



**City of Marathon City Council Agenda**  
**City Council Chambers, 9805 Overseas Hwy., Marathon**  
**Tuesday, April 24, 2018 5:30 P.M.**

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Approval of agenda and consent agenda** [Approval of Consent Agenda passes all routine items indicated by asterisk (\*). Consent Agenda items are not considered separately unless a council member so requests. In the event of such a request, the item is returned to the Regular Agenda.]
5. **City Council Items**
  - \*A. Approval of [Minutes](#)
  - B. Marathon Airport Update, Airport Manager TJ Henderson (Councilmember Zieg)
  - C. Special Request for Use of the Council Chambers (Councilmember Zieg)
6. **City Manager Report**
  - A. Code Compliance [Report](#)
  - B. Public Works [Report](#)
  - C. Wastewater Utility [Report](#)
  - D. Community [Announcements](#)
7. **Citizens' comments on agenda items not scheduled for public hearing and items other than those appearing on the agenda** [Those who have signed in will be given the first opportunity to speak. Time is limited to 2 minutes per speaker and 30 minutes total time for this agenda item.]  
**TIME CERTAIN TO 6:30 PM OR AS SOON AS POSSIBLE THEREAFTER OR AFTER THE LAST AGENDA ITEM; WHATEVER COMES FIRST**
8. **Quasi-Judicial Public Hearings:** Please be advised that the following items on the agenda are quasi-judicial in nature. If you wish to comment upon these items, please inform the Clerk by filling out the available sign-up form. An opportunity for persons to speak on the items will be made available after the applicant and staff has made their presentations on the items. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will not be considered. The general public will not be permitted to cross-examine witnesses, but the public may request the Council to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. (Councilmember's to communicate ex parte communication.)

A. Consideration Of A Request By IMBY Inc. For A [Conditional Use Permit](#) And A Development Agreement, Pursuant To Chapter 102, Articles 8 And 13 Of The City Of Marathon Land Development Regulations (“The Code”) Entitled “Development Agreement” And “Conditional Use Permits” Respectively, Authorizing The Development Of Eleven (11) Affordable Units On Property Located At 7931 Overseas Highway, Which Is Legally Described As Lots 29 & 30, Atlantic Shores Subdivision, Key Vaca, Monroe County, Florida, Having Real Estate Number 00347290-000000. Nearest Mile Marker 51.5.

## 9. Ordinances for First Public Hearing

A. **Ordinance [2018-03](#)**, Amending Chapter 3, Article III Of The City Code By Reserving Sections 3-45 Through 3-49 For Future Use; Creating Chapter 3, Article IV Of The City Code Entitled Building Permit Fee Grant Program; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; And Providing For An Effective Date.

## 10. Resolutions for Adoption

\*A. **Resolution [2018-36](#)**, Approving a Second Amendment to the Emergency Professional Services Agreement with Early Alert, Inc. For Disaster Response Services in the Amount Not to Exceed \$743,000.00 and Extending the Term of the Agreement to and Through May 31, 2018; Appropriating Funds; and Providing for an Effective Date

\*B. **Resolution [2018-37](#)**, Approving Amendment 1 To Agreement No. MV245 With The Department Of Environmental Protection Clean Vessel Act Grant Program And Authorizing A New Project Completion Date And An Increase Of \$90,798.50 In Grant Funding For Pumpout Equipment, Operations, Maintenance, Repairs And Educational Materials; Authorizing The City Manager To Execute The Agreement And Approve A Twenty Five Percent Match Funding Of \$41,753.78; Providing For Conflicts; Severability; And An Effective Date.

\*C. **Resolution [2018-38](#)**, Supporting The Monroe County Board Of County Commissioner’s Proposal To Create A Special Taxing District To Support The Infrastructure Investment Of Constructing And Operating A New Hospital In Marathon.

\*D. **Resolution [2018-39](#)**, Approving An Extension For One Year To The City’s Agreement With The Firm Of M. T. Causley To Provide Building Inspection Services In An Amount Not To Exceed \$200,000; Providing Approval To Pay Invoices In Arrears Less; Providing For An Annual Review For Purposes Of Considering Additional Extensions To The Agreement, And Providing For An Effective Date

\*E. **Resolution [2018-40](#)**, Approving A Sub-Grant Agreement Between The City And The Florida Division Of Emergency Management (DEM) For A Federally Funded Sub-Award And Grant Agreement In The Amount Of \$441,859; Authorizing And Delegating Authority To The City Manager To Execute The Agreement On Behalf Of The City And Approve Future Grant Agreements With The Dem And Providing For An Effective Date

**\*F. Resolution [2018-41](#)**, Accepting the Ranking and Recommendation of the City's Evaluation Team of the Code Enforcement Special Magistrate RFQ; Authorizing The City Manager And City Attorney To Negotiate A Contract With The Top Respondent, James (Jack) Bridges and a Contract for an Alternate Special Magistrate with the Second Ranked Respondent, Anna Hubicki; And providing for an Effective Date

- 11. Citizens' comments** [2 minutes per individual - Each individual has one opportunity to speak.]
- 12. Council comments**
- 13. Adjournment**

The public hearings will commence at 5:30 p.m., or as soon thereafter as business permits, in the City Hall Council Chambers, 9805 Overseas Highway, Marathon, FL. All interested persons are invited to attend the meeting and participate in the discussion; or, written comments may be sent to the City of Marathon, c/o City Clerk, 9805 Overseas Hwy, Marathon, FL 33050. Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the City Council with respect to any matter considered at such hearing or meeting, one will need a record of the proceedings and for such purpose that person may need to ensure that a verbatim record of the proceedings is made; such record includes the testimony and evidence upon which the appeal is to be based. ADA Assistance: Anyone needing special assistance at the City Council hearing due to disability should contact the City of Marathon City Attorney at (305) 289-4130 at least five days prior thereto. Please contact the City Clerk at [clavierd@ci.marathon.fl.us](mailto:clavierd@ci.marathon.fl.us) if you would like to receive any of the items on the agenda by email.