

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXTENDING THE DUVAL PROMENADE PILOT PROGRAM, ALSO KNOWN AS MALL ON DUVAL; A PEDESTRIAN-ONLY CORRIDOR ON THE 500, 600 AND 700 BLOCKS OF DUVAL STREET FROM FLEMING STREET TO PETRONIA STREET WITH POSSIBLE EXPANSION AT THE DISCRETION OF THE CITY MANAGER; ALLOWING FOR STREET ARTISTS AND PERFORMERS IN THE DUVAL PROMENADE PILOT PROGRAM; ESTABLISHING SPECIFIC DATES AND TIMES FOR THE EXTENDED PILOT PROGRAM; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON REVIEW AND CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Commissioner Jimmy Weekley established the Duval Street Committee in 2008; and

WHEREAS, the City Commission for the City of Key West, as well as the majority of the merchants in the Duval Promenade Pilot Program area see a need to take central Duval Street corridor in a different direction to generate excitement and commercial interests, while creating an arts, culinary and entertainment attraction; and

WHEREAS, a majority of members of the Duval Street Committee determined that it would be beneficial to extend the pilot program

providing for the weekend closure of Duval Street on the 500, 600, and 700 blocks to vehicular traffic, as well as other blocks on Duval Street, at the discretion of the City Manager, in order to promote a pedestrian-oriented outdoor shopping, dining, and entertainment destination for residents and visitors alike; and

WHEREAS, it is the desire of the City Commission to grant the city manager the authority to expand the Duval Promenade Pilot Program, also known as the Mall on Duval to include other blocks of Duval Street; and,

WHEREAS, accordingly the City Commission passed Resolution 19-046 on February 5, 2019 creating the pilot program that is set to expire on April 27, 2019; and

WHEREAS, it is the desire of the majority of the members of the Duval Street Committee to extend the dates of the pilot program.

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

Section 1: That the Duval Promenade Pilot Program shall be extended, beginning on Friday, May 3, 2019 and shall sunset on July 14, 2019, unless otherwise cancelled or extended by Resolution of the City Commission. The hours shall be from 5:00 p.m. to 12:00 a.m. (midnight) on Friday and Saturday nights. During any city recognized holidays involving a Monday, the Duval Promenade Pilot Program shall also include Sunday nights from 5:00 p.m. to 12:00 a.m. (midnight).

Section 2: Participants shall secure all necessary approvals from all other governmental agencies in order to sell or serve their primary product(s) on the public right of way.

Section 3: Participants shall add the City of Key West as an additional insured and execute a hold-harmless agreement to benefit the City of Key West to the satisfaction of the Risk Manager with the advice and consent of the City Attorney.

Section 4: That the City Manager is authorized to enter into any necessary documents to effectuate the terms of this Resolution with the advice and consent of the City Attorney.

Section 5: Art Vendors and Street Performers will be permitted to establish themselves in the Duval Promenade area during operational hours consistent with Secs. 6-1 through 6-9.

Section 6: The City Commission hereby grants the city manager the authority to expand the Duval Promenade Pilot Program, pursuant to Se. 70-31 to include other blocks of Duval Street at the discretion of the city manager.

Section 7: 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 _____ day of _____, 2019.

Authenticated by the Presiding Officer and Clerk of the
Commission on _____ day of _____, 2019.

Filed with the Clerk on _____, 2019.

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| Mayor Teri Johnston | _____ |
| Commissioner Gregory Davila | _____ |
| Commissioner Mary Lou Hoover | _____ |
| Commissioner Sam Kaufman | _____ |
| Commissioner Clayton Lopez | _____ |
| Commissioner Billy Wardlow | _____ |
| Commissioner Jimmy Weekley | _____ |

TERI JOHNSTON, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK