

CITY OF MARATHON, FLORIDA
RESOLUTION 2013-30

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING A ONE YEAR EXTENSION OF THE INTER-LOCAL AGREEMENT BETWEEN THE CITY OF MARATHON AND MONROE COUNTY FOR FUNDING OF FERRY SERVICE TO PIGEON KEY; AUTHORIZING THE CITY MANAGER TO EXECUTE THE INTER-LOCAL AGREEMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Florida Department of Transportation (FDOT) has jurisdiction over and maintains the Old Seven-Mile Bridge from the City of Marathon to Pigeon Key in Monroe County; and

WHEREAS, FDOT has deemed the bridge structurally unsafe for vehicular traffic and has closed it, and access to Pigeon Key is restricted to water-based methods of transportation; and

WHEREAS, Pigeon Key is presently occupied by the Pigeon Key Foundation, a non-profit organization devoted to marine education and historic interpretation of the Florida Keys' heritage; and

WHEREAS, in order to maintain traffic between the City of Marathon and Pigeon Key to permit Pigeon Key Foundation to continue its educational and historic functions, FDOT has agreed to provide partial funding for one more year of temporary ferry service with local agency participation; and

WHEREAS, residents of and visitors to the City of Marathon visit Pigeon Key, and the City benefits from having this attraction in close proximity to the City; and

WHEREAS, the City of Marathon will reimburse the County for 7.5% for one year of the cost of the contractor invoiced base (routine) ferry service or \$18,750, whichever is less.

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 Inter-local Agreement ("ILA") between the City, and Monroe County, a copy of which is 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 extended for one year. The City Manager is authorized to sign the ILA 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 9th DAY OF APRIL, 2013.

THE CITY OF MARATHON, FLORIDA



Mayor Mike Cinque

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

ATTEST:



Diane Clavier, City Clerk

(City Seal)

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



City Attorney

AMENDMENT 1
TO THE INTERLOCAL AGREEMENT
BETWEEN CITY OF MARATHON AND MONROE COUNTY BOCC

THIS AMENDMENT 1 to the INTERLOCAL AGREEMENT (ILA) is entered into this 15th day of May, 2013 between Monroe County, a political subdivision of the State of Florida (hereafter, the COUNTY) and the City of Marathon, a municipal corporation organized and existing under the laws of the State of Florida (hereafter, the CITY)

WHEREAS, on the 16th day of May, 2012 the parties executed an ILA outlining reimbursement for the ferry service to Pigeon Key at a rate of 7.5% of the cost of the base service or \$18,750, whichever is less, for one year; and

WHEREAS, the Florida Department of Transportation (FDOT), the COUNTY and the Pigeon Key Foundation have obligated partial funds for one more year of ferry service; and

WHEREAS, the COUNTY and the CITY find the extension of another year of funding for the ferry service reasonable:

NOW THEREFORE, in consideration of the mutual promises contained herein, the COUNTY and the CITY agree to amend the ILA as follows:

1. Monroe County shall execute a contract with the ferry service provider to provide temporary ferry service to Pigeon Key from the City of Marathon for the period from July 1, 2013 until June 30, 2014.
2. The City of Marathon will reimburse Monroe County 7.5% of the base ferry service (no special events or overhead costs or charges) up to \$18,750, whichever is less, for the additional annual term beginning July 1, 2013

All other terms and condition of the ILA are in effect and remain unchanged

BOARD OF COUNTY COMMISSIONERS OF
MONROE COUNTY, FLORIDA

BY: George R. Mungert
Mayor/ Chairman

(SEAL)

Attest: AMY HEAVILIN, CLERK

BY: Jamie Hancock
Deputy Clerk

DATE: May 15, 2013

CITY OF MARATHON:

BY: [Signature]
TITLE: City Manager

(SEAL)

ATTEST: Diane Clavon

DATE: April 25, 2013

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

Christine M. Limbert-Barrows
CHRISTINE M. LIMBERT-BARROWS
ASSISTANT COUNTY ATTORNEY

Date 4/25/13