



**City of Marathon City Council Agenda
9805 Overseas Hwy., Marathon, FL
Tuesday, November 12, 2024 5:30 P.M.**

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Resolution 2024-107**, Accepting The Results Of The Municipal General Election Held November 5, 2024 For The Election Of Two At Large City Council Seats; And Providing For An Effective Date
 - A. Swearing in of Council Members
 - B. Mayor and Vice Mayor Selection
- 5. 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.]
- 6. City Council Items**
 - *A. Approval of Minutes
 - B. Carlos Solis, P.E., Public Works Director Recognition of 15 Years of Service
 - C.
- 7. City Manager Report**
 - * A. MCSO Marathon Substation Report
 - * B. Grants Update
 - * C. Public Works Report
 - * D. Building Report
 - * E. Marathon Fire Rescue Report
 - * F. Marina Report
 - *G. Code Report
 - H. Updated Vehicle Policy
 - I. Beach Raking Contract Discussion
 - J.
- 8. 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.**

9. Ordinances for Final Public Hearing and Adoption

A. Ordinance 2024-10, Amending the City's Land Development Regulations Relating to Chapter 107, Article 5, "Setbacks and Height", Section 107.36 "Exception To Setback"; 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 Florida Commerce After Final Adoption By The City Council; Providing For Inclusion In The Code Of Ordinances And Providing For An Effective Date.

10. Ordinance for First Public Hearing

A. Ordinance 2024-13, Amending Chapter 2, Article 6, Division 2 Of The Code Of The City Of Marathon, Pertaining To Purchasing Requirements; Providing For Severability; Providing For Inclusion In The Code; And Providing For An Effective Date

11. Resolutions For Adoption

***A. Resolution 2024-108**, Authorizing The City To Extend The Agreement With Ballard Partners, Inc. 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

***B. Resolution 2024-109**, Awarding Change Order #2 For the SA7 Filter Upgrades Project To Reynolds Construction.; Approving A Change In Contract Amount From \$11,413.33; 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 2024-110**, Waiving The City's Purchasing Policies And Procedures And Approving A Sole Source Purchase Of Wastewater Treatment Membrane Upgrades For Service Area 5 Wastewater Treatment Facility From Kubota Membrane USA, In An Amount Not To Exceed \$269,183.00; Authorizing The City Manager To Execute Purchase Orders; Appropriating Funds On Behalf Of The City; And Providing For An Effective Date

***D. Resolution 2024-111**, Approving An 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

***E. Resolution 2024-112**, Amending The City's Fiscal Year 2023-2024 Budget; And Providing For An Effective Date.

***F. Resolution 2024-113**, Approving An Amended Agreement Between The City Of Marathon And Jeff D. Vastola, Esq. For Code Enforcement Special Magistrate Services; And Providing For An Effective Date.

***G. Resolution 2024-114**, Amending A Grant Agreement With The Florida Department Of Environmental Protection LP44044; Authorizing The City Manager To Execute The Grant Amendment On Behalf Of The City; And Providing For An Effective Date

***H Resolution 2024-115**, Amending A Grant Agreement With The Florida Department Of Environmental Protection For Deep Well, Transmission Piping & Pumping Station Project LP0724; Authorizing The City Manager To Execute The Grant Amendment On Behalf Of The City; And Providing For An Effective Date

***I Resolution 2024-116**, Approving A Lease Agreement Between The City Of Marathon, Florida As The Owner, And Boot Key View Condominium As Lessee For Submerged Lands Identified By Real Estate Number 00355400-000000; Including, But Not Limited To Establishing A Lease Area, Lease Amount, Lease Duration, And Release Of Liability; Authorizing The City Manager To Execute The Lease Agreement On Behalf Of The City; And Providing For An Effective Date.

***J Resolution 2024-117**, Authorizing The City To Continue An Agreement With The Southern Group For Professional Consulting And Lobbying Services Before The Legislature Of The State Of Florida; Authorizing The City Manager To Finalize And Execute The Agreement; And Providing An Effective Date

***K Resolution 2024-118**, Accepting The Responsible Bid And Approving A Contract Between The City And Advanced Construction Corp.; In An Amount Not To Exceed \$153,480.68 For The Tiki Structure At Oceanfront Park; Authorizing The City Manager To Execute The Contract And Appropriate Funds On Behalf Of The City; And Providing For An Effective Date

***L Resolution 2024-119**, Authorizing The Purchase If A New CCT Rescue Under Bid #16-VEF12.0 From Emergency Tactical Rescues For An Amount Not To Exceed \$289,154. This Resolution Authorizes The City Manager To Permit Department Head To Engage And Accept The Proposal. Authorizing The City Manager To Expend Budgeted Funds And Appropriating Funds On Behalf Of The City; And Providing For An Effective Date

***M Resolution 2024-120**, Approving The Purchase With M&M Stellar Technologies, LLC to provide SCADA computer/software and On-Going Maintenance, In An Amount Not To Exceed \$35,000.00; Authorizing The City Manager To Enter Into An Agreement, Appropriating And Expending Budgeted Funds; And Providing For An Effective Date.

N Resolution 2024-121, Providing A Recommendation To The Monroe County Board Of County Commissioners Regarding The Number Of Additional Residential Building Permit Allocations Marathon Would Like To Receive In Potential Future Allocations; Providing For Transmittal Of This Resolution To Certain People With The County; Providing For Transmittal Of This Resolution To Florida Commerce; And Providing For An Effective Date.

***O Resolution 2024-122**, Approving Change Order #2 To The Contract With Pedro Falcon Contractors, Inc. In An Amount Not To Exceed \$80,587.18 For The Power Conditioning Project; Authorizing The City Manager To Execute A Contract And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

P Resolution 2024-123, Approving A Request To Receive And To Utilize Surplus Tourist Development Council (TDC) Funds For Authorized Affordable Housing Project Types; Requesting That Any Funds Which May Not Be Used In Other DAC Districts Be Made Available To The City Of Marathon, Florida Upon Request By The City And Approval By The TDC And Monroe County Board Of Commissioners; And Providing For An Effective Date

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 if you would like to receive any of the items on the agenda by email.