



**City of Marathon City Council Agenda
9805 Overseas Hwy., Marathon
Tuesday, October 13, 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. Garbage Can Discussion (Councilmember Zieg)
 - C. Residential Lighting Ordinance (Councilmember Senmartin)
 - D. Support of County & FKAA Action Against FPL Regarding Turkey Point (Councilmember Bartus)
6. **City Manager Report**
 - A. Wastewater [Report](#)
 - B. Fire Rescue [Report](#)
 - C. Marina [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.] **TIME CERTAIN TO 6:30 PM OR AS SOON AS POSSIBLE THEREAFTER OR AT THE CONCLUSION OF ALL COUNCIL BUSINESS; WHICHEVER OCCURS 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 [2020-82](#), Approval Of A Request By Seasons, Inc. (With Approval Of The Owner, Crystal Cove Market Site, LLC) By The City Council Of The City Of Marathon, Florida For A Conditional Use Permit And Development Agreement Pursuant To Chapter 102, Article 13 Of The City Of Marathon Land Development Regulations (LDRS) Entitled “Conditional Use Permits,” Proposing The Development Of Twenty-Six (26) Transient Residences (Two & Three Bedroom) And Eighteen (18) One-Bedroom Hotel Style Transient Units With Amenities; Seeking To Sever The Connection With The Conditional Use Permit And Development Agreement Identified In Resolutions 2019-55 And 2016-72 (Crystal Cove Housing Partners, LP) In Favor Of The Project And Agreements Proposed Herein; For Property Located At 881 50th Street, Gulf, Marathon, Florida, Which Is Legally Described As Lying Within Township 66s, Section 6, Range 32e; Key Vaca, Marathon, Florida; Having Real Estate Number 00327150-000100. Nearest Mile Marker 50 (49.75).

B. Resolution [2020-83](#), Approval Of A Request By Seasons, Inc. (With Approval Of The Owner, Crystal Cove Market Site, LLC) By The City Council Of The City Of Marathon, Florida For A Development Agreement Pursuant To Chapter 102, Articles 8 Of The City Of Marathon Land Development Regulations (LDRS) Entitled “Development Agreement,” Proposing The Development Of Twenty-Six (26) Transient Residences (Two & Three Bedroom) And Eighteen (18) One-Bedroom Hotel Style Transient Units With Amenities; Seeking To Sever The Connection With The Conditional Use Permit And Development Agreement Identified In Resolutions 2019-55 And 2016-72 (Crystal Cove Housing Partners, LP) In Favor Of The Project And Agreements Proposed Herein; For Property Located At 881 50th Street, Gulf, Marathon, Florida, Which Is Legally Described As Lying Within Township 66s, Section 6, Range 32e; Key Vaca, Marathon, Florida; Having Real Estate Number 00327150-000100. Nearest Mile Marker 50 (49.75).

9. Resolutions For Adoption

***A. Resolution [2020-71](#)**, Ratifying The Collective Bargaining Agreement Between The City Of Marathon, Florida And The Professional Firefighters Of Marathon, International Association Of Firefighters Local 4396, Authorizing The City Manager To Execute The Agreement On Behalf Of The City; And Providing For An Effective Date.

***B. Resolution [2020-72](#)**, Ratifying and Approving Change Order’s #9 For “Marathon Area 3 & 4 WWTP Upgrades” To Reynolds Construction In The Amount Not To Exceed \$373,367.26; Authorizing The City Manager To Execute The Change Order And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***C. Resolution [2020-73](#)**, Awarding Change Order #1 for the Engineering Design and Permitting for the Service Area 3 Wastewater Treatment Facility Expansion Upgrade To Weiler Engineering Corporation.; Approving a change in contract amount from \$72,525.00 to \$215,395.00; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date. This work qualifies and may be submitted for reimbursement through ACOE if available.

***D. Resolution [2020-74](#)**, Approving An Amendment To The City’s Agreement With The Firm Of M. T. Causley To Provide Building Official And Inspection Services To Increase The Not To Exceed To Amount To \$790,300.000, An Increase Of \$475,300.00; Appropriating Funds; And Providing For An Effective Date.

***E. Resolution [2020-75](#)**, Ratifying and Approving the First amendment to the Fire Rescue – EMS Medical Director Agreement With Professional Emergency Services, Inc., In An Amount Not To Exceed \$42,000; Authorizing The City Manager To Execute The Amendment And Expend Budgeted Funds: And Providing For An Effective Date And Providing An Effective Date.

***F. Resolution [2020-76](#)**, Approving A Second Amendment To The Contract For Sludge Dewatering And Disposal To Synagro Southeast, LLC Increasing The Amount From \$575,000 To \$875,000; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***G. Resolution [2020-77](#)**, Approving And Authorizing The City Manager To Extend the Agreement With Culver’s Cleaning Company For Cleaning Services At Marathon City Hall, Fire Station And Utility/Public Works Building In An Amount Not To Exceed \$53,300 Per Year; And Providing For An Effective Date.

*** H. Resolution [2020-78](#)**, Approving and Ratifying The First Extension to the Professional Services Agreement Between The City Of Marathon And Professional Practice Support, Inc., Third Party Healthcare Billing Agreement; Authorizing the City Manager To Execute The Extension And Expend Budgeted Funds; And Providing For An Effective Date.

***I. Resolution [2020-79](#)** Authorizing The City To Extend The Agreement With Ronald L. Book, P.A. For Professional Consulting And Lobbying Services Before The Legislature Of The State Of Florida; Authorizing The City Manager To Expend Budgeted Funds, And Execute The Extension Agreement; And Providing An Effective Date.

***J. Resolution [2020-80](#)**, Accepting The Responsible Bid And Approving A Contract Between The City And Design Center, Inc. In An Amount Not To Exceed \$77,500.00 For Coco Plum Beach Restoration Project; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***K. Resolution [2020-81](#)**, Approval Of A Contract Between The City Of Marathon, Florida And The Florida Department Of Economic Opportunity In The Amount Of \$6,259,423 As Part Of The CDBG-DR Infrastructure Repair Grant Program, And Providing For An Effective Date.

***L. Resolution [2020-84](#)**, Approving A Separation Agreement And General Release Between Charles Lindsey And The City Of Marathon; Authorizing The Mayor To Execute The Agreement And Appropriate Funds; And Providing For An Effective Date.

- 10. Citizens' comments** [2 minutes per individual - Each individual has one opportunity to speak.]
- 11. Council comments**
- 12. 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 if you would like to receive any of the items on the agenda by email.