



**City of Marathon City Council Agenda  
9805 Overseas Hwy., Marathon, FL  
Tuesday, September 10, 2024 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. Diaper Awareness Week [Proclamation](#) (Mayor Still)
  - C.
6. **City Attorney Items**
  - A. Authorization to **initiate litigation** against GEORGE GLEADALL and ELENA GLEADALL and their property, **1696 74<sup>th</sup> Street**, Marathon, FL 33050, to enforce the lien(s) arising from code compliance case number [C-21-110](#).
  - B. Authorization to **initiate litigation** against YOEL LOPEZ and DAYANIS CORDOVI and their property, **369 110<sup>th</sup> Street**, Marathon, Florida 33050, to enforce the lien(s) arising from code compliance case number [C2019-0212](#).
  - C.
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 2024-75](#), Approving The Ranking And Allocations Of The Market Rate And Affordable Residential Building Permit Allocation System (RBPAS) For Period 1, Year 33 (July 14, 2024 To January 13, 2025); And Providing For An Effective Date.

B. [Resolution 2024-76](#), A Resolution Of The City Council Of The City Of Marathon, Extending The Approval Of The Allocations Of The Early Evacuation Building Permit Allocation System (EE-BPAS) Under Resolution 2021-77, Providing 6 Months From The Date Of This Resolution For The Permits To Be Issued; And Providing For An Effective Date.

## 9. Ordinance For Second Public Hearing and Enactment

A. [Ordinance 2024-09](#), Modifying Sections 32-31 And 32-34 Of The City Code Of Ordinances, “Prohibition Or Restrictions On Stopping Or Parking Vehicles; Signs To Be Erected; Penalties” And “Tow Away Zones” In Order To Increase The Penalty For No Parking To \$500.00 For The Sombrero Beach Right Of Way Area And Remove The Sombrero Beach Road Tow Away Zone From The Code Of Ordinances; Providing For Removal Of Any Sections Of The Code Found In Conflict With This Change In The Ordinance; Providing For Severability; Providing For Incorporation Into The Code Of Ordinances; And Providing For An Effective Date.

## 10. Resolutions for Adoption

A. [Resolution 2024-77](#), Declaring The Intention Of The City To Consider Adoption Of An Ordinance Amending The City’s Land Development Regulations Relating To Chapter 102, Article 13, “Conditional Use Permits”, Section 102.74 “Application Process,” Chapter 103, Article 3, Table 103.15.1, “Uses By Zoning District,” Chapter 104, Article 1, Section 104.51.1 Titled “Single-Family Dwellings (7 Bedrooms Or More),” And Chapter 110, Article 3, “Defined Terms”; Extending the Zoning In Progress For A Period Of One Hundred And Eighty Days Or Until The Adoption Of An Ordinance, Whichever Shall Occur First; Directing The Planning Department To Study And Recommend Amendments To The City’s Land Development Regulations Related To Large Single Family Home Residential Developments; Providing For Public Notice Of Zoning In Progress And Required Compliance; Providing That From The Date Of Adoption Of This Resolution And During The Pendency Of Consideration Of Such Ordinance By The City, The City Will Not Process Or Approve Development Applications Related To Large Single Family Home Residential Developments; Providing For Severability; And Providing For An Effective Date.

\*B. [Resolution 2024-78](#), Authorizing The City Attorney To Bid Up To The City’s Code Enforcement Lien Value (\$279,000) At The Foreclosure Sale On The Property Located At 347 Guava Avenue, Marathon, Florida 33050; And Providing For An Effective Date.

\*C. [Resolution 2024-79](#), Authorizing A “Piggy-Back” Purchase Pursuant To The City’s Purchasing Policies And Procedures And Approving The Purchase Of Thompson Large Capacity 6inch Suction Pump Under The Florida Sheriff Association Contract No. FSA23-EQU21.0 From Thompson Pump & Manufacturing Company, Inc. In An Amount Not To Exceed \$49,971.00; Authorizing The City Manager To Enter Into Agreements In Connection Therewith, Appropriating And Expending Funds; And Providing For An Effective Date.

\*D. [Resolution 2024-80](#), Approving A Grant Award from FDEP for Resurfacing the Basketball Court at Community Park along with New Fencing and Striping for Pickleball And Expend Budgeted Funds And Appropriate Funds In The Amount Of \$122,950.00; And Providing For An Effective Date.

**\*E.** [Resolution 2024-81](#) Authorizing A “Piggy-Back” Purchase Pursuant To The City’s Purchasing Policies And Procedures And Approving The Purchase of a Caterpillar 303 Excavator Under The Florida Sheriff’s Bid Contract FSA23-EQU21.0 From Kelly Tractor Co., In An Amount Not To Exceed at total of \$49,500.00; Authorizing The City Manager To Enter Into Agreements In Connection Therewith, Appropriating And Expending Budgeted Funds; And Providing For An Effective Date.

**\*F.** [Resolution 2024-82](#), Approving Professional Services Agreement With Raftelis Financial Consultants, Inc., For The Continued Development and Maintenance of Marathon Utility Information System In An Amount Not To Exceed \$60,000.00; Authorizing The City Manager To Execute All Necessary Documents On Behalf Of The City And Expend Budgeted Funds; And Providing An Effective Date.

**\*G.** [Resolution 2024-83](#), Approving a Contract with McCourt Construction for Resurfacing the Basketball Court at Community Park along with Striping for Pickleball And Expend Budgeted Funds And Appropriate Funds In The Amount Of \$55,800; And Providing For An Effective Date.

**\*H.** [Resolution 2024-84](#), Approving a Contract with McCourt Construction for Resurfacing and Restriping the Tennis Courts at Community And Expend Budgeted Funds And Appropriate Funds In The Amount Of \$55,800; And Providing For An Effective Date.

**\*I.** [Resolution 2024-85](#) Authorizing A “Piggy-Back” Purchase Pursuant To The City’s Purchasing Policies And Procedures And Approving The Purchase of one 2025 Chevy Silverado 2500HD double cab pickup 2WD WT 8' BED with utility body and one (1) 2025 GMC Sierra 1500 Crew Cab Pickup 4WD 157" WB Work Truck with 6.5' Bed Under The Florida Sourcewell (formerly NJPA) From Alan Jay Fleet Sales, In An Amount Not To Exceed at total of \$112,050.00; Authorizing The City Manager To Enter Into Agreements In Connection Therewith, Appropriating And Expending Budgeted Funds; And Providing For An Effective Date

**\*J.** [Resolution 2024-86](#), Approving Change Order #1 for PSA 23-6 Area 7 Disk Filter Construction Administration to Weiler Engineering Corporation.; Approving an increase in contract amount of \$51,725.00; Authorizing the City Manager To Execute The Change Order And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

## **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](mailto:clavierd@ci.marathon.fl.us) if you would like to receive any of the items on the agenda by email.