

ORDINANCE No. 184956

* Amend contract with Moss Adams, LLP for Portland Development Commission financial audit of accounting statements for FY 2010-2011. (Ordinance; amend Contract No. 37298)

The City of Portland ordains:

Section 1. The Council finds:

- 1) Ordinance No. 180931, passed by Council on May 2, 2007 authorized Moss Adams, LLP, Certified Public Accountants, to provide independent financial audits and professional services to the City of Portland and its component units for the financial statements of the three fiscal years 2006-07 through 2008-09.
- 2) Ordinance No. 183708, passed by Council on April 21, 2010 authorized an amendment to extend the contract with Moss Adams, LLP by one year for the financial and compliance audits of fiscal year 2009-10.
- 3) Ordinance No. 184563, passed by Council on May 4, 2011 authorized an amendment to extend the contract with Moss Adams, LLP by a final year for the financial and compliance audits of fiscal year 2010-11, including the audit of Portland Development Commission (PDC)'s Comprehensive Annual Financial Report (CAFR).
- 4) Due to a recent Loan System IT project and recent organizational changes, PDC has delivered some of the required audit schedules to Moss Adams later than the agreed date and/or in a state that required revision. Moss Adams, LLP now requires an additional thirty-two hours of work at the contracted blended rate to complete this audit according to the original scope of work.
- 5) An amount not to exceed \$5,000 as proposed by Moss Adams, LLP for re-work and completion of services is considered reasonable and proper compensation. This will bring the total compensation for the PDC financial audit of fiscal year 2010-11 to \$105,750. The total Contract Amount for this five-year contract after this amendment will be \$3,002,745 for the audits of the City of Portland, PDC and the other component units.
- 6) Funding for this financial audit is included in and Portland Development Commission's budget for fiscal year 2011-12.
- 7) Moss Adams, LLP is in compliance with the City's Equal Benefits Program.

NOW, THEREFORE, the Council directs:

- a. The Mayor and City Auditor are hereby authorized to execute an amendment to

Contract No. 37298 with Moss Adams, LLP for audit and professional services as described in Amendment No. 16, in a form substantially in accordance with the amendment attached as Exhibit A, at a cost not to exceed \$5,000.

- b. The Mayor and City Auditor are hereby authorized to pay Moss Adams, LLP for the additional hours work in the amended contract for audit of Portland Development Commission's financial statements of fiscal year 2010-11, limited to the maximum amount of \$5,000 in Amendment No.16 [Exhibit A], and to recover these payments from Portland Development Commission.

Section 2. The Council declares that an emergency exists because a delay implementing the action herein would result in delays in completing the fiscal year 2010-11 financial audit of Portland Development Commission. This in turn would result in a delay in the contracted delivery of the City's CAFR, which incorporates Portland Development Commission's financial amounts. Under this Contract No. 37298, the City is due to deliver its CAFR for fiscal year 2010-11 to Moss Adams, LLP by November 21, 2011 and late delivery of the City's CAFR could result in additional costs to the Office of Management & Finance of up to \$37,000. Therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council: OCT 26 2011

City Auditor LaVonne Griffin-Valade
Prepared by: Fiona Earle, CIA, ACA
Date Prepared: October 18, 2011

LaVonne Griffin-Valade
Auditor of the City of Portland

By


Deputy

184956

Agenda No. **184956**
ORDINANCE NO.
 Title

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 FY

<p><i>LG</i> INTRODUCED BY Commissioner/Auditor: LaVonne Griffin-Valade</p>	<p>CLERK USE: DATE FILED <u>OCT 20 2011</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p>	<p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <i>[Signature]</i> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Audit Services Bureau Head: Drummond Kahn <i>[Signature]</i></p> <p>Prepared by: Fiona Earle Date Prepared: 10/16/11 <i>F. Earle</i></p> <p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date October 26, 2011</p>	<p>ACTION TAKEN:</p> <p>OCT 26 2011</p>
<p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	_____	