



DEPARTMENT OF PARKS, GOLF AND HOSPITALITY - OFFICE OF THE DIRECTOR
FACSIMILE: 720-898-7401 ▲ TDD: 720-898-7869
PHONE: 720-898-7400

May 17, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood, Colorado
80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee,

The City of Arvada supports the FLAP grant request that has been submitted by Jefferson County on behalf of a partnership of up to seven local entities in Jefferson, Broomfield and Boulder Counties. This grant would provide funding for two key pedestrian crossings at Indiana Street and SR 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings would also fill a key gap along one of the first America's Great Outdoors projects – *The Rocky Mountain Greenway* – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park.

The City of Arvada is committed in providing safe, multi-modal transportation options for residents and visitors which align directly with the efforts in this FLAP grant pursuit. The City has worked since 2012 to bring the vision of the Rocky Mountain Greenway Trail to fruition through Arvada's boundaries. This vision will be complete in June 2016, leading to the next goal of our municipality of providing safe multimodal access into Rocky Flats National Wildlife Refuge (RFNWR) along Indiana Avenue from the point new trail terminates, and along SR 128 where other transportation infrastructure accessing RFNWR is planned.

It is our understanding this grant package scope includes crossing both Indiana and the JPPHA Right of Way.

Thank you for considering this FLAP grant request. If you have any questions please feel free to contact:

Gordon Reusink, Director of Parks, Golf and Hospitality, at (720) 898-7404
Sarah Washburn, Senior Landscape Architect, at (720) 898-7391



DEPARTMENT OF PARKS, GOLF AND HOSPITALITY - OFFICE OF THE DIRECTOR

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PHONE: 720-898-7400

Sincerely,

A handwritten signature in blue ink, appearing to read 'Gordon Reusink'.

Gordon Reusink, Director
City of Arvada Department of Parks, Golf & Hospitality

A handwritten signature in blue ink, appearing to read 'Sarah Washburn'.

Sarah Washburn, Senior Landscape Architect
City of Arvada Department of Parks, Golf & Hospitality



MAYOR AND CITY COUNCIL
FACSIMILE: 720-898-7515 ▲ TDD: 720-898-7869
PHONE: 720-898-7500

May 17, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood Colorado 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee,

The City of Arvada supports the FLAP grant request that has been submitted by Jefferson County on behalf of a partnership of up to seven local entities in Jefferson, Broomfield and Boulder Counties. This grant would provide funding for two key pedestrian crossings at Indiana Street and SR 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings would also fill a key gap along one of the first America's Great Outdoors projects – *The Rocky Mountain Greenway* – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park.

The City of Arvada is committed to providing safe, multi-modal transportation options for residents and visitors which align directly with the efforts of this FLAP grant pursuit. The City has worked since 2012 to bring the vision of the Rocky Mountain Greenway Trail to fruition through Arvada's boundaries. This vision will be complete in June 2016, leading to the next goal of our municipality of providing safe multimodal access into Rocky Flats National Wildlife Refuge (RFNWR) along Indiana Avenue from the point the new trail terminates, and along SR 128 where other transportation infrastructure accessing RFNWR is planned.

It is our understanding this grant package scope includes crossing both Indiana and the JPPHA Right of Way.

Thank you for considering this FLAP grant request. If you have any questions please feel free to contact me at (303) 424-4486, or via email at mwilliams@arvada.org.

Sincerely,

A handwritten signature in black ink, appearing to read 'Marc Williams'.

Marc Williams, Mayor
City of Arvada

RESOLUTION NO. R16-072

A RESOLUTION SUPPORTING A FEDERAL GRANT APPLICATION BY JEFFERSON COUNTY TO FUND PLANNING, DESIGN AND CONSTRUCTION OF THE ROCKY MOUNTAIN GREENWAY TRAIL THROUGH THE ROCKY FLATS NATIONAL WILDLIFE REFUGE

WHEREAS, the Arvada City Council recognizes the health and conservation benefits of connecting residents and visitors to the environment and outdoors, and encourages and supports projects that provide those benefits; and

WHEREAS, the Rocky Mountain Greenway (RMG) of Colorado is envisioned as a way to enhance and protect our natural heritage and connect Coloradans with this heritage; and

WHEREAS, the goal of the RMG is to create a regional network comprised of trails and transportation systems that connects three urban wildlife refuges with Rocky Mountain National Park. The combined trail and transportation system would link the Rocky Mountain Arsenal National Wildlife Refuge (NWR) in Commerce City, Two Ponds NWR in Arvada, and the Rocky Flats NWR before continuing toward Rocky Mountain National Park; and

WHEREAS, the RMG will use existing trails to create this newly branded regional network of trails and transportation systems. The RMG core team will make recommendations where it is necessary for new trail segments to create connections between existing trails. The RMG will require a new trail segment to connect the Rocky Flats NWR with the City of Arvada, the City and County of Broomfield, and Jefferson County trails; and

WHEREAS, in support of a grant application to the Federal Lands Access Program (FLAP), Jefferson County has requested financial assistance from the Cities of Arvada and Westminster, City of Boulder and Boulder County to support planning, design and construction of up to two underpasses and trail connections. Jefferson County would also contribute funding. These contributions would help satisfy the 17.21 percent local match required by FLAP if federal grant funds are awarded; and

WHEREAS, if awarded, federal funds would require some level of environmental analysis to confirm the health and safety of connecting to Rocky Flats NWR, to adequately analyze potential impacts to natural resources, and to select a preferred alternative that avoids, minimizes or mitigates those impacts to the greatest extent possible; and

WHEREAS, this Resolution affirms the City of Arvada's intention support Jefferson County's FLAP grant application, subject to support from other local partners.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ARVADA, COLORADO:

