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24 **WHEREAS**, in February 2020, Resolution No. 20200220-046 directed the
25 City Manager to negotiate and execute an agreement between the City and the
26 Austin Parks Foundation (APF) to allow APF to procure a new train vendor and
27 to oversee the operations of the train; and

28 **WHEREAS**, the Resolution also directed all net proceeds were to be
29 distributed to non-profit organizations operating within and around Zilker Park
30 via a transparent financial reporting process developed by APF and PARD until
31 such time as the Zilker Metropolitan Park Vision Plan recommendations for
32 future train operations could be implemented; and

33 **WHEREAS**, in September 2020, APF launched a contest to name the
34 train, resulting in the selection of the historic Zilker Eagle name; and

35 **WHEREAS**, the Austin Parks Foundation will operate as the temporary
36 concessionaire of the Zilker Eagle for the term specified in the agreement or
37 until such time as the Zilker Metropolitan Park Vision Plan recommendations for
38 future train operations are implemented, whichever occurs sooner; and

39 **WHEREAS**, the planning process for the Vision Plan is underway and is
40 anticipated to continue through 2021, with possible plan adoption in 2022; and

41 **WHEREAS**, erosion repair and the resulting train track realignment are
42 underway, with Zilker Eagle operations expected to begin in the final quarter of
43 2021; **NOW, THEREFORE,**

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

45 The City Manager is directed to include language in the PARD/APF Zilker
46 Eagle agreement that APF will distribute all net proceeds from the Zilker Eagle to
47 nonprofits supporting parks across the City in a transparent and equitable manner,

such proceeds to be used for park system improvements, upgrades, amenities, and maintenance. Funding distribution should ensure sufficient funding is available to support what is needed for Zilker Park to ensure the Zilker Eagle is sustainably maintained and is able to generate funds to serve the overall City parks system.

ADOPTED: _____, 2021 **ATTEST:** _____

Jannette S. Goodall
City Clerk