

ORDINANCE NUMBER 70704

BOARD BILL NO. 203

INTRODUCED BY: ALDERMAN JEFFREY BOYD, ALDERWOMAN CARA SPENCER, ALDERMAN SHANE COHN, ALDERMAN FRANK WILLIAMSON, ALDERMAN JACK COATAR, ALDERWOMAN MARLENE DAVIS, ALDERMAN DAN GUENTHER, ALDERWOMAN CHRISTINE INGRASSIA

1 An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the
2 "Board of Public Service"), establishing multiple public works and improvement projects within
3 the City of St. Louis (the "Projects").

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

5 **SECTION ONE.** The Board of Public Service recommends the following public works
6 and improvement projects be approved

7 (A) Louisiana Calm Street Project (Meramec to Gravois);

8 (B) Dr. Martin Luther King Lighting and Signal Interconnect, Ph. 3 (Newstead to
9 Vandeventer);

10 (C) Hall Street Reconstruction (East Grand to Adelaide);

11 (D) Hamilton Bridge Over Metrolink Reconstruction (Nina to DeGiverville);

12 (E) Compton Avenue Bridge Reconstruction (Chouteau to Interstate 64);

13 (F) 7th Street Improvements (Washington to Walnut);

14 (G) Jefferson Traffic Signal and ITS Upgrades (Market to Natural Bridge);

15 **SECTION TWO.** The Board of Aldermen is authorizing and directing the City of St.
16 Louis (the "City"), by and through its Board of Public Service, to let contracts and provide for
17 the design, construction, materials, and equipment for the Projects; authorizing the Board of
18 Public Service to employ labor and consultants, pay salaries, fees and wages, acquire any and all
19 said real and personal property rights and interests, in whole or in part, including easements (by

December 1st, 2017

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Board Bill No. 203

Sponsors: Alderman Jeffrey Boyd, Alderwoman Cara Spencer,
Alderman Shane Cohn, Alderman Frank Williamson, Alderman
Jack Coatar, Alderwoman Marlene Davis, Alderman Dan Guenther,
Alderwoman Christine Ingrassia

1 lease, purchase, condemnation, or otherwise), as necessary for completion of the Projects, and to
2 enter into supplemental agreements with the Missouri Highway and Transportation Commission,
3 Federal Highway Administration, utilities, railroads, governmental agencies, Bi-State
4 Development Agency, and other parties as necessary for completion of the Projects, all in
5 accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. § 110, *et*
6 *seq.*), with any contract containing sections for: description of the work, material guarantees,
7 estimated expenditure allocations, fund reversion authorization, applicable federal and state wage
8 rate requirements, equal opportunity provisions, the Mayor’s Executive Orders, and contract
9 advertising statutes; requiring that all work provided for herein shall be carried out in accordance
10 with detailed plans and specifications adopted and approved by the Board of Public Service
11 before bids are advertised therefor; directing that all construction contracts let by authority of this
12 Ordinance provide for federal and state prevailing wage requirements, including prevailing wage
13 holiday and overtime pay, and compliance with all applicable statutes of the State of Missouri
14 including Sections 290.210 through 290.340 of the Revised Statutes of Missouri, 2000, as
15 amended, the City Charter, City ordinances including the “Complete Streets Policy, ” (City
16 Ordinance 69955), when applicable, and the Revised Code of the City, as amended; requiring
17 that all contractors shall comply with the provisions of Sections 285.525 through 285.555 of the
18 Revised Statutes of Missouri, 2000, as amended, by requiring enrollment and participation in a
19 federal work authorization program and agreeing not to knowingly employ unauthorized aliens;
20 requiring that all contractors shall comply with the provisions of Section 292.675 of the Revised
21 Statutes of Missouri, 2000, as amended, by providing a ten-hour Occupational Safety and Health
22 Administration construction safety program for their on-site employees; requiring that all

1 contractors shall comply with the provisions of Section 34.057 of the Revised Statutes of
2 Missouri, 2000, as amended, (Prompt Payment/Retainage), as applicable; requiring the
3 furnishing of a bond by every contractor on this public works project pursuant to the provisions
4 of Section 107.170 of the Revised Statutes of Missouri, 2000, as amended; requiring compliance
5 with Section 34.353 of the Revised Statutes of Missouri, 2000, as amended (Domestic Product
6 Procurement Act – Buy American); requiring all specifications approved by the Board of Public
7 Service and contracts let by authority of this Ordinance shall provide for: compliance with the
8 Mayor’s Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization
9 goals, except when superseded or prohibited by federal or state law or regulation; requiring all
10 advertisements for bids pursuant to this Ordinance be subject to the provisions of Section 8.250
11 of the Revised Statutes of Missouri, 2000, as amended; appropriating the total estimated cost of
12 the Projects of Sixteen Million, Seven Hundred Twenty Thousand (\$16,720,000.00) from
13 various sources including the federal Transportation Equity Act for the 21st Century (23 U.S.C. §
14 110, *et seq.*), One-Half Cent Ward Capital Improvement Fund, Metropolitan St. Louis Sewer
15 District, 2016 Government Obligation (GO) Bonds, Redevelopment Revenue Bonds (National
16 Geospatial-Intelligence Agency Site Improvements Project) Series 2017A and B, Spinnaker, and
17 other private funds; authorizing and directing the Comptroller of the City to draw warrants from
18 time to time and disburse funds appropriated by this Ordinance and to receive and disburse grant
19 funds in accordance with the Transportation Equity Act of the 21st Century (23 U.S.C. § 110, *et*
20 *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 **SECTION THREE.** The work provided for herein shall be carried out in accordance

1 with detailed plans and specifications to be adopted and approved by the Board of Public Service
2 before bids are advertised therefor.

