

Sponsored by: Puto

**CITY OF MARATHON, FLORIDA
RESOLUTION 2004-141**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MARATHON, FLORIDA, APPROVING THE ADDENDUM TO
AGREEMENT AMENDING THE CONTRACT PERIOD OF THE GRANT
CONTRACT WITH THE BOARD OF COUNTY COMMISSIONERS FOR
MONROE COUNTY ON BEHALF OF THE TOURIST DEVELOPMENT
COUNCIL**

WHEREAS, the City of Marathon, Florida (the "City") entered into that certain Interlocal Agreement for Grant in Aid Funds (the "Agreement") dated April 21, 2004 with the Board of County Commissioners for Monroe County (the "County") on behalf of the Tourist Development Council; and

WHEREAS, the Agreement awarded \$31,644 to the City for the Sombrero Beach Injection Well project; and

WHEREAS, the Agreement expired September 30, 2004 however the project was not completed until October 4, 2004; and

WHEREAS, the County requires the City to execute an Amendment to Agreement, extending the Agreement to September 30, 2005.

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


Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The Amendment to Agreement between the County and the City extending the Agreement, a copy of which is attached as Exhibit "A" together with such non-material changes as may be acceptable to the City Manager and approved as to form and legality by the City Attorney, is approved.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED by the City Council of the city of Marathon, Florida, this 9th day of November, 2004.

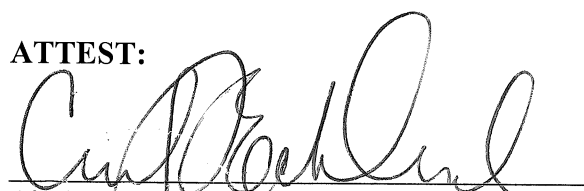
THE CITY OF MARATHON, FLORIDA



Jeffrey M. Pinkus, Mayor

AYES: Bartus, Bull, Mearns, Miller, Pinkus
NOES: None
ABSENT: None
ABSTAIN: None


ATTEST:



Cindy L. Ecklund
City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE
CITY OF MARATHON, FLORIDA ONLY:**



City Attorney

AMENDMENT TO AGREEMENT

NOV THIS ADDENDUM to agreement is made and entered into this 17th day of 2004, between the County of Monroe and The City of Marathon.

WHEREAS, there was a contract entered into on April 21, 2004, between the parties, awarding \$31,644 to The City of Marathon for the Sombrero Beach Injection Well project, and

WHEREAS, it has become necessary to extend the contract for an additional period to allow time for The City of Marathon to complete the project;

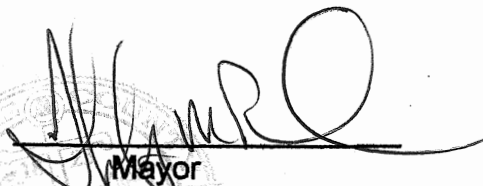
NOW, THEREFORE, in consideration of the mutual covenants contained herein the parties agree to the amended agreement as follows:

1. Contract period as outlined in Paragraph 1 be extended to December 31, 2004.
2. The project outlined in paragraph 2 of the Agreement shall be completed by December 31, 2004 and invoices submitted to the County Finance Department no later than September 30, 2005. The Grant in Aid funds must be expensed in the fiscal year ending September 30, 2005. No funds will be available for use for this project agreement after September 30, 2005.
3. The remaining provisions of the contract dated April 21, 2004, remain in full force and effect.

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

The City of Marathon

(SEAL)
ATTEST: CITY CLERK



Mayor



City Clerk

(SEAL)
ATTEST: DANNY L. KOLHAGE, CLERK

BOARD OF COUNTY
COMMISSIONERS OF
MONROE COUNTY, FLORIDA

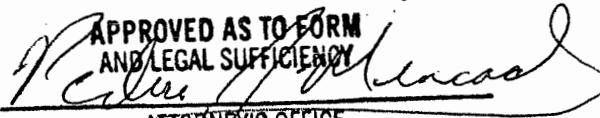


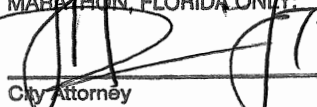
Deputy Clerk



Mayor/Chairman

APPROVED AS TO FORM AND
LEGALITY FOR THE USE AND
RELIANCE OF THE CITY OF
MARATHON, FLORIDA ONLY:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY 
ATTORNEY'S OFFICE
DATE 10/21/04



City Attorney