

City of Scottsbluff, Nebraska

Tuesday, September 3, 2019

Regular Meeting

Item Resolut.13

Council to consider a Resolution regarding the application for federal assistance from the Land and Water Conservation Fund program for the purpose of building improvements at the 23 Club Baseball Field.

Staff Contact: Nathan Johnson, City Manager

RESOLUTION ON ACQUISITION OR DEVELOPMENT FOR OUTDOOR RECREATION

The (City, Village or Other) of _____, Nebraska proposes to apply for federal assistance from the Land and Water Conservation Fund program for the purpose of (description of project).

The (Mayor, Chairperson of the Board, or designated Project Official) is authorized to sign documents to obtain financial assistance, including a Project Agreement with the State of Nebraska and the National Park Service.

The (City, Village or Other) of _____, Nebraska will, within thirty (30) days following federal approval, obtain the necessary consultant or appraisal service for this project as directed and as required by Nebraska Game and Parks Commission staff.

The (City, Village or Other) of _____, Nebraska has budgeted or currently has available its 50 percent match of the proposed total project funds and will allocate these funds toward this project upon project approval by the Nebraska Game and Parks Commission.

The (City, Village or Other) of _____, Nebraska has the financial capability to operate and maintain the completed project and park property in a safe, attractive and sanitary manner.

The (City, Village or Other) of _____, Nebraska will not discriminate against any person on the basis of race, color, age, religion, disability, sex or national origin in the use of any property or facility acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, P.L. 88-354 (1964), and any of the regulations promulgated pursuant to such Act by the Secretary of the interior and contained in 43 CFR 17.

No property acquired and/or developed under this project shall, without the approval of the Nebraska Game and Parks Commission and the Secretary of the Interior, be converted to other than public outdoor recreation use. And, such approval may be granted only if it is in accord with the then existing Statewide Comprehensive Outdoor Recreation Plan (SCORP), and only upon such conditions as deemed necessary to assure the substitution of other outdoor recreation properties of at least equal fair market value and of reasonable equivalent usefulness and location.

The (City, Village or Other) of _____, Nebraska will replace the land in the event of a conversion in use in accordance with Section 6(f)(3) of the Land and Water Conservation Fund Act of 1965, as amended.

The (City, Village or Other) of _____, Nebraska agrees to comply with all State and Federal requirements and standards where they can be applied in making the facilities developed under this project, and all future projects, accessible to and usable by the disabled.

This is to certify that this resolution is a true copy of the original document that was adopted and passed by the (City, Village or Other) of _____, Nebraska at a duly advertised public meeting held this _____ day of _____, 20____.

(Mayor/Chairperson of the Board Signature)

Attest (Clerk)

Note: Resolution must be signed and sealed.

**LAND AND WATER CONSERVATION FUND
PROJECT APPLICATION SUMMARY**

1. PROJECT/SITE INFORMATION

Project Title: _____
 Park 911 Address (including nine digit zip code): _____
 Park Name: _____ Acreage of Park Property: _____
 Previous LWCF Funding at Site? No: Yes: If yes, List LWCF Project #s: _____

2. TYPE OF PROJECT

Acquisition (appraisals required) Development Combination # of Acres Acquired: _____

3. APPLICANT CONTACT INFORMATION

Agency/Sub-Division: _____ Contact Person: _____
 Email: _____ Telephone Number: _____
 Federal ID#: _____ Contact Title: _____
 Applicant Mailing Address: _____
 City: _____ Zip Code: _____ County: _____

4. DESCRIPTION, COSTS AND SPONSOR MATCH

Project Description: (Maximum of 500 characters summarizing the project and use of LWCF Funds)

Project Cost	Amount	Source of Sponsor Match	Amount
Total Estimated Project Cost:		Source:	
Federal LWCF Assistance Request:		Source:	
Sponsor Match:		Source:	

Does the sponsor Currently have the 50% match on hand? Yes No

5. SIGNATURE

The Applicant certifies the information contained in this application and all supporting project documents are, to the best of my knowledge, both true and accurate; and that this application is being submitted pursuant to official action of the governing body of the project sponsor. The Applicant further agrees to conform with the Americans with Disabilities and Civil Rights Acts, as well as keeping the Project Site open to the public for outdoor recreation in perpetuity and completing the 5 Year Post Completion Inspections.

