

ORDINANCE NUMBER O- 21671 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 03 2023

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE OBLIGATIONS OF CONSTRUCTION CONTRACT K-18-1739-DBB-3 WITH NEWEST CONSTRUCTION COMPANY, INC. TO EXTEND BEYOND FIVE YEARS UNTIL JUNE 8, 2025, TO COMPLETE CONSTRUCTION OF CIP A-BJ.00001, WATER PUMP STATION RESTORATION (B-11072, SOLEDAD PUMP STATION UPGRADES).

WHEREAS, in 2018, Construction Contract K-18-1739-DBB-3 was advertised and awarded to NEWest Construction Company, Inc. with the lowest responsible and responsive bid price of \$6,889,760 (Agreement); and

WHEREAS, the Agreement has an effective date of May 30, 2018; and

WHEREAS, approximately 70% of the work has been completed including construction of the new pump station building, installation of two 75 Horsepower (HP) vertical turbine and constant speed pumps, two 50 HP vertical turbine and variable frequency drive pumps, and approximately 70% of the security fencing; and

WHEREAS, the remaining work left to be completed includes demolition of the exiting pump station, installation of the remaining security fencing, inlet/outlet piping, the installation of the reservoir water mixing system, landscaping, paving, and associated control system start up, testing and commissioning of the new pump station; and

WHEREAS, the obligations of the Agreement need to be extended beyond five years until June 8, 2025, to allow NEWest Construction Company Inc. to complete the remaining scope of work; and

WHEREAS, all other terms and conditions of the Agreement are to remain the same; 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 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:

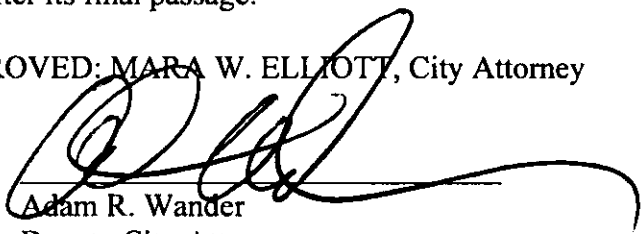
Section 1. That the City Council hereby authorizes the obligations of the Agreement (K-18-1739-DBB-3) to extend beyond five years until June 8, 2025.

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


Adam R. Wander
Deputy City Attorney

ARW:cm
05/30/2023
Or.Dept: Engineering & Capital Projects
CC No.: N/A 2023-42415
Doc. No. 3318869

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego at this meeting of JUN 27 2023.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 6/30/23
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

(Note: The date of final passage is July 3, 2023, which represents the day this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

Passed by the Council of The City of San Diego on JUN 27 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 JUL 03 2023.

AUTHENTICATED BY:

TODD GLORIA

Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Connie Patterson 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

JUN 13 2023

, and on JUL 03 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)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Connie Patterson Deputy

Office of the City Clerk, San Diego, California

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