

**BOARD BILL NO. 42      SPONSORED BY ALDERWOMAN PHYLLIS YOUNG**

1 An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the "Board  
2 of Public Service"), establishing a public works and improvement project for the construction of  
3 the Broadway and Seventh Improvement Project involving infrastructure improvements on  
4 Broadway and South Broadway, from Park Avenue and Seventh Street to the Interstate 55  
5 Overpass (the "Broadway and Seventh Improvement Project"); and authorizing and directing the  
6 City of St. Louis (the "City"), by and through its Board of Public Service, to let contracts and  
7 provide for the construction, materials, and equipment for the Broadway and Seventh  
8 Improvement Project, authorizing the Board of Public Service to employ labor and consultants,  
9 pay salaries, fees and wages, acquire real and personal property (by lease, purchase, or  
10 condemnation), and to enter into supplemental agreements with the Missouri Highway and  
11 Transportation Commission, Federal Highway Administration, utilities, and other governmental  
12 agencies for the Broadway and Seventh Improvement Project all in accordance with the federal  
13 Transportation Equity Act for the 21<sup>st</sup> Century (23 U.S.C. 110, *et seq.*), with any contract  
14 containing sections for: description of the work, material guarantees, estimated expenditure  
15 allocations, fund reversion authorization, applicable federal and state wage rate requirements,  
16 equal opportunity provisions, the Mayor's Executive Orders, and contract advertising statutes;  
17 requiring that all work provided for herein shall be carried out in accordance with detailed plans  
18 and specifications adopted and approved by the Board of Public Service before bids are  
19 advertised therefor; directing that all construction contracts let by authority of this Ordinance  
20 provide for federal and state prevailing wage requirements including prevailing wage holiday

1 and overtime pay and compliance with all applicable statutes of the State of Missouri, the City  
2 Charter and the Revised Code of the City, as amended; requiring all specifications approved by  
3 the Board of Public Service and contracts let by authority of this Ordinance provide for  
4 compliance with the Mayor's Executive Orders on Equal Opportunity and maximum  
5 MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law  
6 or regulation; requiring all advertisements for bids pursuant to this Ordinance be subject to the  
7 provisions of Section 8.250 RSMo., as amended; and appropriating the total estimated cost of the  
8 Broadway and Seventh Improvement Project of One Million, Six Hundred Thousand Dollars  
9 (\$1,600,000.00) from various sources including the Federal Highway Administration Safe,  
10 Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-  
11 LU), and the One-Half Cent Ward Capital Improvement Fund; authorizing and directing the  
12 Comptroller of the City to draw warrants from time to time and disburse funds appropriated by  
13 this ordinance and to receive and disburse grant funds in accordance with the Transportation  
14 Equity Act of the 21<sup>st</sup> Century (23 U.S.C. 110, et seq.) upon the signature and certification of  
15 vouchers by the President of the Board of Public Service; and containing a public work  
16 emergency clause.

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

18 **SECTION ONE.** There is hereby authorized a public works and improvement project for the  
19 construction of the Broadway and Seventh Improvement Project involving infrastructure  
20 improvements on Broadway and South Broadway, from Park Avenue and Seventh Street to the  
21 Interstate 55 Overpass (the "Broadway and Seventh Improvement 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 construction, materials, and equipment, for the Broadway and Seventh Improvement Project,  
4    to employ labor and consultants, pay salaries, fees and wages, acquire real and personal property  
5    (by lease, purchase, or condemnation) for the Broadway and Seventh Improvement Project, to  
6    enter into supplemental agreements with the Missouri Highway and Transportation Commission,  
7    Federal Highway Administration, utilities, and other governmental agencies, all in accordance  
8    with the federal Transportation Equity Act for the 21<sup>st</sup> Century (23 U.S.C. 110, *et seq.*), with any  
9    contracts containing sections for: description of the work, material guarantees, estimated  
10   expenditure allocations, fund reversion authorization, applicable federal and state wage rate  
11   requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract  
12   advertising statutes.

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

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

1 on the Broadway and Seventh Improvement Project. All contracts let in connection with the  
2 construction provided for herein shall be subject to, and in conformance with all applicable  
3 statutes of the State of Missouri and the City Charter and Revised Code of the City, as amended.

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

8 **SECTION SIX.** All advertisement for bids pursuant to this Ordinance shall be subject to Section  
9 8.250 RSMo. 2000, as amended.

10 **SECTION SEVEN.** The total estimated cost of the Broadway and Seventh Improvement  
11 Project is One Million, Six Hundred Thousand Dollars (\$1,600,000.00) of which the federal  
12 share is One Million, Two Hundred Eighty Thousand Dollars (\$1,280,000.00) from the Federal  
13 Highway Administration Safe, Accountable, Flexible, Efficient Transportation Equity Act: A  
14 Legacy for Users (SAFETEA-LU) to be appropriated from the Federal Aid to Urban Program  
15 Match Share fund, also known as the Federal Aid to Urban Program Revolving Fund, established  
16 by Ordinance 56931, and the remaining local match share is Three Hundred Twenty Thousand  
17 Dollars (\$320,000.00) to be appropriated from the One-Half Cent Ward Capital Improvement  
18 Fund. Said improvements shall be contracted and executed in parts as funds are accrued in this  
19 Match Share Fund and are adequate to pay the City’s share of the cost.

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

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

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