

Minutes of the Town of Marble
Regular Meeting of the Board of Trustees
September 5, 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 7:05 p.m. Present: Ryan Vinciguerra, Tim Hunter, Larry Good, Charlie Manus (8:00). Absent: Emma Bielski. Also present: Ron Leach, Town Administrator and Terry Langley, minutes.

B. Approve previous minutes – Larry Good made the motions to approve the minutes from each of the four previous meetings: July 11 regular meeting, July 15 special meeting, July 25 special meeting and Aug. 1 regular meeting. Tim Hunter seconded and the motions were each passed unanimously.

C. Administrator Report

a. Current bills payable September 5, 2019, Ron – Ron reported that the bills to be paid are listed on page 14 of the packet. Three additional bills came in after the packet was prepared. They are Redi Services for portable toilets for Marble Fest: \$375; Valley Garbage for September, \$216; and Corinne Truesdale travel expenses \$500. Larry Good made the motion to pay the bills. Tim Hunter seconded and the motion passed unanimously.

b. Discussion of 2020 budget, Ron – budget discussion will be postponed until later in the meeting.

c. Lead King Loop (LKL) working group report, Ron – The Gunnison County commissioners will be in Marble on October 10 and discussion of the LKL will be part of that meeting.

Ron reported on a meeting of the Crystal Valley Environmental Protection Association (CVEPA). Speakers included Scott Fitzsimmons, White River National Forest Supervisor; John Armstrong; Ron Leach and Corinne Truesdale and the topic was the LKL. Impacts on the town of Marble and on the LKL as well as what the town of Marble is doing to mitigate those impacts were discussed.

Corinne reported that she is currently studying the problem, the culture of the area and the impacts to the area, wildlife,

Application to the Department of Local Affairs grant for up to \$20,000 is being prepared.

A sponsoring agency is needed for signatures on grants. The entities represented on the working group agreed that the town of Marble is the agency that makes the most sense.

Corinne discussed aspects of the study and her role in the project. Public input is essential. She will be focusing primarily on the LKL and the town of Crystal in the beginning. Larry asked about setting some hours when she will be in town and available to citizens and she is working on that.

Ryan asked if the CVEPA would be interested in being the lead agency. Ron explained that they are probably not in a position to do this. Amber asked if there was a reason that the town would not want to be the lead agency. Ryan said he is personally a bit hesitant to do this because of the open endedness and not knowing what resources are available. Tim expressed support for the town leading the project due to the impact the LKL has on the town. A decision will be made at the October 10 meeting with the county commissioners.

d. Business License application, Diane Gallagher – Diane explained that she is a licensed massage therapist with a business called Active Bodywork. She goes to the client so does not have a business

location. She has been licensed since 2004 in Ohio and 2009 in Colorado. There is no sales tax because she provides a service. Larry Good made a motion to approve a business license for Active Bodywork. Tim Hunter seconded and the motion passed unanimously.

D. Mayor's Comments – Ryan asked that speakers state their name before speaking.

E. Current Land Use Issues

a. Manus lot consolidation application – Connie Hendrix explained that they are working with Ron Leach and their attorney to make sure that the application is done correctly. It should be ready for a vote by next month's meeting.

b. Sidelinger replacement OWTS application – Ron reported that the Sidelinger's have applied to replace their septic system. The system has been engineered by Roaring Fork Engineering. Paul Rutledge approved the system. All nearby wells have been located. Hal Sidelinger said that the present system is failing and they need to replace it, hopefully this Fall. As a matter of informing the public as to possible septic issues, Ryan asked how they knew it was failing. Hal explained that the old system is one that is no longer allowed. They have it pumped every year to keep the sludge out of the drainage field. When it was pumped previously, they found that the tank had heaved and the last time it was pumped replacement was recommended. Larry Good made a motion to approve the application. Tim Hunter seconded and the motion passed unanimously.

c. Wilson variance to setback requirement application – Ron explained that Scott Wilson lives in East Marble and Scott is requesting a variance to the front setback requirements. He would like to build a garage that will encroach 10' into the 25' setback. He had the property surveyed and the proposed garage placed on that survey. He is requesting a date for a public hearing so that he can notify his neighbors. This notification has to be 30 days prior to the public meeting. Scott presented his application. The current setback is 25' and the proposed 25x45 garage will not fit into that setback. There will not be any living space or plumbing in the building – it is only for car storage. Location of the septic system and the well further limit the available space. The public meeting will be Oct. 10 at 5:00 p.m.

d. Lawrence variance to minimum lot size for OWTS installation, 209 E. Hill St. – Chris Lawrence said that they are under contract for a property at 3rd and Hill Street. There is no septic system, although there is a buried 1000-gallon tank with plans done by Paul Rutledge in 1995. Paul will produce new plans and needs to determine whether the tank is useable. There are 3 city lots. Eight lots are now required for a septic system. Chris reported that currently there is an outhouse and gray water just goes onto the ground. Any engineered septic system would be an improvement. Ryan asked when systems that are out of compliance are expected to be brought into compliance. Tommy Russell spoke in opposition to the variance. Chris Sidelinger asked if there was a procedure for inspections and three-year pumping and what happens if inspection fails. Chris said that a composting or incinerating toilet would be an option but Tim Hunter did not think they were allowed by the town and that needs to be researched. She asked what they should do about the gray water and it was suggested it go into a tank and be pumped. The board agreed that granting a variance is unlikely. Steve Lucht said that there would need to be a public hearing for a variance. Further research into laws and regulations need to be done.

