

item #4-4c

**City of Carson City
Agenda Report**

Date Submitted: October 28, 2008

Agenda Date Requested: November 6, 2008

Time Requested: Consent Agenda

To: Mayor and Supervisors

From: Parks and Recreation Department

Subject Title: Action to approve and authorize Roger Moellendorf, Parks and Recreation Director, to sign a Question-1 funding agreement amendment between the State of Nevada, Department of Conservation and Natural Resources, Division of State Lands (Grantor) and Carson City (Grantee) to revise the agreement's scope of work by extending the Linear Park Bicycle/Hiking Trail project area to the Moffat Open Space Property and changing the project budget work sheet.

Staff Summary: The Parks and Recreation Department is requesting the Board of Supervisors to approve and authorize the Mayor to sign a Question-1 funding agreement amendment on the Linear Park Bicycle/Hiking Trail Project. This agreement only changes the scope of work (Attachment C) which expands the project area to include the lower portion of the Moffat Open Space Property and the project budget work sheet (Attachment D). Once the amendment is signed by the Mayor, it will allow City and Division of State Lands staffs to use currently allocated project grant funds to asphalt pave an existing decomposed granite trail on the Moffat Open Space Property to Hells Bells Road, thereby connecting the Linear Park Trail to the Mexican Ditch Trail.

Type of Action Requested: (check one)

☐ Resolution

☐ Ordinance

☒ Formal Action/Motion

☐ Other (Specify)

Does This Action Require A Business Impact Statement: ☐ Yes ☒ No

Recommended Board Action: I move to approve and authorize Roger Moellendorf, Parks and Recreation Director, to sign a Question-1 funding agreement amendment between the State of Nevada, Department of Conservation and Natural Resources, Division of State Lands (Grantor) and Carson City (Grantee) to revise the agreement's scope of work by extending the Linear Park Bicycle/Hiking Trail project area to the Moffat Open Space Property and changing the project budget work sheet.

Explanation for Recommended Board Action: On October 18, 2007, the Carson City Board of Supervisors approved and authorized the Mayor to sign a funding agreement between Carson City (Grantee) and the State of Nevada, Department of Conservation and Natural Resources, Division of State Lands (Grantor) for \$65,000 in grant funds to be used toward the construction and paving of two trail segments along the Linear Park Bicycle/Hiking Trail. These trail segments included asphalt paving of a small trail section on City property adjacent to the Lompa Ranch and an existing decomposed granite trail on the south and east sides of the Waste Water Treatment Plant. Due to Public Works Department staff doing the project's trail engineering design "in house," this effort saved the project approximately \$44,229 in professional fees. As a result, the City is able to use these funds to pave an additional trail segment on the Moffat Open Space Property connecting the Linear Park Trail to the Mexican Ditch Trail. In order to use the previously awarded grant funds to construct this additional trail segment, the Nevada Division of State Lands is requiring Carson City to amend the funding agreement's project's scope of work and project budget worksheet. **The original \$65,000 Question-1 grant award will remain the same.**

Applicable Statute, Code, Policy, Rule or Regulation: N/A

Fiscal Impact: N/A

Explanation of Impact: N/A

Funding Source: N/A

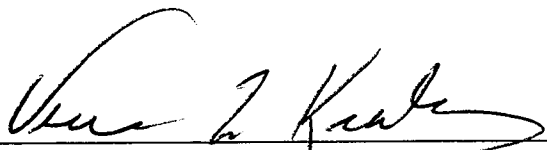
Alternatives:

- 1) Not approve the funding agreement amendment
- 2) Request City Staff to make changes to the funding agreement amendment

Supporting Material:

- 1) State of Nevada, Department of Conservation and Natural Resources, Division of State Lands, grant funding agreement amendment, including Attachments C and D - (Exhibit A)
- 2) Project Area Map - (Exhibit B)

Prepared By:


