

Submitted on:

3/4/2013

Managing Entity:

**Bismarck Park
District
400 E Front Ave
Bismarck, ND 58504**

Contact Information:

**Wendy Anderson-
Berg
400 East Front Ave.
Bismarck, ND 58504
PHONE : 701-222-
6455
Email:
wberg@bisparks.org**

**Randy Bina
400 E Front Avenue
Bismarck, ND 58504
PHONE : 701-222-
6455
Email:
rbina@bisparks.org**

**Kevin Stankiewicz
1600 E Century
Avenue, Suite 3
Bismarck, ND 58503
PHONE : 701-328-
5364
Email:
kstankiewicz@nd.gov**

Trail Project Name:

**Edgewood Trail -
North Segment**

Description of Proposed Project:

Construction of a new 0.42 mile, 10' wide asphalt shared use path from Calgary Avenue to 43rd Avenue east of Hay Creek. This segment of trail, the second segment in a three phase master plan to provide users with access from Century Avenue to 43rd Avenue and to the new Legacy High School site planned in North East Bismarck.

Property Location Information

Urban or Rural Development: **Urban**

Address Line 1: **Calgary Avenue**
Address Line 2:
City: **Bismarck**
County: **Burleigh**
State: **ND**
Zip Code: **58503**
Township: N **139.00**
Range: W **80.00**
Township Section: **23**
Length of New Trail: **0.42**
Length of Total Trail if Project is an Extension: **0.00**

General Funding and Property Information

Total Cost: **385,000.00**
Fund Amount: **308,000.00**

Is this Project an Extension to an Existing Trail Project?

Who Holds the Title to the Project Land?

A portion of the trail is planned to be built on Bismarck Parks and Recreation District land with a short segment built in a trail easement on land owned by the Edgewood Management Group, LLC.

Estimated Start Date: **6/1/2014**
Estimated End Date: **9/30/2014**

Classification of Land:

State Federal Local Private

Check all of the uses the Project impacts:

Walking/Hiking Bicycling Horseback Riding Cross-Country Skiing
 In-line Skating Snowmobiling ATV Riding Off-road Motorcycling

4x4 Trucking Other:

Does the Project fall substantially within a federal highway right-of-way? **No**

Federal Funding Sources

Local Funding Sources

**All RTP projects must meet accessibility guidelines in compliance with the Americans with Disabilities Act of 1990, Section 504 of the Rehabilitation Act of 1973 and the Architectural Barriers Act. For more information refer to the U.S. Access Board at www.access-board.gov. Look for the Reg Neg Committee 1999 Report: Accessibility Guidelines for Outdoor Developed Areas.

Requirement-

Each application must address each of the following requirements in the order they appear below:

1. A project description sufficient to understand the project. Indicate prominently whether this is primarily a maintenance request, an enhancement to an existing trail, new development, acquisition, length of trail etc. Please explain if the application is for one or more phases of a multi-phase project.
2. Clearly defined goals for the project (with a delineation of which user groups would benefit from the project).
3. Costs associated with the project (with estimates of the following components: material/service purchases including hardware, paint, lumber, sand/gravel concrete, landscape materials, signs, design/engineering services and contractor services).
4. Evidence of local/area support (e.g., council resolutions, minutes of public meetings, letters of support, etc).
5. Availability/access to 20% match for eligible elements of the project proposal. Matching funds must not be from other federal sources such as Transportation Enhancement through the Department of Transportation. A resolution from the sponsor of the project regarding the availability of funds will be required prior to any award of a grant.
6. Identification of the sponsor of the project: This organization or unit of government will be legally responsible for the project.
7. Evidence of applicant capability (e.g., ability to carry out project, and for development projects, to operate, maintain, and protect trail and facilities when completed).
8. Written Assurances (if applicable). Produce leases or written assurances that the project will be open for public use.

Evaluation Criterion-

All applications must address the following criteria in the order that they appear. Failure to provide this information may result in the disqualification of this application.

1. **Site and project quality:** consideration of the needs of the intended

trail user group(s); aesthetic quality of the trail location; appropriateness of the trail for the intended or existing uses; clarity, detail, and quality of project plan/design; quality of existing development (if any) on site or in corridor; attention to safety, accessibility and health considerations.

2. **Public need for and benefit of project:** safety concerns, urgency of action, potential to lose the opportunity, number of people who would benefit from the project when compared to cost. Why should this project be funded? How many people could be expected to use the trail over the course of the year as a result of funding the project?
3. **Context of the project in a wider plan:** demonstrated compatibility with local/region/area trail plans and the Statewide Comprehensive Outdoor Recreation Plan. For proposed facilities, what relationship does the proposed development/acquisition have to other outdoor recreation facilities and trails?
4. **Attention to the potential environmental impact of the project and efforts to mitigate adverse effects:** Possible areas of consideration include but are not limited to: noise, odors, dust, surface erosion, fish and wildlife populations, damage to wetlands, or other ecologically sensitive natural resources or historical/archeological remains. A cultural review letter or document should be included with the application. All applications are subject to review by the State Historical Society.
5. **Impact on adjoining landowners in the vicinity of the project:** Identify adverse impacts that might be realized as a result of completing the project, and how the projects design attempts to mitigate adverse impacts. How might the project improve conditions for adjacent landowners?

Certifications Regarding Debarment, Suspension and Other Responsibility Matters, Drug-Free Workplace Requirements and Lobbying

Persons submitting this form should refer to the regulations referenced below for complete instructions:

Certification Regarding Debarment, Suspension, and Other Responsibility Matters – Primary Covered Transactions – The prospective primary participant further agrees by submitting this proposal that it will include the clause titles, “Certification Regarding Debarment, Suspension, Ineligibility and voluntary Exclusion – Lower Tier Covered Transaction,” provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. See below for language to be used; use this form for certification and sign; Certification Regarding Drug-Free Workplace Requirements-Alternate I. (Grantees Other Than Individuals) and Alternate II. (Grantees Who are Individuals) – (See Appendix C of Subpart D of 43 CFR Part 12)

Checking the boxes on this form and submitting it provides for compliance with certification requirements under 43 CFR Parts 12 and 18. The certifications shall be treated as a material representation of fact upon which reliance will be placed when the funding agency determines to award the covered transaction, grant, cooperative agreement or loan.

PART A: Certification Regarding Debarment, Suspension, and Other Responsibility Matters – Primary Covered Transactions

CHECK IF THIS CERTIFICATION IS FOR A PRIMARY COVERED TRANSACTION AND IS APPLICABLE.

1. The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
 1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
 2. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
 3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 4. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal,

- State or local) terminated for cause or default
2. Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Part B: Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier Covered Transactions

CHECK IF THIS CERTIFICATION IS FOR A LOWER TIER COVERED TRANSACTION AND IS APPLICABLE.

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Part C: Certification Regarding Drug-Free Workplace Requirements

CHECK IF THIS CERTIFICATION IS FOR AN APPLICANT WHO IS NOT AN INDIVIDUAL

Alternate I. (Grantees Other Than Individuals)

1. The grantee certifies that it will or continue to provide a drug-free workplace by:
 1. (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
 2. (b) Establishing an ongoing drug-free awareness program to inform employees about-
 1. The dangers of drug abuse in the workplace;
 2. The grantee's policy of maintaining a drug-free workplace;
 3. Any available drug counseling, rehabilitation, and employee assistance programs; and
 4. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
 3. (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
 4. (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will –

1. Abide by the terms of the statement; and
 2. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
 5. (e) Notifying the agency in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
 6. (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted—
 1. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 2. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
 7. (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a),(b),(c),(d),(e) and (f).
2. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant: Place of Performance (Street address, city, county, state, zip code)

Address Line 1:

Address Line 2:

City:

State:

Zip:

Check if there are workplaces on file that are not identified here

3.

Part D: Certification Regarding Drug-Free Workplace Requirements

CHECK IF THIS CERTIFICATION IS FOR AN APPLICANT WHO IS AN INDIVIDUAL

Alternate II. (Grantees Who Are Individuals)

1. The grantee certifies that, as a condition of the grant, he or she will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant;
2. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, he or she will report the conviction, in writing, within 10 calendar days of the conviction, to the grant officer or other designee, unless the Federal agency designates a central point for the receipt of such notices. When notice is made to such a central point, it shall include the identification number (s) of each affected grant.

