

**AGREEMENT
BETWEEN
GIFTS IN THE MOMENT FOUNDATION
AND
THE CITY OF PEORIA, ILLINOIS
Council Item #14-294 and 14-492**

This Agreement made this 23rd day of December, 2014, by and between Gifts in the Moment Foundation (hereinafter "GITM"), an Illinois not-for-profit corporation, PO Box 3663, Peoria, Illinois, and the City of Peoria (hereinafter "City"), a municipal corporation organized under the laws of the state of Illinois, with its primary corporation located at 419 Fulton Street, Peoria, Illinois.

WITNESSETH:

WHEREAS, on July 8, 2014 the City Council (Item # 14-294) adopted Ordinance No. 17,121 which allocated \$80,000 to the BOSCH SUPERMARKET PARK (hereinafter "Project") for the purpose of providing a van that will be used to pick up and deliver produce to various locations in Peoria, and to support the Project's marketing, education, and outreach efforts in order to provide opportunities for residents of Peoria's South Side neighborhoods access to fresh produce; and

WHEREAS, this pilot Project is aligned with the mission of GITM to provide alternative food sources to residents of the South Side and to promote healthy living, growing and cooking.

NOW, THEREFORE, in consideration of the mutual covenants and promises:

1. The City shall provide up to \$80,000 in funding from the following revenue sources: \$40,000 from General Fund Reserves and \$40,000 from Capital Fund Reserves. See Exhibit A – City of Peoria SuperMarket Park and Mobile Food Van Initiative for the Project's budget and requested City funds.
2. Out of the \$80,000 in funding, the City shall purchase a Ford Transit Cargo T-150 van with refrigeration unit (hereinafter "Van") for the above-stated purpose and transfer ownership of the Van to GITM at no cost. GITM is responsible for the 1) license 2) title 3) auto insurance and 4) maintenance of the Van. The Van may remain in the possession of GITM as long as the Van is used for furthering GITM's Project of providing opportunities for residents of the South Side to access fresh produce. If GITM should cease in this Project or the Van is no longer utilized for this purpose, the possession and ownership to the Van shall be immediately relinquished to the City upon its request. GITM may relinquish the possession and ownership of the Van to the City at any time.
3. Upon request by the City, GITM will provide documents demonstrating continued use of Van in proper conditions including but not limited to auto insurance, maintenance records, accident records, or any other records requested by the City.

4. The balance of the remaining funds after the purchase of the Van, shall be used for other eligible expenses for the Project and service of fresh produce to residents of the South Side as approved by the City Council (Item # 14-294 and 14-XXX). Payment will be allowed for eligible expenses encumbered prior to the execution of this Agreement as approved by the City. Proper documentation must be submitted for any reimbursement or payment of eligible expenses.
5. Ineligible expenses include personnel costs, gas and maintenance for the Van, and other capital equipment such as but not limited to office furniture, computers or phones.
6. Any use of the City logo in conjunction with the Project must be approved by the City prior to use.
7. GITM, its successors and assignees agree to indemnify and hold harmless the City and its officers and employees against all claims by or on behalf of any person or persons, business, firm, partnership, limited liability company or corporation arising from any work or activity of GITM, its successors and assignees connected to the Project. GITM, its successors and assignees agrees to indemnify and hold harmless the City from and against all costs and expenses incurred in or in connection with any such claim arising as aforesaid or in connection with any action or proceeding brought thereon and not caused by any actions or omissions of the City, for any work of activity of GITM, its successors and assignees connected to the Project.
8. GITM shall be prohibited from offering or giving compensation of fees for services to former officer or City employee who participated personally and substantially in the decision to award City funds for this Project within a period of one year immediately after termination of City employment, whether said termination was voluntary or involuntary, by retirement or otherwise, during the year immediately preceding termination of City employment.
9. GITM agrees that it will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual harassment, ancestry, national origin, place of birth, age or a physical or mental handicap which would not interfere with the efficient performance of the job in question. GITM agrees that it will take affirmative action to comply with the provisions of this division and will require any subcontractor to submit to the City written commitment to comply with this division.
10. This Agreement shall expire on July 31, 2016, or when all funds are expended, whichever comes first.

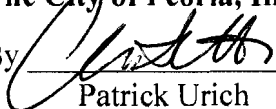
WHEREFORE, the parties hereto have executed this Agreement as of the day first above written.

Approved by:

Approved by:


The City of Peoria, Illinois

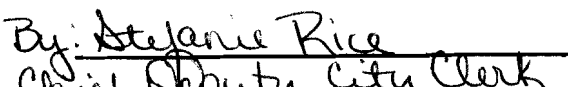
Gifts in the Moment Foundation

By 
Patrick Urich
Its City Manager

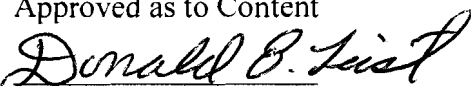
By 
Chris Setti
Its Chairperson

Attest:

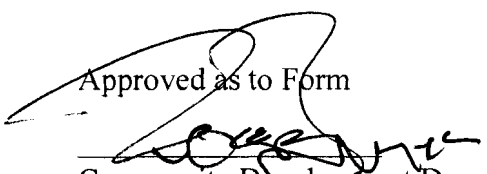

Beth Ball
City Clerk

By: 
Stephanie Rice
Chief Deputy City Clerk

Approved as to Content


Donald B. Leist
Legal Department

Approved as to Form


Community Development Department

City of Peoria SuperMarket Park and Mobile Food Van Initiative
SuperMarket Park Construction and Maintenance
Budget 2014-2015 (revised November 2014)

Budget Item	Vendor/in-kind contributor	In Kind and other grants funding (match)	City Requested amount	Total
Initial Park Construction	Bosch Company	\$5,000.00		\$5,000.00
Park Designs and plans	Bosch Company	\$250.00		\$250.00
Garden equipment and shelving units	Bosch Company	\$4,084.94		\$4,084.94
(3) parcels of property for park	Jeff Heft of His Helping Hands	Property value: \$88,923/leased at \$850.00 a month/\$10,200 annually		\$10,200.00
Garden construction labor, maintenance, harvest and distribution at Urban Farmer's Market	Bosch Company 2 hours a week for 22 weeks- 3 vol. Volunteer calculator \$16.31 per hour 2014 and 2015	\$4,305.84		\$4,305.84
Mulch: 2014	Peoria Rescue Ministries: Victory Acres		\$780.00	\$780.00
Mulch: 2015	Victory Acres: The GITM Foundation	\$260.00		\$260.00
Replenish beds (compost, peat, perlite)	Washington Greenhouse		\$964.62 \$74.99 \$169.98 \$399.88	\$1,609.47
Replenishment of existing beds for 2015	Washington Greenhouse: The GITM Foundation	\$1,500.00		\$1,500.00
Compost for new beds	Better Earth Compost		\$60.00	\$60.00
Lumber, peat and perlite for 9 new garden beds	Menards		\$187.60 \$29.94 \$334.24 \$28.59 \$29.51	\$609.88
Raised bed bolts and screws	Tractor Supply		\$14.98 \$88.29	\$103.27
Seating benches and Central Workbench	Menards		\$900.00	\$900.00
Central Planting area	Menards		\$235.00	\$235.00

Water spigot	Dillon Plumbing	\$150.00 labor from Dillon Plumbing \$250.00 for spigot: The GITM Foundation		\$400.00
Plants for berms	Washington Greenhouse		\$700.00	\$700.00
Water/month	American Water		\$30.49	\$30.49
Water/ month 2014 and 2015	American Water: The GITM Foundation	\$26.15 \$22.07 \$9.43 \$90.00 for 2015		\$147.65
Wooden Park Sign	American Sign and Design		\$1,000.00	\$1,000.00
Park Site Insurance: 2014 and 2015	Westbend: The GITM Foundation	\$1,000.00		\$1,000.00
Sub Totals:		\$27,148.43	\$6,028.11	33,176.54

City of Peoria SuperMarket Park and Mobile Food Van Initiative

Mobile Food Van

Budget 2014-2015 (revised November 2014)

Budget Item	Vendor/in-kind contributor	In Kind and other grants funding (match)	City Requested amount	Total
Mobile Food and Wellness Van	Ford Transit Connect XLT with refrigeration and insulation: Landmark Ford -including extra set of keys (\$175) and running boards (\$500)		\$36,421.00	\$36,421.00
Mobile Food Van: Distribution Center, packing and storing of produce lease fee at Tri County Fresh Food Hub	Tri County Fresh Food Hub: Bachman Family Farms	\$1,500.00 per month=annual fee \$18,000.00		\$18,000.00
Mobile Food Van: Distribution Center insurance	Tri County Fresh Food Hub: The GITM Foundation	\$822.00		\$822.00
Mobile Van Insurance	Hediger and Meyer Inc: The GITM Foundation	\$1,048.00		\$1,048.00
Mobile Van: Gas and Driver	Community Foundation of Central Illinois	\$1,209.50		\$1,209.50
Mobile Van gas for additional 61603 and 61605 sites	Peoria County Health Department	\$3,000.00		\$3,000.00
Sub Totals:		\$24,079.50	\$36,421.00	\$60,500.50

City of Peoria SuperMarket Park and Mobile Food Van Initiative
 SuperMarket Park and Mobile Food Van and CSA Marketing
 Budget 2014-2015 (revised November 2014)

Budget Item	Vendor/in-kind contributor	In Kind and other grants funding (match)	City Requested amount	Total
SuperMarket Park and Mobile Food Van Marketing: Signs for all host sites	Fastsigns 100 Aluminum signs		\$957.65	\$957.65
Mobile Van graphics	American Sign and Design: Custom van wrap Logo and construction		\$1,000.00	\$1,000.00
Mobile Van graphics	American Sign and Design: Community Foundation of Central Illinois	\$1,300.00		\$1,300.00
Mobile Van Sponsorship	Peoria County Health Department	\$5,000.00		\$5,000.00
Weather resistant outdoor Fresh Food Stop signs	Fastsigns: Community Foundation of Central Illinois	\$1,000.00		\$1,000.00
Mobile Van Insurance and permit	Community Foundation of Central Illinois	\$150.00		\$150.00
CSA wax produce boxes with City sponsorship indicated for marketing	Box Co. 4.68 per box with graphics 200 boxes		\$936.00	\$936.00
Flyers, postage and newsletters	Vista Prints Postage		\$1,000.00 \$535.00	\$1,535.00
SuperMarket Park Banner and Bus station banner with bus advertising	Adams Outdoor Signs		\$3,800.00	\$3,800.00
Food Access project newsletter for additional sites 61603 and 61605	Peoria County Health Department	\$500.00		\$500.00
Food Access project newsletter color toners	The GITM Foundation: Peoria County Health Department	\$450.00		\$450.00
Sub Totals:		\$8,400.00	\$8,228.65	\$16,628.65

City of Peoria SuperMarket Park and Mobile Food Van Initiative

CSA web construction, legal and accounting
Budget 2014-2015 (revised November 2014)

Budget Item	Vendor/in-kind contributor	In Kind and other grants funding (match)	City Requested amount	Total
Accounting fees for CSA implementation	Dan Bender, CPA	9 hours @\$150.00 \$1,350.00		\$1,350.00
CSAware	Local Harvest: Community Foundation of Central Illinois	\$1,000.00		\$1,000.00
Merchant Account	Dharma Merchant service: The GITM Foundation	\$150.00		\$150.00
Tablet for mobile SNAP system	Dell Venue 11 Pro: The GITM Foundation	\$460.00		\$460.00
EBT wireless card reader for SNAP	ID Tech Shuttle: The GITM Foundation	\$50.00 set up \$540.00 service		\$590.00
Sub Totals:		\$3,550.00	\$0.00	\$3,550.00

City of Peoria SuperMarket Park and Mobile Food Van Initiative
 SuperMarket Park Community Food Access, Education and Research
 Budget 2014-2015 (revised November 2014)

Budget Item	Vendor/in-kind contributor	In Kind and other grants funding (match)	City Requested amount	Total
Farm to School Nutrition Education	Bradley University Interns: SouthWest Kiwanis	\$975.00		\$975.00
CSA membership for (55) families residing in 61605 community provides 22 weeks of boxed produced throughout season from local producers plus nutrition education, taste testing and recipes. Research data collection on receptivity to Mobile Food Van (Bradley University IRB)	Tri County Fresh Food Hub The GITM Foundation		\$506.00 per family: \$27,830.00	\$27,830.00
Cooking Matters Classes for families and newsletter with nutritional facts and recipes featured by the Mobile Food Van at SuperMarket Park and Fresh Food Stops. Cooking supplies and groceries for each family participating	Hy-Vee		\$1,450.00	\$1,450.00
Cooking Matters! Classes for CSA families: Classroom Educators	Bradley University interns (10)	\$7,200.00		\$7,200.00
Community Outreach Program via Mobile Food Van	City of Peoria Police Department Explorers: (1)Officer=2 hours per week for 22 weeks (base salary of 26.44 plus fringe)	\$1,252.35		\$1,252.35
Community Outreach Program via Mobile Food Van	City PPD Explorers: Explorer=2 hours a week for 22 weeks	\$717.64		\$717.64

Community Food Access Project Researcher	The GITM Foundation: Peoria County Health Department	\$56,700.00		\$56,700.00
Community Food Access Project Fringe	The GITM Foundation: Peoria County Health Department	\$4,338.00		\$4,338.00
Community Food Access Project Management:	The GITM Foundation	\$32,400.00		\$32,400.00
Community Food Access Project Management fringe	The GITM Foundation	\$2,479.00		\$2,479.00
Community Food Access Project Research Assistant	Bradley University Intern	\$10,500.00		\$10,500.00
Cooking Matters master training	Cooking Matters!: The GITM Foundation	\$1,200.00		\$1,200.00
Community Food Access Project data collection	University of Illinois School of Social Work	\$10,500.00		\$10,500.00
Silverston Double portable burner for cooking class	Silverston: Peoria County Health Department	\$140.00		\$140.00
Polyjohn Mobile sink	Polyjohn: Peoria County Health Department	\$772.00		\$772.00
Cooking Matters! Site and room usage fee	PHA: Harrison Homes and Taft Homes	\$600.00		\$600.00
Cooking Matters! Cooking and grocery supply for additional sites 61603 and 61605	HyVee food Store: Peoria County Health Department	\$4,800.00		\$4,800.00
Sub Totals		\$134,573.99	\$29,280.00	\$163,853.99

Summary of Budgets:	In Kind and other grants funding (match)	City Requested	BUDGET TOTAL
SuperMarket Park Construction and Maintenance	\$27,148.43	\$6,028.11	\$33,176.54
Mobile Food Van	\$24,079.50	\$36,421.00	\$60,500.50
SuperMarket Park and Mobile Food Van and CSA Marketing	\$8,400.00	\$8,228.65	\$16,628.65
CSA web construction, legal and accounting	\$3,550.00	\$0.00	\$3,550.00
SuperMarket Park Community Food Access, Education and Research	\$134,573.99	\$29,280.00	\$163,853.99
TOTALS	\$197,751.92	\$79,957.76	\$277,709.68