

**CITY OF SAN ANTONIO
OFFICE OF THE MAYOR
Interdepartmental Memorandum**

AGENDA ITEM NO. **46**

RECEIVED
CITY OF SAN ANTONIO
CITY CLERK

TO: COUNCIL MEMBERS

FROM: Mayor Edward D. Garza

COPIES TO: City Manager, City Attorney, City Clerk, Management Team Members;
Directors of Finance and Management & Budget; Assistants to Mayor and
Council; File

SUBJECT: ITEM FOR MAY 29th, COUNCIL AGENDA AUTHORIZING CONTINGENCY FUNDS

03 MAY 23 PM 12: 14

DATE: May 21, 2003

I respectfully request council concurrence to place on the City Council agenda of May 29, 2003, an ordinance allocating \$5000.00 from the Mayor's Contingency Fund payable to San Antonio Symphony. These funds will be utilized in assisting the symphony's operations that include, musicians and staff salaries, and for operations relating to performances. The Symphony's impact extends beyond performance, drawing local residents downtown to frequent surrounding restaurants, garages, and hotels and offering visitors an exceptional cultural experience.

Please note that staff has reviewed the request and concurs with this action.

Thank you for your consideration.

EDG/de
attachment(s)


EDWARD D. GARZA
Mayor


Bobby Pérez
Council Member, District 1


Enrique M. Barrera
Council Member, District 6

John Sanders
Council Member, District 2


Julian Castro
Council Member, District 7


Antoniette "Toni" Moorhouse
Council Member, District 3


Bonnie Conner
Council Member, District 8

Enrique "Kike" Martin
Council Member, District. 4

Carroll Schubert
Council Member, District 9

Nora X. Herrera
Council Member, District 5

David Carpenter
Council Member, District 10

REQUEST FOR CONTINGENCY ACCOUNT EXPENDITURES DISTRICT

It is important that council items requiring the use of district contingency funds not be circulated until the following information is obtained:

1. Name of Organization: San Antonio Symphony
 Address: PO Box 658, San Antonio, Texas 78205
 Phone(s): 210-554-1000
2. Tax Exempt # (if applicable) 74-1185669
3. (a) Amount of request: \$5,000 (not less than \$100.00)
 (b) What other sources of funding does organization have? Private & Corporate Foundations, Individuals, Corporate, City and State grants and donations.
4. Purpose of Request (state exactly how funds are to be used, and the public benefit anticipated):
We are requesting operating funds to be used for musician and staff salaries, and for operations relating to performances. These performances included concerts as well as educational programs, many of which reach new and/or underserved audiences. The Symphony's impact extends beyond the performance, drawing local residents downtown to frequent surrounding restaurants, garages, and hotels and offering visitors an exceptional cultural experience.
5. Contact person: Gayle Purcell
 Address: PO Box 658, San Antonio, Texas 78205
 Phone(s) 210-554-1000 x120
6. Time Frame/Calendar
 Date of Event: n/a
7. Copy of separate written request attached? x Yes No
8. Does the organization receive other city funds? x Yes No
9. Is the city co-sponsoring the particular event? Yes x No

10. (a) Comments by the City Attorney's Office
Expenditure supports City goal of promoting pride in the community
M. Z. Gutierrez
Deputy City Attorney
- (b) Comments from the Department Director

This form should be completed and attached to six-signature memorandum.

City of San Antonio Discretionary Contracts Disclosure*

For use of this form, see City of San Antonio Ethics Code, Part D, Sections 1&2

Attach additional sheets if space provided is not sufficient.

State "Not Applicable" for questions that do not apply.

* This form is required to be supplemented in the event there is any change in the information under (1), (2), or (3) below, before the discretionary contract is the subject of council action, and no later than five (5) business days after any change about which information is required to be filed.

