

**CITY OF LUBBOCK
SPECIAL CITY COUNCIL MEETING
February 8, 2011
10:00 A. M.**

The City Council of the City of Lubbock, Texas met in special session on the 8th of February, 2011, in City Council Chambers, City Hall, 1625 13th Street, Lubbock, Texas at 10:00 a. m.

10:02 A.M. CITY COUNCIL CONVENED

City Council Chambers, 1625 13th Street, Lubbock, Texas

Present: Mayor Tom Martin; Mayor Pro Tem Floyd Price; Council Member Paul R. Beane; Council Member Karen Gibson; Council Member Jim Gilbreath; Council Member Victor Hernandez; Council Member Todd R. Klein; Lee Ann Dumbauld, City Manager; Rebecca Garza, City Secretary; and Sam Medina, City Attorney.

Absent: No one.

10:04 A.M. CITY COUNCIL RECESSED INTO EXECUTIVE

1. EXECUTIVE SESSION

- 1.1. Hold an executive session in accordance with Vernon's Texas Codes Annotated (V.T.C.A.) Government Code, Section 551.071 to discuss contemplated litigation and hold a consultation with attorney.**
 - 1.1.1 Discussion of legal proceedings in the removal of Victor Hernandez, District 1 City Councilperson for the City of Lubbock**
- 1.2. Hold an executive session in accordance with Vernon's Texas Codes Annotated (V.T.C.A.) Government Code, Section 551.074 to deliberate the dismissal of Victor Hernandez, District 1 City Councilperson for the City of Lubbock.**
 - 1.2.1 Discussion of legal options and procedures for the dismissal of Victor Hernandez, District 1 City Councilperson for the City of Lubbock**

12:16 P.M. CITY COUNCIL RECONVENED

2. REGULAR AGENDA

2.1. Take appropriate action as to the removal, dismissal, or vacating of the City Council seat for District 1, held by Victor Hernandez.

Motion was made by Council Member Gilbreath, seconded by Mayor Pro Tem Price, to make the following motion:

- “that the City Council direct the City Attorney to request that the Criminal District Attorney or the Texas Attorney General, petition the district court for leave to file an information in the nature of *quo warranto*, in the matter of Lubbock City Councilman Victor Hernandez’s service on the Lubbock City Council, and during the pending of this action continue to service on the City Council.”

Motion carries: 6 Ayes, 1 Nay. Council Member Hernandez voted nay.

12:21 P.M. CITY COUNCIL ADJOURNED

There being no further business to come before Council, Mayor Martin adjourned the meeting.