**Part E: Certification Regarding Lobbying
Certification for Contracts, Grants, Loans, and Cooperative**

CHECK IF CERTIFICATION IS FOR THE AWARD OF ANY OF THE FOLLOWING AND THE AMOUNT EXCEEDS \$100,000: A FEDERAL GRANT OR COOPERATIVE AGREEMENT; SUBCONTRACT, OR SUBGRANT UNDER THE GRANT OR COOPERATIVE AGREEMENT.

CHECK IF CERTIFICATION IS FOR THE AWARD OF A FEDERAL LOAN EXCEEDING THE AMOUNT OF \$150,000, OR A SUBGRANT OR SUBCONTRACT EXCEEDING \$100,000, UNDER THE LOAN

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LL, "Disclosure Form to Report

Lobbying," in accordance with its instructions.

3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

As the authorized certifying official, I hereby certify that the above specified certifications are true.



Signature of Authorized Certifying Official

Randy Bina, Executive Director of Bismarck Parks and Recreation District

Typed Name and Title

2/28/13

Date

EVALUATION CRITERIA

A. Site and Project Quality

The Edgewood Trail is a proposed trail to be added to the Bismarck Parks and Recreation District's (BPRD) trail system. The trail will provide extended trail use to users in the area, continuing the Hay Creek trail to the north and allowing more residents access to the extensive trail system maintained by the Park District.

B. Public Need For and Benefit of Project

The project would provide an extension of the BPRD to an area of Bismarck which currently does not have direct access to the existing trail system. It is anticipated that the construction of this trail extension would receive approximately 5,000 individual users annually.

C. Context of the Project in a Wider Plan

The proposed trail extension is a key component to a multi-phased trail extension to the northeast of Bismarck. This portion of trail is the second leg in providing access from Century Avenue to 43rd Avenue along the Hay Creek Corridor. BPRD has a master plan for the trails in this portion of Bismarck which will provide access to 43rd Avenue, The New Legacy High School location and Centennial Road in years to come. Multiple trails connect to this segment and tie in with the system-wide comprehensive trail plan of the Bismarck Parks and Recreation District. Trail connections are a priority in the Statewide Comprehensive Outdoor Recreation Plan, as well as the Bismarck-Mandan Metropolitan Area Long Range Transportation Plan.

D. Potential Environmental Impacts

- a. *Farmland*: No farmland will be disturbed to construct the proposed trails.
- b. *Social*: The project will have a positive impact on all residents of Bismarck who use the current trail system for recreation.
- c. *Economic*: Trail connections and park improvements have a positive impact on the entire community, often attracting businesses and workers to the area.
- d. *Relocation*: No relocation of people or homes will be necessary for this project.
- e. *Wetlands*: The proposed trails will not affect any existing wetlands.
- f. *Floodplain*: The proposed trail connection is not within the floodplain.
- g. *Threatened or Endangered Species*: There are no threatened or endangered species known to reside within the proposed trail site.
- h. *Cultural Resources*: There are no known cultural resources that are within the proposed trail site construction area. If cultural resources are encountered during construction, the State Historical Society will be notified.
- i. *Hazardous Waste Sites*: There are no known hazardous waste sites within the proposed trail site.

E. Impact on Adjoining Landowners in the Vicinity of the Project

The trail connections will positively impact the local residents within the vicinity of the project by improving trail access and safety near their homes.



PROJECT REQUIREMENTS

1. Project Description

Construction of a new 0.42 mile, 10' wide asphalt shared use path from Calgary Avenue to 43rd Avenue east of Hay Creek. This segment of trail, the second segment in a three phase master plan to provide users with access from Century Avenue to 43rd Avenue and to the new Legacy High School site planned in North East Bismarck.

2. Goals for the Project

The goal of this project is to provide more users access to trails throughout Bismarck, and to extend the BPRD trail system north. Users of the newly constructed trail would consist of a combination of walkers/joggers, bicyclists and in-line skaters.

3. Project Costs

The estimated project cost of the proposed trail segments is \$385,000, including a 10% contingency to allow for inflation and unanticipated items as well as engineering fees. This cost estimate was completed by KLJ.

4. Evidence of Local/Area Support

This project has been specifically supported by the Bismarck Parks and Recreation District and the Bismarck-Mandan MPO, resulting in this request for federal funding assistance. The Bismarck-Mandan Metropolitan Planning Organization Long Range Transportation Plan does include trail connections as a priority, promoting the system for people to use for recreation to include transportation. Tourism is also part of it as our trails are seen as destination centers for trail users. We have people coming to Bismarck to use our trails. The Bismarck Marathon recently attracted participants from over 30 States. In addition; The Bismarck Parks and Recreation District conducted a community survey in February of 2009. Walking and hiking were the #1 recreation activity and bicycling #3. 85% of the survey participants rated the importance of having public parks, programs and facilities that are affordable in Bismarck as very important or extremely important. The Bismarck trails are available for no user fee.

The 2013-2017 State of North Dakota State Comprehensive Outdoor Recreation Plan identifies that Region 7, which includes Burleigh County, the number one priority is the construction of trails.

5. Availability/Access to 20% Match

The Bismarck Parks and Recreation District will supply the funds necessary to complete the project.

6. Identification of the Sponsor of the Project

Bismarck Parks and Recreation District is the sponsor of the project. Randy Bina is the contact person.
Randy Bina
Executive Director
Bismarck Parks and Recreation District
400 E. Front Avenue
Bismarck, ND 58501
701-222-6455
rbina@bisparcs.org

7. Evidence of the Applicant Capability

Bismarck Parks and Recreation District has completed and regularly maintains over 50 miles of trails in Bismarck.



8. Written Assurances (if applicable). Produce leases or written assurances that the project will be open for public use.

N/A

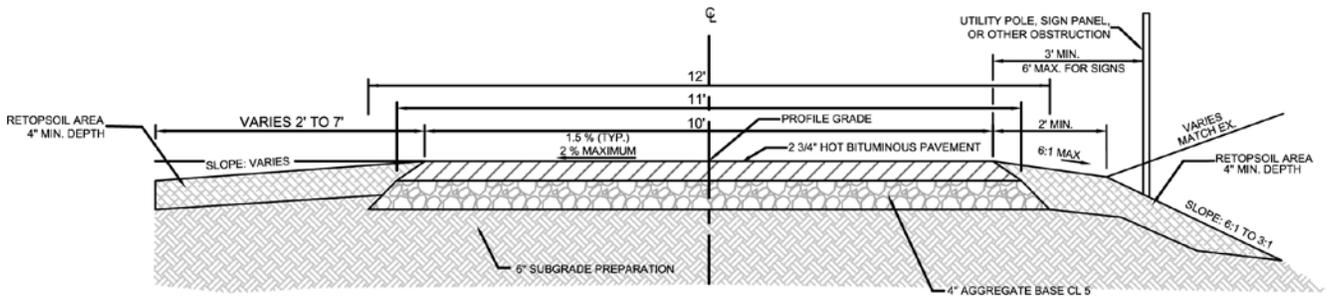
EDGEWOOD TRAIL
Calgary Drive to 43rd Avenue
Estimated Trail Length = 0.49 miles
Preliminary Opinion of Probable Cost
2.28.2013

