

Town of Marble
Regular Meeting of the Board of Trustees
October 6th, 2022 7:00 P.M.
Marble Community Church, 121 W. State St. Marble, Colorado
Agenda

7:00 P.M.

- A. Call to order & roll call of the Regular Meeting of the Board of Trustees
- B. Mayor's comments
 - a. Discussion regarding purchase of Marble Water Company
- C. Consent Agenda
 - a. Approve August 25, 2022 special meeting minutes
 - b. Approve September 1, 2022 regular meeting minutes
 - c. Approve September 15, 2022 special meeting minutes
 - d. Approve September 15, 2022 worksession minutes
 - e. Approve Current Bills, October 6th, 2022
- D. Administrator Report
 - a. Set public hearing to consider approval of Ordinance # 2022-4 supplemental budget regarding Wetlands Clean-up, Ron
 - b. Discussion 2023 preliminary budget, Ron
- E. Committee Reports
 - a. Parks committee report, Brent
- F. Land use issues
 - a.
- G. Old Business
 - a. CTO Grant up-date, Amber
 - b. Discussion regarding Planning Commission job description, Ron
 - c. Discussion regarding application for DOLA planning grant, Amber
 - d.
- H. New Business
- I. Adjourn

Minutes of the Town of Marble
Special Meeting of the Board of Trustees
August 25th, 2022

- A. Call to order & roll call of the special meeting of the Board of Trustees – Mayor Ryan Vinciguerra called the meeting to order at 6:02 p.m. Present: Ryan Vinciguerra, Larry Good, Amber McMahill, Tony Petrocco and Emma Bielski. Also present: Ron Leach, Town Administrator, Terry Langley, minutes and Alie Wettstein, Administrative Assistant.
- B. Mayor’s comments - none
- C. Capital Projects Fund discussion – Emma asked that Mill Site Preservation be added to the proposed projects. Larry suggested adding dredging the creek to the list. Tony said storm water drainage would go along with this as well as with widening the roads. He said that there are funds available from the State at a 75/25 split. Emma mentioned Colorado Department of Local Affairs (DOLA) loans as a source of funding. Discussion of various ideas on the proposed list followed.

Marble Water - MWC Tony said that the Marble Water Company is required to add a hydrant a year per an agreement made in 2000. The 1979 agreement said the MWC would transfer the water company to the town. Tony explained that the town owns the water, the MWC owns the distribution. Amber asked if this is something the town wants to take on and the consensus is they do. This is something to discuss with the MWC at the September meeting. Ryan said the town needs to review the agreements. Emma suggested dropping adding water to East Marble and adding acquiring the water company. Amber suggested talking to Kendall and perhaps having a meeting prior to the meeting with MWC.

Emma suggested limiting the list to items over \$100,000. She suggested combining road projects into one road improvement project. Larry feels there is a difference between maintenance and improvements. Emma explained that the idea of widening the roads would be for the road from Slow Groovin’ to the Fire Station and so could be combined with paving. Ryan is not sure there is enough bang for the buck here. Richard Wells said pedestrian and bike safety should be part of the road issue. Ryan suggested paving Main as opposed to spending the \$20,000 spent yearly for maintenance on the dirt road. Tony feels the safety aspect with the school should be a priority. Ryan feels that paving is attainable but is not sure combining all the road aspects is. Larry suggested a downtown safety project that would include drainage as well as bike/pedestrian paths. Alie said ADA accessibility would be a plus. Mark Chain suggested getting a group together to get input from people other than the board. He said a “district” can go beyond the city limits. Tony agreed that there need to be some committees set up to tackle these issues.

Amber reminded the board that they are developing a planning committee. She suggested taking the top five projects and turning it over to them. Larry suggested going with projects that the entire board agrees on. Emma suggested taking the list, dropping some items and numbering the top 5 in order of priority. She explained that to have a Capital Fund and to begin putting funds into that, there has to be a list.

Roads – Amber suggested having a road engineer come and look at the roads and make some suggestions. Richard said there are more roads that need attention. Amber suggested contacting Gunnison County for some help from their engineers. Tony said they used to come up every year and tell them what needed attention. Ryan suggested calling it Road Infrastructure and looking at the entire project.

Ryan asked about the Town Hall. Amber spoke to the need for a functional town building and things the building can be used for. Tony reminded the board that, in the past, the Town Hall has been located at both the Hub and the building where the Jeep Tours are located. Ryan said with increased staff, record storage, etc. there is a need for better space. Richard said the building is uninsulated and this would need to be done in order to install a bathroom. He feels that could be done fairly economically. Year-round use should be step one. Allie suggested looking 10 years down the road before putting a bunch of money and energy into it. Emma asked if it should stay on the list. It was agreed that it should.

Other projects discussed included:

Mill Site Park Safety Improvements and Parking – Ryan feels that the urgency for this has decreased due to the parking adjustments that have been made. He suggests kicking it to the Parks committee.

Dredging – Tony said when they did it in the 80's they brought in a rock crusher and used the gravel for roads. Larry suggested putting this back to the town if they can get help from the county.

Emma asked for a definition of capital projects. Ryan said it is defined by a dollar value.

