

2015 JAN 20 PM 1:03



**Agenda  
Charter Review Commission**

**City Hall  
Media Briefing Room  
January 23, 2015**

**2:00 PM**

A MEETING OF THE CHARTER REVIEW COMMISSION OF THE CITY OF SAN ANTONIO WILL BE HELD ON **FRIDAY, JANUARY 23, 2015, AT 2:00 P.M.** IN THE MEDIA BRIEFING ROOM, CITY HALL, 100 MILITARY PLAZA, SAN ANTONIO, TEXAS, 78205 FOR DISCUSSION AND POSSIBLE ACTION ON THE FOLLOWING MATTERS:

1. Discussion on Citizen Input
2. Discussion of Citizen Outreach and Media Communication Strategies
3. Committee Reports
  - a. Council Compensation
  - b. Mayoral Mid-Term and Council Terms
  - c. Obsolete, Outdated and Unwieldy Provisions
4. Discussion on future meetings
5. Adjournment

At any time during the Charter Review Commission Meeting, the commission may meet in executive session regarding any of the matters posted above in compliance with the Texas Open Meetings Act.

**DISABILITY ACCESS STATEMENT**

CITY HALL, 100 Military Plaza, is wheelchair accessible. Accessible entry ramp on west side of building. Accessible visitor parking on north side of building. Auxiliary aids and services, including Deaf interpreters, must be requested forty-eight [48] hours prior to the meeting. For assistance, call (210) 207-7268 or 711 Texas Relay Service for the Deaf.

**Camila Kunau (City Attorney)**

---

**From:** Bill Bailey [bill@baileyconnection.com]  
**Sent:** Tuesday, January 20, 2015 12:13 PM  
**To:** Charter Review  
**Subject:** Changes to SAT Charter - 01/18/2015

Camila...

Thanks. There is a growing concern that elected city and county officials are bypassing the voters on big ticket items so hope the charter revisions fix this growing problem.

Bill Bailey, Stone Valley POA

---

**From:** Charter Review [mailto:Charter.Review@sanantonio.gov]  
**Sent:** Tuesday, January 20, 2015 11:26 AM  
**To:** Bill Bailey  
**Cc:** Cotrell, Charles L.  
**Subject:** RE: Changes to SAT Charter - 01/18/2015

Thank you for your email. I will share this proposal with the Charter Review Commission at their next meeting, which is scheduled for 2 pm this Friday, January 23, in the City Hall media briefing room.

Sincerely,

Camila W. Kunau  
Assistant City Attorney  
City of San Antonio  
210.207.5602  
210.207.4004 (fax)

**This is not an open record. This message and its attachments contain confidential information of the City of San Antonio and may include privileged attorney-client communications. Unauthorized use or disclosure is prohibited.**

**CORE Values:**  
TEAMWORK | INTEGRITY | INNOVATION | PROFESSIONALISM  
*City of San Antonio, Texas*

---

**From:** Bill Bailey [mailto:bill@baileyconnection.com]  
**Sent:** Sunday, January 18, 2015 2:40 PM  
**To:** Charter Review  
**Subject:** Changes to SAT Charter - 01/18/2015

Camila...

I would like the charter commission to consider this suggestion.

No **total** project expenditures can be approved over **10%** of the city budget

without a ballot initiative. Also projects cannot be piecemealed a little at a time to bypass this requirement.

The 2014 city of **\$2.3 billion** budget would mean that any expenditure of **\$230+** million would have to be approved by the voters. This includes ad-valorem tax bonds, revenue bonds and other financing for proposed large city projects.

This would nix the street car type snafu, one-time downtown urbanization projects, convention center redos approval, building athletic stadiums (e.g.,NFL Football), Hemisphere Park upgrades and other future onerous projects without tax payer approval.

Please have the commission consider this for the May ballot ?

Bill Bailey, Stone Valley POA  
Phone: 210-497-36899

**Camila Kunau (City Attorney)**

---

**From:** David Adelman [davida@areatx.com]  
**Sent:** Tuesday, January 20, 2015 8:35 AM  
**To:** Charter Review  
**Subject:** Term Limits & Council Pay

To Whom it May Concern:

I am in favor of staggering term limits, extending terms and adding council pay.

Please feel free to contact me with any questions.

Thanks,  
David

David M. Adelman

AREA Real Estate, LLC  
[davida@areatx.com](mailto:davida@areatx.com)  
210-391-2310

## Camila Kunau (City Attorney)

---

**From:** Ellen Pfeiffer [ellenpfeiffer@sbcglobal.net]  
**Sent:** Saturday, January 17, 2015 3:50 PM  
**To:** Charter Review  
**Subject:** Council pay

Hi Mike. I was visiting with Ron Nirenberg about council pay. I firmly believe in paying both our council and our mayor a salary. I like starting the conversation at \$45,000 for city council members \$65,000 for the mayor. I realize this even is not enough but it would be wonderful to allow the citizens to vote .