Vern L. Krahn, Park Planner

Date: 10/28/08

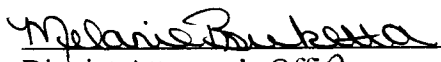
Reviewed By:


Roger Moellendorf, Parks & Recreation Director

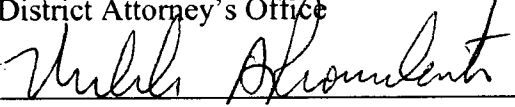
Date: 10/28/08


Larry Werner, City Manager

Date: 10/28/08


District Attorney's Office

Date: 10/28/08


Finance Department

Date: 10/28/08

Board Action Taken:

Motion: _____ 1: _____ Aye/Nay

2: _____

(Vote Recorded By)

Linear Park Bicycle-Hiking Trail, CA-RT-07040 Amendment No. 1
Term End Date: December 31, 2008

**A Funding Agreement Amendment Between the State of Nevada
Acting By and Through Its Division of State Lands and the
Conservation and Resource Protection Grant Program
(Grantor)**

901 S. Stewart St., Suite 5003, Carson City, NV 89701
phone: (775) 684-2720
fax: (775) 684-2721

And

**Carson City
(Grantee)**

3303 Butti Way, Building #9, Carson City, NV 89701
phone: (775) 887-2115
fax: (775) 887-2145

*FOR THE PURPOSES OF extending and improving recreational trail facilities at Carson City's
Linear Park and along 5th Street near Fairview Drive;*

WHEREAS, at the general election on November 5, 2002 Nevada's voters approved a conservation initiative generated by Assembly Bill 9, Statutes of Nevada, 17th Special Session of the 2001 Nevada State Legislature, Chapter 6, referred to as Question 1, and authorized the issuance of general obligation bonds in the face amount of \$200,000,000 to carry out this program; and

WHEREAS, the Nevada legislature authorized the State Land Registrar to establish a conservation and resource protection grant program and administer the issuance of general obligation bonds in the face amount of \$65,500,000; and

WHEREAS, \$7,250,000 of the above \$65,500,000 is allocated to state agencies, counties, municipalities, and nonprofit organizations for the construction of Recreational Trails;

WHEREAS, the State Land Registrar has determined this project is both necessary and in the best interests of the State of Nevada;

NOW, THEREFORE, in consideration of the aforesaid premises, the parties mutually agree as follows:

FUNDING AGREEMENT AND MODIFICATION. The Nevada Division of State Lands (NDSL) Question 1 Funding Agreement, Linear Park Bicycle-Hiking Trail - CA-RT-07040, is hereby amended to include the following revisions to the project Scope of Work and Budget:

(Original language has been stricken, Amended language is underlined)

ATTACHMENT C
Scope of Work

Project Name: Linear Park Bicycle-Hiking Trail
Project Number: CA-RT-07040

Grantor: Nevada Division of State Lands
Grantee: Carson City

~~The purpose of the project is to extend and link the City's Linear Park Bicycle Trail (that currently dead ends) to a future NDOT multiuse trail to be built in conjunction with the US Highway 395 Bypass, and to pave an existing trail on 5th Street and Fairview Drive which is currently surfaced with decomposed granite. Completion of both improvements will result in a continuous paved trail that links Governor's Field to the City's Moffat Open Space Property. Approximately 150 feet of new connector trail will be completed, and approximately 0.8 miles of existing trail will be paved.~~

The purpose of the project is to extend and provide connectivity for the City's Linear Park Bicycle Trail (that currently dead ends on the Lompa property) to a future NDOT multi-use path being built in conjunction with the US Highway 395 Bypass. In addition, this project will pave an existing decomposed granite path on 5th Street and Fairview Drive and pave an existing decomposed granite path around the Moffat Open Space parking area connecting to Hells Bells Road and the Mexican Ditch Trail. The project will construct approximately 3,000 lineal feet of 12-foot wide asphalt multi-use pathway and a 6-foot wide equestrian shoulder.

