provided to the questions that were posted on the listserv:

I offer this observation about your query on enforcement.

Our experience (at least under the prior presidential administration) was that DOJ is willing to work with cities, *so long as* you show them (1) clear good faith efforts in the past at ADA compliance and (2) propose a viable plan going forward to correct whatever is the current deficiency complaint. We convinced them on both points (issue we had was to install more curb ramps), and argued money would be better spent on the fix than fines. DOJ agreed and gave us 36 months to build dozens of ramps about town.

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**From:** Salvador Torres [<mailto:STorres@cowtx.org>]  
**Sent:** Thursday, January 19, 2012 2:38 PM  
**To:** Christy Drake-Adams  
**Subject:** RE: HB 283 - playgrounds

Christy- I appreciate your help in this matter.

Sal Torres  
Watauga Parks and Community Serv.  
817 514 5890

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**H.B. 283 (Lucio) – Parks:** would: (1) require newly constructed or renovated (where at least 50 percent of the equipment or facilities are renovated) land or water parks that are owned, operated, or maintained by a city to have: (a) a wheelchair-accessible surface wide enough for two wheelchairs to pass that connects the parking area to each playground in the park; and (b) at least one element of the available play equipment in a playground wheelchair accessible; and (2) authorize the Parks and Wildlife Commission, after consultation with the Department of Aging and Disability Service or another qualified person, to adopt guidelines to assist a city that develops or maintains a park in the purchase, design, construction, or installation of wheelchair-accessible surfaces and equipment.

*House Bill was Filed  
but never passed.*

*- Nothing New -  
- none -  
- Christie Adams -*



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 Phone: 281-353-9599  
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**Quote #Q42959**

Date: 12/6/2011  
 Project: 12337  
 By: Oscar Carmona

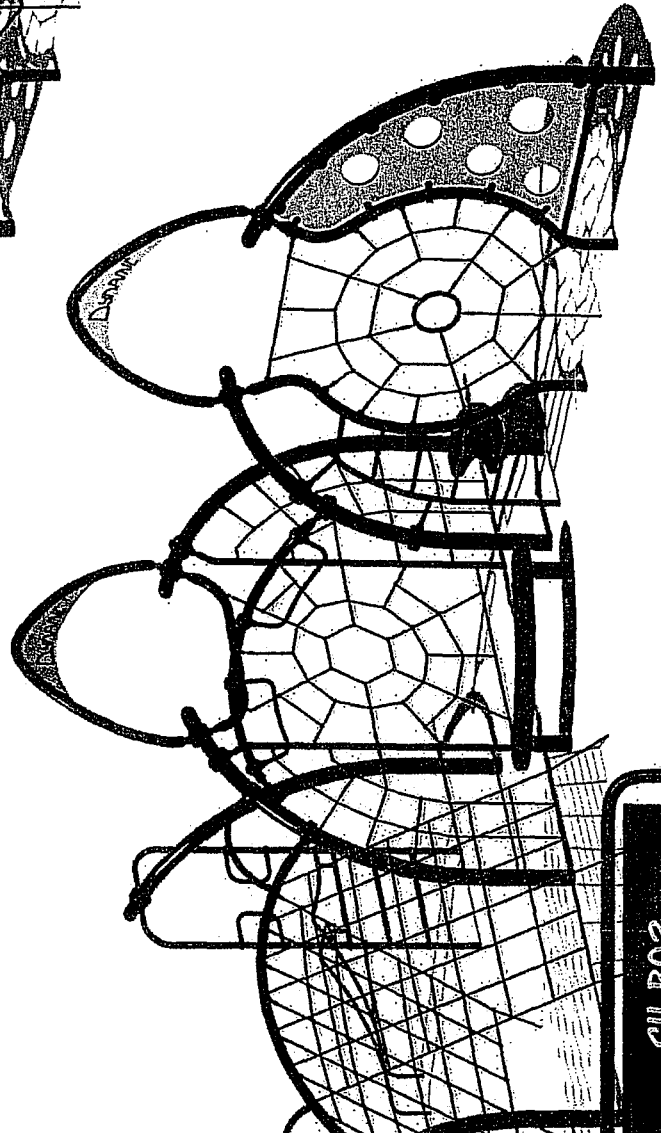
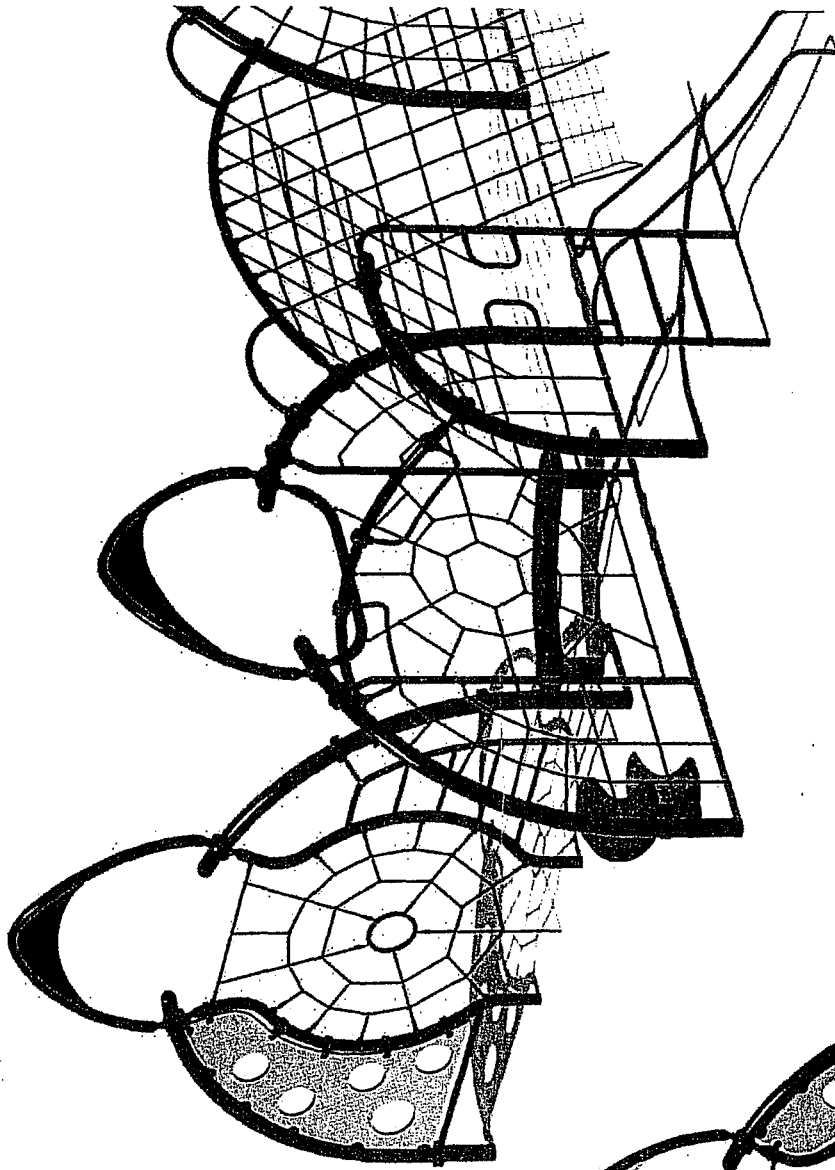
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 Watauga TX 76148  
 Phone: 817-514-5890 Fax: 817-281-1568  
 Terms: Net 30 days

