



**City of Marathon City Council Agenda**  
**Council Chambers, 9805 Overseas Hwy., Marathon**  
**Tuesday, January 14, 2020 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. US1 Cleanup (Councilmember Zieg)
- C. Sombrero Beach Lights Update (Councilmember Zieg)
- D. US-1 speed limit reduction to 45 MPH in Grassy Key Discussion (Mayor Cook)
- E. Mayoral Succession Update (Mayor Cook)
- F. Food Truck Discussion (Councilmember Senmartin)
- G. Medical Marijuana Policy for City Employees (Councilmember Senmartin)
- H. Firefighter Equipment Discussion (Councilmember Senmartin)
- I. Shriner Fundraiser (Councilmember Senmartin)
- J. Community [Announcements](#)
- K.

6. **City Manager Report**

- A. Harbor Drive Boat Ramp Limitation of Boat Size and Parking
- B. Fire Department [Report](#)
- C. Planning Staff [Report](#)
- D. Legal [Report](#)
- E.

**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 Marathon Land Holdings 3, LLC ([Serenity Cove](#)) For A Conditional Use Permit and Development Agreement Pursuant to Chapter 102, Articles 8 and 13 Of The City of Marathon Land Development Regulations (LDRs) Entitled “Development Agreement” And “Conditional Use Permits” Respectively, Seeking The Re-development Of Four Lots , Formerly Known As Longhorn Lodge, Through The Proposed Development Of Forty-Two Affordable Townhomes And Approximately Four Thousand Square Feet Of Commercial Uses On Property Located at 12550 Overseas Highway, Which Is Legally Described As Township 66, Section 5, Range 33; PT Lots; 3, Fat Deer Key, Marathon, Florida; Having Real Estate Numbers 00100280-000000, 00100620-000000 and 00100630-000000. Nearest Mile Marker 54.5.

**B.** Consideration Of A Request By JoJo’s Of the Florida Keys, LLC. And Nomad Outfitter’s LLC. To Approve An [Extension](#) To A Development Agreement And A Conditional Use Permit Pursuant To Chapter 102, Articles 8 And 13 Of The City Of Marathon Land Development Regulations (LDRs) Entitled “Development Agreement” And “Conditional Use Permits” Respectively, Seeking To Redevelop A Mixed Use Project Consisting Of Fourteen (14) Single Family Residences, A Convenience Store With Fuel, And A Marina; On Property Which Is Legally Described As Grassy Key Pt Govt. Lot 5; Having Real Estate Numbers 00100110-000000, 00100110-000200, 00100110-000300, 00100110-000400 And 00100130-000000; Located At 59720 And 59740 Overseas Highway, Grassy Key, Marathon, Florida. Nearest Mile Marker 60.

## **9. Ordinances for Second Public Hearing and Enactment**

**A.** **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.

## **10. Resolutions for Adoption**

**\*A.** **Resolution [2020-01](#)**, Providing Approval To Expend Additional Funds Through The First Time Home Buyer Loan Funding Program To Additional Qualified Applicants In An Amount Not To Exceed \$10,000.00 Per Applicant And No More Than Ten Additional Applicants Or \$100,000.00; And Providing For An Effective Date.

**\*B.** **Resolution [2020-02](#)**, Approving A Grant Agreement With The Florida Department Of Environmental Protection For Marathon Service Area 3 Wastewater Treatment Facility (WWTF) Expansion Funding Of \$1,558,189; Authorizing The City Manager To Execute The Grant Agreement On Behalf Of The City; And Providing For An Effective Date

**\*C.** **Resolution [2020-03](#)**, Approving A Grant Agreement With The Florida Department Of Environmental Protection For Marathon Stormwater Injection Well Control Structure Project Funding Of \$220,800; Authorizing The City Manager To Execute The Grant Agreement On Behalf Of The City; And Providing For An Effective Date.

**\*D. Resolution [2020-04](#)**, Approving A Contract With SD Data Center For Cyber Security Services In An Amount Not To Exceed \$14,291.40 Per Year For A Three Year Period; And Authorizing The City Manager To Execute The Contract And Appropriate And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

**\*E. Resolution [2020-05](#)**, Approving A First Amendment To The Contract For Sludge Dewatering And Disposal To Synagro Southeast, LLC Increasing The Amount From \$300,000.00 To \$575,00.00; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

**\*F. Resolution [2020-06](#)**, Approving Grant LP44042 Amendment #2 With The Florida Department Of Environmental Protection For Water Quality Restoration Projects Reimbursement Increasing Funding Of \$875,000.00 to \$1,101,969; Authorizing The City Manager To Execute The Grant Agreement And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

**\*G. Resolution [2020-07](#)**, Approving A Sole Source Purchase Of Wastewater Treatment Kubota Membrane Upgrade For Service Area 5 From MKI Services, Inc., In An Amount Not To Exceed \$519,000.00; Authorizing The City Manager To Execute Purchase Orders Appropriate and Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

**\*H Resolution [2020-08](#)**, Approving A Separation Agreement And General Release Between David Migut And The City Of Marathon; Authorizing The Mayor To Execute The Agreement And Expend Budgeted Funds; 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 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](mailto:clavierd@ci.marathon.fl.us) if you would like to receive any of the items on the agenda by email.