



ITEM SUMMARY

MEETING DATE: April 19, 2021

FROM: Michele Thompson, Director of Community & Recreation Services,
Community & Recreation Services Department

SUBJECT: Resolution No. 2021 – 17 Recognized Sports Provider Agreement with
Beaches Adult Soccer League (BASL)

BACKGROUND

In an effort to maintain levels of service and maximize efficiency, the City's Community & Recreation Services Department operates athletic leagues through agreements with authorized sports providers. The CRS Department has been renting fields to Beaches Adult Soccer League (BASL) since July 10, 2017, and has been extremely satisfied with the leagues professionalism, management principals, and rotational use of the City's turf soccer fields. BASL was incorporated September 13, 1991 as a Florida Not-for-Profit Corporation providing quality adult recreational and competitive soccer leagues. BASL is working with several municipalities in Palm Beach County and in Florida. City staff has met with BASL representatives to discuss and review the terms of the new agreement which requires City Council approval.

ANALYSIS

Pursuant to the agreement BASL, the organization will provide the required personnel and resources to professionally organize, manage, and operate the City's adult recreational and competitive soccer leagues. The City will make available City lighted soccer fields at Freedom, Ira Van Bullock, and Veteran's Park for the two (2) program sessions; April through June 2021, and August through March 2022. The term shall be for one (1) year, with three (3) additional one (1) year terms, upon satisfactory performance.

Under the terms of the Agreement, BASL responsibilities includes:

- Secure certified, trained field marshals' and officials, and volunteers.
 - Conduct background checks in accordance to the terms of the agreement.
 - Market the program (flyers, press releases).
 - Ensure all players and spectators adhere to the Code of Conduct.
 - Provide game schedules at least two (2) weeks in advance.
 - Ensure staff, field marshals' and officials are scheduled for games and dressed in uniforms with organizations name.
 - Prepare and line fields games, and clean-up fields nightly after use, and lock fields.
 - Accept discounted rates outlined in the City's Educational Discount Program, as applicable.
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- Provide City with registration forms, resident percentages, and background checks upon request, and conduct satisfaction surveys.

In accordance with the Agreement, the League will indemnify and hold the City harmless against liability arising from activities, maintain insurance coverage in the amount of one million dollars (\$1,000,000) per occurrence combined single limit for Bodily Injury Liability and Property Damage, and two million (\$2,000,000) for General Aggregate. The City must be listed as an additional insured on the League's policy.

City's responsibilities include:

- Monitor Contractor performance and compliance.
- Collect team rosters, registration forms in order to calculate and collect fees, based upon the amount per team/per season, outlined in the terms of the agreement.
- Advertise league in City Link, City website, marquee, press releases and flyers.
- Schedule usage of fields and lighting and concession stand.
- Schedule all needed maintenance, and close fields as needed, with the Public Works Department.
- Market and facilitate Employee Discount Program.
- Provide City facilities to Contractor to conduct meetings and training clinics, as requested.

FINANCIAL INFORMATION

The terms of the Agreement provide for BASL to pay the City \$125 per team/per season. The revenue generated through this Agreement is estimated at \$17,000 annually and will be included in the FY21 and FY22 budgets.

LEGAL

Resolution No. 2021-17 has been prepared in accordance with applicable requirements outlined in the City Code, City's Administrative Directive #45, due diligence on behalf of the CRS Department, over 3 ½ years of established professionally executed rental experience, as well as an established collaborative partnership between the City's Recognized Sports Provider, the Lake Worth Sharks, Inc. for Youth Soccer, and BASL, the proposed vendor.

There are very few professional adult soccer organizations like BASL in business with the insurance requirements, established rules, regulations and enforcement of the written Code of Conduct, offender transparency that BASL provides. They have agreements with Palm Beach County and Palm Beach Gardens and rents fields from the City of WPB.

The CRS Departments requests the City Council to waive the requirement for a competitive selection in the Procurement Code and approve the agreement. That section of the Procurement Code states: Sec. 2-213 – Waiver of Competitive Selection

The City Council may waive all or specific provisions of this procurement code if it finds that it is in the best interest to do so, and that the waiver of any competitive solicitation requirements will not inure to the financial disadvantage of the city. In no case

competitive solicitation requirements be waived where said waiver would constitute a violation of state or federal law or grant requirement.

Approving the agreement and waiving the competitive selection requirements will not constitute a violation of state or federal law. Furthermore, the Agreement is not funded by any grant funds.

STAFF RECOMMENDATION

The CRS Department recommends the City Council to waive the competitive selection requirements of the City's Procurement Code and requests approval of Resolution No. 2021-17, authorizing the execution of the FY21 Adult Soccer League Agreement with Beaches Adult Soccer League (BASL).