



City of Marathon City Council Agenda
Council Chambers, 9805 Overseas Hwy., Marathon
Tuesday, February 11, 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. Request to waive fees & serve beer & wine at the 14th annual Sombrero Beach Run March 7, 2020
 - C. Request to serve alcohol at the Marathon Memorial Foundation Softball Tournament April 24 through 26th
 - D. Community [Announcements](#)
6. **City Manager Report**
 - A. Marina [Report](#)
 - B. Parks and Recreation [Report](#)
 - C. Growth Management [Report](#)
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. Resolution [2020-09](#), Approving A Request By Marathon Land Holdings 3, LLC (Serenity Cove) For A Conditional Use Permit Pursuant To Chapter 102, Article 13 Of The City Of Marathon Land Development Regulations (LDRS) Entitled “Conditional Use Permits” Proposing The Development Of Three Undeveloped Lots With The Development Of Townhomes And 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 00100280-000, 00100620-00000 And 00100630-000000. Nearest Mile Marker 54.5.

B. Resolution [2020-10](#), Approving A Request By Marathon Land Holdings 3, LLC (Serenity Cove) For A Development Agreement Pursuant To Chapter 102, Article 8 Of The City Of Marathon Land Development Regulations (LDRS) Entitled “Development Agreement” Proposing The Development Of Three Undeveloped Lots With The Development Of Townhomes And 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 00100280-000, 00100620-00000 And 00100630-000000. Nearest Mile Marker 54.5.

C. Resolution [2020-11](#), 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.

D. Resolution [2020-12](#), Consideration Of A Request By Design Center And Yadira Blanco For A Conditional Use Permit, Pursuant To Chapter 102, Article 13 Of The City Of Marathon Land Development Regulations Entitled “Conditional Use Permits”, Authorizing A Duplex At Property Located On 79th Street, Which Is Described As Lot 11 Atlantic Shores PB 3-5, Key Vaca, Monroe County, Florida, And Having Real Estate Number 00347110-000000, Nearest Mile Marker 51.

9. Ordinances for First Public Hearing

A. Ordinance [2020-01](#), Amending Chapter 14 Of The Code Of Ordinances Of The City Of Marathon (“Environmental And Natural Resources”) By Creating Article V (“Regulation Of Plastics”) Opting Out Of Monroe County’s Ordinance 044-2019 Which Regulates Use Of Plastic Straws And Stirrers; Providing For Severability; And Providing For An Effective Date.

10. Resolutions for Adoption

***A. Resolution [2020-13](#)**, Accepting The Lowest Responsive And Responsible Bid, And Approving A Contract Between The City And Marathon Electric Sign & Light Inc, In An Amount Not To Exceed \$81,600.00 For The Repairs Of The Sombrero Beach Road Lights Resulting from Damage from Hurricane Irma; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

***B. Resolution [2020-14](#)**, 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 \$315,000; Appropriating Funds; and Providing For An Effective Date

***C. Resolution [2020-15](#)**, Approving The Assignment Of The Contract For Purchase For Property Located At 7931 Overseas Highway, Marathon, Florida (Owned By IMBY Inc - RE No. 00347290-000000) From Habitat For Humanity Of The Middle Keys To The City Of Marathon; Approving The Purchase Of Said Property From IMBY Inc., As Previously Approved By the City Council: Approving The Receipt Of \$800,000 From the Monroe County Land Authority To Assist In the Purchase Of IMBY Inc. And The Appropriation of \$150,000 From The City's Affordable Housing Fund, Summing To A Purchase Price Of \$950,000; And Providing Direction To Staff To Bring Back To The City Council A Long Term Lease Agreement Between The City and Habitat For Humanity Of The Middle Keys For The Use, Redevelopment And/Or Construction Of Eleven Affordable Residential Units; Management Of The Property, And Limited Commercial Use Of The Property.

- 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.