

## AGENDA



Thursday, June 24, 2010

**Item(s) to Set Public Hearing(s)**  
**RECOMMENDATION FOR COUNCIL ACTION****Item No. 99**

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**Subject:** Set a public hearing to consider a resolution authorizing the City Manager to negotiate and execute a Lease and Parkland Improvement Agreement Between The City of Austin and the Austin Independent School District for the construction and operation of a parking lot in Kennemer Swimming Pool Lot, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: July 29, 2010, 4:00 p.m. at Austin City Hall , 301 W. Second Street, Austin, TX).

**Amount and Source of Funding:** All costs associated with construction, as well as any parkland restoration will be paid by requester.

**Fiscal Note:** There is no unanticipated fiscal impact. A fiscal note is not required.

**For More Information:** Junie Plummer 974-7085; Ricardo Solis 974-9452; Nancy McAleer 974-6719; April Thedford 974-7141

**Boards and Commission Action:** To be reviewed by the Parks and Recreation Board on June 22, 2010.

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Chapter 26 of the Texas Parks and Wildlife Code provides that the use of parkland for non-park purposes may be approved upon a finding that there is no feasible and prudent alternative to the use of this land.

Austin Independent School District (AISD) is the owner of the tract of land locally known as 1201 Payton Gin Road, Austin, Texas 78758, upon which Lanier High School is located. The District Property is situated adjacent to the tract of land locally known as 1032 Payton Gin Road, Austin, Texas 78758, upon which the Kennemer Swimming Pool Lot, owned by the City, is located.

AISD has constructed certain renovations and additions on the Lanier High School campus. In connection therewith, AISD desires to use a portion of the Kennemer Swimming Pool Lot for a 27 car parking lot.

The City has agreed to lease a portion of the swimming pool lot to AISD for construction and use, which will mutually benefit both parties.

Approval of the use of parkland is made on the condition that all restoration is completed in accordance with the Standard Specifications and Construction Standards of the City of Austin and the Parks and Recreation Department's "Construction in Parks Specifications". The Austin Independent School District is required to pay all costs associated with the restoration and tree mitigation as part of the site restoration process.

There is no feasible and prudent alternative to the use of the dedicated parkland which includes all reasonable planning to minimize harm to such lands. The dates of public notification in the Austin American-Statesman are July 4, July 11 and July 18, 2010.