

## Legislation Details (With Text)

|                      |            |                      |                    |
|----------------------|------------|----------------------|--------------------|
| <b>File #:</b>       | 21-186     | <b>Name:</b>         |                    |
| <b>Type:</b>         | Resolution | <b>Status:</b>       | Consent Item Ready |
| <b>File created:</b> | 2/11/2021  | <b>In control:</b>   | City Council       |
| <b>On agenda:</b>    | 3/8/2021   | <b>Final action:</b> |                    |

**Title:** Approval of a resolution authorizing the City Manager to execute a deed accepting two acres of park property as prescribed in a development agreement with August Fields, LP.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. August Fields resolution 3 8 2021

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

Presenter/Contact  
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**SUBJECT:**

Approval of a resolution authorizing the City Manager to execute a deed accepting two acres of park property as prescribed in a development agreement with August Fields, LP.

**BACKGROUND / RATIONALE:**

The City of New Braunfels entered into a development agreement with August Fields, LP on March 1, 2018. As part of this development agreement, the owner will dedicate to the city a two-acre park with at least \$250,000 in park improvements and dedicate a 10' wide hike and bike trail from FM1101 to the park.

The development agreement also specifies park improvement and maintenance responsibilities for the public park and trail. The City of New Braunfels will generally be responsible for all equipment maintenance and repair and water/electric costs. The August Fields HOA will be responsible for routine landscape and irrigation maintenance and trash collection.

These jointly accepted improvements are now in place and the developer is ready to deed the park land to the City of New Braunfels. A park inspection has taken place and staff is in agreement that all obligations under the negotiated development agreement have been met and the park is ready to be deeded to the City.

**ADDRESSES A NEED/ISSUE IN A CITY PLAN OR COUNCIL PRIORITY:**

|                                     |     |                             |                                      |
|-------------------------------------|-----|-----------------------------|--------------------------------------|
| <input checked="" type="checkbox"/> | Yes | <b>Strategic Priorities</b> | Preserve and Improve our open space. |
|-------------------------------------|-----|-----------------------------|--------------------------------------|

**FISCAL IMPACT:**

The utility costs for lights and irrigation will be paid from the Parks General Fund line item for utilities and can be absorbed in the current budget. Any equipment repairs will also be paid from the existing budget. Park equipment will be covered by warranty for a time period.

**COMMITTEE RECOMMENDATION:**

N/A

**STAFF RECOMMENDATION:**

Staff recommends the City Manager be authorized to execute a deed transferring ownership of the two-acre park from August Fields, LP to the City of New Braunfels.