



# Bullitt County Public Schools

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TO: Mr. Jesse Bacon, Superintendent *JB*

FROM: Mrs. Rachelle Bramlage-Schomburg, Director of Secondary Education *RSS*

DATE: November 16, 2020

RE: Memorandum of Agreement  
Blairwood Pool Rental Agreement and Bullitt County Public Schools

Bullitt County Public Schools has a swim team composed of all three high schools. We currently provide one head coach and one assistant coach who are both "housed" at North Bullitt High School and report to Ronnie Bryson, NBHS Athletic Director.

In previous years, the MOA has existed between Ralph Wright Natatorium at the University of Louisville. Due to the pandemic, University of Louisville is not allowing any outside agencies to rent their facilities. This MOA between Blairwood Pool Rental Agreement, Louisville Kentucky and Bullitt County Schools would begin November 1, 2020 and conclude on January 31, 2021. If approved, the memorandum would include three days per week of practice, Tuesday, Thursday, and Sunday, and a minimum of two-25-yard lanes. The swim team would be expected to pay the \$25.00 per lane per hour on the available for the use of the facility on the 92 days listed as practice days.

Please approve the Memorandum of Agreement between the Blairwood Pool Rental Agreement and Bullitt County Public Schools.

*JB*  
11.16.20

## **Blairwood Pool Rental Agreement – 2020-2021**

**Lessee:** Bullitt County Swim Team (hereinafter “Lessee”)

**Reserved Dates:** November 1, 2020 –January 31, 2021

**Day & Time:** Tuesdays Four (4) lanes, Thursdays Two (2) lanes, Saturdays 2-4 PM

**Number of Lanes:** Two (2) 25-yard lanes

**Maximum Number of Swimmers per Lane:** Five (5)

**Cost Per Lane, Per hour:** \$25 per lane per hour

**Total Rental Charge:** \$ ( \_\_\_\_ practices at 3 lanes at 1 hour = \$ \_\_\_\_ )

### **TERMS & CONDITIONS**

The Lessee of the indoor 25-yard Bubble pool at the Blairwood Tennis, Swim & Fitness Club (interchangeably the “Club” or “Blairwood”) will be (hereinafter “Lessee”). No other entity will be allowed to use the lane space reserved by the Lessee at the times or dates set forth above which is not specifically associated with the Lessee.

**Payment:** Fifty percent (50%) of the total pool rental charge will be due with the signing of this Agreement. The balance will be due ten (10) days after the final reserved date. An invoice will be sent with this contract. No additional invoice will be sent to reflect the final balance due – unless there has been a change in the use of the pool lane space. Blairwood accepts MasterCard, Visa, Discover and business check.

**Cancellation Policy:** We require a 15-day notice of cancellation for a refund deposit less \$50 processing fees. If you do not provide a 15-day cancellation notice, Lessee will be responsible for and charged the balance due of the full Rental Charge.

**No Show/Missed Practices:** No-show and/or missed practices on a reserved date and time as a result of Lessee actions will not excuse payment; instead, Lessee will be charged for the original scheduled reserved date(s) and time(s).

**Inclement Weather/Loss of Electricity/COVID issues:** In the event, the Club is closed due to inclement weather and/or a loss of electricity, Lessee will have the option of re-scheduling a make-up date and/or receiving a refund for the missed practice date(s).

**Lane Allocation:** Teams will be given specific lane assignments in the bubble and indoor pool. Blairwood Management will have the final say on any lane allocation. The high school coach should contact Blairwood Management to finalize any lane allocation.

**Attendance and Team Records:** All coaches must keep accurate daily attendance records. No exceptions. All daily practice times, lane usage, and number of swimmers should be recorded in our Blairwood Attendance Binder. These records will verify your usage for billing and safety procedures.

**Use of the Pool:** The pool is to be used for Lessee swim team practice only and by Lessee swim team members only. This precludes use of the pool by siblings, parents, friends and other associated parties who have accompanied the swimmer to the practice. The Club disclaims all liability for any improper use of the pool including its related facilities by any person associated or affiliated with Lessee.

