



Executive Summary

To: Patti McLauchlin, City Manager
From: Todd Stoughton, Assistant City Manager
Date: September 14, 2022
RE: Revocable License Agreement for the Key West Woman's Club, Inc.

Action:

This is a request to approve an agreement between the City of Key West and the Key West Woman's Club, a 501(C)3 not for profit corporation organized under the laws of the State of Florida for the use of the city sidewalk during Fantasy Fest.

Background:

Previously, in 2006, 2012, and in 2017 the City and the Key West Woman's Club entered into a 5-year lease agreement (revocable License for 2017) for the use of the sidewalk adjacent to their real property located at 319 Duval during Thursday, Friday, and Saturday of Fantasy Fest for the purposes of selling alcoholic beverages. Fantasy Fest 2021 was cancelled which would have been the final year of the agreement. The Woman's Club has requested a renewal of that lease agreement and a revocable license agreement for use of city property is proposed instead.

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 sidewalk five feet in width immediately adjacent to the Licensee's real property located at 319 Duval Street.
Use:	Alcohol sales from the immediately adjacent property.
Term:	Five Years, unless revoked by the City.
Use Fee:	\$1.00 per year, plus all costs of any nature associated with obtaining all regulatory approvals.

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.

Financial Impact:

No additional costs to the City.

Recommendation:

Request the City Commission approve the license agreement with the Key West Woman's Club. The Fantasy Fest alcohol sales fundraiser allows the Woman's Club to earn donations, enabling them to support other organizations with programs that provide education, counseling, and medical treatments, and promote appreciation of the arts, music instruction, and cultural awareness in our community.