

Town of Marble

Regular Meeting of the Board of Trustees

December 7th, 2023 7:00 P.M.

Marble Community Church, 121 W. State St. Marble, Colorado

Agenda

- A. 7:00 P.M. Call to order and roll call of the regular December meeting of the Board of Trustees.
- B. Mayor Comment
- C. Consent Agenda
 - a. Approve November 2nd, 2023 Minutes
 - b. Approve Current Bills, December 7th, 2023
- D. Administrator Report
 - a. Marble Wetlands Management Plan - Pat Willits & John Armstrong
 - b. Michael Gorman – Wilderness Workshop
- E. 2024 Municipal Election
 - a. Consider appointment of Ron Leach as 2024 Election Official
 - b. Consider approval of Polling Place Resolution
- F. Public Hearing to consider approval of 2024 Budget
 - a. Consider Adoption of 2024 Budget – Ordinance # 2023-1
 - b. Consider approval of 2024 Mill Levy – Ordinance # 2023-2
- G. Committee Reports
 - a. Parks Committee
 - b. Master Plan Committee
- H. Old Business
- I. New Business
- J. Adjourn

Minutes of the Town of Marble
Regular Meeting of the Board of Trustees
November 2, 2023

A. Call to order & roll call of the regular meeting of the Board of Trustees – the meeting was called to order by Mayor Pro Tem Emma Bielski at 6:25 p.m. Present: Amber McMahill, Larry Good and Emma Bielski. Absent: Ryan Vinciguerra and Tony Petracco. Also present: Ron Leach, Town Administrator; Alie Wettstein, Administrative Assistant and Terry Langley, minutes.

B. Review 2024 preliminary budget, Ron - Ron said the approved budget is due Dec. 15, 2023. Due to upcoming surgeries, he may not be at the December meeting. Emma asked about the estimated decrease in total revenue from 2023 to 2024. Ron explains that he tends to underestimate revenue and overestimate expenses. There are no projected grants for 2024.

Building permits are expected to increase. He said permit fees have not been raised for many years and will propose raising those as well as upgrading the twenty-year-old building codes in January.

Amber asked about the increase in wages and benefits. Ron explained that this was for a 5% cost of living raise and possible increase in hours for existing employees. Ron would like to see some type of soft enforcement presence in 2024 similar to the forest protection officer that was on the LKL in the past. Amber spoke in favor of the soft progression toward enforcement. Emma asked if there were any cost projections and would like to see it on the budget. Ron said this would be seasonal and feels that \$20,000 is a place to start for this and for the additional duties that may be coming.

Larry asked about the campground revenue and whether it figures a 95% occupancy. Ron explained that there are many vacancies during the week. Fees have not gone up since 2017. Ron suggests raising them 10%. Sue Blue asked about raising the fees on the weekend when the campground is typically full but leaving them the same during the week. Amber suggested future discussion regarding extending the season as well as doing some marketing. The campground will be a special meeting topic in the near future. Ron also mentioned the Hub and their past relationship with the campground regarding reservations. He would like to see the town continue to subsidize the Hub as an information and wifi center (\$10,000) but not as a percentage of camp revenue. This would change the campground expenses and move that amount to a new line item.

Last month there was discussion of giving the Parks committee \$5000 in undesignated funds. Emma asked if there was something specific or was just for them to spend as they wish. Amber feels that this would help with small projects that have been in the works for some time. Emma spoke to using the money to help with completion of existing larger projects and designating the funds for things such as the jail house foundation and Children's Park beautification. AVLT has requested financial help with the float system for the Children's Park irrigation system.

Amber asked where the actual budget expenses/income stand for 2023. Ron explained that we have spend 93.7% of the budget to date. Angus Barber asked if the parks committee had exhausted grant possibilities and suggests using some of the funds for a grant writer.

Amber asked about the office expense and improvements line, the plan for a grant and whether it was still a priority. She said that grants for this type of project are very scarce. Larry suggested tying a grant into acquiring the water company.

Amber suggested lowering the office expenses and improvements to \$5000.

Larry asked about lowering the budget for legal expenses or if the Master Planning Committee suggestions might result in extra legal expenses to follow up on those suggestions. There will be additional legal costs around the budget. The decision was made to decrease that item by \$5000.

Office expenses were discussed further. There were one-time expenses for computer items but it is still included in the 2024 estimated budget. Ron will email a report of 2023 office expenses.

Road expenses included dredging Carbonate Creek and the overage on snowplowing so there was not much spent on actual road improvements. For 2023 there needs to be work on 3rd Street... and East 2nd, the road down to the quarry and on ditches.

Workshop and related travel expenses were discussed and it was decided to reduce that amount by \$1000.

There will be further budget discussion and finalization at the December meeting.

C. Mayor Comments – Emma welcomed everyone and asked for civil discourse.

D. Continue Public Hearing to consider approval of Ordinance # _____ approving residential structures in business zone in Town of Marble – Larry Good made a motion to table this until the January meeting. Amber McMahill seconded and the motion passed unanimously.

E. Consent Agenda – Larry Good made a motion to approve the consent agenda. Amber McMahill seconded and the motion passed unanimously.

a. Approve October 5th 2023 minutes

b. Approve Current Bills, November 2nd, 2023

F. Administrator Report

a. Consider approval of Gunnison County agreement re: Jail donation, Ron – Ron reported that Gunnison County had provided the agreement and that it is a straight forward agreement. Larry Good made a motion to approve the agreement. Amber McMahill seconded and the motion passed unanimously.

b. 2024 Election Report, Ron – Ron reported that the municipal election will be the first Tuesday in April (April 2, 2024). Seats that are open are for the mayor as well as for Larry Good's, Emma Bielski's and Tony Petracco's seats. The nomination petitions will be available the first week in January and are due three weeks later. Sue will inform the Master Planning Committee. Alie will put it in the newsletter. Emma asked when it would need to be posted. Emma said she will not be running for reelection and that Ryan might not be able to due to geography. She would like to have all dates and responsibilities lined up before Ron's surgeries. Larry asked about modifying terms so that the whole board is not up for election at the same time. A question about who can run was raised. Richard suggested paying the board and thus making running more attractive. Ron explained that this is a municipal town and it is governed by state statute.

G. Land Use Issues - none

H. Committee Reports

a. Parks committee report – there was no meeting this month.

b. Master Plan Committee report – Alie reported that Mark gave an overview on the current zoning in conjunction with occupied and the vacant lots. Bill Jochems spoke about the river augmentation and Wild and Scenic history. Surveys have gone out to property owners and are beginning

to come back in and Alie is compiling the results as they come. Surveys will be available at the community dinner for non-property owners. Mark Chain plans to get a rough draft of the input from the committee with objective and goals and to hold a public meeting after the holidays.

c. Community Thanksgiving – Terry reported that the Community Thanksgiving will be held Nov. 11 at the fire station.

I. Old Business

J. New Business

a. Angus asked how much land AVL T owns in the town of Marble. Ron explained that the only property they own in town is the Children’s Park. Angus asked about their interest in Snowbound and what their motivation is. Ron explained that conservation is their purpose.

b. Angus asked about the oil leak on Vince Savage’s property. Ron looked at that and there is a good-sized leak under a skidster that Vince needs to deal with. Angus asked if there was someone who could reach out to him about this and other environmental issues on his property. Sue Blue feels that Angus is overstepping his bounds. Ron will talk to Vince concerning the oil leak.

K. Adjourn – Larry Good made a motion to adjourn. Amber McMahill seconded and the motion passed unanimously. The meeting was adjourned at 8:35 p.m.

