

Minutes of the Town of Marble  
Regular Meeting of the Board of Trustees  
April 5 2018  
Marble Community Church, 121 W. State St. Marble, Colorado

A. Call to order & roll call of the Regular Meeting of the Board of Trustees – The meeting was called to order at 7:07 p.m. by Mayor Pro Tem Judy Morande. Present: Judy Morande, Tim Hunter, Mike Yellico, Larry Good. Absent: none. Also present: Ron Leach, Town Clerk and Terry Langley, minutes. Attending via phone: Kendall Burgemeister, Town Attorney.

B. Approve previous minutes – Mike Yellico made a motion to approve the previous meeting’s minutes. Tim Hunter seconded. The motion was approved unanimously.

C. Mayor’s Comments – Judy reported that information provided by the Colorado Municipal League (CML) and the clerk in Gunnison county, Kathy Simillion, require that we must wait 20 days before swearing in the people elected in Tuesday’s election. This is to allow absentee ballots from military and overseas to arrive. Attorney Kendall Burgemeister stated that, because there are no such ballots, this is not necessary but is permissible. In addition, a request for a recount and challenge to the election has been received from Dr. Vince Savage. The written request is attached to these minutes. In response to a question from Kendall, Dr. Savage said that the request has not been filed in district court, but will be prior to the deadline (10 days – April 13). Kendall explained that the cost of a recount is to be borne by the requesting party, in this case Dr. Savage. Kendall went on to explain that a challenge to the election is a separate issue and that the status of the current board remains the same until such time as those elected are sworn in. Kendall said that he checked the election code and found that military and overseas voters have eight days. Deadline to complete the recount is 15 days after the date of the election. The recount process cannot begin until a deposit on the cost of the recount is received. Unless the court requires waiting to swear the winners in, there is no need to wait until the challenge to the legality of the election is decided.

D. Clerk Report

a. Current bills payable 4/5/18, Ron - Ron asked that bills listed on page 9 of the packet be approved for payment. Additionally, he requested payment of \$210 per election judge (14 hours at \$15 per hour for each judge) be approved. He thanked the judges on behalf of the town. He explained that the payment request of \$10,000 to the Marble Water Company is for taps for the campground for both this year and next year. Reservations for the summer are already being made and payments received. Mike Yellico moved and Larry Good seconded the motion to pay the bills. The motion passed unanimously.

b. Results of April 3, 2018 municipal election, Ron

c. Administer oaths of office to elected mayor and trustees - postponed

d. Reappoint town clerk and town attorney - postponed

e. Other

E. Current Land Use Issues - none

F. Old Business

a. Discussion regarding Marble Water Company (MWC) – Judy suggested waiting a month to discuss this so as to be closer to the proposed June meeting with the MWC. Letters received from MWC are posted on the web site. Tim emphasized that there were no violations regarding Slow Groovin’s water and septic use as determined by testing and inspections. He feels it would be prudent for the town to have an alternate well site in case of any future problems with the current well. Steve Finn asked if the MWC has ever given an idea of a valuation. Tim reported that, in casual conversation, a figure of \$2 million has been mentioned. The MWC is a co-op with each tap holder having a certificate of ownership. Questions were raised concerning the membership of the board, elections, meetings and notices.

G. New Business

a. Crystal River Chamber (CRC) report, Linda Adams – Linda Adams reported that the CRC is willing to help the town with tourism issues. She explained that a large portion of the funds of the CRC comes from the bed tax. These taxes go to the state, then to the county and the CRC makes a yearly request for funds, including plans for the money. These funds can only be used for tourism. Other funding comes from membership dues. The county approved usage of the funds to deal with tourism issues and the CRC. The CRC is proposing working with the town and is offering \$2,000 to help address these issues. Ideas for parking locations were discussed.

H. Public Comment - none

I. Adjourn – Mike made a motion to adjourn the meeting. Tim Seconded. The motion passed unanimously and the meeting was adjourned at 8:12 p.m.