BOARD BILL NO. 83 INTRODUCED BY ALDERWOMAN PHYLLIS YOUNG

An ordinance, recommended by the Board of Public Service of the City of St. Louis (hereinafter, "City"), authorizing and directing the City, by and through its Board of Public Service, to enter into an Agreement with the Missouri Highways and Transportation Commission (hereinafter, "Commission") for the Commission to provide without cost to the City, various roadway infrastructure improvements and reconstruction for the Park Over the Highway Project and the 3rd Street/Washington Avenue Ramp Reversal Project (hereinafter, "Project").

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. The City of St. Louis (hereinafter, "City"), by and through its Board of Public Service, is hereby authorized and directed to enter into an Agreement with the Missouri Highways and Transportation Commission (hereinafter, "Commission") to provide without cost to the City, various roadway infrastructure improvements and reconstruction for the Park Over the Highway Project and the 3rd Street/Washington Avenue Ramp Reversal Project (hereinafter, "Project") including grading, paving, drainage, bridges, lighting, signing, and signals in substantially the form attached hereto and incorporated by reference herein as Exhibit 1 (including its attached Exhibit A).

SECTION TWO. The City grants the Commission the right to use the right-of-way of public roads, streets, and alleys as necessary for construction and maintenance of public improvements associated with the Project.

SECTION THREE. The City shall temporarily close all streets or roads, or parts thereof, which may be necessary to permit the construction of the Project in accordance with the detailed plans approved by the Federal Highway Administration (hereinafter, "FHWA") and as addressed in Exhibit 1.

SECTION FOUR. The Commission and the City shall cooperate to secure the temporary or permanent removal, relocation, or adjustment of public utilities or private lines, poles, wires, conduits, and pipes located on the right-of-way of existing public ways as necessary for construction of the Project in accordance with the detailed plans approved by FHWA and as addressed in Exhibit 1.

SECTION FIVE. The Commission shall install, operate, and maintain lighting, traffic control devices, and other applicable work and facilities within the Commission-owned right-of-way as described in Exhibit 1, and shall thereafter keep, control, and maintain the same as, and for all purposes, a part of the Commission highway system at its own cost and expense.

SECTION SIX. Upon Completion of construction of the Project and approval of the improvements by the City, the City shall accept control and maintenance of infrastructure improvements in the City-owned right-of-way as described in Exhibit 1, and shall thereafter keep, control, and maintain the same as, and for all purposes, a part of the City street system at its own cost and expense.

SECTION SEVEN. The Commission shall secure any necessary approvals or permits from the City, or any other state or federal regulating authority required to permit the construction and maintenance of the highway.

SECTION EIGHT. Emergency Clause. This being an Ordinance for the immediate preservation of public peace, health and safety, it is hereby declared to be an emergency within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this Ordinance shall become effective immediately upon its passage and approval by the Mayor.