

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 207-10 _____

AN ORDINANCE

determining it is in the public interest to construct the Hominy Trail Phase I (from Broadway to Woodridge Drive) project; 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 Hominy Trail Phase I (from Broadway to Woodridge Drive) project; 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 Hominy Trail Phase I (from Broadway to Woodridge Drive) project, specifically to include construction of a ten-foot wide concrete trail, a five-foot wide gravel side path and three bridges or low water crossings, 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, Non-Motorized Transportation 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 _____, 2010.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

Source:
Mike Hood *MH*

FISCAL and VISION NOTES:

Agenda Item No. _____

TO: City Council
FROM: City Manager and Staff
DATE: Aug 16, 2010
RE: Hominy Creek Trail Phase I Easement Acquisition & Construction Approval

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|--|--|
| City Fiscal Impact Enter all that apply: | |
| \$0 | City's current net FY cost. |
| \$1,820,000 | Amount of Funds Already appropriated |
| \$0 | Amount of budget amendment needed |
| \$1,820,000 | Estimated 2 yr net costs: |
| \$0 | One-time |
| | Operating / On-going |
| Program Impact: | |
| N | New program/ agency (Y/N) |
| N | Duplicates/expands an existing program (Y/N) |
| N | Fiscal impact on any local political subdivision (Y/N) |
| Resources Required: | |
| N | Requires add'l FTE personnel? (Y/N) |
| N | Requires additional facilities? (Y/N) |
| N | Requires additional capital equipment? (Y/N) |
| Mandates: | |
| N | Federal or state mandated? (Y/N) |
| Vision Implementation Impact Enter Below All That Applies: <u>Refer to Website:</u> | |
| Y | Vision Impact? (Y/N or if N, go no further) |
| 12 | Primary Vision, Strategy and/or Goal Item# |
| 12.4.1 12.4.2 | Secondary Vision, Strategy and/or Goal Item# |
| Task # | FY10/FY11 Implementation Task# |

EXECUTIVE SUMMARY: Park Planning Staff has prepared for Council consideration an ordinance authorizing the acquisition of ten permanent and one temporary construction easements needed for the construction of the Hominy Creek Trail Phase I project. Staff is also requesting an ordinance authorizing construction of the Hominy Creek Trail Phase I and calling for bids through the City's Purchasing Division.

The proposed concrete trail will include two phases: Phase I is from Stephens Lake Park to Woodridge Park and Subdivision. Phase II is from Woodridge to The Links subdivision. Total project cost for both phases is estimated at \$3,176,000. Phase I of the project will be funded with \$1,320,000 from the Park Sales Tax and \$500,000 from a STP Enhancement Grant. Staff is proceeding with Phase I due to pending grant deadlines. Staff will return to Council at a later date to authorize Phase II of the project as it is funded with \$1,356,000 from the Nonmotorized Transportation Pilot Program as administered by GetAbout Columbia.

DISCUSSION: Park Planning Staff has prepared for Council consideration an ordinance authorizing the acquisition of ten permanent and one temporary construction easements needed for the construction of the Hominy Creek Trail Phase I project. Staff is also requesting an ordinance authorizing construction of the Hominy Creek Trail Phase I and calling for bids through the City's Purchasing Division. The proposed concrete trail will include two phases: Phase I will extend from Stephens Lake Park to Woodridge Park and subdivision and Phase II extends from Woodridge subdivision to The Links subdivision and on to Clark Lane.

At the August 2, 2010 City Council meeting, Council passed a resolution setting a public hearing for Sept 7, 2010 concerning the completion of the two mile Hominy Creek Trail Project.

Park Planning and Public Works GetAbout staff have been working with the neighbors on the proposed route of the trail. An Interested Party meeting was held on May 7, 2009 for both Phase I (west) and Phase 2 (east). Thirty seven individuals attended with 14 writing supportive comments and one adjacent landowner expressing concerns. Several suggestions were received and addressed. The trail was slightly re-aligned to mitigate the concerns expressed by one adjacent landowner.

Following the public hearing on Sept 7, 2010, Council is requested to authorize the acquisition of ten permanent trail easements and one temporary construction easement for Hominy Trail Phase I project. Most of the property owners from which the easements are required have indicated a willingness to work with the City on the acquisition of those easements for the trail project.

Staff is also requesting that following September 7, 2010 public hearing, Council approve an ordinance authorizing the construction of Phase I of the Hominy Creek Trail project and calling for bids through the City's Purchasing Department. This process meets all of the federal guidelines requiring advanced public notification.

The proposed trail construction will include a ten foot wide concrete trail that meets ADA requirements, provides a durable hard-surface for year round use and substantially reduces annual maintenance costs. The trail design also includes an adjacent five foot wide gravel side path for runners/joggers. The project will also include three low-water style bridges designed for pedestrian and maintenance vehicle use.

Staff will be returning to Council for Phase II trail easement acquisition ordinances and to authorize construction. In addition to the trail easements, other city staff will be seeking separate easements for utilities such as sewer and water. Since the Phase I portion of the trail has pending grant deadlines, staff is proceeding with Phase I easement acquisition ahead of these other easements. The Phase II portion of this project does not have the pending grant deadlines.

FISCAL IMPACT: Phase I is funded with \$1,320,000 from the Park Sales Tax; \$500,000 from STP Enhancement Grant. Phase II is funded with \$1,356,000 from the Nonmotorized Transportation Pilot Program as administered by GetAbout Columbia. Total project cost for both phases is estimated at \$3,176,000.

