Sam Kaufman
City Commissioner
District 2

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October 5, 2025

To: City Manager Brian Barroso
Cc: Interim City Attorney Kendal Harden; City Clerk Keri O'Brien; Mayor and Members of the City Commission
From: Commissioner Sam Kaufman
Subject: Occupied Transient Lease – Request for Postponement and Collaborative Review – Item # 38

Dear Mr. Barroso,

I write regarding the proposed *Occupied Transient License Agreement* scheduled for consideration at the October 9, 2025 City Commission meeting. After reviewing the proposed agreement, the accompanying staff materials, and correspondence from residents and City leadership, I must express my deep disappointment and disapproval of the process by which this matter has been advanced.

It is troubling that neither the City Marina Tenant Association nor I, as the District Commissioner, were provided the opportunity to meet with management or the legal department to address the concerns raised in advance of this proposal. These residents represent an integral part of our Key West community, and their livelihoods and homes are directly impacted by this agreement. A collaborative and transparent process should have been our guiding principle from the outset.

The letter submitted by Mr. Joseph Miccio, on behalf of the Key West Liveaboard Association, outlines a series of serious and specific concerns with the proposed lease terms, including provisions allowing termination without cause, denial of tenancy protections, unrestricted entry and relocation rights, and limitations on basic repair and maintenance activities. These provisions warrant careful legal review and thoughtful revision to ensure compliance with state law and fairness to long-standing residents.

I respectfully request that this item be postponed to allow for a collaborative meeting among City staff, the legal department, tenant representatives, and myself. The goal should be to identify areas of consensus, resolve legal inconsistencies, and present a refined and balanced agreement that better reflects our City's values and responsibilities.

Such an approach will not only promote fairness but also ensure that the Commission's eventual decision is based on a complete record developed through open communication and mutual respect.

Thank you for your consideration of this request and for your continued service to our community.

Respectfully,
Sam Kaufman
City Commissioner, District II