

RESOLUTION NO. 02-09-114

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA AUTHORIZING THE CITY TO ENTER INTO A RENEWAL AGREEMENT BETWEEN MONROE COUNTY AND THE CITY OF MARATHON FOR THE CITY TO CONTINUE UTILIZING THE MEETING ROOM AT THE MARATHON GOVERNMENT CENTER; AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO FINALIZE THE TERMS AND CONDITIONS OF SAID AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council entered into an Interlocal Agreement between Monroe County and the City of Marathon for use of the Meeting Room at the Marathon Government Center dated May 17, 2000, which is renewed on a yearly basis;

WHEREAS, the Renewal Agreement between Monroe County and the City of Marathon for the use of the EOC Meeting Room at the Marathon Government Center as renewed by Monroe County on August 15, 2001, and adopted by City Council on September 4, 2001, is due to expire as of September 30, 2002; and

WHEREAS, the City Council desires to enter into another Renewal Agreement with Monroe County to enable the City of Marathon to extend the original Interlocal Agreement dated May 17, 2000, whereby the term of the renewed agreement will commence on October 1, 2002 and will terminate on September 30, 2003, and in all other respects, the original agreement between the parties dated May 17, 2000 remains in full force and effect.

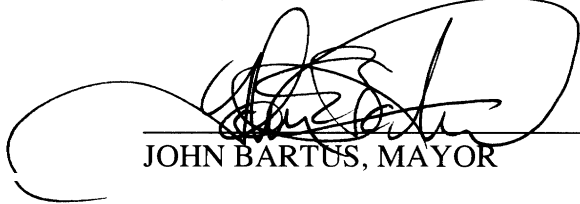
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Agreement. The Renewal Agreement between the Monroe County and the City of Marathon, in substantially the form and substance that is attached hereto as Exhibit "A", is hereby approved. The City Manager and the City Attorney are authorized to finalize the terms and conditions of the Agreement, if necessary, and the Mayor is authorized to execute the Agreement on behalf of the City

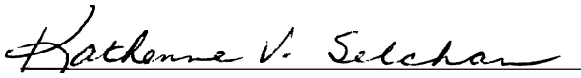
Section 3. Effective Date. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 24th day of September, 2002.



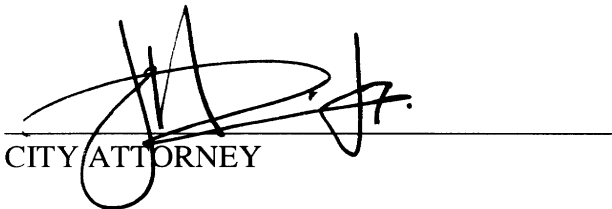
JOHN BARTUS, MAYOR

ATTEST:



KATHERINE V. SELCHAN
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:



CITY ATTORNEY

RENEWAL AGREEMENT

(City of Marathon – Interlocal Agreement for the Use of the Meeting Room at the Marathon Government Center.)

THIS Renewal is made and entered into this 21st day of August 2002, between MONROE COUNTY and the CITY OF MARATHON, in order to renew the agreement between the parties dated May 17, 2000, and as renewed on August 15, 2001, (copies of which are incorporated hereto by reference); as follows:

1. In accordance with Section 2(b) of the original Interlocal Agreement dated May 17,2000, the Agreement will be extended for an additional one-year period. Fees remain at \$8,351.20 for approximately 26 City Council meetings, and are subject to the same guidelines as outlined in Section 2(b).
2. The term of the renewed agreement will commence on October 1, 2002, and will terminate on September 30, 2003.
3. In all other respects, the original agreement between the parties dated May 17, 2000, and renewed on August 15, 2001, remains in full force and effect.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seal, the day and year first written above.