ITEM	DESCRIPTION	UNIT	Quantities	UNIT PRICE	Total Cost
1	Contract Bond	L SUM	1	\$ 6,000.00	\$ 6,000.00
2	Common Excavation - Type A	CY	1000	\$ 15.00	\$ 15,000.00
3	Remove and Replace Topsoil	CY	1600	\$ 20.00	\$ 32,000.00
4	Water	MGAL	34	\$ 25.00	\$ 1,000.00
5	Subgrade Preparation Type A	STA	26	\$ 400.00	\$ 10,400.00
6	Aggregate Base Course CL 5	TON	621	\$ 30.00	\$ 19,000.00
7	SS1H or CSS1H or MS1 Emulsified Asphalt	GAL	149	\$ 2.75	\$ 400.00
8	Hot Bituminous Pavement CL 27	TON	501	\$ 80.00	\$ 40,000.00
9	PG-58-28 Asphalt Cement	TON	33	\$ 650.00	\$ 21,000.00
10	Mobilization	L SUM	1	\$ 36,000.00	\$ 36,000.00
11	Traffic Control Signs	L SUM	1	\$ 3,000.00	\$ 3,000.00
12	Fiber Rolls 12IN	LF	5100	\$ 6.00	\$ 31,000.00
13	Seeding - Class III	ACRE	2	\$ 8,250.00	\$ 12,000.00
14	Boulder Retaining Wall	SF	1000	\$ 50.00	\$ 50,000.00
15	36IN Storm Pipe	LF	60	\$ 200.00	\$ 12,000.00
16	Signage	L SUM	1	\$ 3,000.00	\$ 3,000.00
17	Herbicide Weed Control	LF	2552	\$ 1.25	\$ 3,200.00
ESTIMATED CONSTRUCTION COST =					\$ 295,000.00
CONTINGENCY (10%) =					\$ 29,500.00
TOPOGRAPHIC SURVEY PRIOR TO DESIGN =					\$ 6,000.00
ENGINEER DESIGN AND CONSTRUCTION ADMINISTRATION FEE =					\$ 54,500.00
TOTAL ESTIMATED COST =					\$ 385,000.00

In providing estimates of probable construction cost, the Client understands that the Consultant has no control over the cost or availability of labor, equipment or materials, or over market conditions or the Contractor's method of pricing and that the Consultant's estimates of probable construction costs are made on the basis of the Consultant's professional judgment and experience. The Consultant makes no warranty, express or implied, that the bids or the negotiated cost of the Work will not vary from the Consultant's estimate of probable construction cost. The Client assumes all liability if using this Probable Construction Cost for determining project feasibility or securing project funding/financing.

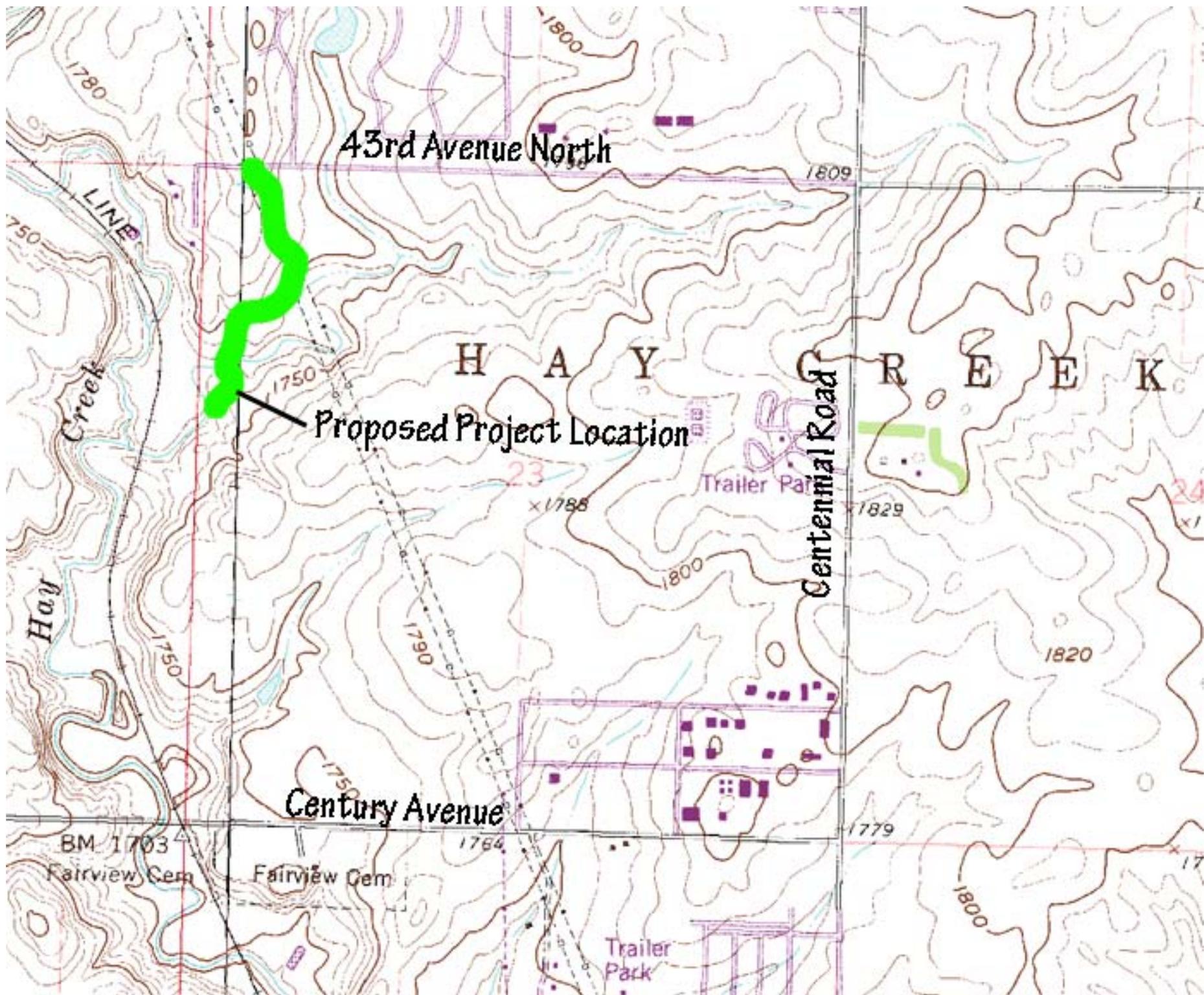
Project Description

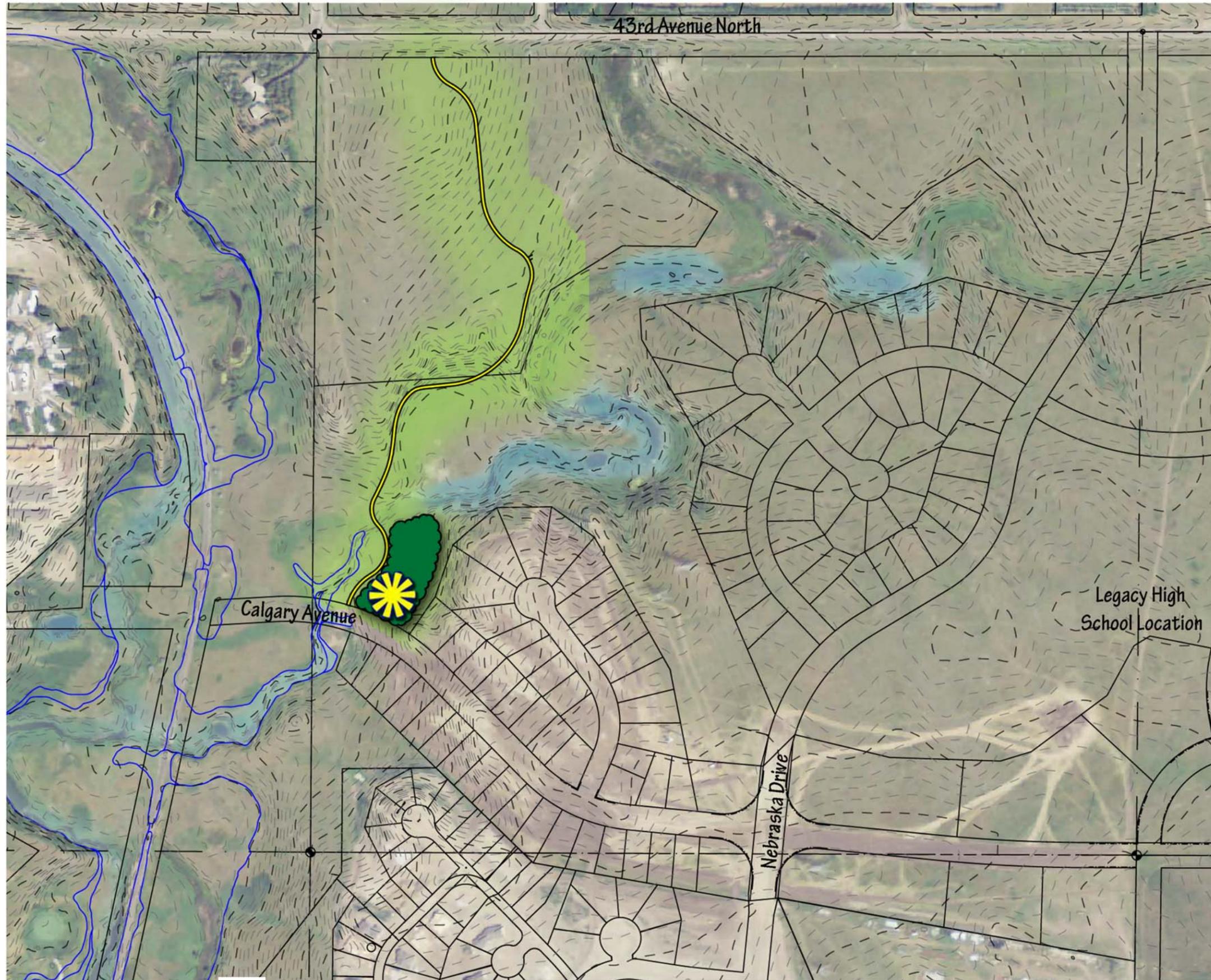
Construction of a new 0.42 mile, 10' wide asphalt shared use path from Calgary Avenue to 43rd Avenue east of Hay Creek. This segment of trail, the second segment in a three phase master plan to provide users with access from Century Avenue to 43rd Avenue and to the new Legacy High School site planned in North East Bismarck.



