



COUNCIL AGENDA STATEMENT

Meeting Date: April 12, 2022
To: Honorable Mayor and City Councilmembers
From: Steven T. Williams, City Attorney
Copy: George Garrett, City Manager

Agenda Item: Resolution 2022-34, Approving the First Amendment to the Employment Agreement Between Steven T. Williams and the City of Marathon, Florida for City Attorney Services; Authorizing the Mayor to Execute the Agreement on Behalf of the City; and Providing for an Effective Date.

BACKGROUND & JUSTIFICATION:

The Employment Agreement between the City of Marathon and the City Attorney was entered into in September 2020. Since that time, there have been no changes to the agreement. However, due to the high quality of the services provided by Mr. Williams, it has come time to adjust the compensation. The proposed First Amendment raises the amount of compensation commensurate with the duration of Mr. Williams' time with the City of Marathon as well as the overall performance of the City Attorney's duties during said time.

CONSISTENCY CHECKLIST:

Table with 3 rows and 2 columns (Yes, No). Row 1: Comprehensive Plan. Row 2: Other. Row 3: Not applicable.

FISCAL NOTE:

Approved by Finance Department

RECOMMENDATION:

Due to the fact that this is an agreement between the City Attorney and the City, the City Attorney makes no recommendation to avoid a conflict of interest.

Sponsored By: Council

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2022-34**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING THE FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN STEVEN T. WILLIAMS AND THE CITY OF MARATHON, FLORIDA FOR CITY ATTORNEY SERVICES; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Attorney has served in his position since September 21, 2020; and

**WHEREAS**, the parties wish to amend the 2020 Agreement.

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

**SECTION 1.** The above recitals are true, correct, and incorporated herein by this reference.

**SECTION 2.** The First Amendment to the Employment Agreement between Steven T. Williams and the City of Marathon, Florida, attached hereto as Exhibit "A", is approved. The Mayor is authorized to execute the Agreement 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 APRIL, 2022.**

**THE CITY OF MARATHON, FLORIDA**

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**John Bartus, Mayor**

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

**ATTEST:**

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Diane Clavier, City Clerk  
(City Seal)

FIRST AMENDMENT TO EMPLOYMENT AGREEMENT

This First Amendment to the Employment Agreement entered into on September 8, 2020 (the “2020 Agreement”), by and between the City of Marathon, Florida, a Florida municipal corporation (the “City”) and Steven T. Williams (the “City Attorney”) is entered into this \_\_\_ day of April, 2022.

WHEREAS, the City Attorney has served in his position since September 21, 2020; and

WHEREAS, the parties wish to amend the 2020 Agreement.

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

1. Section 3 of the 2020 Agreement is amended to read as follows:

**SECTION 3. COMPENSATION**

The City agrees to pay the City Attorney for his services rendered an annual base salary of ~~\$158,067.00~~ \$199,164.42 payable in equal biweekly installments. In addition to any performance-based increases, as specified in Section 17 of this Agreement, beginning in calendar year 2021, any cost-of-living increases will be provided at the same time to the City Attorney consistent with those provided to other City employees generally.

2. In all other respects, the 2020 Agreement shall remain in full force and effect.

**THE CITY OF MARATHON, FLORIDA**

\_\_\_\_\_  
John Bartus, Mayor

**ATTEST:**

\_\_\_\_\_  
Diane Clavier, City Clerk

**STEVEN T. WILLIAMS**

Witnesses:

By: \_\_\_\_\_

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