



**City of Marathon City Council Agenda
9805 Overseas Hwy., Marathon, FL
Tuesday, January 10, 2023 5:30 P.M.**

(*Denotes Item Is Passed By Consent Upon Approval of Agenda)

Public Comments taken on all times and at 6:30pm time certain for items not on the agenda or as soon as possible thereafter of after the last agenda item; whichever comes first.

City Council Items

- *A. Approval of [Minutes](#)
- B. Martin Luther King Jr. [Day of Service](#)
- C. BPAS Fee Discussion (Councilmember Smith) (Continued from December 13, 2022)
- D. Non-Profit Grants Discussion/County's Procedures (Councilmember Still) (Continued from December 13, 2022)

City Manager Report

- * A. Grants [Update](#)
- * B. Building [Report](#)
- * C. Park and Recreation [Report](#)
- * D. Marathon Fire Rescue [Report](#)
- * E. Marina [Report](#)
- * F. Code [Report](#)
- * G. Public Works [Report](#)
- H. Council Update And Request For Specific Direction Concerning The Amendment Of The City's [Building Permit Fee](#) Schedule **CONTINUED DISCUSSION FROM DECEMBER 13TH MEETING.**
- K. Permission To Develop A Scope Of Work And Estimated Costs, Seek Bids, And Develop Contracts Intended To Replace The Air Conditioning System At City Hall.

Quasi-Judicial Public Hearings:

- A. [Resolution 2023-01](#) Consideration Of A Request For A Conditional Use Permit For A Plat And Site Plan Approval As Submitted By QOF, Inc. For A Plat Pursuant To Chapter 102, Article 10 Of The City Of Marathon Land Development Regulation (LDRS) Entitled "Subdivision Of Land/Plats And Re-Plats," Particularly, 4800 Overseas Hwy Unit 14 Which Is Described As Thompson And Adams Subdivision PB2-24, Part Lot 4 And Adjacent Filled Bay Bottom And Adjacent Bay Bottom (A/K/A Parcel D & Bay Bottom Parcel A), Section 10, Township 66 South, Range 32 East, Key Vaca, Marathon, Monroe County, Florida, Having Real Estate Number 00327140-000200. Nearest Mile Marker 50.
- B. [Resolution 2023-02](#) Consideration Of A Request By David Crum For A Conditional Use Permit, Pursuant To Chapter 102, Article 13 Of The City Of Marathon Land Development Regulations ("the Code") Entitled "Conditional Use Permits", Authorizing The Development Of A Restaurant/Bar, Marina/Boat Rentals, Retail Shop/Convenience Store, and Affordable Housing Units At The Property Located At Vacant Land Overseas Highway, Which Is Legally Described As 11 66 32 Key Vaccas Part Government Lot 2 and Bay Bottom North Of And Adjacent To Part Lot 2, Marathon, Monroe County, Florida, Having Real Estate Number 00103770-000000. Nearest Mile Marker 50.

Ordinances for First Public Hearing

- A. [Ordinance 2023-01](#), Amending The City's Code Of Ordinances, Chapter 26, "Streets, Sidewalks, And Other Public Places." In Order To Modify A Portion Of The Chapter, To Add A New Article Iv, And Renumber Articles And Sections; Accordingly, And Providing For An Effective Date.

Resolutions For Adoption

- *A. [Resolution 2023-03](#) Authorizing The Purchase Of Cancer Decontamination Equipment And Installation Fees For Station 14, In An Amount Not To Exceed \$37,995.00.; Authorizing The City Manager To Appropriate Funds On Behalf Of The City; And Providing For An Effective Date.
- *B. [Resolution 2023-04](#) Awarding The Contract For Modification The Area 3 Vacuum Main To Reynolds Construction, LLC In An Amount Not To Exceed \$39,890.00; Authorizing The City Manager To Enter Into Agreements In Connection Therewith, Appropriating And Expending Budgeted Funds; And Providing For An Effective Date.
- C. [Resolution 2023-05](#), Adopting A Fee Schedule For The Donation Of Moneys Either For The Land Acquisition Or For Affordable Housing As Provided In Section 107.09 1. And 2. "Lot Dedication Or Cash In-Lieu Of Dedication," As Part Of The BPAS Scoring System; Providing For An Effective Date.
- *D. [Resolution 2023-06](#), Approving The Professional Service Agreement Between The City And Bermello Ajamil & Partners, Inc. For Civil Engineering Design Services Associated With The Re-Development of the Quay Property In An Amount Not To Exceed \$99,910.00; Authorizing The City Manager To Execute The Contract And Expend Funds On Behalf Of The City; And Providing For An Effective Date.
- *E. [Resolution 2023-07](#), Approving The Professional Service Agreement Between The City And Cummins Cederberg Costal & Marine Engineering. For Marine Engineering Design Services Associated With The Re-Development of the Quay Property In An Amount Not To Exceed \$99,910.00; Authorizing The City Manager To Execute The Contract And Expend Funds On Behalf Of The City; And Providing For An Effective Date.

***F.** [Resolution 2023-08](#), Approving A Standard Local Agency Program Agreement Between The City Of Marathon And The Florida Department Of Transportation To Receive Federal Funds For The Replacement Of the 117th Street Bridge; Authorizing The City Manager To Execute The Agreement And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***G.** [Resolution 2023-09](#), Approving A Lease Agreement Between The City Of Marathon And The Florida Department Of Transportation For The Utilization Of Property Owned By FDOT within The Limits Of The Seven Mile Marina Property; Authorizing The City Manager To Execute The Agreement And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***H.** [Resolution 2023-10](#), Approving A Change Order To The City's Contract With Brightview Landscape Services In the Amount of \$132,592.42 For The Renovation/Restoration Of The North And South Baseball/Softball Fields At Community Park As Required To Accommodate The Junior And Senior Divisions Of The Little League Program; Authorizing The City Manager To Execute The Agreement And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

***I.** [Resolution 2023-11](#), Approving A Lease Agreement Between The City Of Marathon, Florida And Pigeon Key Foundation For A Term Of Three Years With Rights Of Lease Extensions In Three-Year Increments; Providing For Term, Rent, Utility Considerations, Use Provisions And Restrictions; Providing For Lessor And Lessee Responsibilities; Providing For Indemnification And Insurance Requirements; And Providing For An Effective Date.

K. [Resolution 2023-12](#), Approving A Resolution And Settlement Agreement Between The Parties Identified As The City Of Marathon, Florida, The Florida Department Of Economic Opportunity, And Boat Works Investments LLC Concerning The Project Known As Boatworks; And Providing For An Effective Date.

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.