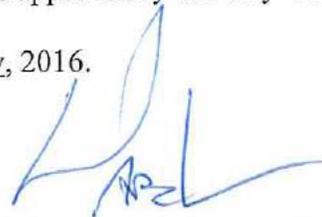
Section 1. The Arvada City Council hereby pledges its support for Jefferson County's FLAP grant application, to include the following elements and conditions:

1. An agreement with Jefferson County to commit up to \$243,000 to support future analysis, planning, design and construction of up to two underpasses and a trail connection to connect Rocky Flats NWR.
2. This commitment is contingent upon the support from other local partners and project compliance with the accompanying response guidelines, including satisfactory results from soil sampling.
3. A pledge by Jefferson County, in addition to contributing funds, to support the environmental and trail location concerns of the City of Arvada

Section 2. The Arvada City Council hereby approves the accompanying response guidelines to direct City staff's participation in efforts to adequately analyze soil conditions on Rocky Flats NWR as well as potential impacts to natural resources resulting from this project, and to select a preferred alternative that avoids, minimizes or mitigates those impacts to the greatest extent possible in the planning, design and construction of this section of the Rocky Mountain Greenway (RMG).

Section 3. This resolution shall be effective upon its approval by the City Council.

APPROVED AND ADOPTED this 16th day of May, 2016.



Marc Williams, Mayor

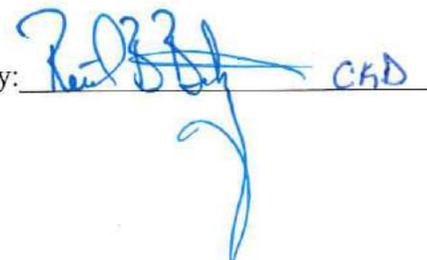
ATTEST:


City Clerk



APPROVED AS TO FORM:

Christopher K. Daly, City Attorney

By:  CKD



City of Boulder Open Space and Mountain Parks

Open Space and Mountain Parks
66 S. Cherryvale Road, Boulder, CO 80303; 303-441-3440
<http://www.osmp.org>

May 17, 2016

Federal Lands Access Program (FLAP) Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood, CO 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee,

The City of Boulder supports the FLAP grant request submitted by Jefferson County on behalf of a partnership of local entities in Jefferson, Broomfield and Boulder Counties. This grant will provide funding for two key pedestrian crossings at Indiana Street and State Highway (S.H.) 128 connecting locally owned public lands to Rocky Flats National Wildlife Refuge (NWR). These crossings will also fill a key gap along one of the initial America's Great Outdoors projects – *The Rocky Mountain Greenway* – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park. The portion of this grant project affecting the City of Boulder's Open Space and Mountain Parks (OSMP) property would connect Rocky Flats NWR with OSMP trails to the north, via one or two underpasses across S.H. 128.

The City of Boulder's commitment to provide quality recreation experiences, regional trail connections and safe, multi-modal transportation options for residents and visitors align directly with the purpose of this FLAP grant application. Therefore, on May 3, 2016, Boulder City Council adopted a resolution supporting this grant application, offering up to \$200,000 towards local match requirements based on successful completion of subsequent environmental findings and mitigation, planning, design and construction.

The city looks forward to continuing the strong interagency partnership Jefferson County has fostered through this application process. Thank you for considering this grant request. If you have any questions, please feel free to contact Mark Gershman, OSMP Planning Supervisor at gershmanm@bouldercolorado.gov or 720-564-2046.

Sincerely,

Tracy Winfree, Director
Open Space and Mountain Parks, City of Boulder

RESOLUTION NO. 1182

A RESOLUTION SUPPORTING A FEDERAL GRANT APPLICATION BY JEFFERSON COUNTY TO FUND PLANNING, DESIGN AND CONSTRUCTION OF UP TO TWO UNDERPASSES AND TRAIL SEGMENTS TO CONNECT ROCKY FLATS NATIONAL WILDLIFE REFUGE WITH ADJACENT CITY OF BOULDER AND BOULDER COUNTY TRAILS NORTH OF STATE HIGHWAY 128 AND APPROVING THE ACCOMPANYING RESPONSE GUIDELINES.

THE CITY COUNCIL OF THE CITY OF BOULDER, COLORADO, FINDS AND RECITES THAT:

The Boulder City Council recognizes the health and conservation benefits of connecting residents and visitors to the natural world, and encourages and supports projects that provide those benefits; and

The Rocky Mountain Greenway (RMG) of Colorado is envisioned as a way to enhance and protect our natural heritage and connect Coloradoans with this heritage; and

The goal of the RMG is to create a regional network comprised of trails and transportation systems that connects three urban wildlife refuges with Rocky Mountain National Park. The combined trail and transportation system would link the Rocky Mountain Arsenal National Wildlife Refuge (NWR) in Commerce City, Two Ponds NWR in Arvada, and the Rocky Flats NWR before continuing through Boulder County and the City of Boulder toward Rocky Mountain National Park; and

The RMG statewide steering committee includes representatives from federal, state and local levels, including Colorado Department of Natural Resources, Federal Highway Administration, US Fish and Wildlife Service, Jefferson County, Boulder County, City of Boulder (represented by Councilmember Lisa Morzel), City and County of Denver, City of Aurora, Trust for Public Land, and several private organizations; and

Managed by the Federal Highways Administration, the RMG core team includes local staff representatives from City of Boulder Open Space and Mountain Parks (OSMP), Transportation and Greenways, Boulder County Parks and Open Space (BCPOS) and Transportation, Jefferson County, Town of Lyons, and the Town of Superior; and

