

Town of Marble  
Regular Meeting of the Board of Trustees  
December 2, 2021 7:00 P.M.  
Marble Community Church, 121 W. State St. Marble, Colorado  
Agenda

6:00 P.M.

Executive session pursuant to CRS 24-6-402(4)(b) to receive legal advice regarding OWTS applications on non-conforming lots.

7:00 P.M.

- A. Call to order & roll call of the Regular Meeting of the Board of Trustees
  
- B. Consent Agenda
  - a. Approve November 11, 2021 regular meeting minutes
  - b. Approve November 11, 2021 work session minutes
  - c. Approve Current Bills, December 2, 2021
  
- C. Review of proposed revisions to OWTS regulation, Ryan
  
- D. Land use issues
  - a. OWTS repair permit application, Chris Lawrence, Ron
  - b. Colorado Stone Quarry general updates, Jean St. Onge & Katie Todt
  
- E. Public Hearing to consider adoption of 2022 Budget for Town of Marble
  - a. Review 2022 Proposed Budget
  - b. Consider approval Ordinance No. 2021-3 re: adopting 2022 Budget
  - c. Consider approval Ordinance No. 2021-4 re: certifying 2022 Mill Levy
  
- F. Mayor's comments
  
- G. Old Business
  
- H. New Business
  - a. Appoint Ron Designated Election Official, 2022 Board Election, 4/5/2022
  - b. Consider approval of 2022 Gunnison County snow plow agreement, Ron
  
- I. Adjourn

Minutes of the Town of Marble  
Regular Meeting of the Board of Trustees  
November 11th, 2021

A. Call to order & roll call of the Regular Meeting of the Board of Trustees – The meeting was called to order by Mayor Ryan Vinciguerra at 7:11 p.m. Present: Ryan Vinciguerra, Tim Hunter, Emma Bielski and Josh Vogt. Absent: Larry Good. Also present: Ron Leach, Town Administrator (by phone) and Terry Langley, minutes.

B. Consent Agenda

- a. Approve October 7, 2021 regular meeting minutes
- b. Approve Current Bills, November 11, 2021
- c. Approve 2022 Budget Public Hearing Notice
- d. Approve Colorado Opioid Settlement Memorandum of Understandings

Emma Bielski made a motion to approve the consent agenda. Josh Vogt seconded and the motion passed unanimously.

C. Mayor's comments – Ryan expressed appreciation to Amber McMahill and the Colorado Tourism Office for the grant and workshop.

D. Committee Reports

a. Historical Preservation Committee (HPC), Emma – Emma made a proposal to form an HPC to have a separate entity to take on and coordinate preservation efforts in town.

The Jail House project physical work will begin in the spring. Funding has been procured through matching funds.

The Mill Site Park would begin with finding an engineer firm to take this on as a pro-bono legacy project. Phases would include a historical structure assessment, fund raising and completion of the preservation work.

The first step with an HPC is forming a committee of 5-10 members with longevity and fund raising as major goals. She would like to see a separate fund with a 501-3c established. This would be a fund that can accumulate for the years necessary to complete the project and would provide for large donors who would like tax credits. She would like to see an annual contribution from the town and coordinated efforts in grant writing.

Ryan asked about forming the committee and Emma said that Alex Menard is interested. She would like to see Greg Tonazzi due to his expertise in the stone. Kelsey Vogt has expressed interest to coordinate grant writing. She feels someone from the parks committee should be part of it. She asked for suggestions for the name of the committee.

Ryan said that he feels the town should fund the parks committee and the parks committee should include historical aspects in their budget. The town has budgeted for grant writing. Ryan feels, therefore, that the town is supporting the efforts. Both Tim and Josh support the preservation efforts.

b. Parks committee report, Amber –They received \$2000 from the chamber and are working on the sign element, including three entry signs: one at Park Street, one down from the stage and one at

the new section. They will include rules, pictures, lay out, etc. Erin Schofield is working on a design and she suggested a branding package for signs, brochures, logo, etc. Richard Wells talked to Mr. Osborne and he has some concerns regarding foul balls coming toward the jail house and to his glass doors (which have been broken before). Some trees may solve the problem. Temporary netting is another possibility. Ryan spoke to the color brown being a universal recreational sign color. Richard Wells got a quote of \$800 from Nathan Helfenbein for electrical upgrades to the stage and \$400 for work on electrical safety measures at the ice rink area. Ron spoke to the sketch from Charlie Manus that included marble blocks in a semi-circle around the stage. The quarry will provide the marble. They will take them to Delta to form them and then return them. They have asked that the town pay for the transport back to the town. This would come out of the 2022 parks budget. The quarry will provide the excavation and placement.

