

1 **BOARD BILL NO. 55 INTRODUCED BY ALDERMAN JOSEPH VACCARO**
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3 An ordinance ensuring the compliance with Federal, Missouri and City of St.
4 Louis laws by contractors, participants and employees on public works projects in the
5 City of St. Louis.

6 **WHEREAS**, The City of St. Louis is an active participant in the market of
7 constructing and maintaining public works within its boundaries;

8 **WHEREAS**, The City of St. Louis has a direct and substantial interest in seeing
9 that Public Works within its boundaries are constructed and maintained in the most
10 efficient, safe and responsible ways possible;

11 **WHEREAS**, in order to ensure Public Works projects within its boundaries are
12 constructed and maintained in the most efficient, safe and responsible ways possible it is
13 imperative that Federal, Missouri and City of St. Louis statutes, codes and regulations
14 related to the building and construction industries are being enforced;

15 **WHEREAS**, it has come to the attention of the St. Louis Board of Aldermen that
16 many of Public Works projects within the City of St. Louis are not abiding by rules and
17 regulations regarding minority participation, prevailing wages, insurance and tax
18 requirements and a host of other requirements are not being abided by, all directly
19 resulting in a loss of jobs, wages, benefits, revenue safe infrastructure to the residents of
20 the City of St. Louis;

21 **WHEREAS**, it is necessary that this Board take appropriate official action to
22 ensure that those requirements currently in force and effect are abided by on Public
23 Works projects within the City of St. Louis.

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

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1 **SECTION ONE.** There is hereby established within the Department of the
2 President of the Board of Public Service a Public Works Compliance Commission
3 (“Commission”). The Public Safety Committee shall appoint the Commission, who shall
4 take their positions only after advice and consent of the Board of Aldermen, which shall
5 consist of three members, one from the contractor community, one from the labor
6 community and one from the public, all of whom shall be residents of the City of St.
7 Louis. The initial institution of the Commissioners shall be appointed as follows: one
8 commissioner to serve a term of one year; one commissioner to serve a term of two years;
9 one commissioner to serve for three years. Thereafter each commissioner’s term shall be
10 for a period of three years at which time that commissioner may be reappointed or
11 replaced. The Commission shall be responsible for monitoring and investigating all
12 public works projects in the City of St. Louis to ensure Federal, State and City laws,
13 regulations and ordinances, including applicable taxes and insurance requirements, are
14 being strictly enforced. It shall be the Commission’s duty to continually develop and
15 implement investigatory and compliance programs, and prepare manuals and checklists
16 for contractors performing Public Works projects in the City of St. Louis to inform and
17 educate them of the applicable requirements.

18 **SECTION TWO.** The Commission may appoint, with the approval of the
19 President of the Board of Public Service, such volunteers as it deems necessary to aid in
20 its charge. The Commission shall annually make to the President a report on all of the
21 activities of the Division which may be included in the Department’s annual report.

22 **SECTION THREE.** The Commission shall have all powers to examine and
23 investigate contractors performing Public Works within the City of St. Louis as are given
24 the Board of Public Service under the provisions of Section 6.12.010 et seq. only the
25 Commission shall not be required to first bring Complaint to the Board of Public Service

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1 or post deposit as described in Section 6.12.040. As part of its inherent power to
2 investigate and examine contractors performing Public Works within the boundaries of
3 the City of St. Louis, the Commission shall have the full power and authority to issue all
4 needful process for the attendance of witnesses and production of papers as given the
5 Board of Public Service in Section 6.12.070.

6 **SECTION FOUR.** In the event any provision of the chapter shall be held invalid
7 or unenforceable by any court of competent jurisdiction, such holding shall not invalidate
8 or render unenforceable any other provision hereof.