_____ Date _____ Applicant Name and Title _____
 (Signature should be from Mayor, Chairperson of the Board, or Political Subdivision employee designated as the project coordinator)

Knowingly and willfully providing inaccurate or insufficient information is automatic withdrawal of this project from consideration by the Nebraska Game and Parks Commission.

GRANT PROPOSAL OVERVIEW

1. Describe the **scope of the proposed project** and the recreational benefits. Include a description of the location of the project site, and any facilities or improvements on the project site.

2. Describe the purpose and justification of the proposed project, **including the local need** for the project.

3. Describe the quality and environment of the project site. The history of the site, future of site without implementation of the proposed project, environmental intrusions, etc.

4. List and describe, if any, interrelationships with other federal, state, or local projects are there? Also list and describe any public-private partnerships beyond letters of support.

BUDGET SHEET

A budget must be included with your application. Include a narrative of how the LWCF funds will be used and identify the sources of match funds for the entire project. Use the table below along with your narrative (preferred), or include your own budget sheet if more space is needed. Please attach any cost estimates.

Budget Narrative:

Budget Category/Item	Total Cost
Total Project Costs:	
LWCF Request (no more than 50% of total cost):	

PROPOSAL DESCRIPTION AND ENVIRONMENTAL SCREENING FORM

The purpose of this Proposal Description and Environmental Screening Form (PD/ESF) is to provide descriptive and environmental information about a variety of Land and Water Conservation Fund (LWCF) state assistance proposals submitted for National Park Service (NPS) review and decision. The completed PD/ESF becomes part of the “federal administrative record” in accordance with the National Environmental Policy Act (NEPA) and its implementing regulations. The PD portion of the form captures administrative and descriptive details enabling the NPS to understand the proposal. The ESF portion is designed for States and/or project sponsors to use while the LWCF proposal is under development. Upon completion, the ESF will indicate the resources that could be impacted by the proposal enabling States and/or project sponsors to more accurately follow an appropriate pathway for NEPA analysis: 1) a recommendation for a Categorical Exclusion (CE), 2) production of an Environmental Assessment (EA), or 3) production of an Environmental Impact Statement (EIS). The ESF should also be used to document any previously conducted yet still viable environmental analysis if used for this federal proposal. The completed PD/ESF must be submitted as part of the State’s LWCF proposal to NPS.

If needed, use a separate sheet/file for narrative descriptions and explanations, address each item and question in the order it is presented, and identify each response with its item number such as Step 1-A1, A2; Step 3-B1; Step 6-A1, A29; etc.

Step 1. Type of LWCF Proposal

New Project Application

Acquisition
Go to Step 2A

Development
Go to Step 2B

Combination (Acquisition & Development)
Go to Step 2C

Step 2. New Project Application (See LWCF Manual for guidance)

A. For an Acquisition Project

1. Provide a brief narrative about the proposal that provides the reasons for the acquisition, the number of acres to be acquired with LWCF assistance, and a description of the property. Describe and quantify the types of existing resources and features on the site (for example, 50 acres wetland, 2,000 feet beachfront, 200 acres forest, scenic views, 100 acres riparian, vacant lot, special habitat, any unique or special features, recreation amenities, historic/cultural resources, hazardous materials/ contamination history, restrictions, institutional controls, easements, rights-of-way, above ground/underground utilities, including wires, towers, etc.).

2. How and when will the site be made open and accessible for public outdoor recreation use (signage, entries, parking, site improvements, allowable activities, etc.)?

3. Describe development plans for the proposal for the site(s) for public outdoor recreation use within the next three (3) years.

4. SLO must complete the State Appraisal/Waiver Valuation Review form in Step 7 certifying that the appraisal(s) has been reviewed and meets the "Uniform Appraisal Standards for Federal Land Acquisitions" or a waiver valuation was approved per 49 CFR 24.102(c)(2)(ii). State should retain copies of the appraisals and make them available if needed.

5. Address each item in "D" below.

B. For a Development Project

1. Describe the physical improvements and/or facilities that will be developed with federal LWCF assistance, including a site sketch depicting improvements, where and how the public will access the site, parking, etc. Indicate entrances on 6(f) map. Indicate to what extent the project involves new development, rehabilitation, and/or replacement of existing facilities.

