

Procedural Guide
for the

RECREATIONAL TRAILS PROGRAM

Under the federal
Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users
(SAFETEA-LU)

Draft March 10, 2006



**State of California
The Resources Agency
Department of Parks and Recreation**

"Creating Community through People, Parks, and Programs"

**STATE OF CALIFORNIA
DEPARTMENT OF PARKS AND RECREATION**

Department Mission

The mission of the California Department of Parks and Recreation is to provide for the health, inspiration, and education of the people of California by helping to preserve the state's extraordinary biological diversity, protecting its most valued natural and cultural resources, and creating opportunities for high-quality outdoor recreation.

Recreational Trails Program (RTP) Grant Administration

The RTP is a local assistance program of the U.S. Department of Transportation's Federal Highway Administration (FHWA). Within the State of California, the Department of Parks and Recreation is authorized to administer the program. Non-motorized RTP Projects are administered by the Office of Grants and Local Services (OGALS). Motorized Projects are administered by the Off-Highway Motor Vehicle Recreation Division (OHMVR).

For *Non-Motorized* Projects, send applications and correspondence to:

(Physical Address)

Calif. Dept. of Parks and Recreation
Office of Grants and Local Services
1416 Ninth Street, Room 918
Sacramento, CA 95814

(Mailing Address)

Calif. Dept. of Parks and Recreation
Office of Grants and Local Services
P.O. Box 942896
Sacramento, CA 94296-0001

Phone: (916) 653-7423 Fax: (916) 653-6511

For *Motorized* Projects, send applications and correspondence to:

(Physical Address)

Calif. Dept. of Parks and Recreation
Off-Highway Motor Vehicle Recreation
Division
1725 23rd Street, Suite 200
Sacramento, CA 95816-7100

(Mailing Address)

Calif. Dept. of Parks and Recreation
Off-Highway Motor Vehicle Recreation
Division
P.O. Box 942896
Sacramento, CA 94296-0001

Phone: (916) 324-1573 Fax: (916) 324-1610

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I. RECREATIONAL TRAILS PROGRAM (RTP) DESCRIPTION

Purpose and Funding

The Recreational Trails Program (RTP) provides funds to the States to develop and maintain Recreational Trails and trail-related facilities for both non-motorized and motorized Recreational Trail uses. The Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) defines the program at the federal level. [See Title 23 United States Code, Sections 104, 206, 1101, 1109(f) and 1112]. State law further defines the program. [See California Public Resources Code 5072.8.]

In 2005, Congress reauthorized the RTP nationwide for \$60 million in Federal Fiscal Year (FFY) 2005, \$70 million in FFY 2006, \$75 million in FFY 2007, \$80 million in FFY 2008, and \$85 million in FFY 2009.

Seventy percent (70%) of the funds received by California will be available for non-motorized Projects on a Competitive basis to cities, counties, Districts, state agencies, and nonprofit organizations with management responsibilities over public lands.

- At least one-half of the funds for non-motorized trails will be available only to cities, counties, Districts and nonprofit organizations with management responsibilities over public lands.

Thirty percent (30%) of the funds will be available for motorized Projects on a Competitive basis to cities, counties, Districts, state agencies, and nonprofit organizations with management responsibilities over public lands.

Not less than 40 percent (40%) of the total funds received by the State will be allocated to trail Projects that provide for Diversified Trail Use. The Department will be responsible for compliance with this requirement.

Definitions

Capitalized words and terms, other than the first word of each sentence, appear in these guidelines. These are defined in the Definition Section below. Unless otherwise stated, the terms used in this Procedural Guide shall have the following meanings:

AASHTO – American Association of State Highway and Transportation Officials.

Acquisition – to obtain fee title of real property, or a permanent easement which provides the recipient permanent rights to use the property for the purposes of the Project. Leases or rentals do not constitute Acquisition.

Applicant – eligible entities as defined by the Recreational Trails Program.

Application – the individual Application form and its required attachments for Grants pursuant to the Recreational Trails Program.

Authorized Representative – the designated position identified in the Resolution as the agent to sign all required Grant documents including, but not limited to the Grant Contract, the Application form, payment requests, and Grant Completion Packet forms.

California Conservation Corps - the California Conservation Corps. A State program (Public Resources Code Section 14000) that hires 18-25 year-olds to assist various agencies in environmental natural resource projects while also providing participants with on-the-job training and educational opportunities (www.ccc.ca.gov).

Capital Improvement – Projects that utilize Grant funds and required Match for Acquisition or Development of land and/or facilities to improve the property's public usage and access for park and recreation purposes.

Certified Conservation Corps- nonprofit organizations that are certified by the CCC as entities that provide environmental natural resource projects while also providing participants (not less than 16 years old) with educational opportunities

CEQA – the California Environmental Quality Act as stated in the Public Resources Code Section 21000 et seq.; Title 14 California Code of Regulations Section 15000 et seq. CEQA is a law establishing policies and procedures that require agencies to identify, disclose to decision makers and the public, and attempt to lessen significant impacts to environmental and Historical Resources that may occur as a result of the agency's proposed Project. For more information refer to <http://ceres.ca.gov/ceqa/>.

Competitive - a process whereby Projects are ranked and selected based upon program specific criteria.

Contract - an agreement between the Department and the Grantee specifying the payment of funds by the Department for the performance of the Project Scope within the Contract Performance Period by the Grantee.

Contract Performance Period – the period of time that the Grant Scope Eligible Costs may be incurred, and the work described in the Grant Scope must be completed, billed

and paid by the state. The Contract Performance Period begins when the Contract is approved by the Federal Highway Administration and ends on the date specified in the Contract.

Control Point – Origin and destination locations on a trail and all minor and major opportunities and constraints on a proposed trail alignment which must be considered in aligning the trail. Such points could include opportunities such as scenic vistas and points of interest, and constraints such as sensitive habitat, unstable land forms, streams and bluffs.

Department - the California Department of Parks and Recreation. Also known as DPR.

Development – including, but not limited to, improvement, Rehabilitation, restoration, construction, reconstruction, enhancement, and/or protection of permanent or fixed features of the property.

Director – the Director of the California Department of Parks and Recreation.

District – means any District formed under the laws of the State of California that is authorized by statute or otherwise to manage and/or operate recreational and interpretive trails.

Diversified Use – the greatest number of compatible recreational purposes that may occur on the same trail or trail corridor at the same time. These activities may include bicycling, cross-country skiing, day hiking, equestrian activities, jogging or similar physical activities, trail biking, overnight and long-distance backpacking, snowmobiling, aquatic or water activity, and vehicle travel by motorcycle, four-wheel drive, or all-terrain off-road vehicles; or provide for innovative Recreational Trail corridor sharing to accommodate both motorized and non-motorized Recreational Trail use.

DPR – the California Department of Parks and Recreation. Also referred to in this guide as the “Department”.

Eligible Costs – expenses incurred by the Grantee during the Contract Performance Period of an approved Contract, which may be reimbursed by the Department.

Federal Access Board – The United States Access Board. The federal agency committed to accessible design and instrumental in developing accessibility guidelines.

Fidelity Bond – an insurance policy that protects the nonprofit Grantee and the State in case of intentional loss of money or property due to employee theft, forgery, larceny, or embezzlement.

FHWA - the Federal Highway Administration, United States Department of Transportation. The RTP is a FHWA Grant assistance program.

Force Account – A Grantee’s own labor force and/or equipment.

Grant – funds made available to a Grantee for Eligible Costs during a Contract Performance Period.

Grantee – an entity that has a Contract for Grant funds.

Grant Completion Packet – the Project Certification Form, Grant Expenditure Form, the Force Labor Cost Summary Form, and Payment Request Form which demonstrate that the work described in the Grant Scope is complete, and that the final payment is requested.

Grant Scope – the description of the results from this Grant.

Historical Resource - includes, but is not limited to, any building, structure, site, area, place, artifact, or collection of artifacts that is historically or archaeologically significant in the cultural annals of California.

Indirect Costs – Charges billed as a percentage of Project costs. Such costs are not eligible as Match or for reimbursement.

In-Kind - those funds and/or donations that are utilized on the Project, and which may include local or private funds, as well as materials and services. These funds and/or donations shall be eligible only as Match.

Maintenance – Work within the existing trail alignment including activities such as clearing and brushing, slough and berm removal, water bar installation or cleaning, seal coating of paved trails, resealing treated aggregate, painting and similar items. Maintenance is eligible for funding for motorized Projects only.

Manual Wheelchair - a device that is propelled by human power, designed for and used by a person with mobility impairment(s).

Match - contributions to the Project which may be in the form of money from any source, including funds from other federal and state local assistance programs; gifts of real property, equipment, and consumable supplies; volunteer services; free or reduced-cost use of land, or equipment; and bequests and income from wills, estates, and trusts. Required Match is subject to the same spending requirements as the Grant unless otherwise specified. RTP Grant funds can not be considered as Match.

Motorized Recreation - off road trail recreation using any motorized vehicle, except for a Motorized Wheelchair. Activities include all-terrain vehicle riding, motorcycling, snowmobiling, use of off-road light trucks or other off-road motorized vehicles.

Motorized Wheelchair - a self-propelled wheeled device, designed solely for and used by a person with mobility impairment(s) for locomotion, that is both capable of and suitable for use in indoor Pedestrian areas.

NEPA – the National Environmental Policy Act of 1969 which was enacted, in part, to promote efforts which will prevent or eliminate damage to the environment and biosphere. RTP Applicants must meet NEPA requirements for their Projects prior to receiving Grant funds.

OGALS – the Department’s Office of Grants and Local Services.

OHMVR – the Department’s Off-Highway Motor Vehicle Recreation Division.

Pedestrian - any person traveling by foot, and any person with mobility impairment(s) using a Manual Wheelchair or a Motorized Wheelchair.

Progress Status Report – a document issued by the Department that requires the Grantee to provide an update of Grant Scope expenditures incurred and activities undertaken during the Contract Performance Period.

Project - the work to be accomplished with Grant funds and required Match. (See Eligible Projects on page 13)

Project Officer - an employee of the Department, who acts as a liaison with the Applicants or Grantees and administers Grant funds, ensures compliance with guidelines and the Grant Contract.

Recreational Trail - a thoroughfare or track across land or snow, used for recreational purposes, such as Pedestrian activities (including assistive mobility devices), skating or skateboarding, equestrian activities (including carriage driving), skiing, bicycling or motorized use described in the definition of Motorized Recreation.

Rehabilitation – work of a more significant nature than Maintenance. Activity generally involves work outside of the existing trail alignment, including at least some realignment, so that the new trail will be of a sustainable nature at the time of Project completion. Rehabilitation also includes recontouring and obliterating portions of the old trail which will no longer be used. Rehabilitation is an eligible Development cost.

RTP - Recreational Trails Program.

Service Corps - the federal AmeriCorps, national service program. Administered by the California Service Corps, service corps provide environmental and educational services (not less than 16 years old).

SHPO – State Historic Preservation Office. The entity responsible for reviewing and approving an Applicant’s Project to ensure compliance with the Historic Preservation Act requirement (also known as Section 106).

STIP – Statewide Transportation Improvement Program, a compilation of the Metropolitan Planning Organization TIPs plus a rural TIP that is developed by the California Department of Transportation for the rural portions of the State. Like the TIPs, the STIP must be financially constrained and the projects it contains must be consistent with the statewide and metropolitan plans, TIPs and processes.

TIP – Transportation Improvement Program, a financially constrained, short-range document that contains a priority list of projects to be carried out within a metropolitan planning area. Projects in the TIP must consistent with the metropolitan transportation plan. All federally funded projects within metropolitan planning areas must be part of a TIP to be implemented. In metropolitan planning areas, TIPs are developed and adopted by metropolitan planning organizations.

Total Project Cost – the amount of the required Match combined with the Grant request amount that is designated for the completion of a Project.

Trail Log/Inventory – A sequential listing of key trail data points and their location from the beginning to the end of the proposed or existing trail. The log should include notes indicating what the data points represent. Data points would include trail start and end points, all Control Points, stream/drainage crossings, areas needing reconstruction, Rehabilitation or realignment and all features requiring special construction techniques (such as retaining walls, causeways, addition of hardening agents, heavy brush or downfall, or other structures).

Trailside and Trailhead Facilities – Projects providing support services necessary for the use of the trail such as parking, restrooms, water, and trail signs. Facilities supporting non-trail use will not be eligible except that a shared use facility could be funded proportionally to the extent it will be used by trail users.

Applications

Applicants may apply for more than one Project. Each site shall be considered a Project. Each Project must have its own Application. There may be some cases where a Project may include segments of the same trail where the work sites may be separated as part of a phasing of the trail construction. In these cases, the Applicant should contact their Project Officer to ascertain whether the construction work should be considered as one or more Projects for Application purposes.

Eligible Applicants

Cities, counties, Districts, state agencies and nonprofit organizations with management responsibilities over public lands are eligible.

- A nonprofit organization is deemed to have management responsibilities over public lands when a written agreement exists between the nonprofit organization and a public land management agency that identifies the nonprofit organization's responsibilities over public lands to include planning, Development or construction, Acquisition, operations, or Maintenance of trails or trails related facilities.
- Public lands are lands in which there is reasonable public access. These lands may be in either public or private ownership. Reasonable public access must be assured to in writing by the Applicant and as determined by DPR. See also "Land Tenure Requirements" below.

Land Tenure Requirements

For Development Projects, Applicants must certify to the Department that they have adequate tenure to, and site control of, properties to be improved. Applicants can include the recordation number(s) on the Application form or on a separate sheet attached to the Application form. Recordation numbers are found on the deed or may be obtained through the applicable county recorder's office.

Adequate tenure includes, but is not limited to:

- Ownership
- Lease
- Easement
- Or similar agreements where the applicant has adequate site control

Adequate site control is the power or authority to:

- Manage, direct, superintend, restrict, regulate, govern, administer, or oversee a plot of ground suitable or set apart for some specific recreational use.

