

RESOLUTION NO. 2021-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORT MYERS, FLORIDA, AMENDING TERMS, ESTABLISHING USE AND PROVIDING RATES FOR S.T.A.R.S. DIVISION; RESCINDING RESOLUTION NO. 2018-52; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS: The mission of the S.T.A.R.S is success through academic and recreation support (S.T.A.R.S.), while improving the accomplishment of young people

WHEREAS: Section 2-291, City Code, authorizes The Success Through Academic Recreation Support Management Advisory Board to make recommendations to the City Council in developing a comprehensive program and oversee the operation of the program.

WHEREAS: The S.T.A.R.S. Management Advisory Board Act as an advisory capacity to the city council in all matters relating and pertaining to all properties operated by the Success Through Academic Recreation Support program or which may hereafter be acquired by the city for these purposes and recommends future programs which are compatible with the S.T.A.R.S. mission and to establish priorities within the plan which will increase interest therein to citizens, residents and youth

WHEREAS: Section 58-101, City Code, authorizes City Council to adopt fees for the use of parks and recreation facilities; and

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WHEREAS: The City Council of the City of Fort Myers, Florida, has recommended amending S.T.A.R.S. facilities usage and rates for use of the S.T.A.R.S. mission

NOW, THEREFORE, BE IT RESOLVED BY THE CITY

COUNCIL OF THE CITY OF FORT MYERS, FLORIDA, that:

- 1) S.T.A.R.S. facilities, parks, play fields, recreational or educational programs are located at:

Dr. Ann Murphy Knight S.T.A.R.S. Complex and S.T.A.R.S Athletic Complex – 2980 Edison Avenue

S.T.A.R.S. East at Billy Bowlegs Park & Sports Complex – 951 Marsh Avenue

Dunbar Park – 3101 Indian Street

- 2) Recreational and/or Educational programs at these facilities must be:
- a. Programmed by priority to meet the guidelines as established in City Code 2-291 with Priority ranking as follows:
 - i. S.T.A.R.S. Programmed Activity
 - ii. S.T.A.R.S. Recreational Partner Activity
 - iii. Other facility/field rental agreement
 - b. Provide data of usage
 - c. Provide rates commensurate with goals and objectives of the S.T.A.R.S. mission
- 3) S.T.A.R.S Management and Advisory Board will provide an annual update of the current programmed activities including all approved Recreational Partnerships

- 4) S.T.A.R.S. PLAY FIELDS defined are:

(a) Playfields include baseball, softball, football, soccer, basketball courts, tennis courts, volleyball courts, and multi-use fields and are reserved or prescheduled for S.T.A.R.S recreational/athletic

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league play or by a league or organization that has a prior recreational partnership agreement or rental agreement, all other use is open to the public during normal operating hours on a first come first serve basis. Lights, bases, or field preparation will be provided as part of agreement.

(b) Special events will be permitted at certain facilities. For a list of facilities available for events, please refer to the Special Event Handbook.

5) S.T.A.R.S Facilities defined are:

Buildings, classrooms, Gymnasiums, structures or playgrounds that are programmed for the purpose of S.T.A.R.S Educational or Recreational/Athletic activities, or organization that has a prior recreational partnership agreement or rental or special event agreement, all other use is open to the public during normal operating hours on a first come first serve basis.

(6) Fees Non Partner:

(A) Baseball/Softball Field rates

Practice	Two (2) hour limit does not include field preparation	\$15.00 per field
(3) Fees per field: Game	Two (2) hour limit includes one (1) field preparation	\$25.00 per game, per field

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League	3 game limit per day (6 hours) includes one (daily) field preparation	\$50.00 per day, per field/court
Tournament	Includes field preparation	\$100.00 per field, per day (over 6 hours)
Lights	Per hour	\$15.00 per field
Refundable Deposit Due at the time of signing contract		\$100.00 per day
Tournament Insurance All tournaments are required to have \$1,000,000 liability insurance whereby the City of Fort Myers is listed as additional insured		\$100
*Concession Stand Rental fee		\$10.00 per hour, up to 7 hours \$75.00 for 8 hours or more
*Concessions Stand refundable security deposit		\$50.00 for hourly rentals \$100 for tournaments \$150.00 for league season
*subject to first rights of refusal		

B.) Football/Soccer/Multipurpose field rates

Practice	Two hour limit does not include field preparation	\$15.00 per field
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Game	Two (2) hour limit includes one basic field preparation	\$125.00 per game, per field
League	2 game limit per day (4 hours) includes one basic field preparation	\$100.00 per game per field
Tournament	Max (6 teams) Includes basic field preparation	\$150.00 per field, per day (max 8 hours)
Tournament Insurance All tournaments are required to have \$1,000,000 liability insurance whereby the City of Fort Myers is listed at additional insured		\$100
Lights	Per hour	\$15.00 per field
Refundable Deposit Due at the time of signing contract		\$100 per agreement
Additional field prep/painting		\$100 per field

*tournaments are defined as games consisting of more than two teams

C.) S.T.A.R.S. Gymnasium (Athletics)

		M,T,W,Th	Fri, Sat Sun
Tournament Volleyball/Indoor Basketball	Includes net set up and breakdown, use of time clock	\$50 4 hours of less	\$100.00 per hour per day (max 8 hours)
Practice	Does not include clock	\$25 max 2 hours	\$25 per hour Max 4 hours
Tournament Insurance All tournaments are required to have \$1,000,000 liability insurance whereby the City of Fort Myers is listed at additional insured			\$100
Instructor Lead Class		Fee set by instructor with STARS Manager Approval	
Refundable Deposit Due at time of signing contract			\$100

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(i) Rates are not applicable to leagues conducted by the City of Fort Myers S.T.A.R.S. programs or activities.