2. When will the project be completed and open for public outdoor recreation use?

3. Address each item in "D" below.

C. For a Combination Project

1. For the acquisition part of the proposal:

- a. Provide a brief narrative about the proposal that provides the reasons for the acquisition, number of acres to be acquired with LWCF assistance, and describes the property. Describe and quantify the types of existing resources and features on the site (for example, 50 acres wetland, 2,000 feet beachfront, 200 acres forest, scenic views, 100 acres riparian, vacant lot, special habitat, any unique or special features, recreation amenities, historic/cultural resources, hazardous materials/ contamination history, restrictions, institutional controls, easements, rights-of-way, above ground/underground utilities, including wires, towers, etc.)

b. How and when will the site be made open and accessible for public outdoor recreation use (signage, entries, parking, site improvements, allowable activities, etc.)?

c. Describe development plans for the proposed for the site(s) for public outdoor recreation use within the next three (3) years.

d. SLO must complete the State Appraisal/Waiver Valuation Review form in Step 7 certifying that the appraisal(s) has been reviewed and meets the "Uniform Appraisal Standards for Federal Land Acquisitions" or a waiver valuation was approved per 49 CFR 24.102(c)(2)(ii). State should retain copies of the appraisals and make them available if needed.

2. For the development part of the proposal:

a. Describe the physical improvements and/or facilities that will be developed with federal LWCF assistance, including a site sketch depicting improvements, where and how the public will access the site, parking, etc. Indicate entrances on 6(f) map. Indicate to what extent the project involves new development, rehabilitation, and/or replacement of existing facilities.

b. When will the project be completed and open for public outdoor recreation use?

3. Address each item in "D" below.

D. For all Projects

1. Will this proposal create a new public park/recreation area where none previously existed and is not an addition to an existing public park/recreation area?

Yes (go to #3)

No (go to #2)

2. a. What is the name of the pre-existing public area that this new site will be added to?

b. Is the pre-existing public park/recreation area already protected under Section 6(f)?

Yes

No

If no, will it now be included in the 6(f) boundary?

Yes

No

3. What will be the name of this new public park/recreation area?

4. a. Who will hold title to the property assisted by LWCF? Who will manage and operate the site(s)? Please include Certificate of Title and/or Deed, or Title Insurance, or Title Opinion and Legal Plat to compliment the legal description.

b. What is the sponsor's type of ownership and control of the property?

Fee simple ownership

Less than fee simple. Explain:

Lease. Describe lease terms including renewable clauses, # of years remaining on lease, etc.

Who will lease area? Submit copy of lease with this PD/ESF. (See LWCF Manual for **program restrictions** for leases and further guidance)

5. Describe the nature of any rights-of-way, easements, reversionary interests, etc. to the Section 6(f) park area? Indicate the location on 6(f) map. Do parties understand that a Section 6(f) conversion may occur if private or non-recreation activities occur on any pre-existing right-of-way, easement, leased area?

6. Are overhead utility lines present, and if so, explain how they will be treated per LWCF Manual.

7. As a result of this project, describe new types of outdoor recreation opportunities and capacities, and short and long term public benefits.

8. Explain any existing non-recreation and non-public uses that will continue on the site(s) and/or proposed for the future within the 6(f) boundary.

9. Describe the planning process that led to the development of this proposal. Your narrative should address:

a. How was the interested and affected public notified and provided opportunity to be involved in planning for and developing your LWCF proposal? Who was involved and how were they able to review the completed proposal, including any state, local, federal agency professionals, subject matter experts, members of the public and Indian Tribes. Describe any public meetings held and/or formal public comment periods, including dates and length of time provided for the public to participate in the planning process and/or to provide comments on the completed proposal.

b. What information was made available to the public for review and comment? Did the sponsor provide written responses addressing the comments? If so, include responses with this PD/ESF submission.

10. How does this proposal implement or directly relate to statewide outdoor recreation goals as presented in the Statewide Comprehensive Outdoor Recreation Plan (SCORP) (include references).

<http://outdoornebraska.gov/wp-content/uploads/2015/12/SCORP-2016-2020-COMPILED-WEB-FILE.pdf>

11. List all source(s) and amounts of financial match to the LWCF federal share of the project. The value of the match can consist of cash, donation, and in-kind contributions. The federal LWCF share and financial matches must result in a viable outdoor recreation area and not rely on other funding not mentioned here. Other federal resources may be used as a match if specifically authorized by law.