The RMG will use existing trails to create this newly branded regional network of trails and transportation systems. The RMG core team will make recommendations where it is necessary for new trail segments to create connections between existing trails. Within and adjacent to the City and city-owned lands managed as open space, the RMG will require a new grade-separated trail crossing of State Highway 128 (underpass) and a new trail segment to connect the Rocky Flats NWR with City of Boulder and Boulder County trails to the north; and

In support of a grant application to the Federal Lands Access Program (FLAP), Jefferson County has requested financial assistance from the cities of Arvada and Westminster, City of Boulder (OSMP), Boulder County and the Town of Superior to support planning, design and construction of up to two underpasses and trail connection. Jefferson County would also contribute funding. These contributions would help satisfy the 17.21 percent local match required by FLAP if federal grant funds are awarded; and

If awarded, federal funds would require some level of environmental analysis through the National Environmental Policy Act (NEPA), through one of three pathways – a categorical exclusion, environmental assessment (EA) or an environmental impact statement (EIS). As described in the attached response guidelines, the City of Boulder believes that an EA or EIS is likely to be required in order to develop reasonable alternatives for locating and designing up to two underpasses and trail connection, to confirm the health and safety of connecting to Rocky Flats NWR, to adequately analyze potential impacts to natural resources, and to select a preferred alternative that avoids, minimizes or mitigates those impacts to the greatest extent possible; and

Through the City of Boulder charter, as well as management plans, local partnerships with BCPOS, fee ownership of the Kelsall Property and a conservation easement held by OSMP on BCPOS's Lindsay property, the City of Boulder is charged with protecting natural resource values in the area affected by a potential underpass and trail segment. Natural resource values in this area include the Rock Creek riparian area, wetlands, known habitat for a threatened species (Preble's meadow jumping mouse), and high-quality grasslands including tallgrass prairie; and

City of Boulder recognizes that the lands adjacent to the Rocky Flats NWR were used as a nuclear weapons plant, which raises public concerns regarding the health and safety of accessing the Refuge. Site-specific soil sampling for radionuclides where public access will be allowed is appropriate to understand the risk associated with residents accessing the Refuge through city-managed lands; and

The RMG project is considering options for siting and designing a pedestrian underpass, trail connection, and possibly a separate wildlife underpass. Therefore, the Boulder City Council supports subsequent analysis, planning and design through NEPA that follows the attached response guidelines in order to determine the best options, and will continue to provide core team members to represent the City's interests; and

This Resolution affirms the City of Boulder's intention to provide a 2017 financial contribution towards local match requirements for Jefferson County's FLAP grant application, subject to support from other local partners.

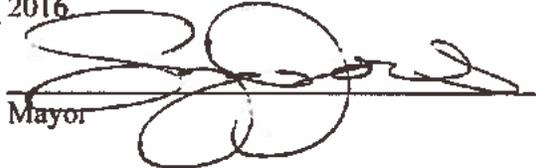
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF BOULDER, COLORADO:**

Section 1. The Boulder City Council hereby pledges its support for Jefferson County's FLAP grant application, to include the following elements and conditions:

1. An agreement with Jefferson County to commit up to \$200,000 to support future analysis, planning, design and construction of up to two underpasses and a trail connection to connect Rocky Flats National Wildlife Refuge with City of Boulder lands to the north.
2. This commitment is contingent upon the support from other local partners and project compliance with the accompanying response guidelines, including satisfactory results from soil sampling.
3. A pledge by Jefferson County, in addition to contributing funds, to support the environmental and trail location concerns of the City of Boulder and to advocate for a sound and thorough NEPA and permitting process to ensure protection of OSMP lands and values.

Section 2. The Boulder City Council hereby approves the accompanying response guidelines to direct City staff's participation in efforts to adequately analyze soil conditions on Rocky Flats NWR as well as potential impacts to natural resources resulting from this project, and to select a preferred alternative that avoids, minimizes or mitigates those impacts to the greatest extent possible in the planning, design and construction of this section of the Rocky Mountain Greenway (RMG).

APPROVED this 3rd day of May 2016


Mayor

ATTEST:



City Clerk

**City of Boulder Response Guidelines for Subsequent Environmental or
Land Use Review or Permitting Processes for Trail Connection to
Rocky Flats National Wildlife Refuge
As Approved by City Council on May 3, 2016**

The Boulder City Council approves the following policy guidelines to inform and guide coordinated staff responses to any subsequent environmental or land use review or permitting process resulting from federal funds awarded to Jefferson County for the planning, design and construction of at least one underpass and trail segment across State Highway 128 (S.H. 128) to connect Rocky Flats National Wildlife Refuge (NWR) with City and County open space lands and trails to the north. City comments will be coordinated through the Open Space and Mountain Parks (OSMP) Department.

1. **Sufficiency of Analysis of Environmental Impacts** – The city insists on a complete and thorough analysis in accordance with the National Environmental Policy Act (NEPA) to consider impacts and mitigation for potential environmental impacts and public health concerns. The NEPA process shall consider potential environmental impacts to the Rock Creek riparian area, wetlands, known habitat for a threatened species (Preble’s meadow jumping mouse), high-quality grasslands and rare plant communities. In addition, the NEPA process shall incorporate an analysis of soil conditions on Rocky Flats NWR to affirm public safety. To that end, the City of Boulder maintains that either an environmental assessment (EA) or environmental impact statement (EIS) may be required to develop reasonable alternatives for locating and designing up to two underpasses and trail connections, to adequately analyze potential impacts to public safety and natural resources, and to select a preferred alternative that avoids or minimizes impacts to the greatest extent possible and provides compensatory mitigation for remaining unavoidable impacts.
2. **Health and Safety of Connecting to Rocky Flats NWR** – To address public health and safety concerns related to lands adjacent to Rocky Flats NWR, the city insists that soil sampling shall be conducted to support the NEPA process. Testing shall occur at all sites south of State Highway 128 that are included in Jefferson County’s grant application to the Federal Lands Access Program (FLAP). Sampling protocols shall include a full panel of testing for radionuclides. In addition, sampling shall be conducted in accordance Environmental Protection Agency (EPA) protocols and be conducted through EPA-approved labs. The number of soil samples to be conducted within each of the site areas included in the FLAP grant proposal shall be determined in accordance with EPA-recommended methodology. The city’s pledge of support and funding commitment are contingent on the results of the soil sampling demonstrating that contamination levels fall below the federal human-health standard/criteria.
3. **Consistency with Plans, Agreements, Codes, Regulations and Policies** – The city supports aligning all comments with applicable policies established through existing, council-approved plans such as the Boulder Valley Comprehensive Plan, OSMP’s

