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ORDINANCE NUMBER O- 19660 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 04 2007

AN ORDINANCE AMENDING ORDINANCE NO. ~~O-19652~~
(NEW SERIES) ENTITLED "AN ORDINANCE ADOPTING
THE ANNUAL BUDGET FOR THE FISCAL YEAR 2007-2008
AND APPROPRIATING THE NECESSARY MONEY TO
OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL
YEAR," BY AUTHORIZING THE AUDITOR AND
COMPTROLLER TO APPROPRIATE AND TO TRANSFER UP
TO \$688,000 FROM THE GENERAL FUND UNALLOCATED
RESERVE TO THE GENERAL FUND CITYWIDE PROGRAM,
DEPARTMENT 601, TO PAY FOR AUDIT SERVICES
RENDERED BY MACIAS, GINI & O'CONNELL, LLP IN
CONNECTION WITH AUDITING THE CITY'S FISCAL
YEARS 2006 AND 2007 COMPREHENSIVE ANNUAL
FINANCIAL REPORTS AND AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH MACIAS GINI &
O'CONNELL LLP FOR AUDIT SERVICES FOR THE CITY OF
SAN DIEGO FISCAL YEAR 2006 AND 2007 FINANCIAL
STATEMENTS

WHEREAS, on January 29, 2007, the Audit Committee of the City Council of the City of San Diego voted unanimously to recommend the retention of Macias Gini & O'Connell, LLP to perform the independent audit of the City's Comprehensive Annual Financial Statements for the fiscal years ending June 30, 2006 and 2007; and

WHEREAS, on June 13, 2007, the Mayor signed into law the City's budget for the fiscal year 2007-2008; and

WHEREAS, on July 30, 2007, the City Council adopted an Ordinance No. O-19652 entitled An Ordinance Adopting The Annual Budget For The Fiscal Year 2007-2008 And Appropriating The Necessary Money To Operate The City Of San Diego For Said Fiscal Year [Appropriation Ordinance]; and

WHEREAS, \$688,000 of additional funding is required to pay Macias for the auditing services, and it is necessary to transfer the amount of \$688,000 to the General Fund Citywide Program, Department 601; NOW, THEREFORE,

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

Section 1. That the Mayor is hereby authorized and empowered to negotiate and to execute, for and on behalf of said City, a sole source agreement in amounts not to exceed \$1,114,830 for fiscal year 2006 and \$1,159,710 for fiscal year 2007, with Macias Gini & O'Connell LLP, [Agreement] for audit services for the City of San Diego fiscal year 2006 and 2007 financial statements.

Section 2. That the expenditure of an amount not to exceed \$1,114,830 for fiscal year 2006 and \$1,159,710 for fiscal year 2007 is authorized for the purpose of providing audit services for the City of San Diego fiscal year 2006 and 2007 financial statements.

Section 3. That the Auditor and Comptroller is authorized to appropriate and to transfer up to \$688,000 from the General Fund Unallocated Reserve to the General Fund Citywide Program, Department 601, to fund the above-referenced audit services.

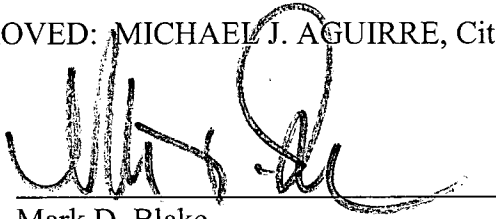
Section 4. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. That this ordinance is declared to take effect and be in force immediately upon its passage after two public hearings pursuant to the authority contained in sections 71, 275 and 295 of the Charter of the City of San Diego.

Section 6. That the Mayor shall have no veto power over this ordinance pursuant to section 280(a)(4) of the Charter of the City of San Diego.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Mark D. Blake
Chief Deputy City Attorney

MDB:jdf
07/18/07
AC2800035
Or.Dept:Auditor and Comptroller
O-2008-14

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2800035

ORIGINATING

DEPT. NO.: 050

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: _____

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: \$2,274,540.00

Vendor: Macias, Gini & O'Connell, LLP

Purpose: Authorize the expenditure of funds for agreements with Macias, Gini & O'Connell, LLP for the audit of the Fiscal Year 2006 and 2007 CAFRs.

Date: July 17, 2007 By: *Cecilia San Pedro*

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
Please see attached accounting data										
TOTAL										\$2,274,540.00

FUND OVERRIDE

MACIAS, GINI & OCONNELL, LLP
 SCHEDULE OF PROFESSIONAL FEES AND EXPENSES FOR THE AUDIT OF THE - JUNE 30, 2006 and JUNE 30, 2007 FINANCIAL STATEMENTS
 AC2800035

Description	Line	CY/PY	Fund	Dept	Org	Account	Job Order	Amount
CAFR/GANN/Single Audit/PFFA%	001	0	100			9544		688,000.00
	002	0	100	601	2450	4151	002450	681,805.00
	003	1	100	50	1106	4151	001106	50,610.31
Water/PFFA %	004	0	41500	760	163	4151	002093	184,887.62
Sewer	005	0	41506	776	455	4151	776260	132,341.00
Open Space	006	0	105051	9321	2004	4151	002004	11,530.00
MTDBA	007	0	10226	918		4151	091811	12,980.00
Public Facilities Authority - Ballpark 9% 1	008	0	102214	102214	300	4151	000303	1,198.91
Public Facilities Authority - Stadium 3.6% 1	009	0	10330	930	2000	4151	200000	483.83
Public Facilities Authority - Sewer 69% 1	010	0	41509	777	445	4151	005023	9,308.33
Abandoned Vehicle Abatement	011	0	630861	630861		4151	630861	9,616.00
Convention Center Expansion	012	0	102211	102211	300	4151	000300	13,467.00
Redevelopment	013	0	98805	97481	1002	4151	001002	212,228.00
Annual Surplus Undistributed	014	0	60011	088	100	4151	008811	18,661.00
SD Medical Services Enterprise	015	0	10246	121	2001	4151	004301	56,650.00
							TOTAL AC	\$ 2,083,767.00

City Agencies

San Diego Convention Center	41,000.00
San Diego Data Processing Corp	39,561.00
Centre City Development Corp	31,522.00
Southeastern Economic Development Corp	25,462.00
City of San Diego – schedule related to Naval Training Center Economic Dev Conveyance	14,694.00
San Diego World Trade Center	38,534.00
	<u>190,773.00</u>

TOTAL CONTRACTS

\$ 2,274,540.00