Tony asked about a budget. There are no funds set aside at this time. There are grants, campground funds can be designated for this, etc. Town Hall, Mill Site & Water tied, Road Infrastructure.

Planning and Zoning - Amber suggests hiring a facilitator to get this going. The plan is to start with three people appointed from a pool of names.

The projects were rated and the top four projects to focus on and launch during the 2023 fiscal year are as follows: 1) Establish a functioning Town Administration Building. 2 & 3) (tie) Mill Site Preservation/Restoration efforts and Park safety improvements. 3) Acquire the Marble Water Company 4) Road Infrastructure

Projects to take on during the 2023 fiscal year that are not considered to be capital projects but need attention and action include: Signage, Fencing at Campground and Dredging Carbonate Creek.

Projects that need further study/conversations include: Affordable Housing and Pedestrian Pathways.

- D. Consider approval of Gunnison County Intergovernmental Agreement re: Opioid Settlement Funds – Emma Bielski made a motion to approve the agreement. Larry Good seconded. The motion passed unanimously.
- E. Adjourn – Tony Petrocco made a motion to adjourn, Larry Good seconded and the motion passed unanimously. The meeting was adjourned at 7:46 p.m.

Respectfully submitted,

Terry Langley

Minutes of the Town of Marble
Regular Meeting of the Board of Trustees
September 1, 2022 7:00 P.M.

A. Call to order & roll call of the Regular Meeting of the Board of Trustees – Mayor Ryan Vinciguerra called the meeting to order at 7:00 p.m. Present: Ryan Vinciguerra, Emma Bielski, Amber McMahill, Tony Petrocco and (by phone) Larry Good. Also present: Ron Leach, Town Administrator.

B. Mayor's comments

a. Welcome Dana Hlavac, Northwest Regional Manager, Colorado Dept. of Local Affairs – Dana was unable to attend.

C. Consent Agenda – Tony Petrocco made a motion to approve the consent agenda. Amber McMahill seconded and the motion passed unanimously.

a. Approve August 4th, 2022 regular meeting minutes

b. Approve Current Bills, August 4th, 2022

D. Administrator Report

a. Consider approval of the Marble Wetlands IGA with Colorado Department of Public Health and Environment (CDPHE) and the Construction Contract with Trout Unlimited (TU). Trout Unlimited representative, Tanner Banks was present on the speaker phone. Ron explained that CDPHE will provide the funds to clean up the site and that the IGA identifies the Town of Marble to serve as the contractor on the project. Trout Unlimited will contract with the Town to do the actual cleanup work. The Trout Unlimited contract is mostly complete. Land Trust Restoration holds the deed on the property and is not part of the IGA. The IGA has a few minor issues to be worked through, according to the Town attorney. The Trout Unlimited contract could be approved at this meeting. Amber asked if they don't need to be done together in light of the fact that one provides the funding and the other provides for the work. Ryan made a motion to approve the Trout Unlimited contract pending final approval of the CDPHE IGA. Tony said there needs to be a contract transferring ownership of the property to Marble. Ryan amended his motion to include a contract transferring ownership of the property to the Town of Marble. Tony Petrocco seconded and the motion passed unanimously. Tanner asked when the approval of the 3 pending contracts could happen and Ryan said it could occur before the October meeting. Ryan stated that a primary goal of the Town is to get ownership of the property.

b. Consider approval of Marble Wetlands contract with Trout Unlimited – see above.

c. 2023 preliminary budget – Ron directed the board to the income statement and the amount of \$164,689.35 collected as of July 31, 2022. This is 60% of the budgeted amount so the town is on target with revenue. Total expenses as of September 1 (75%) of year are 61% of budget so we are under budget with expenses. Ron said that campground revenues are 13% over last year. He complimented Richard on the great job he has done at the campground.

E. Committee Reports – Ryan said Brent has sent a great parks update.

F. Land use issues

a. Consider approval of Lawrence Restrictive Covenant – Chris Lawrence said her attorney asked why, since they had applied a year and a half ago, they should be subject to these restrictions. It was suggested that her attorney talk to the town attorney. She asked if variance requests since then had been subjected to this and Ryan explained that all variance requests are considered on a case-by-case

basis but there had not been any. Ron explained that he has issued an OWTS permit to the Lawrences but they will need to comply with the restrictive covenants, which he stated he should have given them first, or not do the OWTS. Larry Good made a motion to approve Amber seconded and the motion passed with Tony abstaining due to a possible conflict of interest.

b. Consider approval of Colorado State Plumbing Inspection Opt out request – Ron said that this has to do with plumbing inspections for construction – when a construction job needs their roughed in plumbing inspected – Marble can either request an inspection from the State or can opt out and use their own inspector. Requesting an inspection from the state results in a considerable delay. Marble’s inspector is a certified, licensed inspector. Amber asked if there was a cost difference and delays do increase costs. Tony Petrocco made a motion to opt out of Colorado State Plumbing Inspections. Amber McMahill seconded and the motion passed unanimously.

