

A G E N D A



Recommendation for Council Action

Austin City Council	Item ID	23417	Agenda Number	16.
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Meeting Date:	3/28/2013	Department:	Government Relations
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Subject

Approve a resolution consenting to special legislation that would create the Onion Creek Metro Park District, consisting of approximately 700 acres of land located east of IH 35 south of Nuckols Crossing Road, conditioned upon the inclusion of certain provisions in the legislation creating the district.

Amount and Source of Funding

Fiscal Note

A fiscal note is not required.

Purchasing Language:	
Prior Council Action:	
For More Information:	Ricardo Soliz, (512) 974-9452
Boards and Commission Action:	
MBE / WBE:	
Related Items:	

Additional Backup Information

Legislation has been filed, on behalf of Momark Development ("Momark"), that would create the Onion Creek Metro Park District ("District"). The proposed District includes approximately 700 acres of land located in southeastern Travis County, south of Nuckols Crossing Road. The proposed district is located partly in the city's full purpose jurisdiction and partly in the city's limited purpose jurisdiction. The part of the district currently in the limited purpose area is expected to be full purpose annexed in 2013.

The district is proposed as a mechanism to provide additional sources of revenue for the City of Austin to operate and maintain the Onion Creek Metro Park. The district would be a municipal management district ("MMD"), authorized to issue bonds; to construct, finance, operate or maintain improvements and services; and to impose an operations and maintenance tax for such improvements and services. Additionally, the district would be authorized to make loans and grants of public money; and to create economic development programs under Local Government Code Chapter 380.

This resolution expresses the Council's support for such legislation conditioned on the legislation including several provisions addressing the City's concerns about special districts within the City's full purpose jurisdiction. The proposed legislation should provide for the District to be enabled to continue in existence, and to issue debt, only if the City and Momark successfully negotiate and execute a consent agreement that must be approved by the City Council within a specified time. It should provide that the district would dissolve on September 1, 2014, if the City and Momark do not enter into a consent agreement by that date, and should deem the consent agreement to be valid and enforceable.