

ORDINANCE NO. 20141211-210

AN ORDINANCE AMENDING THE FISCAL YEAR 2014-2015 PARKS AND RECREATION DEPARTMENT OPERATING BUDGET SPECIAL REVENUE FUND (ORDINANCE NO. 20140908-001) TO ACCEPT AND APPROPRIATE UP TO \$250,000 FROM THE TRAIL OF LIGHTS FOUNDATION, AND AUTHORIZE WAIVER OF CERTAIN FEES AND REQUIREMENTS FOR THE 2014 TRAIL OF LIGHTS IN AN AMOUNT NOT TO EXCEED \$174,725.

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

PART 1. Council waives and reimburses certain fees for the 2014 Trail of Lights Event as follows:

Fees Waived and Reimbursed:

\$ 83,000.00	Rental Fees- Zilker Park (Parks and Recreation Department)
\$ 29,500.00	Set Up & Take Down Fees- Zilker Park (Parks and Recreation Department)
\$ 10.00	Sound Permit Fee- Zilker Park (Parks and Recreation Department)
\$ 500.00	Maintenance Fees- Zilker Park (Parks and Recreation Department)
\$ 37,500.00	Rental Fees- Republic Square (Parks and Recreation Department)
\$ 2,000.00	Set Up & Take Down Fees- Republic Square (Parks and Recreation Department)
\$ 500.00	Maintenance Fees- Republic Square (Parks and Recreation Department)
\$ 151.00	Electrical Permit Fee (Parks and Recreation Department)
\$ 350.00	Application Fee (Austin Transportation Department)
\$ 33.00	Sound Permit Fee (Austin Transportation Department)
\$ 12,050.00	Permit Fee (Austin Transportation Department)
\$ 2,160.00	Parking Permit & Meter Use Fees (Austin Transportation Department)
\$ 1,000.00	Tent/Temporary Membrane Structure Permit (Austin Fire Department)
\$ 100.00	Carnival, Fair, Festival, Operation Permit Fee (Austin Fire Department)
\$ 50.00	Burn Fee (Austin Fire Department)
\$ 5,821.00	Temporary Vending Permit Fees (Health and Human Services Department)
\$ 174,725	Total Fees Waived

Requirements Waived:

\$ 3,500.00 Refundable Damage Deposit (Parks and Recreation Department)

PART 2. On March 1, 2012, Council authorized negotiation and execution of a co-sponsorship agreement with the Run Tex Foundation for the 2012 Trail of Lights event.

On March 21, 2013, City Council directed staff to negotiate and execute a five-year agreement for the Trail of Lights Event, which was assigned to the Trail of Lights Foundation after City Council action in August 2013.

PART 3. Council accepts an amount not to exceed \$250,000 from the Trail of Lights Foundation to defray city costs associated with the Trail of Lights Event.

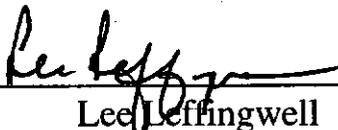
PART 4. Council appropriates an amount not to exceed \$250,000 from the Trail of Lights Foundation to the Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to defray City costs associated with the Trail of Lights Event.

PART 5. This ordinance takes effect on December 22, 2014.

PASSED AND APPROVED

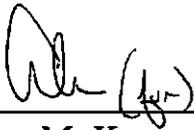
December 11, 2014

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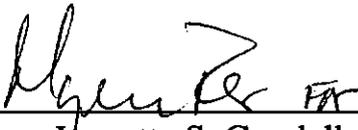
Lee Jeffingwell
Mayor

APPROVED:



Karen M. Kennard
City Attorney

ATTEST:



Jannette S. Goodall
City Clerk

OPERATING BUDGET FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:

12/11/14

CONTACT DEPARTMENT(S):

Parks and Recreation; Fire; Health and Human Services; Transportation

FUND:

General; Mobility

SUBJECT: Approve an ordinance amending the Fiscal Year 2014-2015 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to accept and appropriate up to \$250,000 from the Trail of Lights Foundation, and authorize waiver of certain fees and requirements for the 2014 Trail of Lights in an

CURRENT YEAR IMPACT:

Fees Waived:

83,000	Rental Fees - Zilker Park (Parks and Recreation)
29,500	Set Up and Take Down Fees - Zilker Park (Parks and Recreation)
10	Sound Permit Fee - Zilker Park (Parks and Recreation)
500	Maintenance Fees - Zilker Park (Parks and Recreation)
37,500	Rental Fees - Republic Square (Parks and Recreation)
2,000	Set Up and Take Down Fees - Republic Square (Parks and Recreation)
500	Maintenance Fees - Republic Square (Parks and Recreation)
151	Electrical Permit Fee (Parks and Recreation)
350	Application Fee (Austin Transportation)
33	Sound Permit Fee (Austin Transportation)
12,050	Permit Fee (Austin Transportation)
2,160	Parking Permit and Meter Use Fees (Austin Transportation)
1,000	Tent/Temporary Membrane Structure Permit (Austin Fire)
100	Carnival, Fair, Festival, Operational Permit Fee (Fire)
50	Burn Fee (Fire)
5,821	Temporary Vending Permit Fees (Health and Human Services)
174,725	<u>Total Fees Waived</u>

ANALYSIS / ADDITIONAL INFORMATION: The total amount of fees for waived for this event are not to exceed \$174,725. Additionally, the Parks and Recreation Department refundable damage deposit requirements of \$3,500 are also being waived. Waiving fees for this event results in unrealized revenue for the Mobility Fund, Austin Transportation Department, and the General Fund, which includes the Parks and Recreation, Austin Fire and Health Departments. Although budgeted revenue for fees is based upon historical data and not necessarily upon specific events, the waiver of these fees reduces potential revenues that could be realized.

OPERATING BUDGET FISCAL NOTE

DATE OF COUNCIL CONSIDERATION:
CONTACT DEPARTMENT(S):
FUND:

12/11/14
Parks and Recreation
Trail of Lights Trust and Agency Account

SUBJECT: Approve an ordinance amending the Fiscal Year 2014-2015 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20140908-001) to accept and appropriate up to \$250,000 from the Trail of Lights Foundation, and authorize waiver of certain fees and requirements for the 2014 Trail of Lights in an amount not to exceed \$174,725.

ESTIMATED CURRENT YEAR IMPACT:

	2014-15 Approved	This Action	2014-15 Amended
Beginning Balance	0	0	0
Total Revenue	0	250,000	250,000
Total Operating Requirements	46,925	203,075	250,000
Excess (Deficiency) of Total Available Over Total Requirements	(46,925)	46,925	0
Ending Balance	(46,925)	46,925	0

ESTIMATED FIVE-YEAR IMPACT:

	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
Total Revenue	250,000	0	0	0	0
Total Requirements	250,000	0	0	0	0
Net Budget Impact	0	0	0	0	0

ANALYSIS / ADDITIONAL INFORMATION: This item allows the Parks and Recreation Department (PAR) to accept up to \$250,000 from the Trail of Lights Foundation to fund projected expenditures. As of December 1, 2014, the total expenditures for this event were \$173,554. Upon conclusion of the event, PAR will review actual department expenditures to ensure costs are fully recovered.

Additionally, the total fee waivers of \$174,725 and the PAR refundable deposit requirements of \$3,500 are a part of the co-sponsorship agreement and for related permits, park use and street closure fees.