Source	Type of Match	Amount

12. Is this LWCF project scope part of a larger effort not reflected as a part of this application? If so, briefly describe the larger effort, funding amount(s) and source(s). This will capture information about partnerships and how LWCF plays a role in leveraging funding for projects beyond the scope of this federal grant.

13. List all required federal, state, and local permits/approvals needed for the proposal and explain their purpose and status.

Summary of Previous Environmental Review (including Executive Order 12372 Intergovernmental Review)

To avoid duplication of effort and unnecessary delays, describe any prior environmental review undertaken at any time and still viable for this proposal or related efforts that could be useful for understanding potential environmental impacts. Consider previous local, state, federal (e.g. HUD, EPA, USFWS, FHWA, DOT) and any other environmental reviews. At a minimum, address the following:

1. Date of environmental review(s), purpose for the environmental review(s) and for whom they were conducted.
2. Description of the proposed action and alternatives.
3. Who was involved in identifying resource impact issues and developing the proposal including the interested and affected public, government agencies, and Indian tribes?
4. Environmental resources analyzed and determination of impacts for proposed actions and alternatives.
5. Any mitigation measures to be part of the proposed action.

6. Intergovernmental Review Process (Executive Order 12372)

Does the State have an Intergovernmental Review Process? Yes: No: If Yes, has the LWCF Program been selected for review under the State Intergovernmental Review Process? Yes: No: If yes, was this proposal reviewed by the appropriate State, metropolitan, regionals, and local agencies, and if so, attach any information and comments received about this proposal. If the proposal was not reviewed, explain why not.

7. Public comment periods (how long, when in the process, who was invited to comment) and agency response.

8. Any formal decision and supporting reasons regarding degree of potential impacts to the human environment.

9. Was this proposed LWCF federal action and/or any other federal actions analyzed/reviewed in any of the previous environmental reviews? Yes: No: If so, what was analyzed and what impacts were identified? Provide specific environmental review document references.

Use resource impact information generated during previous environmental reviews described above and from recently conducted site inspections to complete the Environmental Screening Form (ESF) portion of this PD/ESF under Step 6. Your ESF responses should indicate your proposal's potential for impacting each resource as determined in the previous environmental review(s), and include a reference to where the analysis can be found in an earlier environmental review document. If the previous environmental review documents contain proposed actions to mitigate impacts, briefly summarize the mitigation for each resource as appropriate. The appropriate references for previous environmental review document(s) must be documented on the ESF, and the actual document(s) along with this PD/ESF must be included in the submission for NPS review.

ENVIRONMENTAL SCREENING FORM (ESF)

This portion of the PD/ESF is a working tool used to identify the level of environmental documentation which must accompany the proposal submission to the NPS. By completing the ESF, the project sponsor is providing support for its recommendation that the proposal **either**:

- 1. Meets criteria to be categorically excluded (CE) from further NEPA review and no additional environmental documentation is necessary

Or

- 2. Requires further analysis through an environmental assessment (EA) or an environmental impact statement (EIS).

An ESF alone does not constitute adequate environmental documentation unless a CE is recommended. If an EA is required, the EA process and resulting documents must be included in the proposal submission to the NPS. If an EIS may be required, the State must request NPS guidance on how to proceed.

The scope of the required environmental analysis will vary according to the type of LWCF proposal. For example, the scope for a new LWCF project will differ from the scope for a conversion. Consult the LWCF Manual for guidance on defining the scope or extent of environmental analysis needed for your LWCF proposal. As early as possible in your planning process, consider how your proposal/project may have direct, indirect and cumulative impacts on the human environment for your type of LWCF action so planners have an opportunity to design alternatives to lessen impacts on resources, if appropriate. When used as a planning tool in this way, the ESF responses may change as the proposal is revised until it is ready for submission for federal review. Initiating or completing environmental analysis after a decision has been made is contrary to both the spirit and letter of the law of the NEPA.

The ESF should be completed with input from resource experts and in consultation with relevant local, state, tribal and federal governments, as applicable. The interested and affected public should be notified of the proposal and be invited to participate in scoping out the proposal (see LWCF Manual Chapter 4). At a minimum, a site inspection of the affected area must be conducted by individuals, who are familiar with the type of affected resources, possess the ability to identify potential resource impacts, and to know when to seek additional data when needed.

