

1 An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the
2 "Board of Public Service"), establishing a public works and improvement project for the Forest
3 Park Parkway Over MetroLink Bridge Replacement Project involving the reconstruction of the
4 existing bridge in Forest Park over MetroLink and associated roadway improvements (the
5 "Forest Park Parkway Over MetroLink Bridge Replacement Project"); authorizing and directing
6 the City of St. Louis (the "City"), by and through its Board of Public Service, to let contracts,
7 coordinate, and provide for the planning, design, construction, materials, and equipment for the
8 Forest Park Parkway Over MetroLink Bridge Replacement Project; authorizing the Board of
9 Public Service to employ labor and consultants, pay salaries, fees and wages, as necessary for the
10 completion of the Forest Park Parkway Over MetroLink Bridge Replacement Project, and to
11 enter into supplemental agreements with the Missouri Highway and Transportation Commission,
12 Federal Highway Administration, BJC Health Care, utilities, Bi-State Development Agency, and
13 other governmental agencies and organizations as necessary for completion of the Forest Park
14 Parkway Over MetroLink Bridge Replacement Project, all in accordance with the federal
15 Transportation Equity Act for the 21st Century (23 U.S.C. § 110, *et seq.*), with any contract
16 containing sections for: description of the work, material guarantees, estimated expenditure
17 allocations, fund reversion authorization, applicable federal and state wage rate requirements,
18 equal opportunity provisions, the Mayor's Executive Orders, and contract advertising statutes;
19 requiring that all work provided for herein shall be carried out in accordance with detailed plans
20 and specifications adopted and approved by the Board of Public Service before bids are
21 advertised therefor; directing that all construction contracts let by authority of this Ordinance
22 provide for federal and state prevailing wage requirements, including prevailing wage holiday
23 and overtime pay, and compliance with all applicable statutes of the State of Missouri, including

1 Sections 290.210 through 290.340 of the Revised Statutes of Missouri, 2000, as amended, the
2 City Charter, City ordinances, including but not limited to, the “Complete Streets Policy”, (City
3 Ordinance 69955), when applicable, and the Revised Code of the City, as amended; requiring
4 that all contractors shall comply with the provisions of Sections 285.525 through 285.555 of the
5 Revised Statutes of Missouri, 2000, as amended, by requiring enrollment and participation in a
6 federal work authorization program and agreeing not to knowingly employ unauthorized aliens;
7 requiring that all contractors shall comply with the provisions of Section 292.675 of the Revised
8 Statutes of Missouri, 2000, as amended, by providing a ten-hour Occupational Safety and Health
9 Administration construction safety program for their on-site employees; requiring that all
10 contractors shall comply with the provisions of Section 34.057 of the Revised Statutes of
11 Missouri, 2000, as amended, (Prompt Payment/Retainage), as applicable; requiring the
12 furnishing of a bond by every contractor on this public works project pursuant to the provisions
13 of Section 107.170 of the Revised Statutes of Missouri, 2000, as amended; requiring compliance
14 with Section 34.353 of the Revised Statutes of Missouri, 2000, as amended (Domestic Product
15 Procurement Act – Buy American); requiring all specifications approved by the Board of Public
16 Service and contracts let by authority of this Ordinance shall provide for: compliance with the
17 Mayor’s Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization
18 goals, except when superseded or prohibited by federal or state law or regulation; requiring all
19 advertisements for bids pursuant to this Ordinance be subject to the provisions of Section 8.250
20 of the Revised Statutes of Missouri, 2000, as amended; appropriating the total estimated cost for
21 the Planning, Engineering Design, and Construction of the Forest Park Parkway Over MetroLink
22 Bridge Replacement Project of Three Million, Three Hundred Seventy-Five Thousand Dollars
23 (\$3,750,000.00) from various sources including the Federal Highway Administration Moving

1 Ahead for Progress in the 21st Century Act (MAP-21), and BJC Healthcare; authorizing and
2 directing the Comptroller of the City to draw warrants from time to time and disburse funds
3 appropriated by this Ordinance and to receive and disburse grant funds in accordance with the
4 Transportation Equity Act of the 21st 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; and containing a public
6 work emergency clause.

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

8 **SECTION ONE.** There is hereby authorized a public works and improvement project for
9 the Forest Park Parkway Over MetroLink Bridge Replacement Project involving the
10 reconstruction of the existing bridge in Forest Park over MetroLink and associated roadway
11 improvements (the “Forest Park Parkway Over MetroLink Bridge Replacement Project”).

12 **SECTION TWO.** The City of St. Louis (the "City"), by and through its Board of Public
13 Service (the "Board of Public Service"), is hereby authorized and directed to let contracts,
14 coordinate, and provide for the planning, design, construction, materials, and equipment for the
15 Forest Park Parkway Over MetroLink Bridge Replacement Project, to employ labor and
16 consultants, pay salaries, fees and wages, as necessary for the completion of the planning,
17 design, construction, materials, and equipment for the Forest Park Parkway Over MetroLink
18 Bridge Replacement Project, to enter into supplemental agreements with the Missouri Highway
19 and Transportation Commission, Federal Highway Administration, BJC Health Care, utilities,
20 Bi-State Development Agency, and other governmental agencies and organizations, all in
21 accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. § 110, *et*
22 *seq.*), with any contracts containing sections for: description of the work, material guarantees,
23 estimated expenditure allocations, fund reversion authorization, applicable federal and state wage

1 rate requirements, equal opportunity provisions, the Mayor’s Executive Orders, and contract
2 advertising statutes.

3 **SECTION THREE.** BJC Healthcare will contract and pay for one hundred percent
4 (100%) of the cost for the engineering design of the Forest Park Parkway Over MetroLink
5 Bridge Replacement Project. The City will coordinate with BJC Healthcare and their engineering
6 consultants to review and assist in development of detailed plans and specifications that are
7 acceptable to the City. BJC Healthcare shall deliver the detailed plans and specifications to the
8 City in a format acceptable to the City.

9 **SECTION FOUR.** The City shall advertise for bids, and manage the construction of the
10 Forest Park Parkway Over MetroLink Bridge Replacement Project. The work provided for
11 herein shall be carried out in accordance with the detailed plans and specifications to be adopted
12 and approved by the Board of Public Service before bids are advertised therefor.

13 **SECTION FIVE.** All construction contracts let under authority of this Ordinance shall
14 provide that no less than the prevailing hourly rate of wages in the City shall be paid, as
15 determined in accordance with the Federal Davis-Bacon Act and by the Department of Labor and
16 Industrial Relations of the State of Missouri (Sections 290.210 through 290.340 of the Revised
17 Statutes of Missouri, 2000, as amended) for each craft or type of work needed in the actual labor
18 on the jobs herein authorized, as well as the general prevailing rate of pay for legal holidays and
19 overtime work shall be paid to all workers on the Forest Park Parkway Over MetroLink Bridge
20 Replacement Project. All contracts let in connection with the construction provided for herein
21 shall be subject to, and in conformance with all applicable statutes of the State of Missouri, the
22 City Charter, City ordinances, including but not limited to, the “Complete Streets Policy”, (City
23 Ordinance 69955), when applicable, and the Revised Code of the City, as amended, including

1 any applicable City codes, rules and regulations. All contracts let in connection with the
2 construction provided for herein shall require contractor's enrollment and participation in a
3 federal work authorization program and an affirmation that contractor does not knowingly
4 employ unauthorized alien employees pursuant to Sections 285.525 through 285.555 of the
5 Revised Statutes of Missouri, 2000, as amended, require contractor provide a ten-hour
6 Occupational Safety and Health Administration construction safety program for their on-site
7 employees as required by the provisions of Section 292.675 of the Revised Statutes of Missouri,
8 2000, as amended, as applicable, require the contractor(s) to comply with the provisions of
9 Section 34.057 of the Revised Statutes of Missouri, 2000, as amended (Prompt
10 Payment/Retainage), require the furnishing of a bond by every contractor on this public works
11 project pursuant to the provisions of Section 107.170 of the Revised Statutes of Missouri, 2000,
12 as amended, and require contractor(s) to comply with Section 34.353 of the Revised Statutes of
13 Missouri, 2000, as amended (Domestic Product Procurement Act – Buy American).

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

18 **SECTION SEVEN.** All advertisement for bids pursuant to this Ordinance shall be
19 subject to Section 8.250 of the Revised Statutes of Missouri, 2000, as amended.

20 **SECTION EIGHT.** The total estimated cost for the Planning, Engineering Design, and
21 Construction of the Forest Park Parkway Over MetroLink Bridge Replacement Project is Three
22 Million, Three Hundred Seventy-Five Thousand Dollars (\$3,375,000.00) of which the federal
23 share is Two Million, Five Hundred Thousand Dollars (\$2,500,000.00) from the Federal

1 Highway Administration Moving Ahead for Progress in the 21st Century Act (MAP-21) to be
2 appropriated from the Federal Aid to Urban Program Match Share Fund, also known as the
3 Federal Aid to Urban Program Revolving Fund, established by Ordinance 56931, and the
4 remaining non-federal share is Eight Hundred Seventy-Five Thousand Dollars (\$875,000.00) to
5 be obtained from BJC Healthcare through the execution of a Cooperative Agreement. Said
6 improvements shall be contracted and executed in parts as funds are accrued in the Match Share
7 Fund and are adequate to pay the City's share of the cost.

8 **SECTION NINE.** The Comptroller of the City is hereby authorized and directed to draw
9 warrants from time to time and disburse funds appropriated by this Ordinance and is further
10 authorized and directed to receive and disburse grant funds in accordance with the
11 Transportation Equity Act of the 21st Century (23 U.S.C. § 110, *et seq.*), upon the signature and
12 certification of vouchers by the President of the Board of Public Service. Reimbursement funds
13 received shall be deposited into the Federal Aid to Urban Program Match Share Fund established
14 by Ordinance 56931.

15 **SECTION TEN.** The Board of Public Service is hereby authorized to accept on behalf of
16 the City monetary donations from other governmental agencies and others to assist in paying for
17 the work authorized in this Ordinance. Funds received shall be deposited into the Forest Park
18 Parkway Over MetroLink Bridge Replacement Project Account.

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