

**BOARD BILL NO. 310**

**INTRODUCED BY ALD. DONNA BARINGER**

1           An Ordinance, recommended by the Board of Public Service of the City of St. Louis  
2 (the "Board of Public Service"), establishing a public works and improvement project for the  
3 design and construction of the “Hampton and Nottingham Intersection Improvement Project”;  
4 and authorizing and directing the City of St. Louis (the "City"), by and through its Board of  
5 Public Service, to let contracts and provide for the design, construction, materials, and equipment  
6 for the Hampton and Nottingham Intersection Improvement Project, authorizing the Board of  
7 Public Service to employ labor and consultants, pay salaries, fees and wages, acquire real  
8 property interests, and to enter into supplemental agreements with the Missouri Highway and  
9 Transportation Commission, Federal Highway Administration, utilities, and other governmental  
10 agencies for the Hampton and Nottingham Intersection Improvement Project all in accordance  
11 with the federal Transportation Equity Act for the 21<sup>st</sup> Century (23 U.S.C. 110, *et seq.*), with any  
12 contract containing sections for: description of the work, material guarantees, estimated  
13 expenditure allocations, fund reversion authorization, applicable federal and state wage rate  
14 requirements, equal opportunity provisions, the Mayor’s Executive Orders, and contract  
15 advertising statutes; requiring that all work provided for herein shall be carried out in accordance  
16 with detailed plans and specifications adopted and approved by the Board of Public Service  
17 before bids are advertised therefor; directing that all construction contracts let by authority of this  
18 Ordinance provide for federal and state prevailing wages requirements including prevailing wage  
19 holiday and overtime pay and compliance with all applicable statutes of the State of Missouri,  
20 the City Charter and the Revised Code of the City, as amended; requiring all specifications  
21 approved by the Board of Public Service and contracts let by authority of this Ordinance provide  
22 for compliance with the Mayor’s Executive Orders on Equal Opportunity and maximum

Date: September 28, 2007

Page: 1 of 5

Board Bill No. 310

Sponsor: Ald. Donna Baringer

1 MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law  
2 or regulation; requiring all advertisements for bids pursuant to this Ordinance be subject to the  
3 provisions of Section 8.250 RSMo., as amended; and appropriating the total estimated cost of the  
4 Hampton and Nottingham Intersection Improvement Project of Three Hundred Thousand Dollars  
5 (\$300,000.00) from various sources including the Federal Highway Administration Safe,  
6 Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-  
7 LU), and the One-Half Cent Ward Capital Improvement Fund; authorizing and directing the  
8 Comptroller of the City to draw warrants from time to time and disburse funds appropriated by  
9 this ordinance and to receive and disburse grant funds in accordance with the Transportation  
10 Equity Act of the 21<sup>st</sup> Century (23 U.S.C. 110, et seq.) upon the signature and certification of  
11 vouchers by the President of the Board of Public Service; and containing a public work  
12 emergency clause.

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

14 **SECTION ONE.** There is hereby authorized a public works and improvement project for  
15 the design and construction of the “Hampton and Nottingham Intersection Improvement  
16 Project”.

17 **SECTION TWO.** The City of St. Louis (the "City"), by and through its Board of Public  
18 Service (the "Board of Public Service"), is hereby authorized and directed to let contracts and  
19 provide for the design, construction, materials, and equipment, for the Hampton and Nottingham  
20 Intersection Improvement Project, to employ labor and consultants, pay salaries, fees and wages,  
21 acquire real property interests for the Hampton and Nottingham Intersection Improvement  
22 Project, to enter into supplemental agreements with the Missouri Highway and Transportation  
23 Commission, Federal Highway Administration, utilities, and other governmental agencies, all in

1 accordance with the federal Transportation Equity Act for the 21<sup>st</sup> Century (23 U.S.C. 110, *et*  
2 *seq.*), with any contracts containing sections for: description of the work, material guarantees,  
3 estimated expenditure allocations, fund reversion authorization, applicable federal and state wage  
4 rate requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract  
5 advertising statutes.

6           **SECTION THREE.** The work provided for herein shall be carried out in accordance  
7 with detailed plans and specifications to be adopted and approved by the Board of Public Service  
8 before bids are advertised therefore.

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

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

23           **SECTION SIX.** All advertisement for bids pursuant to this Ordinance shall be subject to

Date: September 28, 2007

Page: 3 of 5

Board Bill No. 310

Sponsor: Ald. Donna Baringer

1 Section 8.250 RSMo. 2000, as amended.

2           **SECTION SEVEN.** The total estimated cost of the Hampton and Nottingham  
3 Intersection Improvement Project is Three Hundred Thousand Dollars (\$300,000.00) of which  
4 the federal share is Two Hundred and Forty Thousand Dollars (\$240,000.00) from the Federal  
5 Highway Administration Safe, Accountable, Flexible, Efficient Transportation Equity Act: A  
6 Legacy for Users (SAFETEA-LU) to be appropriated from the Federal Aid to Urban Program  
7 Match Share fund, also known as the Federal Aid to Urban Program Revolving Fund, established  
8 by Ordinance 56931, and the remaining local match share is Sixty Thousand Dollars  
9 (\$60,000.00) to be appropriated from the One-Half Cent Ward Capital Improvement Fund. Said  
10 improvements shall be contracted and executed in parts as funds are accrued in this Match Share  
11 Fund and are adequate to pay the City's share of the cost.

12           **SECTION EIGHT.** The Comptroller of the City is hereby authorized and directed to  
13 draw warrants from time to time and disburse funds appropriated by this ordinance and is further  
14 authorized and directed to receive and disburse grant funds in accordance with the  
15 Transportation Equity Act of the 21<sup>st</sup> Century (23 U.S.C. 110, *et seq.*), upon the signature and  
16 certification of vouchers by the President of the Board of Public Service. Reimbursement funds  
17 received shall be deposited into the Federal Aid to Urban Program Match Share Fund Ordinance  
18 56931.

19           **SECTION NINE.** The Board of Public Service is hereby authorized to accept on behalf  
20 of the City monetary donations from other governmental agencies and others to assist in paying  
21 for the work authorized in this Ordinance. Funds received shall be deposited into the Hampton  
22 and Nottingham Intersection Improvement Project Account or the Federal Aid to Urban Program  
23 Match Share Fund, also known as the Federal Aid to Urban Program Revolving Fund,

Date: September 28, 2007

Page: 4 of 5

Board Bill No. 310

Sponsor: Ald. Donna Baringer

1 established by Ordinance 56931.

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