**Ship To:**  
 City of Watauga Virgil Anthony Park Playground  
 Watauga TX  
 Main Phone: Mobile Phone:

Qty	Product	Description	Size	Weight	Color	Unit Price	Ext. Price
1	R03	Dynamic Play Unit by WOW.		2000	choice	26,035.00	26,035.00
1	REMOVE	Removal of existing play unit.				2,240.00	2,240.00
100	EWFP	Engineered Wood Fiber for playgrounds.	cu. yd.		Natural	27.50	2,750.00
1	B6WBRCM	Regal Style Benches. 6Ft. Bench with Back, 3/4" #9 Expanded Metal, Rounded Corners, Two 2 3/8" Legs, Surface Mt.. Page #60 of 2009 catalog. By: Webcoat/WOW Playgrounds		113	Mystic	328.00	328.00
1	SMSCOVER	Bench Accessories. Small Surface Mt. Cover for 2 3/8" Tubing, Made of Aluminum with a Powder Coat Finish (set of 2). Page #89 of 2009 catalog. By: Webcoat/WOW Playgrounds		2	Mystic	38.64	38.64
1	DISCBB	Discount on Buy Board Purchase per contract #346-10- wood surfacing.				-165.00	-165.00
1	DISCBB	Discount on Buy Board Purchase per contract #346-10 - WOW Playground Unit.				-2,603.00	-2,603.00
2	FABRIC	Polyspun Soil Separator, 1800 SF	6'x300'	40 lbs		300.00	600.00

Subtotal: \$29,223.64  
 Shipping & Handling: \$3,666.67  
 Equipment Subtotal: \$32,890.31  
 Tax: \$0.00  
 Install: \$12,704.52  
 Total: \$45,594.83

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VIRGIL ANTHONY PARK

SII-RO3

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