Disclosure of Parties, Owners, and Closely Related Persons

For the purpose of assisting the city in the enforcement of provisions contained in the City Charter and the code of ethics, an individual or business entity seeking a discretionary contract from the city is required to disclose in connection with a proposal for a discretionary contract:

(1) the identity of any individual who would be a party to the discretionary contract;

None

(2) the identity of any business entity¹ that would be a party to the discretionary contract:

Symphony Society of San Antonio / Board of Directors

and the name of:

(A) any individual or business entity that would be a subcontractor on the discretionary contract;

None

(B) any individual or business entity that is known to be a partner, or a parent or subsidiary business entity, of any individual or business entity who would be a party to the discretionary contract;

None

(3) the identity of any lobbyist or public relations firm employed for purposes relating to the discretionary contract being sought by any individual or business entity who would be a party to the discretionary contract.

None

¹ A business entity means a sole proprietorship, partnership, firm, corporation, holding company, joint-stock company, receivership, trust, unincorporated association, or any other entity recognized by law.

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Political Contributions

Any individual or business entity seeking a discretionary contract from the city must disclose in connection with a proposal for a discretionary contract all political contributions totalling one hundred dollars (\$100) or more within the past twenty-four (24) months made directly or indirectly to any *current or former member* of City Council, any *candidate* for City Council, or to any *political action committee* that contributes to City Council elections, by any individual or business entity whose identity must be disclosed under (1), (2) or (3) above. Indirect contributions by an individual include, but are not limited to, contributions made by the individual's spouse, whether statutory or common-law. Indirect contributions by an entity include, but are not limited to, contributions made through the officers, owners, attorneys, or registered lobbyists of the entity.

To Whom Made:	Amount:	Date of Contribution:
VALPAC (Valero's PAC) by Board Member for local, state, and federal campaigns	\$3,000/yr.	

Disclosures in Proposals

Any individual or business entity seeking a discretionary contract with the city shall disclose any known facts which, reasonably understood, raise a question² as to whether any city official or employee would violate Section 1 of Part B, Improper Economic Benefit, by participating in official action relating to the discretionary contract.

None		
Signature: 	Title: Executive Director Company: Symphony Society of San Antonio	Date: 10/7/02

² For purposes of this rule, facts are "reasonably understood" to "raise a question" about the appropriateness of official action if a disinterested person would conclude that the facts, if true, require recusal or require careful consideration of whether or not recusal is required.



SAN ANTONIO SYMPHONY

LARRY RACHLEFF, MUSIC DIRECTOR DESIGNATE
CHRISTOPHER WILKING, MUSIC DIRECTOR EMERITUS
STEVEN R. BROSVIK, EXECUTIVE DIRECTOR
P.O. BOX 658, SAN ANTONIO, TX 78293-0658

PHONE (210) 554-1000
TICKET OFFICE (210) 554-1010
FAX (210) 554-1008
WWW.SASYPHONY.ORG

May 12, 2003

Mayor Ed Garza
P.O. Box 839966
San Antonio, TX 78283-3966

Dear Mayor Garza:

Thank you for the pledge of \$5,000 from your discretionary funds to help with the operational expenses of the Symphony's 2002-03 season. We are grateful for the support of the City of San Antonio and the individual members of the council.

The San Antonio Symphony has been providing quality music, education, and community service for 64 years. A typical season offers 32 Classical, 25 Pops, 24 Young People's Concerts, 5 Interactive Classic Concerts, and 20 special event and community concerts from September through May. Many of these programs are offered for free or a token charge to further our mission of education and outreach to all citizens of San Antonio.

The Symphony audience is comprised of a broad range of people from San Antonio, surrounding communities, and visitors to the city. Schools from 19 local area districts brought over 55,000 attendees to our Young People's Concerts. For 15 years, a collaboration with St. Philip's College has presented a weeklong residency on their campus, with 4 concerts, open rehearsals, and master classes – all free and open to the public. The Symphony was awarded partial funding from the National Endowment for the Arts for the 2001-02 and 2002-03 St. Philip's Residency.

