



City of Marathon City Council Agenda
Marathon Government Center, 2798 Overseas Hwy., Marathon
Tuesday, August 11, 2015, 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.]
5. **City Council Items**
 - *A. Approval of [Minutes](#)
 - B. State Lobbyist [Contracts](#) (Ballard Parters, Ronald Book) Expiration September 1, 2015
 - C. TDC Grant Funding [Request](#) (Vice Mayor Senmartin)
 - D. Community [Announcements](#)
6. **City Manager Report**
 - A. Marina Departmental [Report](#)
 - B. Building and Code Departmental [Report](#)
 - C. Monroe County Sheriff's [Report](#)
 1. Request to buy back vehicles
 - D. Planning Departmental [Report](#)
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 and 30 minutes total time for this agenda item.] **6:30 PM OR AS SOON AS POSSIBLE THEREAFTER OR AFTER THE LAST AGENDA ITEM; WHATEVER COMES FIRST**
8. **Ordinances for First Public Hearing:**
 - A. Ordinance 2015-08, Repealing Chapter 26, Article 1 Of The City Code Of Ordinances; Providing For The Adoption Of A New Article 1, Entitled "Abandonment Of Right-Of-Way," To Include New Procedures For Abandonment Of City Owned Right-Of-Way, Provisions For Definitions, General Procedures, Applications And Privilege Fees, Petition Application Procedures, Review Of Petition, Notice Of Intent, And Review By The City Council; 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 (Continued from July 28, 2015)**
9. **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 2015-81, Approving A Request for an Extension of One (1) Year for the Development Agreement for Marlin Bay Yacht Club.**

10. Resolutions for Adoption

A. Resolution [2015-82](#), Establishing Guidelines And Criteria For Vehicle Purchase And Replacement; And Providing For An Effective Date

***B. Resolution [2015-83](#)**, Approving A Contract Between The City And Esciences In An Amount Not To Exceed \$40,890.00 To Complete The City Of Marathon Tree Inventory And Urban Forestry Master Plan; 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 Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date

***C. Resolution [2015-84](#)**, Approving A Fifth Amendment To The Contract Between The City And Gonzalez Brothers Landscaping, Inc. For Landscaping And Facilities Maintenance Services In An Amount Of \$482,000.00, To Extend Same For A Two Year Period With An Optional 2 Year Renewal; Authorizing The City Manager To Execute The Third Amendment And Expend Budgeted Funds On Behalf Of The City; And Providing An Effective Date

***D. Resolution [2015-85](#)**, Waiving The City's Competitive Bidding Procedures And Approving A Direct Purchase Of Wastewater Equipment, Repair Services And Supplies From Nearshore Electric, Inc., In An Amount Of \$51,635; Authorizing The City Manager To Execute Purchase Orders Therewith And Appropriating Funds On Behalf Of The City; And Providing For An Effective Date

***E. Resolution [2015-86](#)**, Approving Contracts With, Tera Tech. And Witt-O'Brian's, For Emergency Disaster Debris Removal Monitoring Services On An As Needed Basis. Authorizing The City Manager To Execute The Agreement On Behalf Of The City And To Expend Reimbursable And Necessary Funds As Needed; And Providing For An Effective Date

F. Resolution [2015-87](#), Approving A Contract Between The City And Vernis And Bowling Of The Florida Keys To Serve As The Primary Alternative Counsel Other Than The City Attorney For Litigation And Conflict Representation As Well As Any Special Projects Requested By The City, Authorizing The Mayor To Execute The Agreement On Behalf Of The City, Expend Budgeted Funds; And Providing For An Effective Date.

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

12. Council comments

13. Adjournment

The public hearings will commence at 5:30 p.m., or as soon thereafter as business permits, at the Monroe County Government Center, 2798 Overseas Hwy. in Marathon. All interested persons are invited to attend the meeting and participate in the discussion; or, written comments may be sent to the City of Marathon, c/o City Clerk, 9805 Overseas Hwy, Marathon, FL 33050. 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 & 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 at (305) 289-5020 at least two 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