



**AGENDA MEMORANDUM**  
for the City Council Meeting of February 11, 2014

**DATE:** January 31, 2014  
**TO:** Mayor and Council  
**FROM:** Rebecca Huerta, City Secretary  
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Leave of absence – Council Member Priscilla Leal

**CAPTION:**

Motion excusing the past absences of Council Member Priscilla Leal, granting her a leave of absence until she returns, and wishing her a speedy and full recovery.

**PURPOSE:**

At the January 28, 2014 Council meeting, a request was made to address the absences of Council Member Priscilla Leal, who suffered a severe stroke on January 10, 2014. Ms. Leal is currently recuperating from the stroke and has been unable to attend Council meetings. Since it is unknown when she will return, an option would be to grant Ms. Leal a leave of absence.

**BACKGROUND AND FINDINGS:**

The City Charter includes a provision regarding Council member absences under Art. II, In General, Sec. 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. Leal's absences from January 14, 2014 to the present since they were beyond her control. The Council can also grant her a leave of absence while she is recovering.

**ALTERNATIVES:**

The Council could choose not to grant her the leave of absence.

**OTHER CONSIDERATIONS:**

This is Ms. Leal's fourth and final term in office. She has served the constituents of District 3 since April 2007. City Council elections will be held on November 4, 2014.

**CONFORMITY TO CITY POLICY:**

This motion conforms to the City Charter.

**EMERGENCY / NON-EMERGENCY:**

N/A.

**DEPARTMENTAL CLEARANCES:**

Legal

**FINANCIAL IMPACT:**

Operating       Revenue       Capital       Not applicable

<b>Fiscal Year: 2013-2014</b>	<b>Project to Date Expenditures (CIP only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Fund(s):

**Comments:**

**LIST OF SUPPORTING DOCUMENTS:**

None