



**SAVING LIVES | BUILDING CHAMPIONS**

City of Fort Lauderdale  
ATTN: Laura Voet  
1 Hall of Fame Dr.  
Fort Lauderdale, Florida 33316

**2017 USA Swimming Foundation Grant for Make a Splash Local Partners Letter of Agreement**

Dear Laura,

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

**Period of Agreement**

This agreement shall begin July, 1 2017, and continue through December 31, 2017.

**Program Definition**

With funding provided by the USA Swimming Foundation, City of Fort Lauderdale will provide a quality, multi-level learn-to-swim program which expands opportunities for children to learn to swim who otherwise would not participate in swim lessons programs, while providing expanded fitness and recreational opportunities for life.

**Program Objectives**

1. Prepare young children to be safer in, on and 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 community by developing lifelong skills that combat childhood 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 towards those goals, be a good teammate, and achieve measurable results.
4. Enhance the positive impact of the City of Fort Lauderdale aquatic program by offering learn-to-swim opportunities to young people who otherwise would not participate in swim lessons.

**Program Objectives**

5. Prepare young children to be safer around bodies of water by teaching water safety skills that could ultimately save lives.

6. Positively impact young people in the City of Fort Lauderdale community by developing lifelong skills that combat childhood obesity by increasing health, recreational and fitness opportunities.
7. Utilize a multi-level, progressive swimming program to teach children the process of achieving – encourage them to dream, set worthy goals, work towards those goals, be a good teammate and achieve measurable results.
8. Enhance the positive impact of the City of Fort Lauderdale aquatic program by offering learn-to-swim opportunities to young people who otherwise would not be in swim lessons.

## **Program Description**

City of Fort Lauderdale will provide children with free or reduced-cost swim lessons with the assistance of USA Swimming Foundation grant funding provided to them through their support during the Make a Splash Tour presented by Phillips 66.

City of Fort Lauderdale agrees that the proposed program(s) will be conducted within the scope of the City of Fort Lauderdale programs and that all participants will be covered under City of Fort Lauderdale insurance. City of Fort Lauderdale 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 and USA Swimming Foundation insurance.

### **Program Promotion, Delivery & Scheduling**

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

The program will be conducted as part of the City of Fort Lauderdale swim lesson program with the equivalent of no less than four (4) hours in-water instruction for each participant over the course of multiple days and/or weeks (e.g., eight half-hour swimming lessons).

### **Disbursement and Use of Funds**

The USA Swimming Foundation has agreed to pay City of Fort Lauderdale \$1500 to fund this program. Funds will be disbursed to Local Partner in one payment of \$1500 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 website.

### **Reporting Requirements**

City of Fort Lauderdale agrees to continue to provide seasonal enrollment reports to the USA Swimming Foundation per USA Swimming Foundation Make a Splash Local Partner requirements. The report shall include a detailed accounting of all enrollment activities and expenditures. These reports shall follow the schedule below:

1 <sup>st</sup> Enrollment Report:	Deadline: June 1, 2017
2 <sup>nd</sup> Enrollment Report:	Deadline: September 1, 2017
3 <sup>rd</sup> Enrollment Report:	Deadline: January 1, 2018

Each report should provide the following program information for the most recent season:

**Learn-to-Swim Participant Data**

1. Total number of participants enrolled in the lessons program for the season.
2. Number of participants served by grant monies from the USA Swimming Foundation.
3. Number of participants served by Local Partner program scholarship opportunities (free or reduced-cost), or via local funding.
4. Whenever possible, the following data should also be included in the seasonal report:
  - a. Number of participants in Adapted Aquatics programming.
  - b. Number of participants in Parent/Child programming.
  - c. Breakout of the ages of the participants according to the following age groups: Under Age 5, Ages 6-8, Ages 9-11, Ages 12 & Older.
  - d. 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.
  - e. Breakout of the participants by gender.
  - f. Number of participants reaching each of five (generic 1-5) achievement levels, and the number of participants advancing to pre-competitive and/or competitive swim team programs (USA Swimming team or other).

Enrollment reports are to be submitted via the online Local Partner Portal, located on the USA Swimming Foundation website under Local Partner Resources.

**End of the Year Financial Report**

A final, end of the year report outlining all expenditures related to the grant monies for the given year, as well as participant and staff stories and photographs sharing the impact of USA Swimming Foundation grant dollars, will be requested via electronic link no later than November 15<sup>th</sup>, for completion and submission no later than December 31<sup>st</sup> of the award year.

Please submit your enrollment reports using the online submission form.

