

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

A. Call to order & roll call of the Regular Meeting of the Board of Trustees – Mayor Ryan Vinciguerra called the meeting to order at 7:07 p.m. Present: Mayor Ryan Vinciguerra, Larry Good, Charlie Manus and Tim Hunter. Absent: Emma Bielski. Also present: Ron Leach, Town Administrator and Terry Langley, minutes.

B. Approve previous minutes – Charlie Manus made a motion to approve the minutes of the Sept. 5 meeting. Larry Good seconded and the motion passed unanimously. Charlie Manus made a motion to approve the minutes of the Sept. 12 Special meeting. Larry Good seconded and the motion passed unanimously.

C. Administrator Report

a. Current bills payable October 3, 2019, Ron – In addition to the bills listed in the packet, four additional bills have come in: Aspen Maintenance Supply (park bathroom supplies) for \$237.59, Redi Services (park portable toilet) for \$300.00, Valley Waste (campground dumpster) for \$213.00 and All Phase Electric (parts/pieces to repair the sewer line from the park bathroom to the septic field) for \$622.16 . Larry Good made a motion to pay the bills as reported. Charlie Manus seconded and the motion passed unanimously.

b. Carbondale Fire District presentation, fire station expansion, Chief Rob Goodwin – Rob introduced Mark Chain and Phil Vaughan. Rob explained that funding for the expansion is from a bond issue for capital improvements to the fire departments. The plan is to break ground in the spring of 2020. The proposal is to approximately double the size of the current building and will include new bays for some new trucks, expansion of the training room which will also serve as an incident command room. Mark Chain explained that the fire house leases land from the town and the expansion will require some additional land/lots west of the existing lots. The basketball court would not be affected. More detailed schematics will be presented next month. Rob explained that there is a need for extra space for fire fighter safety as well. The expansion would allow for continued recruitment and training of volunteers in Marble. Rob asked that the council give their approval for Ron and the attorney to begin drawing up a lease for the increased land needed. Chris Cox asked if the new brush truck would be accessible to the 4-wheel drive only roads. Rob said yes, Mark said there would be soil testing for septic expansion and Phil Vaughan explained that that would involve. Jim asked if they had considered artifacts that they might run across and what they would do with them and Phil said he would see that any are saved. Heather Leigh asked about the total cost and time line. Rob said they estimate \$650,000 and being done by fall of 2020. Ryan asked if there were any objections to begin working on the lease. He asked if paperwork needed to be in place before septic exploratory holes were dug. Phil reported that Sopris Engineering has completed the site survey work and that all easements and encumbrances will be incorporated into the plat.

D. Mayor's Comments – Ryan reminded everyone about the meeting with the Gunnison County Commissioners at 6:00 p.m. on October 10.

F. Old Business

d. Consider appointment of park committee – this item was moved forward on the agenda so that Amber could get home to a sick child. She requested the formation of a parks & rec committee to oversee repairs and improvements to the parks. She proposed a town appointed committee that would present projects and budgets for approval by the town board. She has approached Alex Menard, Richard Wells and Andrew Mile about being on the committee. She would like a board member and suggested Connie Hendrix as an original mill site committee member. Ryan thought this was a good idea and Larry & Charlie agreed. Tim has concerns based on past committees that could not agree and eventually fizzled out. He feels that this should remain in the hands of the board as far as budgeting goes. He would like to see plans and research and a committee that could pursue grant opportunities. He wants to see serious commitments from anyone who agrees to be on the committee. Amber said she sees the committee coming up with some short-term plans initially. Tim wants to see an overall plan and a committee that can withstand different administrations. Ryan suggested asking for a commitment of a minimum time frame such as two years. Tim said he would consider being the board member.

E. Current Land Use Issues

a. Consider approval of Manus/Hendrix lot consolidation application, Ron – Ron reported that the application is complete and in order. Ryan Vinciguerra made a motion to approve the lot consolidation. Larry Good seconded and the motion passed unanimously.

b. Public Hearing, Lawrence variance application, minimum lot size for OWTS installation, 209 E. Hill St. Ron – Rick and Chris Lawrence explained the need for a variance. The lot is 10,400 square feet. They are requesting a variance to update the existing system to include a flushing toilet and tie in the gray water into the OWTS system. She said there are five different requirements for a variance and explained why their request meets these requirements. Paul Rutledge explained the type of septic they plan to install. Tommy Russell, Jim Arts, Josh Vogt and all spoke against the variance due to the bad precedent it would set. Steve Lucht asked if the health board or the trustees were supposed to hear this request. He also said that the public hearing wasn't noticed properly. He did not. Both he and Vince Savage said that they had not received notice. It was determined that notices were sent properly and that Gunnison county addresses were used. Jeff Bier said that there are over 40 properties that are non-conforming that currently have some type of septic system. What happens if something goes wrong? John Hall said that with water disposal the demand on the system is another question to be answered and taken into consideration.

