



SAVING LIVES | BUILDING CHAMPIONS

City of Fort Lauderdale Parks and Recreation  
Jennifer Gigler  
1350 W Broward Blvd  
Fort Lauderdale, Florida 33312

April 1, 2014

**2014 USA Swimming Foundation *Make a Splash* Grant  
Letter of Agreement**

Dear Jennifer:

This letter outlines the terms and conditions governing a joint project between the City of Fort Lauderdale Parks and Recreation and the USA Swimming Foundation (collectively, the Parties).

**Period of Agreement**

This agreement shall begin April 1, 2014, and continue through December 31, 2014.

**Program Definition**

With funding provided by the USA Swimming Foundation, City of Fort Lauderdale Parks and Recreation will provide a quality, multi-level learn-to-swim program. The lessons will expand opportunities for at-risk students to learn to swim and to use the sport of swimming to expand fitness and recreational opportunities.

**Program Objectives**

1. Prepare young children to be safer around bodies of water by teaching water safety skills that could ultimately save lives.
2. Positively impact young people in the City of Fort Lauderdale Parks and Recreation community by developing lifelong skills that combat child obesity by increasing health, recreational and fitness opportunities.
3. Utilize a multi-level, progressive swimming program to teach children the process of achieving – encourage them to dream, set worthy goals, work toward those goals, be a good teammate and achieve measurable results.
4. Enhance the positive impact of the City of Fort Lauderdale Parks and Recreation aquatic program by offering learn-to-swim opportunities to young people who otherwise would not be in swim lessons.

## **Program Description**

Serving as a USA Swimming Foundation *Make a Splash* Local Partner, the City of Fort Lauderdale Parks and Recreation will provide 300 children with scholarships for 8 swimming lessons. Grant funding will cover staff salaries. For swim lessons, children will begin with water acclimation and progress through levels of instruction and skill acquisition to pre-competitive stroke skills in classes with a student to teacher ratio of no greater than 6:1.

The City of Fort Lauderdale Parks and Recreation agrees that the programs will be conducted within the scope of the City of Fort Lauderdale Parks and Recreation programs and that all participants will be covered under City of Fort Lauderdale Parks and Recreation insurance. City of Fort Lauderdale Parks and Recreation further acknowledges that by participating in the following programs, participants shall not be considered USA Swimming members and shall not be covered by USA Swimming insurance.

### Program Promotion, Delivery & Scheduling

The program will be a City of Fort Lauderdale Parks and Recreation program and will utilize the City of Fort Lauderdale Parks and Recreation learn-to-swim curriculum. In addition, the City of Fort Lauderdale Parks and Recreation will provide training, risk management counseling, and ongoing supervision of the City of Fort Lauderdale Parks and Recreation aquatic staff.

The program will be conducted as part of the City of Fort Lauderdale Parks and Recreation lesson program with the equivalent of no less than four (4) hours in-water instruction for each participant; this equates to eight (8) half-hour swimming lessons.

## **Reporting Requirements**

The City of Fort Lauderdale Parks and Recreation agrees to provide enrollment reports to the USA Swimming Foundation. The report shall include a detailed accounting of all activities and expenditures. These reports shall follow the schedule below:

1 <sup>st</sup> Enrollment Report:	Deadline: June 1
2 <sup>nd</sup> Enrollment Report:	Deadline: September 1
3 <sup>rd</sup> Enrollment Report:	Deadline: January 1

Each report should provide the following financial and program information for the most recent quarter:

### Financial Report

A standard financial report outlining all expenditures related to the grant monies for the period.

### Learn-to-Swim Participant Data

1. Total number of participants enrolled in the lessons program for the quarter.
2. Number of participants served by the grant monies from the USA Swimming Foundation.
3. Number of participants served by grant monies from City of Fort Lauderdale Parks and Recreation program or local funders.
4. Breakout of the ages of the participants according to the following age groupings: Ages 6-8, Ages 9-11, Age 12 & Older.
5. Breakout of the ethnicity of the participants according to the following options: African American, Asian, Caucasian, Hispanic, American Indian & Alaska Native, Native Hawaiian & Other Pacific Islander, and Other.
6. Breakout of the participants by gender.

