

**BOARD BILL NO. 92            INTRODUCED BY ALDERMAN KENNETH ORTMANN**

1    An ordinance, recommended and approved by the Board of Estimate and Apportionment and the  
2    Board of Public Service of the City of St. Louis (the "Board of Public Service"), authorizing and  
3    directing the Mayor on behalf of the City of St. Louis, to enter into and execute an Agreement  
4    with the U.S. Department of Housing and Urban Development for a grant to fund streetscape  
5    enhancements including landscaping, pedestrian lighting improvements, and selective removal  
6    and replacement of sidewalk on Cherokee Street between Jefferson Avenue and Lemp Avenue  
7    (the "Cherokee Street Enhancement Project – Phase 2"); establishing a public works and  
8    improvement project for the design and construction of the Cherokee Street Enhancement Project  
9    – Phase 2 including but not limited to landscaping, pedestrian lighting improvements, and  
10    selective removal and replacement of sidewalk on Cherokee Street between Jefferson Avenue  
11    and Lemp Avenue; and authorizing and directing the City of St. Louis (the "City") through its  
12    Board of Public Service to let contracts and provide for the design, construction, materials, and  
13    equipment, for the Cherokee Street Enhancement Project – Phase 2, authorizing the Board of  
14    Public Service to employ labor and consultants, pay salaries, fees and wages, acquire real  
15    property interests for the Cherokee Street Enhancement Project – Phase 2, to enter into  
16    supplemental agreements with other governmental and private agencies, and to otherwise  
17    provide for the design and construction of the streetscape enhancements for the Cherokee Street  
18    Enhancement Project – Phase 2 all in accordance with the grant entered into for said Project;  
19    with any contract containing sections for: description of the work, material guarantees, estimated  
20    expenditure allocations, fund reversion authorization, applicable federal and state wage rate  
21    requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract

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1 advertising statutes; requiring that all work provided for herein shall be carried out in accordance  
2 with detailed plans and specifications adopted and approved by the Board of Public Service  
3 before bids are advertised therefor; directing that all construction contracts let by authority of this  
4 Ordinance provide for state prevailing wages requirements including prevailing wage holiday  
5 and overtime pay and compliance with all applicable statutes of the State of Missouri, the City  
6 Charter and the Revised Code of the City, 1994, as amended; requiring all specifications  
7 approved by the Board of Public Service and contracts let by authority of this Ordinance provide  
8 for compliance with the Mayor's Executive Orders on Equal Opportunity and maximum  
9 MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law  
10 or regulation; requiring all advertisements for bids pursuant to this Ordinance be subject to the  
11 provisions of Section 8.250 RSMo., as amended; and appropriating the total estimated cost of  
12 One Hundred and Forty-seven Thousand Dollars (\$147,000) for said Project from the grant  
13 entered into pursuant to this Ordinance; authorizing and directing the Comptroller of the City to  
14 draw warrants from time to time and disburse funds appropriated by this ordinance and to  
15 disburse grant funds in accordance with the Grant and upon certification of vouchers by the  
16 President of the Board of Public Service; authorizing the Board of Public Service to accept on  
17 behalf of the City monetary donations from other governmental agencies and others to assist in  
18 paying for the work authorized by this Ordinance; and containing an emergency clause.

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

20 SECTION ONE: The Mayor is hereby authorized and directed, on behalf of the City of  
21 St. Louis to enter into and execute all necessary documents with the U.S. Department of Housing  
22 and Urban Development for a grant of One Hundred and Forty-seven Thousand Dollars

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1 (\$147,000) to fund the design and construction of streetscape improvements including but not  
2 limited to landscaping, pedestrian lighting improvements, and selective removal and replacement  
3 of sidewalk on Cherokee Street between Jefferson Avenue and Lemp Avenue.

4 SECTION TWO: There is hereby authorized a public works and improvement project  
5 for the design and construction of streetscape improvements including but not limited to  
6 landscaping, pedestrian lighting improvements, and selective removal and replacement of  
7 sidewalk on Cherokee Street between Jefferson Avenue and Lemp Avenue (the "Cherokee Street  
8 Enhancement Project – Phase 2"). SECTION THREE: The City of St. Louis (the "City") by  
9 and through its Board of Public Service (the "Board of Public Service") is hereby authorized and  
10 directed to let contracts and provide for the design, construction, materials, and equipment, for  
11 the Cherokee Street Enhancement Project – Phase 2, to employ labor and consultants, pay  
12 salaries, fees and wages, acquire real property interests for the Cherokee Street Enhancement  
13 Project – Phase 2, to enter into supplemental agreements with other governmental and private  
14 agencies, and to otherwise provide for the design and construction of the streetscape  
15 improvements for the Cherokee Street Enhancement Project – Phase 2, all in accordance with the  
16 grant entered into for said Project, with any contracts containing sections for: description of the  
17 work, material guarantees, estimated expenditure allocations, fund reversion authorization,  
18 applicable state wage rate requirements, equal opportunity provisions, the Mayor's Executive  
19 Orders, and contract advertising statutes.

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1 SECTION FOUR: The work provided for herein shall be carried out in accordance with  
2 detailed plans and specifications to be adopted and approved by the Board of Public Service  
3 before bids are advertised therefor.

4 SECTION FIVE: All construction contracts let under authority of this Ordinance shall  
5 provide that no less than the prevailing hourly rate of wages in the City, as determined in  
6 accordance with the Department of Labor and Industrial Relations of the State of Missouri  
7 (Sections 290.210 through 290.340 RSMo. 2000, as amended,) for each craft or type of work  
8 needed in the actual labor on the jobs herein authorized, as well as the general prevailing rate of  
9 pay for legal holidays and overtime work shall be paid to all workers on the Cherokee Street  
10 Enhancement Project – Phase 2. All contracts let in connection with the construction provided  
11 for herein shall be subject to, and in conformance with all applicable statutes of the State of  
12 Missouri and the City Charter and Revised Code of the City 1994, as amended.

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

17 SECTION SEVEN: All advertisement for bids pursuant to this Ordinance shall be  
18 subject to Section 8.250 RSMo. 2000, as amended.

19 SECTION EIGHT: The total estimated cost of the Cherokee Street Streetscape  
20 Improvements Project is One Hundred and Forty-seven Thousand Dollars (\$147,000) which

1 amount is hereby from said Grant entered into pursuant to this Ordinance to be expended for the  
2 payment of costs for work and services authorized herein.

3 SECTION NINE: The Comptroller of the City is hereby authorized and directed to draw  
4 warrants from time to time and disburse funds appropriated by this ordinance and is further  
5 authorized and directed to disburse grant funds upon the signature and certification of vouchers  
6 by the President of the Board of Public Service.

7 SECTION TEN: The Board of Public Service is hereby authorized to accept on behalf of  
8 the City monetary donations from other governmental agencies and others to assist in paying for  
9 the work authorized in this Ordinance.

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