City of Marathon City Council Agenda
9805 Overseas Hwy., Marathon, FL
Tuesday, September 8, 2026 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……1
B. Patriot Day Proclamation……12
C. Diaper Need Awareness Week Proclamation (Councilmember Still)..13
D. National Scenic Byway Day Proclamation……14
E. Approval to Sell Alcohol at the September 27th After the Bell Community Picnic; a Back to School Break Event at Oceanfront Park
F. Parade for witches in the Hammock on October 17th Discussion (Councilmember Still)

6. City Manager Report

* **A.** MCSO Marathon Substation Report……15
* **B.** Grants Report……25
* **C.** Public Works Report……29
* **D.** Park and Recreation Report……...31
* **E.** Engineering Report……32
* **F.** Marina Report……35
* **G.** Code Report……38
* **H.** Wastewater Utilities Report……39
* **I.** Building Report……...43
* **J.** Marathon Fire Rescue Report……44
* **K.** Florida Commerce ACSC Administration Permit Contact Line (Informational)..46
L. Harbor Boat Ramp Parking Discussion

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.] **TIME CERTAIN TO 6:30 PM OR AS SOON AS POSSIBLE THEREAFTER OR AT THE CONCLUSION OF ALL COUNCIL BUSINESS; WHICHEVER OCCURS 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. **Resolution 2026-76,** Approving Subject To Conditions, A Request By Kerry Myers And Patrick Donald To Abandon The Public Right Of Way Located Between 11189 5th Ave Ocean, Described As Lot 27 And S1/2 Adj Unnumbered Parcel Little Venice PB3-7 Key Vacca Having Real Estate Number 00344370-000000 And 11188 5th Ave Ocean Described As Little Venice PB3-7 Key Vacca Lot 22 & N 1/2 Adj Unnumbered Parcel, Having Real Estate Number 00344320-000000. Nearest Mile Marker 53.4; And Providing For An Effective Date……47

B. **Resolution 2026-77,** Approving The Ranking And Allocations Of The Market Rate And Affordable Residential Building Permit Allocation System (RBPAS) For Period 2, Year 2026 (July 14, 2026 To January 13, 2027); And Providing For An Effective Date……59

9. Ordinances for Second Public Hearing and Enactment:

A. **Ordinance 2026-23**, Modifying Section 32-2 Of The City Code Of Ordinances, 'Regulation Of Wrecker Operators Who Provide Towing And Storage Services At The Request Of Law Enforcement Officers; Providing For Incorporation Into The Code Of Ordinances; And Providing For An Effective Date……68

B. **Ordinance 2026-24**, Amending Chapter 15 Fire Prevention, Article 1 "In General", Amending Section 15-6 Entitled "Chickees And Tikis," Amending Section 15-7 Entitled "Penalty," Amending Sections 15-8 Through 15-26 Entitled "Reserved;" Of The City Of Marathon Code Of Ordinances; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; And Providing For An Effective Date……87

10. Ordinances for First Public Hearing

A. **Ordinance 2026-25**, Amending The City's Land Development Regulations, Chapter 110 "Definitions", Article 3 "Defined Terms"; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; Providing For Inclusion In The Code; Providing For The Transmittal Of This Ordinance To The State Department Of Commerce; And Providing For An Effective Date Upon The Approval Of This Ordinance By The Department Of Commerce In Accordance With State Law……91

B. **Ordinance 2026-26**, Amending The City's Land Development Regulations, Chapter 107, "General Development Standards," Article 5, "Setbacks And Height," Section 107.36, "Exception To Setback"; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; Providing For Inclusion In The Code; Providing For The

Transmittal Of This Ordinance To The State Department Of Commerce; And Providing For An Effective Date Upon The Approval Of This Ordinance By The Department Of Commerce In Accordance With State Law……91

C. **Ordinance 2026-27,** Amending The City's Land Development Regulations Chapter, 103 "Zoning Districts", Article 3 "Use And Intensity Tables", Table 103.15.1 "Uses By Zoning District"; And Amending Chapter 104 "Specific Use Regulations," Article 1 "General Provisions," Section 104.05 "Alcohol Beverage; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; Providing For Inclusion In The Code; Providing For The Transmittal Of This Ordinance To The State Department Of Commerce; And Providing For An Effective Date Upon The Approval Of This Ordinance By The Department Of Commerce In Accordance With State Law……104

D. **Ordinance 2026-28**, Amending The City's Land Development Regulations, Chapter 103 "Zoning Districts", Article 3 "Use And Intensity Tables", Table 103.15.1 "Uses By Zoning District"; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; Providing For Inclusion In The Code; Providing For The Transmittal Of This Ordinance To The State Department Of Commerce; And Providing For An Effective Date Upon The Approval Of This Ordinance By The Department Of Commerce In Accordance With State Law……..108

