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7 AUTHORIZATION FOR EXECUTION OF CONTRACTS
8 WITH SULLIVAN, POWERS & COMPANY AND KMPG, LLP
9 FOR AUDITORS' CONTRACTS WITH CITY &
10 BURLINGTON ELECTRIC DEPARTMENT
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14 In the year Two Thousand Ten.....

15 Resolved by the City Council of the City of Burlington, as follows:

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17 That WHEREAS, in compliance with 24 V.S.A. App. §3-156 (Burlington Charter) and 24
18 V.S.A. §§1683, 1684, the City is required to have annual audits performed by independent public
19 accounting firms for all city departments and areas and have each of the following audit reports
20 generated; and

21 WHEREAS, on February 9, 2010 as amended February 24, 2010, the City published a
22 Request for Proposals (RFP) to present the opportunity for qualified firms to bid on the audit of
23 the financial statements of the City, Burlington Electric Department, and the Joseph C. McNeil
24 Generating Station, with said bids to cover annual examinations of the financial statements of all
25 the entities and areas listed in this RFP for Fiscal Year ending June 30, 2010 through Fiscal Year
26 ending June 30, 2014 (five fiscal years); and

27 WHEREAS, based on the evaluation criteria process set forth in the RFP, the City's chief
28 accountant recommended to the Board of Finance the selection of Sullivan, Powers & Co. on the
29 basis of its Audit Proposal to provide the products and services for the City as set forth in the
30 RFP; and

31 WHEREAS, the cost of the Sullivan, Powers & Co. proposal for the fiscal years ending
32 June 30 is as follows: \$194,000 for FY 2010; \$199,500 for FY 2011; \$205,500 for FY 2012;
33 \$211,500 for FY 2013; and \$218,000 for FY 2014; and

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36 CONTRACTS WITH SULLIVAN, POWERS &
37 COMPANY AND KMPG, LLP FOR AUDITORS'
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42 WHEREAS, based on the evaluation criteria process set forth in the RFP, the City's chief
43 accountant recommended to the Board of Finance the selection of KMPG, LLP, on the basis of
44 its Audit Proposal to provide the products and services for the Burlington Electric Department
45 and Joseph C. McNeil Generating Station as set forth in the RFP; and

46 WHEREAS, the cost of the KMPG, LLP proposal for the fiscal years ending June 30 is
47 as follows: \$71,000 for FY 2010; \$74,250 for FY 2011; \$78,000 for FY 2012; \$82,000 for FY
48 2013; and \$86,500 for FY 2014; and

49 WHEREAS, pursuant to City Charter §§155 and 156, the Board of Finance acts as the
50 City's Board of Audit and is responsible for the appointment, compensation, retention, and
51 oversight of the work of the independent accountants performing independent audit services and
52 preparing or issuing an independent audit report; and

53 WHEREAS, on March 22, 2010 the Board of Finance accepted and approved the
54 appointment of Sullivan, Powers & Co. and KMPG, LLP as the independent accountants
55 performing independent audit services and preparing or issuing independent audit reports for the
56 City and BED/McNeil Generating Station respectively for the period ending June 30, 2010 to
57 June 30, 2014; and

58 WHEREAS, on March 22, 2010 the Board of Finance further authorized the execution of
59 contracts with said auditors to provide the products and services requested in the RFP
60 under the terms and conditions stated therein for a price no more than that submitted in the
61 auditors' proposals as set forth above; and

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66 CONTRACTS WITH SULLIVAN, POWERS &
67 COMPANY AND KMPG, LLP FOR AUDITORS'
68 CONTRACTS WITH CITY & BURLINGTON
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70

71 WHEREAS, pursuant to the City Council Resolution on Procedures for Contract
72 Authorization dated November 14, 1983, the City Council must authorize the execution of said
73 contracts with Sullivan, Powers & Co. and KMPG, LLP because they each create a financial
74 liability in excess of \$100,000 when looked at over the 5 year term of the contracts;

75 NOW, THEREFORE, BE IT RESOLVED that the City Council approves the execution
76 of contracts with auditors Sullivan, Powers & Co. and KMPG, LLP on the terms, conditions and
77 cost set forth above in a form substantially similar to that presented to the Board of Finance on
78 March 22, 2010 (Attached), said contracts to be approved as to form and substance as necessary
79 by the City Attorney.