7. A listing of the number of participants reaching each of five (generic 1-5) achievement levels.

Please submit your enrollment reports using the new online submission format, to be introduced in May of 2014.

If you have other questions, please contact Harriett Gunderson:

Telephone number: 719-866-3546  
Mailing address: USA Swimming Foundation  
Attn: Harriett Gunderson  
Make a Splash Program Coordinator  
1 Olympic Plaza  
Colorado Springs, CO 80909

Upon request, City of Fort Lauderdale Parks and Recreation agrees to provide additional reports and information to the USA Swimming Foundation in connection with the operation of the above-listed programs.

### **Use of USA Swimming Foundation Marks**

USA Swimming authorizes and requests the City of Fort Lauderdale Parks and Recreation to use, during the term of this Agreement, the USA Swimming Foundation *Make a Splash* mark in connection with the promotion and activities of this program. Use of this mark should follow the Logo Standards as provided on the USA Swimming Foundation's Make a Splash Resource Library. City of Fort Lauderdale Parks and Recreation will place the [www.usaswimmingfoundation.org/makeasplash](http://www.usaswimmingfoundation.org/makeasplash) link and USA Swimming Foundation *Make a Splash* logo on their website.

### **Indemnification**

Except as prohibited by the Florida Constitution or by the laws of the State of Florida, and subject to the limitations contained in Section 768.28, Florida Statutes (2014), the City of Fort Lauderdale Parks and Recreation shall indemnify, defend and hold harmless the USA Swimming Foundation and USA Swimming and the directors, officers, employees, agents and volunteers on both organizations from any and all claims, damages (including but not limited to injury to persons or property), liabilities, fines and expenses, including but not limited to court costs and attorney's fees, that arise out of or are related to: (a) the actions or omissions, negligence or intentional misconduct of the City of Fort Lauderdale Parks and Recreation, its affiliates, agents, volunteers or employees; (b) use by City of Fort Lauderdale Parks and Recreation of any equipment or swimwear provided by the USA Swimming Foundation; and (c) breach of this Agreement by City of Fort Lauderdale Parks and Recreation.

City of Fort Lauderdale Parks and Recreation shall, at its option, maintain in force either (a) policy or policies of insurance, (b) self-insurance program, or (c) combination of insurance policy and self-insurance policy, with limits as specified below, insuring against liability which may be imposed, subject to the limitations contained in Section 768.28, Florida Statutes (2014), arising out of the above:

Commercial general liability including personal injury insurance with the following limits:

Each occurrence:	\$2,000,000
Personal and advertising injury:	\$2,000,000
Participant Liability:	\$2,000,000
General aggregate:	\$4,000,000

The coverages referred to above shall include the USA Swimming Foundation and USA Swimming as an additional insured.

**Disbursement and Use of Funds**

The USA Swimming Foundation has agreed to pay the City of Fort Lauderdale Parks and Recreation \$5,000 to fund this program. Funds will be disbursed to City of Fort Lauderdale Parks and Recreation in one payment of \$5,000 upon receipt of this signed letter of agreement, a completed W-9/tax status form by USA Swimming, and verification of USA Swimming Foundation *Make a Splash* mark and link placement on the City of Fort Lauderdale Parks and Recreation website.

All grant funds must be appropriately expended or obligated by December 31, 2014. The City of Fort Lauderdale Parks and Recreation will relinquish all rights and claims to grant funds not appropriately expended or obligated by December 31, 2014, and fully reported and documented by December 31, 2014.

**ACCEPTED & AGREED:**

**City of Fort Lauderdale**

**USA Swimming Foundation**

By: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Name: Debbie Hesse

Title: \_\_\_\_\_

Title: Executive Director

Date: \_\_\_\_\_

Date: \_\_\_\_\_

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first written above.

WITNESSES:

CITY OF FORT LAUDERDALE

\_\_\_\_\_

By \_\_\_\_\_  
Mayor

\_\_\_\_\_  
[Witness type or print name]

By \_\_\_\_\_  
City Manager

\_\_\_\_\_  
Witness type or print name]

ATTEST:

(CORPORATE SEAL)

\_\_\_\_\_  
City Clerk

Approved as to form:

\_\_\_\_\_  
Assistant City Attorney

