

Sponsored by: Lindsey

**CITY OF MARATHON, FLORIDA
RESOLUTION 2020-20**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING THE FOURTH AMENDMENT TO EXTEND GRANT AGREEMENT NOS. 1659 BETWEEN THE CITY AND THE MONROE COUNTY TOURIST DEVELOPMENT COUNCIL FOR THE COCO PLUM SHORELINE RESTORATION PROJECT, AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Monroe County Tourist Development Council awarded the grant to the City of Marathon during the FY2016 and FY2017 Capital Funding; and

WHEREAS, due to the impacts of Hurricane Irma, and permitting process City staff requested another time extension for the completion of the Projects to June 31,2020; and

WHEREAS, the District III of the Tourist Development Council approved the extension at their February 26, 2020, Advisory Council meeting.

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

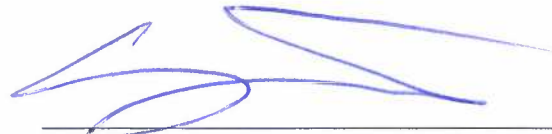
Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The Amendment between the City and Monroe County attached hereto as Exhibit "A," is hereby approved. The City Manager is authorized to execute the amendment 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 10th DAY OF MARCH, 2020.

THE CITY OF MARATHON, FLORIDA



Steve Cook, Mayor

AYES: Bartus, Gonzalez, Senmartin, Zieg, Cook
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

AMENDMENT (4th AMENDMENT) TO AGREEMENT

THIS AMENDMENT to Agreement dated this 19th day of August 2020, is entered into by and between the Board of County Commissioners for Monroe County, on behalf of the Tourist Development Council, and **The City Marathon** a Government agency organized and operating under the laws of the state of Florida (Grantee).

WHEREAS, there was an Agreement entered into on March 23, 2016 between the parties, awarding \$125,000 to Grantee for the **Coco Plum Shoreline Restoration Project ("Agreement")**; and

WHEREAS, there was an Amendment to Agreement on June 21, 2017 to revise the termination date of the Agreement to March 31, 2018 to allow for completion of the project; and

WHEREAS, there was an Amendment to Agreement on June 18, 2018 to revise the termination date of the Agreement to December 31, 2018 due to delays relating to hurricane Irma; and

WHEREAS, there was an Amendment to Agreement on April 17, 2019 to revise the termination date of the Agreement to December 31, 2019 due to further delays resulting from hurricane Irma; and

WHEREAS, it has become necessary to revise the termination date of the Agreement to December 31, 2020 due to permitting delays and delays resulting from the coronavirus state of emergency, and

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

1. Paragraph 1 of the agreement shall be revised to read as follows: This Agreement is for the period of **March 23, 2016 to December 31, 2020**. This Agreement shall remain in effect for the stated period unless one party gives to the other written notification of termination pursuant to and in compliance with paragraphs 7, 12 or 13 of the original Agreement dated March 23, 2016.
2. Any references to termination date and submission of invoices shall be revised to read December 31, 2020.
3. The remaining provisions of the agreement dated March 23, 2016 shall remain in full force and effect.

REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK



WITNESS WHEREOF, the parties have set their hands and seal on the day and year first

Madok, Clerk

Jamie Starnock
As Deputy Clerk

Board of County Commissioners
of Monroe County

[Signature]
Mayor/Chairman

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:
Christine Limbert-Barrows
CHRISTINE LIMBERT-BARROWS
ASSISTANT COUNTY ATTORNEY
DATE: 7/22/20

The City of Marathon

Attest:

By *Diane Clavier*
City Clerk
Diane Clavier

Print Name
Date: July 20, 2020

By *[Signature]*
Mayor
Steve Cook

Print Name
Date: July 20, 2020

MONROE COUNTY
2020 AUG 27 AM 10:05
FOR RECORD