Respectfully submitted,

Terry Langley

Town of Marble
Check Register
 November 8 through December 5, 2023

Num	Date	Amount
Alpine Bank		
11826	12/04/2023	-1,081.40
Cadfish		
11825	12/04/2023	-3,150.00
Century Link		
11819	12/04/2023	-253.52
Colorado Municipal League		
11818	12/04/2023	-326.00
Holy Cross Electric		
	11/24/2023	-49.57
	11/30/2023	-24.93
Marble Water Company		
11821	12/04/2023	-310.00
Mountain Pest Control, Inc.		
11820	12/04/2023	-75.00
Ragged Enterprises, LLC		
11827	12/01/2023	-247.50
Redi Services LLC		
11824	12/04/2023	-150.00
Strong Structures Ltd.		
11823	12/04/2023	-808.86
The Crystal Valley Echo		
11822	12/04/2023	-135.00
United States Treasury		
E-pay	12/05/2023	-2,305.04
Zancanella and Associates, Inc.		
11817	12/04/2023	-612.00

Town of Marble
Deposit Detail-Campground Account
November 2023

Date	Name	Memo	Account	Amount
11/30/2023		Deposit	Campground Account -6981	1,584.85
		Deposit	Campground/Store Revenues	-1,465.88
		Deposit	Sales Tax	-174.44
		Deposit	Campground/Store Revenues	55.47
TOTAL				-1,584.85
11/30/2023		Interest	Campground Account -6981	2.35
		Interest	Interest Income	-2.35
TOTAL				-2.35

Town of Marble
Deposit Detail-Money Market Fund
November 2023

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Amount</u>
11/06/2023		Deposit	Money Market -1084	82.18
		Deposit	Cigarette Tax	-82.18
TOTAL				-82.18
11/08/2023		Deposit	Money Market -1084	27,847.63
		Deposit	General Sales Tax	-27,847.63
TOTAL				-27,847.63
11/10/2023		Deposit	Money Market -1084	931.89
		Deposit	Property Taxes	-931.89
TOTAL				-931.89
11/30/2023		Interest	Money Market -1084	476.98
		Interest	Interest Income	-476.98
TOTAL				-476.98

Town of Marble
Budget vs. Actual
January through December 2023

	Jan - Dec 23	Budget	\$ Over Budget	% of Budget
Income				
Intergovernmental				
Grant Revenue	0.00	12,500.00	-12,500.00	0.0%
Cigarette Tax	295.13	200.00	95.13	147.6%
Colorado Trust Fund	0.00	0.00	0.00	0.0%
General Sales Tax	148,661.50	164,000.00	-15,338.50	90.6%
Highway Use Tax (HUTF)	11,535.63	10,000.00	1,535.63	115.4%
Mineral Lease Distribution	9,054.76	2,000.00	7,054.76	452.7%
Severance Tax	1,515.39	5,000.00	-3,484.61	30.3%
Total Intergovernmental	171,062.41	193,700.00	-22,637.59	88.3%
Licenses & Permits				
Short term rental Licenses	200.00	500.00	-300.00	40.0%
Building Permits	4,715.75	4,000.00	715.75	117.9%
Business Licenses	850.00	1,200.00	-350.00	70.8%
Other Licenses & Permits	2,050.00	500.00	1,550.00	410.0%
Septic Permits	1,023.00	3,000.00	-1,977.00	34.1%
Total Licenses & Permits	8,838.75	9,200.00	-361.25	96.1%
Other Revenue				
Marble Fest	25,980.42	24,000.00	1,980.42	108.3%
Campground/Store Revenues	38,277.88	45,000.00	-6,722.12	85.1%
CSQ Lease Agreement	25,671.53	30,000.00	-4,328.47	85.6%
CSQ Maintenance Payments	3,300.00	3,600.00	-300.00	91.7%
Donations	0.00	2,000.00	-2,000.00	0.0%
Holy Cross Electric Rebates	621.60	500.00	121.60	124.3%
Interest Income	8,901.09	500.00	8,401.09	1,780.2%
Lead King Loop Project	0.00	1,000.00	-1,000.00	0.0%
Non-Specified	1,002.78	2,000.00	-997.22	50.1%
Parking Program Revenue	0.00	5,100.00	-5,100.00	0.0%
SGB Lease Agreement	2,813.77	2,800.00	13.77	100.5%
Transfers (In) Out	0.00	1,000.00	-1,000.00	0.0%
Total Other Revenue	106,569.07	117,500.00	-10,930.93	90.7%
Property Taxes	44,668.44	30,100.00	14,568.44	148.4%
Total Income	331,138.67	350,500.00	-19,361.33	94.5%
Gross Profit	331,138.67	350,500.00	-19,361.33	94.5%
Expense				
General Government				
Food	1,156.52			
Master Plan	3,122.41	24,500.00	-21,377.59	12.7%
Building Maint.	2,445.37	10,000.00	-7,554.63	24.5%
Vehicle Expenses	2,279.93	0.00	2,279.93	100.0%
Grant Expenditures	18,340.00			
Campground Expenses	19,520.54	25,000.00	-5,479.46	78.1%
Church Rent	0.00	500.00	-500.00	0.0%
Civic Engagement Fund	0.00	1,500.00	-1,500.00	0.0%
Dues & Subscriptions	642.00	500.00	142.00	128.4%
Elections	306.00			
Lead King Loop Project	0.00	5,000.00	-5,000.00	0.0%
Legal Publication	0.00	1,000.00	-1,000.00	0.0%
Marble Fest Expense	22,260.68	23,000.00	-739.32	96.8%
Office Expenses	18,154.61	14,000.00	4,154.61	129.7%
Parking Program Expenses	1,013.61	5,000.00	-3,986.39	20.3%
Recycle Program	2,361.14	3,000.00	-638.86	78.7%
Treasurers Fees	0.00	500.00	-500.00	0.0%
Workshop/Travel	1,014.23	2,000.00	-985.77	50.7%
Total General Government	92,617.04	115,500.00	-22,882.96	80.2%

	<u>Jan - Dec 23</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
Other Purchased Services				
Earth Day Expenses	2,598.02			
Liability & Worker Comp Insc	6,271.71	7,000.00	-728.29	89.6%
Utilities	3,052.81	4,000.00	-947.19	76.3%
Total Other Purchased Services	<u>11,922.54</u>	<u>11,000.00</u>	<u>922.54</u>	<u>108.4%</u>
Park Fund Expenses				
Historical Park Pres. Planning	0.00	1,000.00	-1,000.00	0.0%
Jail Preservation Grant Match	0.00	5,000.00	-5,000.00	0.0%
Maintenance - Park Fund	19,801.61	20,500.00	-698.39	96.6%
Park Fund Expenses - Other	0.00	0.00	0.00	0.0%
Total Park Fund Expenses	<u>19,801.61</u>	<u>26,500.00</u>	<u>-6,698.39</u>	<u>74.7%</u>
Purchased Professional Services				
Audit	10,340.00	10,000.00	340.00	103.4%
Engineering-Water Augmentation	612.00	500.00	112.00	122.4%
Engineering Services & Insp.	14,077.52	4,000.00	10,077.52	351.9%
Legal - General	9,051.42	20,000.00	-10,948.58	45.3%
Municipal Court	0.00	1,500.00	-1,500.00	0.0%
Total Purchased Professional Services	<u>34,080.94</u>	<u>36,000.00</u>	<u>-1,919.06</u>	<u>94.7%</u>
Roads				
Snow & Ice Removal	52,796.25	30,000.00	22,796.25	176.0%
Street Maintenance	5,337.93	15,000.00	-9,662.07	35.6%
Total Roads	<u>58,134.18</u>	<u>45,000.00</u>	<u>13,134.18</u>	<u>129.2%</u>
Wages & Benefits				
FAMLI	225.05			
FICA/Medicare	18,545.76	8,000.00	10,545.76	231.8%
Total Wages	118,041.01	110,000.00	8,041.01	107.3%
Wages & Benefits - Other	468.42	0.00	468.42	100.0%
Total Wages & Benefits	<u>137,280.24</u>	<u>118,000.00</u>	<u>19,280.24</u>	<u>116.3%</u>
Total Expense	<u>353,836.55</u>	<u>352,000.00</u>	<u>1,836.55</u>	<u>100.5%</u>
Net Income	<u>-22,697.88</u>	<u>-1,500.00</u>	<u>-21,197.88</u>	<u>1,513.2%</u>

12/05/23

Town of Marble Payroll Report December 2023

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Type</u>	<u>Amount</u>
United States Treasury 12/05/2023	E-pay	United States Treasury	Liability Check	<u>-2,305.04</u>
Total United States Treasury				-2,305.04
Alie O Wettstein 12/04/2023		Alie O Wettstein	Paycheck	<u>-2,402.92</u>
Total Alie O Wettstein				-2,402.92
Charles R Manus 12/04/2023		Charles R Manus	Paycheck	<u>-847.26</u>
Total Charles R Manus				-847.26
Richard B Wells 12/04/2023		Richard B Wells	Paycheck	<u>-243.16</u>
Total Richard B Wells				-243.16
Ronald S Leach 12/04/2023		Ronald S Leach	Paycheck	<u>-3,585.08</u>
Total Ronald S Leach				-3,585.08
Theresa A Langley 12/04/2023		Theresa A Langley	Paycheck	<u>-91.20</u>
Total Theresa A Langley				<u>-91.20</u>
TOTAL				<u><u>-9,474.66</u></u>

LOCAL GOVERNMENT BUDGET CALENDAR: SB23B-001

The budget calendar is a general listing of the deadlines for the budget and for the property tax certification process. Several deadlines related to the preparation of the 2024 budget will be pushed back due to [SB23B-001](#). These one-time deadline changes are listed in the right column below.

