

**RESOLUTION 14-\_\_\_\_\_**

**A RESOLUTION AUTHORIZING APPLICATION FOR LAND AND WATER CONSERVATION FUND ASSISTANCE FOR THE REPLACEMENT AND UPGRADE OF THE SOUTH PARK PLAYGROUND AND AUTHORIZING CITY OFFICIALS TO PROCEED.**

WHEREAS, the City of Billings is interested in acquiring or developing outdoor recreational facilities in the following described project for the enjoyment of the citizenry of Billings and the State of Montana.

Project Title: **South Park Playground Renovation**

Total Estimated Cost: **\$180,000.00**

Brief Description of Project: This project will remove and replace the existing non-compliant play features at South Park with new equipment that meets Consumer Product Safety Commission (CPSC) playground safety standards. It will also remove and replace the existing fall protection with an engineered wood fiber product that makes the new playground features ADA accessible and is up to compliance for playground fall protection requirements. By replacing the playground equipment and fall protection material, not only will the playground be compliant to current safety and accessibility standards, but it will also provide elements that are appropriate to a variety of ages and interests, attract residents to the park and encourage healthy lifestyles through active play reaching a broader audience.

AND, Land and Water Conservation Fund financial assistance is required for the acquisition of development of said outdoor recreational facilities,

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS MONTANA AS FOLLOWS:

That the project described be authorized,

AND, be it further resolved that City of Billings Parks, Recreation and Public Lands Department staff is authorized to make application to Montana Fish, Wildlife and Parks to seek 2014 Land and Water Conservation Fund financial assistance from the National Park Service in the amount of 50% of the actual cost of the project on behalf of said City Council of the City of Billings.

AND, be it further resolved by the City Council of the City of Billings that it certifies to the following:

1. That, it will accept the terms and conditions set forth in the Land and Water Conservation Fund Grants in Aid Manual and to official agreement between the applicant and Montana Fish, Wildlife and Parks, both of which will be part of the project agreement for any grant awarded.
2. That, it is in complete accord with the attached proposal (Attachment A) and that it will carry out the acquisition and/or development in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from Montana Fish, Wildlife and Parks.
3. That, at the time of application, it has committed to fund the entire project (the sponsor must make full payment on all project expenses before being reimbursed for up to 50 percent of allowable costs), and will initiate work within 90 days following federal approval (weather permitting).
4. That, the project will be operated and maintained in perpetuity at the expense of said City Council of the City of Billings for public outdoor recreation use.
5. That, it will maintain adequate financial records on the proposed project to substantiate claims for cost sharing.
6. That, open public participation was encouraged throughout the planning phase of the project.

This is to certify that the foregoing is a true and correct copy of the resolution duly and legally adopted City Council of the City of Billings at the legal meeting held on this 27th day of January 2014.

THE CITY OF BILLINGS:

By: \_\_\_\_\_  
Thomas Hanel, Mayor

ATTEST:

BY: \_\_\_\_\_  
Cari Martin, City Clerk