Please let me know how I can help with this issue.

Warm regards,

Ellen Pfeiffer

Hunters Creek Neighborhood Assn. President Sent from my iPhone

## Camila Kunau (City Attorney)

---

**From:** Vincent Fonseca [vpfonseca@yahoo.com]  
**Sent:** Thursday, January 15, 2015 6:13 PM  
**To:** Charter Review  
**Subject:** Charter Review input

I don't think we need to require an election before any use of the City's right-of-way for streetcar or light rail. I think the public should be able to vote on whether to proceed on any transportation project that exceeds a certain amount of City funds.

I currently pay city property taxes on 3 commercial properties and my residence. In addition I pay sales taxes and use CPS for all of the properties. This is considerable contribution to City revenues and very large City expenditures should have support of the majority of citizens.

Vince Fonseca  
405 W Magnolia Ave  
SA, TX 78212

**Camila Kunau (City Attorney)**

---

**From:** MaryAnn Jarrell [marjarr@prodigy.net]  
**Sent:** Saturday, January 17, 2015 9:35 AM  
**To:** Charter Review

Please send me a copy of these Charter Amendments as they are stated.

Thank You,

David Jarrell

# CHARTER REVIEW COMMISSION

COMMUNITY INVITED TO  
PROVIDE INPUT ON POSSIBLE  
AMENDMENTS TO THE CITY CHARTER

**6 p.m. • Wednesdays,  
Jan. 28, Feb. 11,  
Feb. 18 and Feb. 25**

City Council Chambers, 114 W. Commerce

COMMUNITY INVITED TO ATTEND  
CHARTER REVIEW COMMISSION MEETINGS

**2 p.m. • Fridays,  
Jan. 23, Jan. 30,  
Feb. 6, and Feb. 13,  
Feb. 20, and Feb. 27**

For locations, visit [SanAntonio.Gov/CharterReview](http://SanAntonio.Gov/CharterReview)

**PROVIDE INPUT:**

[charter.review@sanantonio.gov](mailto:charter.review@sanantonio.gov)



**QUESTIONS:**

(210) 207-5602

**LEARN MORE:**

[SanAntonio.gov/  
CharterReview](http://SanAntonio.gov/CharterReview)

**CITY OF SAN ANTONIO**

1. How many San Antonio residents did each council member represent in 1977 and today?

<b>Year</b>	<b>Population</b>	<b>Average Residents per City Council District</b>
1980	785,940	78,594
2010	1,327,407	132,740

**SALARY - OPTION #1**

San Antonio Area Median Family Income

City Council Members - \$45,722

Mayor - \$60,722

**SALARY - OPTION #2**

Base salary + meeting per diem

City Council - \$35,000 base salary + \$150 per meeting not to exceed \$10,000

Mayor - \$50,000 base salary + \$150 per meeting not to exceed \$10,000

**SALARY - OPTION #3**

Base salary with "Dallas exception"

City Council - \$45,000

unless miss more than 10% of meetings – then reduce compensation

Mayor - \$60,000

unless miss more than 10% of meetings – then reduce compensation

**ANNUAL INCREASE - OPTION #1**

Annual adjustment based on Consumer Price Index (CPI) with cap of 3.5%

**ANNUAL INCREASE – OPTION #2**

Salary Setting Commission recommends and is voted on in a November election

**ELIGIBILITY – OPTION #1**

Newly elected Council and Mayor after May 2015 elections  
Effective immediately after sworn into office

**ELIGIBILITY – OPTION #2**

Newly elected Council and Mayor after 2015 elections  
Effective in new fiscal year October 1, 2015

