



**Land Acquisition
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

AGENDA ITEM NO.: 12
AGENDA DATE: Thu 04/22/2004
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SUBJECT: Approve a resolution authorizing the negotiation and execution of an earnest money contract, which includes \$110,000 of non-refundable earnest money, with (1) Anne Ashmun and (2) Scott and Gini Nester, to purchase two conservation easements on a total of 755 acres along FM 967 in Hays County, in the Barton Creek Recharge Zone.

AMOUNT & SOURCE OF FUNDING: Funding is included in the Fiscal Year 2003-2004 Open Space Account of the Parks and Recreation Department.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Public Works
DEPARTMENT:

DIRECTOR'S
AUTHORIZATION: Sondra Creighton

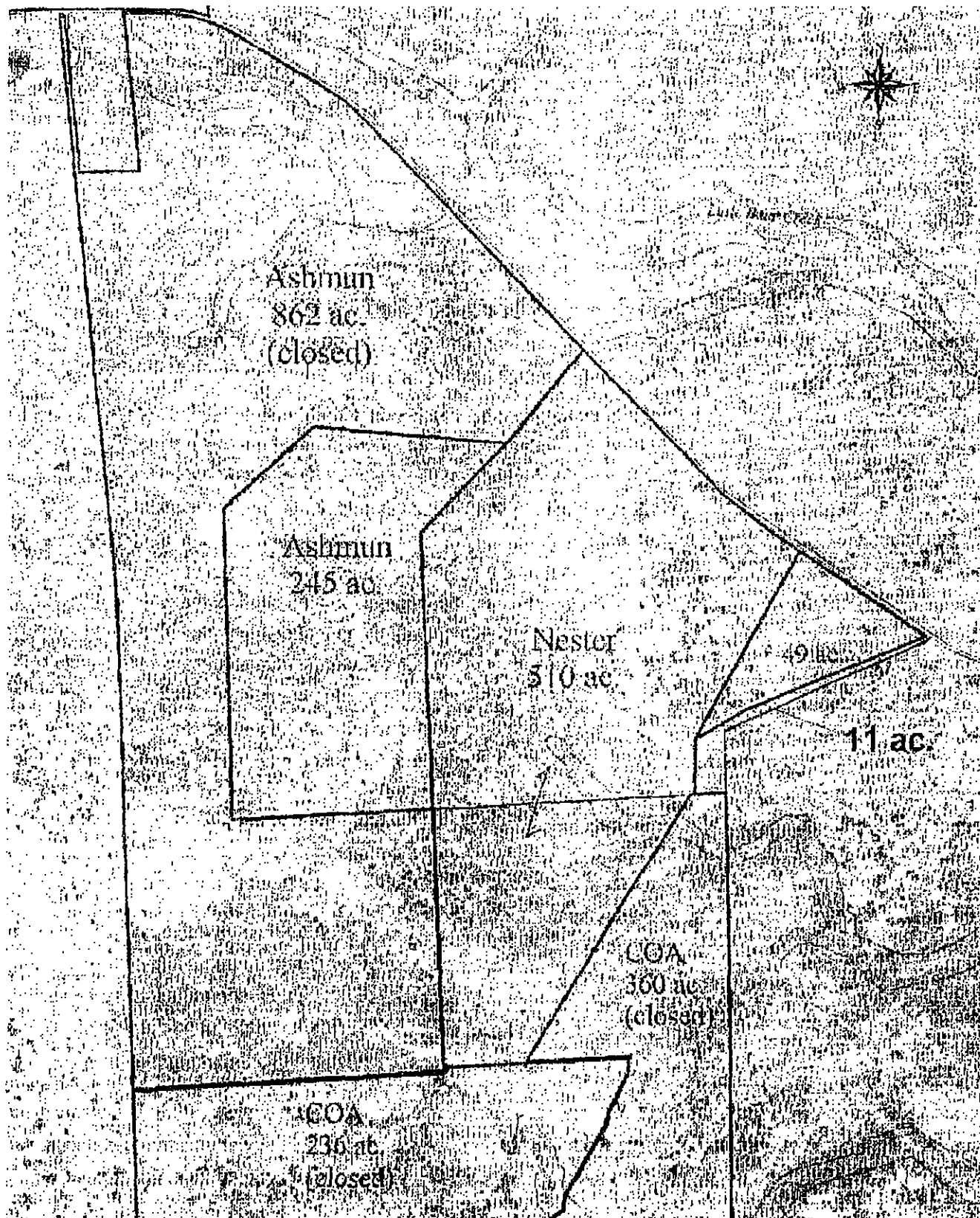
FOR MORE INFORMATION CONTACT: Junie Marie Plummer, 974-7085

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: N/A

This action authorizes staff to enter into negotiations for the purchase of two conservation easements on a total of 755 acres located in the Barton Springs Recharge Zone from (1) Anne Ashmun and (2) Scott and Gini Nester. The contract requires \$110,000 of non-refundable earnest money. The non-refundable earnest money will be credited towards the purchase price, but is non-refundable if the acquisition is not finalized.

Additional Council action will be required to purchase the conservation easements and to approve all other necessary terms and conditions.



RESOLUTION NO. 04

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

The Council authorizes the City Manager to negotiate and execute an earnest money contract which includes \$110,000 of non-refundable earnest money with (1) Anne Asmun and (2) Scott and Gini Nestor to purchase two conservation easements on a total of 755 acres located at 6201 FM 967 in Hays County, Texas in the Barton Creek Recharge Zone.

ADOPTED: _____, 2004 **ATTEST:** _____
Shirley A. Brown
City Clerk