

## *St. Louis City Ordinance 63126*

FLOOR SUBSTITUTE

BOARD BILL NO. [93] 301

INTRODUCED BY ALDERMAN JO ANNE WAYNE

An Ordinance recommended by the Airport Commission, the Board of Public Service and the Board of Estimate and Apportionment appropriating the sum of Two Million Two Hundred Seven Thousand Five Hundred Dollars (\$2,207,500.00) from the Airport Development Fund to provide for a Public Work and Improvement Program at Lambert St. Louis International Airport, consisting of but not limited to the evaluation of the condition of the airfield pavement and the implementation of a computerized Pavement Management System, the planning, design, construction management, material testing and construction of the airfield pavement maintenance program, the removal and replacement of runway markings on Runway 12R 30L and Runway 12L 30R and the Sand Dryer/Heater/Conveyor at Field Maintenance and the design, construction management, material testing and construction of the West Apron and Taxiway Alpha South Improvements and other related work as described in Section One of this Ordinance; authorizing and directing the Board of Public Service to let contracts therefor and otherwise provide for the aforementioned work in compliance with all applicable MBE/WBE and/or DBE requirements, in compliance with all applicable Federal, State and local laws, ordinances, regulations, court decisions and executive orders relating to equal employment opportunity and in compliance with the provisions concerning minority subcontractors and material suppliers contained in Section Four of this Ordinance; authorizing and directing the Comptroller of the City of St. Louis to draw warrants from time to time on the Treasurer of the City of St. Louis for payment of expenses authorized herein upon submission of properly certified vouchers in conformance with procedures established by said Comptroller; authorizing the Director of Airports to make such applications and provide such data as necessary to seek reimbursement from the Federal Aviation Administration under the Airport Improvement Program and/or any applicable Federal legislation for all or any portion of costs incurred for projects herein authorized where such costs are deemed eligible and monies made available for reimbursement under Federal law; and containing an emergency clause.

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

Section One. The Board of Public Service is hereby authorized and directed to let contracts and otherwise provide for a Public Work and Improvement

Program at Lambert St. Louis International Airport, consisting of but not limited to the evaluation of the condition of the airfield pavement, which evaluation will include both a visual survey and non destructive testing, and the implementation of a computerized Pavement Management System, the planning, design, construction management, material testing and construction of the airfield pavement maintenance program, said construction encompassing pavement removal and replacement, excavation, drainage structures, and other related work and the removal and replacement of pavement markings on Runway 12R 30L and Runway 12L 30R, said construction encompassing the removal of approximately 300,000 square feet of paint from these runways by the use of high pressure water and restriping these runways with reflective paint and other related work and the sand dryer/heater/conveyor at Field Maintenance capable of producing 90 tons per hour of 300 degrees Fahrenheit sand, said construction encompassing the purchase and installation of the cold feed system, the drum dryer, the control house and switch gear console, the surge system, the construction of concrete pads for equipment, the construction of roads to the site, the utility service for the site and other related work and for the continuation and completion of the design, construction management, material testing and construction of the West Apron and Taxiway Alpha South Improvements (as previously authorized by Ordinance 62902) and other related work at a total estimated cost of Two Million Two Hundred Seven Thousand Five Hundred Dollars (\$2,207,500.00) (in addition to the funds already appropriated for the above purposes by Ordinance 62902).

Section Two. There is hereby appropriated the sum of Two Million Two Hundred Seven Thousand Five Hundred Dollars (\$2,207,500.00) from the Airport Development Fund, established under authority of Ordinance 59286, Section 13, approved October 26, 1984, to be expended for costs authorized herein under Section One of this Ordinance.

Section Three. All contracts let under authority of this Ordinance shall be in compliance with all applicable MBE/WBE and/or DBE requirements and in compliance with all applicable Federal, State and local laws, ordinance, regulations, court decisions and executive orders relating to equal employment opportunity.

Section Four. The Board of Public Service and the Airport Commission shall require the general contractor and any subcontractor requiring bids under authority of this Ordinance to give notice by mail to all minority and women subcontractors and material suppliers within the metropolitan St. Louis area then engaged in the trade in or for which the bid is being taken and to consider any bids of such subcontractors or material suppliers. Such notice shall be

required to be given only to minority and women subcontractors or material suppliers whose names and addresses are on file with the general contractor at least thirty (30) days prior to the date on which such bids are invited. The City of St. Louis shall provide the general contractor with lists of minority and women subcontractors and material suppliers which shall be the exclusive source of the "file" of minority and women subcontractors and suppliers. The general contractor and any subcontractor shall have the absolute right to reject any subcontractor or material supplier which in their judgement is unqualified, less qualified than other bidders or incompetent, and this paragraph shall not require the general contractor or any subcontractor to discriminate against any contractor or subcontractor or material supplier. It is recognized that factors other than lowest bid may enter into this determination. A minority or woman subcontractor or material supplier formed or created for the express purpose of making a bid pursuant to the provisions of this Section or with the intent to subcontract substantially all of the work bid shall not be a bona fide subcontractor or material supplier and shall not be deemed qualified.

The Board of Public Service and the Airport Commission shall establish goals of no less than twenty five percent (25%) participation by minority subcontractors and material suppliers and no less than five percent (5%) participation by women subcontractors and material suppliers. The goals established shall apply to all subcontractors and material suppliers selected under authority of this Ordinance, but a failure to attain these goals shall not under any circumstances constitute a breach of any contract let pursuant to this Ordinance by the City of St. Louis. The general contractor shall be required to report semi annually during the construction period on the results of its endeavors under this Section, to the President of the Board of Aldermen, the Board of Public Service and the Airport Commission.

"Twenty five percent (25%) minority participation" as used herein means that minority contractors and/or suppliers furnish twenty five (25%) of the value of services or supplies provided pursuant to this Ordinance.

"Five percent (5%) participation by women subcontractors and material suppliers" as used herein means that women contractors and/or suppliers furnish five percent (5%) of the value of services or supplies provided pursuant to this Ordinance.

The terms "members of a minority" or "minority" as used herein mean African Americans, Native Americans, Hispanic Americans with Central or South American, Mexican or Caribbean ancestry and Asian Americans.

Section Five. The Comptroller of the City of St. Louis is hereby authorized to draw warrants from time to time on the Treasurer of the City of St. Louis for payment of expenses authorized herein upon submission of properly certified vouchers in conformance with procedures established by said Comptroller.

Section Six. The Director of Airports is hereby authorized to make such applications and provide such data as necessary to seek reimbursement from the Federal Aviation Administration under the Airport Improvement Program and/or any applicable Federal legislation for all or any portion of costs incurred for projects herein authorized where such costs are deemed eligible and monies made available for reimbursement under Federal law and/or contract.

Section Seven. This being an Ordinance providing for Public Work and Improvement, it is hereby declared to be an emergency measure as defined in Article IV, Section 20, of the City Charter, and shall become effective immediately upon its approval by the Mayor of the City of St. Louis.

<b>Legislative History</b>				
<b>1ST READING</b>	<b>REF TO COMM</b>	<b>COMMITTEE</b>	<b>COMM SUB</b>	<b>COMM AMEND</b>
<b>02/18/94</b>	<b>02/18/94</b>	<b>T&amp;C</b>		
<b>2ND READING</b>	<b>FLOOR AMEND</b>	<b>FLOOR SUB</b>	<b>PERFECTN</b>	<b>PASSAGE</b>
<b>03/04/94</b>			<b>03/11/94</b>	<b>03/18/94</b>
<b>ORDINANCE</b>	<b>VETOED</b>		<b>VETO OVR</b>	
<b>63126</b>				