

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 313-20

AN ORDINANCE

naming Battle Park; approving the Battle Park Master Plan; determining it is in the public interest to construct Phase I improvements to Battle Park to include construction of an entry drive from Battle Avenue to the park, installation of electric and water service, construction of a parking lot, small shelter, gravel trail and mountain bike trail, and additional grading work to enlarge the existing lake and prepare for future amenities on the west side of the park; approving and adopting plans and specifications; determining that a portion of the work shall be done by contract; calling for bids for a portion of the work through the Purchasing Division; authorizing a portion of the project may be done by city employees; providing for payment for the improvement; authorizing the City Manager to obtain, execute and record all documents necessary for the improvement; 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, an interested parties meeting for the proposed construction of Phase I improvements to Battle Park to include construction of an entry drive from Battle Avenue to the park, installation of electric and water service, construction of a parking lot, small shelter, gravel trail and mountain bike trail, and additional grading work to enlarge the existing lake and prepare for future amenities on the west side of the park was held by the Parks and Recreation Department on August 12, 2020; and

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

WHEREAS, the notice of a public hearing on this improvement 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 improvement project.

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

SECTION 1. The 30.2 acre tract of land located on the east side of Battle Avenue (2500 Battle Avenue) is hereby designated "Battle Park."

SECTION 2. The City Council hereby approves the Battle Park Master Plan, a copy of which is attached hereto and marked "Exhibit A."

SECTION 3. The Council finds that the construction of Phase I improvements to Battle Park 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. Specific improvements include the following:

1. Construction of a two-lane entry drive from Battle Avenue to the park property, and construction of a five (5) foot wide sidewalk on the north side of the entry drive to the parking lot.
2. Installation of electric and water utilities.
3. Construction of a parking lot with forty-five (45) standard parking spaces and four (4) ADA parking spaces with installation of necessary LED lighting for the entry drive and parking lot.
4. Construction of a twenty-four (24) foot by twenty-four foot (24) shelter to include four (4) bike racks and trash and recycling containers.
5. Construction of a 0.66 mile gravel multi-use trail along the park perimeter with signage.
6. Construction of a two (2) mile green level mountain bike trail on the east side of the park property.
7. Additional grading work to enlarge the existing lake on the park property and prepare for future amenities on the west side of the park.

SECTION 4. The plans and specifications for this improvement, as prepared by the Director of Parks and Recreation, are hereby approved.

SECTION 5. A portion of the construction of the improvement 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 6. The Purchasing Agent is hereby authorized to call for bids and execute a contract for construction of a portion of the improvement project. As deemed advisable by the City Manager, city employees may be used to construct all other improvements.

SECTION 7. Payment for this improvement project shall be made from park sales tax funds and such other funds as may be lawfully appropriated.

SECTION 8. 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 this improvement.

SECTION 9. Pursuant to Section 290.250 RSMo., the contract for the improvement project 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 any contract in excess of \$75,000.00. The contractor's bond shall guarantee the faithful performance of the prevailing hourly wage clause in the contract.

SECTION 10. Pursuant to Section 292.675 RSMo., the bid specifications and contract for the improvement project 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 improvement project are required to complete the safety program within 60 days of beginning work on the improvement project.

SECTION 11. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2020.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor