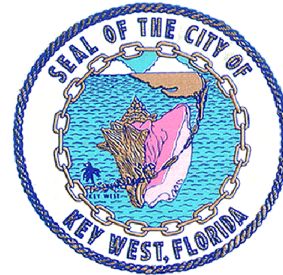


EXECUTIVE SUMMARY



TO: City Commission

CC: Jim Scholl

FR: Marilyn Wilbarger, RPA, CCIM

DT: February 24, 2015

RE: Revocable License Agreement for the Green Market at Bay View Park

ACTION: This is a request to approve a revocable license agreement between the City of Key West and Whoduz, Inc. for the operation of the Green Market at Bay View Park.

HISTORY: The Green Market has been operating every other Thursday at Bay View Park on a trial basis that was approved by previous city managers. 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 and also includes details of the areas that are off limits as determined by Community Services
- Use:** The operation of a Green Market on Thursdays from 9am until 2 pm, four times monthly. The City will have the right to institute blackout dates and the use fee will be abated accordingly.
- Term:** One Year, unless revoked by the City
- Use Fee:** \$2,500 per month which will include utilities, trash bags and disposal
- 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 made the investment necessary to create and manage a successful Green Market that has been very well received and patronized by the local community. They have donated space on an ongoing basis to local non-profits including Womankind, the Wild Bird Center and SOS. 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
Organizational documents and Non-Profit acknowledgement