

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

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

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

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

Council Bill No. B 56-09

**AN ORDINANCE**

determining it is in the public interest to construct the Hinkson Creek Trail between the Grindstone Nature Area and Stephens Lake Park; approving and adopting plans and specifications; determining that the work shall be done by contract; calling for bids through the Purchasing Division; 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, the City Council adopted a resolution declaring the necessity of constructing the Hinkson Creek Trail between the Grindstone Nature Area and Stephens Lake Park; and

WHEREAS, the resolution 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 improvement.

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 Hinkson Creek Trail between the Grindstone Nature Area and Stephens Lake 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.

SECTION 2. The plans and specifications for this improvement, as prepared by the Director of Parks and Recreation and filed in the office of the City Clerk, are hereby approved and made a part of this ordinance by reference.

SECTION 3. 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 4. The Purchasing Agent is hereby authorized to call for bids and execute a contract for the improvement.

SECTION 5. Payment for this improvement shall be made from Park Sales Tax Funds, Surface Transportation Program Enhancement 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 this improvement.

SECTION 7. The contract for the improvement 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. The bid specifications and contract for the improvement 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 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 \_\_\_\_\_, 2009.

ATTEST:

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


\_\_\_\_\_  
Mayor and Presiding Officer

APPROVED AS TO FORM:

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City Counselor

**Source:**  
**Mike Hood** 

**TO: City Council**  
**FROM: City Manager and Staff**   
**DATE: February 9, 2009**  
**RE: Construction of the Hinkson Creek Trail (Old 63 Pedway) with Park Sales Tax and STP Enhancement Grant Funds.**

**FISCAL NOTES:**

<b>City Fiscal Impact</b> Enter all that apply:	
\$0	City's current net FY cost.
\$780,000	Amount of Funds Already appropriated
\$0	Amount of budget amendment needed
\$780,000	Estimated 2 yr net costs:
\$1,600	One-time
	Operating / On-going
<b>Program Impact:</b>	
N	New program/ agency (Y/N)
N	Duplicates/expands an existing program (Y/N)
N	Fiscal impact on any local political subdivision (Y/N)
<b>Resources Required:</b>	
N	Requires add'l FTE personnel? (Y/N)
N	Requires additional facilities? (Y/N)
N	Requires additional capital equipment? (Y/N)
<b>Mandates:</b>	
N	Federal or state mandated? (Y/N)

**EXECUTIVE SUMMARY:**

The Department of Parks and Recreation is requesting authorization to proceed with the construction of the Hinkson Creek Trail-Grindstone to Stephens Lake Park project including permission to acquire easements on three properties. Total project cost is estimated to be \$780,000 and is funded from the 2005 Park Sales Tax and Federal Highway Administration: Surface Transportation Program (STP) Enhancement Grant Funds. A public hearing was held by Council on February 2, 2009, regarding the route of the trail and this request will authorize the department to proceed with construction and the acquisition of necessary easements.

**DISCUSSION:**

The Parks & Recreation Department is ready to proceed with the construction of Phase I and Phase II of the Hinkson Creek Trail-Grindstone to Stephens.

There are three properties where temporary construction easements are required. Property owners have indicated a willingness to work with the City on the acquisition of those easements for the trail project. City will need to obtain, execute and have recorded all licenses, easements,

deeds and any other conveyances or instruments necessary for the City to complete this improvement.

An Interested Party meeting was held on February 29, 2008. There were no adverse comments to this portion of the project. (Note: this project compliments the GetAbout portion which is in re-design due to cost and public comments on the Hinkson Creek – Moon Valley bridge and Old 63 underpass). On February 2, 2009, the City Council held a public hearing on the proposed route and following the hearing, Council directed staff to prepare easement acquisition and construction authorization ordinances.

**FISCAL IMPACT:**

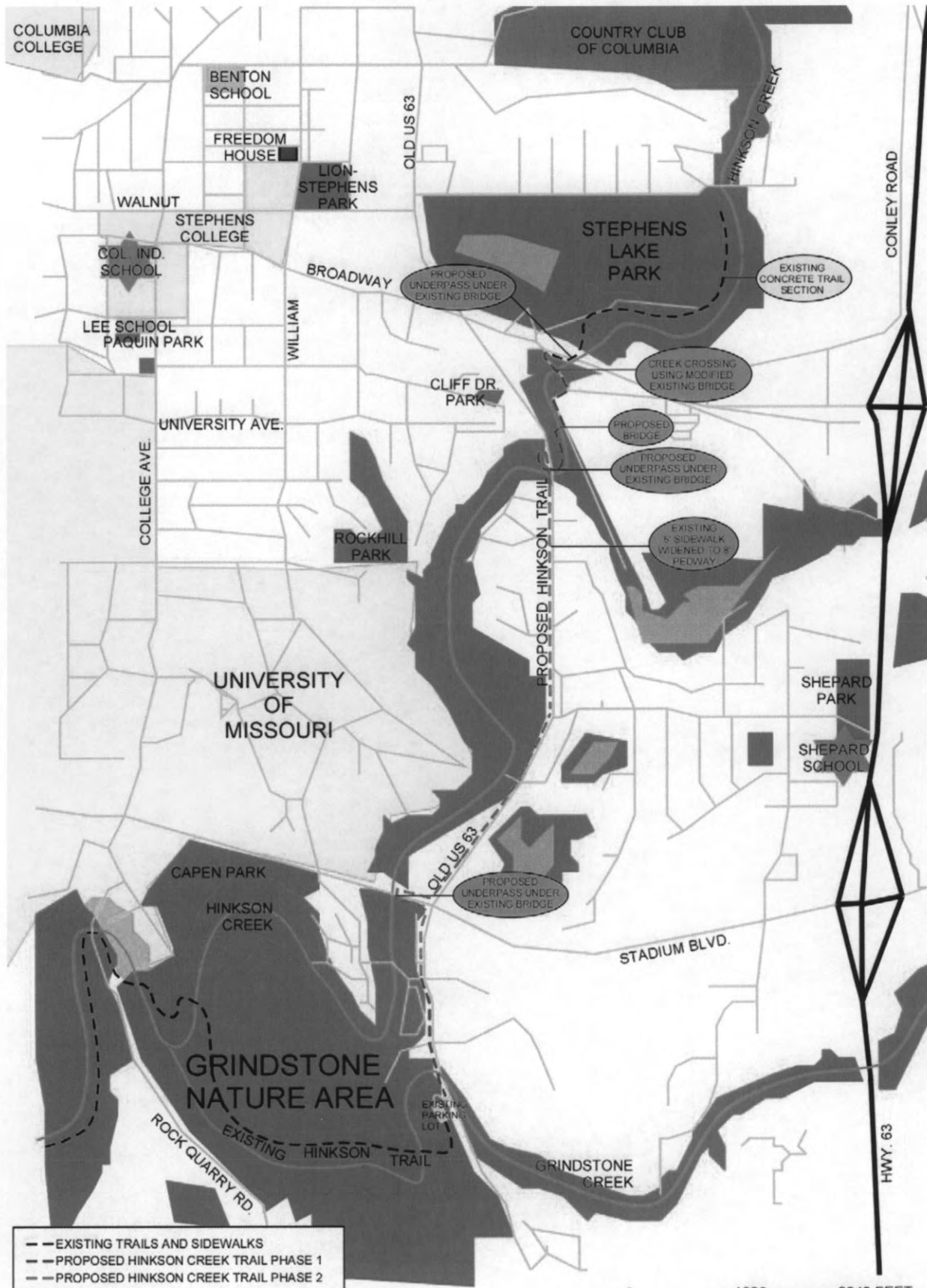
The total budget for the project is \$780,000 and is funded by a combination of Park Sales Tax and Federal Highway Administration: Surface Transportation Program (STP) Enhancement Grant Funds as noted below:

A. Hinkson Creek Trail-Grindstone to Stephens Phase I	
Park Sales Tax: \$228,000 plus STP Enhancement: \$342,000 =	\$570,000
B. Hinkson Creek Trail-Grindstone to Stephens Phase II	
Park Sales Tax: \$ 84,000 plus STP Enhancement: \$126,000 =	\$210,000
Total for both Phase I and Phase II:	\$780,000

It is anticipated that the trail will be constructed with concrete thus reducing the annual maintenance costs. Staff anticipates that the tunnels under the bridges will require clean-up work following flooding and that there will be periodic maintenance activities such as illegal dumping, graffiti and possibly some miscellaneous repairs to the sign. These maintenance activities are all labor related with very few, if any materials/supplies required. Staff believes that these tasks will be able to be absorbed in the current operating budget. At this time, the department is not requesting any permanent or temporary employees based on the addition of this trail, but as other trails are added or developed, the addition or possibly the conversion of temporary salaries to permanent may be requested.

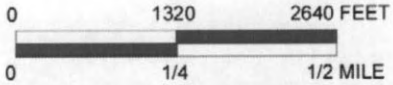
**SUGGESTED COUNCIL ACTIONS:**

If the Council concurs that the project should proceed, the ordinance authorizing the construction of the project and authorizing the City Manager to enter into an agreement to acquire temporary construction easements should be adopted.



