

SPECIAL MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO, HELD IN  
THE COUNCIL CHAMBER, CITY HALL, ON  
TUESDAY, AUGUST 23, 1988.

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The meeting was called to order by the presiding officer, Mayor Henry Cisneros, with the following members present: DUTMER, WING, MARTINEZ, THOMPSON, VERA, WOLFF, LABATT, HASSLOCHER, CISNEROS. Absent: BERRIOZABAL, WEBB.

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88-36 Mayor Cisneros explained that the purpose of this special meeting is to receive the reports of the Small Business Committee, the Arts Issue and the Drought Management Plan.

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SMALL BUSINESS COMMITTEE REPORT

Mayor Cisneros explained that due to the absence of several council members, Mr. Martinez may want to defer action on his amendments to the committee report until the meeting on Thursday.

Mr. Martinez referred to page 27 of the report and stated that he had seen a previous report which was more specific in nature. He also stated that this language is better than the original draft.

Mr. Stuart Summers, Director of the Department of Economic and Employment Development, stated that at the last committee meeting, comments were made dealing with those contracts which must be tracked by state law.

Mr. Martinez remarked that this clause, "discretionary contracts....." eliminates construction and procurement contracts.

Mr. Summer stated that the committee was following the opinion of the City Attorney that certain contracts do indeed need to track state law.

Mr. Martinez stated that he has been following the work of the committee and attended committee meetings as well. He then stated that this is a very significant and historical turning point opportunity for the city. He stated that he feels that the city has not done a good enough job with minority businesses and women-owned businesses. He then spoke to certain areas of this report which doesn't go far enough. He then distributed proposed amendments to the committee report. (Amendment 1-7)

Mr. Martinez stated that Amendment No. 1 will not apply to individual contracts but rather the setting of goals.

AMENDMENT #1

SUBJECT: PURCHASING AND CONTRACTING  
(Substitute for Recommendation 13 of 15, p. 36)

Establish a City of San Antonio objective to ensure that all construction contract specifications include minimum performance standards for MBE/WBE subcontracting. To achieve this, the City will establish the following minimum overall goals:

FISCAL YEAR 1988-1989

- MBE Subcontracting. . . . .35%
- WBE Subcontracting. . . . .10%

These performance standards will be reviewed, enhanced or rescinded as these goals are being achieved. The citizen advisory committee will review the language appropriateness. The SMBA staff will monitor the RFP's on a regular basis and report to the advisory committee.

ASSIGNED RESPONSIBILITY: Department of Economic and Employment  
(SMBA Division) SMBA Advisory Committee

- ACTION STEPS AND DUE DATES:
1. SMBA staff will review existing RFP language. October, 1988.
  2. All department's RFP's language will be review by the advisory committee to ensure the language conforms to established SMBA standards.
  3. Prepare City Council resolution establishing minimum performance standards for MBE/WBE subcontracting, October, 1988.

A discussion then took place on Amendment #1 dealing with the setting of goals.

Mr. Martinez then read Amendment No. 2; being:

AMENDMENT #2

SUBJECT: PURCHASING AND CONTRACTING

RECOMMENDATION: Establish a City of San Antonio goal of awarding a minimum of 51% of the total annual dollar volume of all procurement expenditures in the category of professional services and discretionary contracts to qualified MBE/WBE contractors. To further set a

reasonable schedule to achieve this goal by establishing the following time line.

FY 1988 - 1989 - 20%  
 FY 1989 - 1990 - 35%  
 FY 1990 - 1991 - 45%  
 FY 1991 - 1992 - 51%

**ASSIGNED**

**RESPONSIBILITY:** City Manager  
 Department of Economic and Employment  
 Development  
 (SMBA Division)  
 Purchasing Department  
 City Department Heads  
 SMBA Advisory Committee

**ACTION STEPS**

**AND DUE DATES:** Prepare City Council ordinance, October, 1988

(Insert this amendment on page 25 as #2 of 16 and renumber the recommendations and also list on page 22.)

**NOTE:** It should be understood if not otherwise addressed on this report, that "professional services" will be redefined by the City to include all procurement activity that should rightfully fall in this category. At present only, "architects and engineers" are listed under this category.

In response to Mr. Wolff's question on the setting of this goal, Mr. Martinez stated that the city is not doing good at all in this area. He referred to page 61 of the report, where there was only 2% of minority businesses.

Mr. Martinez then addressed the third amendment; that being:

**THIRD AMENDMENT**

**CHAPTER 3: PURCHASING AND CONTRACTING**

**III. Analysis**

Page 21 ...San Antonio is pursuing aggressive steps to rectify the imbalance of previously awarded contracts, the imbalance being the relative lack of city contracts being awarded to minority-owned businesses.