At the time of proposal submission to NPS for federal review, the completed ESF must justify the NEPA pathway that was followed: CE recommendation, production of an EA, or production of an EIS. The resource topics and issues identified on the ESF for this proposal must be presented and analyzed in an attached EA/EIS. Consult the LWCF Manual for further guidance on LWCF and NEPA.

The ESF contains two parts that must be completed:

Part A. Environmental Resources Part B. Mandatory Criteria

Part A: For each environmental resource topic, choose an impact estimate level (none, negligible, minor, exceeds minor) that describes the degree of potential negative impact for each listed resource that may occur directly, indirectly and cumulatively as a result of federal approval of your proposal. For each impacted resource provide a brief explanation of how the resource might be affected, how the impact level was determined, and why the chosen impact level is appropriate. If an environmental review has already been conducted on your proposal and is still viable, include the citation including any planned mitigation for each applicable resource, and choose an impact level as mitigated. If the resource does not apply to your proposal, mark NA in the first column. Add any relevant resources (see A.24 on the ESF) if not included in the list.

Use a separate sheet to briefly clarify how each resource could be adversely impacted; any direct, indirect, and cumulative impacts that may occur; and any additional data that still needs to be determined. Also explain any planned mitigation already addressed in previous environmental reviews.

Part B: This is a list of mandatory impact criteria that preclude the use of categorical exclusions. If you answer “yes” or “maybe” for any of the mandatory criteria, you must develop an EA or EIS regardless of your answers in Part A. Explain all “yes” and “maybe” answers on a separate sheet.

A. ENVIRONMENTAL RESOURCES (Indicate potential for adverse impacts.) Use a separate sheet to clarify responses.
[NA: Not Applicable (Resource does not exist), No: No/Negligible Impacts (Exists but no or negligible impacts), M: Minor Impacts, IEM: Impacts Exceed Minor (EA/EIS Required), MDN: More Data Needed to Determine Degree of Impact (EA/EIS Required)]

	NA	No	Minor	IEM	MDN
1. Geological resources: soils, bedrock, slopes, streambeds, landforms, etc.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2. Air quality	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. Sound (noise impacts)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. Water quality/quantity	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Stream flow characteristics	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Marine/estuarine	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Floodplains/wetlands	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. Land use/ownership patterns; property values; community livability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Circulation, transportation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Plant/animal/fish species of special concern and habitat; state/federal listed or proposed for listing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Unique ecosystems, such as biosphere reserves, World Heritage sites, old growth forests, etc.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Unique or important wildlife/ wildlife habitat	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. Unique or important fish/habitat	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. Introduce or promote invasive species (plant or animal)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. Recreation resources, land, parks, open space, conservation areas, rec. trails, facilities, services, opportunities, public access, etc.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16. Accessibility for populations with disabilities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. Overall aesthetics, special characteristics/features	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Historical/cultural resources, including landscapes, ethnographic, archeological, structures, etc. Attach SHPO/THPO determination.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. Socioeconomics, including employment, occupation, income changes, tax base, infrastructure	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20. Minority and low-income populations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
21. Energy resources (geothermal, fossil fuels, etc.)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
22. Other agency or tribal land use plans or policies	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
23. Land/structures with history of contamination/hazardous materials even if remediated	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
24. Other important environmental resources to address.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

B. MANDATORY CRITERIA

If your LWCF proposal is approved, would it...	Yes	No	TBD
1. Have significant negative impacts on public health or safety?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2. Have significant negative impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands, wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (E.O. 11990); floodplains (E.O 11988); and other ecologically significant or critical areas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA section 102(2)(E)]?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Have a direct relationship to other actions with individually insignificant, but cumulatively significant, environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Have significant impacts on properties listed or eligible for listing on the National Register of Historic Places, as determined by either the bureau or office.(Attach SHPO/THPO Comments)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. Have significant impacts on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Violate a federal law, or a state, local, or tribal law or requirement imposed for the protection of the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Limit access to and ceremonial use of Indian sacred sites on federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area, or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Environmental Reviewers

The following individual(s) provided input in the completion of the environmental screening form. List all reviewers including name, title, agency, field of expertise. Keep all environmental review records and data on this proposal in state compliance file for any future program review and/or audit. The ESF may be completed as part of a LWCF pre-award site inspection if conducted in time to contribute to the environmental review process for the proposal.