In addition to the St. Philip's Residency on the East Side, outreach concerts on the West Side have included a *Cinco de Mayo* concert at Plaza Guadalupe and community concerts at Edgewood Academy and Jefferson High School. The Symphony also collaborates with other nonprofits for fundraising performances, such as an annual performance for the Basilica of the Little Flower.

The performance of roughly 70 concerts per year in the Majestic Theatre brings approximately 100,000 patrons to the restaurants, garages, and other businesses in the area, generating increased revenues for these establishments. Additionally, the Symphony brings out-of-city revenue to San Antonio through outside granting institutions. Families are the focus of our Interactive Classics Concerts, which are shorter matinees at the Majestic Theatre on Sunday afternoons. The annual Nutcracker Ballet is another family favorite that takes place downtown on Thanksgiving weekend.

The Symphony employs 77 full-time professional musicians, many of whom also serve on faculties at area universities and/or teach private lessons. We also hire additional local musicians for special works requiring larger sections or special instrumentation. The staff of 22 is charged with programming, scheduling, marketing, and producing the roughly 100 events produced by the Symphony, as well as performing the administrative duties for a sizeable nonprofit organization. Six

of the 19 members of the Board of Directors represent our corporate Stakeholders, who, in 1998, made multiyear funding commitments because they understood the economic and cultural value of having a professional symphony in San Antonio. The other 13 members are 3 musicians, the Executive Director, the President of the Symphony League, and 8 community members.

Regular participants in Symphony concerts include the 100-member volunteer Symphony Mastersingers, the Children's Chorus, the Guadalupe Dance Company, and many other local artists. The Symphony also presents world-class artists such as Pinchas Zukerman, William Warfield, Vikki Carr, and Pepe Romero.

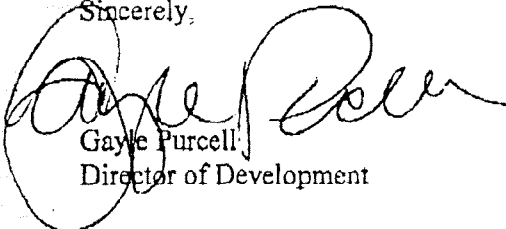
Other volunteer groups that work with the Symphony include the Symphony League and the Education Committee. The objectives of The League are service, education, and financial support of the Symphony. The Symphony Education Committee, made up of community members and music faculty, advises our education programming and is chaired by a Trinity University faculty member. An additional program comprised of Trinity music students and volunteers from The League trains and coordinates docents that visit elementary schools that request this service prior to the Young People's Concert to prepare students for the concerts.

The 2002-03 season has been difficult, opening in September with an accumulated deficit of \$757,000. This required the dedicated musicians and staff to accept reduced compensation in an effort to balance the 2002-03 budget. The economic downturn has affected us in many ways, including decreases in contributed and performance income. Much effort was put into cutting other expenses without cutting programs. When the February cash shortfall was picked up by local media, there was an outpouring of community support, yielding over \$350,000 in donations in March from almost 2000 donors. To date, all payrolls have been met, although some were delayed.

Despite this increase in support for the Symphony, it has not been sufficient to overcome our significant financial deficit and to meet our other obligations for the near term. Because it is not financially responsible to continue under these circumstances, the Symphony Board made the very difficult decision to suspend concerts as of May 4 for the remainder of this season. We will use this time to review and develop all potential plans to build a model for the symphony that is both artistically significant and financially sustainable for this community.

We appreciate your interest and support at this crucial time. The Symphony adds value to our community. Live performance of symphonic music produces a shared cultural experience that transcends personal and collective boundaries and problems of daily life. The impact of any art on a given individual is difficult to measure, but participants are entertained, stimulated, soothed, or changed in some way by each experience. The various concerts and educational programs of the Symphony are an important contribution to the vibrant and diverse cultural life of San Antonio.

Sincerely,



Gayle Purcell
Director of Development

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