

Sponsored by: Puto

**CITY OF MARATHON, FLORIDA
RESOLUTION 2005-091**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MARATHON, FLORIDA, REQUESTING THE FLORIDA KEYS
AQUEDUCT AUTHORITY RELINQUISH AUTHORITY AND CONTROL
OVER WASTEWATER UTILITY FUNCTIONS WITHIN THE CITY'S
CORPORATE LIMITS**

WHEREAS, the Florida Keys Aqueduct Authority (the "FKAA") has exclusive authority to provide wastewater utility services within unincorporated Monroe County pursuant to a Special Act of the Florida Legislature (the "Special Act"); and

WHEREAS, the Special Act was enacted prior to the City's incorporation; and

WHEREAS, on April 12, 2005 the City Council of the City of Marathon (the "City") voted to assume the wastewater utility functions and responsibilities currently being performed by the FKAA within the City's corporate limits; and

WHEREAS, representatives of the FKAA have indicated a willingness to relinquish its authority over the functions and responsibilities as the wastewater utility within the City's corporate limits.

**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 City of Marathon requests the FKAA Board formally vote to relinquish the wastewater utility functions and responsibilities currently being performed by the FKAA within the City's corporate limits. The City further requests that the FKAA Board direct its staff to work with City staff to enter into an interlocal agreement to govern the transition of authority from the FKAA to 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 28th day

of June, 2005

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

AYES: Mearns, Miller, Pinkus, Bartus
NOES: None
ABSENT: Bull
ABSTAIN: None

ATTEST: 

Cindy L. Ecklund
City Clerk

(City Seal)

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



CITY ATTORNEY