Hiawatha Parks and Recreation

F8

To:	Mayor and City Council
From:	Kelly Willadsen, Park and Recreation Director & Pat Parsley Community Development Director
Date:	May 6, 2019
Re:	Iowa BIG Urban Garden
CC:	Kim Downs, City Administrator

Pat and I met with four Iowa BIG students and their instructor on May 6th to go over plans for an Urban Garden project that they would like to see fulfilled in Hiawatha. Iowa BIG assists students in developing their agency, efficacy, and passions while gaining valuable real-world and academic skills so they can succeed in a world of rapid and constant change. This team has done research on Urban Gardens and their accessibility to refugees and residents in the city limits. Hiawatha currently does not have a community garden; the closest gardens are at Ellis Park in Cedar Rapids and Squaw Creek in Marion. There are many refugees that are currently traveling long distances to these locations just so they can have a garden of their own. For many this is part of their culture.

Iowa BIG has been in contact with ServePro Hiawatha where they have about 3 acres of land that they are willing to lend in order for an Urban Garden to take place. Their land is zoned as commercial, so Pat has worked with the group in editing a past resolution from 2014 where we allowed another group a yearly allowance for urban farming as long as they follow the criteria. You will see the updated document attached. Pat and I see no issues with their proposal. ServePro has approved of the project taking place on their land and Iowa BIG will take all responsibilities. You will see an approval letter from the owner of ServePro along with information provided by the students leading this project.

We would like to ask for Councils approval for Iowa BIG to fulfill their Urban Garden on ServePro property by fulfilling the necessary guidelines stated in the updated resolution.

MEMORANDUM

To: Hiawatha City Council
From: Iowa BIG
Date: May 9th, 2019
Subject: Hiawatha Community Gardens

Iowa BIG would like to partner with the Catherine McAuley Center to start community gardens on the corner of Emmons and Miller St. The purpose of starting these gardens is to create accessible land in Hiawatha for refugees and other members of the community that do not currently have space to garden on. These gardens will be available to Hiawatha community members for a still to be determined price.

The land is currently owned by Barb Kellogg, who has agreed to donate the space for this use. The plot is approximately 3 acres in size and will be split into multiple 20 x 50 ft gardens. The gardens will be separated by string provided by the tenants. Water will be collected in rain barrels and the land will be tilled by a third party. At the end of the growing season tenants will be in charge of cleaning up their plot.

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 5/7/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
TrueNorth
PO Box 1863
500 First Street SE
Cedar Rapids IA 52406-1863

CONTACT NAME: TrueNorth Risk Management
PHONE (A/C, No, Ext): 319-366-2723 FAX (A/C, No): 877-810-6374
E-MAIL ADDRESS: certs@truenorthcompanies.com

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Nationwide Mutual Insurance Company	23787
INSURER B: Capitol Specialty Insurance Corporation	10328
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED ROBALLC-01
Robarb LLC
dba ServPro of Cedar Rapids
111 Miller Road
Hiawatha IA 52233

COVERAGES **CERTIFICATE NUMBER:** 1749143134 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
B	X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE X OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY X PRO-JECT LOC OTHER:			EV20184386-01	12/1/2018	12/1/2019	EACH OCCURRENCE	$ 2,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 50,000
							MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 2,000,000
							GENERAL AGGREGATE	$ 3,000,000
							PRODUCTS - COMP/OP AGG	$ 3,000,000
								$
A	AUTOMOBILE LIABILITY X ANY AUTO OWNED AUTOS ONLY / SCHEDULED AUTOS X HIRED AUTOS ONLY / X NON-OWNED AUTOS ONLY			ACP7141678238	12/1/2018	12/1/2019	COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
							BODILY INJURY (Per person)	$
							BODILY INJURY (Per accident)	$
							PROPERTY DAMAGE (Per accident)	$
								$
B	X UMBRELLA LIAB X OCCUR EXCESS LIAB CLAIMS-MADE DED X RETENTION $ 10,000			EX20184388-01	12/1/2018	12/1/2019	EACH OCCURRENCE	$ 1,000,000
							AGGREGATE	$ 1,000,000
								$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y/N N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N/A		ACP7141678238	12/1/2018	12/1/2019	X PER STATUTE OTH-ER	
							E.L. EACH ACCIDENT	$ 1,000,000
							E.L. DISEASE - EA EMPLOYEE	$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	$ 1,000,000
B	Pollution Liability Professional Liability			EV20184385-01	12/1/2018	12/1/2019	$2,000,000 Ea Claim $250,000 Ea Claim $5,000 Ded	$3,000,000 Agg $250,000 Agg

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
BAILEE'S COVERAGE: Allied Insurance; ACP7141678238; 12/1/2018 to 12/1/2019; $250,000 Limit; $500 Ded
LEASED OR RENTED EQUIPMENT: Allied Insurance; ACP7141678238; 12/1/2018 to 12/1/2019; $100,000 Limit; $500 Ded

If Yes is indicated above for Additional Insured, forms General Liability #CG2010 07/,04, Primary & Non-Contributory, Completed Operations #CG 2037 07/04 and Auto Liability #AC0102 applies. If Yes is indicated above for waiver of subrogation forms General Liability TBD and WC #WC000313 04/84 applies. Coverage is extended for work performed and required under written contract with the above named insured.

CERTIFICATE HOLDER

City of Hiawatha
1410 Robins Rd
Hiawatha IA 52233

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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K Graber

From: K Willadsen
Sent: Friday, May 10, 2019 9:01 AM
To: K Graber; Amy Scheer
Subject: FW: Land

Can you please put this email along with the community gardens info in the packet. It's the land owners approval.

Thanks!

Kelly Willadsen, CPRP
Hiawatha Parks and Recreation Director
101 Emmons Street
Hiawatha, IA 52233
319-393-1515 ex 251

From: Servpro of Cedar Rapids <servpro5831@yahoo.com>
Sent: Friday, May 10, 2019 8:58 AM
To: parkdirect@hiawatha-iowa.com
Subject: Land

To Whom:

Servpro/ Barb Kellogg would like to grant permission to those involved to use our land on Miller Rd in Hiawatha for a community garden plan this summer of 2019

Thankyou

Servpro of Cedar Rapids
111 Miller Rd
Hiawatha, IA 52233
PH #319-393-8430
Fax #319-393-1844

RESOLUTION NO. 19-
City Council

RESOLUTION APPROVING A ONE (1) YEAR ALLOWANCE FOR URBAN FARMING ON THE PROPERTY DESCRIBED AS HIAWATHA NORTH 1st ADDITION, LOT 1 AS REQUESTED BY IOWA BIG

WHEREAS, the City of Hiawatha received a request from Iowa Big to plant An urban agricultural garden on the property described as HIAWATHA NORTH 1st ADDITION, LOT 1, and located along the north side of Emmons Road and between Miller Road and the future Edgewood Road, to raise fresh food to be donated to local food banks, and

WHEREAS, Hiawatha zoning classifications currently do not allow this type of use in a C-3 zoning district which is the zoning classification for the commercial property l described as HIAWATHA NORTH 1st ADDITION, LOT 1. City Staff has researched the possibility of temporarily allowing one (1) season of urban agriculture garden activity on the property described as HIAWATHA NORTH 1st ADDITION, LOT 1 with the following conditions:

- Urban Agriculture Garden use shall be limited to the cultivating of plants and produce on a temporary basis (one planting season). Animal husbandry, livestock, and bees shall not be considered urban agriculture uses.
- Iowa Big will secure an agreement with the owner of the property and will provide a copy of the written agreement to the City of Hiawatha.
- Iowa Big will secure the support of the adjacent businesses and property owners for the urban agriculture activity and shall provide assurance to the City of Hiawatha the adjacent businesses and property owners support Iowa Big and the urban agriculture activity.
- Parcels used for urban agriculture uses shall be situated, equipped, operated, and maintained so as to minimize to the maximum extent possible, using the best available methods, any impacts on, or interference with other land uses and activities in the general area, or the public health, safety, and general welfare. Specific requirements include:
  - (A) Odor control;
  - (B) Debris control;
  - (C) Rodent and pest control; and
  - (D) Secure, enclosed, rodent-proof storage of all seed, fertilizer, and other chemical products used in operations.
- Only walk-behind mechanical farm equipment shall be used
- Pesticides, insecticides, fertilizers, and other chemical products used in urban agricultural operations must be designed for household use. Pesticides, insecticides, fertilizers and other chemical products designed for commercial agricultural operations shall not be permitted.
- Excess storm water runoff shall be detained on site in connection with any new construction, development, redevelopment or land use change related to urban agricultural operations.
- Minimum setbacks of five (5) feet shall be maintained in the front, side and rear yards of any parcel used for urban agricultural uses.
- No fence, wall, vegetation or combination of such items exceeding a height of three (3) feet above ground level shall be erected within the required front yard in any district.

- Upon the harvest of all vegetation and produce city staff will review with Iowa Big urban agricultural activity to determine if this activity should be allowable within our zoning perimeters. If in review the decision to not continue the activity the parcel shall be hydro-seeded and returned to its original state.
- If the requirements are not met throughout the growing season and the area is not maintained accordingly the City will treat the activity as a nuisance.
- An annual permit would not be required at this time, and

WHEREAS, City Council deems the request for an urban agricultural garden as submitted by Iowa Big a valuable effort in giving back to the community as much as possible, and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA to approve one (1) season of urban agriculture garden activity on the property described as HIAWATHA NORTH 1st ADDITION, LOT 1 as requested by Iowa Big with the conditions as outlined above.

AYES:
NAYS:

PASSED AND APPROVED this 15th day of May, 2019.

_____
Bill Bennett, Mayor

ATTEST:

_____
Amy Scheer, Deputy City Clerk