



## Recommendation for Action

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**File #:** 21-2073, **Agenda Item #:** 5.

6/3/2021

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### **Posting Language**

Approve a resolution approving amendments to Austin-Bergstrom Landhost Enterprises, Inc.'s bylaws to designate the number of directors, allow the hiring of a compensated president, with limits on the president's authority, and specifically to include without limitation that the City shall be entitled to approve any management or franchise agreement pursuant to which the property of the corporation is managed or operated.

### **Lead Department**

Aviation

### **Fiscal Note**

This item has no fiscal impact.

### **For More Information:**

Jacqueline Yaft, Officer, Airport Chief Executive, (512)530-5070.

### **Additional Backup Information:**

Austin-Bergstrom Landhost Enterprises, Inc. (ABLE) is a public facility corporation created by the City of Austin to issue bonds to finance the initial construction of the Hilton Airport Hotel (Hotel) at Austin-Bergstrom International Airport as a business operation and facility of the Department of Aviation and to lease and manage the operations of the Hotel after construction.

On March 26, 2021, ABLE's Board of Directors voted to amend and restate ABLE's Bylaws to:

- designate no fewer than three and no more than seven members to the Board of Directors, to designate two Department of Aviation Director positions to serve as directors, all as appointed by Council;
- allow the Board of Directors to hire and fire a full or part-time president and approve the president's compensation, provided that the president does not also serve on the Board of Directors; and
- outline the limitations of the president's authority to bind ABLE.
- specifically include approval rights for management and franchise agreements for ABLE.

On January 27, 2021, Council approved a resolution appointing Tracy Thompson, Mukesh "Mookie" Patel, Leslie Thorne, Jennifer Williams, and Angelo De Caro as Directors of ABLE.

On April 22, 2021, Council will consider approving a resolution authorizing amendments to ABLE's Articles of Incorporation.

### **Strategic Outcome(s):**

Mobility