

Introduced by \_\_\_\_\_

First Reading \_\_\_\_\_

Second Reading \_\_\_\_\_

Ordinance No. \_\_\_\_\_

Council Bill No. B 286-10

**AN ORDINANCE**

determining it is in the public interest to construct a third baseball field at the Thomas E. 'Country' Atkins Jr. Memorial Park Baseball Complex; approving and adopting plans and specifications; determining that a portion of the work shall be done by contract; calling for bids through the Purchasing Division; determining that a portion of the project shall be done by city employees; providing for payment for the improvement; authorizing a Land and Water Conservation Fund project agreement with the Missouri Department of Natural Resources; appropriating funds; authorizing the City Manager to obtain, execute and record all documents necessary for the improvement; providing for compliance with the prevailing wage law and state-mandated construction safety training; and fixing the time when this ordinance shall become effective.

WHEREAS, the City Council adopted a resolution declaring the necessity of constructing a third baseball field at the Thomas E. 'Country' Atkins Jr. Memorial Park Baseball Complex; and

WHEREAS, the resolution was published in a daily newspaper of general circulation in the city; and

WHEREAS, the City Council has held a public hearing on construction of the improvement.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The Council finds that the construction of a third baseball field at the Thomas E. 'Country' Atkins Jr. Memorial Park Baseball Complex in the City of Columbia, Missouri, is necessary for the welfare and improvement of the city and that it is in the public interest that such improvements be made.

SECTION 2. The plans and specifications for this improvement, as prepared by the Director of Parks and Recreation and filed in the office of the City Clerk, are hereby approved and made a part of this ordinance by reference.

SECTION 3. The construction of the improvement shall be done by contract in accordance with the plans and specifications, the laws of the State of Missouri, and the Charter and Ordinances of the City of Columbia, Missouri.

SECTION 4. The Purchasing Agent is hereby authorized to call for bids and execute a contract for site grading and some fence work. As deemed advisable by the City Manager, city employees shall be used for field construction, electrical work and landscaping.

SECTION 5. Payment for this improvement shall be made from Park Sales Tax Funds, a Land and Water Conservation Fund grant, and such other funds as may be lawfully appropriated.

SECTION 6. The City Manager is hereby authorized to execute a Land and Water Conservation Fund project agreement with the Missouri Department of Natural Resources for the construction of a third baseball field at the Thomas E. 'Country' Atkins Jr. Memorial Park Baseball Complex. The form and content of the agreement shall be substantially as set forth in "Exhibit A" attached hereto and made a part hereof as fully as if set forth herein verbatim.

SECTION 7. The sum of \$75,000.00 is hereby appropriated from the Federal Revenue Account No. 440-0000-461.10-00 to the Atkins Youth Athletic Field Complex Account No. 440-8800-548.49-90 C00280.

SECTION 8. The City Manager is authorized to obtain, execute and have recorded all licenses, easements, deeds and any other conveyances or instruments necessary for the City to complete this improvement.

SECTION 9. The contract for the improvement shall provide that not less than the prevailing hourly rate of wages, as found by the Department of Labor and Industrial Relations of Missouri, shall be paid to all workers performing work under the contract. The contractor's bond shall guarantee the faithful performance of the prevailing hourly wage clause in the contract. The City shall also cause to be inserted into the contract a stipulation that all laborers and mechanics employed by the contractor or subcontractors in the performance of work under the contract shall be paid wages at rates not less than those prevailing on similar construction in the locality as determined by the Secretary of Labor in accordance with the Davis-Bacon Act.

SECTION 10. The bid specifications and contract for the improvement shall provide that the contractor and any subcontractor shall provide a ten-hour Occupational Safety and Health Administration construction safety program (or a similar program approved by the Missouri Department of Labor and Industrial Relations) for all employees working on-site. All employees working on the site of the improvement are required to complete the safety program within 60 days of beginning work on the improvement project.

