



**City of Marathon City Council Agenda**  
**9805 Overseas Hwy., Marathon**  
**Tuesday, July 13, 2021 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. Annual [Review](#) of Vacation Rental Fees
  - C. Government TV Station Update (Councilmember Zieg)
  - D. Quay Property Update Discussion (Councilmember Zieg)
  - E. Building Inspections (Councilmember Zieg)
  - F. FY21/22 General Fund Budget Discussion
    1. **Resolution [2021-45](#)**, Determining The Proposed Millage Rate, And The Current Year Rolled-Back Rate, And The Date, Time And Place For The First And Second Budget Public Hearings As Required By Law; Directing The Finance Director To File Said Resolution With The Property Appraiser Of Monroe County Pursuant To The Requirements Of Florida Statutes And The Rules And Regulations Of The Department Of Revenue Of The State Of Florida; And Providing For An Effective Date
6. **City Manager Report**
  - \*A. Park and Recreation [Report](#)
  - \*B. Marathon Fire Rescue [Report](#)
  - \*C. Building [Report](#)
  - \*D. Public Works [Report](#)
  - \*E. Marina [Report](#)
  - \*F. MCSO Marathon Substation [Report](#)
  - G. Grants Update
  - H. Wastewater [Report](#)
  - I. 2021 Smart Ride Bicycle Miami to Key West Event November 19-20
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 [2021-35](#),** Consideration Of A Request By Florida Keys Animal Encounters, LLC For A Conditional Use Permit Pursuant To Chapter 102 Article 13 Of The City Of Marathon Land Development Regulations (LDRs) Entitled "Conditional Use Permits", For The Expansion Of The Previously Approved Sea Life Amusement Park And A Marine Educational Facility, To Include A 15,200 Square Foot Warehouse, Office, And Lab Space, At 11710 Overseas Highway, And Legally Described As Part Of Government Lot 4, Section 5, Township 66 South, Range 33 East, Key Vaccas, Monroe County, Florida, Having Real Estate Number 00104130-000000.

**B. Resolution [2021-46](#),** Approving The Request As Submitted By Season's, Inc. For A Final Plat Pursuant To Chapter 102, Article 10 Of The City Of Marathon Land Development Regulations (LDRs) Entitled "Subdivision Of Land/Plats And Re-Plats," Particularly, For A Portion Of 50<sup>th</sup> Street Gulf, Which Is Described As Thompson And Adams Subdivision Pb2-24, Gov Lot 1 Section 10, Twp 66s, Range 32e; And Pt Lots 5-6, Pt Of Lot 1 Overseas Hwy And Bay Bottom Adj To Lots 5-6, Chancery And Bk 1, Pt Of Lots 1 And 9, All Of Lots 10-11-12 And 13 Vaca Village Pb2-106, Marathon, Monroe County, Florida, Having Real Estate Number 00327150-000100. Nearest Mile Marker 50.

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

**A. Ordinance [2021-16](#),** Amending Chapter 100, Article I ("General"), Chapter 101, Article III ("Planning Commission"), And Chapter 102, Article 17 Of The Code Of Ordinances Of The City Of Marathon By Amending Sections 100.06, 100.09 & 101.02; Amending Section 102, Article 17 In Conformance Therewith Providing For The Repeal Of All Ordinances Or Parts Thereof Found To Be In Conflict; Providing For Severability; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity After Final Adoption By The City Council; Providing For Inclusion In The Code Of Ordinances And Providing For An Effective Date.

## **10. Ordinances For First Public Hearing**

**A. Ordinance [2021-17](#),** Amending Chapter 36, Article IV, "Water And Mooring Fields," Modifying Section 36-83 To Prohibit The Launching Of Vessels Twenty-Six (26) Feet Or Longer And Any Vessel Transported On A Trailer Of Three (3) Axles Or More From The Boat Ramp Located At Aviation Boulevard And Harbor Drive; Providing For Severability; Providing For The Repeal All Ordinances Or Parts Of Ordinances Found To Be In Conflict, And Providing For Inclusion In The Code; And Providing For An Effective Date. **SECOND PUBLIC HEARING WILL BE ON WEDNESDAY, JULY 14<sup>TH</sup> AT 8:30 AM.**

## **11. Resolutions For Adoption**

**\*A. Resolution [2021-47](#),** Approving An Interlocal Agreement Between The City Of Marathon And Monroe County For The Reimbursement From Boating Improvement Funds For Recreational Boating Related Projects Within The City Of Marathon; Authorizing The Mayor To Execute The Interlocal Agreement On Behalf Of The City; And Providing For An Effective Date

**\*B. Resolution [2021-48](#)**, Approving A Contract for Sludge Dewatering and Disposal Services To Synagro South LLC, for the period of two years with a possible one-year extension; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

**\*C. Resolution [2021-49](#)**, Approving Contracts for Liquid Sludge Hauling and Disposal Services To Mike Haack Excavating, Inc. and Revinu, Inc. for two years with a possible one-year renewal; Authorizing The City Manager To Execute The Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

**\*D. Resolution [2021-50](#)**, Approving a Third Amendment to the Agreement between the City of Marathon and James (Jack) Bridges for Code Enforcement Special Magistrate Services and Providing For An Effective Date.

**\*E Resolution [2021-51](#)**, Approving A Residential Lease Between The City And A Monroe County Sherriff's Officer For A Period Of Two Years; Authorizing The City Manager To Execute The Lease; And Providing For An Effective Date

**\*F. Resolution [2021-52](#)**, Approving Amendment Six to the Interlocal Agreement Between The City Of Marathon And Monroe County For Funding Of Ferry Service To Pigeon Key; Authorizing The City Manager To Execute The Inter-Local Agreement And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

**\*G. Resolution [2021-53](#)**, Accepting The Responsible Bid And Approving A Contract Between The City And Zabatt Engine Services, Inc. In An Amount Not To Exceed \$397,197.02 For The New Generator At The City Marina And Station 14 Generator Replacement; Authorizing The City Manager To Execute The Contract And Appropriate Funds On Behalf Of The City; And Providing For An Effective Date

**H. Resolution [2021-54](#)**, A Request To The City Council Of Marathon By Truman Real Estate Enterprises, LLC To Abandon A Portion Of The Public Right Of Way Known As Flagler Street, Located At And Adjacent To Block 1 Lots 19, 20, And 21 Crains Subdivision, Sub Plat Book 1, Page 51, Having Real Estate Number 00366990-000000, Monroe County Florida, Nearest Mile Marker 59.

**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.