DATE: August 1, 2018

TO: Mayor and Council

FROM: Rebecca L. Huerta, City Secretary
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(361) 826-3105

Excuse Absences – Council Member Lucy Rubio

CAPTION:

Motion excusing the past absences of Council Member Lucy Rubio.

PURPOSE:

Council Member Lucy Rubio has missed three consecutive regular Council meetings due to health issues beyond her control. This motion would excuse her past absences.

BACKGROUND AND FINDINGS:

The City Charter addresses Council member absences under Article II, Section 11 as follows:

Sec. 11. - Removal.
(a) A council member shall be subject to removal by the council or by any other means authorized by law for:
  (1) Willful violation of any code of ethics or conflicts of interest provision under state or federal law or city ordinance.
  (2) Willful violation of any express prohibition of this Charter.
  (3) Misconduct, malfeasance, incompetence, inability or willful neglect in performance of official duties.
  (4) Conviction of any felony, or any misdemeanor involving moral turpitude.
  (5) Failing to maintain any residency requirement provided by law.
  (6) Absence from three consecutive regular council meetings **without leave of absence first had, except due to circumstances over which the council member had no control.**

The Council can excuse Ms. Rubio's absences on July 17, 24, and 31 since they were beyond her control.

ALTERNATIVES:

The Council could choose not to excuse Ms. Rubio's absences.

CONFORMITY TO CITY POLICY:

Conforms to the City Charter.

DEPARTMENTAL CLEARANCES:

Legal

FINANCIAL IMPACT:

☐ Operating ☐ Revenue ☐ Capital X Not applicable

Fiscal Year: 2017-2018	Current Year	Future Years	TOTALS
Line Item Budget			
Encumbered / Expended Amount			
This item			
BALANCE	0.00	0.00	0.00

Fund(s):

LIST OF SUPPORTING DOCUMENTS:

None.