DATE	EVENT / ACTIVITY	POSTPONED DATE:
Dec. 10	Assessors' changes in assessed valuation will be made only once by a single notification (re-certification) to the county commissioners or other body authorized by law to levy property tax, and to the DLG. (C.R.S. 39-1-111(5))	Jan. 3
Dec. 15	Deadline for certification of mill levy to county commissioners (C.R.S 39-5-128(1)). Local governments levying property tax must adopt their budgets before certifying the levy to the county. If the budget is not adopted by certification deadline, then 90 percent of the amounts appropriated in the current year for operations and maintenance expenses shall be deemed re-appropriated for the purposes specified in such last appropriation. (C.R.S. 29-1-108(2) and (3))	Jan. 10
Dec. 22	Deadline for county commissioners to levy taxes and to certify the levies to the assessor. (C.R.S. 39-1-111(1))	Jan. 17
Dec. 31	Local governments not levying a property tax must adopt the budget on or before this date; governing body must enact a resolution or ordinance to appropriate funds for the ensuing fiscal year. If the budget is not adopted and appropriations have not been made, then 90 percent of the amounts appropriated in the current year for operations and maintenance expenses shall be deemed re-appropriated for the budget year. (C.R.S 29-1-108(4))	Jan. 10
Jan. 10	Deadline for assessor to deliver tax warrant to county treasurer (C.R.S 39-5-129.)	Jan. 24
Jan. 31	A certified copy of the adopted budget must be filed with the Division. (C.R.S 29-1-113(1)). - If a budget is not filed, the county treasurer may be authorized to withhold the local government's tax revenues. -	Remains Unchanged

Budget Message Town of Marble Fiscal Year 2024

The attached 2024 budget for the Town of Marble includes these important features:

The Town maintains 3 separate governmental funds:

- General Fund
- Water Fund
- Park Fund

The Town maintains a separate Water Fees Account for the administration of a fee-for-service fund which provides water and fire hydrants and maintenance thereof for fire protection to the Town. In 2024 the Town of Marble will make a \$20,000 payment directly to the Marble Water Company from the Water Fees Account to satisfy the Marble Water Company's annual debt service payment for improvements made to the water system in 2002.

The budgetary basis of accounting is the modified accrual basis. The Town is in compliance with the Tabor mandated 3 percent reserves.

The Town of Marble mill levy remains at 6.505 mills for general operating expenditures for the fiscal year 2024.

The Town's Assessed Valuations for Property increased by approximately 49% in 2023 due to an increase in property valuations.

The services provided/offered to the taxpayers of the Town of Marble include:

- Repair and maintenance of town streets, including snow removal.
- Administer and inspect building & OWTS permits in the town in accordance with IBC codes and the Town's OWTS regulations.
- Maintain and improve town parks.
- Provide water and fire hydrants for fire protection;
- Administer Town business in a timely manner.

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO: County Commissioners¹ of _____, Colorado.

On behalf of the _____,
(taxing entity)^A

the _____,
(governing body)^B

of the _____,
(local government)^C

Hereby officially certifies the following mills to be levied against the taxing entity's GROSS \$ _____ assessed valuation of: _____
(GROSS^D assessed valuation, Line 2 of the Certification of Valuation Form DLG 57^E)

Note: If the assessor certified a NET assessed valuation (AV) different than the GROSS AV due to a Tax Increment Financing (TIF) Area^F the tax levies must be calculated using the NET AV. The taxing entity's total property tax revenue will be derived from the mill levy multiplied against the NET assessed valuation of: \$ _____
(NET^G assessed valuation, Line 4 of the Certification of Valuation Form DLG 57)
USE VALUE FROM FINAL CERTIFICATION OF VALUATION PROVIDED BY ASSESSOR NO LATER THAN DECEMBER 10

Submitted: _____ for budget/fiscal year _____.
(no later than Dec. 15) (mm/dd/yyyy) (yyyy)

PURPOSE (see end notes for definitions and examples)	LEVY²	REVENUE²
1. General Operating Expenses ^H	_____ mills	\$ _____
2. <Minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction ^I	< _____ > mills	\$ < _____ >
SUBTOTAL FOR GENERAL OPERATING:	<input type="text"/> mills	\$ <input type="text"/>
3. General Obligation Bonds and Interest ^J	_____ mills	\$ _____
4. Contractual Obligations ^K	_____ mills	\$ _____
5. Capital Expenditures ^L	_____ mills	\$ _____
6. Refunds/Abatements ^M	_____ mills	\$ _____
7. Other ^N (specify): _____	_____ mills	\$ _____
	_____ mills	\$ _____
TOTAL: [Sum of General Operating Subtotal and Lines 3 to 7]	<input type="text"/> mills	\$ <input type="text"/>

Contact person: _____ Daytime phone: () _____
(print)

Signed: _____ Title: _____

Include one copy of this tax entity's completed form when filing the local government's budget by January 31st, per 29-1-113 C.R.S., with the Division of Local Government (DLG), Room 521, 1313 Sherman Street, Denver, CO 80203. Questions? Call DLG at (303) 864-7720.

¹ If the *taxing entity's* boundaries include more than one county, you must certify the levies to each county. Use a separate form for each county and certify the same levies uniformly to each county per Article X, Section 3 of the Colorado Constitution.

² Levies must be rounded to three decimal places and revenue must be calculated from the total NET assessed valuation (Line 4 of Form DLG57 on the County Assessor's **FINAL** certification of valuation).

Town of Marble
Ordinance Number 1
Series of 2023

AN ORDINANCE ADOPTING THE BUDGET AND MAKING APPROPRIATIONS FOR
THE TOWN OF MARBLE FOR THE 2024 FISCAL YEAR

WHEREAS:

- A. The Town of Marble is a statutory town organized pursuant to Colorado Law; C.R.S. §31-1-101 *et seq.*;
- B. C.R.S. § 29-1-108(2) requires the Board of Trustees of the Town of Marble to “enact an ordinance or resolution adopting the budget and making appropriations for the budget year;”
- C. In accordance with C.R.S. § 29-1-104, the Board of Trustees of the Town of Marble designated the Town Clerk as the person to prepare the budget and submit the same to the Board of Trustees, and the Town Clerk did submit a proposed budget to the Board of Trustees;
- D. In accordance with C.R.S. § 29-1-106, the Board of Trustees caused notice of the proposed budget to be published in the Glenwood Springs Post Independent;
- E. In accordance with C.R.S. § 29-1-108(1), the Board of Trustees held a public hearing to consider the adoption of the proposed budget on December 7, 2023;
- F. The Board of Trustees finds and determines that the hearing on the proposed budget is now complete;
- G. The amounts appropriated do not exceed the expenditures specified in the budget.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MARBLE, COLORADO THAT:

- 1. The proposed budget presented to the Board of Trustees, as amended at the public hearing held on December 7, 2023, is hereby adopted as the budget for the Town of Marble, Colorado, for the 2024 fiscal year. The adopted budget is attached hereto as Exhibit A.
- 2. In accordance with such budget, the estimated expenditures for each fund for the 2024 fiscal year are as follows:

Fund	Expenditures
General Fund	361,000
Park Fund	26,500
Water Fee for Service	21,000
Total	408,500

3. In accordance with such budget, the estimated revenues for each fund for the 2024 fiscal year are as follows:

Fund	Revenue
General Fund	362,000
Park Fund	26,500
Water Fee for Service	21,000
Total	409,500

4. The following appropriations are made for the 2024 fiscal year:

Fund	Amount Appropriated
General Fund	361,000
Park Fund	26,500
Water Fee for Service	21,000
Total	408,500

5. The Clerk shall file with the Colorado Division of Local Government, before January 31, 2024, a certified copy of the budget, including the budget message, and a copy of Form DLG 70.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED BY TITLE this 7th day of December, 2023, by a vote of ___ in favor and ___ opposed.