1. _____
2. _____
3. _____

The following individuals conducted a site inspection to verify field conditions.

List name of inspector(s), title, agency, and date(s) of inspection.

1. _____
2. _____
3. _____

State may require signature of

LWCF sub- recipient applicant here: _____ Date: _____

STATE HISTORIC PRESERVATION OFFICE (SHPO) REVIEW (ATTACH SEPARATELY)

A Nebraska State Historic Preservation Office (SHPO) review is required under Section 106 of the National Historic Preservation Act of 1966 for all projects/proposals. The following information is required in order for the Department and the National Park Service to make a recommendation to the SHPO.

(The SHPO does not accept request for reviews directly from the Applicant. The request for SHPO review must come from the authorizing agency, in this case, the National Park Service. If your project is selected for funding, the Department and National Park Service will use this information to send to SHPO for review. Once SHPO reviews and concurs with the project in writing, the Section 106 federal requirement is met.)

It is recommended the Applicant contact the SHPO for a recommendation as to determine if the project site is a candidate for an archaeological study. The SHPO provides archeological and historical resources information, on a fee-for-service basis, to local governments and individuals with responsibilities under the National Environmental Policy Act (NEPA), the National Historic Preservation Act (NHPA), as well as to the general public. To obtain a State Historical Preservation Office Recommendation, go to <https://history.nebraska.gov/historic-preservation/review-and-compliance>. The SHPO will recommend one of the following:

- A. That no further work is necessary.
- OR
- B. That an archeological resource survey shall be performed by a “qualified professional” who meets the Secretary of Interior’s standards found here: http://www.nps.gov/history/local-law/arch_stnds_9.htm. If an archeological resource survey is required, it will need to be included with your application.

The following information should be provided to SHPO when requesting a recommendation:

- A. Project Description
Include a project description identifying purpose, name of funding source, project address, acreage, site plan, project plans, and location map. It should include enough detail to fully communicate the action, especially with regard to its potential effects on historic properties.
- B. Previous Known Studies
The applicant should include any previous known archaeological studies conducted at the project site.
- C. Area of Potential Effect (APE)
In accordance with 36 CFR 800.4(a) (1), the agency shall determine and document the APE. The APE is defined at 36 CFR 800.16(d) as “the geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist. The area of potential effects is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by the undertaking.” In order to sufficiently cover all aspects of the undertaking, APE should include access points and staging areas. If a known historic property is located in the APE, the entire property should be included in the APE.

REQUIRED PROJECT MAPS

Project maps are one of the most important components of the Project Proposal. The maps will be used for inspection years after the project has been completed. For this reason, accuracy is crucial. Send a legal description of the boundary with your maps. The state utilize signed and dated project boundary map(s) for National Park Service for approval.

Required Maps:

1. Dated Project Boundary Map with Legal Description
2. Tract Map
3. Site Project Development Map/Site Plan and/or floor plan (development projects only)
4. City/County Map with project property location

The following information is required to be included on the Dated Project Boundary Map, Tract Map and Site Development Map:

1. title of the project
2. date of map preparation, certified by the grantee signature
3. maps must be to scale, project boundary outlined, showing feet, acres, and directional arrow
4. show planned development for project site, color code existing and planned development
5. show all tracts to be purchased (acquisition projects only)
6. show existing roads (include names), overhead utility lines and/or other environmental intrusions
7. show existing land use of land adjoining project site (optional)

Wilber Pond Recreation Area Rehabilitation Project

- Wilber City NENE 21-6N-4E, 1320' x 850' containing 25.8 Acres.
- Wilber City NW/4 NW 22-6N-4E, From north west corner, easterly 512'; then southwesterly 652'; then north 416' containing 2.5 Acres.
- There are no known outstanding rights held by others on this property.



Date: 07/07/2020

Approved By: Joe Sponsor, Mayor/Village Chair/Recreation Department Supervisor

RESOLUTION ON ACQUISITION OR DEVELOPMENT FOR OUTDOOR RECREATION

The (City, Village or Other) of _____, Nebraska proposes to apply for federal assistance from the Land and Water Conservation Fund program for the purpose of (description of project).