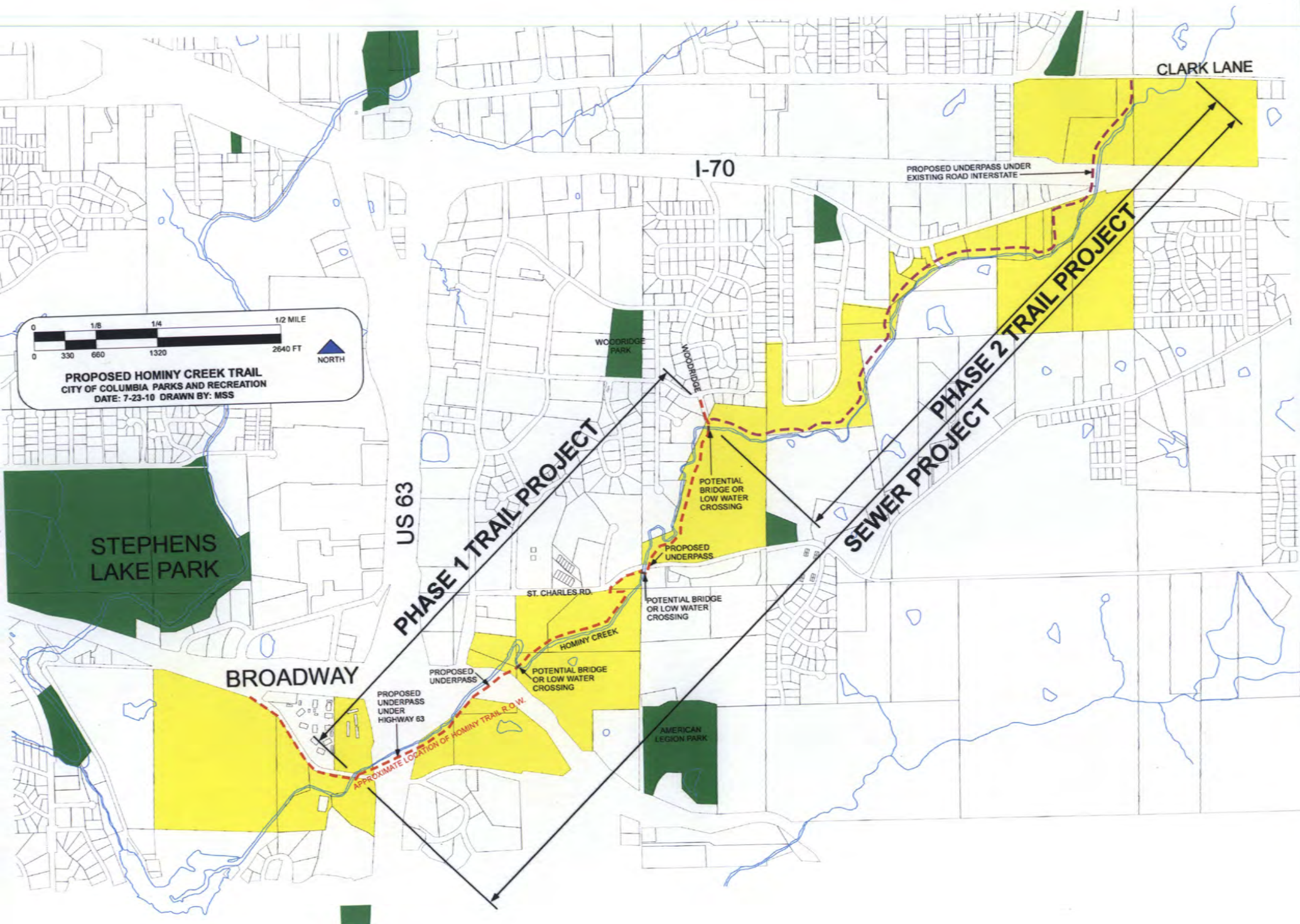
It is anticipated that the trail will be constructed with concrete, thus reducing the annual maintenance costs. It is anticipated that there will be periodic maintenance activities, such as: occasional trash pickup, graffiti removal, tree pruning and occasional mowing. These maintenance activities are 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 of permanent employees or the conversion of temporary salaries to permanent may be requested.

SUGGESTED COUNCIL ACTIONS: If, after the public hearing, the Council concurs that the project should be constructed, the ordinances authorizing Phase I easement acquisition and construction should be authorized.

0 1/8 1/4 1/2 MILE
 0 330 660 1320 2640 FT

PROPOSED HOMINY CREEK TRAIL
 CITY OF COLUMBIA PARKS AND RECREATION
 DATE: 7-23-10 DRAWN BY: MSS

NORTH



STEPHENS LAKE PARK

BROADWAY

US 63

PHASE 1 TRAIL PROJECT

WOODRIDGE PARK

I-70

WOODRIDGE

POTENTIAL BRIDGE OR LOW WATER CROSSING

POTENTIAL BRIDGE OR LOW WATER CROSSING

PROPOSED UNDERPASS UNDER HIGHWAY 63

ST. CHARLES RD.

HOMINY CREEK

POTENTIAL BRIDGE OR LOW WATER CROSSING

AMERICAN LEGION PARK

PROPOSED UNDERPASS UNDER EXISTING ROAD INTERSTATE

PHASE 2 TRAIL PROJECT
SEWER PROJECT

CLARK LANE

APPROXIMATE LOCATION OF HOMINY TRAIL R.O.W.