

**BOARD BILL NO. 296 INTRODUCED BY ALDERMAN FREEMAN BOSLEY, SR.,
ALDERWOMAN PHYLLIS YOUNG, ALDERWOMAN LYDA
KREWSON, ALDERMAN JOSEPH RODDY, ALDERMAN GREGORY CARTER**

1 An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the "Board
2 of Public Service"), establishing public works and improvement projects for the design and
3 construction of three (3) Congestion Mitigation Air Quality Projects involving traffic signal
4 interconnection and upgrades (the "CMAQ Projects") including the Vandeventer Avenue CMAQ
5 Project from Forest Park to St. Louis Avenue (the "Vandeventer CMAQ Project"), the West
6 Florissant Avenue CMAQ Project from Goodfellow Boulevard to Grand Boulevard (the "West
7 Florissant CMAQ Project"), and the Lindell Boulevard and Olive Street CMAQ Project from
8 Skinker Boulevard to Fourteenth Street (the Lindell/Olive CMAQ Project"); and authorizing and
9 directing the City of St. Louis (the "City"), by and through its Board of Public Service, to let
10 contracts and provide for the design, construction, materials, and equipment for the CMAQ
11 Projects, authorizing the Board of Public Service to employ labor and consultants, pay salaries,
12 fees and wages, acquire real property interests, and to enter into supplemental agreements with
13 the Missouri Highway and Transportation Commission, Federal Highway Administration,
14 utilities, and other governmental agencies for the CMAQ Projects all in accordance with the
15 federal 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 therefore; directing that all construction contracts let by authority of this Ordinance

Date: November 14, 2008

Page: 1 of 6

Board Bill No. 296 Introduced by: Aldermen/Alderwomen Bosley, Young, Krewson, Roddy,
Carter

1 provide for federal and state prevailing wages requirements including prevailing wage holiday
2 and overtime pay and compliance with all applicable statutes of the State of Missouri, the City
3 Charter and the Revised Code of the City, as amended; requiring all specifications approved by
4 the Board of Public Service and contracts let by authority of this Ordinance provide for
5 compliance with the Mayor's Executive Orders on Equal Opportunity and maximum
6 MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law
7 or regulation; requiring all advertisements for bids pursuant to this Ordinance be subject to the
8 provisions of Section 8.250 RSMo., as amended; and appropriating the total estimated cost of the
9 three (3) CMAQ Projects of Ten Million One Hundred Thousand Dollars (\$10,100,000.00)
10 which includes the Vandeventer Avenue CMAQ Project estimated cost of Two Million Seven
11 Hundred Thousand Dollars (\$2,700,000.00), the West Florissant Avenue CMAQ Project
12 estimated cost of Two Million Eight Hundred Thousand Dollars (\$2,800,000.00), and the
13 Lindell/Olive CMAQ Project estimated cost of Four Million Six Hundred Thousand Dollars
14 (\$4,600,000.00) from various sources including the Federal Highway Administration Safe,
15 Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users
16 (SAFETEA-LU), the Leasehold Revenue Bond Series 2008 Fund, and the City Major Capital
17 Fund; authorizing and directing the Comptroller of the City to draw warrants from time to time
18 and disburse funds appropriated by this ordinance and to receive and disburse grant funds in
19 accordance with the Transportation Equity Act of the 21st Century (23 U.S.C. 110, et seq.) upon
20 the signature and certification of vouchers by the President of the Board of Public Service; and
21 containing a public work emergency clause.

Date: November 14, 2008

Page: 2 of 6

Board Bill No. 296 Introduced by: Aldermen/Alderwomen Bosley, Young, Krewson, Roddy,
Carter

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

2 **SECTION ONE.** There is hereby authorized a public works and improvement project for the
3 design and construction of the three (3) Congestion Mitigation Air Quality Projects involving
4 traffic signal interconnection and upgrades (the “CMAQ Projects”) including the Vandeventer
5 Avenue CMAQ Project from Forest Park to St. Louis Avenue (the “Vandeventer CMAQ
6 Project”), the West Florissant Avenue CMAQ Project from Goodfellow Boulevard to Grand
7 Boulevard (the “West Florissant CMAQ Project”), and the Lindell Boulevard and Olive Street
8 CMAQ Project from Skinker Boulevard to Fourteenth Street (the Lindell/Olive CMAQ
9 Project”).

10 **SECTION TWO.** The City of St. Louis (the "City"), by and through its Board of Public Service
11 (the "Board of Public Service"), is hereby authorized and directed to let contracts and provide for
12 the design, construction, materials, and equipment, for the CMAQ Projects, to employ labor and
13 consultants, pay salaries, fees and wages, acquire real property interests for the CMAQ Projects,
14 to enter into supplemental agreements with the Missouri Highway and Transportation
15 Commission, Federal Highway Administration, utilities, and other governmental agencies, all in
16 accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. 110, *et*
17 *seq.*), with any contracts containing sections for: description of the work, material guarantees,
18 estimated expenditure allocations, fund reversion authorization, applicable federal and state wage
19 rate requirements, equal opportunity provisions, the Mayor’s Executive Orders, and contract
20 advertising statutes.

