



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## New Business - Miscellaneous

J.3.

5/28/2020

### Subject:

Board Direction Use of Brevard County Athletic Fields by Recreation Partners

### Fiscal Impact:

Up to \$25,000 in light fee revenue to Parks and Recreation

### Dept/Office:

Parks and Recreation

### Requested Action:

That the Board provide staff with direction regarding the resumption of Recreation Partners use of Brevard County athletic fields.

### Summary Explanation and Background:

A number of County Recreation Partners have requested that their local youth sports organizations be permitted to resume team practice and play on Brevard County owned or operated athletic fields.

The Centers for Disease Control and Prevention and athletic sport organizations such as Little League International have provided general direction and considerations but advise that athletic sports organizations adhere to the guidelines as set forth by their state and local governments and health officials.

On May 22, 2020, the Governor of the State of Florida lifted the restrictions on youth sports. Options for the Board's consideration include the following:

1. The Recreation Partner will be permitted to resume practice and play after the following provisos have been met:
  - a. Each Recreation Partner's insurance carrier shall indemnify Brevard County regarding COVID-19 and name the County as additional insured.
  - b. Each Recreation Partner shall submit a Resume Play Safety Plan. The Resume Play Safety Plan shall certify to the County that the Recreation Partner will follow safety guidelines that meet the minimum requirements of the Authorizing Governing Body COVID-19 guidelines and steps which would include but, not be limited to, player screening to include temperature taking and questionnaire response, donning of facial masks, sanitization with regards to players, facilities and equipment, personal protective equipment, social distancing, and parent/spectators not to exceed 50 persons. If the submitted Resume Play Safety Plan and certification is lacking, the Recreation Partner will not be authorized to proceed until the aforementioned certified plan is

55

provided to put measures in place prior to approving practice and play to resume. The Recreation Partner would be responsible for the implementation of the Resume Play Safety Plan.

- c. Each participant, or parent or guardian would be required to sign a Coronavirus/COVID-19 Risk Acknowledgement Indemnification/Hold Harmless form.

- 2. Allow the Recreation Partners to resume play effective immediately with no provisos.

### **Clerk to the Board Instructions:**



**June 1, 2020**

**M E M O R A N D U M**

**TO:** Mary Ellen Donner, Parks and Recreation Director

**RE:** Item J.3, Board Direction on Use of Brevard County Athletic Fields by Recreation Partners

**This is to correct the memorandum dated May 29, 2020.** The Board of County Commissioners, in regular session on May 28, 2020, approved **Option 1 as stated in the attached Agenda Report.**

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

*for: Donna Scott*  
Kimberly Powell, Deputy Clerk

/cw

**Encl. (1)**

cc: Budget  
Finance

**BREVARD COUNTY PARKS AND RECREATION DEPARTMENT  
YOUTH PROGRAM REGISTRATION PACKET  
CORONAVIRUS/COVID-19 RISK ACKNOWLEDGMENT  
INDEMNIFICATION/ HOLD HARMLESS**

**The novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization. COVID-19 is extremely contagious and is believed to spread mainly from person-to-person contact. This is a community exposure and the Brevard County Parks and Recreation Department is taking all reasonable preventative measures in order to reduce the spread of COVID-19. However, the Brevard County Parks and Recreation Department cannot guarantee that the named Brevard County Parks and Recreation Department Youth Program participant, your family or yourself will not become infected with COVID-19.**

By signing this Risk Acknowledgment Indemnification/Hold Harmless Form, I, the parent/guardian of \_\_\_\_\_ (hereinafter "named participant"), hereby acknowledge the contagious nature of COVID-19 and voluntarily assume the risk that the named participant, my family or myself may be exposed to and/or infected by COVID-19 by participating in the Brevard County Parks and Recreation Youth Program and that such exposure or infection may result in personal injury, illness, permanent disability and/or death. I understand that the risk of becoming exposed to and/or infected by COVID-19 at the Brevard County Parks and Recreation Youth Program may result from the actions, omissions, or negligence of myself and others, including, but not limited to, Brevard County Parks and Recreation Department employees, volunteers and other campers. I, the parent/guardian of the named participant, voluntarily agree to assume all the foregoing risks and accept sole responsibility for any injury, illness and/or death to the named participant, my family or myself.

On behalf of the named participant, I consent and agree to comply with all preventative measures required by the Brevard County Parks and Recreation Department, including, but not limited to, temperature checks, required masks, and hand washing. I understand that failure of the named participant to comply with any request from the Brevard County Parks and Recreation Department in relation to any preventative measures may result in the named participant's expulsion from the Youth Program.

On behalf of the named participant, my family or myself, I hereby release, covenant not to sue, discharge, indemnify and hold harmless Brevard County, Florida, the Brevard County Parks and Recreation Department, its officers, employees, representatives, agents and assigns, of and from any and all claims, including all liabilities, actions, damages costs or expenses of any kind arising out of or relating to the named participant's participation in the Brevard County Parks and Recreation Youth Program.

I represent and warrant that I have carefully read and fully understand all of the provisions of this Risk Acknowledgment Indemnification/Hold Harmless Form.

Parent/Guardian Signature: \_\_\_\_\_

Parent/Guardian Printed Name: \_\_\_\_\_

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