

**CITY OF MARATHON, FLORIDA
RESOLUTION 2017-72**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING A SIXTH AMENDMENT TO THE CONTRACT BETWEEN THE CITY AND GONZALEZ BROTHERS LANDSCAPING, INC. FOR LANDSCAPING AND FACILITIES MAINTENANCE SERVICES IN AN AMOUNT OF \$482,000.00, TO EXTEND SAME FOR A ONE YEAR PERIOD; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, in 2007 the City of Marathon, Florida (the “City”) and Gonzalez Landscaping, Inc. (“Gonzalez”) entered into a contract for landscaping and facilities maintenance at all of the City’s parks and beaches (the “Contract”); and

WHEREAS, in 2009 the Contract was modified and extended by the City, and in 2011 the Contract was extended until September 30, 2013; and

WHEREAS, in 2013 and 2015 the Contract was modified and extended by the City until September 30, 2017; and

WHEREAS, the City and Gonzalez desire to extend the Contract, as reflected in the Sixth Amendment to the Contract as set forth herein.

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 Sixth Amendment between the City and Gonzalez, a copy of which is attached hereto as “Exhibit A”, is hereby approved. The City Manager is authorized to execute the Amendment and expend budgeted funds 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 26th DAY OF SEPTEMBER, 2017.

THE CITY OF MARATHON, FLORIDA


Dr. Daniel Zieg, Mayor

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

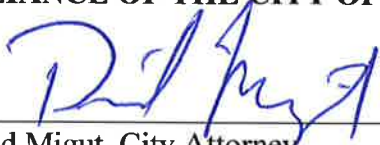
ATTEST:



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

**SIXTH AMENDMENT TO CONTRACT
FOR
LANDSCAPE AND FACILITIES MAINTENANCE SERVICES**

This Sixth Amendment to the Contract for Landscape and Facilities Maintenance Services (the "Sixth Amendment") made and entered into this 12th day of September, 2017 between the City of Marathon, Florida, a municipal corporation organized and existing under the laws of the State of Florida, with its address at 9805 Overseas Highway, Marathon, Florida, 33050 (hereinafter referred to as "City") and Gonzalez Landscaping Brothers, Inc., a Florida corporation, with its address at P.O. Box 501740, Marathon, Florida 33050 (hereinafter referred to as "Contractor").

WITNESSETH:

WHEREAS, on August 14, 2007, the City and Contractor entered into a Contract for Landscape and Facilities Maintenance Services (the "Contract"); and

WHEREAS, the City and Contractor desire to further amend the Contract to extend the term as set forth in contract herein.

NOW THEREFORE, in consideration of the mutual promises and covenants set forth in this Sixth Amendment and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby amend the Agreement to read as follows:

Section 1. Amendment to Section 2.3 of the Contract

2.3 TERM:

This Contract shall continue through September 30, ~~2017~~ 2018.

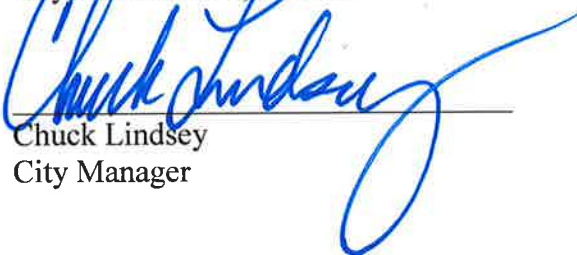
IN WITNESS WHEREOF, City and Contractor have set their hands and seals, as of the day and year first above written.

Attest:



Diane Clavier
City Clerk

City Of Marathon, Florida



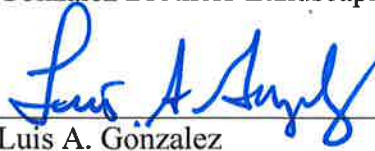
Chuck Lindsey
City Manager

Approved As To Form And Legality For The Use
And Reliance Of The City Of Marathon, Florida Only:



David Migut, City Attorney

Gonzalez Brothers Landscaping, Inc.



Luis A. Gonzalez
President