



**City of Marathon City Council Agenda
Council Chambers, 9805 Overseas Hwy., Marathon
Tuesday, November 12, 2019 5:30 P.M.**

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Passing of the Gavel**
5. **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.]
6. **Resolution [2019-108](#)**, Accepting The Results Of The Municipal General Election Held November 5, 2019 For The Election Of Three At Large City Council Seats; And Providing For An Effective Date
 - A. Swearing in of Council Members
7. **City Council Items**
 - *A. Approval of [Minutes](#)
 - B. Veterans Day [Proclamation](#)
 - C. Marathon Hemp and Arts Festival [Request](#) to waive fees January 30th and February 1st, 2020
 - D. Fl Keys Celtic Festival [Request](#) to waive fees and sell alcohol January 11th and 12th, 2020
 - E. Community [Announcements](#)
8. **City Manager Report**
 - A. Public Works [Report](#)
 - B. Marina [Report](#)
 - C. Fire Rescue [Report](#)
 - D. Cancellation of the second meetings in November and December
9. **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

10. Quasi Judicial Public Hearing

A. Resolution [2019-109](#), Consideration Of A Request To The City Of Marathon By Jack Carlson To Abandon The Public Right Of Way Located At 11491 1ST Avenue Ocean, Known As Smokes Court AKA 1st Avenue Ocean, Described As Being Adjacent To And Between Lots 161-162 And Lot 3, Little Venice Number 2 Subdivision, Key Vaca, Having Real Estate Numbers 00346890-000000 & 00345350-000000. Nearest Mile Marker 53.

11. Ordinances for First Public Hearing

A. Ordinance [2019-11](#), Amending The City Of Marathon’s Comprehensive Plan Modifying Chapter One, “Future Land Use,” “Table 1-1, Future Land Use Densities And Intensities,” And Intending To Modify Policy 1-3.3.4, “Encourage Redevelopment Of Tourist/Resort/Campground Facilities,” To Allow Uses Designated As “Permanent RVs” To Be Utilized As “Transient Residential Units” (RV Lots), Meeting All Requirements Of Such Uses, And That Hold No Monetary Value As Transient Units, And Cannot Be Transferred As Transient Units, To Be Allowed On Properties Zoned Residential Mobile Home (R-MH) That Also Allows Permanent Florida Building Code Compliant Residences; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity After The First Hearing By The City Council; And Providing For An Effective Date.

B. Ordinance [2019-12](#), Amending The City’s Comprehensive Plan To Modify Comprehensive Plan, Chapter 1, “Future Element, Goal 1-3, “Manage Growth;” Objective 1-3.2, “Regulate Density And Intensity;” Policy 1-3.2.5; “Maximum Height Limitation,” Increasing The Maximum Building Height To Forty-Two Feet (42) For Residential Structures To Provide Compensation For Increases In Required Elevations For The New FEMA Firm Maps; Providing That Residential Structure Shall Not Thereby Exceed Three Stories Above Grade; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity After Final Adoption By The City Council; And Providing For An Effective Date.

C. Ordinance [2019-13](#), Amending The City’s Land Development Regulations, Chapter 103, Table 103.15.2, “Density, Intensity And Dimensions For Zoning Districts, Chapter 107, Article 5, “Setbacks And Height,” Section 107.40, “Maximum Height” And Figure 107.40.1, “Building Height Measurement,” Increasing The Maximum Building Height To Forty-Two Feet (42) For Residential Structures To Provide Compensation For Increases In Required Elevations For The New FEMA Firm Maps; Providing That Residential Structures Shall Not Thereby Exceed Three Stories Above Grade; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity After Final Adoption By The City Council; And Providing For An Effective Date.

D. Ordinance [2019-14](#), Amending The City’s Land Development Regulations To Modify Chapter 103, Article 3, “Use And Intensity Tables,” Table 103.15.1, “Uses By Zoning District” And Adding A Section To Chapter 104, Article 1, To Be Titled “Permitting Of Residential Units Which Exceed Six (6) Bedrooms” As Defined Therein; Amending Chapter 110 To Provide Related Definitions For Bedrooms; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity After Final Adoption By The City Council; And Providing For An Effective Date.

12. Resolutions for Adoption

*A. **Resolution [2019-110](#)**, Amending The City’s Fiscal Year 2018-2019 Budget; And Providing For An Effective Date

*B. **Resolution [2019-111](#)**, Accepting The Responsible Bid And Approving A Contract Between The City And LPS Utilities, Inc.; In An Amount Not To Exceed \$288,868.92 For Canal 257 Water Quality Improvement and Culvert Installation Project; Authorizing The City Manager To Execute The Contract And Expending Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

*C. **Resolution [2019-112](#)**, Approving An Interlocal Agreement Between Monroe County, The City Of Marathon, And The City Of Key West To Provide A Public Transit System, Connecting With The Miami-Dade To Marathon Transit System, To Serve The Lower Keys From 50th Street, Marathon, To Key West; And Providing An Effective Date

*D. **Resolution [2019-113](#)**, Approving A “Piggy-Back” Agreement Between The City Of Marathon, Florida And H&R Paving, Inc., For The Re-Paving of the Community Park Asphalt Sidewalk; Approving Contract In An Amount Not To Exceed \$73,900.00; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

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

14. **Council comments**

15. **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. ADA Assistance: Anyone needing special assistance at the City Council hearing due to disability should contact the City of Marathon at (305) 289-4130 at least three days prior thereto. 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.