G. Old Business

a. Planning discussion – see below

b. Lead King Loop preparations – Larry Good explained that Amy Rusby had asked for the town’s support regarding parking. Karen Good said they would move the log fence in time for the race. Emma said there is a conflict of interest with the race because the Crystal Valley Music Festival has scheduled their event for the same weekend. Last year the CVMF resulted in the greatest traffic counts for the season. Karly is working with Chris to solve traffic issues around these events.

c. Beaver Lake Retreat business license – Angus Barber said the noise from an event Sept. 13 was excessive. There as an accident on Sept. 19 with a camper turning over and leaking fuel. It was not towed until the following day. He reported on two Google reviews complaining about cleanliness, facilities, water leaks, laundry problems, water being turned off, lack of keys, employees seeming to look in windows and more. Ryan asked that Angus continue to send in formal complaints. He said that the town can only act on issues around the town ordinances. Larry spoke to Vince’s request to receive formal complaints and the appearance of retaliation. He does not feel like Vince has done the things that he said he would do regarding noise, music hours and address changes. Ryan disagreed as Vince had explained that he already had contracts for the 10 p.m. hour and that the apps do direct people to the proper location. Larry also spoke to the similarities between the names Beaver Lake Lodge and Beaver Lake Retreat and the fact that bad reviews on one affect the other. Amber said her concern with the reviews Angus mentioned was the comment about the shaky stairs and possible liability to the town for issuing a business license. She asked that the town attorney be consulted about this. Ryan said that the town does not inspect premises in regard to business licenses and that doing that would increase liability. Angus asked if they were required to have insurance. Ryan said that is not part of the business license. He spoke to the impression that these complaints are only brought to the town when license renewals are reviewed. Angus said he would be bringing up what he feels are transgressions every time they occur. Ryan asked if the most recent complaints had been forwarded to Vince. Ron said they had and that he had talked to him about the fuel leakage.

c. Paul Wahlbrink reported that the Marble Fire Department logged in 81 personnel hours manning the first aid station.

H. New Business

a. Richard Wells asked if the town would entertain Monique Villalobos renting out the entire campground for holding the Rock and Mineral Show so that they could camp right at their vendor spaces. Ryan asked about any deed restrictions with that property.

b. Consider approval of Liquor License Renewal, Slow Groovin' – Ryan recused himself. Tony asked if there had been any complaints and Ron said he had not received any. Tony Petrocco made a motion to approve the Liquor License Renewal. Larry Good seconded and the motion passed unanimously.

c. Planning Discussion– Amber suggested hiring a facilitator, forming a committee and developing goals. Ryan suggested having that on the agenda each month and having better information to give people who might want to serve on a committee. He suggested having a job/committee description to present in October. Emma would like to have a description of 2023 goals. Richard asked if the town envisions this as an advisory committee. Ryan explained that this was the plan with some sub committees that would help develop and facilitate the goals. Amber asked if calling it a Planning and Zoning committee is the correct nomenclature. Tony said that P&Z would make recommendations on the approval process. Amber feels that zoning recommendations/enforcement are not what this committee would be doing. Ryan suggested Planning and Development. Emma spoke to the protection that zoning enforcement would provide the town.

d. Angus asked about the high-speed internet progress. Ron explained that the town gets a monthly update which states that the company is continuing to work with Holy Cross and the Forest Service with no progress.

e. Sue Blue asked about dredging Carbonate Creek. Ryan explained that they had looked at it as a capital expense/project but that it was decided it was more urgent than that. He asked for help with the process. Ron explained they would need a permit from the Army Corps of Engineers. He said it would be nice if someone needs the material. Sue asked about getting a short-term crusher and re-graveling the streets. Tony said that Gunnison County had provided a crusher in the 70's with Marble keeping one load for every four delivered to a location of the county's choosing. He said it was very noisy for a month. Ron would like it to be done this fall, but is not optimistic that it can be done that quickly. It was suggested checking with the quarry to see if they would partner in some way. Sue will find out what the process is for getting a permit from the Army Corps of Engineers. Ron will talk to the county.

I. Adjourn – Tony Petrocco made a motion to adjourn. Emma Bielski seconded and the motion passed unanimously.

Note: next month's agenda should include: 1. Planning – name of the group, job/scope description and goals for 2023; 2. Dredging Carbonate Creek.

Respectfully submitted,

Terry Langley

Minutes of the Town of Marble
Special Meeting of the Board of Trustees
September 15th, 2022 - Redstone Inn

A. Call to order & roll call of the Special Meeting of the Board of Trustees – The meeting was called to order at 5:12 by Mayor Pro Tem Emma Bielski. Present: Larry Good, Amber McMahill, (arriving 5:14 p.m.) Tony Petrocco). Also present: Ron Leach, Town Administrator; Alie Wettstein, Administrative Assistant, and Terry Langley, minutes.

B. Consider approval of IGA with Colorado Department of Public Health & Environment re: Marble Wetlands Voluntary Cleanup Program – Ron reported that the town attorney, Kendall Bergemeister, had reviewed the IGA. Amber McMahill made a motion to approve the IGA with the Colorado Department of Public Health and Environment. Larry Good seconded and the motion passed unanimously.

C. Consider approval of Construction Agreement with Trout Unlimited re: Marble Wetlands Voluntary Cleanup Program. Larry Good made a motion to approve the Construction Agreement with Trout Unlimited re: Marble Wetlands Voluntary Cleanup Program. Tony Petrocco seconded and the motion was approved unanimously.

