

**CITY OF MARATHON, FLORIDA
RESOLUTION 2007-55**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING AMENDMENT NO. 1 TO DEPARTMENT OF ENVIRONMENTAL PROTECTION COASTAL ZONE MANAGEMENT CONTRACT CZ719 AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AMENDMENT NO .1 TO REVISE THE COMPLETION DATE OF THE CONTRACT.

WHEREAS, The City of Marathon (the “City”) was awarded a Department of Environmental Protection (“DEP”) Coastal Zone Management Program grant in the amount of \$50,000; and

WHEREAS, the City and DEP entered into a contract governing the terms and conditions of the Grant (the “Contract”) including a completion date of September 30, 2007; and

WHEREAS, the City requested a revision of the completion to December 31, 2007 due to construction restrictions related to turtle nesting season; and

WHEREAS, the DEP Coastal Zone Management Program granted a revision of the completion date to December 31, 2007; and

WHEREAS, Amendment No. 1 to the Contract extends the deadline as agreed between the City and DEP to December 31, 2007.

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

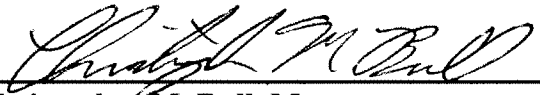
Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The City Council hereby approves Amendment No. 1, attached as Exhibit A.

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 10th day of April 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

DEP AGREEMENT NO. CZ719
AMENDMENT NO. 1

RECEIVED
MAY 29 2007

BY: AD

THE DEP AGREEMENT No. CZ719 entered into on the 20th day of July, 2006, between the STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (hereinafter referred to as the "Department") and the CITY OF MARATHON (hereinafter referred to as "Grantee") is hereby amended.

WHEREAS, the Grantee determines that it is necessary to extend the project period ending date to December 31, 2007; and

WHEREAS, the Department, acting as the Florida Coastal Management Program, agrees with the Grantee that the amendment is needed.

NOW, THEREFORE, DEP Agreement No. CZ719 is hereby amended as follows:

1. Section (2) of the Agreement is revised to change the ending date of the Agreement from September 30, 2007, to December 31, 2007.

In all other respects, DEP Agreement No. CZ719 and attachments relative thereto, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed the day and year last written below.

CITY OF MARATHON

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

By: Michael H. Puto
Michael H. Puto, City Manager

By: Sally B. Mann
Sally B. Mann, Director
Intergovernmental Programs

Date: 4/16/07

Date: 4/20/07

Arneena Allen
DEP Grants Manager

APPROVED as to form and legality:
Kelly S. C.
DEP Attorney