

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED ASSIGNMENT OF LEASE AND CONSENT OF LESSOR FROM SMB RESTAURANT, LLC (ASSIGNOR) TO SUNSET CITY, LLC A DELAWARE LIMITED LIABILITY CORPORATION (ASSIGNEE), A WHOLLY OWNED SUBSIDIARY OF LASALLE HOTEL OPERATING PARTNERSHIP, LP (GUARANTOR) FOR 1405 DUVAL STREET D/B/A THE SOUTHERNMOST BEACH CAFÉ; APPROVING A SUBLEASE BETWEEN SUNSET CITY, LLC AND SUNSET CITY LESSEE, LLC; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Commission approved the original Lease Agreement with SMB Restaurant, LLC in Resolution 09-110; and

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

Section 1: That the attached Assignment of Lease Agreement and Consent of Lessor is hereby approved.

Section 2: That it is further approved, as set forth in the Assignment of Lease Agreement, that Assignee is authorized to sublease to Sunset City Lessee, LLC, a Delaware Limited Liability Corporation, and wholly owned subsidiary of LaSalle Hotel Operating Partnership, LP.

Section 3: 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 _____, 2013.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2013.

Filed with the Clerk on _____, 2013.

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK