

ORDINANCE NUMBER O- 20240 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 23 2013

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION OF THE FOURTH AMENDMENT TO THE CONSULTANT AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND T.Y. LIN INTERNATIONAL AND OTHER ACTIONS RELATED TO THE WEST MISSION BAY BRIDGE.

WHEREAS, the Mission Bay Drive Bridge spans across the San Diego River connecting the Loma Portal/Point Loma and Pacific Beach communities; and

WHEREAS, the current four lane configuration of the Mission Bay Bridge has insufficient capacity, substandard shoulders, and does not provide facilities for the safe use of the bridge by bicyclists; and

WHEREAS, the proposed project [Project] will replace the existing four lane bridge with a six lane bridge consisting of two parallel structures with three lanes in each direction in addition to a Class 1 multimodal bicycle/pedestrian facility connecting to existing multimodal paths to the north and south of the San Diego River; and

WHEREAS, the City and TY Lin International now desire to enter into a Fourth Amendment to the Consultant Agreement to design and prepare the plans, specifications, and estimates of the Project; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor, or his designee, is authorized to execute, for and on behalf of said City, a Fourth Amendment to the Consultant Agreement for the West Mission Bay Drive Bridge over San Diego River Project - Bridge No. 57C-0023 (Project) with T.Y. Lin International for design services in an amount not to exceed \$3,428,442.00 under the terms and

conditions set forth in the First Amendment to the Agreement, on file in the office of the City Clerk as Document No. OO 20240, contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 2. That the Chief Financial Officer is authorized to transfer \$540,000 from CIP S-00877, Torrey Pines Slope Restoration, to CIP S-00871, Replacement of the West Mission Bay Drive Bridge over San Diego River Project within Fund No. 400169, Transnet.

Section 3. That the Chief Financial Officer is authorized to transfer \$500,000 from CIP S-00946, Rose Creek Bikeway, to CIP S-00871, Replacement of the West Mission Bay Drive Bridge over San Diego River Project within Fund No. 400677, Transnet.


Section 4. That the expenditure of an amount not to exceed \$3,428,442.00 from CIP S-00871, Replacement of the West Mission Bay Drive Bridge over San Diego River Project, of which \$2,742,754 is available from Fund No. 600000, Federal, Grant Fund No. 1000174-2006, and \$685,688 is available from No. 400169 Transnet, is authorized for the purpose of executing this Amendment to the Agreement, contingent upon the City Comptroller first certifying that funds are available providing funds necessary for the expenditure are, or will be, on deposit with the City Treasurer.

Section 5. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

Section 6. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage.

Section 7. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

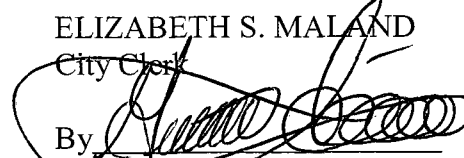
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Kohut
Deputy City Attorney

RPK:cfq
5/11/2012
Or.Dept:E&CP/ROW
Document Number: 370137

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of **JAN 8 2013**

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1/23/13
(date)


BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor