

RESOLUTION NUMBER R- 297753

ADOPTED ON MAR 24 2003

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH MBIA MUNISERVICES COMPANY [MBIA] FOR SALES AND USE TAX AUDIT SERVICES AND GEO-BASED INFORMATION PROGRAM SERVICES.

WHEREAS, on March 17, 1997, the City and MBIA MuniServices Company [MBIA] entered into an agreement for revenue enhancement services per Document Number RR-288426 on file in the Office of the City Clerk, and

WHEREAS, the City has realized additional sales tax revenues due to the services provided by MBIA, and

WHEREAS, the City's compensation to MBIA is based solely on a portion of the new revenues realized by the City as a result of MBIA's services, and

WHEREAS, the City wishes to increase the amount of revenues received through existing revenue sources, and

WHEREAS, MBIA is willing and able to provide an enhanced scope of revenue enhancement and information services to the City which are entirely self-funded and which do not create an expenditure impact on the City's budget, and

WHEREAS, the City shall pay MBIA for services rendered pursuant to and at the times and in the manner set forth in the terms and provisions of the Agreement between the City of San Diego and MBIA MuniServices Company and its exhibits. The payments specified shall be the only payments made to MBIA for services rendered pursuant to the Agreement, unless the City approves

additional compensation for additional services. MBIA shall submit all billings for services rendered to the City pursuant to the Agreement, and

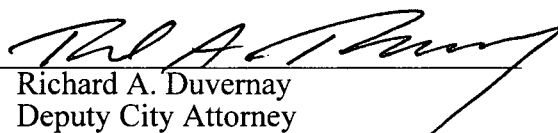
WHEREAS, the City and MBIA wish to terminate the agreement approved in 1997 and enter into a new agreement incorporating similar services along with new revenue and information services into the Agreement, and

WHEREAS, the current and enhanced revenue and information services and related compensation schedules are described in Exhibit A. MBIA shall provide said services at the time, place, and in the manner specified in the Exhibit A and the terms and provisions of the Agreement. MBIA shall not be compensated for services outside the scope of the Exhibit A and the terms and provisions of this Agreement, and

WHEREAS, MBIA shall, at its sole cost and expense, furnish all facilities and equipment which may be required for furnishing services pursuant to this Agreement; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager, or designee, is authorized and empowered to execute, for and on behalf of the City, an Agreement for revenue enhancement services with MBIA MuniServices under the terms and conditions set forth in the Agreement for Revenue Enhancement and Information Services on file in the office of the City Clerk as Document No. RR- 297753.

APPROVED: CASEY GWINN, City Attorney

By 
Richard A. Duvernay
Deputy City Attorney

RAD:jab
2/27/03
Or. Dept: Fin. Mgmt
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