

RESOLUTION NO.

WHEREAS, the City Council was requested to review and approve the use of dedicated parkland known as the Kennemer Pool Lot located at 1032 Payton Gin Road for non-park purposes; and

WHEREAS, the Kennemer Pool Lot is adjacent to a tract of land owned by Austin Independent School District (AISD) upon which Lanier High School is located; and

WHEREAS, AISD wishes to use a portion of the Kennemer Pool Lot for a 27 car parking lot; and

WHEREAS, the city manager has been authorized to negotiate and execute a Lease and Parkland Improvement Agreement for this purpose between the City and AISD; and

WHEREAS, notice of public meeting to be held on July 29, 2010, was given for three consecutive weeks on July 4, July 11, and July 18, 2010 in a newspaper of general circulation; and

WHEREAS, such public hearing was held July 29, 2010, by the City Council to consider the use of parkland for construction and operation of a parking lot; **NOW, THEREFORE,**

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

The City Council finds that, having taken into account clearly enunciated local preferences, there is no feasible and prudent alternative to the use of the parkland (detailed in the attached Exhibit "A") for non-park purposes and lease of the parkland for such proposed use is approved.

The City Council finds that all reasonable planning has been done to minimize harm to the parkland from the resulting use.

The City Manager is authorized to take such measures as may be necessary, favorable or required.

BE IT FURTHER RESOLVED:

The City Manager is authorized to negotiate and execute a lease and Parkland Improvement Agreement with the Austin Independent School District for the construction and operation of a parking lot in the Kennemer Swimming Pool lot.

ADOPTED: _____, 2010 **ATTEST:** _____
Shirley A. Gentry
City Clerk