

**Summary**

**Board Bill Number 47**

**Primary Sponsor: Alderman Joseph Vollmer**

**June 5, 2020**

This Bill is the City's annual appropriation of the Transportation Sales Tax imposed pursuant to Section 94.600 through 94.655, RSMo., from the City Transportation Trust Fund in the amount of \$17,860,000 to the Bi-State Development Agency for transportation purposes for the period from July 1, 2020 through June 30, 2021. This Bill contains an emergency clause.

**BOARD BILL NUMBER 47 INTRODUCED BY: ALDERMAN JOSEPH VOLLMER**

1 An ordinance appropriating the sum of **\$17,860,000** as described in Section 94.600 through  
2 94.655, RSMo. 2000, as amended for the period herein stated, which sum is hereby  
3 appropriated out of the “Transportation Trust Fund” to the Bi-State Development Agency for  
4 transportation purposes; and further providing that the appropriation is conditional upon the  
5 Bi-State Development Agency supplying the Board of Estimate and Apportionment an annual  
6 evaluation report; further providing that in no event shall the Comptroller draw warrants on  
7 the Treasurer for an amount greater than the amount of proceeds deposited in the  
8 “Transportation Trust Fund” during the period from July 1, 2020 through June 30, 2021;  
9 providing for the appropriation to be reduced if certain funds are used for other than public  
10 transit purposes; further providing that the appropriation is conditional upon Bi-State requiring  
11 the payment of prevailing wages and benefits to employees of outside service contractors; and  
12 containing a severability and emergency clause.

13 **NOW THEREFORE BE IT ORDAINED BY THE CITY OF ST. LOUIS, AS**  
14 **FOLLOWS:**

15 **SECTION ONE.** There is hereby appropriated from the unappropriated balance of the  
16 “Transportation Trust Fund,” subject to the conditions herein contained in sections three (3)  
17 and four (4), the sum of **\$17,860,000**, as described and defined in Section 94.600 through  
18 94.655, RSMo. 2000, as amended for the period herein stated, which sum is hereby  
19 appropriated out of the “Transportation Trust Fund” to the Bi-State Development Agency to  
20 be used exclusively and without diversion in any way for public transit purposes pursuant to  
21 the section 94.600, RSMo. 2000.

1 **SECTION TWO.** The Comptroller of the City of St. Louis is hereby authorized and directed  
2 to draw warrants from time to time on the Treasurer of the City of St. Louis for payments to  
3 the Bi-State Development Agency, as authorized herein, on the “Transportation Trust Fund”  
4 as the proceeds of the one-half percent (1/2%) sales tax authorized by Ordinance No. 56554,  
5 approved June 29, 1973, are received from the Director of Revenue of the State of Missouri  
6 and are deposited in the “Transportation Trust Fund” as provided by Ordinance No. 56584,  
7 approved October 9, 1973, as provided herein from July 1, 2020 until the 30th day of June,  
8 2021. This authorization is made subject to and conditional upon the Bi-State Development  
9 Agency submitting to the Board of Estimate and Apportionment an annual evaluation report  
10 describing services provided and the cost thereof including cost justifications for overhead  
11 rates and other management fees. The receipt of any funds appropriated hereunder shall  
12 constitute consideration for the Bi-State Development Agency’s obligating itself to furnish the  
13 evaluation reports as required herein.

14 **SECTION THREE.** In no event shall the Comptroller draw warrants on the Treasurer of the  
15 City of St. Louis for an amount greater than the amount of the proceeds received from the  
16 Director of Revenue of the State of Missouri and deposited in the “Transportation Trust Fund”  
17 during the period from July 1, 2020 through June 30, 2021.

18 **SECTION FOUR.** (a) The Bi-State Development Agency (“Bi-State”) shall include in all its  
19 requests for competitive bids for outside service work the requirement that the bidder pay  
20 prevailing wages and benefits to its employees in performing such contractual work.

1 (b) For the purposes of this Ordinance, “prevailing wages and benefits” shall mean the wages  
2 paid generally in the St. Louis Metropolitan area to workers engaged in service work of a  
3 similar character, and all benefits associated therewith. Prior to letting any bid for outside  
4 service work, Bi-State shall establish prevailing wages and benefits for service workers in the  
5 contract for which the bid will be let, which shall be attached to and made a part of each bid  
6 specification. In establishing prevailing wages and benefits, Bi-State shall obtain from the  
7 Missouri Department of Labor and Industrial Relation, Division of Labor Standards, a list of  
8 prevailing wages for the job classification(s) which come closest in nature and character to the  
9 jobs to be performed in the service contract for which bids are to be let. In addition to such  
10 list, Bi-State shall also base its established prevailing wages and benefits on information from  
11 the United States Department of Labor, Bureau of Labor Standard, to the greatest extent  
12 feasible.

13 (c) After establishing prevailing wages and benefits for a bid to be let, and not less than one  
14 week prior to letting the bid, Bi-State shall provide the Board of Aldermen, c/o the Clerk, with  
15 copies of all information and material used to establish such prevailing wages and benefits.

16 **SECTION FIVE.** In the event the Board of Estimate and Apportionment concludes that any  
17 funds herein appropriated or previously appropriated by the City of St. Louis to the Bi-State  
18 Development Agency and remaining unspent are used for other than public transit purposes,  
19 the appropriation herein enacted shall be reduced by an amount equal to the amount used for  
20 other than public transit purposes. The determination of the Board of Estimate and  
21 Apportionment of such spending for other than public transit purposes shall be conclusive.

1 **SECTION SIX.** The sections of the Ordinances shall be severable. In the event that any  
2 section of this Ordinance is found by a court of competent jurisdiction to be unconstitutional  
3 or is inconsistent with the ability of Bi-State to receive funding from the United States, the  
4 remaining sections of this Ordinance are valid unless the court finds the valid or consistent  
5 sections of this Ordinance are so essentially and inseparably connected with, and so dependent  
6 upon the void or inconsistent section that is cannot be presumed that the Aldermen would have  
7 enacted the valid sections without the void or inconsistent sections, or unless the court finds  
8 that the valid or consistent sections, standing alone, are incomplete and incapable of being  
9 executed in accordance with the legislative intent.

10 **SECTION SEVEN.** This Ordinance is deemed necessary for the immediate preservation of  
11 the public peace, health and safety and it is hereby declared an emergency measure as defined  
12 by Article IV, Section 20, of the Charter of the City of St. Louis and shall take effect  
13 immediately upon its passage and approval by the Mayor of the City of St. Louis.