SECTION 11. This ordinance shall be in full force and effect from and after its passage.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor and Presiding Officer

APPROVED AS TO FORM:

\_\_\_\_\_  
City Counselor

CERTIFICATION: I certify there are sufficient funds available in the Federal Revenue Account No. 440-0000-461.10-00 to cover the above appropriation.

\_\_\_\_\_  
Director of Finance

**LAND AND WATER CONSERVATION FUND  
PROJECT AGREEMENT  
BETWEEN THE STATE OF MISSOURI  
AND A STATE AGENCY OR POLITICAL SUBDIVISION**

**Project Sponsor**

City of Columbia

**Project Number**

29-01566

**Project Title**

Atkins Baseball Complex

**Project Period**

August 18, 2010 through December 31, 2012

**Project Scope (Description of Project)**

The City of Columbia will develop 1 ball field of a 5 ball field complex, as further described in grant application.

**PROJECT COSTS:**

**Total Costs**                    \$ 166,667.00

**Fund Support**                    \$ 45%  
(not to exceed 50%)

**Fund Amount**                    \$ 75,000.00

**ATTACHMENTS:**

The following attachments are hereby incorporated into this agreement:

1. Department of Natural Resources general terms and conditions
2. Grant Applications
3. Land and Water Conservation Administrative CD Guide
4. Project 6(f) Boundary Map
5. Federal Land and Water Conservation Fund manual is found on the National Park Service website

The State of Missouri, represented by the State Liaison Officer, State Inter-Agency Council for Outdoor Recreation and the State Agency or 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 is 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.

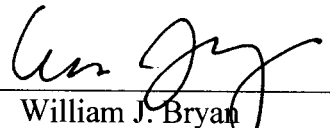
The provisions of this agreement remain in effect for all parties, their successors, interest and assigns.

The date of approval begins 08/18/2010.

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**

By:   
William J. Bryan  
State Liaison Officer  
State Inter-Agency Council  
for Outdoor Recreation

By: \_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

Director, Division of State Parks  
Title

\_\_\_\_\_  
Title

9/23/10  
Date

\_\_\_\_\_  
Date


**Source:**

**FISCAL and VISION NOTES:**  
**Mike Hood**

Agenda Item No. \_\_\_\_\_

<b>City Fiscal Impact</b> Enter all that apply:	
\$0	City's current net FY cost.
\$91,667	Amount of Funds Already appropriated
\$75,000	Amount of budget amendment needed
\$166,667 \$5,k-\$6k	Estimated 2 yr net costs: One-time Operating / On-going
<b>Program Impact:</b>	
N	New program/ agency (Y/N)
N	Duplicates/expands an existing program (Y/N)
N	Fiscal impact on any local political subdivision (Y/N)
<b>Resources Required:</b>	
N	Requires add'l FTE personnel? (Y/N)
N	Requires additional facilities? (Y/N)
N	Requires additional capital equipment? (Y/N)
<b>Mandates:</b>	
N	Federal or state mandated? (Y/N)
<b>Vision Implementation Impact</b> Enter Below All That Applies: Refer to Website:	
Yes	Vision Impact? (Y/N or if N, go no further)
12.2.2	Primary Vision, Strategy and/or Goal Item#
Item #	Secondary Vision, Strategy and/or Goal Item#
40	FY10/FY11 Implementation Task#

**TO: City Council**  
**FROM: City Manager and Staff**  
**DATE: Nov 15, 2010**  
**RE: LWCF Grant for Third Field Atkins Park**



**EXECUTIVE SUMMARY:**

The Department of Parks and Recreation recently received notice of final approval (grant agreement) of a Land and Water Fund Grant for partial funding for the construction of a third baseball field at the Thomas E. "Country" Atkins Memorial Park Baseball Complex. Total project cost is estimated at \$166,667.00. The grant would provide 45% (\$75,000) of the project cost with the local match being \$91,667 from the previously appropriated Park Sales Tax budget for the Youth Athletic Field Complex project # C00280. Depending on grant approval to proceed, planning and construction will begin during the late winter or early spring of 2011. Work will be done by a combination of contract and park staff. It is estimated that play on this third field will begin on March 2012.

**DISCUSSION:**

The Department of Parks and Recreation recently received notice of final approval (grant agreement) of a Land and Water Fund Grant for partial funding for the construction of a third baseball field at the Thomas E. "Country" Atkins Memorial Park Baseball Complex. The continued efforts to complete the proposed five field baseball complex at Atkins Park will help meet the demand for additional baseball fields for use by youth of Columbia and Boone County. The third field will not be lighted at this time, but will have all of the necessary electrical and conduits in place and ready for additional funds. It is estimated that the cost to light this third field will be approximately \$125,000. Funds to light the field were included in the 2010 park sales tax ballot issue and will be available in the future, once an implementation plan is approved by Council. Funding will also be available from the 2010 sales tax to expand the parking and develop other amenities including restroom and concession facilities.

Depending on grant approval to proceed, planning and construction will begin during the late winter or early spring of 2011. Play will begin in late March 2012. Grading and some fence work will be done by contract labor with park staff performing all other construction activities such as field construction, electrical work and landscaping.

**FISCAL IMPACT:**

Total project cost is estimated at \$166,667.00. The grant would provide 45% (\$75,000) of the project cost with the local match being \$91,667 from the previously appropriated Park Sales Tax budget for the Youth Athletic Field Complex project # C00280. Upon completion of the third

field, the Department would incur some increased maintenance expenses. As there are two fields already being maintained at the site, the additional costs would be limited to those costs specifically related to maintenance of the third field (mowing, field preparation, fertilization, etc) and are estimated at approximately \$5,000 - \$6,000 per year. Staff believes that approximately fifty per cent of the additional costs will be offset by additional revenue generated from use of the field. This third field will allow larger tournaments and create additional indirect revenue for the city through expenditures at hotels, restaurants and retail shops.

**VISION IMPACT:**

**12.2 Goal:** Columbia's recreational needs and desires will be met through effective public and private partnerships that provide outstanding, exciting, and diverse recreational facilities such as, but not limited to, an ice skating rink, golf courses, tennis courts, soccer fields, ball fields, ball parks, and swimming pools. These facilities will be placed appropriately throughout the city to allow easy access for everyone.

12.2.2 Strategy: Be proactive in expanding facilities as Columbia grows

Implementation Tasks 40: Fund and complete capital improvement program projects

**SUGGESTED COUNCIL ACTIONS:**

Approve the resolution setting a public hearing for the proposed project. Following the public hearing, approve the ordinance accepting the grant, appropriating the fund, and authorizing the project to proceed.

# INITIAL DEVELOPMENT

- (A) 400'/375'/325' FIELD
- (B) 350'/325' FIELD
- (C) IRRIGATION LAKE
- (D) 129 CAR LOT AND ROAD
- (E) SHELTER  
(MAY BE MOVED IN LATER PHASES)

# ATKINS LWCF GRANT DEVELOPMENT

- (F) 350'/325' FIELD

# ADDITIONAL DEVELOPMENT

- (G) MAIN COMPLEX ENTRY
- (H) CONCESSION/RESTROOM
- (I) 275' FIELDS
- (J) BATTING CAGES
- (K) ADDITIONAL ROADS AND PARKING

# FUTURE DEVELOPMENT

- (L) BALL FIELD COMPLEX  
BASEBALL/SOFTBALL/TEE-BALL FIELDS  
CONCESSIONS & RESTROOM
- (M) MAIN PARK ENTRY
- (N) SHELTERS/PLAYGROUNDS
- (O) ADDITIONAL PARKING



OAKLAND GRAVEL ROAD ENTRY

BOONE COUNTY FAIRGROUNDS

# Thomas E. "Country" Atkins Jr. Memorial Park Development Plan

N ▲ 100 0 100 200 300 400 500 feet

