

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 9-18

AN ORDINANCE

determining it is in the public interest to construct a storm water management basin project for the area bounded by Garth Avenue, Sexton Road, Oak Street and Lynn Street; approving and adopting plans and specifications; determining that the work shall be done by contract; calling for bids through the Purchasing Division and/or authorizing issuance of a contract for the work; providing for payment for the improvements; authorizing the City Manager to obtain, execute and record all documents necessary for the improvements; providing for compliance with the prevailing wage law and state-mandated construction safety training; and fixing the time when this ordinance shall become effective.

WHEREAS, interested parties meetings for the proposed construction of a storm water management basin project for the area bounded by Garth Avenue, Sexton Road, Oak Street and Lynn Street was held by the City Utilities Department – Sewer/Stormwater Division on November 15, 2016 and August 23, 2017; and

WHEREAS, the City Council adopted a resolution declaring the necessity for the proposed construction of the improvements; and

WHEREAS, the notice of a public hearing on this project was published in a daily newspaper of general circulation in the city; and

WHEREAS, the City Council has held a public hearing on construction of the proposed improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The Council finds that the construction of a storm water management basin project for the area bounded by Garth Avenue, Sexton Road, Oak Street and Lynn Street in the City of Columbia, Missouri, is necessary for the welfare and improvement of the city and that it is in the public interest that such improvements be made.

SECTION 2. The plans and specifications for the improvements, as prepared by the Director of City Utilities – Sewer/Stormwater Division, are hereby approved.

SECTION 3. The construction of the improvements shall be done by contract in accordance with the plans and specifications, the laws of the State of Missouri, and the Charter and Ordinances of the City of Columbia, Missouri.

SECTION 4. The Purchasing Agent is hereby authorized to call for bids and execute a contract for the improvements and/or utilize a duly authorized term and supply contractor.

SECTION 5. Payment for the improvements shall be made from Community Development Block Grant (CDBG) funds and such other funds as may be lawfully appropriated.

SECTION 6. The City Manager is authorized to obtain, execute and have recorded all licenses, easements, deeds and any other conveyances or instruments necessary for the City to complete the improvements.

SECTION 7. Pursuant to Section 290.250 RSMo., the contract for the improvements shall provide that not less than the prevailing hourly rate of wages, as found by the Department of Labor and Industrial Relations of Missouri, shall be paid to all workers performing work under the contract. The contractor's bond shall guarantee the faithful performance of the prevailing hourly wage clause in the contract. The City shall also cause to be inserted into the contract a stipulation that all laborers and mechanics employed by the contractor or subcontractors in the performance of work under the contract shall be paid wages at rates not less than those prevailing on similar construction in the locality as determined by the Secretary of Labor in accordance with the Davis-Bacon Act.

SECTION 8. Pursuant to Section 292.675 RSMo., the bid specifications and contract for the improvements shall provide that the contractor and any subcontractor shall provide a ten-hour Occupational Safety and Health Administration construction safety program (or a similar program approved by the Missouri Department of Labor and Industrial Relations) for all employees working on-site. All employees working on the site of the improvements are required to complete the safety program within 60 days of beginning work on the improvement project.

SECTION 9. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2018.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor