

Town of Marble  
Regular Meeting of the Board of Trustees  
April 5 2018  
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. Approve previous minutes
- C. Mayor's Comments
- D. Clerk Report
  - a. Current bills payable 4/5/18, Ron
  - b. Results of April 3 2018 municipal election, Ron
  - c. Administer oaths of office to elected mayor and trustees
  - d. Reappoint town clerk and town attorney
  - e. Other
- E. Current Land Use Issues
  - a. Other
- F. Old Business
  - a. Discussion regarding Marble Water Company
- G. New Business
  - a. Crystal River Chamber report, Linda Adams
- H. Public Comment
  - a. Other
- I. Adjourn

Minutes of the Town of Marble  
Special Meeting of the Board of Trustees  
March 8 2018

A. Call to order & roll call of the Special Meeting of the Board of Trustees – the meeting was called to order 7:05 pm. Present: Mayor Pro Tem Judy Morande, Tim Hunter, Larry Good  
Absent: Mike Yellico. Also present: Ron Leach, Town Clerk, Terry Langley, minutes. Present by phone: Kendall Burgemeister, town attorney

B. Approve previous minutes – Larry Good asked for a correction under the short term rental portion, changing the name Gary Wagner to Gary Bascom. Tim Hunter moved to approve the minutes of the previous meeting as corrected. Larry Good seconded and the motion passed unanimously.

C. Mayor's Comments – Judy reported that she had talked to Kendall concerning the ordinances. She reported that he advised that no more ordinances be passed until enforcement is in place. He suggested an ordinance officer and a court system. Second, she said she would like to see the final short term rental ordinance on the November ballot so that everyone in town can vote.

D. Clerk Report

a. Discussion of broadband internet proposal for Marble, Bart Wellar & Diane Kruze – They were unable to attend so this item will be on a future agenda.

b. Current bills payable 3/8/18, Ron –Larry Good moved that the bills listed in a packet be paid. Tim Hunter seconded and the motion passed unanimously.

c. Discussion & status report regarding April 3 2018 municipal election, Ron

i. Determination of order of candidates on ballot – The order was determined by random drawing. Names were drawn from a hat by Kosara Gottardo. The order will be: Larry Good, Max Gibbons, Charlie Manus, Judy Morande, Steve Lucht, Mike Yellico.

ii. Consider appointment of Election Judges – Ron reported that there needs to be a minimum of three election judges and that the following people had agreed to serve: Terry Langley, Jon Stovall, and Frances Bogle. Training will be held next week.

iii. Determination of compensation of election judges. – Ron reported that this would be a 14 hour day (one hour before & one hour after polls are open. He asked for approval of a continental breakfast, box lunch & hot dinner to be provided to the judges as well as compensation in the amount of \$15 per hour. Discussion concerning a fourth or alternate judge followed. Judy Morande made a motion that four judges be paid \$15 per hour plus 3 meals. Larry Good seconded and the motion passed unanimously.

iv. Consider date for meet the candidate meeting – Mark Chain has agreed to serve as moderator and the meeting has been scheduled for Wednesday, Mar 21, 2018 beginning at 7:00

p.m. at the fire station. Each of the 7 candidates will have about 3 minutes to give an introduction and opening remarks. Ron and Mark identified 3 issues that the town is facing and each candidate will be asked to give their position on these issues: 1. Enforcement (generic or specific items), 2. Short term rentals, and 3. Relationship between Town of Marble and Marble Water Company. Each candidate will be given 5 minutes per question. Cards will be handed out for the public to record questions and, if there is time, they will be addressed. There will be no open questions or debate among the candidates.

v. Other

d. Discussion regarding Marble Water Company (MWC) report to tap holders –Tim Hunter read a written report concerning issues raised in a letter from the MWC to tap holders, misinformation and rumors being circulated and research he had completed personally. His report is included at the end of these minutes. At the conclusion of his report, questions and comments were taken from the public. Connie Hendrix asked about the opportunity from the past of the town buying the water company. Judy reported that the town board did not choose to go through with it at that time. Connie asked if that could be opened up again. Steve Finn asked if the additional wells originally recommended would be installed by the town. The history of that recommendation was discussed and it was agreed that additional wells should be explored. Jon Stovall suggested hiring a professional mediator to work with the town and the MWC. Judy agreed and said that early summer would be a good time for this. Kendall Burgemeister recommended that, before any mediation or arbitration take place, the town consult with their experts (Paul Rutledge) to see what reasonable actions to be taken are. Larry Good stated that he finds the letters being sent by MWC disturbing in that they are used in a political way, placing blame on the town board and making allegations and accusations. Claudio Gottardo asked if folks could drill their own wells and get away from the MWC. Tim explained that the state would have to issue a permit but that if they are in the service area of a water provider, they have to get the provider's consent.

