

1 AN ORDINANCE ORDERING AN ELECTION TO BE HELD IN THE CITY OF
2 AUSTIN ON NOVEMBER 6, 2012, FOR THE PURPOSE OF SUBMITTING A
3 PROPOSED CHARTER AMENDMENT TO THE VOTERS.
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5

6 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:
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8 **PART 1.** A charter amendment election shall be held in the City on November 6, 2012
9 at which the ballot shall be prepared to permit voting "yes" or "no" on the following
10 proposition:
11

12 Proposition ---

13 Shall the city charter be amended to permit the city council to lease parkland to an
14 independent school district for purposes that the council has found, by a two-thirds
majority, are consistent with park use?

15 **PART 2.** If Proposition --- is approved by the majority of voters voting at the election,
16 Article II, § 5(a) of the Charter is amended to read as follows:

17 **§ 5. POWERS OF THE COUNCIL.**

18 All powers and authority which are expressly or impliedly conferred on or
19 possessed by the city shall be vested in and exercised by the council; provided, however,
20 that the council shall have no power to, and shall not:

21 (a) Sell, convey, lease, mortgage, or otherwise alienate any land which is now, or
22 shall hereafter be, dedicated for park purposes, unless:

23 (1) the qualified voters of the city shall authorize such act by adopting in a
24 general or special election a proposition submitting the question and setting forth
25 the terms and conditions under which such sale, conveyance, lease, mortgage, or
26 other alienation is to be made; or

27 (2) a lease is to an independent school district, as defined by state law, for a
28 purpose that two-thirds of the council find ~~are consistent with~~ park purposes.
is a

29 **PART 3.** This ordinance takes effect on -----, 2012.

27/109
PASSED AND APPROVED

_____, 2012

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Lee Leffingwell
Mayor

APPROVED: _____
Karen M. Kennard
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk

DECLINED