

BILL NO.: 4891

ORDINANCE NO.: _____

Introduced by: Assistant City Manager Chief Jackson

**AN ORDINANCE OF THE CITY OF BERKELEY ADOPTING THE BERKELEY
ADOPT-A-PARK PROGRAM**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BERKELEY,
MISSOURI, AS FOLLOWS:**

- Section 1.** The City of Berkeley, Missouri hereby adopts the attached Berkeley Adopt-A-Park Program.
- Section 2.** The program is a partnership between the City of Berkeley and residents, business owners or groups, in an effort to keep our community clean, safe, and attractive.
- Section 3.** The program is designed to promote civic responsibility as well as be fun and educational.
- Section 4.** In exchange for the public good will through participation in the program, the residents, business owners or groups voluntarily waive any and all claims for injuries or damage suffered by them arising out of participation in the program and covenant not to sue the City of Berkeley, its officers' agents or employees.
- Section 5.** This Ordinance shall be in full force and effective from and after the date of its passage.

1st Reading this _____ day of _____ 2022

2nd Reading this _____ day of _____ 2022

3rd Reading, PASSED and APPROVED, this _____ day of _____ 2022

Babatunde Deinbo, Mayor

ATTEST:

Deanna L. Jones, City Clerk

Approved as to Form:
Donnell Smith, City Attorney

Final Roll Call:

Councilwoman Verges	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Williams	Aye ___	Nay ___	Absent ___	Abstain ___
Councilman Hoskins	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Anthony	Aye ___	Nay ___	Absent ___	Abstain ___
Councilman Hindeleh	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman-at-Large Crawford-Graham	Aye ___	Nay ___	Absent ___	Abstain ___
Mayor Deinbo	Aye ___	Nay ___	Absent ___	Abstain ___



Adopt-A-Park Program

Purpose

The City of Berkeley Adopt-A-Park program is a partnership between the City of Berkeley and residents, business owners or groups, in an effort to keep our community clean, safe, and attractive. The program is designed to promote civic responsibility as well as be fund and educational, which promotes people to stop littering and take pride in their community.

The Adopter:

By volunteering in the City of Berkeley sponsored Adopt-A-Park program, participants agree to adhere by the following:

1. I am a volunteer participating in the Adopt-A-Park program sponsored by the City of Berkeley, Missouri (the "City") for two-years.
2. My participation in the program is voluntary. I acknowledge that participating in the program carries with it certain inherent risks that cannot be eliminated regardless of the care taken to avoid injuries. I know and am aware of all the dangers associated with my participation in the program and with such knowledge assume any and all such risks while participating in the activity.
3. To the best of my knowledge, I am physically fit and have no physical or medical conditions that would prevent me from participating in the activity. I acknowledge that the City recommends that prior to participating in the program, I should first consult with my physician and abide by any limitations set by my physician.
4. I understand and agree that neither the City or any person acting on behalf of the City, may be held liable in any way for any event which occurs in connection with the activity that may result in harm, death, injury or other damage to me. This waiver of liability does not waive liability for any injuries that I obtain as the result of any willful, wanton or intentional misconduct by the City or any person acting on behalf of the City.
5. I agree to defend, indemnify and hold harmless the City for any expense or liability the City may incur as a result of my conduct, actions or omissions while participating in the activity.
6. It is my express intent that this Waiver and Release shall bind the members of my family, business, or group, if I am alive, and my heirs, assigns and personal representatives if I am deceased.

Adopt-A-Park Application Form

Organization Name: _____
(Name on Adopt-A-Park sign will appear as written on this line)

Contact Person: _____

Street Address: _____

City: _____ State: _____ Zip: _____

Phone: (____) _____ Fax: (____) _____

Email: _____

Number of Person in Group: _____

Park Location: _____

I (We) have read and agree to abide by the policies and regulations adopted by the City of Berkeley regarding the Adopt-A-Park Program. Policies and regulations can be found at www.cityofberkeley.us.

Signature: _____ Date: _____

City of Berkeley Adopt-A-Park Coordinator

Signature: _____ Date: _____

Safety Guidelines

1. Work only during daylight hours.
2. Wear light or bright colored clothing appropriate for the weather, and hard soled shoes.
3. Work with a partner whenever possible. Organizations must provide adequate supervision for youth under the age of 18.
4. Always wear gloves, a hat, and use sunscreen.
5. An adequate supply of drinking water and first aid kit must be provided by the volunteers during the pickup operation.
6. Safety vest must be worn when working.
7. Pets will not be allowed to accompany workers.
8. Possession or consumption of alcoholic beverages or controlled substances while working is prohibited.
9. Be aware of traffic if working by a roadway. Don't pick up litter close to the edge of curbs unless oncoming traffic is clearly visible, and is safe to do so.
10. Lift all objects with your legs, not your back.
11. Take precautions for: * Snakes, other animals and insects * Noxious weeds * Glass, barbed wire, pipes and debris with sharp or rusted edges * Unexpected holes or ditches.
12. Do not work under potentially dangerous weather conditions, such as rain or heavy winds.
13. Don't stomp on bags. Injuries may occur from broken glass or sharp objects.
14. Don't pick up materials you suspect might be hazardous (dead animals, chemicals, firearms, needles or drug paraphernalia). Please notify the Parks and Recreation Department if any of the above are found.
15. Report any injuries immediately to Parks and Recreation office for an incident form to be completed. If an emergency, call 911.

Park Clean-Up Check List

Playground Equipment and Shelters

- ❖ Check all playground equipment for signs of damage.
- ❖ Check all benches and other seating areas for signs of damage.
- ❖ Check all shelters for signs of damage.
- ❖ Report any vandalism or damage to the Berkeley Parks and Recreation.

Litter Removal

- ❖ Call Parks and Recreation Department and arrange for garbage bags
- ❖ Clean up all visible trash and place in trash bags provided.
- ❖ Always wear gloves
- ❖ Tie bags tightly before disposal
- ❖ Leave filled trash bags beside trash receptacles in park.
- ❖ Always follow the safety guidelines provided

Weed Abatement

- ❖ Before removing weeds, call and arrange with Parks and Recreation to get approval.
- ❖ Do not spray or use any chemicals.
- ❖ Be cautious around thorny or poisonous bushes, such as poison oak or star thistle.
- ❖ When bagging clippings, keep separate from trash.

General

- ❖ Complete a visual inspection all park grounds and report any concerns or other comments.
- ❖ Report any vandalism or damage to the Parks and Recreation Department.
- ❖ Designate a liaison to work with the program coordinator who will:
 - Review the safety rules with all participants;
 - Assure that all participants are responsible individuals and that participating minors under the age of 18 have adult supervision;
 - Have all the participants sign in for each clean up;
 - Send in a report after a clean up has occurred.