Charlie Manus said he has no doubt that Paul could design a system but until the density changes, he cannot go for it. Larry Good agreed. Ryan said his concern is for both health and safety and town density. Because variances are granted on a case by case basis, he does not feel it will set a precedent, but by allowing more advanced systems on smaller lots it will affect the town density. Tim Hunter asked if they had researched other options. Paul recommended against a holding tank due to the prohibitive cost of hauling 2000-2500 gallons. He said that Marble is unique in its geology and this lot is more unique than most. He said that there is a difference between a vacant lot and a lot with an

existing dwelling. Paul said that vault systems are generally for very limited use and can theoretically create their own health problems. Discussion of the need for an inspection at the time a title is transferred followed. Charlie Manus moved to vote on the request. Larry Good seconded. Tim asked that they do more research and vote with a full board. Ron said the options are to approve, deny or continue the public hearing. Charlie Manus amended his motion to vote to deny the request. Larry Good seconded and the motion passed 2-1 with Tim Hunter voting nay. Rick Lawrence asked for a letter of denial that includes the reasons the request was denied.

c. Discussion of gravel request from Carbonate creek from Chris Cox - Chris, representing Rich Beaman, is requesting to dredge Carbonate Creek above the main bridge and use that for fill on Mr. Beaman's property across the street. This is time sensitive as it needs to be done before the snow flies or they will have to wait until after the spring runoff. They have permission to cross the neighbor's property to access the creek. Steve Lucht said that they have permission from the county to take out about 4000 yards, according to Kirk Blue. Corps of engineers allows 15 yards without a permit, according to Tim. Tim asked where the fill would go. Chris said it would go directly across the road to Rich Beaman's lots which will be cleared of vegetation prior to dumping the gravel. They will get a driveway permit from Gunnison County so that they can go in and grub the building area. Tim asked for a plan or drawing that shows where they want to excavate and how they plan to put the bank back. Chris asked for a special meeting prior to the November meeting so that they can begin before the snow flies. Ryan said that the town administrator and the town's attorney had developed a set of questions concerning this request and he asked that they address these, including confirmation from the Corps of Engineers, address possible property damage, access, whose property is affected, how much material will be excavated, etc. Discussion of the purpose of the fill and the location of the lots followed. This will be discussed further at the Oct. 10 meeting.

F. Old Business

a. Discussion of 2020 budget, Ryan – Ron reported that changes from last month's discussion include adding funds to Earth Day as well as adding interest revenue. Further discussion on the budget included adding funds to street maintenance for a total of \$20,000, funds for the park, weed mitigation, dark sky initiative, the development of the court system, dues & subscriptions, and the possibility of a sales or property tax increase being put on the ballot. Judy Morande said that the state gives small towns grants for starting enforcement. Ryan said that more donation boxes might be another source of revenue. Ryan asked if there needed to be a budget meeting put on the calendar. This will be prior to the regular Nov. 7 meeting. Time for the budget meeting is 5:30 p.m.

b. Lead King Loop working group report, Ron & Corinne – Ron explained that people are reporting that the LKL is almost impassable. Corinne reported that she will have be at the Hub to meet with the public to hear concerns and ideas from 4-6 p.m. tomorrow, Oct. 4; Sunday, 2-4 p.m. and Oct. 10, 8-10 am. The LKL working group will meet at 3 p.m. Oct. 10.

c. End of season campground report, Ron, Amber, Jim – Ron reported that gross proceeds for 2019 are \$50,000. The net is \$25,000-30,000. There was 60% occupancy of the 16 sites and served 1200-1300 people. There were no injuries. Problems included the need for a couple of evictions. There is a need to enforce the two-week maximum, limit sites to 4-6 people with no group parties and no RVs

larger than 30'. Dogs are the biggest problem. This year they charged an extra fee for dogs and for atvs which generated an extra \$3000. They will try a dog free campground next year. Ryan asked how many dogs they saw and Jim said that about 50% of campers brought dogs.

d. Consider appointment of park committee, Amber - see above

e. Discussion of proposed recycle program, Ryan – Ryan tabled this until next month.

f. Other – Terry asked about an article in today's Sopris Sun concerning water augmentation and the possibility of an augmentation reservoir in or near Marble. Ron has been attending the meetings and said this was simply what the board had discussed previously.

G. New Business

a. Discussion of Steve Lucht complaint letters re: Slow Groovin, Tim – Ryan recused himself and Tim Hunter took over as Mayor Pro Tem. Tim said that, on the advice of his personal council, he has no comment. Steve said that the code said they are to appoint someone to determine if the complaint is valid. Steve said that they need to address the fumes, the odor and the noise. They need to decide if they are going to appoint someone. Discussion of the issues surrounding the complaint followed. No action was taken.

H. Adjourn – Tim turned the meeting back over to Ryan Vinciguerra. Larry Good made a motion to adjourn. Charlie Manus seconded and the motion passed unanimously. The meeting was adjourned at 10:15 p.m.

Respectfully submitted,
Terry Langley