

MEMORANDUM OF AGREEMENT: "OPERATION BLACKBERRY PATCH (OBP)"  
AND MARION COUNTY IN. JUVENILE COURT

**WHEREAS BE IT SO RESOLVED THAT:**

- A. BRCA, Inc.** has volunteered via its legal collaborative "**Operation Blackberry Patch (OBP)**" to do at the total discretion and specifications of her Honor the **Marion County Juvenile Court Judge Marion Moores** and as delegated to the **Marion County Youth Detention Center Director Gael Deppert** **without cost** to her Honor's **Court and associated Child Services Department and agencies** the following:
- 1.) Installing a 1 acre, 2 foot deep fenced **Sustainable Agro-Forest (SAF) garden** described on the **web site <http://www.hopelausa.org>** on **web pages 5 and 9** with **Project Income** potentials;
  - 2.) Training of selected staff and volunteers of her Honor the **Marion County Juvenile Court Judge Marion Moores' Court**, the **Marion County IN. Juvenile Court Youth Detention Center and associated Child Services Department and agencies** in all aspects of operating the **SAF garden** installed;
  - 3.) Delivering **Sustainable Life Science Curriculum (SLSC) Consulting Services** to those staff so trained in developing **horticultural therapy** based programming for selected youth and other family members under her Honor the **Marion County Juvenile Court Judge Marion Moores'** jurisdiction to help install and operate the **SAF garden** \_\_ the **Los Angeles, CA. County Board of Supervisors** award winning **SLSC** is detailed on the **web site <http://www.hopelausa.org>**, **web page 9**; and
  - 4.) Incorporating the **Youth Detention Center's Mini-Arboretum (enclosed landscaped sitting area in secured detention facility)** to complement the 1 acre fenced **Sustainable Agro-Forest (SAF) garden** and any **horticultural therapy** based programming for **Youth Detention Center youth** and other youth under the jurisdiction of the **Marion County Juvenile Court Judge Marion Moores** appropriately mutually designed and agreed upon using the **Sustainable Agro-Forest (SAF) garden**.
- B.** Her Honor the **Marion County Juvenile Court Judge Marion Moores'** and **associated Child Services Department and agencies** will be held **liability harmless** by **BRCA, Inc.** and the "**Operation Blackberry Patch**" **network members** including the **Mount Zion Baptist Church**. **All OBP Volunteers** will pledge to this **liability harmless condition** as part of their enrollment as volunteers at the **Youth Detention Center**.
- C.** All **OBP** volunteer staff having direct contact with **Youth Detention Center** youth will have résumé's properly submitted to the **Youth Detention Center Superintendent Damon Ellison** for background checks and clearance to so work.

**NOTE:** George Singleton's extended **Resume** has been submitted for background and security checks as **Exhibit c-1**.

**NOTE:** Seven videos including Third Party documentation of BRCA, Inc.'s award winning **horticultural therapy** work in South Central-Watts, LA, CA. including the Camp Holton Youth Detention Camp have been submitted and part of this **Memorandum of Agreement**.

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MARION COUNTY IN. JUVENILE COURT

**D. From negotiations with Indianapolis-Marion County IN. Building Authority (Building Authority)**

*Director of Operations Doyle Perkins* the **BRCA, Inc.** and its legal collaborative the **Operation Blackberry Patch** agree to the following operational stipulations:

1. The **SAF Garden's** monthly usage of irrigation water and associated sewer costs debited the **Building Authority** will be paid by **BRCA, Inc.** and its legal collaborative the "**Operation Blackberry Patch**"; where **OBP** will use its various fundraiser activities including the sale of produce from the 1 acre **SAF Garden** in question to pay this monthly cost documented by **Building Authority** authorized water meter installations.
- 2.) 8 foot borders around the entire **SAF garden** to be installed would be maintained and that the **Building Authority** would continue to mow this border grass while the **OBP** would grass mow the pathways around the **SAF garden's** 70 "deep planting beds";
- 3.) confining any optional 3 foot "deep earthworm breeding beds" using aged (at least 2 years) horse manure from her Honor Judge Moores' horse ranch and other sources as a fertilizer soil amendment and using ground deciduous leaves as the bases for humus soil production on site to the Keystone Avenue or south side of the **SAF garden** site;
- 4.) no foul smells from the **SAF garden** will be allowed from manures or other materials used including no storage of materials next to the **YDC** building;
- 5.) preserving and caring for the existing trees realizing they need increased maintenance;
- 6.) installation of water meters would be carried out by the **BA** to monitor the increased water usage from the irrigation of the **SAF garden** from the 3 water outlets on the east side of the **YDC** building;
- 7.) need for an electrical outlet for an electrical leaf grinder and possibly a music source during digging installation period of a projected 4 weeks and occasionally during the operational period is acknowledged;
- 8.) the double security fence proposed for direct entrance into the **SAF garden** site on the northeast corner of the **YDC** has a 2 foot high sidewalk and must be considered in terms of access to delivery of materials and supplies;

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- 9.) the high visibility of the **SAF garden** site to passing vehicles and pedestrians dictates a high level of public relations neatness will be maintained;
- 10.) continuing the good neighbor relations with the area neighbors especially including the church directly on the east side of the **YDC** facility and the control of possible parking lot petroleum based (mainly parked vehicular engine oil leakages) pollution runoff into the **SAF garden** micro-environment; and
- 11.) **BRCA, Inc.** and its legal collaborative the **Operation Blackberry Patch** covenant and agree to indemnify, defend and hold harmless at all times the **Indianapolis-Marion County Building Authority ("Building Authority")** and its employees, agents, directors and trustees against any and all liability, loss, cost, damage, expense, penalties, causes of action, claims or judgments by reason of any accident, injury (including death), loss, casualty or damage resulting to any person or property through any use, misuse or non-use of the **Juvenile Justice Complex** site or by reason of any act or thing done or not done on, in or about the site premises or in relation thereto. Such liability shall, however, be limited to any loss or damage in excess of any amount recovered by the **Building Authority** from any insurance carrier or other source by reason of such causes.

IT IS HEREBY CERTIFIED IN THE SPIRIT OF COOPERATION, *HORTICULTURAL THERAPY AND SUSTAINABLE ECONOMIC DEVELOPMENT* (Exhibits c-2 & c-3) THAT THIS MEMORANDUM OF AGREEMENT IS MUTUALLY AGREED UPON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2005.

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JUDGE MARILYN MOORES  
MARION COUNTY SUPERIOR COURT  
JUVENILE COURT DIVISION

\_\_\_\_\_  
GEORGE SINGLETON  
BRCA, INC. PRESIDENT  
OPERATION BLACKBERRY  
PATCH TRI-CHAIRPERSON

\_\_\_\_\_  
GAEL DEPERT  
MARION COUNTY SUPERIOR COURT/  
YOUTH DETENTION CENTER DIRECTOR

\_\_\_\_\_  
THOMAS GRAHAM  
BRCA, INC. VICE-PRESIDENT  
OPERATION BLACKBERRY  
PATCH TRI-CHAIRPERSON

\_\_\_\_\_  
DAMON ELLISON  
MARION COUNTY SUPERIOR COURT/  
JUVENILE DIVISION SUPERINDENDENT

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REV. DOUGLAS HAIRSTON  
ASSISTANT MINISTER  
MT. ZION BAPTIST CHURCH  
OPERATION BLACKBERRY  
PATCH TRI-CHAIRPERSON

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**Exhibits (10)::**

- Exhibit a-1: BRCA/OBP\_\_ Marion County, IN. YDC SAF Garden Memo. Agreement**
- Exhibit a-2: BRCA/OBP\_\_ Marion County, IN. YDC SAF Garden Installation Budget**
- Exhibit a-3: BRCA/OBP\_\_ Marion County, IN. YDC SAF Garden Site Design**
- Exhibit a-4: BRCA/OBP\_\_ Marion County, IN. YDC SAF Garden PI & Water Use**
- Exhibit b-1: BRCA/OBP Concept Paper**
- Exhibit b-2: BRCA/OBP Flow Chart**
- Exhibit b-3: BRCA/OBP Implementation Plan**
- Exhibit c-1: BRCA, Inc. Director George Singleton Resume**
- Exhibit c-2: BRCA, Inc. Pythagorean Restoration Co. Mission Statement**
- Exhibit c-3: United Nations Johannesburg Sustainable Economic Development  
2002 Summit, SCARR Policy Statement No. 15**