TOWN OF MARBLE:

Ryan Vinciguerra, Mayor

ATTEST:

Ron Leach, Clerk

Town of Marble
Ordinance Number 2
Series of 2023

AN ORDINANCE FIXING AND CERTIFYING THE MILL LEVY FOR THE TOWN OF
MARBLE FOR THE 2024 FISCAL YEAR

WHEREAS:

- A. The Town of Marble is a statutory town organized pursuant to Colorado Law; C.R.S. §31-1-101 *et seq.*;
- B. By Ordinance No. 1, Series of 2023, the Board of Trustees of the Town of Marble, Colorado has adopted the Town of Marble Budget for the 2024 fiscal year, and has made appropriations for the 2024 fiscal year;
- C. The Board of Trustees desires to fix and certify a mill levy to be levied upon all taxable property within the Town of Marble, to provide sufficient funds to pay the proposed expenditures for the 2024 fiscal year;
- D. The assessed valuation of taxable property for the year 2024 in the Town of Marble as returned by the County Assessor of Gunnison County, Colorado is \$6,349,280;
- E. The mill levy for the Town is presently 6.505 mills, and the Board of Trustees has determined that it is in the public interest to leave the present mill levy unchanged for the 2024 fiscal year.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN
OF MARBLE, COLORADO THAT:

1. An Ad Valorem Tax shall be levied against all taxable property in the Town of Marble, Colorado, for the 2024 fiscal year;
2. For the purpose of meeting all general operating expenses of the Town of Marble during the 2024 fiscal year, the Ad Valorem Tax shall be levied at a rate of 6.505 mills.
3. That the Clerk is hereby directed to deliver the Certification of Tax Levies (Form DLG 70), with a copy of this ordinance, to the Board of County Commissioners of Gunnison County, Colorado, as certification, no later than December 15, 2023.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED BY TITLE this 7th day of
December, 2023, by a vote of ___ in favor and ___ opposed.

TOWN OF MARBLE:

ATTEST:

Ryan Vinciguerra, Mayor

Ron Leach, Clerk

**TOWN OF MARBLE
GENERAL FUND
2024 Budget
12/7/2023**

	2022 Audit	2023 Estimate	2024 Budget
Beginning Balance	356,227	446,018	461,127
Revenues			
Taxes			
General Property Tax	28,253	32,050	41,302
Specific Ownership Tax	1,774	1,750	1,500
Additional License Tax	946	1,050	695
Property Tax Interest	135	150	100
Taxes Other	0	0	0
Total Taxes	31,108	35,000	43,597
Licenses & Permits			
Business Licenses	1,400	850	1,000
Building Permits	4,946	7,516	6,000
Septic Permits	2,046	1,023	3,000
Other Licenses & Permits	60	2,050	1,000
Short Term Rental Licenses	50	200	0
Total Licenses & Permits	8,502	11,639	11,000
Intergovernmental			
General Sales Tax	173,305	165,000	163,203
Highway User Taxes (HUTF)	11,256	13,000	13,000
Colorado Trust Fund	0	0	0
Severance Tax	6,560	1,515	2,000
Mineral Lease Distribution	2,305	9,055	8,000
Cigarette Tax	244	220	200
Other Intergovernmental	0	0	0
Grant Revenue	131,681	12,500	0
Other Permit & License Fees	0	0	0
Total Intergovernmental	325,351	201,290	186,403
Other Revenue			
Paid Parking Program Revenue	0	0	0
Campground Revenue	40,026	40,000	45,000
Interest Revenue	7,666	9,800	10,000
SGB Lease Agreement	2,732	2,814	2,900
CSQ Lease Agreement	22,930	30,000	32,000
CSQ Maintenance Payments	3,600	3,600	3,600
Holy Cross Electric Rebates	653	622	500
Donations	4,000	0	0
Lead King Loop Project	0	0	0
Marble Fest	26,353	25,980	25,000
Non-Specified	2,265	1,003	1,000
Transfer Water Fund, Admin Costs	0	2,000	1,000
Total Other	110,225	115,819	121,000
Total Revenue	475,186	363,748	362,000

**TOWN OF MARBLE
GENERAL FUND
2024 Budget**

	2022 Audit	2023 Estimate	2024 Budget
Expenditures			
Wages & Benefits			
Town Clerk Ron	0	0	0
Enforcement Officer	0	0	0
Other Salaries	0	0	0
Park Employee Charlie	0	0	0
Parking Enforcement Officer	0	0	0
Total Wages	95,627	110,000	135,500
FICA/Medicare	7,697	8,000	8,400
Total Wages & Benefits	103,324	118,000	143,900
General Government			
Paid Parking Program Expenses	0	1,014	1,000
Office Improvements & Expenses	5,045	2,500	5,000
Campground Improvements & Expenses	26,003	18,500	15,000
Treasurer Fees	0	500	500
Elections	1,686	400	3,000
Vehicle Expenses	172	4,000	0
Marble Fest Expenses	25,553	22,261	23,000
Church Rent	100	600	600
Civic Engagement Fund	100	0	1,500
Office Expenses	19,414	18,000	17,000
Legal Publications	0	1,000	1,000
Dues & Subscriptions	577	500	500
Food		800	
Workshop/Travel	1,517	1,014	1,000
Lead King Loop Project	10,253	0	0
Recycle Program	2,983	3,000	2,000
Master Planning	0	7,000	0
Transfer to Park Fund	0	22,000	25,000
Grant Expenditures	111,840	18,340	0
Planning & Zoning	0	0	0
Jail Foundation	0	0	0
Historic Preservation Commission	0	0	0
Hub			10,000
Total General Government	205,243	121,429	106,100
Roads			
Street Maintenance	15,325	6,000	20,000
Snow & Ice Removal	22,197	55,000	35,000
Total Roads	37,522	61,000	55,000
Purchased Professional Services			
Legal - General	11,808	11,000	15,000
Audit	9,400	10,340	12,000
Municipal Court	0	0	1,500
Engineering Services & Inspections	2,378	14,000	12,000
Planning Consultant	3,840	0	0
Total Purchased Professional Services	27,426	35,340	40,500
Other Purchased Services			
Liability & Workers Comp. Insurance	5,338	6,272	7,500
Utilities	2,988	4,000	4,000
Grant Writing	0	0	1,000
Earth Day Expenses	3,555	2,598	3,000
Total Other Purchased Services	11,881	12,870	15,500
Total Expenditures	385,396	348,639	361,000
Ending Balance	446,018	461,127	462,127

**TOWN OF MARBLE
PARK FUND
2024 Budget
10/1/2023**

	2022 Actual	2023 Estimate	2024 Budget
Beginning Balance	5,622	0	0
Revenues			
CTF Funds	393	1,500	1,500
Interest	0	0	0
Donation	0	0	0
Transfer in from General Fund	0	25,000	25,000
Total Revenue	393	26,500	26,500
Expenditures			
Parks Maintenance	34,102	21,500	21,500
Improvements	0	0	0
Historical Park Preservation Commission	0	0	0
Grant Writer	0	0	0
Other	0	0	0
Jail Preservation Grant Matching Funds	0	5,000	5,000
Total Expenditures	34,102	26,500	26,500
Ending Balance	-28,087	0	0

**TOWN OF MARBLE
WATER FEE FUND
2024 BUDGET
10/1/2023**

	2022 Audit	2023 Estimate	2024 Budget
Beginning Balance	0	3,849	3,849
Revenues			
Fee for Service	23,849	21,000	21,000
Total Revenue	23,849	21,000	21,000
Expenditures			
Administration Costs	0	1,000	1,000
Fire Protection/Water Tank	20,000	20,000	20,000
Total Expenditures	20,000	21,000	21,000
Other Financing Uses			
Transfer out to General Fund	0	0	0
Total Expenditures and Other Financing Uses	20,000	21,000	21,000
Ending Balance	3,849	3,849	3,849

Marble Wetlands Management Plan

INTRODUCTION

The Marble Wetlands Conservation Easement (Property) is an approximate 54 acre parcel located in the Town of Marble in Gunnison County, Colorado. The property lies along 0.55 miles of the Crystal River, and is in a relatively undisturbed state, except for some access roads and historical mining use. The Trust for Land Restoration (TLR) has acquired the Property and is working with the Town of Marble (Town) to transfer ownership to the Town. The Property has been granted a perpetual conservation easement that is held and administered by the Aspen Valley Land Trust. This easement was recorded in Gunnison County on ???.

The Property is intended generally to remain in the state it is in currently, with some public access mainly along existing roads, along the Crystal River, the Raspberry Trail Head, and maintenance activities throughout the Property as necessary. This Management Plan relies on the Baseline Report (Rare Earth 2023a) for baseline information about the Property, much of which is summarized in this document. Information about the Property's geology, topography, soils, land uses, biological resources all are summarized from the Baseline Report (Rare Earth 2023).

