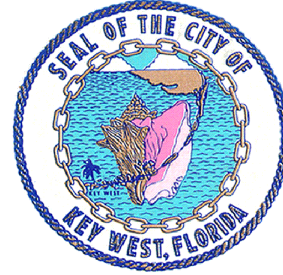


EXECUTIVE SUMMARY



TO: City Commission

CC: Jim Scholl

FR: Marilyn Wilbarger, RPA, CCIM

DT: April 3, 2018

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

ACTION: This is a request to approve the renewal of the 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 Thursday at Bay View Park since March of 2015. 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. During the months of June, July, and August the Licensee will to move to Saturdays and include children's activities. The City will have the right to institute blackout dates and the use fee will be abated accordingly.

Term: July 1, 2018 through June 30, 2019, unless sooner revoked by the City

Use Fee: \$2,500.00 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 created and manages 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 and will include children's activities in the Summer months. The annual fee of \$30,000 is a source of funding that may contribute to park maintenance and improvements in exchange for a limited use of the area.

ATTACHMENTS: Revocable License Agreement
Organizational Documents
Insurance