

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2007-126**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH CGI COMMUNICATIONS, INC. FOR THE PRODUCTION OF AN ONLINE VIDEO PROGRAM TO BE LINKED TO THE CITY'S WEBSITE; AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO FINALIZE THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, CGI Communications, Inc. ("CGI") has approached the City of Marathon (the "City") about producing an online video program to be linked to the City's website that will highlight various aspects of the City;

**WHEREAS**, the City wishes to have CGI provide such online video program and related services to the City;

**WHEREAS**, the City and CGI wish to enter into an Agreement setting forth the respective rights and obligations of CGI and the City with respect to such program.

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

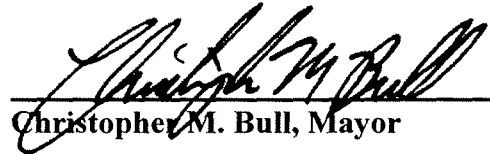
**Section 1.** The above recitals are true and correct and are incorporated herein

**Section 2.** The Council approves the Agreement between the City and CGI Communications, Inc., in substantially the form and substance attached hereto as Exhibit "A". The City Manager and the City Attorney are authorized to finalize the terms and conditions of the Agreement and the Mayor is authorized to execute the Agreement on behalf of the City.

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

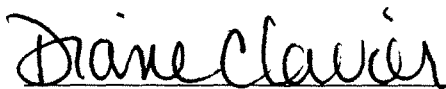
**PASSED AND APPROVED** by the City Council of the city of Marathon, Florida, this 28<sup>th</sup> day of August, 2007.

**THE CITY OF MARATHON, FLORIDA**

  
\_\_\_\_\_  
Christopher M. Bull, Mayor

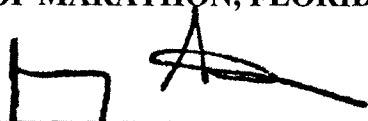
AYES:       Cinque, Tempest, Vasil, Worthington, Bull  
NOES:       None  
ABSENT:     None  
ABSTAIN:   None

**ATTEST:**

  
\_\_\_\_\_  
Diane Clavier  
City Clerk

(City Seal)

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

  
\_\_\_\_\_  
City Attorney

# Community Movie Showcase Agreement

CGI Communications, Inc.  
130 East Main Street, 8th Floor  
Rochester, NY 14604  
(800) 398-3029 phone  
(585) 427-0075 fax

Name: Chris Bull  
Title: Mayor  
Address: 10045-55 Overseas Highway  
City, State, Zip: Marathon, Florida 33050  
Phone: 305-731-3082  
Email: bullc@ci.marathon.fl.us  
Website: <http://www.ci.marathon.fl.us/>

This agreement is between CGI Communications, Inc. and the City of Marathon and shall remain in effect from the date it is signed by both parties until the third anniversary of the date that the completed and approved Community Movie Showcase is made available for viewing via a link on the <http://www.ci.marathon.fl.us/> website homepage for viewer access. The term of this agreement shall automatically renew unless either party gives 60 days written notice of termination or modification prior to expiration.

CGI Communications, Inc. and its e-LocalLink division shall provide a Community Movie Showcase as follows:

- Website Welcome video from your Mayor or other civic leader and an Education, Quality of Life, and Real Estate/Relocation video (approx. 1 minute in duration each)
- Up to 2 additional videos to showcase various aspects of your community and/or organization (providing a total of ten 1 minute community highlight videos)
- Script writing and video content consultation
- A videographer will come to your location to film videos
- All aspects of video production and editing, from raw footage to final video including professional voiceovers and background music
- Final draft of Community Movie Showcase content subject to your approval
- Patent-pending OneClick™ Technology and encoding of all videos into multiple streaming digital formats to play on all computer systems, browsers, and internet connection speeds; recognized player formats include WindowsMedia® and QuickTime®
- Store and stream all videos on CGI's dedicated server
- Business sponsors allowed on the perimeter of video panels subject to the approval of the City of Marathon, such approval not to be unreasonably withheld
- Duration of sponsor participation will be one year and e-LocalLink is solely responsible for annual sponsorship fulfillment including all related aspects of marketing, production, printing, and distribution
- Viewer access of the Community Movie Showcase from your website shall be facilitated by e-LocalLink providing HTML source code for graphic link to be prominently displayed on the <http://www.ci.marathon.fl.us/> website homepage as follows: "Coming Soon" graphic link designed to coordinate with existing website color theme to be provided within 10 business days of execution of this agreement; "Click Here to View Our Community Movie Showcase" graphic link to be provided to replace the "Coming Soon" link upon completion and approval of videos
- e-LocalLink will own copyrights of the master Community Movie Showcase
- The City of Marathon will assume no cost or liability for this project

Program Add-On if signed and received by 8 / 31 / 07:

- Encoding, hosting, and streaming of additional 5 minutes of video per month. Finished video content will be provided to CGI by the City of Marathon, FL

The City of Marathon, FL shall provide the following:

- A letter of introduction for the program on your organization's letterhead
- Assist with the content and script for the Community Movie Showcase
- Agrees to give e-LocalLink the right to use organization's name in connection with the preparation, production, and marketing of the program set forth herein only
- Agrees to display the "Coming Soon" graphic link to be no less than 150 by 400 pixels prominently on the <http://www.ci.marathon.fl.us/> website homepage within 10 business days of receipt of HTML source code
- Agrees to display the "View Our Community Movie Showcase" link to be no less than 150 by 400 pixels prominently on the <http://www.ci.marathon.fl.us/> website homepage for the term of this agreement
- Provides e-LocalLink exclusive streaming video rights for the program described herein only

We, the undersigned, understand the above information and have full authority to sign this agreement.

The City of Marathon, FL

Signature:

Name (printed): Christopher M. Bull

Title:

Date: September 11, 2007

CGI Communications, Inc.

Signature:

Name (printed): Nicole Rongo

Title: Marketing Manager

Date: August 16, 2007