

**Action on Executive Session
CITY OF AUSTIN**

AGENDA #65
DATE: 4/20/2006

**RECOMMENDATION FOR
COUNCIL ACTION**

Subject: Authorize negotiation and execution of an amendment to an outside contract with Scott, Douglass & McConnico, L.L.P., for legal services related to City of Austin v. FPL Energy Upton Wind I, L.P., Cause No. GN403274; in the 345th Judicial District Court of Travis County, Texas, in an amount not to exceed \$130,000, for a total contract amount not to exceed \$985,000. (Funding in the amount of \$130,000 is available in the Fiscal Year 2005-2006 Approved Capital Budget of Austin Energy.) (Related to Executive Session Item 61).

Requesting Department: CMO