**ARGUMENT:** The analysis as written seems to deliberately avoid mentioning that there exists in fact a significant imbalance or disparity in the number of contracts awarded by the City to minority-owned businesses when compared to the overall contract activity and considering the 61% minority population of the City. Again, if we are serious, it is important to state the facts clearly and honestly.

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Mr. Martinez then stated that imbalance needs to be addressed, as stated above.

Mr. Martinez then recommended Amendment #4, page 23 of the report, which read as follows:

CHAPTER 3: PURCHASING AND CONTRACTING

Page 23 & 33 RECOMMENDATIONS

#11 Conduct a comprehensive review by each of the City Department Heads, PURchasing and others to track and determine, as accurately as possible for each of their respective departments, the number and dollar amounts of all contracts awarded to MBEs and WBEs for previous contracting years. The goal being to compile and document the "findings" necessary to support affirmative action programs in city government procurement until minorities and women reach a more equitable level of participation. Once compiled, this information shall be integrated into the internal data base as collected in recommendation #10 above.

(Insert this as #11 of 16 and renumber the remaining)

ARGUMENT: The importance of compiling this past historical record, is for the purpose of establishing "findings" which can legally support the City's efforts in encouraging minority participation and in pursuing future aggressive initiatives on this important issue. Other cities who have seriously pursued minority participation efforts have realized the importance of compiling this data.

Mr. Martinez stated that Amendment #5 which follows would give more to shoot for in securing minority contracting:

AMENDMENT #5

CHAPTER 3: PURCHASING AND CONTRACTING

Pages 22 & 25 RECOMMENDATIONS

#2. The SMBA Advisory Committee will annually establish goals for all departments to promote greater participation and contract activity by MBEs and submit these recommendations to the City Council. The goals shall range between the potential availability of MBE vendors in each contractual category and the overall minority population of the City as a whole. Each year, the SMBA Advisory Committee will revise the MBE goals upward to achieve a business participation by MBEs which more closely reflects the general minority population of the City.

He stated this amendment gives more to shoot for in serving minority contracting.

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Mr. Martinez, noting that the City Council needs to be included and gave examples of instances where minority contractors have been left out of contracts after they have already been approved by the City Council, presented the following amendment:

## AMENDMENT #6

## CHAPTER 5: MINORITY AND WOMEN-OWNED BUSINESSES

Pages 48 & 52

#4. Add.....No changes in subcontracting can be made without prior written approval from the contracting department, DEED, and the City Council.

Mr. Martinez stated that the following amendment gives the City Council an opportunity to review other "good" programs which could be emulated.

## AMENDMENT #7

## CHAPTER 5: MINORITY AND WOMEN-OWNED BUSINESSES

Pages 48 & 50:

#2. Delete reference to....programs in other Texas cities....to allow a review of the Miami ordinance.

Mr. Martinez stated that the city needs to set up programs which will eliminate obstacles, either state or federal requirements, faced by minority contractors.

Mr. Martinez further stated that this is a very important issue and of utmost importance to the small minority business person. He stated that the City needs to do more and also work with the legislative delegation and address these same issues at the state level.

Major Cisneros recommended these amendments be referred back to the Small Business Committee for their review, before it is brought back to the Council.

Mr. Martinez stated that he doesn't want to delay the entire report and would prefer that the Council act on these amendments.

A discussion took place on the entire council acting before the committee has an opportunity to review.

Ms. Vera stated that the committee had discussed some of these issues and concurred with the recommendations made by the Mayor. A two-week period was discussed as the time to come back with formal acceptance of the report and consideration of Mr. Martinez amendments.

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Mayor Cisneros introduced Mayor Emeritus Lila Cockrell who was present in the audience. He then recognized Mrs. Aaronetta Pierce and asked her to introduce the other members of the Blue Ribbon Committee on the Arts.

Mrs. Pierce identified the members of the Committee: Charles Andrews, Mary Esther Bernal, Earl Campbell, Dr. Robert Cardinale, Dr. Larry Chalmers, Sr. Maria Carolina Flores, Mike Gentry, Virginia Gill, John Leeper, Elizabeth Huth Maddux, R. Tom Roddy, Pedro Rodriguez, Joci Strauss, Mauricio Gonzales, and Paul Rossbach.

Mrs. Pierce thanked the tremendous efforts of the Committee and also expressed appreciation to those individuals who were not actual members of the Committee but whose efforts were extremely instrumental in helping to formulate this report, those persons being: Dr. Mauricio Gonzales - Chairperson, Arts & Cultural Advisory Committee, Consultant, and Paul Rossbach, Consultant for written documents

Mayor Cisneros also thanked members of the City Council for their support in establishing the Committee.