(ii) Recreational Partners rates (see Recreational Partner Guidelines)

(iii) Reservations for practices and games for play fields must be made no later than (5) working days prior to date of the requested use.

D) Facility Rentals/Gymnasium/Classrooms (Non Athletic Activity)

Room	Weekday Rates Monday, Tuesday, Wednesday & Thursday				Weekend Rates Friday, Saturday, Sunday & Holidays**		
	Hourly rate per day	4 hours or less per day	4-8 hours per day*	Each additional hour over 8	4 hours or less per day	4-8 hours per day	Each additional hour over 8 hours
STARS Ballroom, includes sink room Studio A & B use of television	\$25	n/a	n/a	n/a	\$400	\$700	\$50
S.T.A.R.S. main gymnasium	\$25	\$50	\$100	\$25	\$350	\$700	\$50
Meeting Room Studio A or B	n/a	\$50	\$100	\$25	\$175	\$350	\$50
Class Room STARS/Billy Bowlegs/Dunbar Park	\$20	n/a	n/a	n/a	\$50	\$100	\$50
Basic Table and Chair Set up* One time fee	\$120				\$120		
Chairs Only	\$60				\$60		
Premium Set Up- Round Tables and /or Garden Chairs* tables cloth not included	\$150				\$150		

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\$15 per panel							
Garden Wall	\$100 (8' X10')						
Table Cloth (basic black only)	\$5.00 per table						
Non Refundable Reservation Fee, to be applied to rental rate	\$50						
Refundable Deposit Non Alcohol served	\$250						
Refundable Deposit Alcohol Served	\$500						
Insurance	\$100 minimum. *Subject to terms of Risk Management						
Swimming Pools**							
0-75 users		\$160	\$320	\$20	\$225	\$450	\$50
76+ users		\$220	\$440	\$20	\$300	\$575	\$50

*S.T.A.R.S. out of school programs must be complete prior to usage

**Pool rental is subject to Pool Rules

Swimming pools are available for private rentals only during non operating hours and the fees include staff, event attendant or lifeguard. The number of lifeguards provided will be determined by the Aquatics Supervisor in accordance with Life Safety guidelines.

***Holiday rates apply for all national and City recognized holidays, plus Christmas Eve and New Year’s Eve. The establishment of these rates, however, is not intended to imply that any or all facilities will be available for rental for any particular holiday.

(E) Playgrounds/Pavilions

There is no fee required for private events that only use a “covered area” at any park for city residents. Non-residents will pay a rental fee of Twenty-Five Dollars (\$25.00) for use of a “covered area” at any park. Covered pavilions

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can be reserved in four (4) hour sessions at:

- 1) S.T.A.R.S. Complex and Community Park, 2980 Edison Avenue,
- 2) Dunbar Community Park 3101 Indian Street
- 3) Billy Bowlegs Sports Complex 951 Marsh Avenue

Such areas in all other parks are available on a first-come first-served basis. No person shall use any portion of the picnic area or of any of the pavilions therein for the purpose of holding picnics to the exclusion of other persons, nor shall any person use such area and facilities for an unreasonable time if the facilities are crowded. Pavilions may be reserved up to 60 days in advance, for a maximum of four (4) hours by obtaining a permit from the S.T.A.R.S Division indicating the hours requested, anticipated attendance, and the type of use. No City services shall be provided, but an emergency on-call number on the permit can be called if assistance is required. No individual or organization may reserve the covered areas or pavilions more than four (4) hours four (4) times each calendar year.

(7) NON-PROFIT RATES

A.) All non partner organizations requesting a non-profit rate shall:

- i. Show proof of valid 501(c)3, 501(c)6, or government agency certification.
- ii. Provide a copy of sales tax exemption certificate to be exempted from payment of sales tax.

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- iii. Request non-profit rate in writing, signed by authorized agent of organization. Approval by Recreation Manager is required
 - iv. Be limited to four (4) events per calendar year at any/all recreation facility(ies)
- B. The non-profit rate is non-transferable. The non-profit rate shall be only approved for activities directly related to the stated mission of the non-profit agency.
- C. Organizations meeting the above requirements will be charged at a rate of fifty percent (50%) of the aforementioned listed rates

(8) Recreational Partnership

The S.T.A.R.S. Recreational Partnership Program assists the S.T.A.R.S. to further its mission of community recreational and educational programming based on demonstrated need with organizations selected and approved by the S.T.A.R.S. Management Advisory Board. Partners are

required to submit an annual application to the S.T.A.R.S. Manager and may be required to provide presentation to the S.T.A.R.S. Management Advisory Board prior to approval.