D. Set public hearing on October 6th, 2022 to consider adoption of supplemental budget – Ron explained that this is for the funds from the Colorado Department of Public Health & Environment. Amber McMahill made a motion to set a public hearing on October 6th, 2022 to consider adoption of supplemental budget. Larry Good seconded and the motion passed unanimously.

E. Adjourn – Larry Good made a motion to adjourn the special meeting. Amber McMahill seconded and the motion passed unanimously. The meeting was adjourned at 5:17 p.m.

Respectfully submitted,

Terry Langley

Notes from the Town of Marble Work session
Board of Trustees & Marble Water Company
September 15th, 2022 Redstone Inn

A. Call to order & roll call of the Work session of the Board of Trustees – The work session was called to order by Emma Bielski, Mayor Pro Tem at 6:08. Present from the Marble Water Company: John Williams, founder and past President; Kathy Zentmeyer, bookkeeper, treasurer; Tom Williams, President. Present from the Marble Board of Trustees: Emma Bielski, Larry Good, Amber McMahill, Tony Petrocco and (arriving 6:20 p.m.) Ryan Vinciguerra. Also present: Mark Chain, planner, Dana Hlavac, Department of Local Affairs (DOLA) Ron Leach, Town Administrator; Alie Wettstein, Administrative Assistant and Terry Langley, minutes.

B. Approve September 17th, 2021 worksession notes – Larry Good made a motion to approve the Sept. 17, 2021 notes. Emma Bielski seconded and the motion passed with Emma, Larry and Amber voting in favor and Tony Petrocco abstaining and Ryan Vinciguerra absent.

C. Discussion regarding Water Augmentation plan up-date, Ron Leach – In 2018 there was a call put on all users of the Crystal River from Marble to Carbondale. The ranchers with first water rights were running out of water. The division of Water Resources notified all users upstream from Carbondale that there needed to be augmentation plans for future calls. The town hired Zancanella and Associates, Glenwood Springs, to study the town's water usage and supply and they gave their report in 2020. The Colorado River Water Conservation District got a grant of \$100,000 to study the Crystal to study an augmentation plan. Not much comes back and when Ron asks he is told "we're working on it". The district's job is to come up with solutions. The town and water company have done their due diligence. Ron has been told not to worry about a worst-case scenario which would be the State of Colorado giving an order to turn off the water. At the most, users might be told to cut back on irrigation, yard watering in September and October. Tony asked if there were any rights that could be purchased. Tony asked if there were any rights available for purchase. Ron said purchasing water from Ruedi is one way to augment. John reported that he got a letter in 2018 stating the MWC needed to be prepared to turn off the water because they have junior water rights. He responded that that would not happen because there are residents, businesses and, most importantly, a school. After going back and forth he was told if it came to that, they would be asked to notify tap holders that there would be no water use outside of the building (irrigation, watering). He said that the town has 3 c feet per second – enough for 10s of 1000s of people. He sees no need to purchase additional water rights. The Marble Water Company owns 4/10 of 1 cu feet, leaving 2 cubic feet + 6/10ths that are not being used. Water belongs to the State and the 3 cubic feet are allotted to the town. (Ryan arrived at this point.)

D. Discussion regarding issuance of water taps to unimproved property, John Williams explained that it appeared that someone was trying to illegally tap into the water. The lines are below 6' due to the frost line. Carol Parker discovered this and took a picture showing the 6" water line exposed. Although made of cast iron, a hit with a back hoe could cause a considerable leak. The individual was confronted and they said they planned to buy a water tap. Only plumbers approved by MWC can tap into the water line. MWC felt (*opinion – not fact*) it was illegal. If someone comes to with the \$7500 fee and requests a tap them and the water line runs by the property, the MWC cannot say no. It is not currently in their

bylaws that a building permit is required but this may be added. They have asked for an ordinance that requires utilities to be blue staked to avoid possible breakage before a building permit is issued. Tony spoke to the 811 system. Individuals are required to contact 811 and the utilities are then staked. John said they would look into contracting with 811. Ron agreed with not issuing a tap until there is a building permit. Tony suggested that a tap be sold but not hooked up without the permit. John said there cannot be a well within ¼ mile of availability. John explained the evolution of the system and work with Wright Water and the historical means to expanding the system while protecting the pressure. That is no longer necessary – as long as there is a water line, the water is available. Tom said there is a third option. He said the normal way of doing business is applying for a water tap and building and septic permits at the same time. There are a few properties with an inactive water tap that has never been connected and no existing building. Those people pay \$25 per month. He asked what would prevent someone bringing in a trailer, buying a tap, installing septic with a permit, and just staying. John asked what the upper limit of allowing a construction trailer on a property would be. Ryan explained that there is no limit now, but to keep a building permit active, there has to be progress. John spoke to the possibility of a building taking many years. Tony said that is why the two-week camping limit was originally instituted. Ryan spoke to the tiny home movement and the fact that they were not allowed due to the requirement for a foundation and a minimum building size. He feels that these requirements are dated and should be addressed. Ryan said that having a tap increases property value. John suggested that both the town and MWC work on this issue. Ryan asked if the MWC had any requirements they would like to require for a tap. John explained that, at more than 1000 feet, the individual has to pay for the extension of the water line. It is inspected by Charlie Parker and becomes the property of the MWC.