**Maximum Number of Swimmers:** Under the terms of this Agreement the maximum number of swimmers per lane is limited to five (5).

**Swimmer's Ability to Swim:** Lessee is renting the Bubble Pool to conduct its swim team practices. Lessee represents to the best of its knowledge that all swimmers on the swim team know how to swim. Lessee further represents that it is not conducting a learn to swim program.

**Liability Insurance:** Lessee must provide liability insurance for its swim team members including all swimmers and coaching staff. Blairwood disclaims all liability for any injuries suffered by any Lessee swim team members including as a result of any inappropriate behavior by any Lessee swim team members.

**Time of Use – Entry & Departure:** Lessee is renting lane space in the Bubble Pool on **Tuesdays, Thursdays from 8-9 PM and Saturdays 2-4 PM** . Any use of the pool prior to or after this time is prohibited. The pool deck is to be kept clear from use until the rental period.

**Use of the Club:** Blairwood is a private-member's only club. The use of the Club, including its fitness facilities, tennis courts and private locker rooms, is expressly reserved for use by the Club's members only. No Lessee swim team member, parent or associate who is not also a member of the Club will be allowed use of any part of the Club while on the Club's premises. The Club reserves the right to assess additional usage fees in the event of any violation of these provisions by any such person associated or affiliated with Lessee.

**Locker room/Restroom use:** There is an indoor pool bathroom located in the Indoor pool. The Lessee swimmers can use this bathroom but should use social distancing and COVID guidelines. The Club's Adult locker rooms are reserved solely for use by the adult members of the Club.

**Towels:** Lessee swim team members will be required to bring their own towels.

**Kickboards and Equipment:** Each Lessee swimmer will have to bring his/her own training equipment. Sharing of equipment goes against the Healthy at Work Guidelines and will not be allowed.

**Lifeguard:** Each team should have at least one coach/staff member that is present at each practice who is a Metro-Louisville Board of Health certified lifeguard to oversee their team during practice times.

**Cleanliness:** Lessee will use its best efforts to leave the Bubble pool facility, bathroom area and outside area clean.

**Damage/Destruction of Property:** In the event Lessee damages any part of the indoor pool, including but not limited to; lane lines, gutter grates, time clocks, starting blocks, locker room amenities, lighting, any furnishings and any other such item(s), Lessee will be responsible for the full replacement and/or repair cost of such item(s).

**Smoking:** The Club has a "No Smoking on the Premises" policy and therefore no smoking is permitted anywhere on the Club grounds...

**Pets:** The Club has a "No Pets" policy and therefore no pets are allowed in the Club.

**COVID-19 Safety Protocol:**

**Masks must be worn at all times**, except when in the water. All athletes will wear a mask upon entry up until they get into the water and upon exit until they are in the safety of their parent's or carpool's vehicle.

Self-health screenings should be performed daily. Any individual should not attend practice or enter the bubble if they have had any of the following in the last 48 hours:

- a. Cough/dry cough
- b. Runny nose
- c. Sore throat
- d. Fever greater than 100.4
- e. Loss of taste or smell
- f. Have been in contact with someone who has tested positive for COVID
- g.

Athletes should arrive no more than 15 minutes early. You should enter the bubble with a mask on and covering the face and move to your team area as indicated by your coach. Masks should stay on and distance should be maintained to the best of your ability.

There will be no dryland training permitted in the bubble.

Parents should wait in their vehicles or in the Blairwood restaurant area during practice in order to comply with capacity limitations in the bubble.

**Governing Law:** This Agreement shall be governed by and construed in accordance with the laws of the Commonwealth of Kentucky.

*Agreed to this \_\_\_\_\_ day of \_\_\_\_\_, 2020*

By: \_\_\_\_\_ (signature)

Name: \_\_\_\_\_

Title: \_\_\_\_\_ Lessee authorized representative

By: \_\_\_\_\_ (signature)

Name: James Luebbe

Title: Aquatics Director --- Club Management Group – Blairwood, LLC