For property not owned in fee title, tenure must include a level of site control commensurate with the Development proposed in the Grant Scope section of the Application Form.

For property not owned in fee title, the Department requires that the Grantee enter into an agreement for the length of time listed below. All less than fee title agreements must have a renewal clause. A lease or other agreement can be revocable only by mutual consent or for cause where the lessee fails to comply with the agreement.

- All Grants greater than \$100,000 require at least 20 years of land tenure and public recreation operation.
- All Grants less than \$100,000 require at least 10 years of land tenure and public recreation operation.

If the Project is selected for funding, the Grantee shall:

- Use the property only for purposes consistent with the law that allows the Grant and to make no other use, sale, or other disposition of the property, except as authorized pursuant to Public Resources Code 5072.8 (d).

Land Tenure Requirements – Alternate Process

When an Applicant does not have tenure at the time of application, but intends to establish tenure via a lease that will be signed upon Grant award, the Applicant may choose to follow the alternate land tenure process by:

- Submitting a copy of the proposed lease or other agreement, as well as letters from the Applicant and the prospective landlord in which each commits to sign the proposed lease should the application be successful. The proposed lease must meet the land tenure requirements listed previously and be reviewed and approved by the Department.
- Once the Department has recommended the Project and the FHWA has approved funding, the Applicant must submit a fully-executed lease which meets the land tenure requirements prior to Contract execution.

Eligible Projects*

Project eligibility differs between the non-motorized and motorized components of the RTP. See the chart below for more information.

Non-Motorized Eligible Projects	Motorized Eligible Projects
<ul style="list-style-type: none"> Acquisition of easements and fee simple title to property for Recreational Trails or Recreational Trail corridors.** [Must involve a willing seller.] 	<ul style="list-style-type: none"> Acquisition of easements and fee simple title to property for Recreational Trails or Recreational Trail corridors.** [Must involve a willing seller.]
<ul style="list-style-type: none"> Development and Rehabilitation of trails, Trailside and Trailhead Facilities. 	<ul style="list-style-type: none"> Development and Rehabilitation of trails, Trailside and Trailhead Facilities.
<ul style="list-style-type: none"> Construction of new trails. [Note, there are restrictions for new trails on Federal lands. Contact your RTP Project Officer for more information.] 	<ul style="list-style-type: none"> Construction of new trails. [Note, there are restrictions for new trails on Federal lands. Contact your RTP Project Officer for more information.]
	<ul style="list-style-type: none"> Maintenance of existing trails.
	<ul style="list-style-type: none"> Purchase and lease of trail construction and Maintenance equipment.
	<ul style="list-style-type: none"> Assessment of trail conditions for accessibility and Maintenance.
	<ul style="list-style-type: none"> Development and dissemination of publications and operation of educational programs to promote safety and environmental protection related to trails (including supporting non-law enforcement trail safety and trail use monitoring patrol programs and providing trail-related training). <i>(Limited to 5% of CA's apportionment.)</i>

*State law further defines eligible Projects. See Public Resource Code Section 5072.8.

**All Acquisitions must comply with federal and state law; specifically, they must be done in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 U.S.C. § 4601 et seq. This act provides for the uniform and equitable treatment of persons displaced from their homes, businesses, or farms, and establishes uniform and equitable land Acquisition policies for federal and federally assisted programs.

If funded, the Applicant, at its own expense, will be required to have an appraisal prepared conforming to Uniform Appraisal Standards for Federal Land Acquisitions. The appraisal must be reviewed by an independent review appraiser who must certify that the appraisal meets USFLA standards. Both the appraisal and the review of the appraisal must be submitted to the DPR prior to federal funding approval. These standards may be found at <http://www.usdoj.gov/enrd/land-ack/>

Ineligible Projects

The following types of Projects are **NOT** eligible in the motorized or non-motorized portions of the RTP.

1. Acquisition which involves condemnation (eminent domain) of any kind of interest in property or Projects without documentation of a willing seller.
2. Construction of new trails for motorized use on Bureau of Land Management or National Forest System lands unless such lands:
 - (a) have been allocated for uses other than wilderness by an approved agency resource management plan or have been released to uses other than wilderness by an Act of Congress; and
 - (b) such construction is otherwise consistent with the management direction in such approved land and resource management plan.
3. Upgrading, expanding or otherwise facilitating motorized use or access to trails predominantly used by non-motorized trail users, and on which, as of May 1, 1991 motorized use is either prohibited or has not occurred.
4. Improvements to roads and/or bridges generally accessible by low clearance passenger vehicles (regular passenger cars).
5. Paths and shoulders or sidewalks adjacent to public roads and streets unless the shoulders or sidewalks are necessary to complete a trail link.
6. Projects that are solely for trail planning. Eligible planning and non-construction costs are allowed if they are part of a trail Maintenance (motorized Projects only), trail facility and/or trail construction Project.
7. Combination Projects (i.e. Acquisition and Development).
8. Development Projects without land tenure.

Match Requirement

The RTP Match amount is based on the cost of the total RTP Project. The maximum amount of RTP funds allowed for each Project is 88%. The Applicant is responsible for obtaining a Match amount that is a minimum of 12%.

Eligible Match Sources

- State funds, including state Grant funds.
- Local funds, including general funds and bond funds.
- Private funds.
- Donated materials and services.
- Value of donated land (for Acquisition projects only).
- Other Federal funds.

Rules Regarding Match

Match can only be spent on Eligible Costs. Indirect costs cannot be used as Match. The Grant and the required Match amounts combined can not pay for more than 25% of non-construction costs of the total RTP Project.

Important Amounts to Know

Grant Request Amount (Can't exceed 88% of Total Project Cost)	\$ _____
	+
Required Match Amount (Must be a minimum of 12% of Total Project Cost)	\$ _____
	=
Total RTP Project Cost (Grant + Required Match = RTP Project)	\$ _____

Note: The Applicant is not required to submit a list of Indirect Costs or additional funding sources and amounts that are beyond the Required Match. However, all cost documentation should be retained for audit purposes (See Page 76EQUIPMENT COSTS SUMMARY FORM).

How to Calculate Grant Amount and Match Amount Based on the cost of the total Project.

Multiply total cost of the Project by .88 to obtain the maximum Grant amount.

Multiply total cost of the Project by .12 to obtain the minimum Match amount.

Example:

Cost of total Project is \$120,000

Multiply by .88 = \$105,600. This is the maximum Grant amount.

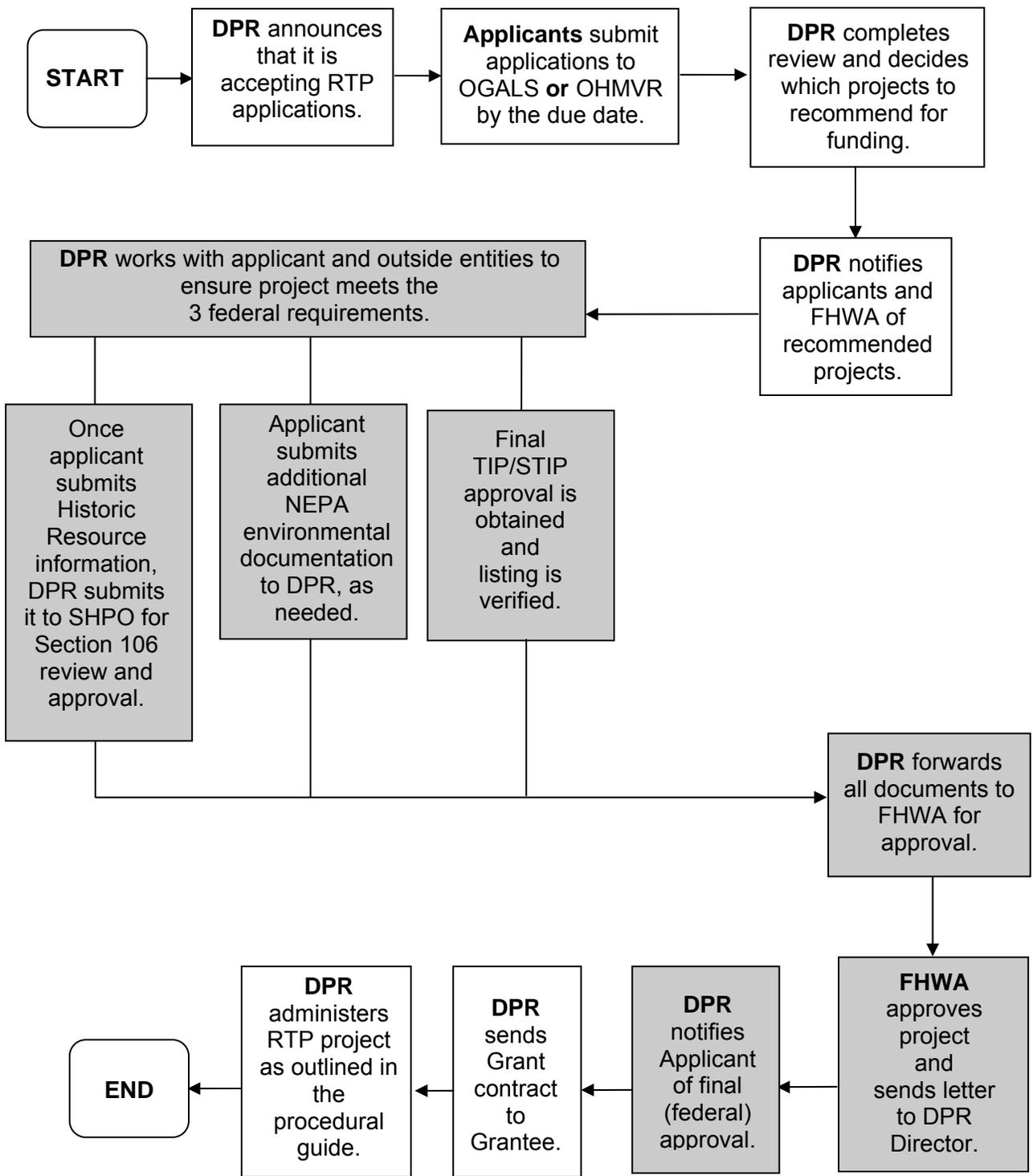
Cost of the total Project is \$120,000

Multiply by .12 = \$14,400. This is the minimum Match amount.

Maximum and Minimum Grant Request Amounts

In the RTP, there are no maximum or minimum Grant amounts that can be requested, provided that the Grant request amount does not exceed 88% of the Total Project cost.

The Recreational Trails Program Process



■ = Shaded boxes refer to the Federal Application portion of the RTP process.

Summary Of The Competitive Grant Process

How to Apply for a Grant(s)

1. The Applicant submits an Application(s) to identify how the Grant funds would be spent if recommended for funding. (See page 20, Application Checklist).
2. The Applicant may submit multiple Applications under the RTP. To do this, the Applicant must submit an individual Application for each Project site.
3. The Department will review the Application materials and send a letter to the Applicant acknowledging receipt of the Application and indicate whether the Application is complete, or requires additional information.

State Review and Recommendation

4. The Competitive Applications will be evaluated by the Department based on eligibility and the Project proposal criteria. All Applicants will receive a letter regarding the outcome of the State's review and recommendation.

Federal Requirements

5. After the Department recommends a Project, it works with the Applicant to meet the additional federal requirements. (See page 52.) Once these requirements are met, the Department forwards the Project to the Federal Highway Administration (FHWA) for review and funding approval.

How to Obtain a Contract

6. After the Project receives federal approval, the Department will send a Contract to the Grantee for signature. (See page 54 for a sample Contract and to review the Contract Provisions.)
7. The Grantee returns the Contract signed by the Authorized Representative to the Department.
8. The Department returns a fully executed Contract to the Grantee.
9. A Contract must be fully executed within the time frame established by the associated federal appropriation and state budget.

How to Request Grant Payments

10. After the Contract is fully executed, the Grantee may request reimbursement payments for the Project (page 64).
 - a. A Nonprofit Grantee shall submit a Fidelity Bond before a payment request can be processed.
11. The Grantee completes the Grant Scope and submits the Grant Completion Packet to the Project Officer (page 70).
12. The Department verifies that the Grant Scope was completed by conducting a final on-site Project inspection in the case of Projects which involve Development or by other means for other Project types.

13. The Department processes the final payment request.

During the Project

14. Commencing approximately six months after approval of the Contract, and continuing every six months during the course of the Grant until a Grant Completion Packet is received; DPR will send a Progress Status Report form to the Grantee. The Grantee must complete, sign and return these Progress Status Reports within 30 days of receiving them. Payment requests for Grant funds will not be processed if there are overdue Progress Status Reports. (See page 62 for a sample of this form).

II. STATE APPLICATION PROCESS

Submitting Applications

All Applicants are required to submit **one unbound**, original hard-copy of the Application packet in addition to one electronic version on a computer CD (in .pdf format). Each Application must include a Table of Contents with the remaining documents in the order listed on the Application Requirements Packet and Checklist. All pages shall be numbered (handwritten numbers are acceptable).

NOTE: *An Applicant may submit an Application for more than one Project.
Each Project must have its own Application.
Each location must be submitted as a separate Project.*

Letters of support from the Legislature or other entities should be directed to the Applicant. Applicants may include these letters with the Project Application.

Application Packet Requirements and Checklist

The Project Application shall consist of one copy of each of the items listed on the checklist (below). The items must be included in the order they appear on the checklist on both the CD and the hard-copy.

1. Application Form. The Application form must be completed and signed by the Applicant's Authorized Representative (see pages 24, 25).

In the **Grant Scope** section of the application form, identify the items of work to be completed with RTP funds and the required Match. Include the trail length in linear feet or miles. *Do not include items of work that will not be funded by RTP funds and the required Match amount. Do not include the merits of the Project. (Merits of the Project should be included in the Project Proposal.)*

The Grant Scope should be detailed enough to identify each Project element to be accomplished by the Grant and be consistent with the cost estimate, site plan and cost summary form. The Grant Scope statement is to include only a description of the Project. The Project will be justified in the responses to the criteria.