Visitor Master Plan, and the OSMP Marshall Mesa-Southern Grasslands Trail Study Area Plan. In addition, comments shall align with terms laid out in the conservation easement held by OSMP on Boulder County's Lindsay property located north of S.H. 128. Lastly, comments shall require project compliance with applicable City of Boulder codes, regulations and policies.

4. **Range of Reasonable Alternatives** – To select the best route for connecting the Rocky Mountain Greenway on the east side of Rocky Flats NWR with city and county lands to the north of the refuge, the City of Boulder asserts that the NEPA process shall consider a reasonable range of alternatives. These alternatives shall explore the viability of various routes and crossing locations, including one option that stays outside of Rocky Flats NWR along the east and north sides.

5. **Important Elements of Preferred Alternative** - The city believes that, at this time, there is not enough information to endorse one location or design for the underpasses or trail connection, prior to the completion of the NEPA process. However, it is possible to identify important elements that will support best practices, meet regulatory requirements and develop a balanced preferred alternative that meets community needs and protects resources. The city will support a preferred alternative that:
 - Adequately addresses comments received from the public and funding partners throughout the process;
 - Supports an effective balance of visitor infrastructure, resource protection and public safety;
 - Creates a quality recreation experience for communities along the greenway with connections to local neighborhoods
 - Ensures universally accessible and sustainable guidelines following best practices and regulatory requirements
 - Avoids or minimizes impacts to the Rock Creek riparian area and wetlands;
 - Avoids or minimizes impacts to Preble's meadow jumping mouse habitat;
 - Avoids or minimizes impacts to grasslands and rare plant communities north of the Coalton and High Plains trails; and
 - Provides compensatory mitigation for unavoidable impacts to the resources listed above.

6. **Intergovernmental Agreement (IGA)** – If FLAP funds are awarded to support this project, City of Boulder staff shall negotiate an IGA between Jefferson County and participating local governments to address:
 - The funding obligations of each of the local governments and the adequacy of the funding to meet the required local match;
 - Conditions of each local government partner for the NEPA analysis or any other conditions which may affect the project; and
 - How the grant and project will proceed if the conditions of each local government have not been met through the NEPA analysis.

BUSINESS MEETING ITEM COVER SHEET

DEPARTMENT Boulder County
Commissioners

DIVISION Policy Analyst

TITLE Resolution 2016-59 (federal grant application by Jefferson
County for two under-passes & trail segments to connect
Rocky Flats National Wildlife Refuge with BoCo trails)

DOCUMENT TYPE Resolution

SUBTYPE Rocky Flats National Wildlife

BUSINESS MEETING DATE 05/12/16

COMMISSIONERS' ACTION

Approved

Denied

Other

ORIGINAL(S) RETURNED TO Vault

AGENDA ITEM NUMBER

16c

COMMENTS Vote: 2-1 (Cindy Domenico voted against the motion to adopt the resolution)

RESOLUTION 2016-59

A RESOLUTION CONDITIONALLY SUPPORTING A FEDERAL GRANT APPLICATION BY JEFFERSON COUNTY TO FUND PLANNING, DESIGN AND CONSTRUCTION OF UP TO TWO UNDERPASSES AND TRAIL SEGMENTS TO CONNECT ROCKY FLATS NATIONAL WILDLIFE REFUGE WITH ADJACENT BOULDER COUNTY TRAILS NORTH OF STATE HIGHWAY 128, AND REQUESTING ADDITIONAL SOIL SAMPLING ON THE ROCKY FLATS NATIONAL WILDLIFE REFUGE

WHEREAS, Boulder County recognizes the health and conservation benefits of connecting residents and visitors to natural environments, and supports projects that uphold those benefits; and

WHEREAS, Boulder County recognizes the value in trail linkages that provide connections between local communities for recreation, transportation, and environmental purposes; and

WHEREAS, Jefferson County is submitting a grant proposal for Federal Lands Access Program (FLAP) funding to support trail connections between local government lands and the Rocky Mountain National Wildlife Refuge (NWR); and

WHEREAS, Boulder County recognizes the value of partnership with federal, state, and local entities, and participation in this project is contingent on the joint participation of other Boulder and Jefferson County municipalities; and

WHEREAS, these connections would be a part of the Rocky Mountain Greenway, which has been established to create a regional network comprised of trails and transportation systems that connect the Rocky Mountain Arsenal National Wildlife Refuge (NWR), Two Ponds NWR, and the Rocky Flats NWR on Boulder County's southern border before continuing through Boulder County and the City of Boulder toward Rocky Mountain National Park; and

WHEREAS, Boulder County also recognizes that the lands interior to the Rocky Flats NWR were used as a nuclear weapons plant, which raises concerns regarding the health and safety of accessing the Refuge; and

WHEREAS, there has been extensive testing and soil sampling conducted on the Rocky Flats NWR and this land has been certified by the Environmental Protection Agency (EPA) and Colorado Department of Public Health and Environment for unlimited use; and

