

R-20-96

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION REQUIRING COMMUNITY GARDENS TO BE FREE FROM CITY LIENS PRIOR TO THE EXECUTION OF A COMMUNITY GARDEN LICENSE AGREEMENT; AND FOR OTHER PURPOSES.**

WHEREAS, the City of North Little Rock (“the City”) created the Fit 2 Live Community Garden Program, which makes grant funds available to support the establishment or improvement of community gardens and urban farms; and

WHEREAS, the applicants for the Community Garden Licenses are required to agree to a Memorandum of Understanding for grants funds in exchange for adherence to specific requirements (substantially similar to Memorandum of Understanding attached hereto as Exhibit A); and

WHEREAS, currently there are no prohibitions against establishing gardens on property that is burdened by City liens; and

WHEREAS, it is in the City’s best interest to require potential garden site properties to be free of any City liens before a garden license is issued and grant funds are dispersed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That any property seeking a community garden license must be free from any City liens prior to the execution of a Community Garden License Agreement.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

\_\_\_\_\_

\_\_\_\_\_

Mayor Joe A. Smith

SPONSOR:

ATTEST:

*Linda Robinson*  
Council Member Linda Robinson *by AT*

\_\_\_\_\_  
Diane Whitbey, City Clerk

APPROVED AS TO FORM:



Amy Beckman Fields, City Attorney

FILED	<u>11:05</u>	A.M.	__	P.M.
By	<u>A. Fields</u>			
DATE	<u>7-7-20</u>			
<b>Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas</b>				
RECEIVED BY	<u>S. Ussery</u>			



**City of North Little Rock  
Fit 2 Live Community Garden Program  
Memorandum of Understanding**



This Memorandum confirms that the City of North Little Rock will fund **[Group]** Community Garden in the amount of **[amount]**, with the understanding that the funded project will adhere to the following requirements:

- 1) Community garden funds must be spent on approved items only. If unsure whether an item is approved, please contact the Program Administrator: Isaac Henry, 975-8780, [ihenry@nlr.ar.gov](mailto:ihenry@nlr.ar.gov).
- 2) ALL funds must be spent and reported on by **[Date]**.
- 3) Based on the project's request and committee approval, funding will be disbursed in a lump sum.
- 4) Funded projects must submit to the Program Administrator **two progress reports** on the following dates, plus receipts for funds spent to date if not previously been provided.
  - 6-month report due [Date]**
  - Final report due [Date]**
 To be eligible for funding in the next year's funding cycle, funded projects must have completed both reports on time.
- 5) Projects shall make known the availability of garden plots in their neighborhood.
- 6) Failure to account for spent funds may be subject to prosecution under existing City law. The amount of funding unaccounted for must be reimbursed to the City.
- 7) Funded projects must operate in accordance with nondiscriminatory federal, state and local requirements.
- 8) The funded project must cultivate the area with edible plants at least six (6) months out of the year.
- 9) Maintenance: The funded project must maintain the property according to city code for a residential area. Grass may grow no higher than eight (8) inches. The funded project must ensure that growing areas are weeded and maintained weekly, in such a way that the garden presents a positive visual asset to the neighborhood. Tools and debris must be stored or moved away from common areas. The City will provide a garden sign, the design and placement of which will be coordinated with the funded project. The sign shall remain property of the City and may be removed by the City at any time. Should maintenance challenges arise, the project manager shall notify the Program Administrator immediately.

Signed:

\_\_\_\_\_  
Program Administrator, City of North Little Rock

\_\_\_\_\_  
Funded Project Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

