

**CITY OF MARATHON, FLORIDA
RESOLUTION 2008-187**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA RATIFYING THE MAYOR'S REQUEST THAT THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") MOVE EXISTING SECTION 117 FEDERAL EARMARK FUNDS TO FY2010 IN CONNECTION WITH THE DEMOLITION OF BOOT KEY BRIDGE, AND REPRESENTING TO FDOT THAT THE CITY INTENDS TO ENTER INTO A JOINT PARTICIPATION AGREEMENT WITH FDOT FOR SUCH PROJECT, INCLUDING THE APPROPRIATION BY THE CITY COUNCIL OF \$400,000 MATCHING FUNDS FOR THE PROJECT; DIRECTING THE CITY MANAGER TO NEGOTIATE A JOINT PARTICIPATION AGREEMENT WITH FDOT; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Florida Department of Transportation ("FDOT") had directed the City of Marathon (the "City") to close the Boot Key Bridge (the "Bridge") because of the dangers posed by the decaying structure of the Bridge; and

WHEREAS, the City Council has decided that it is in the best interest of the residents of the City to remove the Bridge and not rebuild it; and

WHEREAS, the City has certain funds held by FDOT which had been earmarked for design and planning in connection with a reconstruction or replacement of the Bridge, and FDOT requested that the City must notify FDOT today that these funds should be reprogrammed for use in the demolition of the Bridge and that the City would be prepared to provide \$400,000 in matching funds pursuant to a Joint Participation Agreement with FDOT; and

WHEREAS, Mayor Mike Cinque sent correspondence to FDOT today regarding the reprogramming and commitment to provide the funding; and

WHEREAS, the City Council wishes to ratify the actions of Mayor Cinque and formally declare their support for such a project;

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

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

Section 2. The City Council hereby ratifies the written request made by Mayor Mike Cinque to the Florida Department of Transportation to move existing Section 117 Federal

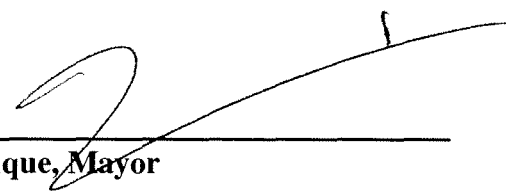
earmarked funds for Boot Key Bridge to FY2010 for purposes of demolition of the Boot Key Bridge, and further declares its intention to provide \$400,000 in matching funding to FDOT for purposes of the project in connection with a Joint Participation Agreement with FDOT.

Section 3. The City Council hereby directs the City Manager to negotiate a Joint Participation Agreement with FDOT for purposes of the demolition of the Bridge, and to bring back to City Council all appropriate resolutions in order to appropriate the matching \$400,000 funding.

Section 4. 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 December, 2008.


THE CITY OF MARATHON, FLORIDA



Mike Cinque, Mayor

AYES: Vasil, Snead, Ramsay, Worthington, Cinque
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