The (Mayor, Chairperson of the Board, or designated Project Official) is authorized to sign documents to obtain financial assistance, including a Project Agreement with the State of Nebraska and the National Park Service.

The (City, Village or Other) of _____, Nebraska will, within thirty (30) days following federal approval, obtain the necessary consultant or appraisal service for this project as directed and as required by Nebraska Game and Parks Commission staff.

The (City, Village or Other) of _____, Nebraska has budgeted or currently has available its 50 percent match of the proposed total project funds and will allocate these funds toward this project upon project approval by the Nebraska Game and Parks Commission.

The (City, Village or Other) of _____, Nebraska has the financial capability to operate and maintain the completed project and park property in a safe, attractive and sanitary manner.

The (City, Village or Other) of _____, Nebraska will not discriminate against any person on the basis of race, color, age, religion, disability, sex or national origin in the use of any property or facility acquired or developed pursuant to the project proposal, and shall comply with the terms and intent of Title VI of the Civil Rights Act of 1964, P.L. 88-354 (1964), and any of the regulations promulgated pursuant to such Act by the Secretary of the interior and contained in 43 CFR 17.

No property acquired and/or developed under this project shall, without the approval of the Nebraska Game and Parks Commission and the Secretary of the Interior, be converted to other than public outdoor recreation use. And, such approval may be granted only if it is in accord with the then existing Statewide Comprehensive Outdoor Recreation Plan (SCORP), and only upon such conditions as deemed necessary to assure the substitution of other outdoor recreation properties of at least equal fair market value and of reasonable equivalent usefulness and location.

The (City, Village or Other) of _____, Nebraska will replace the land in the event of a conversion in use in accordance with Section 6(f)(3) of the Land and Water Conservation Fund Act of 1965, as amended.

The (City, Village or Other) of _____, Nebraska agrees to comply with all State and Federal requirements and standards where they can be applied in making the facilities developed under this project, and all future projects, accessible to and usable by the disabled.

This is to certify that this resolution is a true copy of the original document that was adopted and passed by the (City, Village or Other) of _____, Nebraska at a duly advertised public meeting held this _____ day of _____, 20____.

(Mayor/Chairperson of the Board Signature)

Attest (Clerk)

Note: Resolution must be signed and sealed.

APPLICANT RISK ASSESSMENT QUESTIONNAIRE

2 CFR 200.331 of the Federal Code requires pass-through entities to conduct a risk assessment of each sub-recipient. Please complete and return this section as part of your grant application. If questions arise while completing the questionnaire please contact Patty Richard 402.471.5404.

A. Was an audit performed in the prior fiscal year? If so, please provide a copy of your audit report with your application.
No further information needed.

Yes: No:

B. If not, please answer the following questions. If the answer to any question is not yes, please provide a brief explanation of your entity's process.

1. Are the accounting records maintained on a current basis?

2. Are bank accounts reconciled by an employee who does not sign checks, handle or record cash?

3. Are reconciliations reviewed and approved by a person who is not responsible for receipts and disbursements?

4. Are inventory counts verified by persons independent of those in charge of the inventory records?

5. Are capital assets tested periodically by an individual having no responsibility for the assets?

6. Are capital expenditures authorized by appropriate officials and the governing body?

7. Is a physical inventory taken periodically (atleast annually) and reconciled to detailed capital asset records?

8. Is a list of receipts prepared by the mail opener?

9. Is an independent reconciliation of recorded receipts to the initial listing performed?

10. Is a restrictive endorsement placed on each incoming check upon receipt?

11. Are responsibilities for the disbursement/expenditure approval function segregated from those for the voucher preparation and purchasing functions?

12. Are responsibilities for reconciling disbursements/ expenditures with the check/warrant register segregated from those preparing the vouchers?

13. Is final approval for payment made by a different individual than the check/warrant signer?

14. Are all disbursements/expenditures required to be supported by invoices or other documentation?

15. Does the person reviewing the claims have sufficient knowledge of federal and state grant requirements, laws and regulations to determine cost allowability?

16. Are supporting documents for claims effectively canceled at the time of approving the payment to prevent their reuse?