The application must include the following:

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- (a) Program description, including type, mission, goals, average age and number of expected of participants
- (b) Proof of not for profit status (Sunbiz), IRS 501(c)3, governmental entity or School District
- (c) Proof of Background Check policy and/or affidavit of compliance with the City of Forty Myers Volunteer/Employee background check policy
- (d) Proof of Liability Insurance as determined by Risk Management
- (e) Annual Income Statement

Final agreement terms and conditions must be approved annually by the S.T.A.R.S Management Advisory Board, and is subject to budget approval. Failure to adhere to the goals and objectives of the S.T.A.R.S. mission will cause to terminate agreement.

(9) Other Program Fees

CAMP/AFTERSCHOOL/OUT OF SCHOOL FEES		
<p>Summer camp program is determined by Lee County School District Calendar. Camp will begin on a Monday following one (1) week after the end of school year. Camp and end on a Friday no less One (1) week before the start of the new school year. This may cause changes in the number of weeks, however camp will not exceed a 7 week period. Camp Fee consists of Non-Refundable Registration Fee of \$15. Registration period opens once each month beginning each year in February and ends once Camp has reached capacity. Camp must be paid in full prior to May 30th. Parents may pay camp fees as follows: 4 equal Payments – Feb, March, April, May 3 equal Payment- March, April May 2 equal Payments- April May 1 payment- May All programs require Pre-Registration application, including parent contract, release of liability and terms and conditions of program</p>		

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Summer Camp- (7 week program)	City Residents \$260	Non Residents \$295
City employee discount is 50% Applies to city employee and immediate family for summer camp fees only. Employee must be present and show city ID with employee number		
Winter camp program (2 week session)* closed Christmas Day & New Year's Day	\$35.00 per child per week	\$40.00 per child per week
Spring Break (1 week session)	City Residents \$35.00 per week	Non Residents \$40.00 per week
S.T.A.R.S. Afterschool Club	City Residents \$50 per semester	\$60 per semester non city resident
Out of School days are Free to Afterschool Participants.	\$10 daily fee all other students	
Late pick-up fee	\$1.00 per minute for pick up later than the end time of the program	\$1.00 per minute for pick up later than the end time of the program.
Field trip fee	Fees are determined based on venue. TBD at annual parent meeting	

Athletic/Recreational		
S.T.A.R.S. Athletic Programs are planned, coordinated and staffed by a S.T.A.R.S. staff member. Programs are supplemented by use of volunteers, interns, or external sources that meet the required criteria. Registration fees are based on cost of uniform, games, tournament or competition cost and any required material/equipment. Class/Practice Schedules are posted each quarter on the website. All programs require Pre-Registration application, including parent contract, release of liability, terms and conditions of program. Additional cost for travel may apply.		
Tumbling- Sept-June	City Resident \$40 monthly	Non resident \$40
Rec Cheer- Dec-May	\$125	\$135
Tackle Football	\$175	\$185
Fall Cheer/Dance	\$175	\$185
Dance/Majorette- Feb-May	\$100	\$110

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Soccer- Dec-April	\$50	\$60
Flag Football/7 vs 7- Jan-May	\$50	\$60
Karate- non ASP	\$40	\$50
Tennis- non ASP	\$40	\$50
Travel Softball	\$100	\$110

~~(9) The Director of Public Works or his/her designee has the authority to add interim S.T.A.R.S. fees, for new programming as needed.~~


~~(10) All fees and charges established herein are subject to applicable sales taxes unless specifically exempted by law.~~

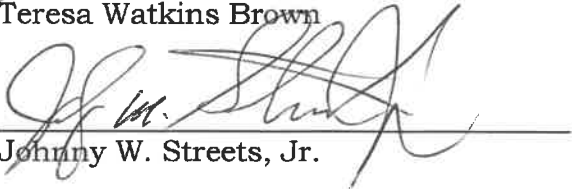
~~(11) All S.T.A.R.S, and/or City of Fort Myers Recreational facility and program sponsorship materials, including but not limited to signage, ads, banners, t-shirts, must be approved by the public works department director or designee prior to displaying on city owned property. No material shall be approved which contains language or photos that are graphic and/or obscene; or contains libelous material; or promotes illegal activity; or promotes alcohol or tobacco products; or promotes political views, candidates or parties; or which is proselytizing.~~


~~(12) This resolution shall become effective immediately upon adoption.~~

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PASSED IN PUBLIC SESSION of the City Council of the City of Fort Myers, Florida, on September 15, 2021.

yes 
Teresa Watkins Brown

yes 
Johnny W. Streets, Jr.

yes 
Terolyn P. Watson

No 
Liston D. Bochette, III

No 
Fred Burson

yes 
Darla Bonk
Council Members

APPROVED on September 15, 2021.

yes 
Kevin B. Anderson
Mayor

FILED in the Office of the City Clerk on September 15, 2021.




Gwen Carlisle, MMC
City Clerk