NOTE: *The level of detail in the Grant Scope, CEQA document(s) and cost estimate and the Grant Expenditure Form (submitted for reimbursement payments) should be the same as it is in the site plan so that a reviewer of these documents will be able to identify the same items on all of the above documents.*

For example, if the site plan shows a trail, parking area, and restroom, then these items should appear in the Grant Scope, cost estimate (with an estimate for each), the Grant Expenditure Form and be clearly encompassed by the CEQA document(s). However, it is not necessary to include the linear feet of PVC pipe, for example, nor the number of parking stalls, but if there is a parking lot, it should be listed in all of the above documents.

2. Site Plan. (For Development Projects.)
For Projects involving Development of trails, trailhead and/or trailside facilities, provide a drawing or depiction indicating what improvements the Grantee will make, where the improvements will be and the approximate square footage of any buildings that are part of the Grant Scope.
3. Topographic Map.
(For Development Projects.)
Depict the Project on a topographic map (Applicant to specify scale) that is detailed enough to identify the Project elements as described in the Grant Scope and include all parcels (owned or leased) that are part of the Project site. As applicable, depict the Project in relation to surrounding resources, such as creeks, wetlands, existing trails and/or archeological sites.

OR

(For Acquisition Projects).
Submit a topographic map (Applicant to specify scale) with parcels to be acquired shown and an indication of where the proposed trail will be located on the parcels.
4. Trail Log/Inventory. (For Development Projects.)
For unpaved trails submit a detailed Trail Log/Inventory.

OR

For paved trails submit field reconnaissance notes.
5. Design Standards. (For Development Projects.)
Specify the standards that will be used to design the Project, such as AASHTO, National Park Service, California State Parks, U.S. Forest Service, or others as applicable. Submit documentation of the conceptual designs for the proposed Project. More information regarding accessibility standards can be obtained from the Federal Access Board. Class I bicycle trails will be built to AASHTO standards.
6. Cost Estimate. Provide details on Project costs. The Project Cost Estimate Form is on page 38; please refer to the Eligible Costs Charts (starting on page 40) when formulating a cost estimate. List required Match funds and the amount of RTP funds to be used on the Grant Project (include In-Kind values).
7. Project Location Map. Provide a map (city or county) with enough detail to allow a person unfamiliar with the area to locate the Project. The map should indicate access points to the site.
8. Photos of the Project site. Include major Control Points, as needed.
9. Land Ownership
(For Acquisition Projects)
Acquisition Schedule, Parcel Map, Willing Seller Letter. Provide an Acquisition schedule outlining the acreage and parcel number(s) to be acquired, estimated Acquisition date and estimated value of each parcel to be acquired. (See sample on page 39.) If applicable, include the estimated cost of relocation. *Land or interests in land acquired with RTP funds shall be acquired from a willing seller.*

Provide a letter from the seller(s) which indicates a willingness to sell or other documentation that the property is for sale. *All Acquisitions shall be in perpetuity.*

OR

(For Development Projects)

Land Tenure. If property is owned in fee title, provide the recordation number(s) from the deed. If property is not owned in fee title, provide documentation (lease, easement, agreement, etc.) verifying that the land tenure requirement has been met. (See page 11).

10. California Environmental Quality Act (CEQA). The Applicant is required to comply with CEQA at the time of Application. The Applicant should check with its local city or county planning agency for more information on how to complete CEQA.
An Applicant may demonstrate compliance with CEQA by providing an original copy of the *CEQA Certification Form* (see page 45) and either:
 - a copy of the Notice of Exemption,
 - a copy of the Notice of Determination or
 - other documentation of CEQA Project approval by the Lead Agency as appropriate.
11. Authorizing Resolution. (See page 36 for the Resolution form.) For cities, counties and non-profit organizations, the Resolution must be submitted with the Application. *This requirement does not apply to state agencies.*
12. Project Summary. Provide a summary (one-page maximum) that explains the Project. Describe Project components in addition to enhancements to be made to the Project site. The summary will not be scored.
13. Project Proposal. Provide a written proposal which answers each question or responds to each statement in the Project Proposal portion of the Procedural Guide as it pertains to your Project (see page 26).
 - Limit the Project Proposal to no more than 15 pages, 8 ½" x 11" paper, single-sided, double-spaced, with 12-point font.
Attachments do not count as part of the 15 pages.
14. Leases or Agreements. Provide a list of all *other* leases, agreements, memoranda of understanding, etc., affecting Project lands or the operation and Maintenance thereof, excluding those relevant to land tenure (if applicable).
15. Required Regulatory Permits (if applicable). Provide a list of existing and additional required permits, the status of each, and indicate when permit approval is expected. Examples include:
 - State Lands Commission
 - San Francisco Bay Conservation and Development Commission
 - Regional Coastal Zone Protection Commission
 - Corps of Engineers

16. Nonprofit Requirements. If the Applicant is a nonprofit organization, please provide the following:
- Articles of incorporation
 - Mission statement
 - Most recent annual report and budget
 - Verification of 501(C)(3) status
 - Verification of Fidelity Bond (prior to funds being paid) (See page 63).
 - Payee Data Record (See page 59).
17. Completed SHPO Memorandum of Understanding. (See page 49).

For Non-Motorized Projects, submit applications and correspondence to:

(Physical Address) Calif. Dept. of Parks and Recreation Office of Grants and Local Services 1416 Ninth Street, Room 918 Sacramento, CA 95814	(Mailing Address) Calif. Dept. of Parks and Recreation Office of Grants and Local Services P.O. Box 942896 Sacramento, CA 94296-0001
Phone: (916) 653-7423 Fax: (916) 653-6511	

For Motorized Projects, submit applications and correspondence to:

(Physical Address) Calif. Dept. of Parks and Recreation Off-Highway Motor Vehicle Recreation Division 1725 23 rd Street, Suite 200 Sacramento, CA 95816-7100	(Mailing Address) Calif. Dept. of Parks and Recreation Off-Highway Motor Vehicle Recreation Division P.O. Box 942896 Sacramento, CA 94296-0001
Phone: (916) 324-1573 Fax: (916) 324-1610	

**State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION**

RECREATIONAL TRAILS PROGRAM APPLICATION *Non-Motorized Project*

(Each site shall be considered a Project. Each Project must have its own Application.)

PROJECT NAME	Grant Request Amount \$ _____
PROJECT TYPE <i>Non-Motorized Project</i> (Check 1 box only) Acquisition <input type="checkbox"/> Development <input type="checkbox"/>	Required Match Amount \$ _____ TOTAL PROJECT COST \$ _____
APPLICANT (Agency name, address, and zip code)	COUNTY NEAREST CITY
APPLICANT'S REPRESENTATIVE AUTHORIZED IN RESOLUTION	PROJECT ADDRESS (including zip code)
Name (typed or printed) and Title	Email address Phone
PERSON with DAY-TO-DAY RESPONSIBILITY for ADMINISTRATION of the GRANT (if different from Authorized Representative)	
Name (typed or printed) and Title	Email address Phone
GRANT SCOPE: (Items of work to be completed with RTP Funds and the required Match amount. Do not include Project merits.)	
For Development Project, Land Tenure is _____ acres _____ Acres owned in fee simple by Applicant Recordation Number(s): _____ _____ Acres available under a _____ year lease Acres of other interest (explain) _____	For Acquisition Projects, Project Land will be _____ acres _____ Acres to be acquired in fee simple by Applicant _____ Acres to be acquired in other than fee simple (explain) _____

I certify that the information contained in this Application, including required attachments, is accurate.

Signed _____
Authorized Representative as shown in Resolution

_____ Date

Print Name and Title: _____

**State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION**

RECREATIONAL TRAILS PROGRAM APPLICATION *Motorized Project*

(Each site shall be considered a Project. Each Project must have its own Application.)

PROJECT NAME	Grant Request Amount \$ _____
PROJECT TYPE <i>Motorized Project (Check 1 box only)</i> Acquisition <input type="checkbox"/> Maintenance <input type="checkbox"/> Development <input type="checkbox"/> Equipment <input type="checkbox"/> Training/Safety Programs <input type="checkbox"/>	Required Match Amount \$ _____ TOTAL PROJECT COST \$ _____
APPLICANT <i>(Agency name, address, and zip code)</i>	COUNTY NEAREST CITY
APPLICANT'S REPRESENTATIVE AUTHORIZED IN RESOLUTION	PROJECT ADDRESS (including zip code)
Name <i>(typed or printed)</i> and Title	Email address Phone
PERSON with DAY-TO-DAY RESPONSIBILITY for ADMINISTRATION of the GRANT <i>(if different from Authorized Representative)</i>	
Name <i>(typed or printed)</i> and Title	Email address Phone
GRANT SCOPE: <i>(Items of work to be completed with RTP Funds and the required Match amount. Do not include Project merits.)</i>	
For Development, safety/training, Maintenance, equipment , trail assessment Projects, Land Tenure is _____ acres _____ Acres owned in fee simple by Applicant Recordation Number(s): _____ _____ Acres available under a _____ year lease Acres of other interest <i>(explain)</i> _____	For Acquisition Projects, Project Land will be _____ acres _____ Acres to be acquired in fee simple by Applicant _____ Acres to be acquired in other than fee simple <i>(explain)</i> _____

I certify that the information contained in this Application, including required attachments, is accurate.

Signed _____
Authorized Representative as shown in Resolution

_____ Date

Print Name and Title: _____

Project Proposal Instructions

- The Applicant must respond to the following criteria in the order in which they appear.
- Respond to each criterion separately.
- Provide a written response to each question or statement as it pertains to your Project. If a particular question or statement does not apply to your Project, please indicate as such with “NA” (not applicable).
- Cite studies, reports or other data that support your responses, where appropriate.
- The meanings of capitalized words and phrases used below can be found in the Definitions Section on page 6.
- For Acquisition Projects, respond as per the planned trail use.
- A Trailside or Trailhead Facility will be scored the same as the type of trail it serves provided that the Project is necessary for the public to use the trail. If the Trailside or Trailhead Facility also serves other park uses, the Grant will only proportionally fund the use by trail users.

Project Proposal

Introduction

The information provided in the Project proposal will allow the Department to evaluate the competing Grant Applications. In addition to striving for objectivity and uniformity in evaluating proposals, the Department will make an effort to provide equitable geographic spread of Funds provided that sufficient well qualified proposals exist.

100 POINTS = OVERALL TOTAL

1. **Deficiency.** (10 points)

Describe the trail deficiencies and why the Project is needed.

The following Project types will be given greater consideration:

- *Projects in an area without trails, and/or,*
- *Projects which provide incremental improvements to an important but incomplete trail network near population centers or near destination recreation areas including major park and/or recreation areas, and/or,*
- *Project sites which contain deficiencies due to inappropriate design or construction. In addition, these Project sites have degraded to become burdens on natural or cultural resources.*

Projects in an area without trails or which help complete an important trail system, and/or correct major design/construction deficiencies.	10 - 8
Projects which improve an area with moderate deficiencies.	7 - 5
Projects which improve an area with minimal deficiencies.	4 - 1
The Applicant did not respond to the criterion.	0

2. **Solutions to the Deficiency.** (10 points)

Describe how the Project will **address the deficiencies** identified in criterion #1 by providing new trail opportunities and/or realigning trail(s) to significantly increase use, improve access and/or protect resources.

The following Project types will be given greater consideration:

- *Projects which will provide solutions in an area which lack trails and/or trail opportunities, and/or,*
- *Projects which will provide solutions by reconstructing or relocating trails in order to increase usability and/or access, and/or,*
- *Projects which will provide solutions by reconstructing non-sustainable trails, or rehabilitating or relocating old trail routes to reduce environmental impacts.*

Projects which provide for significant :	
• New trail opportunities, improvement to usability/access and/or reduction of environmental impacts.	10 - 8
Projects which provide for moderate :	
• New trail opportunities, improvement to usability/access, and/or reduction of environmental impacts.	7 - 5
Projects which provide for minimal :	
• New trail opportunities, improvement to usability/access, and/or reduction of environmental impacts.	4 - 1
Projects which provide for no :	
• New trail opportunities, improvement to usability/access, and/or reduction of environmental impacts or the Applicant did not respond to the criterion.	0

Note: *Non-motorized trail Maintenance is ineligible. Maintenance includes such items as clearing and brushing, slough and berm removal, water bar installation or cleaning, seal coating of paved trails, resealing treated aggregate, painting and similar items.*

3. **Connectivity.** (5 points)

Describe how the Project's connects to or is part of a trail system.

The following Project types will be given greater consideration:

- *Projects that provide connections to or are part of regional, state or national trail systems will receive higher priority.*

The Project connects with or is part of:

A regional, state, or national trail system	5
A trail in a large park or park complex (over 1,000 acres) with a significantly connected trail system, but not connected to other trail systems	4
A trail in a medium sized park or park complex (over 100 acres) with a significant connected trail system, but not connected to other trail systems	3
A trail in a park which connects undeveloped natural areas of the park to developed public access area(s).....	2
A trail which only connects facilities within a park	1
No connection / Did Not Respond	0

4. **Linkages.** (5 points)

Describe the Project's linkages to population centers or gathering areas.

The following Project types will be given greater consideration:

- *Projects that provide for or enhance immediate impacts on the quality, quantity or variety of trail opportunities and experiences in the area by providing meaningful linkages between homes, schools, work places, campgrounds, and/or resorts; to parks, trails, greenways, scenic corridors; or natural, cultural, historical or recreation areas, will receive higher priority.*
- *Alignments well separated from highway uses will receive higher priority (except for road crossings which are necessary for the trail.) Trails may be located along the highway as a connector where no other feasible route exists.*

The Project provides:

Major linkage(s) well separated from highway uses.....	5
Significant linkage(s) well separated from highway uses	4
Less significant linkage(s) generally separated from highway uses	3
Linkage(s) of minor significance or some portions of trail adjacent to highway uses	2
Insignificant linkage or immediately adjacent to highway uses	1
No linkage / Did Not Respond.....	0

5. **User Demographics.** (5 points)
Describe who will be served by this Project.