e. Other

E. Current Land Use Issues -

a. Discussion regarding short term rental issue (STR), Larry – No work has been done since the last committee report given by Gary Bascom at the February meeting. The committee would like to see a complete STR plan on the ballot in November. This would make a survey redundant. They will be working on an information packet and ballot language. Gary Bascom wondered if a vote in November would exclude people who would be out of town at that time. Judy said absentee ballots could be made available. Gary requested that another committee meeting be held asap. The board felt that it should be held after the election so that new board members could be part of the discussion.

## F. Old Business

a. Discussion of court & enforcement issues, Larry – Larry asked if other issues such as the court and enforcement issue should be included on the November ballot to see what the priorities are, such as: 1. Code enforcement 2. Parking tickets. 3. Court/law & order. Kendall said that a STR ordinance on the ballot would give the board direction. With respect to enforcement, he does not feel that there is a great deal of contention about the need, but the issue is finding the resources to do that and that might need to be voted on. Because of the perceived lack of enforcement, there needs to be enforcement in place before issuing things like parking tickets. Kendall said that he could check with some other towns to see what their costs are. Tim said that the discussion of court and enforcement issues has been going on for years. He asked that there be some decisions made on what to pursue and what alternatives might be available. Gary Bascom stated that there are probably issues where there is a general consensus, but there will also be a feeling of selective enforcement and quotas if there is a need to make the system pay for itself. Connie Manus said that there was a judge from Redstone who might be willing to help with the discussion. Kimberly Perrin asked what issues need enforcement and Judy answered: land use codes, zoning and ordinances.

b. Kendall reported said that that we have has received the final decree from the water court in Water Division 5 making a portion of the town's water rights absolute for well #2 and continuing the conditional status of the portion of the water rights decreed to the Marble Town Ditch. This puts us on the next six year cycle to keep and protect those rights. We need to develop a plan to perfect those rights.

b. Other

## G. New Business

H. Public Comment – Ryan Vinciguerra wanted to remind everyone of the election on April 3. He suggests everyone get a copy of the Echo and read about the candidates.

Jon Stovall asked if there was a plan regarding applying mag chloride this summer Tim said that he hoped the new board would stick to the street improvement plan. He said that it included Main Street. Discussion on the dates and frequency of the county's application was also discussed.

a. Other

I. Adjourn – Tim Hunter made the motion to adjourn. Larry Good seconded and the motion passed unanimously. The meeting was adjourned at 8:47 p.m.

Respectfully submitted,

Terry Langley

attachment

6:19 PM  
03/30/18  
Accrual Basis

Town of Marble  
**Balance Sheet**  
As of April 5, 2018

	<u>Apr 5, 18</u>	
<b>ASSETS</b>		
Current Assets		
Checking/Savings		
*General Fund -0240	38,590.09	
Campground Account	40,978.28	
Money Market -1084	<del>273,576.27</del>	136,353.54
Severence/Mineral Proceeds	143,736.88	
Water Fees -0873	<u>12,974.74</u>	
Total Checking/Savings	<u>509,856.26</u>	
Total Current Assets	<u>509,856.26</u>	
<b>TOTAL ASSETS</b>	<u><u>509,856.26</u></u>	372,633.53
<b>LIABILITIES &amp; EQUITY</b>	0.00	

**Town of Marble**  
**Deposit Detail-General Fund**  
**March 2018**

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Amount</u>
03/10/2018		Deposit	*General Fund -0240	220.63
	Gunnison County	Deposit	Sales Tax	-220.63
TOTAL				-220.63
03/23/2018		Deposit	*General Fund -0240	3,027.56
	Holy Cross Electric	Deposit	Holy Cross Electric Rebates	-147.00
	CML	early paid dues rebate	Non-Specified	-12.08
	State of Colorado	Deposit	Colo Trust Fund	-301.17
	Colorado Stone Quarry CSQ	Deposit	Colorado Stone Maintenance Reim	-300.00
	Colorado Stone Quarry CSQ	Deposit	Colorado Stone Use Agreement	-2,267.31
TOTAL				-3,027.56

**Town of Marble**  
**Deposit Detail-Money Market Fund**  
**March 2018**

Date	Name	Memo	Account	Amount
03/05/2018		Deposit	Money Market -1084	15.42
	State of Colorado	Deposit	Cigarette Tax	-15.42
TOTAL				-15.42
03/08/2018		Deposit	Money Market -1084	984.19
	State of Colorado	Deposit	Sales Tax	-984.19
TOTAL				-984.19
03/09/2018		Deposit	Money Market -1084	5,769.14
	Gunnison County	Deposit	Additional License Tax	-45.00
	Gunnison County	Deposit	Property Tax	-5,707.87
	Gunnison County	Deposit	Specific Ownership Tax	-130.81
	Gunnison County	Deposit	Treasurers Fees	114.54
TOTAL				-5,769.14

**Town of Marble**  
**Deposit Detail-Campground Account**  
**March 2018**

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Amount</u>
03/05/2018		Deposit	Campground Account	351.72
		Deposit	Campground Rentals	-320.00
		Deposit	Sales Tax	-31.72
TOTAL				-351.72
03/08/2018		Deposit	Campground Account	494.60
		Deposit	Campground Rentals	-450.00
		Deposit	Sales Tax	-44.60
TOTAL				-494.60
03/12/2018		Deposit	Campground Account	98.92
		Deposit	Campground Rentals	-90.00
		Deposit	Sales Tax	-8.92
TOTAL				-98.92
03/12/2018		Deposit	Campground Account	192.35
		Deposit	Campground Rentals	-175.00
		Deposit	Sales Tax	-17.35
TOTAL				-192.35
03/16/2018		Deposit	Campground Account	346.22
		Deposit	Campground Rentals	-315.00
		Deposit	Sales Tax	-31.22
TOTAL				-346.22
03/21/2018		Deposit	Campground Account	544.06
		Deposit	Campground Rentals	-495.00
		Deposit	Sales Tax	-49.06
TOTAL				-544.06

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**Town of Marble**  
**Check Register**  
April 5, 2018

Date	Num	Account	Amount
<b>Century Link</b>			
04/05/2018	10254	Utilities	-189.42
Total Century Link			-189.42
<b>CIRSA</b>			
04/05/2018	10262	Liability & Worker Comp Insc	-659.25
04/05/2018	10262	Liability & Worker Comp Insc	-330.25
Total CIRSA			-989.50
<b>Colorado Mountain News Media</b>			
04/05/2018	10257	Legal Publication	-1.07
Total Colorado Mountain News Media			-1.07
<b>Daly Property Services, Inc.</b>			
04/05/2018	10253	Snow & Ice Removal	-11,186.25
Total Daly Property Services, Inc.			-11,186.25
<b>Holy Cross Electric</b>			
04/05/2018	10258	Utilities	-23.86
04/05/2018	10258	Campground/Office Expenses	-19.60
04/05/2018	10258	Campground/Office Expenses	-19.62
Total Holy Cross Electric			-63.08
<b>Law of the Rockies</b>			
04/05/2018	10255	Legal Expense	-2,198.38
Total Law of the Rockies			-2,198.38
<b>Marble Community Church</b>			
04/05/2018	10251	Rent	-50.00
Total Marble Community Church			-50.00
<b>Marble Water Company</b>			
04/05/2018	10256	Utilities	-65.00
04/05/2018	10256	Campground/Office Expenses	-65.00
04/05/2018	10256	Marble Water Co 2017 Tap Fee	-5,000.00
04/05/2018	10256	Marble Water Co 2017 Tap Fee	-5,000.00
Total Marble Water Company			-10,130.00
<b>Terry Langley</b>			
04/05/2018	10259	Office Expense	-48.75
04/05/2018	10259	Office Expense	-45.00
Total Terry Langley			-93.75
<b>Valley Garbage Solution, LLC</b>			
04/05/2018	10252	Playground & Park Improvements	-110.00
Total Valley Garbage Solution, LLC			-110.00
<b>TOTAL</b>			<b>-25,011.45</b>

