

RESOLUTION NUMBER R- 302152

DATE OF FINAL PASSAGE DEC 18 2006

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR TO ENTER INTO A NINTH AMENDMENT TO THE AGREEMENT BETWEEN THE CITY AND KPMG FOR AUDITING SERVICES ON THE CITY'S FISCAL YEAR 2003 CAFR AND AUTHORIZING THE AUDITOR AND COMPTROLLER TO PAY FROM THE CITY'S PUBLIC LIABILITY FUND UP TO \$1,320,000 FOR SUCH AUDIT SERVICES

WHEREAS, on January 27, 2004, the City filed a voluntary financial disclosure concerning, in part, certain errors and correctible statements in the City's Fiscal Year 2002 Comprehensive Annual Financial Report [CAFR]; and

WHEREAS, the City retained the firm of KPMG LLP [KPMG] to audit the City's FY 2003 financial statements before the issuance of the City's FY 2003 CAFR; and

WHEREAS, pursuant to accounting standards and practices, KPMG must continue to conduct additional auditing work in excess of that which has already been funded; and

WHEREAS, the City Council has authorized the appropriation of \$4.4 million to this point and the request of the Mayor at this time is not to exceed \$6.6 million; NOW,

THEREFORE,

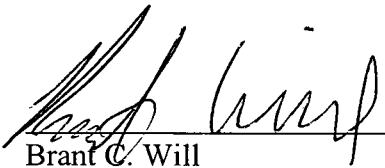
BE IT RESOLVED, by the Council of the City of San Diego as follows:

Section 1. That the Mayor is authorized to enter a Ninth Amendment to the Agreement with KPMG for auditing services on the City's FY 2003 CAFR.

Section 2. That the Auditor and Comptroller is authorized to expend up to \$2,200,000, solely and exclusively for the purpose of providing funds for the amendment to the above-

referenced agreement contingent upon the Auditor and Comptroller first furnishing one or more certificates demonstrating that the funds necessary for expenditures are on deposit in the City Treasury.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 

Brant C. Will
Deputy City Attorney

BCW:ai
12/1/06
12/15/06COR.COPY
Or.Dept:CFO
R-2007-635

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC - 4 2006.

ELIZABETH S. MALAND
City Clerk

By 

Deputy City Clerk

Approved: 12-18-06

(date)



JERRY SANDERS, Mayor

Vetoed: _____

(date)

JERRY SANDERS, Mayor

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2700374

ORIGINATING

DEPT. NO.: 240

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: \$1,800,000.00

Vendor: KPMG, LLP

Purpose: Authorizing the expenditure for the ninth amendment to the agreement with KPMG for services provided in Fiscal Year 2007.

Date: November 16, 2006 By: _____

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					\$1,080,000.00
002	0	41500	760	163	4151	000163					360,000.00
003	0	41506	776	455	4151	776260					360,000.00
TOTAL AMOUNT											\$1,800,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2700374

R-302152

DEC 4 2006

Passed by the Council of The City of San Diego on DEC 04 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 18 2006

AUTHENTICATED BY:

(Seal)

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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