

BILL NO.: 4509

ORDINANCE NO.: _____

Introduced by: Council Present

AN ORDINANCE OF THE CITY OF BERKELEY, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE THE ATTACHED PROJECT AGREEMENT WITH LAND AND WATER CONSERVATION

Now, Therefore, Be it Ordained by the City Council of the City of Berkeley, Missouri, as follows:

Section 1 The City Council of the City of Berkeley hereby authorizes the Mayor to enter into and execute the attached project agreement with Land and Water Conservation for the implementation of the Missouri State Parks LWCF Project No 29-01647; Edgewood Park Pavilion Project.

Section 2 The attached agreement is hereby incorporated herein and made a part of this ordinance, as if fully set out herein.

Section 3 This Ordinance shall be in full force and effect from and after its passage.

1st Reading this _____ day of _____ 2016

2nd Reading this _____ day of _____ 2016

3rd Reading, PASSED and APPROVED, this _____ day of _____ 2016

Theodore Hoskins, Mayor

ATTEST:

Deanna L. Jones, City Clerk

Approved As To Form:
Donnell Smith, City Attorney

Final Roll Call:

Mayor Hoskins	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Hoskins	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Kirkland	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Mathison	Aye ___	Nay ___	Absent ___	Abstain ___
Councilman-at-Large McDaniel	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Mitchell	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Williams	Aye ___	Nay ___	Absent ___	Abstain ___

**LAND AND WATER CONSERVATION FUND
PROJECT AGREEMENT
BETWEEN THE STATE OF MISSOURI
AND A STATE AGENCY OR POLITICAL SUBDIVISION**

Project Sponsor

City of Berkeley

Project Number

29-01647

Project Title

Edgewood Park Pavilion Renovation

Project Period

October 1, 2016 through December 31, 2018

Project Scope (Description of Project)

The City of Berkeley will renovate Edgewood Park to include new pavilion, benches and BBQ grills.

PROJECT COSTS

Total Costs: \$48,873.00

Fund Amount: \$20,642.00

Additional Grants Management Requirements

Expenses cannot be incurred until a signed copy of this agreement is returned to our office.

Projects must be completed within the project period as stated above.

At least one reimbursement must be submitted by October 1, 2017.

Final Reimbursement request must be received by our office within 60 days of the project completion or end date.

Sponsors agree to follow all federal, state, local, environmental and permitting requirements.

If the scope of work on this project changes, the sponsor agrees to contact the GMS immediately.

Attachments

The following are hereby incorporated into this agreement:

1. The Land and Water Conservation Fund Administrative Guide.

**LAND AND WATER CONSERVATION FUND
PROJECT AGREEMENT
BETWEEN THE STATE OF MISSOURI
AND A STATE AGENCY OR POLITICAL SUBDIVISION**

The State of Missouri, Department of Natural Resources, represented by the State Liaison Officer, and the Political Subdivision named above (hereinafter referred to as the Recipient), mutually agree to perform this agreement in accordance with the Land and Water Conservation Fund Act of 1965, 78 Stat. 897 (1964), with the provisions and conditions of the Land and Water Conservation Fund Grants Manual, and with the terms, promises, conditions, plans, specifications, estimates, procedures, project proposals, maps, and assurances attached hereto and hereby made a part hereof.

The State of Missouri hereby promises, in consideration of the promises made by the Recipient herein, to obligate to the Recipient the amount of money referred to above, and to tender to the Recipient that portion of the obligation which is required to pay Missouri's share of the costs of the above project stage, based upon the above percentage of assistance. The Recipient hereby promises, in consideration of the promises made by the State of Missouri herein, to execute the project stage described above in accordance with the terms of this agreement.

The provisions of this agreement remain in effect for all parties, their successors, interest and assigns.

In witness thereof, the parties hereto have executed this agreement as of the date entered below.

THE STATE OF MISSOURI

STATE AGENCY OF POLITICAL SUBDIVISION



Signature

Signature

William J. Bryan

Name

Name

Director, Division of State Parks
State Liaison Officer

Title

Title

10/28/16

Date

Date

Please return to:
Department of Natural Resources
Division of State Parks
Attn: LWCF Planner
P.O. Box 176
Jefferson City, MO 65102



Abdul-Kaba Abdullah
City of Berkeley
8425 Airport Road
Berkeley, MO 63134

Re: LWCF Project No 29-01647
City of Berkeley
Edgewood Park Pavilion Project

Dear Mr. Abdullah:

On behalf of the Missouri Department of Natural Resources (DNR), Division of State Parks, I am pleased to announce that the City of Berkeley been selected as a 2016 grant recipient for the Land and Water Conservation (LWCF) grant program. Congratulations on your selection.

Enclosed are two copies of the project agreement between the City of Berkeley and the State of Missouri for completion of the Edgewood Park Pavilion Project. **Please sign both copies and keep one copy for your files and return one copy to this office.** The return of your signed agreement is considered your permission to proceed. You are encouraged to share the terms and conditions of this agreement with the city council and other officials to assure they understand the perpetuity clause and other obligations to which the district is committed.

All items described in the project agreement must be completed unless your agency and DNR mutually agree upon changes. The Grants Management Section requires you to submit at least one reimbursement within the first year of your project. Therefore, you must begin bidding, purchasing and/or developing your project and submit a reimbursement request by October 1, 2017. Your project must be completed by December 31, 2018. Extension requests are granted only in extenuating circumstances or legitimate need. The deadline to request a project extension is July 1, 2018.

During your administrative workshop, you were supplied with a hard copy of the Land and Water Conservation Fund Administrative Guide and a disc that includes an electronic copy for your convenience. This guide details the procedures that must be followed to complete your project. The guide also included the federal regulations and DNR General Terms and Conditions that govern a Land and Water Conservation Fund grant project.

Please read the guide carefully and use it as a reference document to assist you in the completion of your project. Failure to follow proper procedures may delay or prevent project cost reimbursements. Please note that the LWCF guide and all corresponding forms have been provided on the disc, or can be found on our website at <https://mostateparks.com/page/55065/outdoor-recreation-grants>.

Proper administration of the LWCF grant in your community requires attention; please use our office as a resource to aid you during these processes. Our team is happy to serve the community of Berkeley and can be reached at 573-751-8462 or lwcf.rtp@dnr.mo.gov.

Again, I congratulate you on being selected as a 2016 LWCF recipient. Please feel free to announce your grant award through your local media. Media requesting information from the department can call 573-751-9392 or email steph.deidrick@dnr.mo.gov

Sincerely,
MISSOURI STATE PARKS


William J. Bryan, Director

WJB/bj

Enclosures