



INDIAN RIVER COUNTY, FLORIDA
AGENDA ITEM
Assistant County Administrator /
Department of General Services
Parks and Recreation

Date: May 25, 2022

To: The Honorable Board of County Commissioners

Through: Jason E. Brown, County Administrator
Michael C. Zito, Assistant County Administrator

From: Beth Powell, Director Parks & Recreation

Subject: Approval of a License Agreement with Vero Beach Foundation Indians Football and Cheer Corporation (a Florida Not For Profit Corporation) to provide Youth Tackle Football and Cheerleading Programming and Enrichment Programs at the Victor Hart Sr. Community Enhancement Complex located at 4715 43rd Avenue Vero Beach, FL.

DESCRIPTION AND CONDITIONS

The Vero Beach Foundation Indians Football and Cheer Corporation (Foundation) utilizes the football field facilities at the Victor Hart Sr. Community Enhancement Complex (VHSCEC) for recreational programming to foster amateur sports competition with an opportunity to learn and grow in youth sports, and to be a part of a team and learn good sportsmanship. The attached Facility License Agreement (Agreement) memorializes the terms under which the County has and will provide and maintain the facilities for the benefit of the community's youth. This Agreement was initially approved by the Board on August 13, 2019, under the then named Vero Beach Foundation Gators Football and Cheer Corporation. On February 26, 2021, the Foundation formally changed their name with the State of Florida, Division of Corporations, to reflect the change from Gators to Indians. During the last three years, the Foundation experienced many obstacles to programming due to COVID-19. In this new agreement, the Foundation will continue to work to become more self-sufficient and strive to make contributions toward the maintenance, utilities, and capital improvements consistent with other public-private partnerships established between the County and other agencies for sports and recreational programming.

The proposed license calls for a fee of \$1 per year. There will be an initial term of 5 years with one consecutive 5-year renewal option. The County shall have the right to terminate this Agreement without cause and thereby end any and all obligations created by this Agreement subject to sixty (60) days' notice to the League. The Agreement requires that the County be named as additional insured on the Foundation's insurance policy which has been received, reviewed, and approved by the County's Risk Manager. The Certificate of Liability Insurance, along with the Foundation's Articles of Incorporation, and IRS 501(c)(3) designation are on file and available for review at the Recreation Program Manager's office.

FUNDING

This Agreement does not require an increase in the current funding allocation for the maintenance and operation of the recreation fields at Victor Hart Sr. Community Enhancement Complex. The continuation of this Agreement is subject to annual funding and appropriations by the Board of County Commissioners.

RECOMMENDATION

Staff recommends the Indian River County Board of County Commissioners accept the Facility License Agreement with Vero Beach Foundation Indians Football and Cheer Corporation, and authorize the Chairman to execute the agreement after review by the County Attorney for legal sufficiency.

ATTACHMENT

Facility License Agreement – Indian River County Board of County Commissioners and Vero Beach Indians Football and Cheer Corporation

DISTRIBUTION

Calvin Moment, Vero Beach Indians Football and Cheer Corporation

Approved Agenda Item for June 7, 2022