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

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

PART 1. A charter amendment election shall be held in the City on November 6, 2012 at which the ballot shall be prepared to permit voting “yes” or “no” on the following proposition:

Proposition ---

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

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

§ 5. POWERS OF THE COUNCIL:

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

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

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

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

PART 3. This ordinance takes effect on ----, 2012.
PASSED AND APPROVED

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______________________________ 2012

Lee Leffingwell
Mayor

APPROVED:

Karen M. Kennard
City Attorney

ATTEST:

Shirley A. Gentry
City Clerk