04/01/18

**Town of Marble**  
**Payroll Report**  
 April 2018

Date	Num	Name	Type	Amount
<b>Colorado Department of Revenue</b>				
04/05/2018	10494	Colorado Departme...	Liability Check	-153.00
Total Colorado Department of Revenue				-153.00
<b>United States Treasury</b>				
04/05/2018	10495	United States Treas...	Liability Check	-1,266.32
Total United States Treasury				-1,266.32
<b>Charles R Manus</b>				
04/05/2018	10264	Charles R Manus	Paycheck	-784.98
Total Charles R Manus				-784.98
<b>Jennifer Cutright</b>				
04/05/2018	10265	Jennifer Cutright	Paycheck	-230.88
Total Jennifer Cutright				-230.88
<b>Ronald S Leach</b>				
04/05/2018	10266	Ronald S Leach	Paycheck	-1,046.55
Total Ronald S Leach				-1,046.55
<b>TOTAL</b>				<b>-3,481.73</b>

# Town of Marble Budget vs. Actual

January through December 2018

	Jan - Dec 18	Budget	\$ Over Budget	% of Budget
<b>Income</b>				
<b>Intergovernmental</b>				
Additional License Fee	0.00	1,000.00	-1,000.00	0.0%
Cigarette Tax	15.42	0.00	15.42	100.0%
Colo Trust Fund	301.17	0.00	301.17	100.0%
Highway Use Tax (HUTF)	2,592.06	11,000.00	-8,407.94	23.6%
Mineral Lease Proceeds	0.00	6,000.00	-6,000.00	0.0%
Sales Tax	3,859.00	30,000.00	-26,141.00	12.9%
Severance Tax	0.00	10,000.00	-10,000.00	0.0%
<b>Total Intergovernmental</b>	<b>6,767.65</b>	<b>58,000.00</b>	<b>-51,232.35</b>	<b>11.7%</b>
<b>Licenses &amp; Permits</b>				
Building Permits	0.00	3,000.00	-3,000.00	0.0%
Business Licenses	0.00	1,000.00	-1,000.00	0.0%
Driveway Access Permits	0.00	300.00	-300.00	0.0%
Septic Permits	0.00	1,000.00	-1,000.00	0.0%
Licenses & Permits - Other	0.00	500.00	-500.00	0.0%
<b>Total Licenses &amp; Permits</b>	<b>0.00</b>	<b>5,800.00</b>	<b>-5,800.00</b>	<b>0.0%</b>
<b>Other Revenue</b>				
Campground Rentals	6,085.00	40,500.00	-34,415.00	15.0%
Colorado Stone Maintenance Reim	900.00	3,300.00	-2,400.00	27.3%
Colorado Stone Use Agreement	6,801.93	27,208.00	-20,406.07	25.0%
Donations	0.00	500.00	-500.00	0.0%
Holy Cross Electric Rebates	147.00	500.00	-353.00	29.4%
Interest Income	25.39	500.00	-474.61	5.1%
Non-Specified	1,812.08	1,000.00	812.08	181.2%
Pheromone Patches	0.00	3,000.00	-3,000.00	0.0%
Transfers (In) Out	0.00	20,000.00	-20,000.00	0.0%
<b>Total Other Revenue</b>	<b>15,771.40</b>	<b>96,508.00</b>	<b>-80,736.60</b>	<b>16.3%</b>
<b>Taxes</b>				
Additional License Tax	138.50	100.00	38.50	138.5%
Property Tax	7,102.61	20,950.00	-13,847.39	33.9%
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	380.24	1,500.00	-1,119.76	25.3%
<b>Total Taxes</b>	<b>7,621.35</b>	<b>22,650.00</b>	<b>-15,028.65</b>	<b>33.6%</b>
<b>Total Income</b>	<b>30,160.40</b>	<b>182,958.00</b>	<b>-152,797.60</b>	<b>16.5%</b>