E. Discussion regarding possible funding for extending water service to East Marble, Ron Leach – John said they still hope to get funds from the CARES act for this. They were told that the people administering the CARES act are moving very slowly. Dana explained that there are limited funds for non-profit or for-profit companies. The bulk of those funds are for government or special district water companies. John asked if the town could apply for funding. Dana said that the town would need to own the extensions. He said the longer term, more consistent funding is for government and special districts. Ron asked that Dana said that they can get on an eligibility list to apply for loans and grants. State revolving loan funds have a 50% forgiveness for up to a \$3,000,000 loan. Some options include forming a special district, the town could buy the system which would require an ORC certified operator. Dana can put the town and MWC in touch with the person in his department that helps create special districts. Ron said it would require a vote of the people. Tony feels that a special district can cause a lot of duplication with reporting and another certified audit. Dana said that there are currently 3500 special districts in the state. Amber spoke to the option of then expanding services outside of town. Tony said Marble had had negative experiences with special districts.

F. Discussion regarding proposed Town of Marble acquisition of Marble Water Company, John Williams – John said that when he first started the MWC in 1979 it was to fulfill the need for decent drinking water for 8 properties in West Marble. Well permits were not being issued and those who had wells had sulfur problems that meant they could only bathe and wash dishes with the well water. The intent was to turn it over to the Town of Marble once it was established and up and running. There is a provision in the bylaws that, if the MWC should fail, it would revert to the town. John has had

reservations about the competency of the town to run it until recently. He now feels they are at a point where discussions could move forward. There are some bottom-line issues that have to be addressed. The system is currently flawless – they have had no leaks in 18,000 linear feet in 40 years, they have grown from 8 to nearly 100 tap holders, they have gone years with no contact from the State until recent years when testing was required and the first time he had to send water in for testing, they were told it was the purest water they had ever tested. There have been more political than quality issues. Emma thanked John for expressing his faith in the current town board. John said the tenure of past town council members was previously a concern.

John said that the number 1 issue is having an ORC in place to operate the system. The Marble Water Board would have to approve the transfer as well as tap holders, Town Council and the citizens of Marble – he estimates it would take about 3 years. Town would own it but someone else would do the administration, operating, maintenance, billing and the reporting/government paper work. Currently they depend on Wright Water to take care of any forms the MWC cannot.

2. They would want to see it as a policy that the four monitoring wells continue to be tested and results posted on the web site. They currently test twice a year – mid July and Nov 1. They share the results with the town.

3. Development of Plan B. Plan A would be to drill a new well but this not an option for the MWC. The current wells are right at the Crystal River on the southern end of 1st street. A new well would need to be on town property along the Crystal and quality of the water is an issue. There is one well that has to go through 18 filters before it is palatable. John feels that the best place is in the campground. Tony said the campground septic would impact that. In 2001 they installed the new water tank. They walked down 1st street and Duane Piffer was beginning work on a building with a septic leach field going downhill. John recommended to the town that no septic tank permits be issued in the area. (He explained that the parsonage leach field is contained.) Duane Piffer was going to build a building with apartments on the top and stores on the bottom. The restaurant was built, sold and put Marble on the map. They do not like the septic/leach field, so they paid Wright Water \$20,000 for a study and included how to prevent effluent from running downhill to the wells. John explained that all septic system produce nitrates. Nitrates were a huge concern, particularly as a cause of miscarriages. Nitrates are measured on a scale from 1-10. At 8, the state gets involved and they try to mitigate the situation. At 10 the water is shut down permanently. The monitoring wells were installed at a cost of \$5000 each. Every time they test the wells it is another \$1000. One is 100', more or less, down from Slow Groovin's leach field, 200" from the wells. A second is 200' away from the leach field, 100' from the wells. In the case of contamination, the only entity that can step in and require a remedy is the town council. They can step in and give the "offender" a certain amount of time. Another well is 300' north of the wells and north of the septic tank to make sure that the soil is not producing nitrates. The fourth is west of the first well. The well closest to the leach field has been at or barely above and below a 1. More effluent in the septic tank creates more pressure into the leach field. The report from Wright Water is on the website. They have 3-4 years of data that shows at or just a bit below or a bit above Level 1. The septic tank is being pumped 1-2 times a year so pressure levels remain low. If this continues, the nitrate levels should never be an issue. But there is the potential and the board of directors of the MWC would want to be assured that the council has a provision for a Plan B to ensure that the sooner any problems are mitigated the better. They propose that if the town is serious about acquiring the water system, should it reach Level 3, the owner is notified and that if 5, the owner is given a finite amount of time to fix it or the business license is revoked. Tom said the MWC has two things to do: first, provide quality water