MARBLE WETLAND'S MANAGEMENT GOALS and OBJECTIVES

The management objectives for the Property are to provide for passive recreation while maintaining the integrity of the property and its conservation values, as established in the Deed of Conservation Easement, prioritizing ecological health and function of the wetlands and aquatic habitats. The purpose of this Management Plan is to monitor and, if necessary, enforce terms of the Conservation Easement and to provide for the management and public use of the Property in a manner that best protects the conservation values associated with the Property (Cite Conservation Easement). The Property is open space, characterized by its relatively natural habitat, with little anthropogenic disturbance. The Property provides opportunities for passive recreation and excellent education opportunities. Management goals are as follows:

- Provide for passive recreation while maintaining the integrity of the property and its conservation values
- Monitor and enforce the terms of the Conservation Easement

GENERAL DESCRIPTION OF THE PROPERTY

Property History

The Property has been privately owned, and for the last ??? years, was owned by ???, who graciously allowed public access to Yule Falls, and to cross country skiers and snowshoers in the winter. An adjacent landowner also has an access right-of-way through the Property. Historically, limited mining activity occurred on the Property as well. In ??? The Trust for Land Restoration (TLR) took ownership of the Property and conducted reclamation activities at the mill site. In December 2023, will grant the Conservation Easement to the Aspen Valley Land Trust (AVLT). The Town of Marble will take ownership of the Property on ???.

Physical Characteristics

Location

The Property is located in parts of Sections 25 and 26, Township 11 South, Range 88 West (6th Principal Meridian), Gunnison County, Colorado. The physical address is TBD County Road 3C (Marble Quarry Road, Marble, Colorado 81623).

Property Setting and Description

The Property is approximately 53.4 acres in northwestern Gunnison County, Colorado. The Property is situated on the Crystal River, directly south and southeast of the Town of Marble (Figures 1 and 2), and about 23 direct miles south of Carbondale. Is it within the Town limits?

The Property lies in the Southern Rocky Mountains, on the west side of the Continental Divide, in the Crystal River drainage of the greater Colorado River watershed. The elevation of the Property is about 8,000 feet.

Geology and Topography

The following discussion is summarized from the Mineral Assessment Report for the Property (Rare Earth 2023b).

In the Town of Marble area, the valleys have been heavily glaciated and were carved in relatively soft, young rocks (i.e., Upper Cretaceous-age Mancos Shale). Slopes throughout the local area have been over-steepened by glaciation and are prone to avalanches and mud/debris flows. Economically important marble deposits formed nearby in metamorphosed Mississippian-age Leadville Limestone that was domed and intruded by an igneous stock

(known as the Treasure Mountain Dome), along with base- and precious-metal deposits formed in contact-metamorphosed Mancos Shale near the Treasure Mountain Dome.

The Property itself consists of a surficial veneer of recent Holocene-age alluvium and fan deposits, which include clay- to boulder-sized materials found along the Crystal River drainage. These materials overlie bedrock Upper Cretaceous-age Mancos Shale, which consists mostly of dark olive-gray shale with several prominent sandstone beds. The Mancos Shale accumulated about 95-million-years ago in offshore and open marine environments of the Interior Cretaceous Seaway and is upwards of 5,000-feet thick in parts of Gunnison County. **Figure 3** provides a generalized map showing the primary geologic units in the area around the Property.

The Property is an irregularly shaped polygon transitioning from flat to gently sloping topography in the north part of the Property in the floodplain of the Crystal River, to rolling and extremely steep topography in the south part of the Property (**Figure 2**). The Property ranges in elevation from about 7,960 feet above mean sea level near its northwest corner where the Crystal River flows off the Property, to about 8,200 feet on its south boundary (**Figure 2**).

Soils

The Property's surface soils are derived from the geologic conditions described above. The Property's soils are predominantly formed from alluvium from igneous and sedimentary rock. None of the Property's soils are identified by the NRCS as "prime farmland" or other soil of agricultural significance.

Surface Hydrology

The Property lies on the west side of the Continental Divide within the Roaring Fork River District of the larger Colorado River drainage basin. The principal surface water feature on the Property is the Crystal River, which flows westerly in the north part of the Property for nearly 0.6 miles in a relatively broad floodplain. The confluence of the north-flowing Yule Creek and the Crystal River is also present in the northeast part of the Property. The hydrologic regime of the Crystal River floodplain is heavily influenced and enhanced by the activity of beavers. About 25 acres of the Property are in a mosaic of permanently or seasonally inundated emergent or willow shrub wetlands and perennial ponds interconnected with beaver canals.

At least three north-trending seasonal drainages that are tributary to the Crystal River drain the south part of the property. These drainages have mostly low or ephemeral flow on moderately steep ground, flowing mainly during spring runoff. One drainage is particularly active, and shows signs of fairly recent erosion control efforts and materials deposits at its base (**Photo 1**).

Land Use

The Property has not been subjected to excessive disturbance and human use, currently or historically. Land use is not expected to change under this management plan.

Current Land Use

Land use in the vicinity of the Property is mostly rural residential, ranching, and mining. Hunting, fishing, backcountry jeep and off highway vehicle touring, and other forms of outdoor recreation are important land uses in the area. The Marble Quarry is active, and mining vehicles use the Marble Quarry Road, from which the site is accessed.

Improvements on the Property are improved (gravel) county road and access roads, and a reclaimed historical mill site (Figure 4).

Historic Land Use

The main historic uses of the Property are mining and access to nearby public and private lands. The northwest portion of the Property historically featured a mill site. Mineral prospecting and/or materials borrow also occurred as described in the Existing Improvements and Structures section. Public and private access historically occurred on the access road through the property. Irrigation use also apparently occurred at some point, as evidenced by the non-functioning irrigation structures present along Yule Creek.

Adjacent Land Use

The Property adjoins the White River National Forest to the south, and the Beaver Lake State Wildlife Area (BLSWA) to the north and west, and other conserved lands to the east (Figure 1).

Existing Improvements and Structures

Roads. County Road 3C (Marble Quarry Road), a maintained gravel road, contours through the southwest part of the Property for about 0.27 miles. The Property's current main access road, the result of an access easement granted to the neighboring property owner in 1969, serves as an access driveway and trail to traverse the property. It consists of a constructed one-lane road with a lightly graveled driving surface, leads north-by-northwest from the Marble Quarry Rd to the smelter site, then trends east-by-southeast along the south edge of the Crystal River floodplain and exits the Property's east boundary beyond a locked gate (Photo 2). A spur of this road extends west from the mill site to a gate. Beyond the west gate, an unimproved two-track road extends and off the Property. The two-track road is inundated during flood events.

An improved two-track road with native driving surface extends southerly from the main access road to the Yule Creek Lodge and County Road 3C, located south of the Property. This road is not maintained and has significant erosion activity.

Trails. The USFS Raspberry Creek Loop Trail initiates from the Marble Quarry Road in the southwest part of the Property, providing access to the Raggeds Wilderness to the south. An apparent social trail extends from the main access road along the Property's east boundary in the approximate location shown in Figure 4. A brushed trail is present near the south boundary in the area of Yule Creek Lodge (Figure 4). The trail has not been recently cleared, and its function is unknown, although it appears to lead to one or more of the discovery hole locations related to the historical mining uses on and near the Property.

Fencing. The Property does not have a perimeter fence. Wooden buck rail fencing in good condition exists around the Hoffman Smelter Reclamation Site to exclude access (Photo 3). An additional wooden post-and-rail fence blocks entry to an old access to a defunct irrigation ditch headgate and Parshall flume on Yule Creek near the east Property boundary (Does this fence still exist?)

Historical mining-related features. A smelter site is located in the northwest part of the Property (Figure 4). It contains a slag pile and repository area that has been remediated and enclosed with a buck rail fence. Three “discovery cuts” are present in the southeast part of the Property (Figure 4). These are likely mineral prospecting holes created around the turn of the last century, or were possibly old rock borrow locations for a railway that once traversed the area near the Property. Some rock rubble is present around these locations.

Historical irrigation features. A defunct irrigation headgate is present on Yule Creek in the east part of the Property (Figure 4). A remnant earthen ditch and Parshall flume are near this headgate. The purpose of these structures, and their last date of use, are unknown.

Miscellaneous. Several large slabs of marble are present on the Property, in the mill site, in the upland meadow in the northwest part of the Property, and near the gate where the main access road exits the south Property boundary. Signage on the Property includes an entrance sign and a “no camping” sign posted on the main access road, signs posted at the mill site, and signage related to the USFS Raspberry Loop Trailhead. Some old lumber that was potentially a small shack was observed in the southeast part of the Property. An old bathtub is located near the irrigation headgate.

