

Town of Marble  
Minutes of the Board of Trustees  
August 1, 2019

A. Call to order & roll call – The meeting was called to order by Mayor Ryan Vinciguerra at 7:10 p.m. Present: Ryan Vinciguerra, Charlie Manus, Larry Good. Tim Hunter (7:35) Emma Bielski (7:45). Also present: Ron Leach, Town Administrator and Terry Langley, minutes.

B. Approve previous minutes – Approval of the minutes for the three July meetings is tabled until the September meeting to allow for review.

C. Administrator Report

a. Current bills payable August 1, 2019, Ron – The current bills payable are on page 1 of the financial packet included with the board packet. Larry Good made a motion to pay the bills as listed. Charlie Manus seconded and the motion passed unanimously.

b. Discussion of 2020 budget, Ron – Ron explained that he wanted to set the stage for budget discussion to begin at next month's meeting. The income statement is on the last two pages of the packet. To date approximately 35% of expected revenue has come in. Part of this is due to anticipated revenue from the parking program that has not been approved as of this meeting. Sales tax for the summer season is not in yet and will come in in the Fall. A suggested topic for the budget discussion might include raising sales tax. He pointed out that the town spent more than budgeted on snow removal due to the big snow year, but that nothing else is over budget.

Steve Lucht said that the city only gets 2.9% of the sales tax, with the rest going to the county and state and that raising taxes will require a vote. Ryan said that Marble has the lowest sales tax in the area and there is room for an increase and that much of that would come from tourists rather than local residents. Ron reported that sales tax to the city amounted to about 30,000 last year. Steve pointed out that every 1% would increase revenues by \$11,000.

Ryan reported on some items that the board designated as goals for 2020 that would need to be part of the budget discussion:

- Planning for road improvements and coming up with a schedule for those improvements. He proposes dividing the town into quadrants and then looking at needs and usage with input from the public. He would like to look at recycled asphalt as an alternative. Pros: life of the product, dust mitigation, drainage, affordability and environmental benefits of using recycled materials. Cons: mix of colors. Brian Suter said that there are issues with municipalities using recycled asphalt, including applying in advance to use this and it is not always available to municipalities.
- Water augmentation
- Enforcement/court system
- Jail House preservation/Parks
- LKL program

c. Lead King Loop working group report, Ron – postponed to later in the meeting.

d. Discussion with Gunnison County Sheriff, John Gallowich – Sheriff Gallowich introduced himself and spoke to some of the Marble issues. Lead King Loop – Deputies can enforce all county and state regulations and laws. With a Memorandum of Understanding (MOU) the Forest Service will pay the sheriff's office to increase patrols in some areas and he would like to see that type of program in areas identified by the town. Corporal Scott Leon patrols Marble now. Sheriff Gallowich said that they are currently sending additional personnel into the area and that speeding citations are on the increase. He said there needs to be other methods to slow folks down – perhaps placement of a mobile radar unit. They hope to have a second person assigned to Marble. Undersheriff Scott Jackson is also at the meeting tonight. Judy Morande asked if they were issuing tickets to ATVs on CR 3. Sheriff Gallowich said that has not started yet, but it is coming, not only on CR3 but on other county roads as well. They now have a side by side that will have sheriff's office markings and be used for rescue as well as enforcement. A question was asked about allowing both ATVs and golf carts on the town roads. The sheriff explained that the town can allow it, but when a county or state road is involved, the town cannot override county or state laws. Mike Yellico suggested working also with CPW for enforcement cooperation in Beaver Lake. They can enforce those rules now. Connie Manus expressed concern about children driving 4 wheelers and motorbikes and their safety. Tim Hunter asked if, when they were patrolling LKL and toward Crystal, they would only write citations on the roads or would enforcement include illegal off-road, illegal campfires, etc. The sheriff said that, if it is strictly a federal law, such as living in the forest, it would have to go through the forest service. Otherwise, they can enforce it. Martha Roberts said that another issue is 4-5 children on a vehicle that is speeding through town. He said that if there is a particular time that can be identified as to when these things occur, it makes it easier to have enforcement. Lisa Hornbach suggested calling the parents before involving law enforcement. The Sheriff said that if they know who the parents are, they can call the parents. Ryan asked how long it takes to work out a MOU with the Forest Service. The Sheriff said that the time to start is now to have it in place for next year. It is normally extra duty for the deputies. He would like to see someone full time in the Marble area. Mike suggested putting the MOU on the agenda for next month. The Sheriff explained that it would be done through the sheriff's office, the county commissioners and the Forest Service.

c. Lead King Loop (LKL) working group report, Ron – (postponed to after the discussion with the Sheriff). Ron introduced Corinne Truesdale from Western Colorado University Environmental Management's Masters program and Maddie Rehn, project coordinator for the Center for Public Lands. Ms. Rehn presented a written proposal for assisting the LKL working group. Corinne said that she would like to talk to anyone with concerns about the LKL. She explained that her role and goals is focusing on the LKL and the impacts it has on the town and finding ways to make usage work for both town and visitors. Corinne explained that the first step is to collect data and information from stakeholders, develop a convening report containing those results and possible solutions and have it ready to hand off to the forest service or another student if she graduates before the project is complete. Funding for her expenses was discussed. A small grant has been received to help with the kick off of the project. Additional funds (\$1250) have been donated and raised. Another grant requires some matching funds from the county and/or town and donations of such things as lodging and vehicles can go toward that match. Ron will be asking for funds in the 2020 budget. The county commissioners will be here on Oct. 10 and we will request that they budget some funds as well. Additionally, we need a sponsoring