and second, at an affordable price. Septics are the second greatest contaminator of wells. Their concern is what led them to have the reports done and monitoring wells installed. Someone, maybe the ORC, needs to have the same level of concern. Tony said the water use can be monitored daily to ensure that the daily usage is under 2,000 gallons a day. Tom explained that this responsibility would be turned over to the town. Their concern is what to do if there is contamination. Ryan said he feels the current Plan B is to shut down the restaurant. He said the source of any contamination would have to be determined. Plan B needs to be a plan for mitigation. Contamination can come from other sources and there is even a possibility for sabotage. He agrees to the need of a Plan B but would like to see the cross hairs off of the restaurant. He said the nitrate levels had gone down at this time last year. Tom said the monitoring wells gives the reassurance that the restaurant septic is not contaminating the town water and was done at the recommendation of Wright Water. Amber suggested building a Plan B that takes in all contingencies and that they know what they will be done in each one. Tom said that wells can be contaminated by anything at any time. The MWC does not want the town to wait until contamination happens to figure out what to do. Emma spoke the fact that a solution they can all live with can be found. Dana said that the state, in looking at a municipality buying a private water system and would take input from the water company and would want to know the well head is protected. Perhaps it is time to look at a sewer system. Tom spoke to the fact that Plan A is a solution while Plan B is preventative. Emma said that the town is interested, but that issues will not all be solved tonight. John said it is getting harder to get a well permit so Plan A could take a minimum of 2 years: finding an appropriate location, testing, drilling, piping and getting the water to the pump house. He estimates a minimum of \$250,000 and the MWC does not have that money. Ryan asked if there was a problem with the current wells and John said not at all. Kathy said that the bottom line to the conversation of the town acquiring the MWC is that there are many layers to this onion and will not get addressed or resolved this evening. This would require a single item, focused meeting. She asked why the town wants to do this. The system requires daily attention by licensed people who know what they are doing and the management of the office takes many hours. Emma said the town needs to begin budgeting for this, particularly for lawyers' fees. John said that they want to know that there is a strong interest. They feel the working relationship is good. Emma spoke to the fact that it is rare for there to be a privately owned utility and that town ownership is desirable. Tony said that the town has money sources available. They have been having this conversation since 2003. He said the MWC has not produced everything that was promised in the past. There was a disagreement about this. Emma asked that the meeting not be ended with a disagreement. Ryan asked what the next steps are and if the MWC has a desired time line. John said that once the town board votes to move forward, their board would vote. Then the dominoes would need to be lined up. He feels it would take a minimum of 2 years, more realistically 3. Tom feels that working together on a mitigation plan would be part of the whole process. Ryan suggested a more concrete proposal from the town to the MWC and beginning to look at an inventory of assets and current value. John spoke to the need to look at the 3 issues before spending any money on an inventory. He commended Ryan on the great job that had been done to monitor water quality to date and the need to look at "what if" scenarios. Kathy said there needs to be approval from the residents, tap holders and the two boards before work on the technicalities can begin. Tom spoke to working together on what is best for the town. Emma would like to discuss this at the next board meeting.

G. Other discussion - none

H. Adjourn – Tony Petrocco made a motion to adjourn. Several seconded. The work session was adjourned at 8 p.m.

Respectfully submitted,

Terry Langley

Town of Marble
Deposit Detail-Money Market Fund
September 2022

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Amount</u>
09/07/2022		Deposit	Money Market -1084	38.06
		Deposit	Cigarette Tax	-38.06
TOTAL				-38.06
09/09/2022		Deposit	Money Market -1084	1,013.72
		Deposit	Taxes	-1,013.72
TOTAL				-1,013.72
09/09/2022		Deposit	Money Market -1084	20,681.72
		Deposit	General Sales Tax	-20,681.72
TOTAL				-20,681.72
09/30/2022		Interest	Money Market -1084	0.64
		Interest	Interest Income	-0.64
TOTAL				-0.64

Town of Marble
Deposit Detail-Campground Account
September 2022

Date	Name	Memo	Account	Amount
09/30/2022		Deposit	Campground Account -6981	4,061.01
		Deposit	Campground/Store Revenues	-3,629.14
		Deposit	Sales Tax	-431.87
TOTAL				-4,061.01

Town of Marble
Check Register
September 1 through October 4, 2022

Num	Date	Amount
All Valley Resource 11514	10/03/2022	-735.00
Aspen Maintenance Supply LLC 11516	10/03/2022	-460.00
Aspen Tree Service 11515	10/03/2022	-4,454.00
Cadfish 11511	10/03/2022	-630.00
CBO Inc. 11518	10/03/2022	-560.00
CIRSA 11517	10/03/2022	-1,305.69
Colorado Department of Revenue 11508	10/03/2022	-1,068.00
Holy Cross Electric	09/27/2022	-337.96
Law of the Rockies 11513	10/03/2022	-2,707.50
Marble Community Church 11501	09/06/2022	-100.00
Marble Water Company 11521	10/03/2022	-310.00
McMahan & Associates 11520	10/03/2022	-9,400.00
Mountain Pest Control, Inc. 11519	10/03/2022	-131.00
Ragged Enterprises, LLC 11523	10/03/2022	-258.75
Redi Services LLC 11512	10/03/2022	-1,805.00
Ron Leach 11509	10/03/2022	-1,455.46
Valley Garbage Solution, LLC 11522	10/03/2022	-799.00
Verde Land Management LLC	09/09/2022	-3,250.00
11510	10/03/2022	-1,285.00
Vicki Branson 11502	09/06/2022	-85.00

