

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT, ACCEPTING AND APPROVING THE PLACEMENT OF A STATUE OF PONCE DE LEON IN THE MALLORY SQUARE AREA, TO COMMEMORATE THE 500<sup>th</sup> ANNIVERSARY OF HIS LANDING IN THE STATE OF FLORIDA; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Historic Markers, Inc. (HMI), a non-profit foundation that commemorates historic locations and events in the City of Key West, is promoting a state-wide celebration to commemorate the arrival of Ponce de Leon in Florida in 1513; and

WHEREAS, HMI has offered to provide and install in the Mallory Square area a statue, commemorating the arrival of Ponce de Leon in Florida, at no cost to the City; and

WHEREAS, at it's meeting of December 12, 2011, the Art In Public Places supported the project in concept; and

WHEREAS, HMI obtained approval from Tree Commission on \_\_\_\_\_, and the Historic Architectural Review Commission on \_\_\_\_\_; and

WHEREAS, the City Commission finds that a commemorative statue of Ponce de Leon would enhance the appearance of the Mallory Square area, and educate citizens and visitors alike about the importance of his arrival in the New World;

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

Section 1: That the City Manager is authorized to negotiate and execute an agreement, upon advice and consent of the City Attorney, to allow HMI to place a statue of Ponce de Leon, as depicted, and in the location specified in the attached documents.

Section 2: That placement of the statue is subject to all applicable regulations and this approval serves only as Commission authorization for the acceptance of the donation conditioned upon the above terms. However, in recognition of the donation, the Commission waives all regulatory fees within its jurisdiction for the placement.

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 \_\_\_\_\_, 2012.

Authenticated by the presiding officer and Clerk of the Commission on \_\_\_\_\_, 2012.

Filed with the Clerk \_\_\_\_\_, 2012.

\_\_\_\_\_  
CRAIG CATES, MAYOR

ATTEST:

\_\_\_\_\_  
CHERYL SMITH, CITY CLERK