

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A COMMERCIAL DOCKAGE AGREEMENT AND SETTLEMENT AGREEMENT FOR BONITA PIER, SLIP 1 TO CHIANYAI, LLC; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS CONSISTENT THEREWITH; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS; The City Commission for the City of Key West, after being fully advised of the instant issues concerning the prospective tenant and the outstanding issues surrounding the pending litigation concerning the prior tenant and having deliberating its options;

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

Section 1: That The City Commission for the City of Key West agrees to the terms and conditions as negotiated by the City Attorney's Office for a new, ten (10) year lease for Bonita Pier #1, at Garrison Bight Marina with Chianyai, LLC.

Section 2: That the City Commission for the City of Key West agrees with the determination of the City Manager that Slip #1, Bonita Pier at Garrison Bight Marina has natural conditions that makes safe navigation a near impossibility for the typical

daily charters of Garrison Bight Marina tenants.

Section 3: That the City Commission for the City of Key West agrees with the recommendation of the City Manager to waive the RFP process pursuant to Sec. 2-941(c) of the Code of Ordinances due to the aforementioned constrains on navigability.

Section 4: The City Commission for the City of Key West authorizes the City Manager to execute all documents consistent therewith, with the advice and consent of the City Attorney.

Section 5: 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 _____, 2014.

Authenticated by the presiding officer and Clerk of the Commission on _____, 2014.

Filed with the Clerk _____, 2014.

Mayor Craig Cates _____
Vice Mayor Mark Rossi _____
Commissioner Teri Johnston _____
Commissioner Clayton Lopez _____
Commissioner Billy Wardlow _____
Commissioner Jimmy Weekley _____
Commissioner Tony Yaniz _____

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK