

RESOLUTION NO. 23-339

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING THE ATTACHED "TEMPORARY USE AGREEMENT ADDENDUM -- BOT #440769265" BETWEEN THE CITY OF KEY WEST ("CITY") AND THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA ("BOARD") FOR SUBMERGED LANDS ADJACENT TO MALLORY T-PIER; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Key West has a Temporary Use Agreement with the Board of Trustees of the Internal Trust for certain sovereignty submerged lands located adjacent to the Mallory T-Pier, as depicted in Exhibit A attached hereto; and

WHEREAS, the City is in the process of obtaining approval of a new sovereignty submerged lands lease for the location; and

WHEREAS, City staff recommends ratifying the attached Temporary Use Agreement Addendum, which will extend the period of the Temporary Agreement through February 7, 2024, or the date of execution of a sovereignty submerged lands lease between the Board and the City, whichever occurs first; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA AS FOLLOWS:

Section 1: That the attached "Temporary Use Agreement Addendum -- BOT # 440769265" (Site No. 142061/Project No. 389894) for submerged land adjacent to the Mallory T-Pier area is hereby approved.

Section 2: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this 14th day of December, 2023.

Authenticated by the Presiding Officer and Clerk of the Commission on 14th day of December, 2023.

Filed with the Clerk on December 14, 2023.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Lissette Carey	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Yes</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK