

1 BOARD BILL NO. 225 INTRODUCED BY ALDERMAN FREEMAN BOSLEY, SR.

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4 An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the "Board
5 of Public Service"), establishing a public works and improvement project for the design and
6 construction of the Traffic Management Enhancement Project involving various traffic
7 management improvements on City of St. Louis arterials and the City's Traffic Operation Center
8 computer systems, (the "Traffic Management Enhancement Project"); and authorizing and
9 directing the City of St. Louis (the "City"), by and through its Board of Public Service, to let
10 contracts and provide for the design, construction, procurement of materials, and equipment for
11 the Traffic Management Enhancement Project, authorizing the Board of Public Service to
12 employ labor and consultants, pay salaries, fees and wages, acquire any and all said real and
13 personal property rights and interests, in whole or in part, including easements (by lease,
14 purchase, eminent domain, condemnation, or otherwise), as necessary for completion of the
15 Traffic Management Enhancement Project, and to enter into supplemental agreements with the
16 Missouri Highway and Transportation Commission, Federal Highway Administration, utilities,
17 railroads, and other governmental agencies for the Traffic Management Enhancement Project all
18 in accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. 110, *et*
19 *seq.*), with any contract containing sections for: description of the work, material guarantees,
20 estimated expenditure allocations, fund reversion authorization, applicable federal and state wage
21 rate requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract
22 advertising statutes; requiring that all work provided for herein shall be carried out in accordance
23 with detailed plans and specifications adopted and approved by the Board of Public Service
24 before bids are advertised therefor; directing that all construction contracts let by authority of this
25 Ordinance provide for federal and state prevailing wage requirements including prevailing wage
26 holiday and overtime pay and compliance with all applicable statutes of the State of Missouri,
27 the City Charter and the Revised Code of the City, as amended; requiring all specifications

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1 approved by the Board of Public Service and contracts let by authority of this Ordinance provide
2 for: compliance with the Mayor's Executive Orders on Equal Opportunity and maximum
3 MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law
4 or regulation; contractor's compliance with the provisions of Sections 285.525 thru 285.550 of
5 the Revised Statutes of Missouri, as amended, by requiring enrollment and participation in a
6 federal work authorization program and no knowing employment of unauthorized aliens;
7 contractor's compliance with the provisions of Section 292.675 of the Revised Statutes of
8 Missouri, as amended, by providing a ten-hour Occupational Safety and Health Administration
9 construction safety program for their on-site employees; contractor's compliance with the
10 provisions of Section 34.057 of the Revised Statutes of Missouri, as amended, (Prompt
11 Payment/Retainage), as applicable; requiring all advertisements for bids pursuant to this
12 Ordinance be subject to the provisions of Section 8.250 of the Revised Statutes of Missouri, as
13 amended; and appropriating the total estimated cost of the Traffic Management Enhancement
14 Project of One Million, One Hundred Sixty Eight Thousand Dollars (\$1,168,000.00) from the
15 Federal Highway Administration Safe, Accountable, Flexible, Efficient Transportation Equity
16 Act: A Legacy for Users (SAFETEA-LU), and labor and equipment provided by the City of St.
17 Louis Street Department; authorizing and directing the Comptroller of the City to draw warrants
18 from time to time and disburse funds appropriated by this ordinance and to receive and disburse
19 grant funds in accordance with the Transportation Equity Act of the 21st Century (23 U.S.C. 110,
20 et seq.) upon the signature and certification of vouchers by the President of the Board of Public
21 Service; and containing a public work emergency clause.

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

23 SECTION ONE. There is hereby authorized a public works and improvement project for the
24 design and construction of the Traffic Management Enhancement Project involving various
25 traffic management improvements on City of St. Louis arterials and the City's Traffic Operation
26 Center computer systems, (the "Traffic Management Enhancement Project").

1 SECTION TWO. The City of St. Louis (the "City"), by and through its Board of Public Service
2 (the "Board of Public Service"), is hereby authorized and directed to let contracts and provide for
3 the design, construction, procurement of materials, and equipment, for the Traffic Management
4 Enhancement Project, to employ labor and consultants, pay salaries, fees and wages, acquire any
5 and all said real and personal property rights or interests, in whole or in part, including easements
6 (by lease, purchase, eminent domain, condemnation, or otherwise) for the completion of the
7 Traffic Management Enhancement Project, to enter into supplemental agreements with the
8 Missouri Highway and Transportation Commission, Federal Highway Administration, utilities,
9 railroads, and other governmental agencies, all in accordance with the federal Transportation
10 Equity Act for the 21st Century (23 U.S.C. 110, *et seq.*), with any contracts containing sections
11 for: description of the work, material guarantees, estimated expenditure allocations, fund
12 reversion authorization, applicable federal and state wage rate requirements, equal opportunity
13 provisions, the Mayor's Executive Orders, and contract advertising statutes.

