



**RCA
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 6
AGENDA DATE: Thu 02/17/2005
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SUBJECT: Approve an ordinance amending Ordinance No. 040913-05, the Fiscal Year 2004-2005 Fee Ordinance, relating to parking rates for City facilities, to allow the City Manager to modify or waive parking rates in certain situations.

AMOUNT & SOURCE OF FUNDING: N/A

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Financial and **DIRECTOR'S**
DEPARTMENT: Administrative Services - **AUTHORIZATION:** Vickie Schubert
Building Services

FOR MORE INFORMATION CONTACT: Jill Maness, Building Services Officer, 974-3962

PRIOR COUNCIL ACTION: Fiscal Year 2004-2005 Fee schedule adopted by City Council - Ordinance No. 040913-05.

BOARD AND COMMISSION ACTION: N/A

PURCHASING: N/A

MBE / WBE: N/A

Under the present fee ordinance for Fiscal Year 2005, the City Manager may set or establish parking rates at City parking garages and lots, but "the rate must be commercially reasonable with respect to the location of the facility and comparable business practices in the vicinity of the facility." The ordinance does not allow the Manager to modify or waive these fees, regardless of the situation.

The proposed changes will allow the City Manager to modify or waive parking rates and fees in certain situations, such as validating tickets or waiving parking fees for persons visiting city officials, attending council meetings, or otherwise conducting business in City Hall. These changes will also aid with 2nd Street Retail District negotiations by facilitating valet parking, and validations of customer parking tickets by stores and restaurants in the District, in accordance with contracts authorized by Council, will cover financial hardships such as "I lost my wallet" situations, and will allow rates to be modified or waived for significant public events that may take place on the City Hall plaza or other areas in the vicinity of a City parking facility.

ORDINANCE NO. _____

**AN ORDINANCE AMENDING THE CITY MANAGER'S AUTHORITY TO SET
A PARKING RATE DESCRIBED IN THE FISCAL YEAR 2004-2005 FEE
SCHEDULE OF ORDINANCE NO. 040913-05.**

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

PART 1. The council amends the Fiscal Year 2004-2005 Fee Schedule of Ordinance No. 040913-05 as follows:

Parking Rates for City Facilities

The city manager may set a rate* for	\$10.00	per vehicle in/out for evening
public use of a City parking facility	\$25.00	per day for day-time rates
in an amount not to exceed:	\$300.00	per month for day-time contract parking rates

[(*)The rate must be commercially reasonable with respect to the location of the facility and comparable business practices in the vicinity of the facility; provided, however that a parking rate may be waived or modified by the city manager:

- (1) To avoid financial hardship to a member of the public in an emergency situation, enhance public convenience, safety, or improve efficiency of a parking facility;
- (2) To comply with the terms of a parking contract authorized by the city council;
- (3) To facilitate public access to city officials and meetings; or
- (4) To reduce street congestion during significant public events attracting large numbers of people at a venue in the vicinity of a City parking facility. [)]

Note: These authorized parking charges apply to City parking facilities unless a fee for a specific event or location is otherwise prescribed in this fee schedule or other ordinance.

PASSED AND APPROVED

_____, 2005

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Will Wynn
Mayor

APPROVED:

David Allan Smith
City Attorney

ATTEST:

Shirley A. Brown
City Clerk