

Introduced by Treece  
First Reading 10-16-17 Second Reading 11-6-17  
Ordinance No. 023365 Council Bill No. B 316-17

### AN ORDINANCE

determining it is in the public interest to construct the El Chaparral riparian restoration project on a City-owned tract located along the south fork of the Grindstone Creek; approving and adopting plans and specifications; determining that a portion of the work shall be done by contract; calling for bids through the Purchasing Division and/or issuing a contract for the work with a duly authorized term and supply contractor; authorizing a portion of the project may be done by city employees; 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, an interested parties meeting for the proposed construction of the El Chaparral riparian restoration project on a City-owned tract located along the south fork of the Grindstone Creek was held by the City Utilities Department on May 31, 2017; and

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

WHEREAS, the notice of a public hearing on this proposed 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 the El Chaparral riparian restoration project on a City-owned tract located along the south fork of the Grindstone Creek 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 grading and installing approximately 120 linear feet of storm pipe,

constructing a storm box, planting approximately 12 trees, and restoring approximately 2.4 acres of land by removing invasive plants and planting native vegetation.

SECTION 2. The plans and specifications for the improvements, as prepared by the Director of the City Utilities Department, are hereby approved.

SECTION 3. A portion of the construction of 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 a portion of the improvements and/or utilize a duly authorized term and supply contractor. As deemed advisable by the City Manager, city employees may be used to construct all other improvements.

SECTION 5. Payment for the improvements shall be made from stormwater utility 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.

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 this improvement project are required to complete the safety program within 60 days of beginning work on the project.

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

PASSED this 6th day of November, 2017.

ATTEST:

  
\_\_\_\_\_  
City Clerk

  
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Mayor and Presiding Officer

APPROVED AS TO FORM:

  
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City Counselor