ATTACHMENT D **Project Budget**

Project Name: Linear Park Bicycle-Hiking Trail
Project Number: CA-RT-07040

Grantor: Nevada Division of State Lands
Grantee: Carson City

Original Project Budget Table:



Linear Park Bicycle-Hiking Trail

Question 1 Project Budget

Project Task/Item	Question 1 Request	Funding Source			Subtotal
		Match, Cash	Match, Inkind	Other Non-Qualifying Costs	
Design	\$44,229.00				\$44,229.00
Construction Management		\$10,000.00			\$10,000.00
Trail Extension Element					
Construction	\$2,681.00				\$2,681.00
Contingency	\$536.00				\$536.00
Trail Paving Element					
Construction	\$17,554.00	\$70,612.00			\$88,166.00
Contingency		\$17,628.00			\$17,628.00
Phase IIIA		\$91,050.00			\$91,050.00
Phase IIIB		\$96,700.00			\$96,700.00
Project Administration, Carson City			\$2,400.00		\$2,400.00
Design and Cost Estimate Consultation			\$1,600.00		\$1,600.00
Subtotal	\$65,000.00	\$285,995.00	\$4,000.00		\$354,995.00
Total Project Cost					\$354,995.00
Total Qualifying Project Cost					\$354,995.00

Percent of Total, Qualifying Costs 1.126776433
Total Match Percentage 81.68988296
Percentage Total (100?) 100
Total Match \$289,995.00
Total Q1 Request \$65,000.00
Total Qualifying Project Cost **\$354,995.00**

Amended Project Budget Table:



Linear Park Bicycle-Hiking Trail

Question 1 Project Budget

Project Task/Item	Funding Source					Subtotal
	Question 1 Request	Match	Cash	Match	In-kind	
Permit Fees	\$48.79		\$73.22			\$120.00
Install cattle gate and fencing	\$955.19		\$1,494.81			\$2,450.00
Testing (materials compaction, etc)	\$1,169.63		\$1,830.38			\$3,000.00
Trail Extension and Trail Paving						
Construction and other trail elements (i.e. bollards, striping signs)	\$60,039.79		\$78,308.51			\$128,348.30
Contingency	\$2,501.99		\$3,915.43			\$6,417.42
Additive Alternate 1						
Construction and other trail elements (i.e. bollards, striping signs)	\$9,798.78		\$15,331.22			\$25,128.00
Contingency	\$489.84		\$766.56			\$1,256.40
Phase IIIA			\$91,050.00			\$91,050.00
Phase IIIB			\$96,700.00			\$96,700.00
Project Administration Carson City				\$2,400.00		\$2,400.00
Design and Cost Estimate Consultation				\$1,800.00		\$1,800.00
Subtotal	\$85,000.00		\$289,470.11	\$4,000.00		\$352,900.12
	Total Project Cost					\$358,470.12
	Total Qualifying Project Cost					\$358,470.12

Percent of Total Qualifying Costs	11585313
Total Match Percentage	81.86738528
Percentage Total (100?)	100
Total Match	\$293,470.11
Total Q1 Request	\$65,000.00
Total Qualifying Project Cost	\$358,470.12



This Funding Agreement Modification constitutes the entire modification and is intended as a complete and exclusive statement of the promises, representations, negotiations, discussions, and other agreements that may have been made in connection with the modification hereof. This first modification to the original Funding Agreement shall not be binding upon the parties unless signed by the respective parties hereto.

No amendments or modifications to the Funding Agreement other than those expressed above are intended. All other provisions of the Funding Agreement shall remain binding as originally executed. The total grant award in the amount of \$65,000.00 remains unchanged.

IN WITNESS WHEREOF, the parties hereto have caused this Funding Agreement to be signed and intend to be legally bound thereby.

_____ James R. Lawrence Grantor Signature	_____ Date	_____ Administrator/State Lands Registrar Grantor's Title
_____ Roger Moellendorf Grantee Signature	_____ Date	_____ Parks and Recreation Director Grantee's Title

