

Town of Fort Myers Beach
Agenda Item Summary

Blue Sheet Number: 2009-133

1. Requested Motion:

Meeting Date: November 2, 2009

Adopt Resolution No. 09-34, approving the fee schedule for the Bay Oaks Recreation Campus.

Why the action is necessary:

Policy requires Town Council to set all rates and fees of the Town.

What the action accomplishes:

The Resolution approves and sets the rates and fees that will be charged at the Town's recreation campus.

2. Agenda:

☐ Consent
☒ Administrative

3. Requirement/Purpose:

☒ Resolution
☐ Ordinance
☐ Other:

4. Submitter of Information:

☐ Council
☒ Town Staff : Public Works
☒ Town Attorney

5. Background:

Since acquiring the Bay Oaks facility from Lee County, staff has been operating both the recreation complex and the pool without set fees in place. The fee schedule that has been developed is an increase from what Lee County was charging and in some cases new fees have been added that had not been previously charged. Staff used the guidance of the Bay Oaks AdHoc Committee five year plan report to develop the fee schedule.

The AdHoc Committee did not recommend charging for league or organized sports at the ball fields. A modest charge has been included under this category.

The recommended fee schedule includes provisions allowing the Town Manager to modify the facility rental fees on a case by case basis.

This fee schedule will assist staff as a marketing tool for bringing in events and to help offset operations costs of the campus.

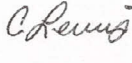
6. Alternative Action:

Disapprove and provide alternate direction to staff.

7. Management Recommendations:

Approve

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Cultural Resources Director	Town Clerk
	AD					

9. Council Action:

☐ Approved ☐ Denied ☐ Deferred ☐ Other

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 09-34

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS
BEACH, FLORIDA, ESTABLISHING A FEE SCHEDULE FOR USE OF THE BAY OAKS
RECREATIONAL CAMPUS; PROVIDING FOR TOWN MANAGER AUTHORITY;
PROVIDING AN EFFECTIVE DATE

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal services, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Bay Oaks Recreational Campus (BORC) is a well- integrated recreation campus owned and operated by the Town of Fort Myers Beach, and features a community pool, recreation center and public park with several athletic field options; and

WHEREAS, Policy 10-D-1 of Objective 10-D (Community Recreation) of the adopted Comprehensive Plan for the Town of Fort Myers Beach states that it is the policy of the Town to establish an equitable system of user fees to help fund the operations and enhancements of the Bay Oaks Recreation Center; and

WHEREAS, the Town Council of the Town of Fort Myers Beach appointed an Ad Hoc Committee to provide for the Bay Oaks Recreation Center Transition, facilitated by Town resident Dennis Weimer; and

WHEREAS, on October 19, 2009, the Ad Hoc Committee delivered its recommendations as to First Five Year Plan – January 2010 through December 2014 for the BORC; and

WHEREAS, one of the Ad Hoc Committee recommendations pursuant to the above-cited Comprehensive Plan Policy, was to set up a BORC fee schedule, with annual memberships, daily passes, a separate fee schedule for the pool, and discretionary reductions in fees for special events in combination with facility rentals or other special promotions; and

WHEREAS, the Ad Hoc Committee further recommended that a relatively small initial fee would encourage membership and usage, both of which were goals of the First Five Year Plan; and

WHEREAS, based on the current economic climate and the recommendations of the Ad Hoc Committee, the Town Council has determined that it is prudent to adopt the schedule of fees and charges which is attached to this Resolution as Exhibit “A” and hereby incorporated by reference.

IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH AS FOLLOWS:

Section 1. Incorporation of Whereas Clauses. The above "Whereas" clauses are hereby incorporated by reference as though fully set forth herein.

Section 2. Reasonableness of Schedule of Fees and Charges. The Schedule of Fees and Charges which is attached hereto as Exhibit "A" is reasonable and its adoption by the Town is in the best interest of the life, safety, welfare and economic well-being of its citizens, resident, business owners, property owners and others who utilize the Bay Oaks Recreation Campus facilities.

Section 3. Adoption of Schedule of Fees and Charges., the Town hereby adopts the Schedule of Fees and Charges which is attached as Exhibit "A".

Section 4. Town Manager Authority. The Town Council hereby grants the authority to the Town Manager to deviate from the fee and charges set forth in the attached Schedule of Fees and Charges for purposes of special promotions, special events, marketing events or other reasonable purposes, so long as such deviations are of non-recurring nature and of short duration.

Section 5 Effective Date. This resolution shall take effect on January 1, 2010 and continue in effect until further action by Town Council.

