

**RESOLUTION NO 20060928 068**

**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** September 28, 2006

**ATTEST** Shirley A Gentry  
City Clerk  
Shirley A Gentry