

Introduced by \_\_\_\_\_

First Reading \_\_\_\_\_

Second Reading \_\_\_\_\_

Ordinance No. \_\_\_\_\_

Council Bill No.     B 102-20    

**AN ORDINANCE**

determining it is in the public interest to construct Phase II of a tennis and pickleball complex at A. Perry Philips Park to include the construction of four (4) pickleball courts, a prefabricated concrete restroom facility, small shelter, parking lot and ADA compliant walkways; approving and adopting plans and specifications; determining that a portion of the project shall be done by contract; calling for bids for a portion of the project through the Purchasing Division; authorizing a portion of the project may be done by city employees; providing for payment for the project; authorizing a financial assistance agreement with the Missouri Department of Natural Resources; amending the FY 2020 Annual Budget by appropriating funds; authorizing the City Manager to obtain, execute and record all documents necessary for the project; 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 construction of a tennis complex, including the Phase II construction of four (4) pickleball courts, a prefabricated concrete restroom facility, small shelter, parking lot and ADA compliant walkways at A. Perry Philips Park to was held by the Parks and Recreation Department on January 10, 2019 at the Boone County History and Culture Center; 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 improvement project.

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

SECTION 1. The Council finds that the Phase II construction of a tennis and pickleball complex at A. Perry Philips 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 four (4) regulation sized pickleball courts with fencing around each court, concrete seating areas, and the installation of electrical conduit around the courts for future court lighting.
2. Construction of a prefabricated concrete restroom adjacent to the pickleball courts.
3. Construction of a 20-foot by 20-foot small shelter.
4. Construction of a thirty (30) vehicle parking lot and the installation of parking lot lighting and necessary ADA walkways for access to the tennis and pickleball courts.

SECTION 2. The plans and specifications for this improvement project, as prepared by the Director of the Parks and Recreation Department, are hereby approved.

SECTION 3. A portion of the construction of the improvement project 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 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 5. Payment for the improvement project shall be made from park sales tax funds, grant funds received from the Missouri Department of Natural Resources – Land and Water Conservation Fund (LWCF) and such other funds as may be lawfully appropriated.

SECTION 6. The City Manager is hereby authorized to execute a financial assistance agreement with the Missouri Department of Natural Resources. The form and content of the agreement shall be substantially in the same form as set forth in "Exhibit A" attached hereto.

SECTION 7. The sum of \$250,000.00 is hereby appropriated from the State Grant Revenues Account No. 44008850-462000-00693 to the Southeast Regional Park Tennis Project Account No. 44008850-604990-00693.

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 project.

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 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 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

CERTIFICATION: I certify there are sufficient funds available in the State Grant Revenues Account No. 44008850-462000-00693 to cover the above appropriation.

\_\_\_\_\_  
Director of Finance