If you have other questions, please contact Shweta Shreyarathi:

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

Upon request, City of Fort Lauderdale 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 City of Fort Lauderdale 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 Local Partner Resources page. City of Fort Lauderdale agrees to place the [www.usaswimmingfoundation.org/makeasplash](http://www.usaswimmingfoundation.org/makeasplash) link and USA Swimming Foundation Make a Splash logo on their website, and to display both a USA

Swimming Foundation Local Partner and Grant Recipient banner at the program facility during the award year.

**Indemnification**

Except as prohibited by the Florida Constitution or by the laws of the State of Florida, and subject to the limitation contained in Section 768.28, Florida Statutes (as amended or revised), the City of Fort Lauderdale Parks and Recreation shall indemnify, and hold harmless, the USA Swimming Foundation and USA Swimming and their respective affiliates, directors, officers, managers, partners, members, shareholders, employees, agents and representatives from any and all losses, liabilities, investigations, inquiries, claims, suits or damages, actions, fees and expenses (including interest and penalties due and payable with respect thereto and reasonable attorneys' and accountants' fees and any other reasonable out-of-pocket expenses incurred in investigating, preparing, defending or settling any action), including any of the foregoing arising under, out of or in connection with personal injury, death or property damage cause by the negligent or wrongful act or omission of any employee of the City while acting within the scope of the employee's employment under circumstances in which the City, if a private person, would be liable to the claimant in accordance with the laws of the State of Florida.

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 (as amended or revised) 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.

All grant funds must be appropriately expended or obligated by December 31, 2017. City of Fort Lauderdale will relinquish all rights and claims to grant funds not appropriately expended or obligated by December 31, 2017, and fully reported and documented by December 31, 2017.

**ACCEPTED & AGREED:**

**City of Fort Lauderdale**

**USA Swimming Foundation**

By: see attached

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

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

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

By: Debbie Hesse

Name: Debbie Hesse

Title: Executive Director

Date: 9/28/17

IN WITNESS WHEREOF, the parties hereto have set their hands and seals as of the date first above written.

ATTEST:



\_\_\_\_\_  
JEFFREY A. MODARELLI  
City Clerk

(SEAL)



CITY OF FORT LAUDERDALE, a municipal corporation of the State of Florida.



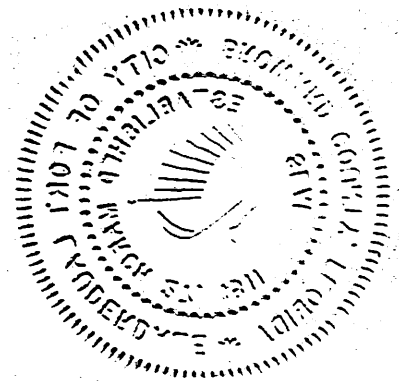
\_\_\_\_\_  
LEE R. FELDMAN, City Manager

For

Approved as to form:



\_\_\_\_\_  
KIMBERLY CUNNINGHAM MOSLEY  
Assistant City Attorney



COMMISSION AGENDA ITEM  
AGREEMENT DOCUMENT ROUTING FORM

2006  
10/13/17

Today's Date: 10/11/2017

DOCUMENT TITLE: Make a Splash Local Partners Letter of Agreement and USA Swimming Foundation Grant

COMM. MTG. DATE: 9/6/2017 CAM #: 17-0958 ITEM #: CM-6 CAM attached:  YES  NO

Routing Origin: CAO Router Name/Ext: A. Sperling/5001 Action Summary attached:  YES  NO

CIP FUNDED:  YES  NO

1) City Attorney's Office: Documents to be signed/routed?  YES  NO # of originals attached: 2

Is attached Granicus document Final?  YES  NO Approved as to Form:  YES  NO

Date to CCO: 10-11-17 Kimberly Mosley KCM  
Attorney's Name Initials

2) City Clerk's Office: # of originals: 2 Routed to: Gina Ri/CMO/X5013 Date: 10/12/17

3) City Manager's Office: CMO LOG #: Oct-67 Document received from: 10/13/17

Assigned to: L. FELDMAN  S. HAWTHORNE  C. LAGERBLOOM

APPROVED FOR LEE FELDMAN'S SIGNATURE  N/A FOR L. FELDMAN TO SIGN

PER ACM: S. HAWTHORNE (Initial/Date) C. LAGERBLOOM  
(Initial/Date)  PENDING APPROVAL (See comments below)

Comments/Questions: \_\_\_\_\_

Forward 2 originals to  Mayor  CCO Date: 10/13/17

4) City Clerk's Office: Retains 1 original and forwards 1 original to: Laura Voet/Parks and Rec/5482

Original Route form to Astrid Sperling