

ORDINANCE NUMBER O- 21602 (NEW SERIES)DATE OF FINAL PASSAGE JAN 13 2023

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE OBLIGATIONS OF
CONSTRUCTION CONTRACT K-18-1472-DBB-3 WITH
FLATIRON WEST INC., TO EXTEND BEYOND FIVE YEARS
FOR AN ADDITIONAL 14 MONTHS, NOT TO LAST
BEYOND JUNE 30, 2024.

WHEREAS, on April 11, 2018, the City of San Diego entered into contract
K-18-1472-DBB-3 (Contract) with Flatiron West Inc. (Contractor) to construct the West Mission
Bay Drive Bridge over the San Diego River in an amount not to exceed \$110,742,985; and

WHEREAS, although the remaining construction activities are projected to be completed
by March 2023, it is anticipated that it may take an additional 14 months to fully complete the
obligations under the Contract, including project close-out items that may need to be addressed
by the Contractor and any unforeseen delays that might extend the work beyond April 11, 2023;
and

WHEREAS, this action will not add any additional funding or working days beyond what
is authorized in the Contract and approved change orders; and

WHEREAS, the City now desires to extend the obligations of the Contract beyond the
five-year mark to June 30, 2024; and

WHEREAS, under San Diego Charter section 99, no contract, agreement, or obligation
extending for a period of more than five years may be authorized except by ordinance approved
by a two-thirds majority vote of the City Council; and

WHEREAS, the Office of the City Attorney has drafted this ordinance based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

Section 1. That the City Council hereby authorizes the obligations of the Contract to extend beyond five years to June 30, 2024.

Section 2. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Ryan P. Gerrity
Ryan P. Gerrity
Deputy City Attorney

RPG:cm:cw
November 21, 2022
Or.Dept: E&CP
CC No.: N/A
Doc. No. 3147664

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 10 2023.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1/13/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JAN 10 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JAN 13 2023.

AUTHENTICATED BY:

(Seal)

TODD GLORIA

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

DEC 13 2022

, and on JAN 13 2023.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By [Signature], Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 31602