The following Project types will be given greater consideration:

- *Projects providing expanded trail use by demographically diverse populations.*

Who Will be Served:

Very Diverse Population	5 - 4
Moderately Diverse Population.....	3 - 2
Minimally Diverse Population	1
Did Not Respond	0

6. **Numbers of Project Users.** (5 points)
Describe what the estimated use will be.

The following Project types will be given greater consideration:

- *Projects with high use. Projected visitation figures should be cited.*

Estimated Use:

High Use.....	5 - 4
Medium Use	3 - 2
Low Use	1
Did Not Respond	0

7. **Project User Accessibility.** (10 points)
Describe how the Project will provide access to persons with disabilities in compliance with the Federal Access Board guidelines regarding trail improvements. For Acquisition Projects, describe the plan for making the trail accessible when it is built.

The following Project types will be given greater consideration:

- *Projects which provide for the highest levels of accessibility.*

Project will fully meet accessibility standards	10
Project will meet accessibility standards by qualified departure(s).....	9 - 1
The Applicant did not respond to the criterion or fails to comply with accessibility guidelines and regulations.....	Project is Ineligible

Notes: *If an Applicant is applying for a departure from the Federal Access Board Guidelines for its Project, a detailed explanation must be included with this Application.*

Projects that do not comply with accessibility laws and rules will not be eligible.

8. **Access to the Project.** (10 points)

Describe the access to the Project site (public transportation, bicycle lanes, parking, staging areas, etc.) and/or how the Project will improve access.

Projects with the following attributes will be given greater consideration:

- *Projects that are easily accessible to all users, and/or,*
- *Projects presenting few limiting barriers such as flood control channels or major thoroughfares; and/or,*
- *Projects which eliminate barriers, and/or,*
- *Projects which have onsite or close-by parking or are accessible through public transportation or large population lives or works adjacent to the Project.*

<u>Unlimited Access:</u> There is (or the Project will result in) parking, public transportation bike lane(s) and staging area or a large population lives or works adjacent to the Project and there are no barriers which would impede access to the Project.....	10 - 8
<u>Moderate Access:</u> There is (or the Project will result in) either parking or public transportation, and, bike lane(s) or Pedestrian access and minimal barriers which would impede access to the Project.	7 - 5
<u>Limited Access:</u> There is no parking or public transportation. There is (or the Project will result in) either bike lane(s) or Pedestrian access and significant barriers which impede access to the Project.....	4 - 1
<u>No Access / Did Not Respond:</u>	Project is Ineligible

9. **Points of Interest.** (5 points)

Describe how the trail will provide for viewing and interpreting natural, cultural, historical or scenic characteristics on the Project or adjacent area.

Projects with the following will be given greater consideration:

- *Projects providing viewing and/or interpretation of natural, cultural, historic or scenic characteristics.*

Outstanding.....	5 - 4
Good.....	3 - 2
Poor.....	1
No Points of Interest / Did Not Respond.....	0

10. **Sustainable Design.** (10 points)

Describe how the Project will use sustainable design to minimize impacts to natural or cultural resources of the Project area. Describe the trail design and construction techniques that will be used to reduce the need for recurring Maintenance. Describe how the Project will be placed on the land base to maximize sustainable design elements and minimize the use of complex trail structures which increase the level and cost of Maintenance. For Rehabilitation Projects, describe how the Project will improve the trail by elimination of problem areas and replacement with sustainable design features.

Projects should include the sustainable design features listed below as they are applicable. Explain how each of the sustainable design features is or is not applicable to the Project.

Projects will be ranked by how well they meet applicable design features. Design features which are not applicable to the Project should be so noted and will not have an impact on the score.

- A. Curvilinear design that optimizes the use of appropriate placement of trail alignments following the topographic contours.
- B. Trail grades that are designed according to season of use, soil types and user types to minimize tread erosion and to minimize the need for steps and complex trail structures.
- C. Trails that are located on side slopes with use of outslope drainage and sheet drainage techniques to minimize the need for water bars and check dams.
- D. Trails that avoid meadows, flat ground, or ridge top alignments.
- E. Turnpikes, causeways and puncheons/boardwalks are used only when such alignments may not be reasonably avoided.
- F. Trail structures that are used as a last resort when surrounding land base dictates structural solutions to accommodate curvilinear design.
- G. Sensitive natural or cultural areas are avoided except as required by the land base or for suitable user interpretation.
- H. Projects designed to encourage on-trail use and discourage off-trail travel.
- I. Projects which utilize recycled materials.
- J. Trails that are hardened or paved to provide appropriate tread firmness for intended user groups in relation to the soil capability, grade, season of use and expected wear of the tread surface.

Project meets all of the above applicable sustainable design features.	10 - 8
Project meets most of the above applicable design features.	7 - 5
Project meets some of the above applicable design features.	4 - 1
Project does not meet any of the above applicable sustainable design features or the Applicant did not respond to the criterion.	0

11. **Diversified Use.** (5 points)

Describe how the Project provides for multiple Recreational Trail uses and/or trail corridor sharing.

Projects with the following will be given greater consideration:

- *Projects that will provide for the greatest number of compatible uses or innovative Recreational Trail corridor sharing to accommodate motorized and non-motorized Recreational Trail use.*
- *Projects that will provide for demonstrated diversified and compatible trail uses.*

Diversified uses include, but are not limited to:

Equestrian, Bicycle, Pedestrian, Cross-Country Ski, Motorcycle, ATV, 4-wheel Drive, Snowmobile, Skate, Skateboard and Others.

Three or more use-types.....	5
Two use-types.....	3
One use-type	1
Did Not Respond.....	0

12. **Including Stakeholders in the Project.** (5 points)

Describe the efforts to include trail stakeholders in the Project planning and implementation of the Project by answering the following:

- What methods were used to obtain the ideas of potential users and public agency and non-profit partners?
- How were the interested parties notified of the opportunity to participate, and approximately how many were notified?
- How will you use volunteers in designing and/or implementing the Project?

The maximum number of points will be given to Applicants that made concerted efforts to involve the broadest representation of the potential trail users and public agency and non-profit partners in the Project planning and implementation process.

The Applicant made a <i>concerted effort</i> to involve the broadest representation of potential users and public agency and non-profit partners in the Project.....	5 - 4
The Applicant made a <i>moderate effort</i> to involve the broadest representation of potential users and public agency and non-profit partners in the Project.....	3 - 2
The Applicant made a <i>limited effort</i> to involve the broadest representation of potential users and public agency and non-profit partners in the Project.....	1
The Applicant made no efforts to include the broadest representation of potential users and public agency and non-profit partners in the Project or did not respond to the criterion.....	0

13. Consistency with Other Plans. (5 points)

Describe how the Project is consistent with the California Comprehensive Outdoor Recreation Plan, Statewide Trails Plan, city, county, or regional master plan or the applicant’s general plan?

Projects that are consistent with one or more of the above plans will be given greater consideration.

Project is Very Consistent with one or more plans	5 – 4
Project is Somewhat Consistent with one or more plans	3 –1
Not Consistent / Did Not Respond	Project is Ineligible

14. Management Capacity. (5 points)

Describe the capability of your agency and/or partners to provide for all aspects of the trail management process, including Project planning, design, layout, construction, Maintenance and operation.

Applicants should demonstrate that staff or partners involved in the Development of the Project will utilize the basic elements of the trail management process.

- What demonstrated ability or type of training has the Applicant or partners received to implement the proposed Project?
- Elements of an excellent trail management process include:
 - the appropriate upfront planning that demonstrates the Project need in relation to the user types,
 - maximizing accessibility,
 - utilizing appropriate trail design to obtain maximum sustainability of the proposed Project and to minimize user barriers,
 - demonstrated ability to design the Project to minimize impact to the natural and cultural resources,
 - construction techniques that utilize aesthetic design and compatible or renewable material resources,
 - a monitoring and Maintenance program that keeps the proposed Project at intended design standards.

Applicant demonstrates an excellent integrated trail management process....	5 - 4
Applicant demonstrates a very good integrated trail management process	4 - 3
Applicant demonstrates a good integrated trail management process	2
Applicant demonstrates a fair integrated trail management process.....	1
Did Not Respond	0

15. **Service Corps Involvement.** (5 points)
Describe involvement of the California Conservation Corps, Certified Conservation Corps and/or Service Corps in the Project.

Applicant will involve California Conservation Corps, Certified Conservation Corps and/or Service Corps involvement in the Project.

Yes.....5
No0

Resolution Instructions

1. You may reformat the resolution as long as the text is unchanged.
2. The Authorized Representative may be a particular person (or persons) or a position (or positions). The advantage of having a position named as the Authorized Representative is that a new resolution would not be required should the person holding the position change.
3. The person holding the position named as the Authorized Representative in the Resolution may delegate that authority by sending a letter to the Department. A separate letter is required for each Contract.
4. Resolutions are not required for applications by State agencies.

Resolution Form

Resolution No: _____

RESOLUTION OF THE (Title of Governing Body/City Council, Board of Supervisors) OF (City, County, District Applicant) APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE RECREATIONAL TRAILS PROGRAM

WHEREAS, the “Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users” provides funds to the State of California for Grants to state, local and non-profit organizations to acquire, develop and/or maintain motorized and non-motorized trail purposes; and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the State, setting up necessary procedures governing Project Application under the program; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the Applicant to certify by resolution the approval of application(s) before submission of said Application(s) to the State; and

WHEREAS, the Applicant will enter into a Contract with the State of California to complete the Project(s);

NOW, THEREFORE, BE IT RESOLVED that the (Grantee’s Governing Body) hereby:

1. Approves the filing of an Application for the Recreational Trails Program; and
2. Certifies that said Applicant has or will have available prior to commencement of any work on the Project(s) included in this Application, sufficient funds to operate and maintain the Project(s); and
3. Certifies that the Grantee has reviewed, understands, and agrees to the General Provisions contained in the Contract shown in the Procedural Guide; and
4. Appoints the (designated position) as agent to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the Project.
5. Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.

Approved and Adopted the ____ day of _____, 20_____.

I, the undersigned, hereby certify that the foregoing Resolution Number _____ was duly adopted by the (Grantee’s Governing Body) following a roll call vote:

Ayes:

Noes:

Absent:

(Clerk)

Cost Estimate Instructions

The purpose of requiring Grantees to provide a cost estimate is to:

1. Ensure that only Eligible Costs are incurred.
2. Ensure that items purchased and work completed is consistent with the Grant Scope. (The cost estimate should include line items for each design element listed in the Grant Scope.)
3. Ensure that no more than 25% of the Grant amount is spent on non-construction costs (for Grants involving Development) and costs other than land Acquisition (for Projects that involve Acquisition).
4. Determine how Project funds are going to be spent.
5. Determine how the various funding sources for the Project interrelate.

The cost estimate form below is intended to assist you in developing a cost estimate for your Project. You may reformat and change the content as needed to accommodate the Grant Scope.

For Projects that involve Acquisition, this form will need to be used in conjunction with the Acquisition Schedule.

For Projects that involve Development, non-construction costs cannot exceed 25% of the total Grant Request amount. Examples of non-construction costs include Project planning (excluding Grant writing), negotiations, personnel costs, and Fidelity Bonds (for non-profit Grantees only). See Eligible Costs Charts starting on page 40 for more information.

For Projects that involve Acquisition, costs other than land cannot exceed 25% of the total Grant Request amount. Examples of these costs include preliminary title reports, appraisals, and escrow fees. See Eligible Costs Charts starting on page 40 for more information.

COST ESTIMATE FORM

Costs other than Land Acquisition/Non-Construction Costs			
Description of Work	DPR Grant(s)	Other funding sources (if applicable)	Total
	\$		
	\$		
	Subtotal: \$	\$	\$

Land Acquisition/Construction Costs			
Description of Work	DPR Grant(s)	Other funding sources (if applicable)	Total
	\$		
	\$		
	\$		
	\$		
	\$		
	Subtotal: \$	\$	\$
	Total: \$	Total: \$	Total Project Cost: \$

DPR Funding Sources	
	\$
	\$
Total DPR funding sources:	\$

Notes:

This form is intended as an estimate; changes to these figures may and are expected to occur during the course of construction. A new cost estimate must be submitted if costs funded by RTP funding sources increase by more than 10%.

RTP Grants may be combined with other Grants to fund a Project where the Grant Scope is the same.

**State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION**

ACQUISITION SCHEDULE FORM

(To be submitted with the Application)

Assessor's Parcel No.	Acreage	Estimated Date of Acquisition	Estimated Value of Land to be Acquired (2)	Estimated Value of Improvements to be Acquired (2)	Estimated Cost of Relocation	Total Estimated Cost (3)
(1)						
Total acres:					Total Estimated Cost:	

Costs other than land (4): \$ _____

Grand Total: \$ _____

- (1) Use additional rows if Acquisition involves more than one parcel.
- (2) From appraisal. "Estimated Value of Improvements to be Acquired" refers to buildings or other structures on the land being acquired.
- (3) Total of Estimated Value of Land, Estimated Relocation Costs, and Estimated Value of Improvements to be Acquired.
- (4) From Cost Estimate Form. For Acquisition Projects, this cannot exceed more than 25% of the Grant Application Amount.

Eligible Costs Charts

Rule regarding Eligible Costs: the Grantee may only claim those costs directly related to the Grant. Indirect Costs or charges made as a percentage of costs are not eligible expenses.

Eligible Costs Chart - Involving Acquisition

NON-LAND COSTS (Maximum of 25% of Grant Request Amount)	EXAMPLES
<ul style="list-style-type: none"> • Costs other than land 	<ul style="list-style-type: none"> • Appraisals, surveys • Preliminary title reports, escrow fees • Title insurance fees • Costs related to administering relocation program.

