

AMENDED RESOLUTION

FILED
OFFICE OF THE CITY CLERK
OAKLAND

11 JAN 26 PM 4:36

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. 83183 C.M.S.

Introduced by Councilmember _____

A CITY RESOLUTION AMENDING CITY COUNCIL RESOLUTION NO. 82682 C.M.S., WHICH AUTHORIZED A CONTRACT WITH MACIAS GINI, & O'CONNELL, LLP TO PROVIDE AUDIT SERVICES (SINGLE AUDIT), TO INCREASE THE CONTRACT FOR SINGLE AUDIT REPORT BY NINETEEN THOUSAND FOUR HUNDRED DOLLARS (\$19,400), FROM EIGHTY-SEVEN THOUSAND TWO HUNDRED THREE DOLLARS (\$87,203) TO ONE HUNDRED SIX THOUSAND SIX HUNDRED THREE DOLLARS (\$106,603) TO COVER TESTING OF TWO ADDITIONAL MAJOR PROGRAMS FOR FISCAL YEAR ENDING JUNE 30, 2010 AND WAIVER OF REQUEST FOR PROPOSALS

WHEREAS, Section 809 of the Charter of the City of Oakland provides for an annual audit by an independent certified public accountant who shall examine and report to the City Council on the annual financial statements of the City; and

WHEREAS, it is the desire of the City Council to engage the services of the firm Macias, Gini & O'Connell, LLP; and

WHEREAS, Resolution No. 82682 C.M.S. was passed on April 20, 2010 which authorized the City Administrator to execute a contract with Macias Gini & O'Connell, LLP to provide audit services for the City of Oakland and Oakland Redevelopment Agency; and

WHEREAS, during the risk assessments of federal programs, Macias Gini & O'Connell, LLP has identified ten (10) federal programs for fiscal year ending June 30, 2010, resulting in two additional major programs that requires testing under the Single Audit;

WHEREAS, Oakland Municipal Code 2.04.051.B authorizes the Council to waive advertising and the request for proposals process upon a finding that it is in the City's best interest to do so; and

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WHEREAS, staff recommends that it is in the City's best interests to waive advertising and the request for proposals process for the additional services to be added to the contract because at the time the City entered its contract with Macias Gini & O'Connell, LLP the requirement for this additional testing was unknown; the current contract involves closely related services; and, the extension of the scope of the contract is reasonable and economical under the circumstances; now, therefore be it

RESOLVED, that the City Council finds and determines the forgoing recitals to be true and correct and hereby adopts and incorporates them into this Resolution; and be it

FURTHER RESOLVED, that pursuant to the Oakland Municipal Code Municipal Code Section 2.04.051.B and for the reasons stated above and in the report(s) accompanying this item, the City Council hereby finds and determines that it is in the best interests of the City to waive the advertising and the request for proposals process for the hiring of an independent certified public account to perform the additional Single Audit services extending the work already being performed by Macias for the City, and be it

FURTHER RESOLVED, that the City Council hereby authorizes the City Administrator to amend the amount of the contract with Macias Gini & O'Connell, LLP in an amount of nineteen thousand four hundred dollars (\$19,400) to pay for the testing of two additional major programs under the Single Audit, for a total contract amount of one hundred six thousand six hundred three dollars (\$106,603); and be it

FURTHER RESOLVED, that the Office of the City Attorney will approve the contract amendment as to form and legality and a copy will be on file in the Office of the City Clerk; and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately upon its passage.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 1 2011, 20


PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, KAPLAN, KERNIGHAN, NADEL, SCHAAF, REID, DE LA FUENTE and ~~BRUNNER~~
BRUNNER, -- 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California