

AGREEMENT

THIS AGREEMENT made between the CITY OF KEY WEST, FLORIDA (City) and the CONCH REPUBLIC INDEPENDENCE CELEBRATION, LLC (CRCC), THE KEY WEST CULTURAL PRESERVATION SOCIETY (CPS), BOURBON STREET PUB, INC. , PETRONIA ST. NEIGHBORHOOD ASSOCIATION, UCC WHALE CENTER DBA FLAGSHIP WOLF PRESERVATION, AND KEY WEST ATHLETIC LEAGUE, (COLLECTIVELY THE "SPONSORING ORGANIZATIONS") for the Conch Republic Independence Celebration activities April 19, 2024 through April 28, 2024.

WITNESSETH:

WHEREAS, CRIC will hold a celebration known as the Conch Republic Independence Celebration, LLC in the City of Key West April 19 through April 28, 2024; and

WHEREAS, the Sponsoring Organizations will be conducting various celebration activities specifically cited herein; and

WHEREAS, some of the celebrations will require the provision of additional or extraordinary support services from City in order that the celebration may be held in Key West, Florida.

WHEREAS, each organization will be responsible for paying the costs of the event; and

NOW, THEREFORE, it is mutually agreed between City and the Sponsoring

Organizations as follows:

- A. **CONCH REPUBLIC INDEPENDENCE DRAG RACES.**
700 Block of Duval Street Saturday, April 20, 2024, from 2:00 p.m. to 6:00

p.m.

1. The City will close the 700 block of Duval Street from Bourbon St. Pub to Aqua Bar. Drag Queens will run a race for time and the winner will receive a trophy with funds raised going to charity.
2. Police will be present for the duration of the Drag Races.
3. CRIC shall contract for the number of law enforcement officers required by the Key West Police Department for the parade, proof of contracted security to be provided to the Key West Police Department. Should the Chief of Police determine additional security is necessary, CRIC will pay to City the payroll costs (including the City's portion of FICA taxes and pension contributions), and the actual billed cost of the additional services provided.
4. CRIC shall hold the City harmless from any and all claims for damages, actions or causes of actions arising from the activities and/or events approved by City and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 Million bodily injury and \$50,000 property damage, such certificate naming the City of Key West as additional insured during the event. This certificate of insurance must be on file in the Office of the City Manager prior to the event.

**B. CULTURAL PRESERVATION SOCIETY STREET FAIR
Conch Republic Celebration Crafts Fair on Duval Street between Greene and Eaton Streets on Sunday, April 21, 2024, from 10:00 a.m. to 6:00 p.m.**

1. The City will close those streets and blocks of streets and prohibit parking on such streets from 7:00 a.m. to 7:00 p.m. The festival will begin at 10:00

a.m. and end at 6:00 p.m.

2. CPS agrees to keep one lane of all blocked streets open at all times during the festival to allow access to any areas of the blocked streets for emergency vehicles.
3. There will be entertainment, arts, crafts, food, and juice drinks. There will be no alcoholic beverages sold/served and/or consumed in the designated areas of the Street Festival.
4. CPS will meet all city, state, and federal sanitation regulations.
5. CPS will advise all vendors not to discard used cooking oils, grease, or any other materials onto City streets or into storm drains. No vendors will be permitted in the projected pedestrian right-of-way at intersections.
6. CPS shall hold the City harmless from any and all claims for damages, actions or causes of actions arising from the activities and/or events approved by City and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 Million bodily injury and \$50,000 property damage, such certificate naming the City of Key West as additional insured during the event. This certificate of insurance must be on file in the Office of the City Manager.
7. CPS will provide a clean-up crew to remove any and all debris and/or litter resulting from the event and leave the premises in equal or better condition than prior to the event.
8. CPS must adhere to the recycling plan of the City of Key West.

C. CONCH REPUBLIC INDEPENDENCE DAY – CEREMONY & MILITARY MUSTER AT THE USCGC INGHAM PIER AND ABOARD THE INGHAM

Tuesday, April 23, 2024 – 5:00 p.m. until 8:00 p.m.

1. The event will be mostly on board the USCGC Ingham.
2. Conch Republic Independence Celebration, Inc. will hold the City harmless from any and all claims for damages, actions or causes of actions arising from the activities and/or events approved by City, and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 Million bodily injury and \$50,000 property damage, such certificate naming the City of Key West as additional insured during the event. This certificate of insurance must be on file in the Office of the City Manager.
3. Conch Republic Independence Celebration, Inc. shall contract for the number of law enforcement officers required by the Key West Police Department for the event if needed, proof of contracted security to be provided to the Key West Police Department. Should the Chief of Police determine additional security is necessary, CRIC will pay to City the payroll costs (including the City's portion of FICA taxes and pension contributions), and the actual billed cost of the additional services provided.
4. Conch Republic Independence Celebration, Inc., and Petronia Street Neighborhood Association will provide a clean-up crew to remove any all debris and/or litter resulting from the event and leave the premises in equal or better condition than prior to the event.

D. Conch Republic Independence Celebration – The longest parade Thursday,

Thursday, April 25, 2024 from 7:00 p.m. to 9:30 p.m.