(Seal) --
Attest: DANNY L KOLHAGE, CLERK

By: *Janice Hancock D.C.*

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By: *[Signature]*

Attest:

By: *Steph Katherine V. Soliman*
City Clerk

CITY OF MARATHON, FLORIDA

By: *[Signature]*
Marathon Mayor

Date: *September 24, 2002*

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY.
By: *[Signature]*
DATE *8-6-02*



July 26, 2002

John Bartus
Mayor

Randy Mearns
Vice Mayor

Franklin D. Greenman
Councilman

John Repetto
Councilman

Pete Worthington
Councilman

Craig Wrathell,
Moyer, Ward, Wrathell
& Associates
City Manager

Nina L. Boniske
John R. Herin, Jr.,
Weiss Serota Helfman
Pastoriza & Guedes, P.A.
City Attorneys

Monroe County Public Works Division
3583 South Roosevelt Boulevard
Key West, FL 33040

Attention: Ms. Nancy Johnson

Subject: **City of Marathon - Monroe County, Florida
Interlocal Agreement between County and City
Use of Meeting Room at the Marathon Government Center**

Dear Nancy,

In reviewing our documents for agreements that have terms that are shortly due to expire, it was noted that the aforementioned agreement between the County and the City of Marathon is due to expire on September 30, 2002.

The City has expressed an interest in extending the agreement, as referenced in Section 2(b) of the original agreement. A copy of last year's extension, as well as the original agreement, is provided for your reference.

In addition, it would be appreciated if you could provide the necessary documents for signature in order to facilitate this request for an extension. The City of Marathon's next two Council Meetings are scheduled for August 14th and September 3rd. If these documents can be provided to my attention within that time period, I would be more than happy to arrange for the documents to be placed on the necessary meeting agenda for approval and signature.

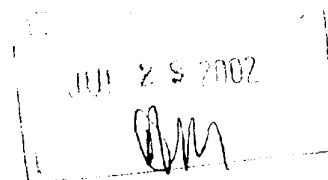
As always, your help in this matter is greatly appreciated and should you have any further questions or concerns, please do not hesitate to contact me directly.

Sincerely,

Katherine Selchan
City Clerk
Administrator of Municipal Services

:ks
Attachments

c: Craig A. Wrathell, City Manager (w/attachments)
Nina L. Boniske, City Attorney (w/attachments)
John R. Herin, Jr., City Attorney (w/attachments)



PLEASE REPLY TO:

10045-55 Overseas Highway ■ Marathon, Florida 33050 ■ Phone: 305-743-0033 ■ Fax: 305-743-3667
 210 N. University Drive, Suite 702 ■ Coral Springs, Florida 33071 ■ Phone: 954-753-5841 ■ Fax: 954-345-1292

RENEWAL AGREEMENT

(City of Marathon - **Interlocal** Agreement for the Use of the Meeting Room at the Marathon Government Center.)

THIS Renewal is made and entered into this 15th day of August 2001, between MONROE COUNTY and the CITY OF MARATHON, in order to renew the agreement between the parties dated May 17, 2000, (a copy of which is incorporated hereto by reference); as follows.

- 1 In accordance with Section 2(b) of the original **Interlocal Agreement** dated May 17, 2000, the Agreement will be extended for **an additional year**. Fees increase to \$8,351.20 for approximately 26 City Council meetings, and are subject to the **same** guidelines as outlined in Section 2(b).
- 2 The term of the renewed agreement will commence on October 1, 2001, and will terminate on September 30, 2002.
- 3 In all other respects, the original agreement between the parties dated May 17, 2000 remains in full force and effect



WITNESS WHEREOF, the parties have hereunto set their hands and seal, the day and year first written above.

By: James L. Kolhage o.c.
JAMES L. KOLHAGE, CLERK

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA
By: George R. Neugart

Attest

CITY OF MARATHON, FLORIDA

By: Katherine V. Seelahan

By: [Signature]
Marathon Mayor

Date 9-11-01

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

BY: [Signature]
SUZANNEA HUTTON

DATE 8/15/01

CERTIFICATION

I CERTIFY THIS TO BE A TRUE & CORRECT COPY OF THE ORIGINAL DOCUMENT ON FILE.

WITNESS MY HAND AND OFFICIAL SEAL OF the City of Marathon IN THE COUNTY OF Monroe FLORIDA, THIS 26th DAY OF July 20 02.