The foregoing Resolution was adopted by the Town Council on November ____, 2009 upon a motion by _____ and seconded by Councilmember _____. Upon being put to a vote, the result was as follows:

Larry Kiker, Mayor
Herb Acken, Vice Mayor
Robert Raymond
Jo List
Tom Babcock

TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH

By: _____
Larry Kiker, Mayor

Approved as to legal sufficiency:

ATTEST:

By: _____
Anne Dalton, Esquire
Town Attorney

By: _____
Michelle Mayher, Town Clerk

SCHEDULE

BAY OAKS RECREATIONAL CAMPUS
FEE SCHEDULE
 Effective January 1, 2010

GENERAL BAY OAKS RECREATIONAL CAMPUS MEMBERSHIP

Resident - Individual	Resident - Family
Bay Oaks Annual Membership - \$25.00	Bay Oaks Annual Membership - \$50.00
Day Pass – Adults - \$4.00 - Children under 12 - \$2.00	Day Pass - \$8.00
Non-Resident - Individual	Non-Resident - Family
Bay Oaks Annual Membership - \$35.00	Bay Oaks Annual Membership - \$70.00
Day Pass – Adults - \$4.00 - Children under 12 - \$2.00	Day Pass - \$8.00

COMMUNITY POOL

Bay Oaks Member - Individual	Bay Oaks Member - Family
Annual Pass - \$50.00	Annual Pass - \$100.00
Day Pass – Adult - \$3.00 - Children under 12 - \$1.00	Day Pass - \$6.00
Non-Bay Oaks Member - Individual	Non-Bay Oaks Member – Family
Annual Pass - \$75.00	Annual Pass - \$125.00
Day Pass – Adult - \$4.00 - Children under 12 - \$2.00	Day Pass - \$8.00
Seasonal – Up to Six Consecutive Months Bay Oaks Member - \$30.00 Non-Bay Oaks Member - \$40.00	Seasonal – Up to Six Consecutive Months Bay Oaks Member - \$55.00 Non-Bay Oaks Member - \$65.00

YOUTH PROGRAMS

Club Rec – Semester - \$75.00	Club Rec – School Year - \$150.00
Summer Camp – Week - \$65.00	Summer Camp – Eight Weeks - \$500.00
Fun Days – Per Day - \$13.00	School Year - \$335.00 up to 27 days

COMMUNITY POOL PROGRAMS

Water Exercise & Therapy – Member - \$4.00	Water Exercise & Therapy – Non-Member \$5.00
Lap Swimming – Member – Included	Lap Swimming – Non-Member - \$2.00 per Day
Swim Lessons – Member/Non Member - \$30.00	

BAY OAKS RECREATIONAL CAMPUS
FEE SCHEDULE
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SPECIAL PROGRAMS – BAY OAKS AND COMMUNITY POOL PROVIDED BY OUTSIDE PROVIDERS

Non-members – Provider Fee Plus 20%	Members – Provider Fee Plus 10%
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FACILITY RENTALS/RESERVATIONS *

Bay Oaks Recreation Building (Excluding Classrooms) – Minimum \$20.00 per hour or 150.00 per day + Incidentals**
Bay Oaks Recreation Classrooms – Registered non-profits - \$15.00 per hour; All others - \$25.00 per hour + Incidentals**
Ball Fields - \$50.00 per 4 hours; with equipment \$75.00 per 4 hours + Incidentals**
Tennis Courts – 1 Court – Member – Free; Non-Member - \$5.00; Multiple Courts – Member - \$5.00 per court; Non-member - \$5.00 per court
Basketball Courts (inside and outside) - 1 Court – Member – Free: Non-Member - \$5.00
Community Pool – (Does not include refreshments or meals) Entire Facility - \$75.00 per hour; Entire Facility (excluding kiddies pool) - \$50.00 per hour During Regular Pool Hours, Provided a Designated Area for Event – Adult - \$3.00 per person; Children - \$1.00 per person

The Town Manager has the ability, on a case-by-case basis, to adjust the fees set forth above for special promotions, special events, marketing events and/or other reasonable purposes.

*Facility Rental Costs include facility preparation and clean-up; Incidentals are an option and include but not limited to refreshments, meals, materials, or use of kitchen and kitchen clean up.

** A twenty percent (20%) deposit required, refundable if cancelled 15 or more days prior to date of use ; non-refundable if cancelled less than 15 days of use. The twenty percent (20%) deposit shall be in addition to the rental fee and shall be used to cover damages or extensive cleaning that may be required resulting from the rental.

LEAGUE/TEAM SPORTS

Ball Fields, Tennis Courts, Basket Ball Courts, Pool, Disk Golf - \$2.00 per person
(Facility Rental Costs may apply to each league except for the ball fields. Exact pricing will be determined based on additional staff and facility requirements as approved by the Town Manager.)

NOTATIONS:

Not Recommended by the AdHoc Committee

Not specifically addressed by the AdHoc Committee