



**City of Marathon City Council Agenda  
9805 Overseas Hwy., Marathon  
Tuesday, August 10, 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. Honorable Ruth Becker [Proclamation](#) (Mayor Gonzalez)
  - C. Clarification of Annual Review of [Vacation Rental Fees and Signage](#)
  - D. Discussion of Boat Ramp Fees (Councilmember Zieg)
  - E. Mini Season Recap (Councilmember Bartus)
- 6. City Manager Report**
  - \*A. Park and Recreation [Report](#)
  - \*B. Marathon Fire Rescue [Report](#)
  - \*C. Building [Report](#)
  - \*D. Wastewater [Report](#)
  - \*E. Marina [Report](#)
  - \*F. MCSO Marathon Substation [Report](#)
  - \*G. Grants [Update](#)
  - H. County wide RFP and Grant for LiDAR
- 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 [2021-56](#), A Request For A Conditional Use And Preliminary Plat Approval**

Permit Pursuant To Chapter 102 Article 10 And Article 13 Of The City Of Marathon Land Development Regulations (LDRs) Entitled “Subdivision Of Land/Plats And Re-Plats,” And “Conditional Use Permits” Respectively, For A Plat And Site Plan Approval As Submitted By Seaglass LLC For 770 107th Street Ocean, Which Is Described As Part Of Government Lot 1, Section 6, Township 66, Range 33 East, Key Vaca, Marathon, Monroe County, Florida, Having Real Estate Number 00104250-000000.

**B. Resolution [2021-57](#),** A Request For A Conditional Use Permit And Final Plat Approval Pursuant To Chapter 102 Article 10 And Article 13 Of The City Of Marathon Land Development Regulations (LDRs) Entitled “Subdivision Of Land/Plats And Re-Plats,” And “Conditional Use Permits” Respectively, For A Plat And Site Plan Approval As Submitted By Seasons 16 LLC For Property Which Is Described As, The Westerly Part Of The West Half Of Block 8 Lot 11, Coco Plum Beach Subdivision, Fat Deer Key, Marathon, Monroe County, Florida, Having Real Estate Number 00363910-000000.

**C. Resolution [2021-58](#),** A Request For A Conditional Use Permit For A Preliminary Plat And Site Plan Approval As Submitted By Casa Marabella LLC. For A Portion Of Land Having The Addresses Of 12670, 12700, And 12800 Overseas Highway, Which Is Described As Part Of Government Lot 1 And Part Of Bay Bottom Adjacent To Lot 1 Section 5 South Township 65 South Range 33 East And Government Lot 2 And Bay Bottom Northerly Of Lot 2 Section 33 South Township 65 South Range 33 East, Fat Deer Key, Marathon, Monroe County, Florida, Having Real Estate Number 00099610-000000

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

**A. Ordinance [2021-18](#),** Amending Chapter 6, Article III (“Unsafe Structures And Equipment”) Of The Code Of Ordinances Of The City Of Marathon By Creating Section 6-95, Which Shall Provide For A Certification And Recertification Process For Existing And Future Structures; Providing For The Repeal Of All Ordinances Or Parts Thereof Found To Be In Conflict; Providing For Severability; Providing For Inclusion In The Code Of Ordinances And Providing For An Effective Date.

**B. Ordinance [2021-19](#),** Amending The Future Land Use Map (FLUM) From Residential Medium (RM) To Mixed Use Commercial (MU-C) For Property Described As Part Gov’t Lot 1 And Part Gov’t Lot 2, Part Parcel 3 And Adjacent Bay Bottom South Of And Adjacent Part Gov’t Lot 1, Key Vaccas, Marathon, Monroe County, Florida, Having Real Estate Number 00104260-000000; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The Department Of Economic Opportunity; And Providing For An Effective Date Upon The Approval Of This Ordinance By The Department Of Economic Opportunity.

**C. Ordinance [2021-20](#),** Amending The Zoning Designation From Residential Medium (Rm) To Mixed Use (MU) For Property Described As Part Gov’t Lot 1 And Part Gov’t Lot 2, Part Parcel 3 And Adjacent Bay Bottom South Of And Adjacent Part Gov’t Lot 1, Key Vaccas, Marathon, Monroe Co., Florida, Having Real Estate Number 00104260-000000; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Community Affairs; And Providing For An Effective Date Upon The Approval Of This Ordinance By The State Department Of Economic Opportunity.

## **10. Resolutions For Adoption**

**\*A. Resolution [2021-59](#)** Approving Grant Agreements Nos. 2659 Between The City And The Monroe County Tourist Development Council For Repairs to the Community Park Amphitheater; Appropriating Funds; And Providing For An Effective Date

**\*B. Resolution [2021-60](#)** Approving An Agreement Between The City Of Marathon, Florida And The Firm Of Lori Lehr, Inc To Assist The City In Completing Revisions To The City's Community Rating System Documents With The Intent Of Achieving A Higher CRS Rating; Said Rating Increase, If Achieved, Will Reduce The Cost Of Flood Insurance To Property Owners In The City; Appropriating Funds; And Providing For An Effective Date.

**\*C. Resolution [2021-61](#),** Approving A Contract Between The City And The Monroe County Sheriff's Office For Local Police Services In An Amount Not To Exceed \$2,180,955 For FY21/22; Authorizing The City Manager And City Attorney To Finalize The Terms And Conditions Of The Contract; Authorizing The City Manager To Execute The Contract And Appropriate Funds On Behalf Of The City; And Providing For An Effective Date

**D. Resolution [2021-62](#),** Impose And Provide For Collection Of Wastewater Special Assessments For Service Areas 1, 3, 4, 5, 6 And 7 (Including Little Venice And The Supplemental Assessment Program) For Fiscal Year Commencing October 1, 2021; Approving The Assessment Roll; Providing For Collection Of The Assessments; And Providing For An Effective Date

**E. Resolution [2021-63](#),** Imposing The Annual Stormwater Utility Special Assessments For Fiscal Year Commencing October 1, 2021; Approving The Assessment Roll; Providing For Collection Of The Assessments; And Providing For An Effective Date

**\*F. Resolution [2021-64](#),** Providing For Delegation Of Authority For The City Manager To Give Authorization To Sign As The Responsible Entity Agency Official Or Certifying Officer; And Providing For An Effective Date

**\*G. Resolution [2021-65](#),** Adopting Economic Development & Resilience Strategy; And Providing For An Effective Date

**\*H. Resolution [2021-66](#),** Approving Change Order No. 3 To Contract Between The City And Discount Rock & Sand, Inc. In The Current Amount Of \$123,237.50 For Construction Of Sombrero Area Stormwater Improvements; Increasing The Contract In An Amount Not To Exceed \$940.00 to Raise Two Well Structures On Sombrero Beach Road for Safety Concerns; Authorizing The City Manager To Execute The Change Order And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

**\*I Resolution [2021-67](#),** Approving the 2021 *CDBG-DR* Grant Funded Projects Design, Permitting, Bidding and CEI Services Work Authorization For The Weiler Engineering Corp. In The Amount Of \$1,412,050.50. These Projects Were Proposed After Irma For Hardening Of The City's Infrastructure, Authorizing The City Manager To Execute The Contract; And Provide For An Effective Date.

**11. Citizens' comments** [2 minutes per individual - Each individual has one opportunity to speak.]

**12. Council comments**

**13. 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.