WHEREAS, there remain public concerns regarding the safety of human access to the lands located inside and outside the Rocky Flats NWR; and

WHEREAS, site specific soil sampling for radionuclides is appropriate in areas where public access will be allowed in order to understand the risk associated with accessing, and recreating on, the Rocky Flats NWR; and

WHEREAS, additional soil sampling for radionuclides and other contaminants known to be found at Rocky Flats NWR is appropriate in areas on the NWR where new trails and a visitor center will be constructed; and

WHEREAS, if soil sampling in areas included in the FLAP grant proposal indicate that contamination levels are above the applicable federal and state standards for human health safety, Boulder County will not participate or contribute county funds to the project; and

WHEREAS, Boulder County would also like to support opportunities for trail connections with adjacent communities and Boulder County trails, and complete the Rocky Mountain Greenway route, with an alternate option that does not require trail users to bisect the Rocky Flats NWR.

NOW, THEREFORE, BE IT RESOLVED by the Boulder County Commissioners:

1. The Board of County Commissioners hereby pledges its support for Jefferson County's FLAP grant application with the following elements and conditions:
 - a. An agreement with Jefferson County for Boulder County, Jefferson County, and municipal partners, including the City of Boulder, to commit funds to support future planning, design and construction of up to two underpasses including a trail connection and wildlife underpass to connect Rocky Flats NWR with Boulder County lands to the north.
 - b. The pledge of support and funding commitment, beyond that required to support the costs of soil sampling and analysis, are contingent on soil sampling occurring at all sites that are included in the Jefferson County FLAP grant request.
 - i. A soil sampling and analysis plan shall be developed in conjunction with Boulder County, and Boulder County must be satisfied with the plan. The sampling plan shall include, at a minimum, the sampling methodology (what is sampled, how deep samples are taken, how locations are identified for sampling, controls for sampling, timelines for data, etc.)
 - ii. Soil sampling shall include the full panel of testing for radionuclides, at a minimum.
 - iii. At a minimum, soil sampling shall be conducted in accordance with EPA protocols and through approved EPA labs.
 - iv. The minimum number of soil samples to be conducted within each of the site areas included in the FLAP grant proposal should be determined in accordance with EPA recommended methodology.
 - c. The pledge of support and funding commitment are contingent on the results of the soil sampling demonstrating that contamination levels are below the applicable federal and state human-health standards.
2. If the FLAP grant is awarded, and before Jefferson County signs a grant agreement with the Federal Highway Administration, Boulder County shall enter into an IGA between Jefferson County and the participating local governments to address:
 - a. The funding obligations of each of the local governments and the adequacy of the funding to meet the required local match;

- b. Any ongoing maintenance requirements for the improvements supported through the FLAP grant;
- c. Conditions of each local government partner for the NEPA analysis or any other conditions which may affect the project;
- d. How the grant and project will proceed if the conditions of each local government have not been met through the environmental analysis of the project.

ADOPTED this 12th Day of May, 2016.

BOARD OF COUNTY COMMISSIONERS OF BOULDER COUNTY

ATTEST:



Elise Jones, Chair



Cindy Domenico, Vice Chair



Clerk to the Board



Deb Gardner, Commissioner

RESOLUTION NO. 2016-73

**A RESOLUTION FOR PARTICIPATION IN THE ROCKY MOUNTAIN GREENWAY
FEDERAL LANDS ACCESS PROGRAM GRANT**

WHEREAS, the City and County of Broomfield has coordinated with other federal, state, and local agencies in the development of the Rocky Mountain Greenway Feasibility Report and first phase of the Rocky Mountain Greenway Trail Construction; and

WHEREAS, the City and County of Broomfield is interested in participating in the next phases of design, environmental analysis, and construction of the Rocky Mountain Greenway.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY AND COUNTY OF BROOMFIELD, COLORADO:

Section 1. The Broomfield City Council hereby supports the Jefferson County Open Space submitting a Federal Lands Access Plan Grant (Grant) to construct the Rocky Mountain Greenway from the east side of Indiana Street to the north side of State Highway 128, excluding that portion of the Rocky Mountain Greenway that crosses the Rocky Flats National Wildlife Refuge subject to further design and environmental research.

Section 2. The Broomfield City Council hereby agrees to conditionally participate in the Grant as a partner and intends to provide approximately \$105,000 as a Grant match, as set forth in the Rocky Mountain Greenway Participation Letter, attached hereto, subject to Broomfield City Council approval.

Section 3. Any maintenance responsibilities for the RMG will be discussed among the Grant partners with further details being outlined in either an intergovernmental agreement or memorandum of understanding, excluding any standard trail maintenance that is on Broomfield property.

Section 4. The RMG design must accommodate future plans for the Jefferson Parkway.

Section 5. The Broomfield Mayor or Mayor pro tem is authorized to sign the RMG participation letter, attached hereto.

This resolution is effective upon its approval by the City Council.

APPROVED on May 10, 2016.

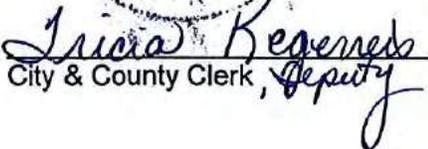
THE CITY AND COUNTY OF BROOMFIELD,
COLORADO



Mayor Pro-Tem



ATTEST:



City & County Clerk, Deputy

APPROVED AS TO FORM:



City & County Attorney



May 10, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood Colorado 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee:

The City and County of Broomfield (Broomfield) conditionally supports the Federal Lands Access Program (FLAP) grant request that has been submitted by Jefferson County on behalf of a partnership of up to seven local entities in Jefferson, Broomfield and Boulder Counties. This grant would provide funding for two key pedestrian crossings at Indiana Street and SR 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings would also fill a key gap along one of the first America's Great Outdoors projects – *The Rocky Mountain Greenway* – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park.