ECOLOGICAL RESOURCES

The entirety of the Property lies within the Crystal River Potential Conservation Area (PCA) designated by the Colorado Natural Heritage Program (CNHP 2022; Rocchio 2002). CNHP ranks the PCA as having High Biodiversity Significance because of the occurrences of several plant associations considered rare and/or globally vulnerable. Two of these plant associations, montane and lower montane willow carrs, are found on the Property. PCAs are intended for conservation planning purposes and to designate ecologically sensitive areas supporting a high level of biodiversity which land managers may wish to consider during planning and policymaking. Preservation of biodiversity is key to maintaining ecosystem resilience and health.

Riverine

The Crystal River runs from east to west through the Property and Yule Creek is tributary to the Crystal River, flowing into the Crystal from the north. The Crystal River has a rocky substrate,

and drains steep terrain with high energy flows. Intact riparian vegetation occurs along the banks, but at low flow, the river is braided between the banks. Yule Creek has a low gradient through the property, with riparian and wetland vegetation along the banks, providing excellent habitat for invertebrates and macroinvertebrates. It would be worth consulting with CPW to determine whether Yule Creek could be improved to support the Crystal River fishery, perhaps to provide spawning habitat, and/or fry habitat for the Colorado cutthroat trout **move this?** **This section is all just my thoughts. I couldn't find any baseline information.**

Beaver Pond Riparian Wetland Complex

A beaver pond riparian wetland complex comprises the majority of the north part of the Property between the Crystal River and the main access road, about 25 acres (**Figure 5**).

These areas are a mosaic of willow carr wetlands, graminoid emergent wetlands, and open water, with woodlands in the margins and transition areas. The Rocky Mountain willow / bluejoint reedgrass (*Salix monticola* / *Calamagrostis canadensis*) association is the dominant plant association, with areas of Drummond willow / bluejoint reedgrass (*Salix drummondiana* / *Calamagrostis canadensis*) shrubland. Emergent wetlands are dominated by sedges, including water sedge (*C. aquatilis*), beaked sedge (*C. utriculata*), Nebraska sedge (*C. nebrascensis*), woolly sedge (*C. pellita*), mixed with bluejoint reedgrass and cattails (*Typha* spp.).

The margin woodlands are patches of blue spruce / thinleaf alder (*Picea pungens* / *Alnus incana*) association, with occasional narrowleaf cottonwoods (*Populus angustifolia*) and Rocky Mountain juniper (*Juniperus scopulorum*) along the riverbank or the toe-slope along the south edge of the complex. Other riparian shrubs and forbs present in or near the transition zone include twinberry (*Lonicera involucrata*), serviceberry (*Amelanchier utahensis*), currant (*Ribes* spp.), redosier dogwood (*Cornus sericea*), hawthorn (*Crataegus* spp.), baneberry (*Actea rubra*), wild rose (*Rosa woodsii*), heartleaf bittercress (*Cardamine cordifolia*), wild strawberry (*Fragaria* spp.), fireweed (*Chamaenerion angustifolium*), false hellebore (*Veratrum* spp.), wild geranium (*Geranium* spp.), and false Solomon's seal (*Maianthemum stellatum*).

Upland and Transition Communities

A mixed conifer-aspen forest occupies about 20 acres; most of the south part of the Property, on the slopes rising above the main access road. The tree species are aspen (*Populus tremuloides*), Douglas fir (*Pseudotsuga menziesii*), and Engelmann spruce (*Picea engelmannii*), with occasional blue spruce and narrowleaf cottonwood. The shrub understory is dense and vertically well-stratified and includes serviceberry, chokecherry (*Prunus virginiana*), Rocky Mountain maple (*Acer glabrum*), Gambel oak (*Quercus gambelii*), common juniper (*Juniperus communis*), snowberry (*Symphoricarpos* spp.), and wild raspberry (*Rubus* spp.). Low growing shrubs and herbaceous plants include mountain lover (*Paxistima myrsinites*), Oregon grape (*Mahonia repens*), osha (*Ligusticum porteri*), yellow violet (*Viola nuttallii*), blue violet (*Viola adunca*), yarrow (*Achillea millefolium*), waterleaf (*Hydrophyllum* spp), meadowrue (*Thalictrum canadensis*), American vetch (*Vicia americana*), heartleaf arnica (*Arnica cordifolia*), bunchberry dogwood (*Coirnus canadensis*), western clematis (*Clematis occidentalis*), cinquefoil (*Potentilla*

hippiana), red columbine (*Aquelegia canadensis*), wild strawberry, elk sedge (*C. geyeri*), mountain brome (*Bromus carinatus*). Forest canopy openings tend to have dense stands of Gambel oak or snowberry. This mixed forest may have been logged in the southeast part of the Property

Montane meadows occur in the west part of the Property, on rolling terrain between the river corridor and the Marble Quarry Road. Grasses include smooth brome (*B. inermis*), crested wheatgrass (*Agropyron cristatum*), and orchardgrass (*Dactylis glomerata*), especially around the mill site. Other conspicuous montane meadow plants include snowberry, sneezeweed (*Senecio* spp.), larkspur (*Delphinium* spp.), cinquefoil, dandelion (*Taraxicum officinale*), clover (*Trifolium* spp.), mullein (*Verbascum thapsus*), mules ears (*Wyethia* spp.), wild strawberry, currant, false Solomon's seal, cow parsnip (*Heracleum maculatum*), meadowrue, wild geranium, and wild buckwheat (*Eriogonum* spp.).

Weeds

Weeds present on the site include tansy (*Tanacetum vulgare*), houndstongue (*Cynoglossum officinale*), yellow toadflax (*Linaria vulgaris*), Canada thistle (*Cirsium arvense*), oxeye daisy (*Leucanthum vulgare*), and common mullein.

Wildlife

The Property provides habitat for big game, small mammals, birds, amphibians, and fish, including potential habitat for state and/or federal special status species. Special status species are those protected by federal or state laws, recognized by the state as a Species of Concern, or recognized as rare or imperiled by organizations such as the CNHP (CPW 2023a, CNHP 2022).

Big Game

The Property lies within overall range for elk and deer (Armstrong et al. 2011), and the CPW (2015) maps the entire Property as elk and deer summer range (Figure 6). The Property is important to the overall conservation of elk habitat and movement corridors in the area, and to maintaining and buffering open space near elk critical winter range and production areas. Elk find excellent forage, thermal cover, and security on the Property. Moose find excellent habitat on the Property - wetlands near forest edges, and the Property lies within CPW-mapped moose summer range (Figure 6).

The Property lies within overall range of black bear (Armstrong et al. 2011). The black bear is a wide-roaming species with a relatively large territory size requirement. Black bears are commonly observed on and near the Property during summer and fall months. The Property provides excellent foraging habitat, cover, water resources, and seclusion for black bear.

The Property lies within the overall range of mountain lion, a wide-roaming species with a relatively large territory size requirement (Armstrong et al. 2011). The Property provides good

habitat for mountain lion, with its varied topography and dense vegetation cover. Mountain lions are common in the area, following mule deer, their primary prey.

Birds

The Property provides habitat or habitat linkages for small animals with large home ranges moving across the surrounding landscape, including many neotropical migratory songbirds (Kingery 1998) whose populations are declining in all or parts of their ranges (Rosenberg et al. 2019). These include pine grosbeak, pine siskin, mountain chickadee, mountain bluebird, house wren, brown-capped rosy finch, gray jay, Clark's nutcracker, northern flicker, Lewis' woodpecker, western tanager, brown creeper, chipping sparrow, hairy woodpecker, and red-breasted nuthatch. Black swifts, which nest on ledges behind or near waterfalls, have been documented within a few miles of the Property, and may forage on the wing for insect prey on the Property. Raptors such as golden eagle, sharp-shinned hawk, Cooper's hawk, northern goshawk, northern harrier, and great-horned owl are expected to be fairly common (seasonally) in the area. A variety of waterbirds and wetland-dependent birds are expected to breed along the river and creek corridors, and in the wetlands, willow shrublands, and pond margins on the Property, including Canada geese, mallards, mergansers, teal, sora, veery, olive-sided flycatcher, and great blue heron.

