



**RHODE ISLAND OPEN SPACE
AND RECREATION BOND FUND**

RECREATION ACQUISITION GRANT PROGRAM

RECREATION GRANT AGREEMENT

This agreement is made to be effective the 16 day of October, 2014.

BETWEEN THE CITY OF CENTRAL FALLS

Hereinafter referred to as the "City"

AND THE STATE OF RHODE ISLAND, THROUGH THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Hereinafter referred to as the "State"

WHEREAS, the City desires to purchase certain real property located at 406 Hunt Street, in Central Falls, Rhode Island (the "Premises"), also identified as Tax Assessor's Plat 4, Lot 123; and

WHEREAS, the City has made application for assistance under Rhode Island Public Law 425, 1987 known as the Open Space and Recreational Area Bonds (the "Act") to acquire the Premises for recreation purposes, any such activity shall be hereinafter referred to as the "Project"; and

WHEREAS, the City has filed an application with the State (the "Application") in accordance with the Rules and Regulations adopted pursuant to the Act (the "Rules and Regulations") the terms and conditions of said Rules and Regulations are hereby incorporated herein; and

WHEREAS, the State has granted the Application (the "Grant"); and

WHEREAS, failure to meet the conditions: (i) herein, (ii) of the Act, (iii) of the Rules and Regulations and (iv) of the General Provisions attached hereto, the terms of said General Provisions are hereby incorporated herein; can result in withdrawal of funds allocated to the Grant.

WITNESSETH: In consideration of the Premises, the covenants contained in this Agreement and for other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the City and the State hereby covenant and agree as follows:

1. The City agrees:

- (a) To acquire the Premises as set forth in the Application and to hold the same

in accordance with the Rules and Regulations.

Said Project specifically referred to as: Hunt Street Park Acquisition

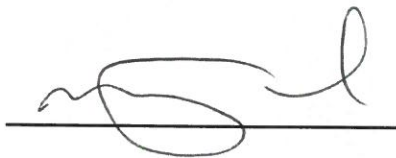
- (b) To complete the Project on or before **September 1, 2015.**
- (c) To perpetually use the Premises only for recreation purposes as more clearly set forth in the Rules and Regulations and not divert the Premises to any other use or dispose of the Premises without prior approval of the Director of the Department of Environmental Management of the State of Rhode Island.
- (d) To submit all expenses related to the Project, within 90 days of the date of completion, in proper order.
- (e) To have an audit, at the expense of the City, by a certified public accountant in all instances where in-kind services or materials are utilized.
- (f) To grant the right to inspect the Premises to the Department of Environmental Management at designated intervals for progress inspections.
- (g) In the event the City shall fail to maintain or use the Premises in accordance with the Agreement, the Act, the Rules and Regulations and the General Provisions, the State shall have the right to enforce this Agreement as provided in the Rules and Regulations.

2. The State agrees to:

- (a) To reimburse the City, 50% of the eligible expenses for the acquisition of the Premises up to the grant award of **\$100,000.00.**

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

WITNESS:



CITY OF CENTRAL FALLS

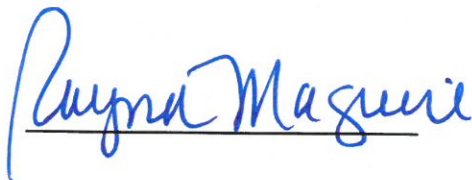
By: _____

James A. Diossa, Mayor

**STATE OF RHODE ISLAND,
DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT**

By: _____

Janet L. Coit, Director



Reviewed per F.S.A.

Leonard Morganis
Administration & Finance Officer

APPROVED TO FORM



**STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE**

In Central Falls, in said County and State, on the 23rd day of September, 2014, before me personally appeared James A. Dioassa, the Mayor, of the CITY OF CENRAL FALLS, RHODE ISLAND to me known and known by me to be the party executing the foregoing instrument for and on behalf of the CITY OF CENTRAL FALLS, RHODE ISLAND and he acknowledged said instrument by him executed to be his free act and deed, his free act and deed in his capacity as aforesaid, and the free act and deed of the CITY OF CENTRAL FALLS, RHODE ISLAND.



Lisa A. Dias

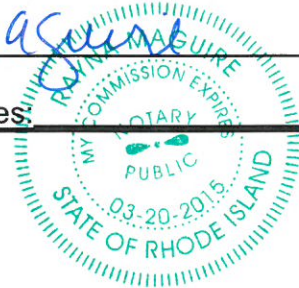
Notary Public
My Commission Expires:

**STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE**

In Providence, in said County and State, on the 16 day of October, 2012, before me personally appeared Janet L. Coit, the Director of the STATE OF RHODE ISLAND, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, to me known and known by me to be the party executing the foregoing instrument for and on behalf of the STATE OF RHODE ISLAND, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT and she acknowledged said instrument by her executed to be her free act and deed, her free act and deed in her capacity as aforesaid, and the free act and deed of the STATE OF RHODE ISLAND, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT.

Rayne Maguire

Notary Public
My Commission Expires:



Project Expires: 9/16/2015