Mrs. Pierce then read excerpts from the report, entitled, Blue Ribbon Committee on the Arts, a copy which is on file with the papers of August 25, 1988. She read verbatim the sections entitled:

- I. Introduction
- II. Background
- III. The City's Current Role
- IV. Blue Ribbon Committee Recommendations

Priority recommendations:

- . Create a Department of Arts & Cultural Affairs headed by a professional Arts Administrator
- . Dedicate a source of public revenue.
- . Strengthen the Arts & Cultural Advisory Committee.
- . Complete necessary improvements at the Lila Cockrell Theatre and Beethoven Hall.
- . Support culturally diverse participation on boards and staffs in programming and audiences.

Mrs. Pierce then referred to the Specific Recommendations (of equal priority). (Page 8 of the report)

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"The Blue Ribbon Committee on the Arts requests official acceptance of this report by the Mayor and City Council. It specifically requests that action on and funding for the foregoing Committee recommendations be included as part of the annual budget for the City of San Antonio beginning with the fiscal year to commence on October 1st, 1988 and become part of the municipal government process.

"While the Blue Ribbon Committee chairman and its individual members are available to meet as required with City officials and personnel over the near and long term, a meeting in approximately six months (February, 1989) is also specifically requested to review progress made by then and develop timetable projections for future actions."

The Mayor and members of the City Council thanked Mrs. Pierce for her leadership in this as well as other important community issues.

After discussion, Mr. Thompson moved to receive the report. Mrs. Vera seconded the motion.

Mr. Wolff spoke of the deduction by certain cities of a certain percentage of hotel/motel occupancy tax for the arts. He spoke favorably to other recommendations made by the Committee.

Several members of the Council commended the committee for their work on this report.

Mrs. Vera asked if there could be an economic impact analysis prepared for the City Council.

In response to Mayor Cisneros, Mr. Bono stated that given the funding the staff could implement these recommendations in an expeditious manner.

Mrs. Pierce stated that, based on an economic analysis study she was familiar with, for every dollar spent three dollars was returned to the City.

Mr. Wing emphasized the need to keep the issue of cultural arts in prospective. Mr. Wing also stated that there are many, many jobs produced by the arts community.

Mr. Martinez spoke of the relationship of the arts and its enhancement to the tourism industry.

Several Council members again commended the Committee for an excellent report.

Mayor Cisneros thanked members of the press, Mr. Mike Greenberg and Oscar Garza for making the Council cognizant of the arts climate in San Antonio.

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Mrs. Romelis Esperanza presented a report on behalf of Mr. Pedro Rodriguez, member of the Committee who was not present in the audience at today's meeting (the report on file with the papers of this meeting endorses the fundings and recommendations of the Blue Ribbon Committee and urged their adoption and support.

Mayor Cisneros again expressed appreciation to the Committee for their contributions to the City through this report.

Mayor Cisneros recognized Mayor Emeritus Cockrell to say a few words.

Mayor Cockrell expressed her pleasure at the warm reception received by the Committee on their report.

Mrs. Pierce then introduced Ms. Maya Angelou, well-known poet, who was present in the audience.

Ms. Angelou then spoke of her visit to San Antonio and her delight in being in the chambers at this evening's presentation by the Blue Ribbon Committee. She then recited her poem, "I Rise."

The motion to accept the report prevailed by the following vote: AYES: Wing, Martinez, Thompson, Vera, Hasslocher, Cisneros; NAYS: None; ABSENT: Berriozabal, Webb, Dutmer, Wolff, Labatt.

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The meeting recessed at 8:00 P.M., reconvening at 8:45 P.M. for continuation of the meeting.

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DROUGHT MANAGEMENT PLAN

Mr. Robert Hasslocher, Chairperson of the Edwards Underground Water District (EUWD), presented a copy of the proposed Drought Management Plan, a copy of which is on file with the papers of this meeting. Mr. Hasslocher stated that today by a vote of 13-0 (EUWD) adopted the plan. It will be forwarded to the Texas Water Commission for their review.

Mr. Tom Fox, Executive Director, briefed the Council on the plan. He stated that the plan promises objective standards for determining that drought conditions exist, how long they continue and when a drought has ended. There are five defined stages of drought severity and associated demand reduction response. He then spoke to the different trigger condition parameters which will be used as the basis for declaring the various stages of drought severity. (Table 2-1).

Mayor Cisneros spoke to the trigger conditions as outlined in Tables 2-1, and its purpose, that being to further safeguard the Edwards Aquifer during times of shortage, and that there is really no need for a Council vote on this report. It is being presented to

City Council for their review.

Mr. Fox stated that the City Council can also have an opportunity to change the legislation.

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There being no further business to come before the City Council, the meeting was adjourned at 9:25 P.M.

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A P P R O V E D

*Henry Cisneros*  
M A Y O R

ATTEST *Norma S. Rodriguez*  
C I T Y C L E R K

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