Small Mammals, Reptiles, and Amphibians

Beaver. Beavers are probably the most significant wildlife species on the property, and their activity has likely been the dominant force in creating and supporting the wetland habitats that exist on the Property. Beaver are active all across the 25 acre Crystal River floodplain in the north part of the Property, where multiple beaver dams, ponds, canals, and food caches are present. Beaver activity on the Property provides benefits to both humans and to wildlife communities. As an ecological keystone species, beavers have a disproportionately large beneficial impact on the environment relative to their abundance. Beaver activities create mosaics of wetlands and open waters within floodplain environments, providing (and not limited to) the following benefits: increased biodiversity in flora and fauna; water retention and aquifer recharge; floodplain attenuation and regulation of water flow, improved water quality from wetland filtering of water pollutants and sediment; and erosion reduction and restoration of down-cut stream channels. These benefits provide localized drought resilience and contribute to the overall integrity of the landscape.

Other Small Mammals, Reptiles, and Amphibians. Small mammals that are expected to occur on the site include coyote, red fox, bobcat, badger, weasel, striped skunk, raccoon, cottontail, snowshoe hare, chipmunk, tree squirrel, pine marten, porcupine, marmot, mice, voles, woodrats, muskrat, and shrew. Several bat species are expected to occur as seasonal migrants or visitors on the Property, finding suitable roosts and foraging habitat in the Property's forests and wetlands.

Reptiles and amphibians anticipated to occur on the Property are western terrestrial garter snake, smooth green snake, western chorus frog, and tiger salamander (Hammerson 1999).

Fish. The Crystal River is a popular trout fishery, with people fishing on or near the property. Rainbow trout, brook trout, cutthroat, and occasional brown trout likely occur in the area.

Special Status Species

No surveys for special status species have been conducted on the Property. Based on the Property's location and habitat characteristics, and the known ranges of species in the region, the Property provides or has the potential to provide habitat, habitat linkages, or habitat buffers for some special status species. The boreal toad (*Bufo boreas boreas*) is listed as endangered under the Colorado Nongame, Endangered, or Threatened Species Conservation Act (CPW 2023a). The northern leopard frog and the Colorado River cutthroat trout are both State Species of Concern. The property's forests, meadows, wetlands, and terrain also provide suitable habitat for Canada lynx (listed as threatened under the U.S. Endangered Species Act (ESA) and endangered under the Colorado Nongame, Endangered, or Threatened Species Conservation Act.) (CPW 2023a).

Canada Lynx (ESA Endangered, State Endangered). Most of the Property lies within potential lynx habitat (Figure 6). Although a few individual telemetry-tracked lynx have been documented in Gunnison County, persistent lynx populations in the state are thought to be centered around the Collegiate Range and in the San Juan Mountains (Shenk 2009, Theobald & Shenk 2012). The majority of the suitable lynx habitat on the Property is secondary habitat, with a few small areas of potential denning habitat (closed canopy subalpine conifer forest).

Boreal Toad (State Endangered). In the State Wildlife Action Plan (SWAP; CPW 2015), the State identified the boreal toad as a Tier 1 species (a species with the highest conservation concern). Boreal toads occupy subalpine wetlands, riparian areas and meadows near ponds and lakes (CPW 2023b). The Property contains excellent breeding habitat for boreal toad in its beaver ponds riparian wetland complex.

Northern Leopard Frog (State Species of Concern). The Property's beaver pond riparian wetland complex provides ideal breeding habitat for northern leopard frog, a. Although no leopard frogs were observed on the Property during the baseline inventory, leopard frog occurrences are documented in the area (Hammerson 1999; CNHP 2022). In the SWAP (CPW 2015), the State of Colorado identified northern leopard frog as a Tier 1 species (a species with the highest conservation concern) with High Priority for protection in shrub-dominated wetlands, grass-forb dominated wetlands, and transition streams (CPW 2015).

Colorado Cutthroat Trout (State Species of Concern). CPW maps cutthroat presence in the Crystal River drainage (CPW 2023b) in the area of the Property. Cutthroat trout are generally limited to mid- or high-elevation streams with relatively high gradients and without excess sediments (Dare et al. 2011). The Colorado River cutthroat trout is a Tier 1 species in the Colorado SWAP (CPW 2015). The Crystal River and Yule Creek provide good potential habitat on the Property for cutthroat trout, and the extensive beaver ponds, backwaters, and emergent wetlands potentially provide nursery habitat for cutthroat fry.

RECREATIONAL OPPORTUNITIES

The Property is in close proximity to the Town of Marble and other Town-managed recreational assets, including the Marble Millsite Park and the Marble Campground, and provides recreational opportunities consistent with other Town assets. The Property currently is used for limited passive recreation - allowing for non-motorized public access of the Property. This management plan will accommodate for continued non-motorized access as one of the primary management objectives .

Trails

The Property is intended to be accessible to the public for non-motorized recreation, including access to the river and fishing access, in accordance with the easement and management plan. Non-motorized uses may include hiking, horseback riding, cross country skiing, snowshoeing, wheelchairs, guided tours, and outdoor education programs. Additionally, the neighboring landowner has a right of way on the main access road/trail.

The main access road, which leads to Yule Falls, is a commonly used path for walking, snowshoeing, and cross-country skiing, and can continue to be used for these activities. During the snow-free months, social trails should be discouraged to limit habitat damage. It is not clear at this time whether the cross-country skiing and snowshoeing use extends off of the main trail, or is possibly part of a larger informal trail system. We should look further into this. Winter use off of the main trail may be ok if it matches existing use.

At this time, both access points, from the Marble Quarry Road and from the BLSWA would likely remain open, although foot traffic will be encouraged to use the BLSWA access. Is this correct?

Trail Heads and Access

The main access to the Property is from the BLSWA to the west of the Property. Parking for this access is on the north side of the Crystal River, on the west side of the Marble Quarry Road at the Historic Mill Site. An access easement through the BLSWA has not been secured to date, but conversations have been initiated with CPW and it is anticipated there will be an official easement in the future. Until an easement is acquired, it is important that there is no signage or advertisement for access to the Property through BLSWA. A secondary access is along the Marble Quarry Road south of the Crystal River, near the Raspberry Creek trailhead. There is the access point for the neighboring access easement and there is a gate intended to prevent public access of motorized vehicles. There is no dedicated parking here, but the shoulder of the road accommodates for ad hoc parking access.

Signs

The Property is posted with signs reading: “Marble Wetlands Preserve; Day Use Area: Foot Traffic Only; Authorized Vehicles Only; No Bicycles, Motorcycles or ATVs; No Overnight Camping; No Fires; No Hunting; No Discharge of Firearms; Please Stay on Established Trails and Roads; Dogs on Leash or Voice Command.” In addition a sign at the western end of the Property asks that snowshoers stay out of the cross country ski tracks. Signs around the Smelter Site state that there is no public access to the Smelter site.

Dogs and other Domesticated Animals

Dogs are permitted and must be leashed or under voice command at all times provided they do not chase, harass, or disturb wildlife. Livestock will not be permitted on the land and agricultural/grazing usage is not consistent with the conservation goals of the property. Equestrian use is permitted on the existing access road, but the viability of this use will be assessed through ongoing management of the Property.

Education

The Town may choose to conduct public outreach and outdoor education activities on the Property as it deems appropriate. The Property provides excellent opportunities for natural resource education, including stream and wetland hydrology, wetland and floodplain soils, botany, invertebrate and macroinvertebrate identification and ecology, birding, and wildlife and wildlife habitat observation.

MANAGEMENT ACTIVITIES

Ecological Resources

Wetlands are the most productive ecosystems of Colorado, supporting a diversity of wildlife and providing essential ecological services. Marble Wetlands represents a critical opportunity to protect this special and increasingly rare ecosystem. This is at the forefront of the vested partners strategy for the Property and one of the primary objectives of the conservation easement. Large portions of the property outside of the access road corridor will be managed primarily to support natural processes for the benefit of the native flora and fauna and the habitats that support them.

Monitoring

Study of the Property through various monitoring efforts will help the Town and vested partners better understand the health and condition of the Property and provide insight to adaptively manage the Property and its natural resources. Primary monitoring efforts will be observational in nature, picking up on key trends and making visual observations. Annual monitoring will take place by AVL staff as part of their obligations as the conservation easement holder. The Town

should also dedicate staff or volunteers to regularly frequent the property and observe any changing trends to usage, vegetation, soil, hydrological or wildlife impacts. If at any time adverse impacts are observed through these monitoring efforts - more data driven and prescriptive monitoring activities may be needed (i.e. vegetative plots/transects, avian monitoring, macroinvertebrate counts, etc.). Social trails that are determined to cause damage to vegetation and soils will be discouraged and may be closed. Monitoring of winter use will take place to aid in adaptive management.