Ron said that the Marble Historical Society has applied for a grant to repaint the school house. They have invited the archeology people from History of Colorado to look at this project and to walk through the town. They have suggested a phone conference with the Marble Historical Society, History of Colorado and the town. Emma has reached out to Alex to ask about working together and what the goals of the walk through the town are. Amber said that History of Colorado is responding to multiple groups and has some of the same goals that Emma does regarding working together.

c. LKL working group report, Ron – Colorado Western University is taking an active role in facilitating the committee work. Dr. Melanie Armstrong will begin by facilitating a public listening session on December 8 at 6 p.m. at the Fire Station. There will be two additional listening sessions and 3 or 4 one and a half day work sessions with stake holders. Josh asked if the county commissioners had talked about the proposed CR 3 closure at their last meeting. Ron will find out.

d. Colorado Tourism Office (CTO) grant meeting report, Amber – This grant was specific to chambers and business organizations. She and Erin Schofield worked on and got the grant. The first component was the recent workshop which included visioning, brainstorming and action plans. The second is \$10,000 in direct marketing funds and the third is 75 hours of professional assistance. Three areas discussed were education around OHV visitors, getting a jump on the increasing winter visitors, and messaging about the town efforts. Amber would like the kiosk and materials be included in the marketing funds, grant writing to be part of the technical/professional assistance. A suggestion for better communication includes a communication director and/or newsletter.

#### E. Land Use Issues

a. OWTS repair permit application, Chris Lawrence, Ron – Ron will send the board attorney Kendall Bergemeister's suggested changes to the proposed OWTS ordinance. The Lawrence application needs to be a public hearing. The executive session to discuss the ordinance with Kendall will be December 2. Ryan suggests the executive session for 6 p.m. and the budget discussion be part of the regular agenda. Tommy Russell asked if the changes would be discussed at the regular meeting. Richard asked that no vote be taken at that time. Ron explained that the potential changes clarify the difference between repair and alteration permits. It changes the existing ordinances to give a pathway for installing a system on non-conforming lots. Ron will send Tommy and Richard a copy of the proposed ordinance and will post it on the web site.

F. Administrator Report - none

G. Old Business – Amber asked about the town’s social media presence and whether she should go back to posting information on the town’s Facebook page or whether the town wants to discuss this more. Emma said there needs to be identification of who owns which pages. Richard suggests a competition for a town logo.

H. New Business – Ryan suggested looking at expanding town boundaries. Ron explained the process of annexing. Josh spoke to the need to look carefully at the pros and cons.

I. Adjourn – Josh Vogt made a motion to adjourn. Emma Bielski seconded and the motion passed unanimously. The meeting adjourned at 8:35 p.m.

Respectfully submitted,  
Terry Langley

Notes of the Town of Marble  
Budget Work Session of the Board of Trustees  
November 11th, 2021

Work Session, 2022 Budget – 6:10 p.m. Beginning with revenues: Josh asked about the severance or mineral taxes and Ron explained that the state has said there will be none paid in 2022. Ryan suggested a change in parking revenues to \$100. He asked about campground revenue and Amber explained that revenues were down in 2021 possibly due to both the mud slides and the no-dog policy. Josh expressed a desire to bring revenues up. Amber McMahill suggested increasing property taxes for second home owners.

Expenditures discussed included:

The trustees would like to see more paid staff which would increase wages and benefits. Currently this includes Ron Leach, Terry Langley, Charlie Manus, the bookkeeper, the camp ground host, park maintenance employees and parking assistance. Additional staff might include an assistant for Ron, more park maintenance, parking (two more on weekends) and code enforcement/court system. Emma asked if there could be a line item for a planning and zoning commission rather than enforcement. Josh feels that having an enforcement line item would help communicate the fact that the town is seriously working on this. He suggested making wages \$100,000.00. Ryan feels that it is important to know where that amount is being allocated. They asked that Ron have more detail available at the December meeting. Emma asked Ron if a part-time administrative assistant is needed and he feels it is.

Ron suggested increasing the parking program expenses to \$3,000 to help cover costs for the kiosk and hand-outs. Josh suggested \$5,000 to cover any expenses in the development of the parking plan. Amber suggested having a professional help with the process.

Campground/office expenses increased from 2020 because the campground was not open in 2020.

Treasurer fees are charged by Gunnison County.

Unclassified will be further explained by Ron in an email.

Conference expenses - Ron recommends the trustees attend the CML Conference in 2022. Ryan said that there might be more meetings with the Gunnison County Commissioners.

Weed mitigation – Ron & Brent Compton identify the needs and Verde Property Management does the work.

Lead King Loop Project – the funds will help with the Forest Service Protection Officer expense. Ron reported that the Forest Service counter counted 21,000 vehicles this past summer.

Recycling program – Tim asked what happened to the volunteer aspect. The three dumpsters are full each week. Over 50% of users are from out of town. This is a service that can be cut if budget cuts are

necessary. Josh asked about Earth Day and Ron said the recycling program costs about the same. Josh suggests reinstating Earth Day.

Master Planning – Ron feels this needs to be a focus. Josh would like to see this increased. Emma wants to look ahead more than one year. Ryan would like to see a series of town forums prior to formal master planning to see what kind of response there is.

Ryan asked that a P&Z line item be added to the General Government list.

There will be another budget work session at 6:00 p.m. on December 2, 2021. (Note: this was changed to be part of the regular meeting due to a conflict with the scheduled executive session.)