21 **SECTION THREE.** The work provided for herein shall be carried out in accordance with
22 detailed plans and specifications to be adopted and approved by the Board of Public Service

Date: November 14, 2008

Page: 3 of 6

Board Bill No. 296 Introduced by: Aldermen/Alderwomen Bosley, Young, Krewson, Roddy,
Carter

1 before bids are advertised therefore.

2 **SECTION FOUR.** All construction contracts let under authority of this Ordinance shall provide
3 that no less than the prevailing hourly rate of wages in the City, as determined in accordance
4 with the Federal Davis-Bacon Act and by the Department of Labor and Industrial Relations of
5 the State of Missouri (Sections 290.210 through 290.340 RSMo. 2000, as amended,) for each
6 craft or type of work needed in the actual labor on the jobs herein authorized, as well as the
7 general prevailing rate of pay for legal holidays and overtime work shall be paid to all workers
8 on the CMAQ Projects. All contracts let in connection with the construction provided for herein
9 shall be subject to, and in conformance with all applicable statutes of the State of Missouri and
10 the City Charter and Revised Code of the City, as amended.

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

15 **SECTION SIX.** All advertisement for bids pursuant to this Ordinance shall be subject to Section
16 8.250 RSMo. 2000, as amended.

17 **SECTION SEVEN.** The total estimated cost of the three (3) CMAQ Projects is Ten Million
18 One Hundred Thousand Dollars (\$10,100,000.00) of which the federal share is Eight Million
19 Eighty Thousand Dollars (\$8,080,000.00) from the Federal Highway Administration Safe,
20 Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-
21 LU) to be appropriated from the Federal Aid to Urban Program Match Share fund, also known as
22 the Federal Aid to Urban Program Revolving Fund, established by Ordinance 56931, and the

Date: November 14, 2008

Page: 4 of 6

Board Bill No. 296 Introduced by: Aldermen/Alderwomen Bosley, Young, Krewson, Roddy,
Carter

1 remaining local match share is Two Million Twenty Thousand Dollars (\$2,020,000.00) of which
2 Four Hundred and Ten Thousand Dollars (\$410,000.00) is from the Leasehold Revenue Bond
3 Series 2008 Fund and One Million Six Hundred and Ten Thousand Dollars (\$1,610,000.00) is
4 from the City Major Capital Fund as follows. Said improvements shall be contracted and
5 executed in parts as funds are accrued in this Match Share Fund and are adequate to pay the
6 City's share of the cost.

7 Vandeventer Avenue CMAQ Project - Total project cost of Two Million Seven Hundred
8 Thousand Dollars (\$2,700,000.00) of which the federal share is Two Million One Hundred and
9 Sixty Thousand Dollars (\$2,160,000.00) from the Federal Highway Administration SAFETEA-
10 LU, One Hundred and Fifty Thousand Dollars (\$150,000.000) from the Leasehold Revenue
11 Bond Series 2008, and Three Hundred and Ninety Thousand Dollars (\$390,000.00) from the City
12 Major Capital Fund.

13 West Florissant CMAQ Project - Total project cost of Two Million Eight Hundred Thousand
14 Dollars (\$2,800,000.00) of which the federal share is Two Million Two Hundred and Forty
15 Thousand Dollars (\$2,240,000.00) from the Federal Highway Administration SAFETEA-LU,
16 Two Hundred and Sixty Thousand Dollars (\$260,000.00) from the Leasehold Revenue Bond
17 Series 2008, and Three Hundred Thousand Dollars (\$300,000.00) from the City Major Capital
18 Fund.

19 Lindell/Olive CMAQ Project - Total project cost of Four Million Six Hundred Thousand Dollars
20 (\$4,600,000.00) of which the federal share is Three Million Six Hundred and Eighty Thousand
21 Dollars (\$3,680,000) from the Federal Highway Administration SAFETEA-LU, and Nine
22 Hundred and Twenty Thousand Dollars (\$920,000.00) from the City Major Capital Fund.

23 **SECTION EIGHT.** The Comptroller of the City is hereby authorized and directed to draw

Date: November 14, 2008

Page: 5 of 6

Board Bill No. 296 Introduced by: Aldermen/Alderwomen Bosley, Young, Krewson, Roddy,
Carter

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

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

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

Date: November 14, 2008

Page: 6 of 6

Board Bill No. 296 Introduced by: Aldermen/Alderwomen Bosley, Young, Krewson, Roddy,
Carter