C. Administrator report

b. budget – postponed from earlier in the meeting. Ron reported that the preliminary budget is on page 18 & 19 of the packet. The final budget needs to be adopted by December 15, 2019. It is projected that the town will go into 2020 with \$304,560.00.

Income - Property taxes went up this cycle so tax revenue went up almost 25%. General sales tax revenue in 2018 was \$55,000. A conservative estimate for 2019 and 2020 is \$55,000. Increases may come from a better economy as well as internet sales. The estimated 2019 income for paid parking did not materialize and is listed at \$0 for 2020. Campground revenues are estimated to increase 10%.

Expenditures – wages will remain about the same. Very little was spent on the paid parking program. Roads and maintenance expenses were up due to the heavy snow load. Professional services include the water augmentation plan. Legal expenses stay pretty constant. Park services for 2020 will come out of the park fund. Water bond expenses are not included in the general fund and will come out of water expenses. Ron explained that he tends to underestimate revenue and overestimate expenditures.

Ryan would like to explore raising the sales tax and would like to have the parking plan back in the budget, pending notification from the SBA. He asked about extending the campground season to include hunting season. Tim said that efficient heaters in the bathrooms and heat tape on the spigots would allow opening and closing a month on either side. Dry camping is another option. Further discussion will be held at the October meeting. Recycling will need to be included in the budget.

Charlie would like to look at the park restrooms to prevent the septic freezing and flooding. He said the floor needs work as well.

Larry asked about increasing dues & subscriptions expenses to allow for joining groups and agencies that might help with LKL. He suggested \$1000. He would also like to see more funds and investigation for weed mitigation and insect mitigation.

Tim said that some work needs to be done on the bell tower. Linda Evans said that was previously done by the historical society. Tom Williams reported that it is on town property and he thought it had been given to the town.

Tim would like to see the street maintenance budget increased. Charlie asked about whose responsibility the culverts are. Ron reported that the culverts on Park Street are the town's and that the one at 4th and Park needs to be replaced. Charlie said that a culvert on Main overflowed this year. Tim reported erosion and breaking pavement on many of the town streets.

Amber would like to see the park have a budget. Richard Wells said the town has 23 acres of parks that need to be maintained. He suggests \$2,000-\$3,000 per year. Ron suggested buying a mower.

Carey Hall asked about the previously proposed code enforcement officer. The board agreed that this is still a possibility but might require a tax increase to pay for an officer and court system.

Connie Manus asked about the park donations and using those funds for park maintenance. Richard Wells said that he collects those and the funds go to the park fund. It brings in approximately \$1000 per year. He will start to do the collection monthly.

Steve Lucht reported that the town passed ordinance 2013-4 adopted a flood plain. He asked about adding dredging to the budget as this affects the availability of flood insurance. He would also like to see improvements and maintenance on the turn table. He supported Carey's request for code enforcement. He would also like to see a ban on ATV use, particularly by children. He also said that he believes a sales tax issue on the ballot would need to be specific as to use. He asked whether the town has a contract with the Hub concerning payment for handling campground reservations and, if not,

should there be. Ryan and Ron agreed that there should be. He asked about the design and height to the signs for the park.

Richard Wells said that he thinks the signs at the park are ugly and obnoxious. He also suggested ATV permits or a ban if the paid parking plan is not approved by the SBA.

Amber would like to see the Mill Site Committee restarted and given the authority to administer the budget.

Further discussion on the budget will be held at the October meeting.

F. Old Business

a. Discussion of road & bridge improvement schedule, 10 minutes, Ryan – Ryan reported that Hawkins Siemon has offered to widen the road at the school. He is licensed and insured. There will be some cost for materials and his expenses.

i. Road work request, Connie Lane – Connie was not able to attend, but reported to Ron that there are more than 20 houses on 4th street from Main to Marble Street and it is in great need of improvement.

b. Discussion of proposed recycle program & trash receptacles, Ryan – Ryan and Emma have put together a volunteer information sheet. He will have costs ready for a vote in October.

G. New Business

a. Bear Proof Trashcan proposal, Tom Williams – Tom reports that there are some barrels that have taken up permanent residence and that bears have hit the trash barrel 6 times this summer. The owner of the barrel is aware of the problem but has not taken care of it. Ron said that he is trying to get hold of the owner to see if the problem can be addressed.

b. Consider approval of Slow Groovin annual liquor license application, Ron – Ron reported that they were late in renewing the license due but that the liquor board said that they could continue to operate until the town makes a decision. Because Tim Hunter had to leave early there is not a quorum and this is tabled until the October 3 meeting.

H. Adjourn – Larry Good made a motion to adjourn. Charlie Manus seconded and the motion passed unanimously. The meeting was adjourned at 9:35 p.m.

Respectfully submitted,

Terry Langley