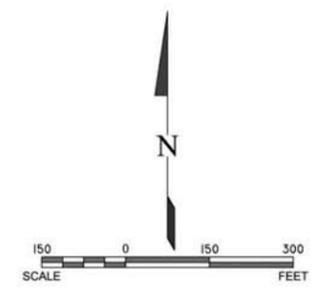
TYPICAL TRAIL SECTION



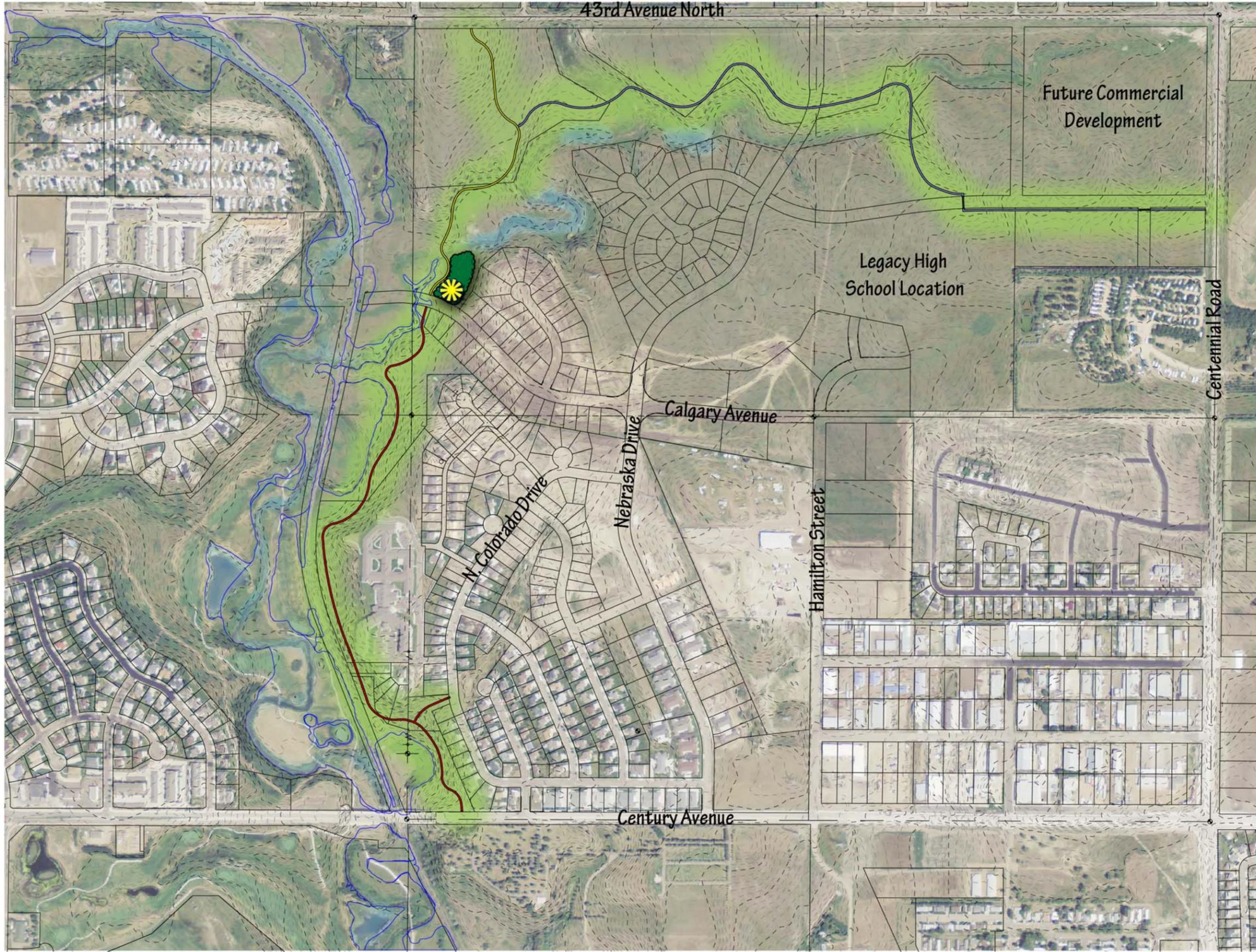




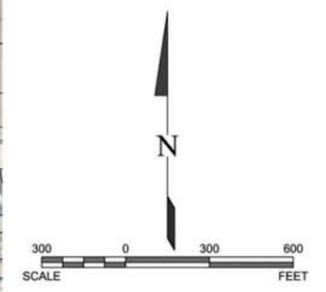
- Legend**
-  Trail Head
 -  Future Park
 -  Trail Section B
0.42 Mile: 2,215 Feet



EDGEWOOD TRAIL - CALGARY AVENUE TO 43RD AVENUE
 BISMARCK PARKS AND RECREATION DISTRICT



- Legend**
-  Trail Head
 -  Future Park
 -  Trail Section A
0.82 Mile: 4,325 Feet
 -  Trail Section B
0.42 Mile: 2,215 Feet
 -  Trail Section C
1.05 Mile: 5,550 Feet



EDGEWOOD TRAIL MASTER PLAN
BISMARCK PARKS AND RECREATION DISTRICT



www.edgewoodvista.com

2850 24th Ave S. Ste. 301 ♦ PO Box 3056 ♦ Grand Forks, ND 58208-3056
(701) 738-2000 ♦ Fax (701) 757-4701

March 1, 2013

Mr. Randy Bina
Bismarck Parks and Recreation District
400 East Front Avenue
Bismarck, ND 58504

RE: Future Shared Use Trails

Dear Randy:

We are aware of the Bismarck Parks and Recreation District's ("BPRD") plan to construct a Shared Use Path in Northeast Bismarck, either adjacent to or through property owned by our companies, Edgewood Development Group or Bismarck Land Company. It appears the segment that BPRD is submitting for the RPT Grant is shown to be constructed both on your property and property owned by my company. I am excited to see this proposed project and, as you know, have a shared vision with BPRD of seeing public trails through our developments, and to 43rd avenue and beyond.

I am writing this letter to inform you that we are in full support of this trail project, and I plan to grant easements for the trail to be constructed within our property. These trails will be a benefit to all of our current and future homeowners and tenants within our subdivisions, and of course open to the general public as well.

If there is anything you need from me or my staff, please do not hesitate to ask. Thank you.

Sincerely,


Philip Gisi
President/CEO