LAND COSTS	EXAMPLES
<p>RELOCATION COSTS</p> <ul style="list-style-type: none"> • Relocation costs are allowable for Projects resulting in displacement of any person and/or business. Grantee must comply with the State and Federal Relocation Acts even if relocation costs are not claimed for reimbursement. 	<ul style="list-style-type: none"> • Housing • Movers
<ul style="list-style-type: none"> • Costs of the land. 	<ul style="list-style-type: none"> • Purchase price of the property

Eligible Costs Chart - For Development Projects

Rule regarding Eligible Costs: the Grantee may only claim those costs directly related to the Grant. Indirect Costs or charges made as a percentage of costs are not eligible expenses.

NON-CONSTRUCTION COSTS (MAXIMUM 25% OF GRANT REQUEST AMOUNT)	EXAMPLES
<ul style="list-style-type: none"> • Premiums on hazard and liability insurance to cover personnel or property • Fidelity Bond (non-profit Grantees only) • <u>Services of the Grantee's employees not directly engaged in Project execution (see rules for personnel and employee services)</u> 	<ul style="list-style-type: none"> • Plans and specifications • Permits • Fidelity Bond premiums • Payroll services for employees directly engaged in Project execution.
CONSTRUCTION COSTS	EXAMPLES
<p>PERSONNEL OR EMPLOYEE SERVICES</p> <ul style="list-style-type: none"> • Services of the Grantee's employees directly engaged in Project execution. (See rules for personnel and employee services). 	<ul style="list-style-type: none"> • Wages and benefits • Work performed by another department or section of the Grantee's agency
<p>CONSTRUCTION</p> <ul style="list-style-type: none"> • The cost of all necessary construction activities, from site preparation to the completion of a structure or facility. 	<ul style="list-style-type: none"> • Trail Development • Inspection • Construction management
<p>CONSTRUCTION EQUIPMENT</p> <ul style="list-style-type: none"> • Equipment may be leased, rented, or purchased, whichever is the most economical. If the equipment is purchased, its residual market value must be credited to the Project costs upon completion. • Equipment owned by the Grantee may be charged to the Project for each use. Rental rates published by the California Department of Transportation may be used as a guide. • If Grantee's equipment is used, a report or source document must describe the work performed, indicate the hours used, relate the use to the Project, and must be signed by the operator and supervisor. • Equipment use charges must be made in accordance with the Grantee's normal accounting practices. 	<ul style="list-style-type: none"> • Rental Equipment • Leased Equipment • Purchased Equipment
<p>CONSTRUCTION SUPPLIES AND MATERIALS</p> <ul style="list-style-type: none"> • May be purchased for a specific Project, or may be drawn from central stock, if claimed costs are no higher than those the Grantee would pay if purchased elsewhere. <p>The Grantee may only claim those costs directly related to the Project.</p>	<ul style="list-style-type: none"> • Concrete • Lumber • Aggregate • Landscape materials

FIXED EQUIPMENT <ul style="list-style-type: none"> • Equipment permanently fixed to the Project facility. 	<ul style="list-style-type: none"> • Display boards • Signs/interpretive Aids
RELOCATION COSTS <ul style="list-style-type: none"> • Relocation costs are allowable for Projects resulting in displacement of any person and/or business. • Grantee must comply with the State and Federal Relocation Acts even if relocation costs are not claimed for reimbursement. 	<ul style="list-style-type: none"> • Temporary housing • Movers
NON-CAPITAL AND MISCELLANEOUS COSTS <ul style="list-style-type: none"> • Costs necessary and directly related to/for the execution of the Project. 	<ul style="list-style-type: none"> • Communications • Transportation costs for moving equipment or personnel

Eligible Costs Chart – Programmatic Projects (Motorized Only)

Rule regarding Eligible Costs: the Grantee may only claim those costs directly related to the Grant. Indirect Costs or charges made as a percentage of costs are not eligible expenses.

COSTS	EXAMPLES
OPERATIONS AND PROGRAM COSTS <ul style="list-style-type: none"> • Documentable costs associated with planning and operating the program as allowed by the enabling legislation. 	<ul style="list-style-type: none"> • Program planning • Organized activities • Equipment • Transportation • Food
NON-FIXED EQUIPMENT (For Motorized Projects only) The purchase of non-fixed equipment is eligible only for Maintenance Projects, environmental protection or safety education programs.	<ul style="list-style-type: none"> • Snow grooming trackers, off-highway patrol vehicles.

Eligible Costs Chart – Planning Projects (Motorized Only)

COSTS	EXAMPLES
PLANNING COSTS <ul style="list-style-type: none"> • Planning costs allowed by the enabling legislation • Preliminary Project costs • Fidelity Bond (non-profit Grantees only) 	<ul style="list-style-type: none"> • Plans and specifications • Permits • Fidelity Bond premiums

Rules for Personnel and Employee Services

- Costs must be computed according to Grantee's prevailing wage or salary scales, and may include fringe benefit costs.
- Costs charged to the Project must be computed on actual time spent on a Project and supported by time and attendance records describing the work performed on the Project.
- Overtime costs may be allowed under the recipient's established policy, provided that the regular work time was devoted to the same Project.

Salaries and wages claimed for employees working on state Grant funded Projects must not exceed the Grantee's established rates for similar positions.

California Environmental Quality Act (CEQA) Instructions

All Projects must comply with CEQA at the time of Application. The Applicant should check with its local city or county planning agency for more information about how to complete CEQA.

An Applicant may demonstrate compliance with CEQA by providing an original copy of the *CEQA Certification Form* (see next page) and either:

- a copy of the Notice of Exemption,
- a copy of the Notice of Determination or
- other documentation of CEQA Project approval by the Lead Agency as appropriate.

**CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)
CEQA Compliance Certification Form**

Grantee: _____ **Project Name:** _____

Project Address: _____

When was CEQA compliance completed for this Project? Date: _____

What document(s) was filed for this Project's CEQA compliance: (check all that apply)

Initial Study Notice of Exemption Negative Declaration Mitigated Negative Declaration

Environmental Impact Report Other: _____

Note: If a Master Environmental Impact Report was used to comply with CEQA you are certifying that the Project is covered in adequate detail to allow the Project's construction or acquisition.

**Please attach the Notice of Exemption or the Notice of Determination as appropriate.
If these forms were not completed, please attach a letter from the Lead Agency explaining why.**

Lead Agency Name: _____ **Contact Person:** _____

Mailing Address: _____

Phone: (_____) _____ **Email:** _____

Certification:

I hereby certify that the Lead Agency is in compliance with the California Environmental Quality Act (CEQA), for which the _____ Applicant/Grantee has applied for funding from California State Parks.

I further certify that the CEQA compliance for this Project covers all aspects of the work to be completed with grant funds.

I represent and warrant that I have full authority to execute this CEQA Compliance Certification on behalf of the Lead Agency. I declare under penalty of perjury that the foregoing certification of CEQA Compliance for the above named Project is true and correct.

Authorized Representative Date
(Signature)

Lead Agency Representative Date
(Signature)

Authorized Representative
(Printed or Typed name and title)

Lead Agency's Representative
(Printed or Typed name and title)

For official use only below this line

Project Officer Initials and Date: _____ Supervisor Initials and Date: _____

Comments:

FEDERAL ENVIRONMENTAL CERTIFICATION FORM

RECREATIONAL TRAILS PROGRAM

(Agency Name)

(Local Project No.)

(State Project No. to be filled in by DPR)

PROJECT DESCRIPTION: (Describe the Project, purpose, location, limits, right-of-way requirements, and activities involved.)

Enter project description in this text box. Use Continuation Sheet, if necessary

CEQA COMPLIANCE AND DETERMINATION

- I conclude the Project qualifies for exemption under CEQA. **Categorical Exemption Number** _____
(See 14 CCR 15300 et seq.)
- General Rule Exemption (This Project does not fall within an exempt class, but it can be seen with certainty that there is no possibility the activity may have a significant effect on the environment.)** [14 CCR 15061 (b) (3)]
- The adverse impact will be mitigated to insignificance.** (Attach a copy of the Negative Declaration and Notice of Determination)
- Signatures below indicate applicant and state review has determined that documents are ready for FHWA review.*

Signature: Authorized Applicant

Date

Signature: State Official

Date

NEPA COMPLIANCE

Based on an examination of this proposal, supporting information, and the following statements:

- This Project does not have a significant impact on the environment as defined by the NEPA.
- This Project does not involve substantial controversy on environmental grounds.
- This Project does not involve significant impacts on properties protected by Section 106 of the National Historic Preservation Act.
- This Project does not involve significant impacts on federally listed, threatened, or endangered species (including candidate species) or their critical or sensitive habitat.
- This Project is consistent with all Federal, State, & local laws, requirements or administrative determinations relating to the environmental aspects of this action.

NEPA RECOMMENDATION

Based on an examination of this proposal, supporting information, and the statements above under "NEPA Compliance", it is recommended that the Project is a:

- 1) CATEGORICAL EXCLUSION (CE):** Activities which do NOT involve or lead directly to construction, ground disturbance activities or land Acquisition, such as planning and technical studies; grants for training and research programs, as set forth in 23 CFR 771.117 (c) (1).
- 2) CATEGORICAL EXCLUSION (CE):** For actions not covered by numbered paragraph 1) above, which nevertheless do not individually or cumulatively have a significant environmental impact and are excluded from the requirement to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS).

Signature: Authorized Applicant

Date

Signature: State Official

Date

FHWA DETERMINATION

Based on the evaluation of this Project and the statements above, it is determined that the Project meets the criteria of and is properly classified as a Categorical Exclusion (CE).

Signature: FHWA Representative

Date

Additional information attached or referenced as appropriate (e.g. §106 clearance letter from OHP; date of COE nationwide permit; § 7 species survey results and/or Not Likely to Adversely Affect listed species letter from the USFWS and/or NMFS ; Wetlands Finding; Floodplain Finding)

CONTINUATION SHEET

Recreational Trails Program (RTP) Project Application CEQA/NEPA Determination Form Instructions

This form shall be used to document CEQA Categorical Exemptions (CEs) and NEPA Categorical Exclusions (CEs) for Recreational Trails Program (RTP) Projects. This form can also be used to document a Mitigated Negative Declaration and Notice of Determination as a result of an Initial Study (IS) performed under CEQA.

CEQA COMPLIANCE

Local agencies and/or the State shall comply with CEQA and are responsible for the resulting determination made on the form. As a minimum, describe the Project, purpose, location, limits, activities involved in the undertaking and any right-of-way requirements. An additional sheet may be attached to the form if necessary.

Indicate the CE Class number from the CEQA Guidelines (Title 14 CCR 15300) or the general rule exemption (Title 14 CCR 15061(b)(3)). The Project proponent (Authorized Applicant) and the State Official signatures in the CEQA COMPLIANCE AND DETERMINATION box attest that the Project is properly classified as a Categorical Exemption.

CEQA does not allow mitigation of significant impacts under a Categorical Exemption. If the Project requires mitigation to reduce a significant environmental impact below the level of significance, a Mitigated Negative Declaration must be prepared for CEQA compliance.

NEPA COMPLIANCE

Compliance with the NEPA is required whenever federal money is involved in a Project. Local agencies and/or the State are responsible for performing all the necessary actions in complying with the NEPA and the resulting recommendation made on the form.

Check the appropriate CE box under NEPA RECOMMENDATION:

“1) CATEGORICAL EXCLUSION (CE)” are activities which do NOT involve or lead directly to construction, ground disturbance activities or land acquisition, such as planning and technical studies; grants for training and research programs, as set forth in 23 CFR 771.117 (c) (1). (e.g. Educational Materials)

“2) CATEGORICAL EXCLUSION (CE)” are actions not covered by paragraph **“1) CATEGORICAL EXCLUSION (CE)”** above, which nevertheless do not individually or cumulatively have a significant impact and are excluded from the requirement to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS). Construction, ground disturbance activities or land acquisitions are actions applicable to this paragraph.

State and local agency Projects must meet all five declarations of fact listed under the NEPA COMPLIANCE section of the form. The Project proponent (Authorized Applicant) and the State Official signatures in the NEPA RECOMMENDATION box attest that the Project meets all of the conditions and is properly classified as Categorical Exclusion. The FHWA Representative signs and dates in the FHWA DETERMINATION space, validating that the action will not individually or cumulatively have a significant effect and is excluded from the requirement to prepare an EA or EIS.

Documentation supporting the CE will accompany the CEQA/NEPA Determination Form. Examples of this documentation could include a letter from the Office of Historic Preservation (OHP) concluding “no effect on historic properties” and/or a letter from the U.S. Fish and Wildlife Service (USFWS) that concludes “Not Likely to Adversely Affect” to an endangered/threatened species and other environmental reports and documentation. Although not all inclusive, the following may be applicable to an RTP Project and require the appropriate documentation:

- Pursuant to Executive Order 11998 (Floodplain Management) and Executive Order 11990 (Protection of Wetlands), a Floodplain Finding or Wetlands Finding, respectively, may be required. If so, please attach.
- Documentation of compliance with Section 106 of the National Historic Preservation Act is required if historic resources, as defined in 36 CFR 800.2(e), are involved in the Project. If so, attach a brief statement of the conclusion of Section 106 consultation and/or clearance letter from OHP.
- If the Project involves Waters of the United States, as defined in the Clean Water Act of 1977 (33 USC 1251-1376), and meets the requirements of a Section 404 Nationwide Permit, indicate which permit applies.
- Documentation of compliance with the Endangered Species Act may also be required. If so, attach a summary of the conclusions of the ESA consultation and/or clearance letters from the USFWS and/or NMFS.

If the Project does not qualify as a CE as defined by 23 CFR 771.117 (a), an Environmental Assessment (EA) will be prepared. However, a Project requiring an EA may not be suitable as an RTP Project.

State Historic Preservation Act MOU FORM

COMPLIANCE WITH HISTORIC PRESERVATION ACT MEMORANDUM OF UNDERSTANDING – RTP GRANT

APPLICANT: _____

PROJECT(S): _____

I have determined that the Applicant's Acquisition and/or Development Project's will not adversely affect cultural properties included in or eligible for inclusion in the National Register of Historic Places. This determination is contingent upon the applicant's concurrence that any plans for development, not to exclude minor improvements involving ground disturbance, will be submitted to the State Historic Preservation Officer for review and comment at the earliest opportunity. In the event that development plans will not be formulated and/or implemented by the Applicant, but by another agency or group, the Applicant will assume the responsibility for ensuring that all provisions and stipulations contained herein are executed, as needed, jointly with that agency or group or independently by the agency or group. This determination is further contingent upon the applicant's commitment to implement in good faith the following program of compliance with 36 CFR 800, Executive Order 11593 and Section 106 of the National Historic Preservation Act of 1966, as amended.

1. The applicant accepts the premise that proper cultural resources identification. Evaluation and management will be an integral part of the planning process for the Project(s).
2. Accordingly, prior to the commencement of any physical development activity, the applicant or his designee will arrange to have appropriately qualified professionals perform such investigations as may be necessary to:
 - a. Identify, evaluate and manage any cultural values located within the Project(s)'s potential area of environmental impact that are included in or may be eligible for inclusion in the National Register of Historic Places.
 - (1) If, after consultation with the State Historic Preservation Officer, any values not already included in the National Register are determined to be eligible for inclusion in the National Register, the applicant or his designee will nominate them to the Register according to established procedures. Nominations shall be submitted to the State Historic Preservation Officer no later than six months after the adoption of a final development plan.
 - b. Determine, in consultation with the State Historic Preservation Officer, if and to what extent, these values may be adversely affected by planning, development, operation and Maintenance activity.
 - (1) Develop and implement prudent and feasible measures, acceptable to the applicant or his designee and the State Historic Preservation Officer, capable of either effectively mitigating or avoiding adverse effects on National Register and National Register values. Avoidance and protection will be preferred objectives. However, should discussions indicate that only something less is

achievable, that course action which is likely to cause the least unnecessary damage to these values will proceed. Documentation of compliance with each of these stipulations as needed will be submitted to the State Historic Preservation Officer of review and comment in a timely fashion.

The applicant or his designee will unilaterally determine the time most suitable for the commencement of cultural resource investigations acknowledging, however, that:

1. They will constitute a part of the planning process providing data for sound, advance-planning decisions.
2. They will be completed before a final development plan is adopted and any physical activity begins.

Failure to comply with any of the provisions and stipulations therein contained shall constitute ground for revocation of a no adverse effect determination and shall require full application compliance with the Advisory Council procedures.

By: _____
Applicant's Authorized Representative

Date: _____

To be completed by the State after the Project is recommended for funding.

By: _____
STATE HISTORIC PRESERVATION OFFICER

Date: _____

State Recommendation For Funding

Once the Department concludes the Application review process, it will notify Applicants by letter if their Project(s) are being recommended for funding. Applicants whose Projects are recommended for funding, will then need to complete the federal application requirements (see page 52). Applicants whose Projects are not recommended for funding are encouraged to consider submitting the same Project proposal or a different Project proposal for the next Application cycle the following year.

III. FEDERAL APPLICATION REQUIREMENTS

Once the Department recommends approval of the Project, Applicants are required to meet each of the following federal requirements before the Project can be approved for funding. RTP Project Officers and/or a RTP Supervisor are available to assist Applicants in meeting these federal application requirements. **The Department recommends that Applicants wait until they receive their notification letter before commencing with activities associated with meeting these requirements.**

The National Environmental Policy Act (NEPA).

The DPR recommends that you discuss your Project with your RTP Project Officer to determine the type and extent of additional environmental review that may be needed to meet NEPA requirements. The type and extent of additional environmental review that may be needed is dependent upon the type of Project and any previous environmental review activities that may have already been completed.

The National Historic Preservation Act of 1966 (also known as Section 106).

All Applicants must contact the Historic Resource Information Center closest to them to conduct a Historic Resource records search. Once the records search is completed, Applicants shall send the Information Center's records search report, along with a letter on the Applicant's letterhead stating whether the Applicant concurs with the Information Center's findings to their Project Officer for submission to the SHPO for review and approval of Section 106 requirements.

Transportation Improvement Program (TIP) Requirement.

The listing of the Project on either the State Transportation Improvement Program (STIP) or a local Transportation Improvement Program (TIP), as applicable. Most counties are represented by Metropolitan Planning Organizations (MPOs) who develop regional transportation plans. Applicants within MPO areas must contact their MPO to list their RTP Project on the appropriate transportation plan. Applicants outside of MPO areas can contact the CA Dept. of Transportation (CalTrans) in order to meet the TIP listing requirement. If needed, Applicants may contact their Project Officer to find out which MPO, if any, needs to be contacted.

For Acquisition Projects.

The Applicant, at its own expense, will be required to have an appraisal prepared conforming to Uniform Appraisal Standards for Federal Land Acquisitions (USFLA). The appraisal must be reviewed by an independent appraiser who must certify that the appraisal meets USFLA standards. Both the appraisal and the review of the appraisal must be submitted to DPR prior to federal funding approval. These standards may be found at <http://www.usdoj.gov/enrd/land-ack/>

Federal approval of RTP Projects

After the Applicant receives its state recommendation for funding letter (see previous page), DPR recommends that Applicants work closely with their RTP Project Officer to meet the above mentioned federal application requirements. Once these requirements are met, DPR will submit the Project to FHWA for review and approval, which could take several months.

Note that costs incurred on the RTP Project can not be reimbursed with RTP funds prior to the date of federal approval. Therefore, DPR recommends that Applicants budget accordingly in order to cover any pre-approval costs associated with the Project.

IV. CONTRACT PROCESS

Contract Provisions Overview

The following list is provided to highlight particular Contract provisions, and is not intended as a substitute for the Contract itself:

Legal Requirements

The Grantee shall comply with all applicable current state and federal laws and regulations, including, but not limited to, legal requirements for construction contracts, building codes, health and safety codes, relocation and real property acquisition, and laws and codes pertaining to individuals with disabilities.

Public Access

The Grantee shall provide for public access to the Project lands, facilities, and Programs in accordance with the intent and provisions of the Recreation Trails Program.

Site Inspection

The Grantee shall permit site inspections by the Department, including a final inspection of the Project facilities or other deliverables developed using State funds, to determine if the work performed is in accordance with the approved Grant Scope. The Grantee shall make any Program or plans developed or administered with State funds available for observation. Projects which involve only Acquisition will normally not receive a final site inspection.

Contract Withdrawals

The Grantee may unilaterally rescind the Contract at any time prior to the commencement of a Project. After Project commencement, the Contract may be rescinded, modified or amended only by mutual agreement in writing between the Grantee and the State.

Scope Change

Requests for changes to the scope of a Grant must be submitted in writing. See page X for additional information on requesting a change in Grant Scope.

Loss of Funding

The following actions may result in a Grantee's loss of funding:

- A Grantee fails to obtain a Contract within the time period specified in the enabling legislation.
- A Grantee withdraws from the Contract.
- A Grantee fails to complete the Project(s) described in the Grant Scope, and/or fails to submit an approved Grant Completion Packet within the Contract Performance Period.

Funds Reverting

Any Grant funds that are not encumbered and expended on Eligible Costs within the time frame specified in the Contract shall revert to the source fund.

State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION

Sample Grant Contract

**GRANT CONTRACT
 RECREATIONAL TRAILS PROGRAM**

GRANTEE _____

CONTRACT PERFORMANCE PERIOD is from _____ through _____

PROJECT TITLE _____ PROJECT NUMBER _____

The Grantee agrees to the terms and conditions of this Contract, and the State of California, acting through its Director of Parks and Recreation, pursuant to the State of California, agrees to fund the total State Grant Amount indicated below.

SCOPE :

Total State Grant Amount not to exceed \$ _____ OR 88% of the eligible Project costs whichever is less.

The General and Special Provisions attached are made a part of and incorporated into the Contract.

 Grantee

By _____
 (Typed or Printed Name of Authorized Representative)

STATE OF CALIFORNIA
 DEPARTMENT OF PARKS AND RECREATION

 (Signature of Authorized Representative)

By _____

Title _____

Date _____

Date _____

CERTIFICATION OF FUNDING (FOR STATE USE ONLY)

AMOUNT OF ESTIMATE \$		CONTRACT NUMBER	FUND		
ADJ. INCREASING ENCUMBRANCE \$		APPROPRIATION	RECREATIONAL TRAILS PROGRAM		
ADJ. DECREASING ENCUMBRANCE \$		ITEM CALSTARS VENDOR NUMBER			
UNENCUMBERED BALANCE \$		LINE ITEM ALLOTMENT	CHAPTER	STATUTE	FISCAL YEAR
T.B.A. NO.	B.R. NO.	INDEX	PCA		OBJ. EXPEND
I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance.					
SIGNATURE OF ACCOUNTING OFFICER			DATE		

Grant Contract for Grants Funded by Recreational Trails Program

Grantee agrees that lands acquired with Grant monies shall not be acquired through the use of eminent domain.

GENERAL PROVISIONS

A. Definitions

The term "Act" as used herein means the Recreational Trails Program pursuant to state and federal statutes.

1. The term "Application" as used herein means the individual Project Application and its required attachments for Grants pursuant to the enabling legislation and/or Grant program.
2. The term "Acquisition" means to obtain fee title or easement of real property. Leases or rentals do not constitute Acquisition.
3. The term "Department" means the California Department of Parks and Recreation.
4. The term "Development" means Capital Improvements to real property by construction.
5. The term "Grantee" as used herein means the party described as the Grantee on page 1 of this Contract.
6. The term "State" as used herein means the State of California Department of Parks and Recreation.

B. Project Execution

1. Subject to the availability of Grant monies in the Act, the State hereby Grants to the Grantee a sum of money (Grant monies) not to exceed the amount stated on page 1, or 88% of costs, whichever is less, in consideration of, and on condition that, the sum be expended in carrying out the purposes as set forth in the Scope described in the enabling legislation, and on page 1, and under the terms and conditions set forth in this Contract.

The Grantee shall assume any obligation to furnish any additional funds that may be necessary to complete the Grant Scope. Any modification or alteration in the Project as set forth in the Application on file with the State must be submitted to the State for approval.

2. The Grantee shall complete the Grant Scope in accordance with the time of Contract Performance Period set forth on page 1, and under the terms and conditions of this Contract.
3. The Grantee shall comply as lead agency with the California Environmental Quality Act (Public Resources Code, Section 21000, et. seq., Title 14, California Code of Regulations, Section 15000 et. seq.) and the National Environmental Policy Act.
4. The Grantee shall comply with all applicable current laws and regulations affecting Development Projects, including, but not limited to, legal requirements for construction contracts, building codes, health and safety codes, and laws and codes pertaining to individuals with disabilities.
5. Prior to the commencement of any work, the Grantee agrees to submit any significant deviation from the original Grant Scope in writing to the State for prior approval. Changes in the Grant Scope must be approved in writing by the State.
6. If the Grant Scope includes Acquisition of real property, the Grantee will comply with the terms of Title II and Title III, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646), 94 Stat. 1894 (1970), and the applicable regulations and procedures implementing such Act for all real property Acquisitions and where applicable shall assure that the Act has been complied with for property to be developed with assistance under the Contract and the Grantee agrees to comply with the Government Code Chapter 16 commencing with Section 7260 et seq. and all applicable federal, state and local laws or ordinances affecting relocation and real property Acquisition. Documentation of such compliance will be made available for review upon request by the State.

7. The Grantee shall provide for public access to Project facilities in accordance with the intent and provisions of the Recreational Trails legislation and/or Grant program.

C. Project Costs

The Grant moneys to be provided Grant Recipient under this contract may be disbursed as follows:

1. If the Project includes acquisition of real property, the State may disburse the amount of the State approved purchase price together with State approved costs of Acquisition (or 88% of the Project costs, whichever is less), but not to exceed in any event the Grant amount set forth on page 1 of this Contract, upon completion of the Acquisition.
13. If the Project includes Development, completion of the Project or any phase or unit thereof, State may disburse to Grant recipient upon receipt and approval by State of a statement of incurred costs from Grant Recipient, the amount of such approved incurred costs shown on such statement, not to exceed the State Grant amount set forth on page 1 of this contract, (or 88% of the Project costs, whichever is less) or any remaining portion of such Grant amount to the extent of such statement.
3. The statements to be submitted by Grant Recipient shall set forth in detail the incurred cost of work performed or to be performed on development of the Project and whether performance will be by construction contract or by Force Account. Statements shall not be submitted more frequently than ninety-day periods unless otherwise requested by the State.

D. Budget Contingency Clause

1. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, the State shall have the option to either cancel this contract with no liability occurring to the State, or offer a Contract amendment to Grantee to reflect the reduced amount.

E. Project Administration

1. The Grantee shall promptly submit written Project Reports as the State may request. In any event, the Grantee shall provide the State a report showing total final Project expenditures.
2. The Grantee shall make property or facilities acquired and/or developed pursuant to this Contract available for inspection upon request by the State.
3. Grantee agrees that income earned by the Grantee from a state approved non-recreational use on the Project shall be used for recreational purposes at the Project, or, if approved by the State, for recreational purposes within the Grantee's jurisdiction.
4. The Grantee shall make any Program developed or administered pursuant to this Contract available for observation upon request by the State.

F. Project Termination

1. Any Grant funds that have not been expended by the Grantee shall revert to the fund.
2. The Grantee may unilaterally rescind this Contract at any time prior to the commencement of the Project. After Project commencement this Contract may be rescinded, modified or amended only by mutual agreement in writing between the Grantee and the State.
3. Failure by the Grantee to comply with the terms of this Contract or any other Contract under the enabling legislation may be cause for suspension of all obligations of the State hereunder. However, such failure shall not be cause for the suspension of all obligations of the State hereunder if in the judgment of the State such

failure was due to no fault of the Grantee. In such case, any amount required to settle at minimum cost any irrevocable obligations properly incurred shall be eligible for reimbursement under this Contract.