- EXISTING TRAILS AND SIDEWALKS
- PROPOSED HINKSON CREEK TRAIL PHASE 1
- PROPOSED HINKSON CREEK TRAIL PHASE 2

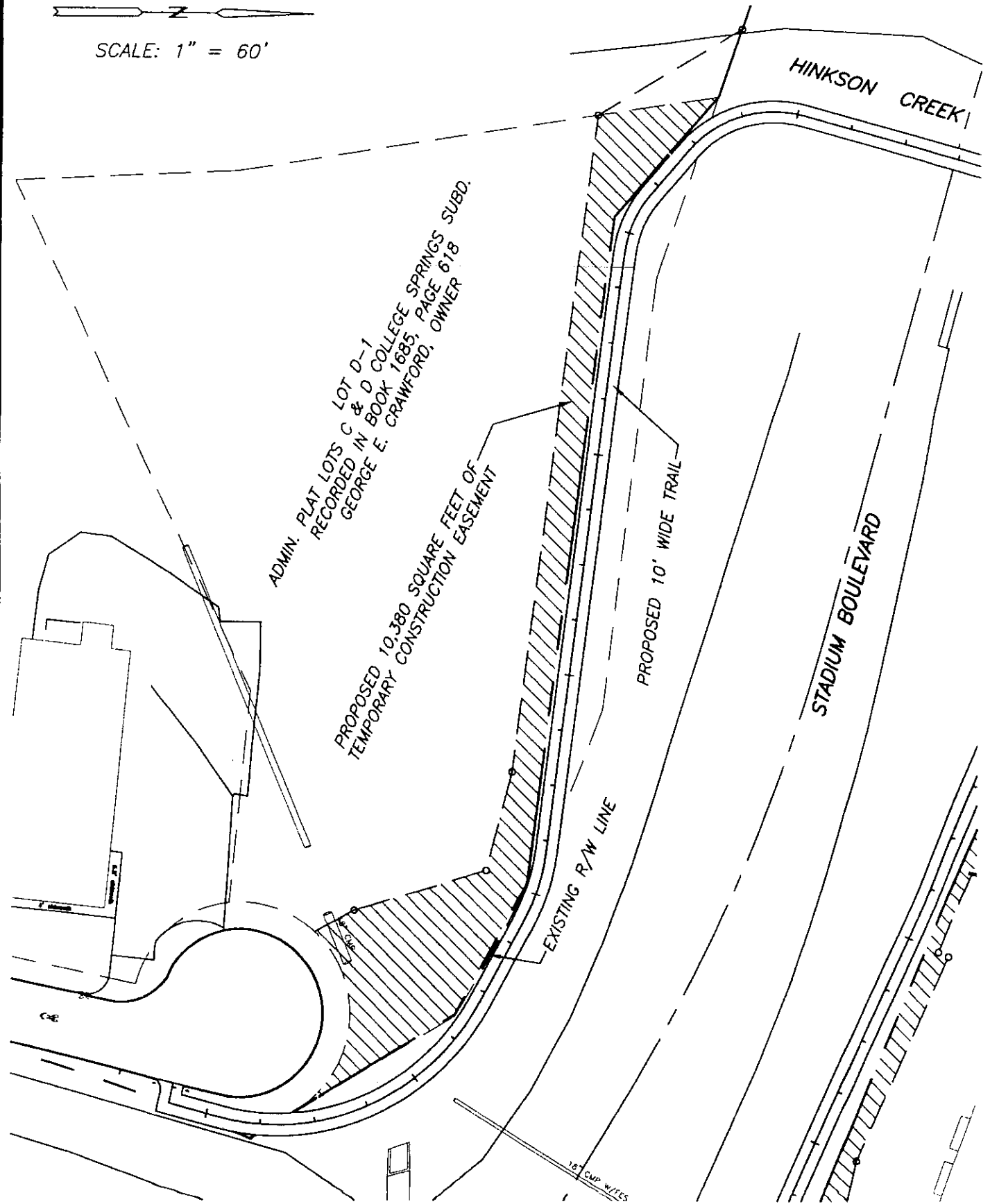
- EXISTING CITY PARKS
- OTHER CITY LANDS, SCHOOLS \* CITY SCHOOLS
- EXISTING PRIVATE PARKS AND RECREATION FACILITIES
- UNIVERSITIES AND COLLEGES
- EXISTING FLOODPLAINS FOR POTENTIAL TRAILS



**PROPOSED HINKSON CREEK TRAIL EXTENSION**  
 3-7-01 DRAWN BY: MSS  
 REVISED: 1-8-04 (ALT. ROUTES) AJL  
 REVISED: 12-15-08 MSS



SCALE: 1" = 60'



DISPLAY FOR  
**HINKSON CREEK TRAIL EXTENSION**  
ACROSS GEORGE E. CRAWFORD TRACT.



