

Sponsored by: Lindsey

**CITY OF MARATHON, FLORIDA
RESOLUTION 2018-13**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING AN AMENDMENT TO THE RESIDENTIAL LEASE BETWEEN THE CITY AND MSCO OFFICER TO EXTEND THE TERM OF THE CONTRACT BY ONE YEAR; AUTHORIZING THE CITY MANAGER TO EXECUTE THE EXTENSION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on March 1, 2017, the City of Marathon (the "City") and MSCO Officer ("Tenants") entered into residential lease agreement to lease certain City owned property to Tenant ("the Residential Lease"); and

WHEREAS, Pursuant to Section 1.4 of the Residential Lease, the term of the lease may be renewed by the Landlord for an additional period of (1) year; and

WHEREAS, Landlord and Tenants desire to extend the term for one Renewal Term (the "First Amendment").

WHEREAS, the parties wish to document the renewal in the First Amendment to Residential Lease attached hereto as Exhibit "A".

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. An amendment to the Residential Lease between the City and Tenant, attached hereto 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 hereby approved. The City Manager is authorized to sign the amendment 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 13th DAY OF FEBRUARY, 2018.

THE CITY OF MARATHON, FLORIDA



Michelle Coldiron, Mayor

AYES: Bartus, Cook, Senmartin, Zieg, Coldiron
NOES: None
ABSENT: None
ABSTAIN: None

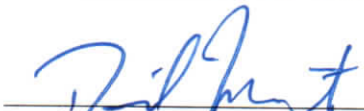
ATTEST:



Diane Clavier, City Clerk

(City Seal)

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



David Migut, City Attorney

FIRST AMENDMENT TO RESIDENTIAL LEASE

THIS FIRST AMENDMENT TO RESIDENTIAL LEASE (the "Lease") made and entered into this 23 day of February, 2018, by and between the CITY OF MARATHON, a Florida municipal corporation (the "Landlord" or the "City") and OFFICER BILL DANIELS, a Monroe County Sheriff's Officer, and AMBER PRIEST, an individual (the "Tenants").

RECITALS:

1. On February 10, 2017, the City entered into a Residential Lease agreement ("Residential Lease") with Tenant to lease certain City-owned property, which commenced March 1, 2017, as described more fully in Exhibit "B" to the Residential Lease.
2. Pursuant to Section 1.4 of the Residential Lease, the term of the lease may be renewed by the Landlord for one (1) additional period of (1) year a "Renewal Term").
3. Landlord desires to amend the Residential Lease to extend the term for one Renewal Term (the "First Amendment").
4. NOW, THEREFORE, in consideration of the promises and the mutual covenants contained in this First Amendment, the parties hereby agree as follows:

Section 1. Amendment to Section 1.2 of the Residential Lease. The parties hereby amend Section 1.2 of the Residential Lease to read as follows:

1.2 The term (the "Term") of this Lease shall be twelve (12) months commencing on March 1, 2018 (the "Commencement Date") and expiring on March 1, 2019 (the "Expiration Date"), unless sooner terminated in accordance with this Lease.

EXCEPT AS PROVIDED HEREIN, all other terms and conditions of the Residential Lease dated February 10, 2017 remain in force and effect.

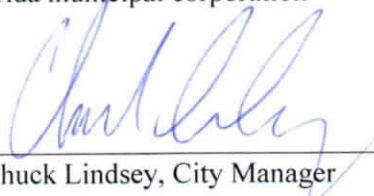
DATED this 23 day of February, 2018.

[Signatures on Following Page]

IN WITNESS WHEREOF, the parties hereto have made and executed this Lease on the respective dates under each signature,

LANDLORD:

CITY OF MARATHON,
a Florida municipal corporation

By: 
Chuck Lindsey, City Manager

Date: 2/23/18

TENANT:



Officer Bill Daniels

Date: 2/23/18




Amber Priest Daniels

Date: 2/23/18

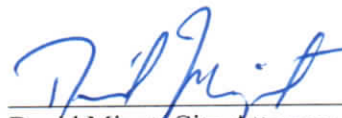
Attest:


Diane Clavier, City Clerk

Witnesses as to Tenant:


Print Name: Ann Hogan

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
THE CITY OF MARATHON ONLY:


David Migut, City Attorney