3 **SECTION FOUR.** All construction contracts let under authority of this Ordinance shall
4 provide that no less than the prevailing hourly rate of wages in the City shall be paid, as
5 determined in accordance with the Federal Davis-Bacon Act and by the Department of Labor and
6 Industrial Relations of the State of Missouri (Sections 290.210 through 290.340 of the Revised
7 Statutes of Missouri, 2000, as amended) for each craft or type of work needed in the actual labor
8 on the jobs herein authorized, as well as the general prevailing rate of pay for legal holidays and
9 overtime work shall be paid to all workers on the Projects. All contracts let in connection with
10 the construction provided for herein shall be subject to, and in conformance with all applicable
11 statutes of the State of Missouri, the City Charter, City ordinances including the “Complete
12 Streets Policy, ” (City Ordinance 69955), when applicable, and Revised Code of the City, as
13 amended, including any applicable City codes, rules and regulations. All contracts let in
14 connection with the construction provided for herein shall require contractor’s enrollment and
15 participation in a federal work authorization program and an affirmation that contractor does not
16 knowingly employ unauthorized alien employees pursuant to Sections 285.525 through 285.555
17 of the Revised Statutes of Missouri, 2000, as amended, require contractor provide a ten-hour
18 Occupational Safety and Health Administration construction safety program for their on-site
19 employees as required by the provisions of Section 292.675 of the Revised Statutes of Missouri,
20 2000, as amended, as applicable, require the contractor(s) to comply with the provisions of
21 Section 34.057 of the Revised Statutes of Missouri, 2000, as amended (Prompt
22 Payment/Retainage), require the furnishing of a bond by every contractor on this public works

1 project pursuant to the provisions of Section 107.170 of the Revised Statutes of Missouri, 2000,
2 as amended, and require contractor(s) to comply with Section 34.353 of the Revised Statutes of
3 Missouri 2000, as amended (Domestic Product Procurement Act – Buy American).

4 **SECTION FIVE.** All specifications approved by the Board of Public Service and
5 contracts let under the authority of this Ordinance shall provide for compliance with the Mayor’s
6 Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization goals, except
7 when 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
9 Section 8.250 of the Revised Statutes of Missouri, 2000, as amended.

10 **SECTION SEVEN.** The total estimated cost of the Projects is Sixteen Million, Seven
11 Hundred Twenty Thousand (\$16,720,000.00). The federal source of funding for these Projects is
12 from the Fixing America’s Surface Transportation (FAST) Act and its predecessors including the
13 Transportation Equity Act of the 21st Century (TEA-21), and the local match funding is from a
14 variety of sources as further broken down as follows:

15 (A) Louisiana Calm Street Project (Meramec to Gravois)

16 Total Project Cost (Design & Construction): \$1,150,000.00

17 Federal: \$920,000.00 Transportation Alternative Program – TAP

18 Local Match: \$130,000.00 ½ Cent Ward Capital

19 Local Match: \$100,000 Metropolitan St. Louis Sewer District

20 (B) Dr. Martin Luther King Lighting and Signal Interconnect – Phase 3 (Newstead to
21 Vandeventer)

22 Total Project Cost (Design and Construction): \$1,800,000.00

1 Federal: \$1,440,000.00 Congestion Mitigation Air Quality (CMAQ)
2 Local Match: \$360,000.00 ½ Cent Ward Capital

3 (C) Hall Street Reconstruction (East Grand to Adelaide)

4 Total Project Cost (Design and Construction): \$4,300,000.00
5 Federal: \$3,000,000.00 Surface Transportation Program – Suballocated (STP-S)
6 Local Match: \$1,300,000.00 Metropolitan St. Louis Sewer District

7 (D) Hamilton Bridge Over Metrolink Reconstruction (Nina to DeGiverville)

8 Total Project Cost (Design and Right-of-Way Only): \$500,000.00
9 Federal: \$400,000.00 Off-System Bridge Program (BRO)
10 Local Match: \$100,000.00 Soft Match Credit - BRO Funds MO County Trade

11 (E) Compton Avenue Bridge Reconstruction (Chouteau to Interstate 64)

12 Total Project Cost (Design and Right-of-Way Only): \$2,500,000.00
13 Federal: \$2,000,000.00 Surface Transportation Program – Suballocated (STP-S)
14 Local Match: \$500,000.00 2016 Government Obligation (GO) Bond