E. **Ordinance 2026-29,** Amending The City's Land Development Regulations, Chapter 102, "Development Application Review Procedures," Article 10, "Subdivision Of Land/Plats And Re-Plats," Section 102.49, "Major Subdivision Improvement Requirements"; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; Providing For Inclusion In The Code; Providing For The Transmittal Of This Ordinance To The State Department Of Commerce; And Providing For An Effective Date Upon The Approval Of This Ordinance By The Department Of Commerce In Accordance With State Law……..121

F. **Ordinance 2026-30**, Amending The City Of Marathon's Comprehensive Plan, Amending Chapter Four, "Conservation And Coastal Element," Policy 4-1.19.5, "Limit Public Expenditures In The Coastal High Hazard Area," And Amending The City Of Marathon's Comprehensive Plan Modifying Chapter Seven, "Capital Improvements Element," Policy 7-1.5.3, "Review Proposals For Consistency With The Plan," Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Commerce After The First Hearing By The City Council; And Providing For An Effective Date……128

11. Resolutions For Adoption

*** A.** **Resolution 2026-78,** Approving An Employment Agreement Between Steve Williams And The City Of Marathon, Florida For City Manager Services; Authorizing The Mayor To Execute The Agreement On Behalf Of The City; And Providing For An Effective Date……138

*B. **Resolution 2026-79**, Amending A Grant Agreement With The Florida Department Of Environmental Protection LP44044; Authorizing The City Manager To Execute The Grant Amendment On Behalf Of The City; And Providing For An Effective Date……146

***C.** **Resolution 2026-80,** Approving The Professional Service Agreement Between The City And Rs&H, Inc., For Construction Engineering And Inspection (Cei) Services For The Replacement Of The 117th Street, 116th Street, & 112th Street Bridges In An Amount Not To Exceed $761,344.00; Authorizing The City Manager To Execute The Contract And Expend Funds On Behalf Of The City; And Providing For An Effective Date……..154

***D.** **Resolution 2026-81,** , Accepting The Lowest Responsive And Responsible Bid, And Approving A Contract Between The City And General Asphalt Co., LLC., In An Amount Not To Exceed $1,561,817.29 For The Replacement Of The 117th Street Bridge; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date……196

***E.** **Resolution 2026-82,** Approving The Work Authorization Agreement Between The City And McFarland-Johnson, Inc., For Professional Engineering Services For The Design of Lighting For Multi-Use Trail Along Coco Plum Drive From US 1 to Ave. K In An Amount Not To Exceed $57,700.00; Authorizing The City Manager To Execute The Contract And Expend Funds On Behalf Of The City; And Providing For An Effective Date……229

***F.** **Resolution 2026-83,** Approving A Contract Between The City And Hawkins, Inc. For Delivery of Chemicals to the Wastewater Treatment Plants, In An Amount Not To Exceed $1,829,000.00; Authorizing The City Manager To Execute The Agreement And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date……252

***G.** **Resolution 2026-84,** Approving An Interlocal Agreement Between The City Of Layton And The City Of Marathon Transferring fifty (50) Early Evacuation Workforce Affordable Housing Residential Allocations; And Providing An Effective Date……..264

***H.** **Resolution 2026-85**, Approving An Interlocal Agreement Between The City Of Key Colony Beach And The City Of Marathon Transferring fifty (50) Early Evacuation Workforce Affordable Housing Residential Allocations; And Providing An Effective Date…….273

***I.** **Resolution 2026-86,** Approving An Agreement With The Firm Of Raftelis Financial Consultants, Inc. To Complete A Building Permit Fee Study In An Amount Not To Exceed $70,000; Authorizing the City Manager to Execute The Work Authorization And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date……..282

***J.** **Resolution 2026–87,** Accepting The Lowest Responsive And Responsible Bid, And Approving A Contract Between The City And VisualScape, Inc. In An Amount Not To Exceed $334,570.60 For The Installation of Landscaping along the US 1 Corridor In Front Of The Airport; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date……..291

***K.** **Resolution 2026-88**, Approving A Professional Services Agreement Between The City Of Marathon And Professional Practice Support, Inc., Third Party Healthcare Billing Agreement; Authorizing the City Manager To Execute The Extension And Expend Budgeted Funds; And Providing For An Effective Date……314

12. Council comments

13. Adjournment

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. Please contact the City Clerk at clavierd@ci.marathon.fl.us if you would like to receive any of the items on the agenda by email.

ADA Assistance: The City of Marathon is committed to ensuring that all members of the public can participate fully in City Council meetings, programs, and services. We strive to provide an inclusive and accessible environment in accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act. The City will provide reasonable accommodations to enable individuals with disabilities to attend and engage in Council meetings.

To request accommodation, please contact: Evie Engelmeyer, **ADA Coordinator** City of Marathon Phone: (305) 289-4122 Email:engelmeyere@ci.marathon.fl.us Address: 9805 Overseas Highway, Marathon, FL 33050

To ensure availability, requests should be made **at least 72 hours before the meeting**. However, the City will make every effort to fulfill requests received in less time. We welcome public input on how we can continue improving accessibility. If you have comments, concerns, or suggestions regarding accessibility at City Council meetings, please reach out to the ADA Coordinator using the contact information above.