Town of Marble Payroll Report October 2022

Date	Num	Name	Type	Amount
Colorado Department of Revenue				
10/03/2022	11508	Colorado Department of Reven...	Liability Check	-1,068.00
Total Colorado Department of Revenue				-1,068.00
Alie O Wettstein				
10/03/2022	11503	Alie O Wettstein	Paycheck	-347.09
Total Alie O Wettstein				-347.09
Charles R Manus				
10/03/2022	11504	Charles R Manus	Paycheck	-1,073.42
Total Charles R Manus				-1,073.42
Richard B Wells				
10/03/2022	11505	Richard B Wells	Paycheck	-3,218.56
Total Richard B Wells				-3,218.56
Ronald S Leach				
10/03/2022	11506	Ronald S Leach	Paycheck	-3,277.91
Total Ronald S Leach				-3,277.91
Theresa A Langley				
10/03/2022	11507	Theresa A Langley	Paycheck	-323.84
Total Theresa A Langley				-323.84
TOTAL				-9,308.82

Town of Marble
Budget vs. Actual
January 1 through October 4, 2022

	Jan 1 - Oct 4, 22	Budget	\$ Over Budget	% of Budget
Income				
Intergovernmental				
Cigarette Tax	157.42	200.00	-42.58	78.7%
Colorado Trust Fund	456.83	1,500.00	-1,043.17	30.5%
General Sales Tax	92,474.03	140,000.00	-47,525.97	66.1%
Highway Use Tax (HUTF)	5,528.57	10,000.00	-4,471.43	55.3%
Mineral Lease Distribution	2,304.78	500.00	1,804.78	461.0%
Other Permit & License Fees	0.00	0.00	0.00	0.0%
Severance Tax	6,559.52	100.00	6,459.52	6,559.5%
Intergovernmental - Other	0.00	0.00	0.00	0.0%
Total Intergovernmental	107,481.15	152,300.00	-44,818.85	70.6%
Licenses & Permits				
Building Permits	3,468.24	4,000.00	-531.76	86.7%
Business Licenses	1,200.00	1,500.00	-300.00	80.0%
Driveway Access Permits	0.00	0.00	0.00	0.0%
Other Licenses & Permits	60.00	500.00	-440.00	12.0%
Septic Permits	1,023.00	3,000.00	-1,977.00	34.1%
Licenses & Permits - Other	0.00	0.00	0.00	0.0%
Total Licenses & Permits	5,751.24	9,000.00	-3,248.76	63.9%
Other Revenue				
Campground/Store Revenues	34,739.19	40,000.00	-5,260.81	86.8%
CSQ Lease Agreement	16,354.61	30,000.00	-13,645.39	54.5%
CSQ Maintenance Payments	2,400.00	3,600.00	-1,200.00	66.7%
Donations	4,000.00	2,000.00	2,000.00	200.0%
GOCO Proceeds	0.00	0.00	0.00	0.0%
Holy Cross Electric Rebates	470.95	500.00	-29.05	94.2%
Insurance Proceeds	0.00	0.00	0.00	0.0%
Interest Income	5.65	500.00	-494.35	1.1%
Non-Specified	1,787.92	2,000.00	-212.08	89.4%
Parking Program Revenue	0.00	100.00	-100.00	0.0%
Settlement Proceeds	0.00	0.00	0.00	0.0%
SGB Lease Agreement	2,731.82	2,700.00	31.82	101.2%
Transfers (In) Out	0.00	1,000.00	-1,000.00	0.0%
Tree Maintenance Program	0.00	0.00	0.00	0.0%
Other Revenue - Other	0.00	0.00	0.00	0.0%
Total Other Revenue	62,490.14	82,400.00	-19,909.86	75.8%

	Jan 1 - Oct 4, 22	Budget	\$ Over Budget	% of Budget
Taxes				
Additional License Tax	0.00	500.00	-500.00	0.0%
Delinquent Property Tax	0.00	0.00	0.00	0.0%
General Property Tax	0.00	28,190.00	-28,190.00	0.0%
Property Tax Interest	0.00	100.00	-100.00	0.0%
Special Use & Sales Tax	0.00	0.00	0.00	0.0%
Specific Ownership Tax	0.00	1,500.00	-1,500.00	0.0%
Taxes - Other	31,485.42	0.00	31,485.42	100.0%
Total Taxes	31,485.42	30,290.00	1,195.42	103.9%
Total Income	207,207.95	273,990.00	-66,782.05	75.6%
Gross Profit	207,207.95	273,990.00	-66,782.05	75.6%
Expense				
General Government				
Abated Tax	0.00	0.00	0.00	0.0%
Bank Fees	0.00	0.00	0.00	0.0%
Building/Bathroom Construction	0.00	0.00	0.00	0.0%
Campground Expenses	10,956.11	25,000.00	-14,043.89	43.8%
Church Rent	100.00	600.00	-500.00	16.7%
Civic Engagement Fund	0.00	1,500.00	-1,500.00	0.0%
Dues & Subscriptions	0.00	500.00	-500.00	0.0%
Elections	1,200.00	4,000.00	-2,800.00	30.0%
Legal Publication	57.18	1,000.00	-942.82	5.7%
Marble Fest Expense	22,831.06	20,000.00	2,831.06	114.2%
Marble Water Co 2017 Tap Fee	0.00	0.00	0.00	0.0%
Marble Water Co Monitoring Well	0.00	0.00	0.00	0.0%
Marble Water Co Past Due	0.00	0.00	0.00	0.0%
Marble Water Co Payment				
Interest - MWC	0.00	0.00	0.00	0.0%
Marble Water Co Payment - Other	0.00	0.00	0.00	0.0%
Total Marble Water Co Payment	0.00	0.00	0.00	0.0%
Office Expenses	9,704.98	10,000.00	-295.02	97.0%
Parking Program Expenses	1,996.61	5,000.00	-3,003.39	39.9%
Recycle Program	2,457.00	3,000.00	-543.00	81.9%
Salaries				
Enforcement Officer	0.00	0.00	0.00	0.0%
Park Employee	0.00	0.00	0.00	0.0%
Planning Consultant	0.00	0.00	0.00	0.0%
Town Administrator	0.00	0.00	0.00	0.0%
Salaries - Other	0.00	0.00	0.00	0.0%
Total Salaries	0.00	0.00	0.00	0.0%