Katherine V. Seelahan
CITY CLERK

**INTERLOCAL AGREEMENT FOR THE USE OF THE MEETING ROOM
AT THE MARATHON GOVERNMENT CENTER**

THIS INTERLOCAL AGREEMENT is entered into pursuant to Sec. 163.01, FS, by and between Monroe County, a political subdivision of the State of Florida, whose address is 5100 College Road, Key West, FL 33040, hereafter County, and the City of Marathon, a municipal corporation, whose address is PO Box 500430, Marathon, FL 33050, hereafter City. 1194 Overseas Highway

WHEREAS, the County has a meeting room at the Marathon Government Center with the technical facilities to enable meetings to be cablecast;

WHEREAS, the County desires to permit the City to use the County meeting room; NOW, therefore

IN CONSIDERATION of the mutual promises and covenants set forth below, the parties agree as follows:

Section 1.

a) The County authorizes the City to hold 26 City Council meetings per year (October 1 - September 30) at the Marathon Government Center meeting room with each meeting approximately two weeks apart. The City must coordinate meeting dates with County Administrator's Office so that no County/City schedule overlap occurs. The City will provide a full year's meeting schedule prior to October 1 each year. If a schedule conflict between a City Council meeting and a meeting of the County Commission, County Planning Commission or County Code Enforcement hearing does occur, then the County meeting or hearing will take precedence.

b) The County will televise live the City Council meetings, unless there is a meeting of the County Commission, County Planning Commission, County Code Enforcement hearing or similar organization going on at the same time, and will videotape all City Council meetings. If there is a County meeting or hearing going on, then the City Council meeting will be televised live on Channel 16 as soon as the County meeting or hearing is concluded. If the City Council meeting ends before the County meeting or hearing concludes, then the tape of the City Council meeting will be shown on Channel 16 twice on later dates.

c) Except as provided in Sec. 1(b), the County will replay each City Council meeting tape one time before the next City Council meeting. The City may request a specific time and date for each replay through the County Administrator's Office who shall accommodate the City's request unless the time requested by the City would conflict with a live telecast of a County meeting or hearing.

d) The County will furnish the City one video tape copy of each City Council meeting.

Section 2.

a) From the effective date of this agreement, until September 30, 2000, the City shall pay the County \$3,333 in advance for 11 City Council meetings to be held at

the Marathon Government Center, televised live (if there is no conflict with a County meeting or hearing), meeting video tapes, and one replay on Channel 16 of each meeting.

b) Beginning October 1, 2000 through September 30, 2001, the City shall pay the County \$7,878 in advance for approximately 26 City Council meetings (two per month) to be held at the Marathon Government Center, televised live (if there is no conflict with a County meeting or hearing), meeting video tapes, and one replay of each meeting on Channel 16. The City may add three additional meetings to the 26 authorized above without additional charge. If the City Council holds meetings in excess of 29 during the period of October 1, 2000 through September 30, 2001, and desires that the extra meetings be held at the Marathon Government Center pursuant to this agreement, then the City must pay the County an additional \$303 for each meeting held. If the City holds less than 23 meetings using the Marathon Government Center, pursuant to this agreement, during the period of October 1, 2000 through September 30, 2001 then the County must refund or credit \$303 to the City for each meeting less than 23. If this agreement is extended for subsequent years after September 30, 2001, then for each year thereafter the fee will be adjusted to reflect changes in County costs.

Section 3. The term of this agreement is from May 1, 2000 through September 30, 2001.

Section 4. This agreement will take effect when executed certified copies are filed in the Office of the Clerk of the Sixteenth Judicial Circuit and in the Office of the Clerk of the City of Marathon, Florida.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the date set forth below.

(SEAL)
ATTEST: DANNY L. KOLHAGE, CLERK

By *Danny L. Kolhage*
Deputy Clerk
Date May 17 2000

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By *Shirley Freeman*
Mayor/Chairperson

ATTEST:

By *Danny L. Kolhage*
City Clerk
Date 5/9/00
jdconcom

CITY OF MARATHON, FLORIDA

By *[Signature]*
Marathon Mayor

NRQ
6/6/00

APPROVED AS TO FORM AND CONTENTS BY
[Signature]
ROBERT WOLFE
DATE 5-9-00