

RESOLUTION NO. 2014-06-16-1

A RESOLUTION AUTHORIZING THE TRANSFER OF THE RED TOP JAIL BUILDING AND ASSOCIATED REAL PROPERTY TO THE FRIENDS OF THE LLANO RED TOP JAIL, A NONPROFIT 501(c)(3) ORGANIZATION.

WHEREAS, in 2005, the City of Llano, Texas ("City") acquired ownership of the Llano Red Top Jail building and associated real property; and

WHEREAS, the Friends of the Llano Red Top Jail, an nonprofit organization exempt from federal taxation under Section 501(c)(3), Internal Revenue Code of 1986, as amended, has made extraordinary efforts in the form of raising funds and donating countless hours of volunteer time to promote and preserve the Llano Red Top Jail; and

WHEREAS, the Friends of the Llano Red Top Jail desire to continue its efforts to promote and preserve the Llano Red Top Jail building; and

WHEREAS, the City Council desires that the Llano Red Top Jail be open to the public for tours and be operated as a museum to preserve this part of the history and heritage of the Llano community; and

WHEREAS, the Friends of the Llano Red Top Jail desire to own and operate the Llano Red Top Jail building and associated real property as a public museum for the benefit of the public and the community of Llano; and

WHEREAS, Section 253.011 of the Texas Local Government Code authorizes a municipality to transfer to a nonprofit organization real property or an interest in real property without complying with the notice and bidding requirements of Section 272.001(a) or other law, and further in consideration of an agreement providing that that the nonprofit organization shall use the property in a manner that primarily promotes a public purpose of the municipality; and

WHEREAS, Chapter 331 of the Texas Local Government Code authorizes a municipality to acquire, own, maintain, improve, manage and operate land and buildings as historic museum, thus establishing this activity as a public purpose of the municipality; and

WHEREAS, the City Council of the City of Llano ("City") desires to transfer the Llano Red Top Jail building and associated real property to the Friends of the Llano Red Top Jail to own, maintain, improve, manage and operate said building as historic museum open to the public; and

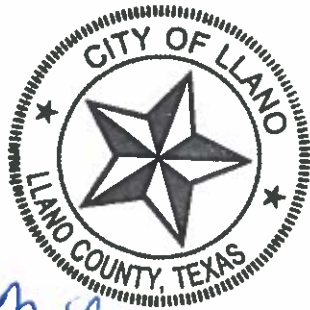
WHEREAS, the City Council desires to authorize Mikel Virdell, Mayor of the City of Llano, Texas, to negotiate, approve and execute any and all expenditures, documents and instruments related to the City's transfer of the Llano Red Top Jail building and associated real property to the Friends of the Llano Red Top Jail nonprofit

501(c)(3) organization in accordance with Section 253.011 of the Texas Local Government Code;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Llano, Texas:

That Mikel Virdell, Mayor of the City of Llano, Texas, is hereby authorized to negotiate, approve and execute any and all expenditures, documents and instruments related to the City's transfer of the Llano Red Top Jail building and associated real property to the Friends of the Llano Red Top Jail nonprofit 501(c)(3) organization in accordance with Section 253.011 of the Texas Local Government Code, and as described in this Resolution. Further, that the instrument of transfer executed by Mayor Virdell must include a provision that: 1) requires the Friends of the Llano Red Top Jail to use the property in a manner that primarily promotes a public purpose of the City; and 2) indicates that ownership of the property automatically reverts to the City if the Friends of the Llano Red Top Jail at any time fails to use the property in that manner.

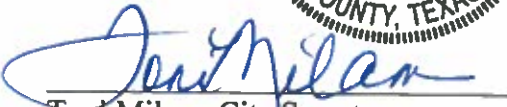
APPROVED and RESOLVED by the City Council of the City of Llano, Texas this 16th day of June, 2014.





Mikel Virdell, Mayor
City of Llano, Texas

ATTEST:



Tom Milam, City Secretary
City of Llano, Texas