

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 109-13

AN ORDINANCE

determining it is in the public interest to construct concrete walkways and the installation of wrought iron fencing, a small memorial bench with paver patio and landscaping and turf projects as part of the Douglass High School infrastructure project; 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; determining that a portion of the project shall be done by city employees; providing for payment for the improvement; appropriating funds; 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; authorizing an agreement with the PedNet Coalition, Inc.; and fixing the time when this ordinance shall become effective.

WHEREAS, the City Council adopted a resolution declaring the necessity of constructing concrete walkways and the installation of wrought iron fencing, a small memorial bench with paver patio and landscaping and turf projects as part of the Douglass High School infrastructure project; 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 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 concrete walkways and the installation of wrought iron fencing, a small memorial bench with paver patio and landscaping and turf projects as part of the Douglass High School infrastructure project, 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, are hereby approved and made a part of this ordinance by reference.

SECTION 3. A portion 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 construction of the concrete walkways and fence improvements. As deemed advisable by the City Manager, City employees shall be used to install the small memorial bench with paver patio and the landscaping and turf projects.

SECTION 5. Payment for this improvement shall be made from funds received from the PedNet Coalition, Inc. and such other funds as may be lawfully appropriated.

SECTION 6. The sum of \$33,000.00 is hereby appropriated from the Douglass HS Infrastructure Miscellaneous Revenues Account No. 440-0000-480.10-00 C00535 to the Douglass HS Infrastructure Project Account No. 440-8800-548.49-90 C00535.

SECTION 7. 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 8. 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.

SECTION 9. 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 10. The City Manager is hereby authorized to execute an agreement with the PedNet Coalition, Inc. The form and content of the agreement shall be substantially as set forth in "Exhibit A" attached hereto and made a part hereof as fully as if set forth herein verbatim.

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

PASSED this _____ day of _____, 2013.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor

CERTIFICATION: I certify there are sufficient funds available in the Douglass HS Infrastructure Miscellaneous Revenues Account No. 440-0000-480.10-00 C00535 to cover the above appropriation.

Director of Finance

AGREEMENT

THIS AGREEMENT, effective as of the date of the party last signing below, by and between the City of Columbia, Missouri (hereinafter "City"), having a business address at 701 East Broadway, Columbia, MO 65201, and the PedNet Coalition, Inc. ("PedNet"), having a business address at P.O. Box 7124, Columbia, MO 65205.

NOW, THEREFORE, the parties agree as follows:

1. SERVICES:

a. PROJECT DESCRIPTION: The proposed improvements to the front of Douglass High School along Providence Road – per attached Memo of Understanding, Cost Estimates, and Map, as shown in Exhibit A.

b. SCOPE AND PAYMENT OF SERVICES: City shall render the services as set forth in the project description for the fee of Thirty-three Thousand Dollars (\$33,000.00). Payment for the services by Pednet shall be made when this agreement is submitted to City Council for approval. City's costs under this agreement shall not exceed Thirty-three Thousand Dollars (\$33,000.00) unless this Agreement is amended. The City shall complete the services before 7/30/2013.

c. MEDIA INFORMATION: When possible, all media and public information regarding the project shall state that the project was funded by a donation from the PedNet Coalition with funds earmarked from a Missouri Foundation for Health – Promising Strategies grant.

2. CONDITIONS FOR TERMINATION: PedNet may terminate this Agreement at any time by giving written notice. If the Agreement is terminated, the City will be paid for actual expenses incurred up to the date of termination.

3. ADDITIONAL WORK: PedNet reserves the right to request additional work for changed or unforeseen conditions that may require changes and work beyond the scope of this Agreement. In this event, an amendment to this Agreement shall be executed and submitted to the City. Any change in compensation shall be covered in the amendment.

4. INDEPENDENT CONTRACTOR: City is an independent contractor and is not an employee or agent of PedNet. City shall be entitled to no benefits or compensation from PedNet except as set forth in this Agreement.

5. NO THIRD-PARTY BENEFICIARY. This Agreement is for the sole benefit of City and Pednet. Nothing in this Agreement is intended to confer any rights or remedies on any third party.

6. **GOVERNING LAW AND VENUE:** This Agreement shall be governed, interpreted, and enforced in accordance with the laws of the State of Missouri and/or the laws of the United States, as applicable. The venue for all litigation arising out of or relating to this Agreement shall be in Boone County, Missouri or the United States Western District of Missouri. The Parties hereto irrevocably agree to submit to the exclusive jurisdiction of such courts in the State of Missouri. The Parties agree to waive any defense of forum non conveniens.
7. **ENTIRE AGREEMENT:** This Agreement is the entire agreement of the parties relating to the subject matter hereof, and supersedes all prior and contemporaneous negotiations, correspondence, understandings, and agreements of the parties relating to the subject matter hereof. This Agreement may be amended only in writing, with such amendment signed by both parties.

[SIGNATURES ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date of the party last signing below.

CITY OF COLUMBIA, MISSOURI

By: _____
Mike Matthes, City Manager

Date: _____

ATTEST:

Sheela Amin, City Clerk

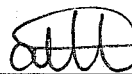
APPROVED AS TO FORM:

City Counselor

CERTIFICATION: I hereby certify that the above expenditure is within the purpose of the appropriation to which it is charged, Account No. _____, and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefor.

John Blattel Director of Finance

PEDNET COALITION, INC.

By:  _____
Annette Triplett, Executive Director

Date: 4 | 5 | 13

ATTEST:

Memo of Understanding

Parks Management Center
1507 Business Loop 70 W.
Columbia, MO 65202

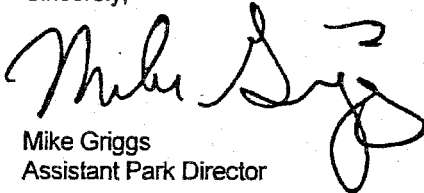
June 15, 2012

Ian Thomas
The PedNet Coalition
501 Fay St.
Columbia, MO 65201

Dear Sir:

I am writing to outline what we have discussed for the proposed improvements to the front of Douglass High School along Providence Road. Per our discussion, the PedNet Coalition will provide funding for the following work that we will utilize a combination of private contractors or our own construction crews to complete. The work detailed below will follow the construction of the pedestrian cross walk over Providence Road. With the funding provided by PedNet, we are proposing to coordinate the construction of 6' wide sidewalks along Providence Road from the existing basketball courts to the intersection of Providence Road and Park Ave. We are proposing to install attractive 6' metal fencing to match the style of the existing metal fence of the Housing Authority Property as noted on the plans. We will provide the grading work, topsoil and plant material to improve the aesthetics of the area following all hardscape construction work. When the fund raising committee has raised the funding for the Beulah Ralph Memorial, we will coordinate the brick and masonry work for the memorial as well as fabricate and install the bronze plaque and benches. The attached plan details the proposed work.

Sincerely,



Mike Griggs
Assistant Park Director

Douglass HS Improvements Cost Estimate 2/6/2012

Item	Quantity		unit price		cost	FAL or Contract
6' Conc walk	2,700'	\$	5.36	\$	14,472.00	Contract
Metal fence	360'	\$	38.00	\$	13,680.00	Contract
Grading (hours)				\$	-	FAL
topsoil	5	\$	200.00	\$	1,000.00	Contract
Landscape trees/shrubs	lump			\$	3,000.00	FAL
Landscape grass	lump			\$	1,000.00	FAL
TOTAL:				\$	33,152.00	

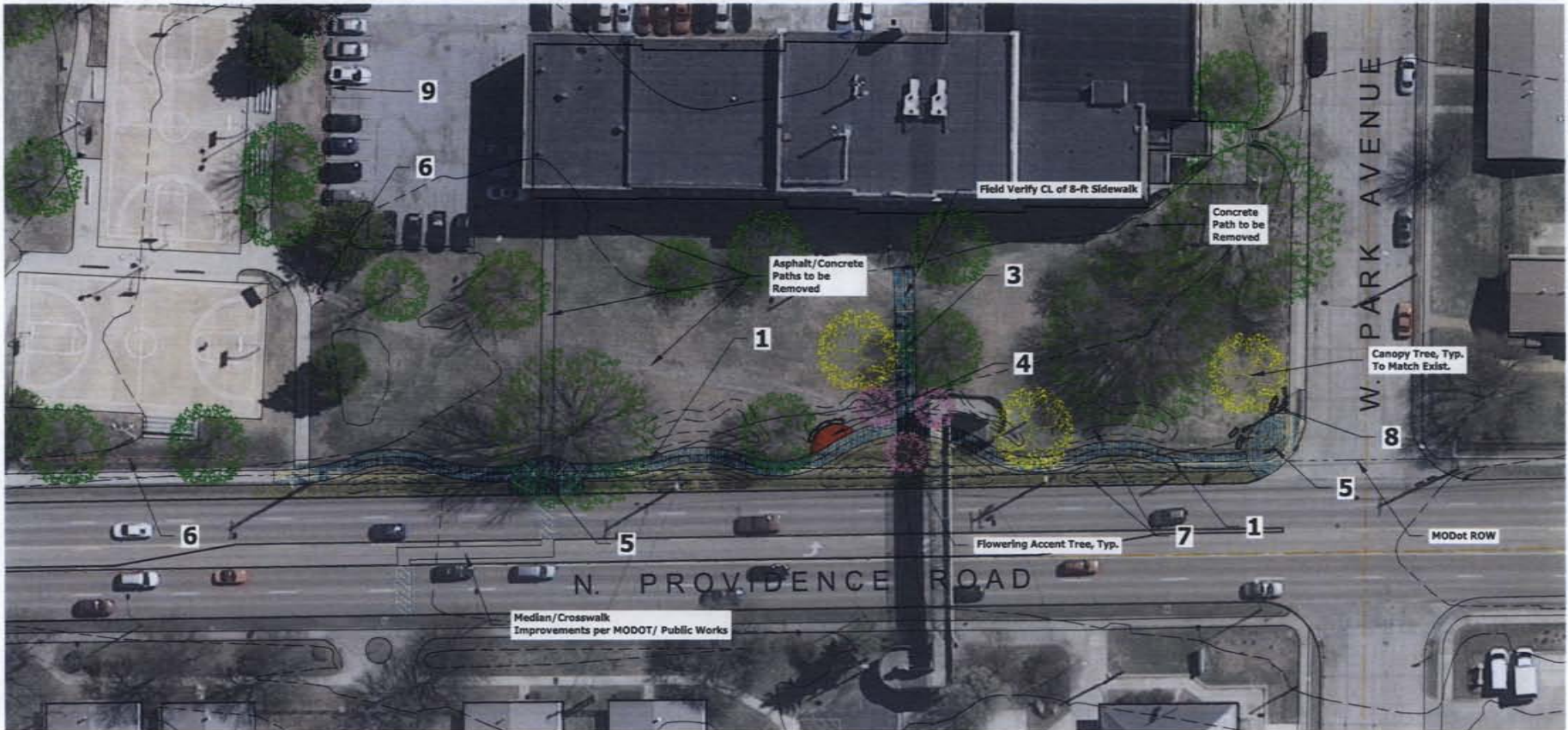
Bealuh Ralph Memorial 2/6/2012

Benches	2	\$	2,000.00	\$	4,000.00	FAL
Brick sitting area	300	\$	10.00	\$	3,000.00	Contract
Bronze plaque	1	\$	1,500.00	\$	1,500.00	Contract
Plaque base	1	\$	2,200.00	\$	2,200.00	Contract
TOTAL:				\$	10,700.00	



LANDSCAPE IMPROVEMENTS
DOUGLASS HIGH SCHOOL
310 NORTH PROVIDENCE ROAD

DATE: 03/08/13
1.0



FEATURE LEGEND

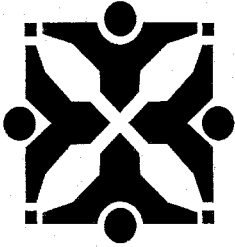
ID	Description	Qty	Comment
1	6-ft Concrete Sidewalk	372 L.F.	Replace Existing
2	Not Used		
3	8-ft Concrete Sidewalk	62 L.F.	Replace Existing
4	Beulah Ralph Memorial Plaza	1	Brick Arc, 10' Rad. from CL w/ Bronze Plaque, Boulder, w/ (2) Benches
5	Concrete Staging Area	750 S.F.	
6	6-ft Estate Fence, Color: Black	345 L.F.	Min. 3-Ft from sidewalk
7	Landscape Berms	Per Plan	Max. 30" Height
8	Site Select Boulders	6-8	To be Selected by Park Staff
9	Recycled Rubber Wheel Stop	12	Min. 36" from face of New CL Fence

GENERAL NOTES

- Existing trees identified to remain shall be a protected at all times
- Boulder Bench to be set a min. 18" above grade
- All areas identified to receive mulch, to be planted/seeded with shrubs and groundcover. Not to exceed 24" in height.
- Proposed Accent Tree Species:
(Interior) Chionanthus virginicus Fringetree

← 20' 0" 10' 0" 5' 0"

SITE DEVELOPMENT PLAN



Source: Parks and Recreation *msd*

Agenda Item No:

To: City Council

From: City Manager and Staff *mm*

Council Meeting Date: April 15th, 2013

Re: Douglass High School Sidewalk and Landscaping Improvements

EXECUTIVE SUMMARY:

The Parks & Recreation Department is requesting Council approval to execute an agreement with the PedNet Coalition, Inc. and appropriate the funds for improvements along Providence Road in front of Douglass Park and High School. Total project cost is \$33,000 and will be funded by the PedNet Coalition, Inc. As part of the South Providence Road Improvement Project, the Department is proposing to improve the sidewalk infrastructure along Providence Road and park staff will make additional fencing, landscaping and turf improvements along the new concrete walkways. Park planning staff has met with representatives from Columbia Public Schools, the Housing Authority, MODOT and Public Works and the proposed plan represents a consensus of the groups concerning the improvements to the front of Douglass High School. The project will be bid through the City's Purchasing Department and will be completed using a combination of contract and staff park labor. Work is scheduled to begin in May with completion of the project during the Summer of 2013.

DISCUSSION:

As part of the South Providence Road improvement project, renovations to the existing walkway infrastructure and removal of the Providence Road overpass at Douglass High School were recommended by various groups concerned about student safety and access along Providence Road. As part of the overall improvement project on Providence Road, the Parks and Recreation Department was approached to design and oversee the improvements of sidewalk infrastructure at the front of Douglass High School located at 310 N. Providence Road. Improvements were scheduled to take place at the high school once the existing Providence overpass was removed and the new median/crosswalk improvements were completed by the Missouri Department of Transportation and the Columbia Public Works Department.

Parks and Recreation staff (planners and administration) held public meetings as far back as November 2011 to discuss safety and security improvements for the park. Park planners later began meeting during the summer of 2012 to start initial discussions about the proposed Providence Road renovations and identify needed improvements at the high school. After multiple meetings, a concept plan was distributed to staff members of Columbia Public Schools, the PedNet Coalition, the Housing Authority, Columbia Public Works and MODOT. Discussions centered around which sidewalks would be removed and/or saved as well as how to buffer the traffic on Providence Road from the new sidewalks and Douglass High School. A recommendation was made to incorporate a small seating area and memorial bench for Beulah Ralph. Funds for the Beulah Ralph Memorial will be funded by others at a later date. Other recommendations included new fencing around the school parking lot that would match existing fencing at the Housing Authority property.

Park staff will coordinate all contract labor for the concrete work and wrought iron fence. Contract labor will be used to construct a new 6 ft. concrete walkway at the front of the school connecting the walkway from Douglass Park to the W. Park Avenue intersection. There will also be a new 8 ft. walkway leading into the main entrance of the high school as well as new staging areas for citizens crossing the adjacent streets via the crosswalks. One of the goals of this project was to eliminate the old green chain link fence along Providence Road that boarded the park and high school. In return for the removal of this fence, the Columbia Public School District requested that a new 6 ft. black wrought iron fence be constructed along the north side of the high school parking lot. This fence will connect to an existing gate and fence and allow the school district to better secure their grounds during the school year. The wrought iron fence will match the current fencing at the Housing Authority properties. Similar 6 ft. wrought iron fence will replace the existing 6 ft. chainlink fence between Douglass Park's basketball court and Providence Road.

Park staff will be responsible for the remaining renovations to the front of the high school and will include multiple landscaping and turf projects. Park staff will install multiple 30" berms along the sidewalk to create separation from Providence Road and direct students and citizens to use the crosswalks when trying to go across Providence Road. The berms will also serve as landscaping beds with park staff installing a variety of shrubs and groundcovers to add color and aesthetic value to the site. A small memorial bench with paver patio will also be installed along the sidewalk as a memorial to Beulah Ralph who worked at Douglass High School for over 50 years. Park staff will complete all turf renovations once construction is completed and will be responsible for site cleanup at the conclusion of the project.

Total project cost for these improvements is \$33,000 and is funded by the PedNet Coalition. Construction is scheduled to begin in May with all portions of the project completed by the end of the summer. The work will be bid through the City's Purchasing Department and will be completed using a combination of contract and force account labor. Contract labor will be used for the installation of all concrete walkways and fencing improvements. Park staff will construct all required landscaping and turf improvements including the Beulah Ralph Memorial sitting area.

FISCAL IMPACT:

This is a renovation project of the existing fences, concrete walkways and landscaping at the front of Douglass Park and High School. The total project cost is estimated at \$33,000 and is funded by the PedNet Coalition. The Parks and Recreation Department currently maintains the Douglass Park grounds and Columbia Public Schools will assume responsibilities related to the landscaping in front of Douglass High School once the project is completed.

VISION IMPACT:

<http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php>

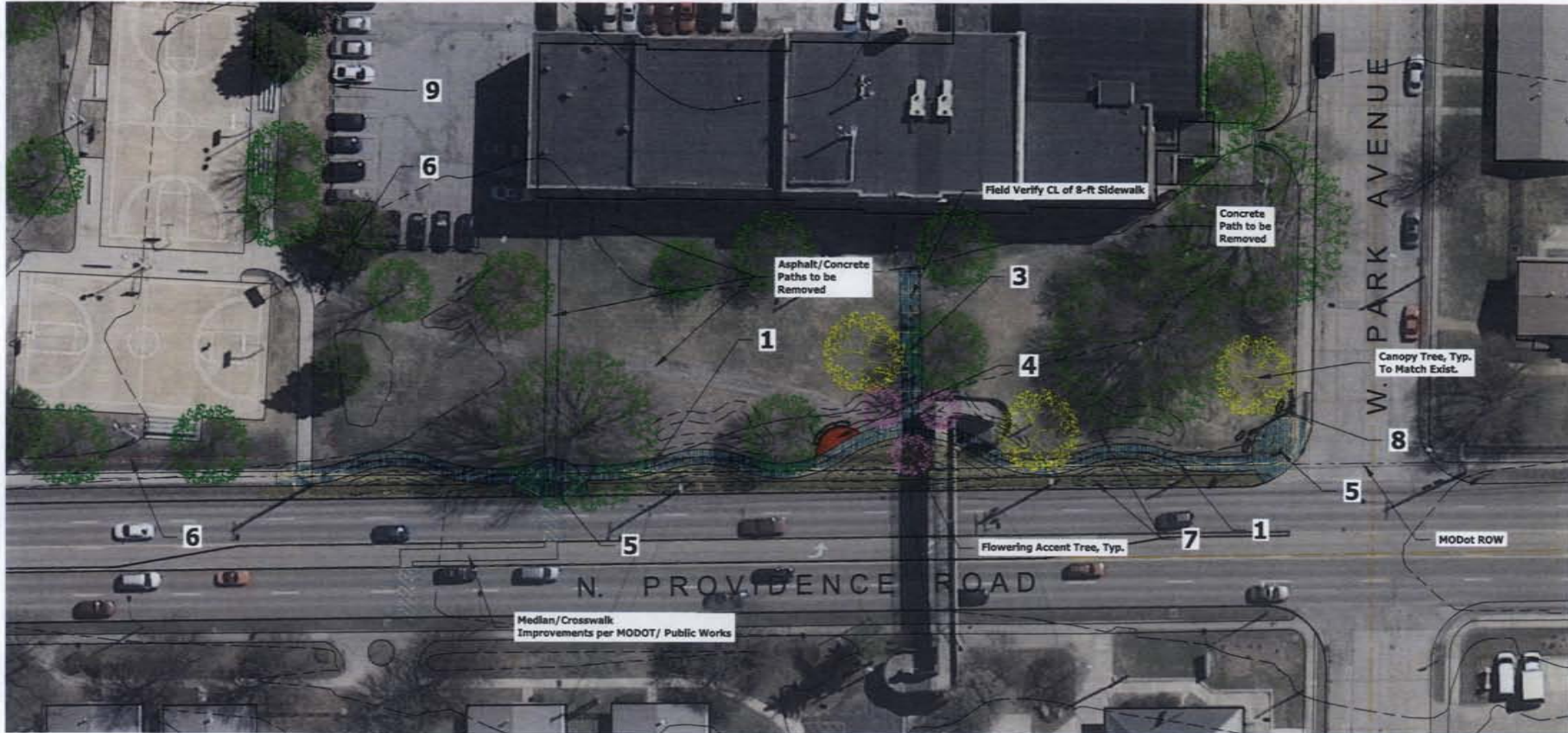
5.3 Goal: Columbians will live in well maintained, environmentally sound neighborhoods that include a range of housing options and prices; that are within walking distance of amenities such as schools, places of worship, shopping and recreation facilities; and that are supported by citywide bicycle, pedestrian and transit systems.

13.1 Goal: Columbia will enjoy a safe, interconnected, non-motorized transportation network. It will be culturally supported by the citizens as it will encourage social interaction and healthy lifestyles. The roadway, sidewalk, public transit and trail systems will all tie together into an effective integrated transportation network.

SUGGESTED COUNCIL ACTIONS:

Approve the resolution setting a public hearing for the proposed project. Following the public hearing, approve the ordinance authorizing the City Manager to execute an agreement with the PedNet Coalition, Inc., and appropriate the funds for the project.

FISCAL and VISION NOTES:					
City Fiscal Impact Enter all that apply		Program Impact		Mandates	
City's current net FY cost	\$33,000.00	New Program/ Agency?	No	Federal or State mandated?	No
Amount of funds already appropriated	\$0.00	Duplicates/Epands an existing program?	No	Vision Implementation impact	
Amount of budget amendment needed	\$33,000.00	Fiscal Impact on any local political subdivision?	No	Enter all that apply: Refer to Web site	
Estimated 2 year net costs:		Resources Required		Vision Impact?	Yes
One Time	\$33,000.00	Requires add'l FTE Personnel?	No	Primary Vision, Strategy and/or Goal Item #	5.3
Operating/ Ongoing	\$0.00	Requires add'l facilities?	No	Secondary Vision, Strategy and/or Goal Item #	13.1
		Requires add'l capital equipment?	No	Fiscal year implementation Task #	



FEATURE LEGEND

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2	Not Used		
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9	Recycled Rubber Wheel Stop	12	Min. 36" from face of New CL Fence

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- All areas identified to receive mulch, to be planted/seeded with shrubs and groundcover. Not to exceed 24" in height.
- Proposed Accent Tree Species:
(Interior) *Chionanthus virginicus* Fringetree



SITE DEVELOPMENT PLAN



LANDSCAPE IMPROVEMENTS DOUGLASS HIGH SCHOOL 310 NORTH PROVIDENCE ROAD

DATE: 03/08/13

1.0