government agency to be the lead and to sign grant applications. He suggests the town council take on that role due to the impact the LKL has on the town. Ron suggested using the ATV fees collected at the campground toward the project. Emma Bielski made a motion for Ron to release the \$1250 for Corinne's expenses as necessary. Larry Good seconded and the motion passed unanimously. Larry asked for a schedule of Corinne's visits as soon as possible. Ryan suggested tying visits to the council meeting. Larry Good made a motion that the town pursue the intent become the lead agency for the project. Emma Bielski seconded. She suggested getting a letter of support from the other agencies involved. The motion passed unanimously. Tim Hunter said he would help with transportation for Corinne to get up on the loop, either jeep or ATV.

e. Discussion regarding joining the Community Resource Center (CRC), Emma – Emma explained that the CRC is a state-wide agency that provides access to a lot of agencies and informational and financial resources. It costs approximately \$146 to become a member. Membership includes an incredible grant data base. The purpose of the CRC is to get urban funds into rural communities. Emma Bielski made a motion that the town join the CRC to join. Larry asked if this gave us access to a membership website. He asked if it was a national organization. It is, with a Colorado chapter. Charlie Manus seconded and the motion passed unanimously. Ron will take care of this.

#### D. Mayor's Comments

a. Consider for approval Marble Charter School Special Event Liquor Permit application for Lead King Loop, Ryan – Notice was posted as required by law. No complaints or concerns have been received. Larry Good made a motion to approve the application. Tim Hunter seconded and the motion passed unanimously.

#### E. Current Land Use Issues

a. Consider for approval Ordinance #2-2019 Slow Groovin land lease expansion application, Nial Ryan recused himself. Ron explained that this was discussed at the last meeting and the attorney has prepared the new exhibit A which is included in the packet. Larry Good asked about the fact that there is no mention of the square footage or the agreed upon cost included in the lease. Ron explained that those terms were included in the original lease and those remain the same. The original lease was not negotiated on a square foot basis. Emma Bielski made a motion to approve the ordinance. Larry Good seconded and the motion passed unanimously. Ryan explained that this was an addition to the previously approved lease.

Ryan stepped back in to chair the meeting.

b. Consider for approval Ordinance #3-2019 Short Term Rental proposal, Ryan – Ryan explained that Kendall had amended the original proposed ordinance to address previously discussed concerns. There is no longer a requirement to list a secondary contact person. Requirement of inspections will only be conducted when there is probable cause. Gary Bascom asks who determines probable cause. Ryan said this would be a complaint driven process. Gary asked if posting the business license number in advertising was necessary. Larry said that this identifies the property for lodging tax purposes. Ryan said this also lets consumers know that this property is legitimate and not a scam. Brian Suter said that

the companies like VRBO do not collect the lodging taxes. Gary asked about the clause prohibiting the use of property for uses other than sleeping. Ryan said that this is to prohibit commercial uses, such as holding an event with charges at the door. Gary asked about the requirement for \$1,000,000 in insurance. He said the state required \$600,000. Where did the number come from? Ryan said that this was a somewhat standard number. Tim agreed. Brian Suter said that risk is set by category and the state minimum for short term rental is \$600,000. Larry asked about a commencement date and suggested bundling it with the regular business licenses in the spring. He suggested instructions in the next newsletter. Ron said that May for the business licenses is just because that is when they have always done it. He suggested going with January 1 for both business license renewals and for the STR licenses. Larry Good made a motion that the commencement date be Jan 1 running through Dec 31. Emma Bielski seconded. The motion passed unanimously. Brian asked for clarification on the application fee – is this a one-time fee or an annual fee? Ryan said this is a one-time fee for a first-time STR/business application. Renewal of business license is an annual fee. Brian asked if there was too much in the ordinance itself, stating that it would require redoing the code with every change. Ryan said that Kendall and the town took these things into account. Larry Good made a motion to approve the ordinance with the agreed upon dates. Emma Bielski seconded. The motion passed unanimously.

C. Manus lot consolidation. Ron said that Charlie Manus and Connie Hendrix are requesting to consolidate their four lots into one. Ron said that they are going through the process required by law and have paid the \$200 application fee. The county approved the consolidation a year ago and they are now going through the town process. It is hoped to have it all done and ready for a vote at the September meeting.

#### F. Old Business

a. Discussion of road & bridge improvement schedule, 10 minutes, Ryan – discussed this in the budget discussion.

b. Discussion of proposed recycle program & trash receptacles, Ryan – This has been previously presented and now needs a decision on timing, whether to begin this year or wait until 2020. Current plans include having it open two days a month with volunteer staffing with access to anyone. Discussion of hours and costs followed. Ryan's goal is to have this ready for a vote in September and to possibly begin in October.

#### G. New Business

a. Consider request for funding for MF stage improvements in 2020, Amber – Mike offered a free day of work depending on the scope of work. Further information will be needed.

H. Adjourn – Emma Bielski made a motion to adjourn. Larry Good seconded and the motion passed unanimously. The meeting was adjourned at 9:50 p.m.

Respectfully submitted,  
Terry Langley