

#68
9-28-06

RESOLUTION NO. _____

WHEREAS, the American Federation of State, County, and Municipal Employees (AFSCME), proposed that City Council engage in a consultation process with AFSCME on behalf of certain non-Civil Service employees; and

WHEREAS, after legal issues were raised regarding the authority of the City to engage in a consultation process with a labor organization, AFSCME requested that City Council direct the City Manager to seek a legal opinion on those issues from the Attorney General of the State of Texas; and

WHEREAS, by Resolution No. 20060112-027, City Council directed the City Manager to seek assistance in submitting a request to the Attorney General for a legal opinion on those issues; and

WHEREAS, the City Manager sought and received assistance to request the legal opinion, which currently is pending in the Office of the Attorney General as Request No. 0520-GA; and

WHEREAS, AFSCME will not pursue the creation of a consultation process without the resolution of related legal issues by either a Texas Attorney General opinion or a state law change; **NOW THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

The City Manager is directed to seek withdrawal of the request for a legal opinion by the Attorney General of the State of Texas, currently pending as Request No. 0520-GA, regarding legal issues related to the authority of a City to engage in a consultation process with a labor organization on behalf of certain non-Civil Service employees.

ADOPTED: _____, 2006

ATTEST: _____

City Clerk
Shirley A. Gentry

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