4. Because the benefit to be derived by the State, from the full compliance by the Grantee with the terms of this Contract, is the preservation, protection and net increase in the quantity and quality of parks, public recreation facilities and/or Historical Resources available to the people of the State of California and because such benefit exceeds to an immeasurable and unascertainable extent, the amount of money furnished by the State by way of Grant monies under the provisions of this Contract, the Grantee agrees that payment by the Grantee to the State of an amount equal to the amount of the Grant monies disbursed under this Contract by the State would be inadequate compensation to the State for any breach by the Grantee of this Contract. The Grantee further agrees therefore, that the appropriate remedy in the event of a breach by the Grantee of this Contract shall be the specific performance of this Contract, unless otherwise agreed to by the State.
5. The Grantee and the State agree that if the Grant Scope includes Development or a Program, final payment may not be made until the Project conforms substantially to this Contract.

G. Hold Harmless

1. The Grantee shall waive all claims and recourse against the State including the right to contribution for loss or damage to persons or property arising from, growing out of or in any way connected with or incident to this Contract except claims arising from the concurrent or sole negligence of the State, its officers, agents, and employees.
2. The Grantee shall indemnify, hold harmless and defend the State, its officers, agents and employees against any and all claims, demands, damages, costs, expenses or liability costs arising out of the Acquisition, Development, construction, operation or Maintenance of the property described as the Project which claims, demands or causes of action arise under Government Code Section 895.2 or otherwise except for liability arising out of the concurrent or sole negligence of the State, its officers, agents, or employees.
3. The Grantee agrees that in the event the State is named as codefendant under the provisions of Government Code Section 895 et. seq., the Grantee shall notify the State of such fact and shall represent the State in the legal action unless the State undertakes to represent itself as codefendant in such legal action in which event the State shall bear its own litigation costs, expenses, and attorney's fees.
4. The Grantee and the State agree that in the event of judgment entered against the State and the Grantee because of the concurrent negligence of the State and the Grantee, their officers, agents, or employees, an apportionment of liability to pay such judgment shall be made by a court of competent jurisdiction. Neither party shall request a jury apportionment.
5. The Grantee shall indemnify, hold harmless and defend the State, its officers, agents and employees against any and all claims, demands, costs, expenses or liability costs arising out of legal actions pursuant to items to which the Grantee has certified. The Grantee acknowledges that it is solely responsible for compliance with items to which it has certified.

H. Financial Records

1. The Grantee shall maintain satisfactory financial accounts, documents and records for the Project and to make them available to the State for auditing at reasonable times. The Grantee also agrees to retain such financial accounts, documents and records for three years following Project termination or final payment.
2. Grantee shall keep such records as the State shall prescribe, including records which fully disclose (a) the disposition of the proceeds of state funding assistance, (b) the total cost of the Project in connection with such assistance that is given or used, (c) the amount and nature of that portion of the Project cost supplied by other sources, and (d) any other such records as will facilitate an effective audit.

3. The Grantee and the State agree that during regular office hours each of the parties hereto and their duly authorized representatives shall have the right to inspect and make copies of any books, records or reports of the other party pertaining to this Contract or matters related thereto. The Grantee shall maintain and make available for inspection by the State accurate records of all of its costs, disbursements and receipts with respect to its activities under this Contract. Such accounts, documents, and records shall be retained by the Grantee for at least three years following Project termination.
4. The Grantee shall use a generally accepted accounting system.

I. Use of Facilities

1. The Grantee agrees that the Grantee shall operate the property acquired, developed, rehabilitated, or restored with the funds in perpetuity.
2. The Grantee agrees that the Grantee shall use the property developed with Grant monies under this Contract only for the purposes for which the State Grant monies were requested and to make no other use, sale, or other disposition or conversion of the property except as authorized by a specific act of the Legislature and the property shall be replaced with property of equivalent value and usefulness as determined by the Department. The property acquired or developed may be transferred to another public agency if the successor agency assumes the obligations imposed under this contract and with the concurrence of the Department.

J. Nondiscrimination

1. The Grantee shall not discriminate against any person on the basis of sex, race, color, national origin, age, religion, ancestry, sexual orientation, or disability in the use of any property or facility developed pursuant to this Contract.
2. The Grantee shall not discriminate against any person on the basis of residence except to the extent that reasonable differences in admission or other fees may be maintained on the basis of residence and pursuant to law.
3. All facilities shall be open to members of the public generally, except as noted under the special provisions of this Project Contract or under provisions of the enabling legislation and/or Grant program.

K. Application Incorporation

1. The Application and any subsequent change or addition approved by the State is hereby incorporated in this Contract as though set forth in full in this Contract.

L. Severability

1. If any provision of this Contract or the Application thereof is held invalid, that invalidity shall not affect other provisions or Applications of the Contract which can be given effect without the invalid provision or Application, and to this end the provisions of this Contract are severable.

Payee Data Form

STATE OF CALIFORNIA

PAYEE DATA RECORD

(Required in lieu of IRS W-9 when doing business with the State of California)

STD. 204 (REV. 2-2000)(CA ST PKS, EXCEL 10/20/2003)

NOTE: Governmental entities, federal, state, and local (including public school districts) are not required to submit this form.

SECTION 1 must be completed by the requesting state agency before forwarding to the payee

1	DEPARTMENT/OFFICE <hr/> STREET ADDRESS <hr/> CITY, STATE, ZIP CODE <hr/> TELEPHONE NUMBER <hr/>	PURPOSE: Information contained in this form will be used by state agencies to prepare information Returns (Form 1099) and for withholding on payments to nonresident payees. Prompt return of this fully completed form will prevent delays when processing payments. (See Privacy Statement on reverse)
2	PAYEE'S BUSINESS NAME <hr/> <hr/> MAILING ADDRESS (Number and Street or P.O. Box Number) <hr/> <hr/> (City, State and Zip Code)	
3	CHECK ONE BOX ONLY <input type="checkbox"/> LEGAL CORPORATION <input type="checkbox"/> MEDICAL CORPORATION <input type="checkbox"/> EXEMPT CORPORATION <input type="checkbox"/> ALL OTHER CORPORATIONS FEDERAL EMPLOYERS IDENTIFICATION NUMBER (FEIN) -	<input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> ESTATE OR TRUST NOTE: State and local governmental entities, including school districts are not required to submit this form. NOTE: Payment will not be processed without an accompanying taxpayer I.D. number.
4	CHECK APPROPRIATE BOX(ES) <input type="checkbox"/> California Resident - Qualified to do business in CA or a permanent place of business in CA <input type="checkbox"/> Nonresident (See Reverse) Payments to nonresidents for services may be subject to state withholding <input type="checkbox"/> WAIVER OF STATE WITHHOLDING FROM FRANCHISE TAX BOARD ATTACHED <input type="checkbox"/> SERVICES PERFORMED OUTSIDE OF CALIFORNIA/ GOODS ONLY SOLD TO CALIFORNIA	NOTE: a. An estate is a resident if decedent was a California resident at time of death. b. A trust is a resident if at least one trustee is a California resident. (See reverse)
5	I hereby certify under penalty of perjury that the information provided on this document is true and correct. If my residency status should change, I will promptly inform you.	
CERTIFYING SIGNATURE	AUTHORIZED PAYEE REPRESENTATIVE'S NAME (Type or Print) <hr/> SIGNATURE <hr/>	TITLE <hr/> DATE <hr/> TELEPHONE NUMBER <hr/>

PAYEE DATA RECORD

STD. 204 (REV. 2-2000) (REVERSE) (CA ST PKS, EXCEL 4/20/2001)

ARE YOU A RESIDENT OR A NONRESIDENT?

Each corporation, individual/sole proprietor, partnership, estate or trust doing business with the State of California must indicate their residency status along with their taxpayer identification number.

A **corporation** will be considered a "resident" if it has a permanent place of business in California. The corporation has a permanent place of business in California if it is organized and existing under the laws of this state or, if a foreign corporation has qualified to transact intrastate business. A corporation that has not qualified to transact intrastate business (e.g., a corporation engaged exclusively in interstate commerce) will be considered as having a permanent place of business in this state only if it maintains a permanent office in this state that is permanently staffed by its employees.

For **individuals/sole proprietors**, the term "resident" includes every individual who is in California for other than a temporary or transitory purpose and any individual domiciled in California who is absent for a temporary or transitory purpose. Generally, an individual who comes to California for a purpose which will extend over a long or indefinite period will be considered a resident. However, an individual who comes to perform a particular contract of short duration will be considered a nonresident.

For withholding purposes, a **partnership** is considered a resident partnership if it has a permanent place of business in California. An estate is considered a California estate if the decedent was a California resident at the time of death and a trust is considered a California trust if at least one trustee is a California resident.

More information on residency status can be obtained by calling the Franchise Tax Board at the numbers listed below:

From within the United States, call.....1-800-852-5711
 From outside the United States, call.....1-916-845-6500
 For hearing impaired with TDD, call...1-800-822-6268

PRIVACY STATEMENT

Section 7(b) of the Privacy Act of 1974 (Public Law 93-5791) requires that any federal, state, or local governmental agency which requests an individual to disclose his social security number shall inform that individual whether that disclosure is mandatory or voluntary, by which statutory or other authority such number is solicited, and what uses will be made of it.

The State of California requires that all parties entering into business transactions that may lead to payment(s) from the State must provide their Taxpayer Identification Number (TIN) as required by State Revenue and Taxation Code, Section 18646, to facilitate tax compliance enforcement activities and to facilitate the preparation of Form 1099 and other information returns as required by the Internal Revenue Code, Section 6109(a). The TIN for individual and sole proprietorships is the Social Security Number (SSN).

It is mandatory to furnish the information requested. Federal law requires that payments for which the requested information is not provided be subject to a 31% withholding and state law imposes noncompliance penalties of up to \$20,000.

You have the right to access records containing your personal information, such as your SSN. To exercise that right, please contact the business services unit or the accounts payable unit of the state agency(ies) with which you transact that business.

Please call the Department of Finance, Fiscal Systems and Consulting Unit at (916) 324-0385 if you have any questions regarding this Privacy Statement. Questions related to residency or withholding should be referred to the telephone numbers listed above. All other questions should be referred to the requesting agency listed in Section 1.

ARE YOU SUBJECT TO NONRESIDENT WITHHOLDING?

Payments made to nonresident payees, including corporations, individuals, partnerships, estates and trusts, are subject to withholding. Nonresident payees performing services in California or receiving rent, lease or royalty payments from property (real or personal) located in California will have 7% of their total payments withheld for state income taxes. However, no withholding is required if total payments to the payee are \$1500 or less for the calendar year.

A nonresident payee may request that income taxes be withheld at a lower rate or waived by sending a completed form FTB 588 to the address below. A waiver will generally be granted when a payee has a history of filing California returns and making timely estimated payments. If the payee activity is carried on outside of California or partially outside of California, a waiver or reduced withholding rate may be granted. For more information, contact:

Franchise Tax Board
 Nonresident Withholding Section
 Attention: State Agency Withholding Coordinator
 P.O. Box 651 Sacramento, CA 95812-0651
 Telephone: (916) 845-4900
 FAX: (916) 845-4831

If a reduced rate of withholding or waiver has been authorized by the Franchise Tax Board, attach a copy to this form.

V. GRANT PAYMENTS

Grant Fund Availability Overview

- As a reminder, the term “Grant” refers to a single fund source. See also the definition of “Project”.
- The Grantee must have a fully executed Contract with the Department.
- Grant funds are available for expenditure during the Contract Performance Period specified in the Contract. Only expenses incurred within the Contract Performance Period are eligible for reimbursement.
- Only Project-related costs consistent with the authorizing legislation, Contract Scope, and Grant Scope, are eligible.
- Commencing approximately six months after Contract approval, and continuing every six months during the course of the Grant until a Grant Completion Packet is received, the Grantee will be sent a Progress Status Report (See page 62). The Grantee must complete, sign and return these Progress Status Reports within 30 days of receiving them. Payment requests for Grant funds will not be processed if there are overdue Progress Status Reports.
- The Grantee must complete all funded Grant Scopes within the Contract Performance Period. Completion includes submittal of the Grant Completion Packet to the State three months before the end of the Contract Performance Period.
- The final payment must be processed by the State to the Grantee before the end of the Contract Performance Period. The Grantee should complete the Grant Scope and submit the Grant Completion Packet to the Department at least three months before the end of the Contract Performance Period. This will provide adequate time for the Department to review the Grant Completion Packet, receive revisions to the Grant Completion Packet if necessary, conduct the final site inspection (for Grants involving Development) or perform other verification that the Grant Scope was completed, and process the final payment through the State Controller’s Office.

Requirements for Non-Profit Agencies

Fidelity Bond

All non-profit Grantees shall submit evidence of Fidelity Bond insurance to the Department, Office of Grants and Local Services, prior to submitting a payment request. This insurance must include coverage that is equal to or greater than the Grant amount. Coverage must apply to all employees and volunteers who handle checks, cash, or securities. It is the Grantee's responsibility to ensure that its Fidelity Bond insurance is kept current throughout the duration of the Project.

In the event that an employee or volunteer engages in the theft, forgery, larceny or embezzlement of any portion of the State Grant Amount, the Grantee is responsible for notifying the appropriate law enforcement authorities and the Department within 30 days of discovery.

Three-Bid Process

All non-profit Grantees shall obtain three bids for all work on the Grant Scope, including non-construction costs, and review these bids with their governing body prior to awarding a contract. Grantees may request a waiver for this process when there are less than three qualified bidders. Waiver requests must be submitted in writing to the Project Officer. Evidence of the three-bid process must be retained for audit.

