

CITY OF MARATHON, FLORIDA  
RESOLUTION 2013-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING AMENDMENT 1 TO GRANT AWARD AGREEMENT BETWEEN THE CITY AND MONROE COUNTY TOURIST DEVELOPMENT COUNCIL FOR CONSTRUCTING THE EXTENSION OF THE EXISTING KAYAK DOCKS, ADJACENT TIKI HUTS AND BOARDWALK AT OCEAN FRONT PARK EXTENDING THE COMPLETION TO DECEMBER 31, 2013; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT ON BEHALF OF THE CITY; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY FUTURE AMENDMENTS AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on April 24, 2012, Council approved the submission of a Tourist Development Council grant application for reimbursement of costs incurred in constructing the extension of the existing kayak docks, adjacent tiki huts and boardwalk at Ocean Front Park (total cost of \$75,000.00 and

WHEREAS, the Monroe County Tourist Development Council entered into an agreement with the City for \$37,500 in grant reimbursement funding on October 17, 2012; with a project completion date of September 30, 2013 and;

WHEREAS, the City requires an amendment to the project completion date to December 31, 2013 due to permitting issues and;

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

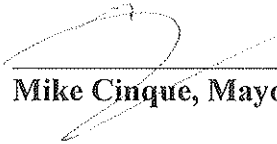
**Section 1.** The above recitals are true and correct and incorporated herein.

**Section 2.** The Amendment 1 between the City and Monroe County attached hereto as Exhibit "A," is hereby approved. The City Manager is authorized to execute any future amendments to the Grant Award Agreement 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 12<sup>th</sup> DAY OF MARCH, 2013.

THE CITY OF MARATHON, FLORIDA



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Mike Cinque, Mayor

AYES: Bull, Keating, Ramsay, Snead, Cinque  
NOES: None  
ABSENT: None  
ABSTAIN: None

**ATTEST:**

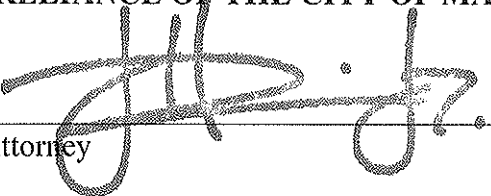


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Diane Clavier, City Clerk

(City Seal)

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



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City Attorney

**AMENDMENT (OR AMENDMENT TO AMENDMENT)**

THIS AMENDMENT to agreement dated the 10<sup>th</sup> day of April, 2013, is entered into by and between the Board of County Commissioners for Monroe County, on behalf of the Tourist Development Council, and the City of Marathon a Government organization organized and operating under the laws of the state of Florida (Grantor).

WHEREAS, there was an agreement entered into on October 17, 2012 between the parties, awarding \$67,500 to the City of Marathon for the Observation Boardwalk and Tiki Hut project at the south end of Marathon Government Park; and

WHEREAS, it has become necessary to request an extension to the termination date of the agreement, to accommodate a protracted permitting timeline, which may prevent the City's contractor from completing the project by the original completion date of September 30, 2013; and

NOW, THEREFORE, in consideration of the mutual covenants contained herein the parties agree to the amended agreement as follows:

1. Termination date and all references to submission of invoices shall be extended to December 31, 2013.
2. The remaining provisions of the agreement dated October 17, 2012 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have set their hands and seal on the day and year first above written.

(SEAL)  
 Attest: Amy Maslin, Clerk  
Carolee Starnock  
 Deputy Clerk

Board of County Commissioners  
 of Monroe County  
George L. Neuzert  
 Mayor/Chairman

(CORPORATE SEAL)  
 Attest:  
 By: Diane Clavier  
 City of Marathon Clerk  
Diane Clavier  
 Print Name

City of Marathon  
 By: Mike Cingue  
 Mayor  
Mike Cingue  
 Print Name

Date: 3-13-13

Date: 3-13-13

**ON TWO WITNESSES**

(1) \_\_\_\_\_

(2) \_\_\_\_\_

(1) \_\_\_\_\_  
Print Name

(2) \_\_\_\_\_  
Print Name

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Attachment #1  
 City of Marathon - Boardwalk and Tiki Hut/Queen Front Park  
 ID# 1088

MONROE COUNTY ATTORNEY  
 APPROVED AS TO FORM:  
Cynthia L. Hall  
 CYNTHIA L. HALL  
 ASSISTANT COUNTY ATTORNEY  
 Date 3-1-2013

FILED FOR RECORD  
 2013 APR 23 PM 1:29  
 CLERK, MONROE COUNTY, FLORIDA