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 21st day of November 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 in 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