

**Hensley, Sara**

**From:** Garza, Rudy  
**Sent:** Monday, April 18, 2011 5:01 PM  
**To:** Nathan, Mark; Hensley, Sara  
**Cc:** Leffingwell, Lee; Ott, Marc; Lumbreras, Bert; Snook, Kelly; Delgado, Susan; Stump, Marty; Thedford, April; Browder, Leslie; Canally, Greg  
**Subject:** RE: Butler Park

1. What is the basis upon which the venue is being defined NOT to include the park area north of Riverside Drive? **State Law. The "venue" was described as Town Lake Park Center, and we are treating Butler Park as the "front yard" of the venue. Going across the street is stretching the "venue". Additionally, Auditorium Shores has always been managed as a Park facility and not part of the Palmer Events Center. To clarify, the "venue" is recognized as the land bordered by what was previously Dawson Road on the West, the southern portion of Riverside Drive on the North, S. 1st on the East, and Barton Springs on the South.**
2. How is this definition of the venue consistent with previous discussions with community stakeholders and City Council? **I am not sure. There has been ongoing discussions about development of Butler Park as well as Auditorium Shores; however, I cannot speak to whether anyone in the past defined that entire area as the venue. Current Administration has not defined this entire area as the venue. Keep in mind that no one is disputing that a Master Plan was developed and in fact continues to be worked on for the Butler Park area AND Auditorium Shores. The only issue is funding for the development.**
3. How is this definition of the venue consistent with previous expenditures of rental car tax revenue on park improvements north of Riverside Drive? **We have never expended rental car tax for benefit north of Riverside. The irrigation pump installed on the Auditorium Shores area is to pump water for irrigation of Butler Park.**
4. It's our understanding that the City committed in 1999 to allocate a total of \$18.5 million to park development. Is this accurate? If so: 1) Does this remain the City's commitment? 2) What is the figure in 2011 dollars? 3) How much has the City already spent / committed, and what amount would remain to be spent / committed in order to honor the City's commitment in 2011 dollars? **There is a 1999 Park Master Plan that included estimated costs for the entire development. I believe the estimate of \$21 million is approximately accurate. 1) PARD is currently updating the final phases of design which will update the 1999 Master Plan concepts. 2) This cannot be determined until design is completed. 3) The City has expended \$13 million for the first phases of Butler Park development.**

**Just to be very clear, we are proceeding with completion of design for the venue as well as auditorium shores. As previously stated, at the end of this fiscal year, we will have \$4.0 million set aside for the venue development as well as an additional \$1.0million at the end of next fiscal year for a total of \$5.0 million. PARD will complete the final phases for all development and then establish a recommendation for funding of the development outside of the venue. While I cannot discuss Executive Session discussions, I can say that the Mayor and Council understood the briefing material and are aware of our plan. At this point, I believe we have exhausted explanations and provided comprehensive responses. Unless we are directed otherwise by the Mayor and City Council, we are continuing with our plan as described. Thanks**

Please advise.

4/19/2011

To be clear, the mayor understands the legal briefing he received, and is aware of a previous Council's direction as it relates to the flow of these funds. Nevertheless, he feels strongly that the City should be taking every possible step to honor its commitments to community stakeholders, especially as it relates to the promised expenditure of funds approved by a public vote.

Thank you very much for your ongoing assistance.

Regards,  
Mark.

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**From:** Nathan, Mark  
**Sent:** Wednesday, April 13, 2011 10:13 AM  
**To:** Hensley, Sara; Garza, Rudy  
**Cc:** Leffingwell, Lee; Ott, Marc; Lumbreras, Bert; Snook, Kelly; Delgado, Susan; Stump, Marty; Thedford, April  
**Subject:** RE: Butler Park

Rudy, Sara:  
Thank you very much for this update.

A few important follow-up questions:

1. What is the basis upon which the venue is being defined NOT to include the park area north of Riverside Drive?
2. How is this definition of the venue consistent with previous discussions with community stakeholders and City Council?
3. How is this definition of the venue consistent with previous expenditures of rental car tax revenue on park improvements north of Riverside Drive?
4. It's our understanding that the City committed in 1999 to allocate a total of \$18.5 million to park development. Is this accurate? If so: 1) Does this remain the City's commitment? 2) What is the figure in 2011 dollars? 3) How much has the City already spent / committed, and what amount would remain to be spent / committed in order to honor the City's commitment in 2011 dollars?

Please advise.

To be clear, the mayor understands the legal briefing he received, and is aware of a previous Council's direction as it relates to the flow of these funds. Nevertheless, he feels strongly that the City should be taking every possible step to honor its commitments to community stakeholders, especially as it relates to the promised expenditure of funds approved by a public vote.

Thank you very much for your ongoing assistance.

Regards,  
Mark.

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**From:** Hensley, Sara  
**Sent:** Tuesday, April 12, 2011 9:50 AM  
**To:** Garza, Rudy; Nathan, Mark  
**Cc:** Leffingwell, Lee; Ott, Marc; Lumbreras, Bert; Snook, Kelly; Delgado, Susan; Stump, Marty; Thedford, April  
**Subject:** RE: Butler Park

I have staff working on the time line now. Thank you. Sara

4/19/2011

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**From:** Garza, Rudy  
**Sent:** Tuesday, April 12, 2011 9:40 AM  
**To:** Nathan, Mark  
**Cc:** Leffingwell, Lee; Ott, Marc; Hensley, Sara; Lumbreras, Bert  
**Subject:** RE: Butler Park

Mark

As you know we had the Executive Session with Council last week. We provided the Council all the pertinent information regarding the legal requirements for funding and also shared with them that we are scheduled to have \$4.0 million set aside at the end of this fiscal year to complete the Butler Park development; we are setting aside an additional \$1.0 million next fiscal year.

As you also know, we are in design phase. Sara is setting up a meeting with TBG to provide next steps. Keep in mind that it is clear that the "venue" is Butler park and Not auditorium shores. The City Manager is aware of our plan to continue with design and once we have plans we will proceed with development. If additional funds are needed, we will work with the Manager to determine funding options. However, we do not expect for Butler Park development to exceed \$5.0 million. I am not sure if this will or will not satisfy everyone, but our plan will meet the commitment for Butler Park. PARD will continue to work on design for Auditorium shores, but clearly there is no funding available at this time to complete development for Auditorium shores. Sara will be providing us a timeline on design completion for Butler park which will be our starting point to determine construction. Keep in mind that the design phase includes at least one more public input session. I hope this provides you the update you need on the plan going forward. Thanks

Rudy

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**From:** Nathan, Mark  
**Sent:** Tuesday, April 12, 2011 9:20 AM  
**To:** Garza, Rudy  
**Cc:** Leffingwell, Lee  
**Subject:** Butler Park

Rudy, when can we talk about Butler Park? I'm very sorry to continue to pester you about this, but we need to find a solution that satisfies the City's commitment.

Mark Nathan  
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