

(R-2006-365)

RESOLUTION NUMBER R-300629

ADOPTED ON JUNE 28, 2005

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and empowered to execute, for and on behalf of said City, a Second Amendment to Agreement with Kroll Inc., for continued provision of investigative services in their role as the City's Audit Committee, and consulting assistance in assessing internal control deficiencies affecting matters discussed in the Vinson & Elkins and City Attorney investigation reports in an amount not to exceed \$200,000.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, a First Amendment to the Agreement with Wilkie, Farr & Gallagher LLP, in an amount not to exceed \$550,000, for provision of independent legal counsel to the City Audit Committee and Kroll in connection with the above matters.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$750,000 is hereby authorized, solely, and exclusively for the purpose of providing funds for the amendments to the above agreements, contingent upon the City Auditor and Comptroller first furnishing one or more certificates demonstrating that the funds necessary for expenditures are, or will be, on deposit in the City Treasury.

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

[submitted unsigned – see accompanying memorandum]
By _____

CMB:jab

08/07/2006

Aud.Cert:Kroll Inc. – AC2501100, Willkie, Farr & Gallagher LLP – AC2501101

Or.Dept:Fin.Mgmt.

R-2006-365

**Office of
The City Attorney
City of San Diego**

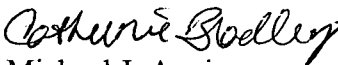

**MEMORANDUM
MS 59**

(619) 236-6220

DATE: August 7, 2006
TO: Elizabeth Maland, City Clerk
FROM: City Attorney
SUBJECT: Resolution R-300629 Second Amendment to Agreement with Kroll, Inc. and
First Amendment to Agreement with Willkie, Farr & Gallagher, LLP
(R-2006-365)

The attached Resolution R-300629 is provided by the City Attorney in accordance with San Diego Charter section 40 that requires that resolutions be prepared in writing and to facilitate the processing and publishing of the resolution by the City Clerk. However, the fact that we are providing the resolution should not be construed as a judgment of the legality of these actions. The resolution, which is unsigned, reflects the actions of the City Council on June 28, 2005 on item 205 as noted in the Clerk's minutes. If you have any questions regarding this matter, please feel free to contact us.

MICHAEL J. AGUIRRE, City Attorney

By 
Michael J. Aguirre
 City Attorney

MJA:jb
Attachment