

RESOLUTION NUMBER R- 306264

DATE OF FINAL PASSAGE NOV 08 2010

APPROVING THE CITY COUNCIL'S RESPONSE TO THE 2009-2010 SAN DIEGO COUNTY GRAND JURY REPORT TITLED "SAN DIEGO CITY'S FINANCIAL CRISIS – THE PAST, PRESENT, AND FUTURE."

WHEREAS, on June 8, 2010 the 2009-2010 San Diego County Grand Jury (Grand Jury) filed a report titled "San Diego City's Financial Crisis – The Past, Present, and Future" (Report) that requested a response from the Mayor, City Council, San Diego City Employees' Retirement System, the City's Audit Committee, and the City Auditor; 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, at the request of the Council President, the Presiding Judge of the Superior Court has extended the time for the Council to respond until December 1, 2010; and

WHEREAS, the Grand Jury examined several issues relating to the financial issues facing the City, and requested that the Council respond to twenty-seven findings and recommendations 10-125, 10-127, 10-129 through 10-131, and 10-137 through 10-140 in the Report; and

WHEREAS, the Grand Jury also requested a response from the City's Audit Committee and City Auditor to recommendations 10-128 and 10-132; and

WHEREAS, the City Auditor's proposed response to recommendations 10-128 and 10-132 of the Report was approved by the Audit Committee on September 13, 2010; and

WHEREAS, under California Penal Code section 933(c) the City Council is the governing body responsible for providing a response to the recommendations directed to the City's Audit Committee and City Auditor; and

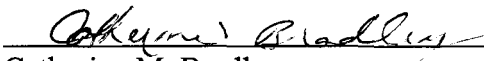
WHEREAS, the Office of the Independent Budget Analyst has proposed a response to the Report as set forth in IBA Report No. 10-84 REV dated November 2, 2010, for the City Council's consideration; and

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 "San Diego City's Financial Crisis – The Past, Present, and Future" as set forth in IBA Report No. 10-84 REV dated November 2, 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 December 1, 2010.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Catherine M. Bradley
Chief Deputy City Attorney

CMB:sc;jdf
10/26/10
Or.Dept:IBA