17. Are controls maintained over the supply of unused and voided checks/warrants?

18. Are salaries approved by the governing body for full-time and part-time employees?

19. Are time sheets used and approved by appropriate personnel?

20. Are financial reports reviewed and approved at appropriate levels of management?

21. Is management committed to providing proper stewardship for property acquired with federal awards?

22. Are accurate records maintained for all acquisitions and dispositions of property acquired with federal awards?

23. Is a physical inventory of equipment periodically taken and compared to property records?

24. Are procedures established to ensure the federal awarding agency is appropriately reimbursed for dispositions of property acquired with federal awards?

25. If requested, could a certification from the donor be obtained or other procedures be performed to identify whether matching contributions are from non-federal sources?

26. Have procedures been established to verify vendors providing goods and services under the award have not been suspended or debarred by the federal government?

LWCF COMMUNITY RECREATION INVENTORY

Community:	County:	Population:
Who filled out this form? Name:		Title:
Address:		City/Zip:
Daytime Phone:	E-mail Address:	
Number of acres for outdoor recreation:	Number of parks in community:	

Facility Type	Number	Facility Type	Number
Picnic Shelters		Swimming pools	
Picnic Tables		Water parks	
Playgrounds		Splash pads	
Restroom facilities		Horseshoe pits	
Baseball fields – lighted		Trail(s) (total miles of all listed)	
Baseball fields – unlighted		Concrete trails (# of miles)	
Softball fields – lighted		Asphalt trails (# of miles)	
Softball fields – unlighted		Limestone trails (# of miles)	
Soccer fields		Natural surface trails (# of miles)	
Multipurpose courts		Water trails – Canoe/Kayak (# of miles)	
Tennis courts		ATV/Motorbike trails (# of miles)	
Basketball courts		Camping (# of sites)	
Volleyball court		Lake or Pond (# of acres)	
Public Golf Courses		Is Fishing allowed? (Yes/No)	
Disc Golf Courses		Archery Range	
Climbing Walls		Shooting Range	
Skateboard Park		Other (please specify)	

Project Title: _____ Project Sponsor: _____

- Project Application Summary
- Grant Proposal Overview
- Budget Sheet
 - Budget Narrative
 - Detailed Cost Estimate
 - Documentation Characterizing Sponsor's Matching Share (Attachment)
- Proposal Description and Environmental Screening Form (PDESf)
- Applicant Risk Assessment Questionnaire (with attached audit report, *if necessary*)
- Required Attachments
 - SHPO Review of Property and Project Site
 - Property Deed, Title Insurance or Title Opinion
 - Legal Plat/Description
 - Plat Map
 - Project Boundary Map
 - Site Plan
 - Floor Plan
 - Resolution
 - Estimate of Land Value (Acquisition/Combination Projects Only)

Please ensure all the above information is included in your application prior to submission. In fairness to other applicants that have met all requirements, incomplete applications will result in withdrawal of the project for funding consideration.



September 2, 2019

Schuyler Sampson, Recreation Planner/ASLO
Nebraska Game & Parks Commission
2200 N. 333rd St.
Lincoln, Nebraska 68503

RE: Documentation of City Commitment

Dear Mr. Sampson:

The City of Scottsbluff is excited by the opportunity to partner with Nebraska Game & Parks Commission and invest in healthy youth development and green spaces in Western Nebraska. A 2019 Land and Water Conservation Fund grant of \$200,000 would help us match the significant local commitments that have already been made to replace our 23 Club Baseball Park recreation facilities with safer, more modern and ADA-compliant structures and accommodations. Our staff is working closely on this project with the Scottsbluff 23 Club Babe Ruth League (23 Club), which leases and operates the park.

The estimated total project budget is \$1,433,631. In April of 2019, the Scottsbluff City Council recommended \$600,000 in funding for the project, to be written into the Fiscal Year 2019-2020 Budget, which begins on October 1, 2019. This will be formally approved on 9/16/19 with the budget's final reading and adoption.

To date, an additional \$609,537 in cash, pledges and in-kind products and services has been secured from individual donors and a wide range of local businesses. With \$1,209,537 now committed, we are close to covering the core costs of demolition, site work, utilities and construction of the clubhouse/concessions building, dugouts and bleachers. The requested Land and Water Conservation Fund grant would put us nearly over the finish line and help us add batting cages, a storage building, playground and infield resurfacing.

Our youth baseball league members and the entire City of Scottsbluff will appreciate the Commission's thoughtful consideration. Together, we can make our community thrive.

Sincerely,

Raymond Gonzales
Mayor