## MAYORAL VACANCY AND TERMS SUBCOMMITTEE

### RECOMMENDATION SUMMARY

Process	Current	Recommended	
		<= 270 days in term	>270 days in term
<b>Mayoral Vacancy</b>	<ul style="list-style-type: none"> <li>Remaining council members elect from among themselves, by majority vote.</li> <li>Person serves as mayor for the unexpired term.</li> </ul>	<ul style="list-style-type: none"> <li>Remaining council members elect from among themselves, by majority vote.</li> <li>Person serves as mayor for the unexpired term.</li> </ul>	<ul style="list-style-type: none"> <li>Filled by special election held on next authorized uniform election date</li> </ul>
		<ul style="list-style-type: none"> <li>In case of mayoral vacancy, replacement as follows:                             <ul style="list-style-type: none"> <li>If remaining term &lt;=120 days or less, Mayor Pro-Tem's perform mayoral duties until election*</li> <li>If remaining term &gt;120 days, vacancy filled by majority vote of remaining council members until election</li> </ul> </li> </ul> <p><i>*Mayor Pro-Tem duration and selection could be modified in these instances to provide for selection of more tenured council members and longer duration than average of 10 weeks, by ordinance or procedure.</i></p>	
<b>Council Vacancy</b>	<ul style="list-style-type: none"> <li>Vacancies with 270 days or less remaining in the term filled by majority vote of remaining council members for external candidate for duration of unexpired term                             <ul style="list-style-type: none"> <li>Appointed councilmembers must possess all qualifications required for the office.</li> </ul> </li> <li>Vacancies with more than 270 days remaining in the term filled by special election                             <ul style="list-style-type: none"> <li>Special election held on next authorized uniform election date</li> <li>Council may appoint a person to serve as a council member on a temporary basis</li> </ul> </li> </ul>		
<b>Term Limits</b>	<ul style="list-style-type: none"> <li>Terms are two (2) years beginning on the first day of June following election.</li> <li>Councilmember vacates office immediately if when filing to become a candidate for nomination or election to any public office, other than that of member of council</li> </ul>	<ul style="list-style-type: none"> <li>No recommendation for 2015 Ballot</li> <li>Strong consideration on future ballot for:                             <ul style="list-style-type: none"> <li>Longer terms (3 to 4 years, versus 2 years)</li> <li>Staggered terms</li> </ul> </li> </ul>	

### CONSIDERATIONS

1. Efficacy of and timeframe for Mayor Pro-tem service versus appointed Mayor during interim timeframe)
2. How is the Mayor Pro-tem provision established and enforced? (Inclusion in Charter?)

## CITY CHARTER – RELEVANT PROVISIONS

---

### ARTICLE II. CITY COUNCIL

#### Sec. 5. Terms of office.

The terms of office of all members of the council elected at a regular municipal election shall be for two (2) years beginning on the first day of June next following their election.

If a member of the council shall file to become a candidate for nomination or election to any public office, other than that of member of the council, he or she shall vacate immediately his or her place on the council and the vacancy thereby created shall be filled in the same manner as any other vacancies. (Ord. No. 44391, § 1 (Prop. 7), 10-3-74; Ord. No. 85965, § 1 (Prop. 1), 5-5-97)

#### Sec. 8. Vacancies.

Vacancies in the council other than in the last place (mayor) arising from any cause with 270 days or less remaining in the term shall be filled by majority vote of the remaining members for the unexpired term only and provided the successor shall possess all qualifications required for the office. Vacancies in the council other than in the last place (mayor) arising from any cause with more than 270 days remaining in the term shall be filled by special election and, where necessary, by a run-off election, in the same manner as provided for in this Charter for the regular election of a councilmember. Such special election shall be held on the next authorized uniform election date that occurs before the regular election and that allows enough time to hold the election in the manner required by law. The City Council may appoint a person to serve as a council member on a temporary basis during the period between the creation of the vacancy and the special election. In the event of a vacancy in the office of the mayor, the remaining council members shall elect from among themselves, by majority vote, a person to serve as mayor for the unexpired term and the person elected shall take over the last place on the council.

(Ord. No. 44594, § (Prop. 2), 11-14-74; Ord. No. 2012-05-17-0348, § 9, 5-17-12)

#### Sec. 9. Mayor and mayor pro tem.

Par. 1. The person elected to the last place on the council shall serve as and be the mayor during his term of office.

The mayor shall be the presiding officer of the council and shall receive, in addition to compensation as a member of the council, the sum of three thousand dollars per annum.

**CITY CHARTER – RELEVANT PROVISIONS (continued)**

---

Par. 2. The mayor pro tem shall act as mayor during the absence or disability of the mayor. Should a vacancy occur in the office of the mayor, the mayor pro tem shall act as mayor until the mayor's position has been filled as provided in Section 8 above. While serving as mayor, the mayor pro tem shall receive the same compensation as the mayor.

Par. 3. The mayor, the mayor pro tem and any member of council may be paid such expenses in connection with their official duties as may be provided by the council. (Ord. No. 44391, § 1 (Prop. 2), 10-3-74)

Note: See editor's note to § 8.

**ARTICLE III. MUNICIPAL ELECTIONS**

Sec. 20. Limitation on terms of office.

No person shall be eligible to hold any elected office for more than four full terms, and shall not be placed on the ballot for election to any term if service for the full term would constitute a violation hereof. For the purpose of this section, the office of Mayor shall be considered a separate office from other Council places. (Ord. No. 85965, § 1 (Prop. 5), 5-5-97; Ord. No. 2008-11-17-1010, §§ 4, 5 (Prop. 1), 11-17-08)

DRAFT/CONFIDENTIAL - FOR DISCUSSION ONLY