

RESOLUTION NUMBER R-300627

ADOPTED ON JUNE 28, 2005

WHEREAS, the City of San Diego retained the firm of KPMG LLP [KPMG] to perform an audit of the City's Fiscal Year 2003 financial statements, including the financial statements for the Metropolitan Wastewater Utility and Water Utility; and

WHEREAS, the contract is currently in an amount not to exceed \$2.2 million; and

WHEREAS, pursuant to accounting standards and practices, the City needs to continue to conduct additional investigations; and

WHEREAS, the City has been working with KPMG on the scope of the additional investigations; and

WHEREAS, additional funding is required to pay \$106,122 of existing KPMG invoices, as well as to have funding authorized to pay anticipated June 2005 invoices; NOW,

THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and directed to execute a Fifth Amendment to the Retention Agreement with KPMG for an additional amount not to exceed \$200,000, for a total contract amount not to exceed \$2.4 million.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$120,000 from Fund No. 81140, Dept. No. 82240, Object Account No. 4151, Job Order No. 82240; \$40,000 from Fund No. 41506, Dept. No. 776, Org. No. 455, Object Account No. 4151, Job Order No. 776260; and \$40,000 from Fund No. 41500, Dept. No. 760, Org. No. 163, Object

Account No. 4151, Job Order No. 000163 is hereby authorized, solely and exclusively for the purpose of providing funds for the above agreements.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Stephanie Rahlfs
Stephanie Rahlfs
Deputy City Attorney

SR:jb
09/27/2005
Aud.Cert:2501103
Or.Dept:Fin.Mgmt.
R-2006-302

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 2501103

ORIGINATING

DEPT. NO.: 055

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____ Fund: _____

Purpose: _____

Date: _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$200,000.00

Vendors: KPMG LLP

Purpose: Authorizing the expenditure for the fifth amendment to the agreement with KPMG LLP, for audit services of the City's Fiscal Year 2003 financial statements, in an amount not to exceed an additional \$200,000, for a total contract amount not to exceed \$2,400,000.

Date: June 20, 2005 By: *Audrea Koko*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	81140	82240		4151	082240				\$120,000.00
002	0	41506	776	455	4151	776260				\$40,000.00
003	0	41500	760	163	4151	000163				\$40,000.00
TOTAL AMOUNT										\$200,000.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2501103

R-300627

JUN 28 2005