1. The City will close Duval Street from South Street to Greene Street to Elizabeth ending at Lazy Way.
2. The City will close the 1300 block of Duval Street, including United Street between Whithead and Simonton Street, to traffic from 4:00 p.m. to 8:00 p.m. for use as a staging area for the parade. Parade will begin at 7:00 p.m. Police Officers will provide security and temporary traffic control with the front and rear escort and block-by-block street closure at the Duval Street Intersections until parade has cleared each intersection.
3. CRIC shall contract for the number of law enforcement officers required by the KWPD. Should the Chief of Police determine additional security is necessary, CRIC will pay to the City the payroll costs (including the City's portion of FICA taxes and pension contributions, and the actual billed cost of the additional services provided.
4. CRIC shall hold the City harmless from any and all claims for damages, actions or causes of actions arising from the activities and/or events approved by the City and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 million bodily injury and \$50,000 property damage, such certificate naming the City of Key West as additional insured during the event. The certificate of insurance must be on file in the Office of the City Manager prior to the event.

E. Conch Republic Independence Celebration Salute & Naval Parade & Sea

Battle at the T-Pier Mallory Square

Friday, April 26, 2024, from 6:30 p.m. to 7:30 p.m.

1. Conch Republic Independence Celebration, Inc. will hold the City harmless from any and all claims for damages, actions or causes of actions arising from the activities and/or events approved by City, and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 Million bodily injury and \$50,000 property damage, such certificate naming the City of Key West as additional insured during the event. This certificate of insurance must be on file in the Office of the City Manager.
2. Conch Republic Independence Celebration, Inc. shall contract for the number of law enforcement officers required by the Key West Police Department for the event, proof of contracted security to be provided to the Key West Police Department. Should the Chief of Police determine additional security is necessary, CRIC will pay to City the payroll costs (including the City's portion of FICA taxes and pension contributions), and the actual billed cost of the additional services provided.

F. Conch Republic Independence Celebration – Bed Races

Saturday, April 27, 2024, from 1:00 p.m. to 6:00 p.m.

1. Conch Republic Independence Celebration, Inc. will hold the City harmless from any and all claims for damages, actions or causes of actions arising from

the activities and/or events approved by City, and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 Million bodily injury and \$50,000 property damage, such certificate naming the City of

2. Key West as additional insured during the event. This certificate of insurance must be on file in the Office of the City Manager.
3. Conch Republic Independence Celebration, Inc. shall contract for the number of law enforcement officers required by the Key West Police Department for the event if needed, proof of contracted security to be provided to the Key West Police Department. Should the Chief of Police determine additional security is necessary, CRIC will pay to City the payroll costs (including the City's portion of FICA taxes and pension contributions), and the actual billed cost of the additional services provided.

**G. Conch Republic Independence Celebration – Brawl on Duval Street
Saturday, April 27, 2024, from 7:00 p.m. to 10:00 p.m.**

1. Event is an Amateur Boxing Event on the 200 block of Duval Street
2. Conch Republic Independence Celebration, Inc. will hold the City harmless from any and all claims for damages, actions or causes of actions arising from the activities and/or events approved by City, and shall furnish to City a certificate of insurance for liability insurance in amounts no less than \$1 Million bodily injury and \$50,000 property damage, such certificate naming the City of Key West as additional insured during the event. This certificate of insurance must be on file in the Office of the City Manager.

3. Conch Republic Independence Celebration, Inc. shall contract for the number of law enforcement officers required by the Key West Police Department for the event if needed, proof of contracted security to be provided to the Key West Police Department. Should the Chief of Police determine additional security is necessary, CRIC will pay the city the payroll costs (including the City's portion of FICA taxes and pension contributions), and the actual billed cost of the additional services provided.
4. Conch Republic Independence Celebration, Inc., and the Key West Police Benevolent League will provide a clean-up crew to remove any all debris and/or litter resulting from the event and leave the premises in equal or better condition than prior to the event.

H. PAYMENT FOR REQUIRED CITY SERVICES

1. Each Sponsoring Organization shall pay to the City the total costs for all City services required for their respective event (s) within thirty (30) days of invoice date.
2. Pursuant to City of Key West Code Section 6.26, the one thousand dollars (\$1,000.00) of costs for required City services shall not be charged against any organizer or sponsor which has qualified as a tax-exempt nonprofit organization according to state or federal law. Any nonprofit organization accepting the \$1000.00 waiver shall, within ninety (90) days following the event, submit to the City Manager for distribution to the City Commission, an accounting of expenses and revenues incurred and generated during such event.

IN WITNESS WHEREOF, the parties hereto hereby accept and agree to abide by the terms

and conditions set forth herein, and have hereunto executed this Agreement

this

_____ day of _____, 2024.

CITY OF KEY WEST FLORIDA

BY _____
ALBERT CHILDRES
CITY MANAGER

ATTEST:

KERI O'BRIEN, CITY CLERK

WITNESS:

CONCH REPUBLIC INDEPENDENCE
CELEBRATION

JAMES GILLERAN, CHAIRPERSON

WITNESS:

CULTURAL PRESERVATION SOCIETY

RYAN STIMERS , CPS

WITNESS

BOURBON STREET PUB/PSNA

JOSEPH SCHROEDER

WITNESS

PETRONIA STREET NEIGHBORHOOD
ASSOCIATION

WITNESS

SISTER SEASON FUND, INC.

JULIE HANSON

WITNESS

KEY WEST POLICE ATHLETIC
LEAGUE

JESSE HAMMERS