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

**§ 14-1-31 DEFINITIONS.**

(1) FACILITY includes a City building, structure, or other facility directly used by the public, excluding a police facility under Section 14-1-35 (*Procedure for Naming a Police Facility*) and a park facility under Section 14-1-36 (*Requirement for Naming or Renaming a Park Facility*).

[(a)] the director of the Public Works Department[; or

~~(b) if a duty relates to the naming or renaming of a park, pool, playground, or park facility, the director of the Parks and Recreation Department].~~

(A) A feature in a facility may be dedicated to a person to recognize a valuable contribution to the community without naming or renaming the facility in which the feature is located. A plaque recognizing a deserving person may be placed in a facility without naming or renaming the facility in which the plaque is placed.

(B) A facility may be named for an individual, living or dead, or something other than an individual. A facility may be named for an individual only if the individual has provided creditable service to the community and to the City.

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(D) Naming or renaming a facility must follow the procedure set forth in this article. The renaming of a facility must be initiated by the council or the city manager.

(E) If the city has financed the facility with the proceeds of obligations, the interest on which is excludable from gross income for federal income tax purposes, the city may reject a name to preserve the exemption from federal income taxation of the interest on the proceeds of the obligations.

**PART 2.** Chapter 14-1 (*Dedication of or Naming of a Public Facility or Property*) of the City Code is amended to add new Sections 14-1-36, 14-1-37, 14-1-38, and 14-1-39 to read:

**§ 14-1-36 REQUIREMENTS FOR NAMING OR RENAMING A PARK FACILITY.**

**DEFINITIONS.**

In this article:

- (1) PARK FACILITY means a park, significant building, sports complex, pool facility, or trail owned by the City and dedicated or used for park purposes. Significant building includes recreation, senior, cultural centers and other significant facilities used for parks and recreational purposes.
- (2) PARK FEATURE means a recreational improvement that is not considered a park facility and is a major component in the park facility.
- (3) DIRECTOR means the director of the Parks and Recreation Department.

**§ 14-1-37 PARK NAMING POLICY.**

- (A) Subject to a valid agreement governing the naming of a park facility or park feature, a park feature in a park facility may be dedicated to an individual or group to recognize a valuable contribution or creditable service to the park system or the community without naming or renaming the park facility in which the feature is located. A plaque recognizing a deserving individual or group may be placed by the park feature without naming or renaming the park facility in which the plaque is placed. Additional plaques recognizing other individuals or groups may be placed at the same feature location. Each plaque may be removed only when the park feature is removed and repurposed into another park feature. Naming a park feature can be done administratively without City Council approval.

1 (B) A park facility may be named for:

2 (1) an individual who has provided a valuable contribution and creditable  
3 service to the park system and the City; or

4 (2) an individual or entity that deeds the land to the City for a park facility,  
5 contributes the estimated cost of at least 50% of the development of the  
6 park facility, and provides an endowment for the estimated 20-year  
7 maintenance costs of the park facility as estimated by the director.

8 (C) A non-refundable application fee must be paid at the time of submission of  
9 the application for naming or renaming a feature or facility.

10 (D) If a name is approved by council or the director, a sign fabrication, plaque  
11 and installation fee must be paid prior to fabrication.

12 (E) The application must contain documentation of public support for the  
13 proposed name. Public support materials must be provided to the Parks and  
14 Recreation Department.

15 (F) If the city has financed the park facility or feature with the proceeds of  
16 obligations, the interest on which is excludable from gross income for  
17 federal income tax purposes, the city may reject a name to preserve the  
18 exemption from federal income taxation of the interest on the proceeds of the  
19 obligations.

20 **§ 14-1-38 - PROCEDURE FOR NAMING A FEATURE.**

21 (A) A person may submit a nomination for naming a park feature or endorse a  
22 previously submitted nomination. A nomination or endorsement must be  
23 submitted to the director as provided by this section. The director may  
24 promulgate forms for this purpose.

25 (B) A nomination for naming a feature must include:

26 (1) if the nomination is an individual's name, a biographical sketch of the  
27 individual whose name is nominated, their valuable contribution or  
28 creditable service to the park system or the community, including their  
29 involvement, and the individual's connection, if any, to the park  
30 feature or to the activity for which the park feature will be used; or

31 (2) if the nomination is not an individual's name, justification for the  
32 suggested name.

- 1 (C) the director may notify the Parks and Recreation Board that the director finds  
2 that the nomination has appropriate justification to name the park feature for  
3 the person or for the entity.

4 **§ 14-1-39 - PROCEDURE FOR NAMING OR RENAMING A FACILITY.**

- 5 (A) A person may submit a nomination for naming or renaming a facility or  
6 endorse a previously submitted nomination. A nomination or endorsement  
7 must be submitted to the director as provided by this section. The director  
8 may promulgate forms for this purpose.

- 9 (B) A nomination for naming or renaming a facility must include:

10 (1) if the nomination is an individual's name, a biographical sketch of the  
11 individual whose name is suggested, their valuable contribution or  
12 creditable service to the park system or the community. This sketch  
13 should include the person's involvement, and connection, if any, to the  
14 park facility or to the activity for which the park facility will be used;

15 (2) if the suggestion is not an individual's name, justification for the  
16 suggested name.

- 17 (C) Not later than the date construction of a new facility begins, the director shall  
18 notify the council, the city manager, the Parks and Recreation Board, and the  
19 City's public information officer that a new facility is to be named.

- 20 (D) Immediately on receipt of notice from the director, the City's public  
21 information officer shall take reasonable steps to inform persons who are  
22 likely to have an interest in the naming of the facility. The public  
23 information officer shall consider the nature and location of the facility and  
24 whether a particular community is likely to be especially interested in the  
25 process, and disseminate the information to reach those communities.  
26 Information disseminated under this subsection shall include a statement of  
27 the deadline for submitting nominations.

- 28 (E) A nomination or endorsement must be received by the director not later than  
29 the 90th day after date of the director's notice under Subsection (C).

- 30 (F) As soon as practicable after the deadline for receiving nominations and  
31 endorsements, the director shall submit completed nominations and  
32 endorsements to the chair of the Parks and Recreation Board that the director  
33 finds to have appropriate justification.

1 (G) On receipt of the nominations and endorsements, the Parks and Recreation  
2 Board shall schedule and conduct a public hearing on naming or renaming  
3 the facility. The Parks and Recreation Board shall make a written  
4 recommendation to the Council not later than the 45th day after the date the  
5 chair receives the nominations and endorsements, and shall provide a copy  
6 of the recommendation to the city manager. If the Parks and Recreation  
7 Board fails to meet the deadline prescribed in this section, the board is  
8 deemed to have made no recommendation.

9 (H) The city manager shall provide each council member a copy of the Parks and  
10 Recreation Board's recommendation, if any, and the nominations and  
11 endorsements received by the director. The city manager shall place an item  
12 regarding the naming or renaming of the facility on the council's agenda as  
13 soon as practicable after the Parks and Recreation Board makes its  
14 recommendation, or after the period prescribed by Subsection (G) expires,  
15 whichever is earlier.

16 (I) The council may establish different criteria and procedures for the naming or  
17 renaming of a particular facility. If a facility is partially funded by another  
18 entity the council shall consider that entity's nomination for naming or  
19 renaming the facility.

20 **PART 3.** This ordinance takes effect on \_\_\_\_\_, 2016.

21  
22 **PASSED AND APPROVED**

23  
24 §  
25 §  
26 \_\_\_\_\_, 2016 § \_\_\_\_\_

27 Steve Adler  
28 Mayor

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30  
31 **APPROVED:** \_\_\_\_\_  
32 Anne L. Morgan  
33 City Attorney

**ATTEST:** \_\_\_\_\_  
Jannette S. Goodall  
City Clerk