Due to heightened concerns regarding public health and environmental safety of the Rocky Mountain Greenway within the Rocky Flats National Wildlife Refuge (Refuge), Broomfield's financial support is contingent on review of a complete sampling and analysis plan (SAP) for the trail alignment and review of the data results to ensure regulatory compliance. At a minimum, the SAP shall include the following:

- map of trail alignment,
- basis for sample locations,
- sampling methodology,
- contaminants of concern (plutonium and americium),
- EPA-approved method of analysis by a certified lab for each contaminant of concern (COC),
- standards that will be applied to the analytical results, and
- identification of corrective actions and the responsible party if a result is above standards.

In addition, the Soil Analysis Report shall be submitted to Broomfield within 60 days of the sampling effort and prior to the start of construction. The report shall include the following:

- analytical data, including quality control data and any qualifiers,
- standards applied for each COC, and
- map identifying sample location with corresponding analytical data.

Further, split samples of each testing location site shall be collected and provided to the local communities in order to conduct additional analysis with an independent laboratory. If the testing results do not meet regulatory standards, then the feasibility of alternative alignments for the RMG with accompanying soil sampling analysis will be required by Broomfield before any alternate financial requests are considered. Finally, Broomfield's financial contributions will be subject to acceptable completion of the SAP and approval by Broomfield City Council.

One of the goals of our municipality is to provide access to the Refuge along Indiana Avenue while connecting the new facilities to existing and planned transportation infrastructure in an environmentally responsible manner. Broomfield's commitment to provide safe, multi-modal transportation options for residents and visitors align directly with the efforts in this FLAP grant pursuit.

It is our understanding this grant package scope includes crossing both Indiana and the Jefferson Parkway Public Highway Authority Right of Way.

Thank you for considering this FLAP grant request.

Sincerely,

A handwritten signature in black ink that reads "Greg Stokes".

Greg Stokes

Mayor Pro Tem, City and County of Broomfield



**Jefferson County
Open Space**
enriching life

May 18, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood Colorado 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
Federal Lands Access Program (FLAP) Grant Application

Dear FLAP Grant Coordinator and Selection Committee,

Jefferson County is proud to be the lead partner in the submittal of the attached FLAP grant request. Through months of collaboration with our partners in the Cities of Arvada, Westminster, Boulder, the City & County of Broomfield and Boulder County, we have developed a project scope that supports the advancement of the Rocky Mountain Greenway and strengthens the relationship we have with our partners in the U.S. Fish & Wildlife Service at the Rocky Flats National Wildlife Refuge.

The Rocky Mountain Greenway, and its designation as one of 16 priority trail projects in 2016 through the Governor's Colorado the Beautiful Initiative, is one that we fully support with our partners. This grant would provide funding for two, grade-separated crossings at Indiana Street and Highway 128 and would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings will fill an important gap along the Rocky Mountain Greenway.

We embarked on this pursuit of FLAP grant funds with a shared vision among our local partners that centers on a commitment to providing safe, multi-modal transportation options for residents and visitors alike. We are looking forward to moving to the scoping stage with our federal, state and local partners to further the work that is needed to identify opportunities and challenges of the project.

On behalf of Jefferson County, thank you for considering this FLAP grant request. If you have any questions please feel free to contact Nancy York at (303) 271-5966 or nyork@jeffco.us.

Sincerely,

Tom Hoby, CPRE
Director of Open Space & Parks

Board of County Commissioners Libby Szabo • Casey Tighe • Donald Rosier

Commissioner Rosier moved that the following Resolution be adopted:

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF THE COUNTY OF JEFFERSON

STATE OF COLORADO

RESOLUTION NO. CC16-176

RE: Parks - Open Space - Grant Application - Rocky Mountain Greenway -
Federal Lands Access Program (FLAP) Grant

Resolved that the Board of County Commissioners hereby authorize the Open Space Director to execute and submit a Federal Lands Access Program (FLAP) grant application and related documents to the Federal Highway Administration (FHWA) to fund connections between the Rocky Mountain Greenway and Rocky Flats National Wildlife Refuge.

Commissioner Tighe seconded the adoption of the foregoing Resolution. The roll having been called, the vote was as follows:

Commissioner Donald Rosier	Aye
Commissioner Casey Tighe	Aye
Commissioner Libby Szabo, Chairman	Aye

The Resolution was adopted by unanimous vote of the Board of County Commissioners of the County of Jefferson, State of Colorado.

Dated: May 10, 2016

MEMORANDUM

TO: Honorable Chairman and Members of the Board of County Commissioners

FROM:  Ralph Schell, County Manager

RE: Rocky Mountain Greenway – Federal Lands Access Program (FLAP) Grant Application

DATE: May 10, 2016

Staff Recommendation:

That the Board of County Commissioners authorize the Open Space Director to execute and submit a Federal Lands Access Program (FLAP) grant application and related documents to the Federal Highway Administration (FHWA) to fund connections between the Rocky Mountain Greenway and Rocky Flats National Wildlife Refuge.

Resolution No.**CC16 - 176****Background:**

Jeffco Open Space (JCOS), along with a number of partners, seeks to pursue a grant through the FHWA FLAP to advance the 100-mile Rocky Mountain Greenway.

FLAP grants provide funding to local entities for access to federal lands and Colorado anticipates receiving approximately \$60 million over the next 5 years. JCOS has secured the services of Amec Foster Wheeler for development of grant materials and conceptual design for the crossings.

The FLAP application is due on May 20, 2016, and has a total project cost of \$6.5 million. This grant would fund a grade separated crossing for Indiana Street and the Jefferson Parkway, and two grade separated crossings for Highway 128, one of which would be a wildlife underpass. Design and construction will be completed over the next 3-5 years. The cash match for the FLAP is 17.21%, or \$1.2 million of the total project cost.

Our partners in Arvada, Westminster, Broomfield, City of Boulder and Boulder County boards and councils are expected to provide letters of support in the grant application package. Per the terms of the FLAP grant, we have until July 20, 2016, to provide resolutions outlining financial cost share commitments to FHWA. This is a great opportunity to more than quintuple the investment of multiple city and county partners in Jefferson and Boulder Counties.

BCC Briefing Presented on January 26, 2016 and April 26, 2016.

Fiscal Impact:

The FLAP grant match requirement is approximately \$1.2 million. The cost share among partners includes 50/50 split between Boulder and Jefferson Counties for the Highway 128 crossings and a four-way share between Broomfield, Arvada, Westminster and Jefferson County for the Indiana/Jefferson County Parkway crossing.

The cost impact to Open Space is expected to be approximately \$220,000. The maximum fiscal impact acknowledges project design and construction costs requiring further refinement and potential increases over the next 3-5 years.

Prepared by: Nancy York, Open Space Planning Supervisor, x5966

Distribution:

Original returned to: Teri Schmaedecke, Clerk to Board

Copies to: Rosanna Janzer and Nancy York



WESTMINSTER

May 19, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood Colorado 80228

City of Westminster
Department of
Parks, Recreation
and Libraries

4800 West 92nd Avenue
Westminster, Colorado
80031

303-658-2400
FAX 303-706-3926

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee,

We understand that Jefferson County is submitting a FLAP grant request on behalf of a partnership of up to seven local entities in Jefferson, Broomfield and Boulder Counties. This grant would provide funding for two key pedestrian crossings at Indiana Street and SR 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings would also fill a key gap along one of the first America's Great Outdoors projects – *The Rocky Mountain Greenway* – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park.

Westminster has been an active partner and supporter of the Rocky Mountain Greenway Trail since initial discussions began in 2011. We participated in the Feasibility Study completed in 2013, planning and design, and the construction of the trail through Westminster. We are excited to celebrate this important amenity for our community at the ribbon cutting event scheduled for June 4, 2016.

Westminster City Council is currently set to discuss the FLAP grant opportunity at a Study Session on June 6th. Staff will ask Council to provide direction on bringing a Resolution back to them for consideration after the Study Session.

If you have any questions please feel free to contact me at (303) 658-2177.

Sincerely,

Jason Genck
Parks, Recreation & Libraries Director



FFRWR

Rocky Mountain
Arsenal National
Wildlife Refuge

6550 Gateway Road

Building 121

Commerce City, CO
80022

May 5, 2016

Federal Lands Access Program (FLAP) Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood Colorado 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge FLAP
Grant Proposal submitted by Jefferson County
on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee,

The Friends of the Front Range Wildlife Refuge (FFRWR) is a not-for-profit that supports the Rocky Flats National Wildlife Refuge (RFNWR) and the Rocky Mountain Arsenal National Wildlife Refuge (RMANWR).

The Board of Directors of the FFRWR strongly supports the FLAP grant proposal that has been submitted by Jefferson County on behalf of a regional partnership in Jefferson, Broomfield and Boulder Counties. We are ardent supporters of the Rocky Mountain Greenway and this grant would provide funding for two key bicycle/pedestrian crossings at Indiana Street and SR 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge.

The FFRWR believe that these national wildlife refuges belong to the public and providing safe, multi-modal transportation access to and between the Refuges is in the national interest. The FFRWR believes that providing transportation facilities that provide access to these Refuges is critical since they are both becoming high-use recreation sites and economic generators for the local communities. Since opening the Visitor Center at the RMANWR just a few years ago, public visits have sky-rocketed and are estimated to be nearing one million in five years. Because of the natural beauty of Rocky Flats NWR, we can expect the same level of interest from the public in the coming years.

Thank you for considering this FLAP grant request. If you have any questions, please feel free to contact me at the address to the left or kkramer@ffrwr.org.

Sincerely,

Katherine A. Kramer, President
FFRWR Board of Directors



United States Department of the Interior



FISH AND WILDLIFE SERVICE
Rocky Mountain Arsenal National Wildlife Refuge
6550 Gateway Road, Bldg. 121
Commerce City, Colorado 80022-4358
Telephone (303) 289-0232 Fax (303) 289-0579

May 9, 2016

Colorado FLAP Program Decision Committee
Central Federal Lands Highway Division
12300 West Dakota Ave, Ste 380B
Lakewood, Colorado 80228

Re: Jefferson and Boulder Counties FLAP Application

In 2001, Congress determined that the lands that surround the former Rocky Flats plant would be turned into a national wildlife refuge. This unique landscape supports globally rare xeric tallgrass prairie and hundreds of species of wildlife including the federally threatened Preble's meadow jumping mouse. In 2005, the U.S. Fish and Wildlife Service completed a master plan for the new refuge. It took a little time, but in 2015 we announced that the Refuge would begin construction of trails and new visitor facilities.

A very large coalition of neighboring local governments has developed an application for the Federal Lands Access Program (FLAP) to construct two critical trail connections leading to, and through the Rocky Flats National Wildlife Refuge. The proposal also includes a wildlife corridor under Colorado Highway 128 that has been deemed a priority by numerous agencies. These connections are critical to the President's America's Great Outdoors and the construction of the Rocky Mountain Greenway.

Area trails are already over-utilized and the lack of regional trail connections. When opened, the Refuge will provide an additional 20 miles of trails. This proposal provides crucial links that cannot be funded by the Refuge. Each crossing will provide a new opportunity for non-motorized access and allow thousands of visitors to experience these untrammeled drainages and the wildlife they support.

The financial commitment of our neighbors is bold and our commitment for this project is also very large. Beginning next year, we will commit approximately \$1 million for trail construction within the Refuge and the U.S. Department of Energy has committed up to \$8.3 million to create a new entrance off of Highway 128, a new visitor building, several trailheads, and all necessary wayfinding.

I appreciate your consideration of this proposal. Please feel free to contact me with any questions at (303) 289-0350.

Sincerely,

David Lucas
Refuge Manager



United States Department of the Interior

NATIONAL PARK SERVICE
Rocky Mountain National Park
Estes Park, Colorado 80517

IN REPLY REFER TO:
A3815 (ROMO)

FEB 26 2016

FLAP Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood Colorado 80228

Dear FLAP Program Coordinator:

We are pleased to provide this letter of support for Jefferson County's proposal to build two key linkages in the Rocky Mountain Greenway regional trails project, with funding from the Federal Lands Access Program.

As part of President Obama's Great Outdoors Initiative, former Secretary of the Interior Ken Salazar laid out a grand vision to connect the Rocky Mountain Arsenal and Rocky Flats National Wildlife Refuges (NWR) to Rocky Mountain National Park via a trail system. In the Denver Metropolitan Area, significant progress has been made toward achieving this vision with the Rocky Mountain Greenway regional trails system.

The Jefferson County proposal advances the region's common goals of providing safe public access to the Rocky Flats NWR, enhancing the natural resources on the NWR, connecting local and regional trails to parks and public lands, and boosting recreation-based tourism in the area.

The Rocky Flats NWR is a crucial open space resource for the region and is a vitally important part of the Front Range open space ecosystem. Currently there is no legal public access to the NWR despite the fact that it was administratively opened to the public a number of years ago. Additionally, the numerous trails, trailheads and other transportation infrastructure in the area (both current and planned) make the Rocky Flats NWR a logical focal point to connect all these facilities and continue the Greenway project to its final destination at Rocky Mountain National Park.

In addition to augmenting access and mobility, this project would also accomplish important resource management goals that are endorsed by the U.S. Fish and Wildlife Service, namely creating an opportunity for the migratory mammals on the Refuge to safely cross Colorado Highway 128 to and from Boulder County open space.

Finally, the proposal meets some of the key goals of the America's Great Outdoors initiative. In particular, it promotes accessible parks and green spaces for our children, and the creation of a new generation of great urban parks and community green spaces.

Thank you for considering Jefferson County's funding request for this exciting project. If you have any questions about Rocky Mountain National Park and our relation to the Rocky Flats NWR, please contact Larry Gamble. He can be reached at (970) 586-1320 or larry_gamble@nps.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ben Bobowski". The signature is fluid and cursive, with the first name "Ben" and last name "Bobowski" clearly distinguishable.

Ben Bobowski
Acting Superintendent



Jefferson Parkway Public Highway Authority
P.O. Box 1108
Arvada, CO 80001-1108
www.jppha.org

April 21, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood, Colorado 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee:

The Jefferson Parkway Public Highway Authority (JPPHA) supports the FLAP grant request that has been submitted by Jefferson County on behalf of a partnership of up to seven local entities in Jefferson, Broomfield and Boulder Counties. This grant would provide funding for two key pedestrian crossings at Indiana Street and SR 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings would also fill a key gap along one of the first America's Great Outdoors projects – *The Rocky Mountain Greenway* – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park.

The Jefferson Parkway Public Highway Authority's (JPPHA) commitment to provide safe, multi-modal transportation options for residents and visitors align directly with the efforts in this FLAP grant pursuit. One of the goals of the JPPHA is to provide access to Rocky Flats National Wildlife Refuge (RFNWR) along Indiana Avenue while connecting the new facilities to existing and planned transportation infrastructure.

It is our understanding this grant package scope includes crossing both Indiana and the JPPHA Right of Way. At this time the JPPHA has not selected a design consultant for the new parkway facilities; we anticipate that a consultant will be selected within the next two years. We look forward to coordinating the design of the Indiana pedestrian crossing and JPPHA's interests with local entities that are a part of this FLAP grant application.

Sincerely,

Don Rosier
Chairman

Arvada Residential Partners, LLC
175 Mercado Street
Suite 240
Durango, CO 81301

May 16, 2016

Federal Lands Access Program Coordinator
Central Federal Lands Highway Division
12300 West Dakota Avenue
Lakewood, CO 80228

RE: Rocky Mountain Greenway / Rocky Flats National Wildlife Refuge
FLAP Grant Proposal submitted by Jefferson County on behalf of local partners

Dear FLAP Grant Coordinator and Selection Committee

Arvada Residential Partners, LLC as owner of the Candelas master-planned community supports the FLAP grant request that has been submitted by Jefferson County on behalf of a partnership of up to seven local entities in Jefferson, Broomfield and Boulder Counties. This grant would provide funding for two key pedestrian crossings at Indiana Street and State Route 128 that would connect locally owned public lands to Rocky Flats National Wildlife Refuge. These crossings would also fill a key gap along one of the first America's Great Outdoors projects – The Rocky Mountain Greenway – envisioned to connect Rocky Mountain Arsenal, Two Ponds and Rocky Flats National Wildlife Refuges to Rocky Mountain National Park.

Candelas' commitment to provide safe, multi-modal transportation options for residents and visitors align directly with the efforts in this FLAP grant pursuit. One of the goals of Candelas is to provide access to Rocky Flats National Wildlife Refuge through its completed and to-be-built system of trails and trailheads that will directly connect to future trails in the Refuge.

Thank you for considering this FLAP grant request. If you have any questions, feel free to contact me.

Sincerely,

Arvada Residential Partners



Patrick Vaughn
President