	Jan 1 - Oct 4, 22	Budget	\$ Over Budget	% of Budget
Treasurers Fees	0.00	500.00	-500.00	0.0%
Tree Maintenance Program	0.00	0.00	0.00	0.0%
Unclassified	5,050.94	3,000.00	2,050.94	168.4%
Weed Mitigation Program	0.00	1,000.00	-1,000.00	0.0%
Workshop/Travel	0.00	2,000.00	-2,000.00	0.0%
General Government - Other	0.00	0.00	0.00	0.0%
Total General Government	54,353.88	77,100.00	-22,746.12	70.5%
General Government - Operating				
Payroll Tax	0.00	0.00	0.00	0.0%
General Government - Operating - Other	0.00	0.00	0.00	0.0%
Total General Government - Operating	0.00	0.00	0.00	0.0%
Loan Payment - Citi Mortgage	0.00	0.00	0.00	0.0%
Other Purchased Services				
Bank Building Maintenance	0.00	0.00	0.00	0.0%
Earth Day Expenses	3,555.00	4,000.00	-445.00	88.9%
Grant Writing	0.00	1,000.00	-1,000.00	0.0%
Liability & Worker Comp Insc	5,362.78	6,500.00	-1,137.22	82.5%
Park Improvements	1,500.00	0.00	1,500.00	100.0%
Utilities	1,966.21	4,500.00	-2,533.79	43.7%
Other Purchased Services - Other	0.00	0.00	0.00	0.0%
Total Other Purchased Services	12,383.99	16,000.00	-3,616.01	77.4%
Purchased Professional Services				
Planning	3,840.00	0.00	3,840.00	100.0%
Audit	9,400.00	9,500.00	-100.00	98.9%
Boundaries Survey/Master Plan	0.00	0.00	0.00	0.0%
Engineering-Water Augmentation	0.00	500.00	-500.00	0.0%
Engineering Services & Insp.	2,062.50	3,000.00	-937.50	68.8%
Legal - General	15,087.33	25,000.00	-9,912.67	60.3%
Legal - Water Augmentation Plan	0.00	0.00	0.00	0.0%
Legal Expense - Special Project	0.00	0.00	0.00	0.0%
Municipal Court	0.00	1,500.00	-1,500.00	0.0%
Purchased Professional Services - Other	0.00	0.00	0.00	0.0%
Total Purchased Professional Services	30,389.83	39,500.00	-9,110.17	76.9%
Roads				
Snow & Ice Removal	15,308.60	30,000.00	-14,691.40	51.0%
Street Maintenance	17,596.00	25,000.00	-7,404.00	70.4%
Roads - Other	0.00	0.00	0.00	0.0%
Total Roads	32,904.60	55,000.00	-22,095.40	59.8%

	Jan 1 - Oct 4, 22	Budget	\$ Over Budget	% of Budget
Wages & Benefits				
FICA/Medicare	6,064.75	8,000.00	-1,935.25	75.8%
Total Wages	75,858.75	100,000.00	-24,141.25	75.9%
Wages & Benefits - Other	0.00	0.00	0.00	0.0%
Total Wages & Benefits	81,923.50	108,000.00	-26,076.50	75.9%
Total Expense	211,955.80	295,600.00	-83,644.20	71.7%
Net Income	-4,747.85	-21,610.00	16,862.15	22.0%

NOTICE OF SUPPLEMENTAL BUDGET

Notice is hereby given that a proposed supplemental budget for the year 2022 has been submitted to the Board of Trustees of the Town of Marble, Colorado. A copy of such proposed supplemental budget has been posted on the Town website and on the bulletin board in front of The Hub, located at 105 W. Main St., Marble, Colorado, 81623, where the same is available for public inspection. The date, time, and location of the hearing at which the adoption of the proposed budgets will be considered are as follows: **October 6, 2022, at 7:00 p.m.**, at the **Marble Community Church, 121 W. State St., Marble, Colorado, 81623**. Any interested elector of the Town of Marble may inspect the proposed budgets and file or register any objections thereto at any time prior to the final adoption of the budgets by the Board of Trustees.

Ron Leach
Town Clerk

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