



City of Marathon City Council Agenda
Council Chambers, 9805 Overseas Hwy., Marathon
Tuesday, January 8, 2019 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. Animal Waste Discussion (Vice Mayor Cook)
 - C. Florida Keys Day
 - D. Community Announcements
6. **City Manager Report**
 - A. Parks and Recreation Report
 - B. Marina Report
 - C. Request for Private Attorney-Client Session on January 22, 2019
 - D. Parks and Recreation Recognition from Monroe County Board of Health
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 Hearing:** 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 2019-01 - Consideration Of A Request By James Ruggio, For A Conditional Use Permit, Pursuant To Chapter 102, Article 13 Of The City Of Marathon Land Development Regulations (Code) Entitled “Conditional Use Permits”, Authorizing The Construction Of A Boat Ramp On A Developed Residential Parcel, Subject To Conditions Imposed, For Property Described As Block 1 Lot 70 Amended Plat Of Flamingo Island Estates Boot Key PB5-121, Monroe County, Florida, Having Real Estate Number 00356140-000000.

B. Resolution 2019-02, Consideration Of A Request By Holiday Inn Express & Suites For A Time Extension For Approvals Granted Pursuant To Resolutions 2014-105 And 2015-37 Pertaining To The Granting Of Twenty-Five (25) Transient Residential Units (TRUs) For A Project Approved By The City To Expand The Holiday Inn Express & Suites By A Total Of Twenty-Seven (27) Hotel Units Approved Pursuant To Resolutions 2014-61 And 2014-62 For A Conditional Use Permit And A Development Agreement Respectively; Providing That Said Conditional Use Permit And Development Agreement Were Approved For Time Extensions Pursuant To Resolutions 2017-47 And 2018-65; Providing That The Approval Of This Resolution Makes The Approved Times Frames For The Conditional Use Permit, Development Agreement And The Allocation Of Transient Residential Units (TRUs) Concurrent; Providing That Said Extension Request Is Issued For Property Which Is Legally Described As Part Of Government Lot 2, Fat Deer Key, Monroe County, Florida, Having Real Estate Numbers As Stated In The Resolution.

C. Resolution 2019-03, Approval Of A Request By Sapodilla Holdings, LLC For A Conditional Use Permit Pursuant To Chapter 102, Articles 13 Of The City Of Marathon Land Development Regulations (LDRs) Entitled “Conditional Use Permits,” Authorizing The Redevelopment Of The Property Located At 7200 Aviation Boulevard As A Marina And RV Resort With 25 Spaces, Legally Described As, Part Of The Master Plat Of North Marathon Shores, Key Vaccas, Government Lot 1 Section 2 Government Lot 2 And Parts Of Government Lot 3 And The Southwest Quarter Of Section 1 Township 66 Range 32 E And Lots 18 Through 22 Schmitt Subdivision Key Vaca And Part Of Abandoned Aviation Boulevard, Having Real Estate Numbers As Stated in the Resolution. Nearest Mile Marker 51.

D. Resolution 2019-04, Approving A Request By Sapodilla Holdings, LLC For A Development Agreement Pursuant To Chapter 102, Articles 8 Of The City Of Marathon Land Development Regulations (LDRs) Entitled “Development Agreement,” Authorizing The Redevelopment Of The Property Located At 7200 Aviation Boulevard As A Marina And RV Resort With 25 Spaces, Legally Described As, Part Of The Master Plat Of North Marathon Shores, Key Vaccas, Government Lot 1 Section 2 Government Lot 2 And Parts Of Government Lot 3 And The Southwest Quarter Of Section 1 Township 66 Range 32 E And Lots 18 Through 22 Schmitt Subdivision Key Vaca And Part Of Abandoned Aviation Boulevard, Having Real Estate Numbers As Stated In The Resolution. Nearest Mile Marker 51.

9. Ordinances for First Public Hearing

A. Ordinance 2019-01, Amending Chapter 102, Article 15, “Temporary Placement Permits;” Chapter 103, Article 3, Section 103.15, Table 103.15.1, “Uses By Zoning District;” And Chapter 104, Article 1, Section 104.55, “Temporary Placement,” Of The City Code Of Ordinances, To Provide Minor Modifications To Allowances For The Temporary Placement Of Recreational Vehicles, Motor Homes, Mobile Homes, Or Other Temporary Residential Units After The Impact Of A Hurricane Or Other Natural Disaster; Providing For The Repeal All Ordinances Or Parts Of Ordinances Found To Be In Conflict, And Providing For Inclusion In The Code Of Ordinances; And Providing For An Effective Date.

10. Resolutions for Adoption

A. Resolution 2019-05, Modifying the City’s Wastewater Rate Policy to include an Alternative Water Supply Customer rate; Authorizing the City Manager to Administer Wastewater Rate Implementation Accordingly; And Providing An Effective Date.

***B. Resolution 2019-06**, Approving A Contract For “Liquid Sludge Hauling And Disposal Services” To Biosolids Distribution Services, LLC In The Amount Of \$75,000.00; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***C. Resolution 2019-07**, Accepting The Ranking And Recommendation Of The City’s Evaluation Team For Playground Equipment at Sombrero Beach; Authorizing The City Manager And City Attorney To Negotiate A Contract With The Top Ranked Firm Of Legacy Construction Services Group, Inc in the amount of \$133,000.00; And Providing For An Effective Date.

***D. Resolution 2019-08**, Providing For The City Of Marathon To Become A Member Of The American Flood Coalition; And Providing For An Effective Date.

E. Resolution 2019-09, Approving An Assignment Of Development Agreement Pursuant To Section IV, W. Of The Development Agreement Between The City of Marathon And Seaward Landings, LLC (RE NO 00101050-000000) And Seaward Pointe, LLC (RE NO 00101050-000100); For Properties Located At 8700 Overseas Highway, Nearest Mile Marker 52, Which is Legally Described As Part Of Govt. Lot 4, Key Vaca, Monroe County, Florida, Having Real Estate Numbers 00101050-000000, 00101050-000100.

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 Marathon City 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. 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.