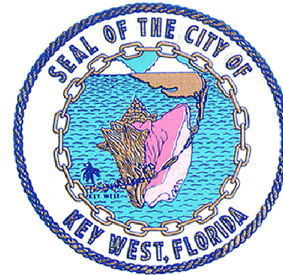


# EXECUTIVE SUMMARY



**TO:** City Commission

**CC:** Jim Scholl

**FR:** Marilyn Wilbarger, RPA, CCIM

**DT:** August 30, 2016

**RE:** Renewal of Revocable License Agreement for Visualize Entertainment, Inc.  
DBA Key West Outdoor Movies, at Bayview Park

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**ACTION:** This is a request to approve the renewal of a revocable license agreement between the City of Key West and Visualize Entertainment, Inc., a Florida for profit corporation, for the operation of the Key West Outdoor Movies at Bayview Park.

**HISTORY:** The Outdoor Movies operated under a special event permit at Bay View Park on a trial basis during 2014 that was approved by Resolution 14-233 and a subsequent revocable license agreement for the 2015-16 season. The business venture continues to be successful and they would now like to enter into a renewal of the revocable license agreement to continue the use of city property. Pursuant to Section 2-939 of the Code of Ordinances the city may enter into a revocable license agreement for the use of city property which may be unilaterally terminated by the city with or without cause. The proposed terms of the revocable license agreement are as follows:

- Demised Area:** The area that may be utilized is as shown on Exhibit A of the agreement.
- Use:** The operation of Key West Outdoor Movies with vendors, two times monthly from October, 2016 through May of 2017. The City will have the right to institute blackout dates and the use fee will be abated accordingly.
- Term:** October 2016 - May 2017, unless revoked by the City
- Use Fee:** \$375.00 per month plus \$50.00 per month for utilities, trash/recycling costs.
- Insurance and Indemnification:** The Licensee will indemnify the City to the fullest extent permitted by law and will keep insurance in the limits prescribed in full force and effect at all times naming the City as an additional insured.

**CONCLUSION:** The Licensee has created and manages a successful venture that has been very well received and patronized by the local community. They have also provided an opportunity for a local non-profit to raise funds for their purposes. The revocable license agreement establishes the parameters for continued use and the associated fees and insurances to ensure that the city is properly protected and in control of the property.

**ATTACHMENTS:** Revocable License Agreement  
Corporate Filings