Key Annual Monitoring Observations:

- Monitor use of the site, with special attention to erosion, disturbances off designated roads and trails
- Evidence of erosion, natural or anthropogenic
- Noxious weeds
- Presence of wildlife

Noxious Vegetation Management

Noxious weed control will take place in accordance with state law. The target species on the site include yellow toadflax (*Linaria vulgaris*), tansy (*Tanacetum vulgare*), houndstongue (*Cynoglossum officinale*), Canada thistle (*Cirsium arvense*), oxeye daisy (*Leucanthemum vulgare*), common mullein (*Verbascum thapsus*), and mayweed chamomile (*Anthemis cotula*).

The uncertainty of changing environmental conditions on the site over time, and changing perspectives about and methods of weed control, adaptive management strategies will be employed to control weeds on the site. As currently envisioned, integrated weed control, including chemical, mechanical, biological, and cultural management strategies will be employed. Strategies will be based on species, with a strong focus on mechanical and cultural methods. Weed management will include:

- Integrated weed control; chemical, mechanical, biological and cultural
- Adaptive management

Native Vegetation Restoration/Management

In general, the vegetation communities on the Property are healthy. Anthropogenic disturbances should be minimized to preserve all of the vegetation on the Property, in particular, the wetland and riparian plant associations. If at any time disturbances to vegetation occur, they need to be mitigated with restoration efforts utilizing native plant materials adapted to the site. Management strategies include:

- Preserve intact vegetation communities, avoiding and limiting any disturbances to the site .
- Manage threat of encroaching plants:
 - Reed canary grass (*Phalaris arundinacea*) and coyote willow (*Salix exigua*) are aggressive plants that are apt to colonize wetland communities and dominate

other native vegetation. Presence of these species should be observed during regular monitoring efforts.

- Beavers play an important role in maintaining the montane willow car plant communities, allow beavers to continue to thrive on the Property.
- Use native, adapted species found on site for any needed revegetation activities.
- Establish reference plant material and seed mixes to use, which may be amended based on availability, cost, project need but must be approved by botanist/ecologist.

Wildlife Habitat Management

The primary species of consideration for wildlife management include beaver, boreal toad, northern leopard frog, and cutthroat trout. Beaver are the only species currently observed to inhabit the Marble Wetlands - but current conditions at the site should be preserved, or improved where possible based on providing ideal habitat for these species.

Allowing beaver activity to continue to occur without interference is important on the Property. The beaver dams and lodges play an important role in the preservation of wetlands and riparian habitat, and provide habitat for macroinvertebrates, which in turn help to ensure a healthy fishery. Walking on or disturbing beaver dams should be discouraged, and if social trails develop in the wetland and where beavers are active, they should be discouraged and revegetated if necessary.

Elk, deer, moose, black bear, mountain lion, and birds, including migratory birds, also use the Property, but it is not critical habitat for any of these species, and proposed land use will be similar to existing land use, so these species should be minimally affected.

The CPW is experimenting with reintroducing boreal toad to suitable habitats, and the Property seemingly provides an excellent opportunity for reintroduction. The CNHP also recommends translocating leopard frogs into suitable habitat, and this Property would provide an excellent opportunity for reintroducing leopard frogs. At its discretion, the Town could pursue reintroducing one or both of these species.

Canada lynx have not been found on the Property, but continued management and use of the Property as it is currently used will help to provide buffers for potential lynx habitat use in the future.

The Colorado River Cutthroat is known to occur in the Crystal River, and the Town could consult with CPW to determine whether any habitat improvements on the Property would benefit this species.

Wildlife habitat management strategies include:

- Preserve current site conditions and avoid any disturbances, improve site conditions where possible
- Allow beaver activity to continue
- Discourage walking on or disturbing beaver dams

- Discourage and/or revegetate social trails in wetlands and riparian areas
- Consider reintroduction of boreal toad and/or northern leopard frog
- Coordinate with CPW to determine whether habitat improvements to support Colorado River cutthroat trout would be beneficial

Hydrology

The hydrology of the wetlands and streams on the Property can best be maintained by managing public use. Excessive public access along the River may degrade riparian vegetation, leading to streambank erosion. Also, frequent walking on beaver dams may impact the integrity of these structures. If erosion or degradation is noticed, access to these areas should be limited, either on a temporary basis (along the Crystal River), or permanent (closure of social trails). It is likely that cross country and snowshoe access will not have negative impacts on the site hydrology, but maintenance and access restrictions could be necessary if they do. Management strategies to support hydrology include:

- Manage public use
- Discourage walking on or disturbing beaver dams
- Maintain access points to the Crystal River
- Discourage excessive use or social trails along the river, limit public use if necessary
- Revegetate impacted areas

Recreational Resources

The focus of management for recreational resources is to maintain and/or improve existing conditions to allow for non-motorized public access of the Property. The established access road that is utilized as a trail to access Yule Creek Falls and the fishing access easement along the Crystal River streambank are the main recreation resources on the Property. The following maintenance strategies will be utilized to support recreation resources while conserving the ecological resources of the Property.

Trails

While we strongly want to encourage public access and use of the Property, pedestrian access will be restricted to designated trails and maintained for non-motorized use. Designated trails to include access road/trail as alignment currently exists and a designated foot trail to access the southern bank of the Crystal River and the associated fishing easement. Permitted uses of the property are to include: foot traffic (walking/hiking), wheelchairs (not intended to provide ADA access), snowshoes, cross country skis and equestrian. Trails will remain un-maintained during the winter months for snowshoe and cross country ski use, but the town maintains the ability to groom trails for these uses in the future if desired.

Prohibited uses:

- **Motorized Vehicles:** Public use of motorized vehicles on the property is not permitted. This includes cars, trucks, atvs, utvs, or any other sort of motorized transportation. Town of Marble staff, contractors, emergency responders and law enforcement retain the right for motorized use to access the site for emergency and maintenance needs.

- Bicycles: in the initial years, bikes will not be permitted for use by the public on the Property. The easement does not prohibit the use of bikes, but to maintain safety, deter bandit trails and jumps, and preserve the solitude and quiet of the recreational uses bikes will not be permitted as part of the management plan. Town staff or associates of the town performing patrols and monitoring duties of the Property maintain the right to access by bike.

Key Management Objectives:

- Maintain and limit non-motorized access along the established access easement road.
- Develop an easily accessible and recognizable trail to access the Crystal River and associated fishing easement
- Deter social trails.
- Implement barriers at the access points of the developed trail to Yule Creek Lodge/CR3a to prevent unintended non-motorized access.
- Conduct maintenance as needed to resolve erosion and runoff issues.

Trailhead and Signs

The two existing access points will continue to be utilized and are sufficient to provide access to the public. No new or alternative trailheads will be developed. Signage should be maintained at these two access points, clearly defining the allowed and prohibited use. Once the Town receives ownership of the property they may elect to update signage to indicate ownership. AVLT reserves the right to install and maintain signs indicating their holding of a conservation easement on the property.

Beaver Lake State Wildlife Area - The Town and TLR, in cooperation with the non-profit Crystal Valley Environmental Protective Association (CVEPA), is currently in discussion with CPW to secure permanent public access to the Property across BLSWA to the west. There is a gate at the western boundary to help discern the boundary and prevent unintended access. This is the desired primary access point for the Property - but until an access easement is finalized signage should not advertise access through BLSWA to the Property.

Marble Quarry Road (CR 3C) Access Drive - The Access Drive through the

- Trail Head and Sign
 - Inventory all signs on the Property to determine whether signs are damaged or additional signage is necessary.
 - Interpretive signage may be placed
- Facilities
 - There are no facilities on the Property that require maintenance.
- Property maintenance
 - Ongoing cleanup of debris, trash, and non-functional signs and fencing.

- Trail and road maintenance
- Erosion control as necessary
 - Gully erosion coming down from Marble Quarry Road is probably an ongoing issue.
- Mill Site
 - Maintain border fence
 - Monitor for erosion.
- Other
 - No camping
 - No motorized use except landowner access and motorized wheelchairs or other assisted technologies.
 - Remove defunct headgate and Parshall flume on Yule Creek?
 - Remove bathtub and old lumber from shack?
 - Update this management plan as necessary, in keeping with the Conservation Easement, and in response to unanticipated or changing conditions on and around the Property.
 - Provide motorized access along the main access road for the adjacent landowner, and for such activities as emergency use and firefighting activities.
 - The Town has discretion to allow activities and access to entities such as the USFS, CPW, and others in a way that is in keeping with the values of the Conservation Easement.

Monitoring: Monitoring will include assessment of serviceability of structures and signs, road maintenance, erosion control, and trail maintenance

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All figures are from the Baseline Report

Figure 1. Marble Wetlands Location and Conservation Context