15 (F) 7th Street Improvements (Washington to Walnut)

16 Total Project Cost (Design and Construction Only): \$3,250,000.00
17 Federal: \$720,000.00 Congestion Mitigation Air Quality (CMAQ)
18 Federal: \$1,680,000.00 Surface Transportation Program – Suballocated (STP-S)
19 Local Match: \$850,000.00 Spinnaker and Other Private Funds

20 (G) Jefferson Traffic Signal and ITS Upgrades (Market to Natural Bridge)

21 Total Project Cost (Design, Right-of-Way, and Construction): \$3,220,000.00
22 Federal: \$2,576,000.00 Congestion Mitigation Air Quality (CMAQ)
23 Local Match: \$644,000.00 Redevelopment Revenue Bonds (National Geospatial-

1 Intelligence Agency Site Improvements Project) Series 2017A and B

2 The federal funds shall be appropriated from the Federal Aid to Urban Program Match Share
3 Fund, also known as the Federal Aid to Urban Program Revolving Fund, established by
4 Ordinance 56931, and the remaining Local Match share shall be appropriated from funds
5 identified and collected from the sources shown. Said improvements shall be contracted and
6 executed in parts as funds are accrued in the Match Share Fund and are adequate to pay the
7 City's share of the cost. Additional funding and subsequent Ordinances will be required to
8 complete the construction of the Hamilton Bridge Reconstruction Project and the Compton
9 Avenue Bridge Reconstruction Project.

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

17 **SECTION NINE.** The Board of Public Service is hereby authorized to accept on behalf
18 of the City monetary donations from other governmental agencies and others to assist in paying
19 for the work authorized in this Ordinance. Funds received shall be deposited into the appropriate
20 Project account.

21 **SECTION TEN.** This being an Ordinance providing for public work and improvement,
22 it is hereby declared to be an emergency measure as defined in Article IV, Sections 19 and 20 of
December 1st, 2017

- 1 the City Charter and shall become effective immediately upon its passage and approval by the
- 2 Mayor of the City.

BOARD BILL FISCAL NOTE

Preparer's Name John P. Kohler, P.E.

Phone Number or Email Address (will be available publicly) (314) 589-6623

Bill Sponsors: Alderman Jeffrey Boyd, Alderwoman Cara Spencer, Alderman Shane Cohn, Alderman Frank Williamson, Alderman Jack Coatar, Alderwoman Marlene Davis

Bill Synopsis:	Let contracts for design, right-of-way acquisition, and construction of multiple transportation improvement program projects.
Type of Impact:	None
Agencies Affected:	Board of Public Service, Street Department, Parks Department

SECTION A

Does this bill authorize:

- An expansion of services which entails additional costs beyond that approved in the current adopted city budget? ___Yes __X__No.
- An undertaking of a new service for which no funding is provided in the current adopted city budget? ___Yes __X__No.
- A commitment of city funding in the future under certain specified conditions? ___Yes __X__No.
- An issuance of bonds, notes and lease-purchase agreements which may require additional funding beyond that approved in the current adopted city budget? ___Yes __X__No.
- An execution or initiation of an activity as a result of federal or state mandates or requirements? ___Yes __X__No.
- A capital improvement project that increases operating costs over the current adopted city budget? ___Yes __X__No.
- A capital improvement project that requires funding not approved in the current adopted city budget or that will require funding in future years? ___Yes __X__No.

If the answer is yes to any of the above questions, then a fiscal note must be attached to the board bill. Complete Section B of the form below.

SECTION B

- Does the bill require the construction of any new physical facilities? ____Yes ____No.

- If yes, describe the facilities and provide the estimated cost:

- Is the bill estimated to have a direct fiscal impact on any city department or office? ____Yes ____No.

- If yes, explain the impact and the estimated cost:

- Does the bill create a program or administrative subdivision? ____Yes ____No.

- If yes, then is there a similar existing program or administrative subdivision?

- ____Yes ____No.

- If yes, explain the how the proposed programs or administrative subdivisions may overlap:

- Describe the annual operating, equipment, and maintenance costs that would result from the proposed bill, as well as any funding sources:

Complete the chart below to list the total estimated expenditures required of the City resulting from the proposed board bill and any estimated savings or additional revenue.

Financial Estimate of Impact on General Fund			
Fiscal Impact	<u>Year 1 (current)</u>	<u>Year 2</u>	<u>Year 3</u>
Additional Expenditures			
Additional Revenue			
Net			
Financial Estimate of Impact on Special Funds			
Fiscal Impact	<u>Year 1 (current)</u>	<u>Year 2</u>	<u>Year 3</u>
Additional Expenditures			
Additional Revenue			
Net			

- Describe any assumptions used in preparing this fiscal note:

- List any sources of information (including any City officials, agencies, or departments) used in preparing this fiscal note:

- Have the financial estimates of this bill been verified by the City Budget Division?
 Yes No.

○ If yes, by whom? _____ .