

Town of Marble
Minutes of the Regular Meeting of the Board of Trustees
January 3, 2019

A. Call to order & roll call of the Regular Meeting of the Board of Trustees – The meeting was called to order by Mayor Ryan Vinciguerra at 7:00 p.m. Present: Ryan Vinciguerra, Charlie Manus, Tim Hunter, Emma Bielski. Absent: Larry Good. Also present: Ron Leach, Town Administrator and Terry Langley, minutes. Attending by phone: Kendall Burgemeister, Town Attorney.

B. Approve previous minutes – Emma Bielski made a motion to approve the minutes. Tim Hunter seconded and the motion passed unanimously.

C. Mayor's Comments

a. Discussion, water augmentation plan status, Ryan & Tom Zancanella – Ryan introduced Tom and Tony Zancanella of Zancanella & Associates in Glenwood Springs. Tom said that he has 30 years' experience in water rights and water issues and is a Marble property owner. He explained Colorado doctrine and how water rights were established. Marble originally had a pump and pipe line up on Carbonate Creek and the water was appropriated in the 1900s but they did not adjudicate it until much later. Ditches downstream have senior water rights. It is possible to get water contracts that solve a cameo call scenario but does not satisfy senior rights on the Crystal. This may require developing some reservoir storage. The town of Marble would be borrowing a certain amount of water and a portion would be returned to the river. Consumptive use (household use, septic/leach fields and evaporation) is what has to be replaced to the river. Under a hard call on the water, the town can only use the water in house for domestic use – no lawn or garden irrigation. Water can be put into a reservoir when water is plentiful and released when there is a call on the water. Tim asked if the town could build a water shed and then release it to the ditch and into Beaver Lake. Tom said that would probably be too small. Tony said that, looking at diversion uses, Marble has a fairly tight system with usage of 370-410 gallons per tap per day. The ideal place to release would be above the wells. There is a large ground water aquifer between Carbonate Creek and the Crystal river. CPW got a similar letter stating that Beaver Lake is also a junior right and that the evaporation rate affects the river level and the water is subject to a call. Historical studies need to be done on both wet and dry years. Reservoir storage needs need to be calculated. Emma asked about what would happen after the fact gathering. Tom said that they would work with the town's water attorney and the state engineer to develop a plan. The involvement of the Marble Water Company would be part of this. Kendall Burgemeister said that the depletion amounts need to be determined and that this is what the current scope of work is limited to. Ron explained that there had already been work done to find an alternative well site and water for East Marble – other things that may come into play. Tom suggested developing a well field rather than a well site. Next steps: get the information needed as to quantity and reach out to MWC to see what progress they are making on their end.

D. Clerk Report

a. Current bills payable 1/3/2019, Ron – Ron said that there are two bills from the insurance company that did not make the list in the packet. They are \$399.25 for workman's comp and \$687.65

for general liability insurance. Emma Bielski moved to pay the bills as listed in the packet along with the additional insurance bills. Charlie Manus seconded. The motion passed unanimously.

b. Consider approval of 2018 audit engagement letter with McMahon & Associates – Ron reported that the cost of the 2018 audit would be \$7100.00. Charlie Manus moved to approve the engagement letter. Emma Bielski seconded and the motion passed unanimously.

c. Consider approval of Resolution no. 1 of 2019 regarding designation public posting place, Ron – This is a yearly requirement and it designates the bulletin board at the Hub as the posting place. Emma Bielski moved to approve the resolution. Charlie Manus seconded. The motion passed unanimously.

d. Discussion of SUP proposal for Beaver Lake Permit, Cyndi Fowler & Jamie Fisk – Jamie has been in conversation with the CPW regarding a permit to teach stand up paddle boarding on Beaver Lake. She is a certified teacher and has been teaching dry land lessons as well as on the Chair Mountain Ranch pond. She said that CPW wants to know if the town would support such an effort. Emma asked about overcrowding. Jamie said they would be transporting from their location so parking at the lake would be limited. Emma asked about size and number of classes daily. Jamie said she would be the only instructor and wants small classes. They propose sharing a portion of the proceeds with either CPW or Marble. Emma asked if they would be willing to discuss class times and sizes and Jamie agreed. Charlie asked about parking at their shed location if they are transporting due to the effect on the neighbors. Jamie anticipates 2-3 cars and is willing to work to minimize the impact on their neighbors. Tim said that he needs to see written approval from CPW in order to support this. Jamie asked for a letter of support and was told to get a permit first. Richard Wells said that John Groves should be included in any discussion.

E. Current Land Use Issues

a. Diane Ahlstrom application for building permit, Ron – Nothing to report at this time. Ron will be going over to the neighboring property to use GPS to locate the well. Tommy added the fact that it is not 50' off of the Clarence ditch as required by the Land Use Code to his objections.

F. Old Business

a. Lead King Loop Committee up-date, Ron – Ryan reported on the positive work being done. Currently they are working to document problems and positives related to use of the LKL. He explained some of the work being done in Pitkin County. Emma asked if there had been any progress in securing a Western State intern. Ron said that he has not had any luck but will continue to work on this.

b. Discussion of Dark Sky Initiative, Alex – Alex was not hear but there was some discussion about

c. Other – Emma said that the first draft of the report will be submitted tomorrow afternoon. We have received \$1800 of a \$4500 grant. The second payment will come once the draft is submitted. The next step is to write a grant request for a matched based grant, then a request for bids for restoration and preservation, then work and interpretive signage.

G. New Business

a. Other – Tim reported on the New Year’s Eve bonfire and said that everything burned and a good time was had by all.

H. Adjourn – Emma Bielski made a motion to adjourn the meeting. Tim Hunter seconded and the motion passed unanimously. The meeting was adjourned at 8:35 p.m.

Respectfully submitted,

Terry Langley