14 SECTION THREE. The work provided for herein shall be carried out in accordance with
15 detailed plans and specifications to be adopted and approved by the Board of Public Service
16 before bids are advertised therefor.

17 SECTION FOUR. All construction contracts let under authority of this Ordinance shall provide
18 that no less than the prevailing hourly rate of wages in the City, as determined in accordance
19 with the Federal Davis-Bacon Act and by the Department of Labor and Industrial Relations of
20 the State of Missouri (Sections 290.210 through 290.340 RSMo. 2000, as amended,) for each
21 craft or type of work needed in the actual labor on the jobs herein authorized, as well as the
22 general prevailing rate of pay for legal holidays and overtime work shall be paid to all workers
23 on the Traffic Management Enhancement Project. All contracts let in connection with the
24 construction provided for herein shall be subject to, and in conformance with all applicable
25 statutes of the State of Missouri and the City Charter and Revised Code of the City, as amended.

1 All contracts let in connection with the construction provided for herein shall require contractor's
2 enrollment and participation in a federal work authorization program and an affirmation that
3 contractor does not knowingly employ unauthorized alien employees pursuant to Sections
4 285.525 thru 285.550 of the Revised Statutes of Missouri, as amended, require contractor
5 provide a ten-hour Occupational Safety and Health Administration construction safety program
6 for their on-site employees as required by the provisions of Section 292.675 of the Revised
7 Statutes of Missouri, as amended, and, as applicable, require the contractor(s) to comply with the
8 provisions of Section 34.057 of the Revised Statutes of Missouri, as amended (Prompt
9 Payment/Retainage).

10 SECTION FIVE. All specifications approved by the Board of Public Service and contracts let
11 under the authority of this Ordinance shall provide for compliance with the Mayor's Executive
12 Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization goals, except when
13 otherwise superseded or prohibited by federal or state law or regulation.

14 SECTION SIX. All advertisement for bids pursuant to this Ordinance shall be subject to Section
15 8.250 of the Revised Statutes of Missouri, as amended.

16 SECTION SEVEN. The total estimated cost of the Traffic Management Enhancement Project is
17 One Million, One Hundred Sixty Eight Thousand Dollars (\$1,168,000.00) of which the federal
18 share is One Hundred Percent (100%) of the estimated cost of the project from the Federal
19 Highway Administration Safe, Accountable, Flexible, Efficient Transportation Equity Act: A
20 Legacy for Users (SAFETEA-LU) to be appropriated from the Federal Aid to Urban Program
21 Match Share Fund, also known as the Federal Aid to Urban Program Revolving Fund,
22 established by Ordinance 56931, and the City of St. Louis Street Department will provide labor
23 and equipment to support the implementation of the project.

24 SECTION EIGHT. The Comptroller of the City is hereby authorized and directed to draw

1 warrants from time to time and disburse funds appropriated by this ordinance and is further
2 authorized and directed to receive and disburse grant funds in accordance with the
3 Transportation Equity Act of the 21st Century (23 U.S.C. 110, *et seq.*), upon the signature and
4 certification of vouchers by the President of the Board of Public Service. Reimbursement funds
5 received shall be deposited into the Federal Aid to Urban Program Match Share Fund Ordinance
6 56931.

7 SECTION NINE. The Board of Public Service is hereby authorized to accept on behalf of the
8 City monetary donations from other governmental agencies and others to assist in paying for the
9 work authorized in this Ordinance. Funds received shall be deposited into the Traffic
10 Management Enhancement Project or the Federal Aid to Urban Program Match Share Fund, also
11 known as the Federal Aid to Urban Program Revolving Fund, established by Ordinance 56931.

12 SECTION TEN. This being an ordinance providing for public work and improvement, it is
13 hereby declared to be an emergency measure as defined in Article IV, Sections 19 and 20 of the
14 City Charter and shall become effective immediately upon its passage and approval by the
15 Mayor of the City.
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