

AN ORDINANCE 2014-12-04-0940

**AUTHORIZING THE FIRST EXTENSION OF THE AUDIT SERVICES CONTRACT WITH PADGETT, STRATEMANN & CO., L.L.P., TO PROVIDE INDEPENDENT AUDIT SERVICES TO THE CITY FOR FISCAL YEAR 2015, FOR A TOTAL FEE NOT TO EXCEED \$810,500.00; AND AUTHORIZING PAYMENT**

\* \* \* \* \*

**WHEREAS**, pursuant to Ordinance No. 2012-06-14-0444 passed and approved on June 14, 2012, the City of San Antonio (“City”) has entered into an Audit Services Contract (“Contract”) with Padgett, Stratemann & Co., LLP (“Contractor”), under which Contractor shall provide audit services to City for an initial three year period to include the required audits for the fiscal years ending September 30, 2012, 2013 and 2014, with two one year options to extend the Contract, with City Council approval, for fiscal years 2015 and 2016; and

**WHEREAS**, City Staff has now recommended that the Contract be extended for its first one (1) year renewal term, to provide for the audit of the City’s books and records for Fiscal Year 2015; and

**WHEREAS**, Contractor is desirous of and willing to extend the Contract; and

**WHEREAS**, on October 21, 2014, the Audit Committee considered and approved the first extension of the Contract; and

**WHEREAS**, after due deliberations and upon full consideration of the matter, the City Council desires to follow the City Staff recommendation in its entirety; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The First Extension Of Audit Services Contract between the City and Padgett, Stratemann & Co., L.L.P. (“First Extension”), a true and correct copy of which, in substantially final form, is attached hereto and incorporated herein for all purposes as **Attachment I**, is hereby approved.

**SECTION 2.** The City Manager or her designee, or the Chief Financial Officer or his designee, or the Director of Finance or his designee is authorized to execute the First Extension.

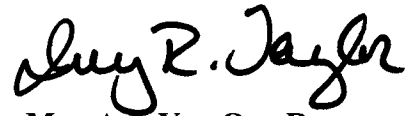
**SECTION 3.** Funding in the amount of \$810,500.00 for this ordinance is available for Fund 11001000, Cost Center 8002060012 and General Ledger 5201040, as part of the Fiscal Year 2015 Budget.

**SECTION 4.** Payment not to exceed the budgeted amount is authorized to Padgett Stratemann & Co., LLP and should be encumbered with a purchase order.

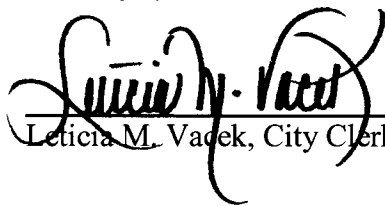
**SECTION 5.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 6.** This Ordinance is effective immediately, upon passage by eight (8) affirmative votes; otherwise, said effective date shall be ten (10) days from the date of passage hereof.

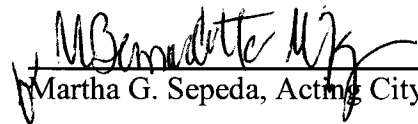
**PASSED and APPROVED** this 4<sup>th</sup> day of December, 2014.

  
M A Y O R  
Ivy R. Taylor

**ATTEST:**

  
\_\_\_\_\_  
Leticia M. Vadek, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Martha G. Sepeda, Acting City Attorney

<b>Agenda Item:</b>	7 ( in consent vote: 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15A, 15B, 16A, 16B, 16C, 16D, 16E, 17, 18, 19, 20, 21, 22A, 22B, 23, 24, 26, 27, 28, 30, 31, 33, 34 )						
<b>Date:</b>	12/04/2014						
<b>Time:</b>	09:28:18 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance authorizing the first extension of the audit services contract with Padgett Stratemann & Co., L.L.P., to provide independent audit services to the City for Fiscal Year 2015, for a total fee not to exceed \$810,500.00. [Ben Gorzell, CPA, Chief Financial Officer; Troy Elliott, CPA, Director, Finance]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ivy R. Taylor	Mayor		x				
	District 1	x					
Keith Toney	District 2		x				
Rebecca Viagran	District 3	x					
Rey Saldaña	District 4		x				x
Shirley Gonzales	District 5		x				
Ray Lopez	District 6	x					
Cris Medina	District 7	x					
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x			x	

**A T T A C H M E N T I**

**FIRST RENEWAL OF AUDIT SERVICES CONTRACT**

**STATE OF TEXAS**                    §  
   §  
**COUNTY OF BEXAR**                §

This *First Renewal of Audit Services Contract* (“First Renewal”) is made and entered into by and between the **CITY OF SAN ANTONIO** (hereinafter referred to as "**CITY**"), a Texas Municipal Corporation acting by and through its City Manager or her designee, pursuant to Ordinance No. 2014-12-04-\_\_\_\_ passed and approved on December 4, 2014, and **PADGETT, STRATEMANN & CO., L.L.P.**, a Texas limited liability partnership, acting by and through its engagement partner, Santos Fraga (herein referred to as "**CONTRACTOR**"). City and Contractor are sometimes hereafter collectively referred to as the “Parties”.

**WHEREAS**, pursuant to Ordinance No. 2012-06-14-0444 passed and approved on June 14, 2012, the Parties have entered into an Audit Services Contract (“Contract”), under which Contractor shall provide audit services to City for a three year period to include the required audits for the fiscal years ending September 30, 2012, 2013 and 2014, with two one year options to extend the Contract, with City Council approval, for fiscal years 2015 and 2016; and

**WHEREAS**, **CITY** now desires to renew and extend the Contract for its first one (1) year renewal term, to provide for the required audit for City’s books and records for Fiscal Year 2015 (“FY 15”) ending September 30, 2015, and **CONTRACTOR** now desires to do the same; **NOW, THEREFORE:**

**FOR VALUABLE CONSIDERATION**, the receipt and sufficiency of which I hereby acknowledged by each of the Parties, the Parties hereto severally and collectively agree, and by the execution hereof are bound, to the mutual obligations herein contained and to the performance and accomplishment of the tasks hereinafter described.

**I. EXTENSION OF CONTRACT**

1.1 In accordance with the provisions of Article VI, Section 6.1 of the Contract, the Contract is hereby renewed and extended for the first one (1) year extension, to provide for the required audit for City’s FY 2015 ending September 30, 2015.

**II. TERMS AND CONDITIONS OF CONTRACT TO REMAIN IN FULL FORCE AND EFFECT**

2.1 As renewed and extended by the provisions of this First Renewal, the terms and conditions of the Contract shall remain unchanged, in full force and effect, and enforceable in accordance with their provisions.

**EXECUTED and AGREED** to this the \_\_\_\_\_ day of December, 2014

**ATTACHMENT**   I

**CITY:  
CITY OF SAN ANTONIO**

**CONTRACTOR  
PADGETT, STRATEMANN & CO., L.L.P.**

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Ben Gorzell Jr., CPA  
Chief Financial Officer

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Santos Fraga  
Engagement Partner

Approved as to form:

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Robert K. Nordhaus  
Assistant City Attorney