



**City of Marathon City Council Agenda  
9805 Overseas Hwy., Marathon  
Tuesday, November 10, 2020 5:30 P.M.**

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Selection of Mayor and Vice Mayor and 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. City Council Items**
  - \*A. Approval of [Minutes](#)
  - B. Veterans Day [Proclamation](#)
  - C. Red Ribbon [Proclamation](#) (Vice Mayor Gonzalez)
  - D. Brownie Troop Democracy Day Badge Presentation (Vice Mayor Gonzalez)
- 7. City Manager Report**
  - A. Code Compliance [Report](#)
  - B. Public Works Department [Report](#)
  - C. Marina [Report](#)
  - D. Seafood Festival Approval and Waiver of Fees
  - E. Splash Park Discussion
- 8. 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.**
- 9. 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.** Considering The Second Amended And Restated Development Agreement Between The City Of Marathon And [Marlin Bay Yacht Club](#), LLC, For The Redevelopment Of Property, Which Is Legally Described As Block 6 Lots 1 Thru 5 & The N 100' Of The S 430' Of Lot 6 And Adjacent Filled Bay Bottom, Marathon Beach Sub PB2-16 And Block 2 Lots 1 Thru 6 Amended Plat Of Yacht Basin Tracts Real Estate Number 00337010-000000, Providing For Conditions And Requirements Of Development, Including But Not Limited To, Buffers, Building Heights, Setbacks, Up To One (1) Year Tenancies At Marina Wet Slips, And Other Requirements; Providing For The Potential, But Not As Yet Approved, Conversion Of Market Rate To Transient Residential Units; Considering The Possible Conversion Of Affordable Deed Restricted Units Through Payment Into The Affordable Housing Fund; And Providing For An Effective Date.

**B.** Consideration Of A Request By [Boat Works Investments](#), LLC For A Revision To The Approved Development Agreement (Resolution 2006-185), Pursuant To Chapter 102, Article 8 Of The City Of Marathon Land Development Regulations (“The Code”) Entitled “Development Agreement”, In Consideration Of A Recently Approved Conditional Use Permit (Resolution 2018-88) Involving Boat Works Investments, LLC And Tri-Star Affordable Development, LLC On Properties Located At And Adjacent To 39<sup>th</sup> Street Gulf And 747 Through 999 41<sup>st</sup> Street Gulf And 3905 Louisa Street, Which Are Legally Described As Part Of Block 2 & All Of Block 5, Lots 5, 6, 7, 8, 9, 10, 14,15, 16, 17, 18 & 19 And Filled Bay Bottom North Of And Adjacent To Marathon Beach Subdivision, Block 1, Lot 1 Of Lincoln Manor Subdivision, Key Vaca, Monroe County, Florida, Having Real Estate Numbers As Stated In The Resolution. Nearest Mile Marker 49.10

**C.** A Request For An Amendment Of A Conditional Use For A Plat And Site Plan Approval As Submitted By [G98 Development](#), LLC, For A Portion Of 11<sup>th</sup> Street Ocean, Which Is Described As Being A Part Of Government Lot 1, Section 8, Township 66 South, Range 32 East, Marathon, Monroe County, Florida, Having Real Estate Numbers 00319960-000000 & 00319970-000000. Nearest Mile Marker 47.5.

## **10. Ordinances for Second Public Hearing and Adoption**

**A. Ordinance [2020-06](#).** A Request By Mr. Chris Stiles To Amend The Future Land Use Map (FLUM) From Residential Medium (RM) To Mixed Use-Commercial (MU-C) For The Property Described As Block 3 Lot 9, Key Colony Subdivision, Key Vaca, Marathon, Monroe County, Florida, Having Real Estate Number 00335200-000000; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity; And Providing For An Effective Date Upon The Approval Of This Ordinance By The State Department Of Economic Opportunity.

**B. Ordinance [2020-07](#).** A Request By Mr. Chris Stiles To Amend The Zoning Designation From Residential Medium (RM) To Mixed Use (MU) For The Property Described As Block 3 Lot 9, Key Colony Subdivision, Key Vaca, Marathon, Monroe County, Florida, Having Real Estate Number 00335200-000000; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity; And Providing For An Effective Date Upon The Approval Of This Ordinance By The State Department Of Economic Opportunity.

## **11. Resolutions For Adoption**

**\*A. Resolution [2020-85](#),** Approving An Amendment To The Building Department Fee Schedule To Add A Discount Of Permit And Plan Review Fees For Using A Private Provider; And Providing For An EffectiveDate

**\*B. Resolution [2020-86](#)**, Approving A Grant Agreement Between The City And The Florida Department Of Economic Opportunity To Complete A Planning Project To Review Existing Economic Development And Disaster Preparedness Documents, Facilitate Public Participation Efforts To Undertake Outreach And Engagement With Residents, Take A Comprehensive Inventory Of Its Assets, And Prepare An Action-Oriented Economic Development And Disaster Preparedness Strategy; And Providing For An Effective Date

**\*C. Resolution [2020-87](#)**, Amending The City's Fiscal Year 2019-2020 Budget; And Providing For An Effective Date

**\*D. Resolution [2020-88](#)**, Approving A Project Specific Agreement In The Amount Of \$68,000 Between The City Of Marathon And Bermello, Ajamil And Partners, Inc., A Continuing Services Contractor, To Complete A Project Under Grant Agreement R2113 Between The City And The Florida Department Of Environmental Protection Provided To The City To Complete A Project To Enhance The City's Coastal Resiliency To Sea Level Rise And Specific Flood Events; Authorizing The Mayor To Sign Said Agreement; And Providing For An Effective Date

**E. Resolution [2020-89](#)**, Approving An Employment Agreement Between George Garrett 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

**\*F. Resolution [2020-90](#)**, Authorizing A Work Authorization for Reynolds Construction for Tank Refurbishment at Service Area 7 In An Amount Not To Exceed \$137,366.00.; Authorizing The City Manager To Enter Into Agreements In Connection Therewith, Appropriating And Expending Budgeted Funds; And Providing For An Effective Date

**\*G. Resolution [2020-91](#)**, Approving Amendments To The Rates And Rental Fee Schedule For The Use Of Boot Key Harbor City Marina Facilities; and Providing An Effective Date.

- 12. Citizens' comments** [2 minutes per individual - Each individual has one opportunity to speak.]
- 13. Council comments**
- 14. 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. ADA Assistance: Anyone needing special assistance at the City Council hearing due to disability should contact the City of Marathon City Attorney at (305) 289-4130 at least five days prior thereto. 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.