REIMBURSEMENT PAYMENTS

Reimbursement Payments for Acquisition Costs

Payment Type	When to Submit	Supporting Documentation to Send to Project Officer
Reimbursement of Up to 80% of Grant Application Amount	After the Application is complete and Grantee has spent funds to implement the Project	<ul style="list-style-type: none"> • Description of Work • Payment Request Form • Grant Expenditure Form • Labor Cost Summary Form (if applicable)

1. The Grantee may be reimbursed for costs incurred up to 80% of the total Grant Application Amount prior to the completion of the Grant Scope. A Grant Expenditure Form, closing statement, and deed must be included with the Payment Request Form in order to document the costs that will be reimbursed by the requested payment.

Reimbursement Payments for Development Costs

Payment Type	When to Submit	Supporting Documentation to Send to Project Officer
Reimbursement of Up to 80% of Grant Application Amount	After the Application is complete and the Grantee has spent funds to implement the Project	<ul style="list-style-type: none"> • Description of Work • Payment Request Form • Grant Expenditure Form • Labor Costs Summary Form (if applicable) • Equipment Costs Summary Form (if applicable) • Project photographs

1. The Grantee may submit multiple payment requests as necessary, but is encouraged to group costs together to avoid frequent requests. Generally, payment requests of less than \$10,000 are discouraged.
2. The Grantee may be reimbursed for up to 80% of the total Grant Application Amount prior to the completion of the Grant Scope. A Grant Expenditure Form must be included with the Payment Request Form in order to document the costs that will be reimbursed by the requested payment.

Reimbursement Payments for Program or Operational Grants (Motorized Only)

Payment Type	When to Submit	Supporting Documentation to Send to Project Officer
Reimbursement Up to 80% of Grant Application Amount	After the Application is complete and the Grantee has spent funds to implement the Project	<ul style="list-style-type: none"> • Description of Work • Payment Request Form • Grant Expenditure Form • Labor Costs Summary Form (if applicable) • Equipment Costs Summary Form (if applicable) • Evidence of work accomplished.

1. The Grantee may submit multiple payment requests as necessary, but is encouraged to group costs together to avoid frequent requests. Generally, payment requests of less than \$10,000 are discouraged.
2. The Grantee may be reimbursed for up to 80% of the total Grant Application Amount prior to the completion of the Grant Scope. A Grant Expenditure Form must be included with the Payment Request Form in order to document the costs that will be reimbursed by the requested payment.

FINAL PAYMENTS

Final Payments for Acquisition Costs

Payment Type	When to Submit	Supporting Documentation to Send to Project Officer
Final	After the Grantee has completed the Grant Scope	<ul style="list-style-type: none"> • Grant Completion Packet • Recorded Grant Deed • Final Title document • Relocation Plan, where occupants were provided eligibility for relocation assistance, if applicable.

1. The Department will reimburse the final 20% of the Grant Application Amount upon completion of the Grant Scope. Upon completion of the Grant Scope, the Grantee submits the Grant Completion Packet, recorded Grant deed, final title document, and the relocation plan, where occupants were provided eligibility for relocation assistance, if applicable. After receiving these documents, the Department will schedule a final site inspection if the Grant Scope includes Development work. A final site inspection is not required for Acquisition Projects.
 - The Grantee will certify under penalty of perjury that the Grant Scope has been completed by submitting the Grant Completion Packet.
2. The Department will process the final payment request after recording the site inspection, if applicable. Please allow approximately six weeks for the payment to be received by the Grantee. All payments must be processed by the end of the Contract Performance Period as specified in the Contract.
3. Final paperwork must be submitted by April 1 of the year the contract expires to ensure final payment can be made prior to the expiration of the contract.

Final Payments for Development Costs

Payment Type	When to Submit It	Supporting Documentation to Send to Project Officer
Final	After the Grantee has completed the Grant Scope	<ul style="list-style-type: none"> • Grant Completion Packet

1. The Department will reimburse the final 20% of the Grant Application Amount upon completion of the Grant Scope. Upon completion of the Grant Scope, the Grantee submits the Grant Completion Packet.

- The Grantee will certify under penalty of perjury that the Grant Scope has been completed by submitting the Grant Completion Packet.
2. The Department will schedule a final site inspection after receiving the Grant Completion Packet.
 3. The Department will process the final payment request after recording the site inspection. Please allow approximately six weeks for the payment to be received by the Grantee. All payments must be processed by the end of the Contract Performance Period as specified in the Contract.
 4. Final paperwork must be submitted by April 1 of the year the contract expires to ensure final payment can be made prior to the expiration of the contract.

Final Payments for Program or Operational Grants (Motorized Only)

Payment Type	When to Submit It	Supporting Documentation to Send to Project Officer
Final	After the Grantee has completed the Grant Scope	<ul style="list-style-type: none"> • Grant Completion Packet • Documentation of work completed with Grant funds • Evidence of work accomplished

1. After completing the Grant Scope, the Grantee submits the Grant Completion Packet and supporting documents for the final payment. These documents must provide verification of work completed on the Project.
 - a. The Grantee will certify under penalty of perjury that the Grant Scope has been completed by submitting the Grant Completion Packet.
2. The Department may request additional verification or evidence prior to approving the final payment.
3. Please allow approximately six weeks for payment following the final verification, if applicable, or upon the Department’s reception of the Grant Completion Packet. The final Grant payment must be processed by the end of the Contract Performance Period as specified in the Contract.

Payment Request Form

PAYMENT REQUEST State Grant Programs

See instructions on reverse.

1. PROJECT NUMBER	2. CONTRACT NUMBER _____
3. APPLICANT	
4. PROJECT TITLE	
5. TYPE OF PAYMENT <input type="checkbox"/> Reimbursement <input type="checkbox"/> Final	
6. PAYMENT INFORMATION <i>(Round all figures to the nearest dollar)</i>	
a. Grant Application Amount	\$ _____
b. Funds Received To Date	\$ _____
c. Available (a. minus b.)	\$ _____
d. Amount Of This Request	\$ <input style="width: 100px; height: 20px;" type="text"/>
e. Remaining Funds After This Payment (c. minus d.)	\$ _____
7. SEND WARRANT TO:	
AGENCY NAME	
STREET ADDRESS	
CITY/STATE/ZIP CODE	
ATTENTION	
8. I represent and warrant that I have full authority to execute this payment request on behalf of the Grantee. I declare under penalty of perjury, under the laws of the State of California, that this report, and any accompanying documents, for the above payment request are true.	
SIGNATURE OF PERSON AUTHORIZED IN RESOLUTION	TITLE
DATE	
FOR CALIFORNIA DEPARTMENT OF PARKS AND RECREATION USE ONLY	
PAYMENT APPROVAL SIGNATURE	DATE

(Front)(Excel)(Rev. 5/4/2005)

PAYMENT REQUEST FORM INSTRUCTIONS

- Type or print legibly all entries
- Round off all amounts to the nearest dollar
- See page 40 for Eligible Costs examples

The following instructions correspond to items on the Payment Request Form:

1. Project Number - The number assigned by the state to this Project
2. Contract Number - As shown in Certification of Funding section of the Project Contract
3. Grantee - GRANTEE name as shown on the Project Contract
4. Project Name - Name of the Project for which payment is requested
5. Type Of Payment - Check appropriate box, and submit this form:

Reimbursement – When the Grantee has periodically spent funds to implement the Project, and is requesting reimbursement.

Submit Grant Expenditure Form (See page 72); and, if applicable, Equipment Cost Summary Form (See page 74) and/or Labor Cost Summary Form (See page 73).

Final – When the Grantee has completed the Project, and is requesting the final payment. Submit the Grant Completion Packet (See page 70).

6. Payment Information
 - a) Grant Application Amount - The amount of state Grant funds allocated to this Project
 - b) Funds Received to Date - Total amount already received for this Project
 - c) Available - (a. minus b.)
 - d) Amount of This Payment Request - Amount that is requested
 - e) Remaining Funds after This Payment - (c. minus d.)
7. Send Warrant To - Grantee name, address and contact person
8. Signature of person authorized in Resolution

Grant Completion Packet

The Grantee must submit the following forms after the Grant Scope is complete and the final payment is requested. Any questions should be directed to the Project Officer.

- Payment Request Form (page 68).
 - Project Certification Form (page 71)
 - Grant Expenditure Form (page 72).
 - Force Labor Costs Summary Form (if applicable. See page 73).
 - Equipment Cost Summary Form (if applicable. See page 74).
1. The forms have been designed for convenience. The Grantee may elect to use another format, provided that all requested information in the forms are presented in a clear and concise manner.
 2. The Grantee is required to keep source documents for all expenditures related to each Grant for at least three years following Grant Scope completion and at least one year following an audit. A Grant Scope is considered complete upon receipt of final Grant payment from the State.

PROJECT CERTIFICATION FORM

Grantee: _____ **Project Number:** _____

Grantee contact for audit purposes

Name: _____

Address: _____

Phone: (____) _____ **Email:** _____

Project description – list facilities developed and/or property acquired (use additional pages, as required):

List other funds used on Project (sources and amounts) (use additional pages, as required):

Interest earned on advance Grant funds: \$ _____

Has a notice of completion been filed? Yes _____ **No** _____

If no, please explain:

Certification:

I hereby certify that all Grant funds were expended on the above named Project and that the Project is complete and we have made final payment for all work done.

I have read California Penal Code § 118 and understand that every person who testifies, declares, deposes, or certifies under penalty of perjury and willfully states as true any material matter which he or she knows to be false, is guilty of perjury, which is a felony punishable by imprisonment in state prison for two, three, or four years.

Furthermore, I have read California Penal Code § 72 and understand that every person who, with the intent to defraud, presents for allowance or for payment to any state board or officer, or to any county, city, or District board or officer, authorized to allow or pay the same if genuine, any false or fraudulent claim, bill, account, voucher, or writing, is guilty of a felony-misdemeanor punishable either by imprisonment in county jail for a period of not more than one year, by a fine not exceeding one thousand dollars, or both, or by imprisonment in state prison, by a fine not exceeding ten thousand dollars, or both.

I represent and warrant that I have full authority to execute this Project Certification of Project completion on behalf of the Grantee. I declare under penalty of perjury that the foregoing certification of Project completion for the above-mentioned Grant is true and correct.

Grantee's Authorized Representative
(Printed or Typed name)

Title

Grantee's Authorized Representative (Signature)

Date

FORCE LABOR COSTS SUMMARY FORM

Project Number _____

Work Authorization # Amount	Unit Performing Work	Dates/ Pay Period	Grant Scope Item
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Subtotal \$ _____

(Carry Total forward to Grant Expenditure Form)

Grand Total \$ _____

EQUIPMENT COSTS SUMMARY FORM

Project Number _____

Type of Equipment	Dates Work Performed	Amount
--------------------------	-----------------------------	---------------

Subtotal \$ _____

(Carry Total forward to Grant Expenditure Form) **Grand Total \$** _____

VI. ACCOUNTING AND AUDIT REQUIREMENTS

Conversion

“Conversion” is changing the use of public park land to non-recreational purposes; this includes using public park land for other public purposes such as building a fire station, or widening an adjacent public road. The relevant law is the Park Preservation Act, which is the Public Resources Code §§5400-5409; additional laws may apply to lands acquired with state bond funds or with federal funds. Grantees considering conversion should contact OGALS.

Changes to Grant Scope

All proposals for changes to the Grant Scope must be submitted in writing, be signed by the Authorized Representative, and include a revised cost estimate, a revised Application, documentation that the Project complies with CEQA, and evidence that the Grant Scope is consistent with the law or budget language that established the Grant.

Changes to the Grant Scope must be eligible under the enabling legislation and Contract Scope, and approved by the Department prior to Project continuation.

The Department requires a letter explaining the need for the change, and how the change will be consistent with the general intent of the Competitive Application. Grant Scope change requests for Competitive Projects will only be considered where there are circumstances beyond the Grantee’s control which would otherwise result in the Project not being completed as originally proposed. The revised Grant Scope must meet the exact need cited in the original Application and shall be in compliance with the intent of the Bond Act and Grant program.

Depending on the extent and nature of the changes, additional CEQA, NEPA, Section 106 and/or Federal Highway Administration review may also be necessary.

Accounting and Audit Requirements

The RTP is subject to the Single Audit Act of 1984, P.L. 98-502, and the Single Audit Act Amendments of 1996, P.L. 104-156. This Act sets forth standards for obtaining consistency and uniformity among Federal, State, and local governments, and non-profit organizations which are expending Federal awards (Grants).

The Grantee must maintain an accounting system that accurately reflects fiscal transactions, with the necessary controls and safeguards. The system must provide accounting data so that the total cost of each individual Grant Project can be readily determined. Grantees must keep accurate records of all RTP Project expenditures including, but not limited to, receipts, progress payments, invoices, and timecards. These records must be retained for a period of three years after final payment is made by the state.

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The Single Audit Act requires:

1. Local governments that receive more than \$100,000 of federal financial assistance a year shall have an audit conducted in accordance with OMB Circular No. A-128.
2. Local governments that receive between \$25,000 and \$100,000 of federal assistance a year shall have an audit conducted in accordance with OMB Circular A-128, or in accordance with federal laws and regulations governing the programs in which they participate.
3. Local governments that receive less than \$25,000 of federal financial assistance a year shall be exempt from compliance with the act, and other federal audit requirements.

Federal financial assistance includes funds received from all federal sources and not limited to the Recreational Trails Program.

The audit shall be conducted by an independent auditor in accordance with generally accepted government auditing standards. It shall be done annually unless a jurisdiction has, by January 1, 1987, a constitutional or statutory requirement for less frequent audits, in which case biennial audits are permitted.

The Single Audit Act provides for cognizant agencies to oversee implementation of OMB Circular A-128. In most cases the agency for a jurisdiction will be the federal agency that provides the most funds. The cognizant agency has a number of responsibilities, including providing technical advice and liaison to local governments and to independent auditors.