SCALE: 1" = 60'

WARRANTY DEED RECORDED IN BOOK 1169, PAGE 308  
SURVEY RECORDED IN BOOK 505, PAGE 508  
ASHLAND MANOR PROPERTIES, OWNER

PROPOSED 800 SQUARE FEET OF  
TEMPORARY CONSTRUCTION EASEMENT

EXISTING R/W LINE

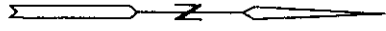
HINKSON CREEK

PROPOSED 10' WIDE TRAIL

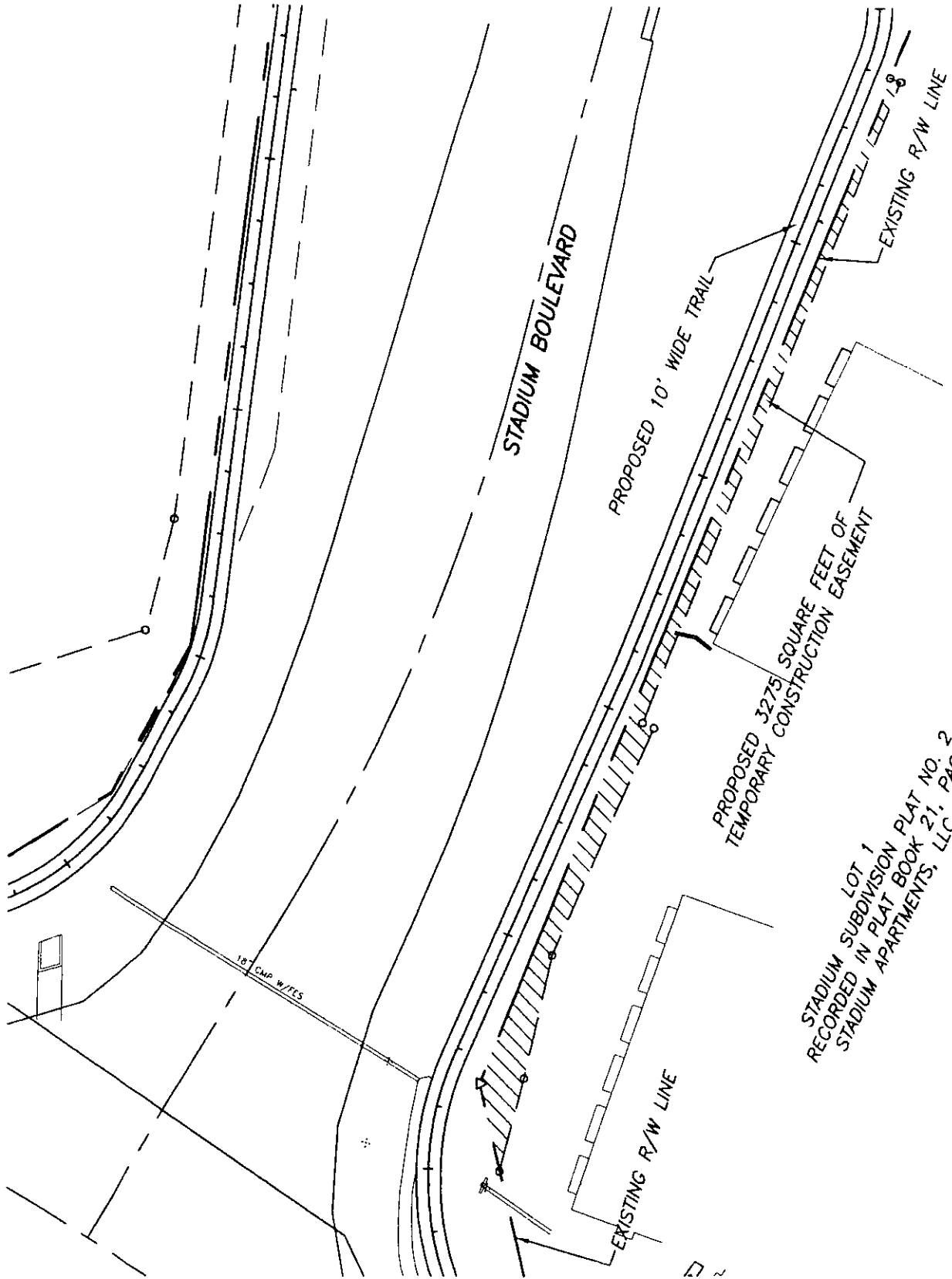
STADIUM BOULEVARD

DISPLAY FOR  
**HINKSON CREEK TRAIL EXTENSION**  
ACROSS ASHLAND MANOR PROPERTIES TRACT





SCALE: 1" = 60'



LOT 1  
STADIUM SUBDIVISION PLAT NO. 2  
RECORDED IN PLAT BOOK 21, PAGE 79  
STADIUM APARTMENTS, LLC, OWNER

DISPLAY FOR  
**HINKSON CREEK TRAIL EXTENSION**  
ACROSS STADIUM APARTMENTS, LLC TRACT