<b>Gross Profit</b>	<b>30,160.40</b>	<b>182,958.00</b>	<b>-152,797.60</b>	<b>16.5%</b>
<b>Expense</b>				
<b>General Government</b>				
Abated Tax	0.00	0.00	0.00	0.0%
Civic Engagement Fund	1,500.00	5,000.00	-3,500.00	30.0%
Elections	0.00	2,000.00	-2,000.00	0.0%
Marble Fest	250.00	3,000.00	-2,750.00	8.3%
Rent	200.00	600.00	-400.00	33.3%
<b>Salaries</b>				
Enforcement Officer	0.00	5,000.00	-5,000.00	0.0%
Park Employee	2,300.00	6,500.00	-4,200.00	35.4%
Town Clerk	5,200.00	15,600.00	-10,400.00	33.3%
Salaries - Other	1,000.00	6,000.00	-5,000.00	16.7%
<b>Total Salaries</b>	<b>8,500.00</b>	<b>33,100.00</b>	<b>-24,600.00</b>	<b>25.7%</b>
Treasurers Fees	143.36	500.00	-356.64	28.7%
Tree Maintenance Program	0.00	5,000.00	-5,000.00	0.0%
Unclassified	28.98	1,000.00	-971.02	2.9%
<b>Total General Government</b>	<b>10,622.34</b>	<b>50,200.00</b>	<b>-39,577.66</b>	<b>21.2%</b>
<b>General Government - Operating</b>				
Dues & Fees	0.00	300.00	-300.00	0.0%
Legal Publication	86.29	1,000.00	-913.71	8.6%
Marble Water Co 2017 Tap Fee	10,000.00	0.00	10,000.00	100.0%
Marble Water Co Monitoring Well	0.00	0.00	0.00	0.0%
Marble Water Co Payment	0.00	20,000.00	-20,000.00	0.0%
Office Expense	1,061.46	3,500.00	-2,438.54	30.3%
Payroll Tax	650.25	2,500.00	-1,849.75	26.0%
Workshop/Travel	375.00	1,000.00	-625.00	37.5%
<b>Total General Government - Operating</b>	<b>12,173.00</b>	<b>28,300.00</b>	<b>-16,127.00</b>	<b>43.0%</b>
<b>Other Purchased Services</b>				
Bank Building Maintenance	0.00	0.00	0.00	0.0%
Campground/Office Expenses	6,186.20	10,000.00	-3,813.80	61.9%
Earth Day Expenses	0.00	5,500.00	-5,500.00	0.0%
Grant Writing	0.00	4,000.00	-4,000.00	0.0%
Liability & Worker Comp Insc	2,046.25	4,000.00	-1,953.75	51.2%
Playground & Park Improvements	455.52	1,500.00	-1,044.48	30.4%
Utilities	813.58	1,500.00	-686.42	54.2%
<b>Total Other Purchased Services</b>	<b>9,501.55</b>	<b>26,500.00</b>	<b>-16,998.45</b>	<b>35.9%</b>
<b>Purchased Professional Services</b>				

	Jan - Dec 18	Budget	\$ Over Budget	% of Budget
Accounting and Audit	0.00	10,000.00	-10,000.00	0.0%
Engineering	0.00	8,958.00	-8,958.00	0.0%
Legal Expense	5,864.03	20,000.00	-14,135.97	29.3%
Municipal Court	0.00	5,000.00	-5,000.00	0.0%
<b>Total Purchased Professional Services</b>	<b>5,864.03</b>	<b>43,958.00</b>	<b>-38,093.97</b>	<b>13.3%</b>
<b>Roads</b>				
Snow & Ice Removal	13,884.30	25,000.00	-11,115.70	55.5%
Street Maintenance	0.00	20,000.00	-20,000.00	0.0%
<b>Total Roads</b>	<b>13,884.30</b>	<b>45,000.00</b>	<b>-31,115.70</b>	<b>30.9%</b>
<b>Total Expense</b>	<b>52,045.22</b>	<b>193,958.00</b>	<b>-141,912.78</b>	<b>26.8%</b>
<b>Net Income</b>	<b>-21,884.82</b>	<b>-11,000.00</b>	<b>-10,884.82</b>	<b>199.0%</b>