

RESOLUTION NUMBER R- 306161
DATE OF FINAL PASSAGE SEP 27 2010

APPROVING THE CITY COUNCIL'S RESPONSE TO THE
2009-2010 SAN DIEGO COUNTY GRAND JURY REPORT
TITLED "ETHICS IN GOVERNMENT – CODE OF ETHICS,
INTERNAL CONTROLS, FRAUD HOTLINES"

WHEREAS, on May 27, 2010 the 2009-2010 San Diego County Grand Jury (Grand Jury) filed a report titled "Ethics in Government – Code of Ethics, Internal Controls, Fraud Hotlines" (Report) that requested a response from several agencies, including the San Diego City Auditor and Audit Committee; and

WHEREAS, under California Penal Code section 933(c), within 90 days after the filing of the report, each public agency which the Grand Jury reviewed, and about which it issued the Report, must comment to the Presiding Judge of the Superior Court on the findings and recommendations pertaining to matters under the control of the agency; and

WHEREAS, under California Penal Code section 933(c) the City Council is the governing body responsible for providing a response to the Grand Jury Report; and

WHEREAS, at the request of the Council President, the Superior Court has extended the time to respond from August 25, 2010 to October 1, 2010; and

WHEREAS, the Grand Jury assessed several issues relating to the City of San Diego and requested a response from the City Auditor to recommendations 10-63 through 10-65, and from the Audit Committee to recommendations 10-63 and 10-64, including a response to the findings in the Report that relate to the City of San Diego; and

WHEREAS, the City Auditor, in consultation with the Office of the Independent Budget Analyst, has proposed a response to the Report as set forth in the City Auditor report dated September 8, 2010, for the City Council's consideration; and

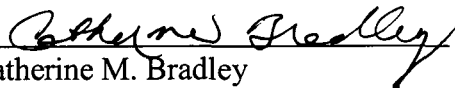
WHEREAS, the proposed response to the Report was approved by the Audit Committee on September 13, 2010; and

WHEREAS, under Charter section 280(a)(1) this resolution is not subject to veto by the Mayor because this matter is exclusively within the purview of the City Council and not affecting the administrative service of the City under the control of the Mayor; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council approves and adopts as its own the response to the 2009-2010 San Diego County Grand Jury Report titled "Ethics in Government – Codes of Ethics, Internal Controls, Fraud Hotlines" as set forth in City Auditor report dated September 8, 2010 and approved by the Audit Committee on September 13, 2010.

BE IT FURTHER RESOLVED, that the Council President is authorized and directed, on behalf of the San Diego City Council, to execute and deliver the above-described response to the Presiding Judge of the San Diego County Superior Court no later than October 1, 2010.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Catherine M. Bradley
Chief Deputy City Attorney

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Or.Dept:Audit Committee