Respectfully submitted,

Terry Langley

Minutes of the Town of Marble  
Regular Meeting of the Board of Trustees  
September 2nd, 2021

Executive session pursuant to CRS 24-6-402(4)(b) to receive legal advice regarding OWTS applications on nonconforming lots. – The content of the executive session was exclusively client/attorney privileged conversation.

A. Call to order & roll call of the Regular Meeting of the Board of Trustees – Mayor Ryan Vinciguerra called the meeting to order at 7:24 p.m. Present: Josh Vogt, Larry Good, Ryan and Vinciguerra Absent: Emma Bielski and Tim Hunter. Also present: Ron Leach, Town Administrator

B. Approve previous minutes – Larry Good made a motion to approve the minutes of the Aug. 5, 2021 regular meeting. Josh Vogt seconded and the motion passed unanimously.

C. Mayor's comments – Ryan welcomed everyone.

D. Committee Reports

a. OWTS study group report, Ron – Ron reported that the executive session just held covered OWTS applications on non-conforming lots and that they are working on resolution to the issue. There are 10 lots and the board is working toward rules that are fair and equitable to all of these lots. He thanked the Lawrence's for their patience in regard to their repair permit application.

b. Parks committee/Marble Fest committee reports, Brent – The parks presented a financial report of costs and income for the August Marble Fest. They ended in the black and this can be earmarked for next year's Fest. Amber reported that some of the funds would be used for the waiting list for t-shirts. Ron reported that there was one complaint about the music Saturday night going too late.

E. Land Use Issues

a. Discussion with Pitkin County Commissioner Kelly McNicholas Kury – Zane Kessler with the river district wants to keep the town in the loop regarding the augmentation efforts. Larry asked about the amount per feet needed and Zane said that would be included in a future report.

Kelly said that there are three areas they feel they could partner with the town on: augmentation, Yule Creek realignment, Wild & Scenic designation efforts.

She said that the town has augmentation need and so do some of the additions down the river. The county has looked at the needs from Marble down river. They show, on the conservative end, 150-acre feet that need to be augmented. They have talked with the river district and hope solutions can include Marble. There is a goal of the county and the river district that any augmentation not impact the Wild & Scenic designation. They are including previous work done by the town.

The county has engaged in contact regarding the realignment of Yule Creek by the quarry with the quarry and the Army Corps of Engineers. They would like a broader public hearing process regarding the work being done without permits and compensatory mitigation. They have provided the quarry with ideas regarding mitigation. There is a possibility for a collaborative mitigation with the impacted

groups, including the Crystal River Caucus and Gunnison County. It has not been decided who would host that. Ryan asked for some of the mitigation ideas and Kelly said that some were needs for restoration in Filoha Meadows, riparian areas in Janeway, and Coal and Ditch creek confluence. Larry Darian asked how Pitkin County was affected and why all the mitigation was being requested in Pitkin rather than Gunnison County. Kelly explained that there was a discharge of 100,000 cubic yards resulting in a need to evaluate any damage that occurred further down the water shed, including debris damage, water temperature, turbidity and sedimentation issues that occurred in Pitkin County. Lisa Tasker, a board member on County Healthy Rivers spoke to the need for collaboration between counties to look at the entire watershed and to the expertise available. Larry Darian spoke to the need for work on the mudslide debris along the Crystal. Kelly said that the public notice asked for ideas from the public regarding mitigation needs and that mitigation close to the site would be ideal. Because they are Pitkin County, they focused on needs in Pitkin. Ryan said that the town would like to be involved in any collaborative efforts.

Kelly said that there is an active interest in a Wild & Scenic (W&S) designation on the Crystal River from the headwaters down to the Sweet Jessup ditch. The county supports this effort and would like to see a broad stake holder process that goes beyond Pitkin County. They are asking Marble to participate in the stake holder group with a goal to determine whether this is a direction that needs to be taken. Haddie Johnson of American Rivers reported that Wild & Scenic protects against future dams, diversions and is a local, community-driven process with flexibility to craft a local act. Larry Good asked if Pitkin County would be funding this effort and was told that they had budgeted funds for this and that other entities are willing to help with funding. Josh appreciated that this was a proposal to start the process and that the town is a long way away from making a decision. He feels that considering water augmentation along with W&S is crucial. He and Larry Good support participating in the stake holder group. Larry Darian feels having a facilitator is the way to go to avoid bad feelings such as were generated in the last effort. Zane reported on the Deep Creek effort in Eagle County and the success with collaboration of various stake holders.

b. Discussion meeting date with Marble Water Company, Ron – The meeting will be held September 16, 2021.

c. Discussion regarding road easements, illegally built structures, Mike – This is tabled until the October meeting.

#### F. Administrator Report

a. Current bills & balances August 5th, 2021 – Bills are listed on page 7 of the packet. One additional bill is for \$90 to Catfish for a building inspection. Larry Good made a motion to approve payment of the bills. Josh Vogt seconded and the motion passed unanimously.

b. 2022 Preliminary budget presentation – Ron directed everyone to page 10 of the packet – the income statement through August. It shows that income is on track for the year. Expenditures are on target as well. Regarding revenue, Ron pointed out that intergovernmental severance tax and mineral lease distribution is the money charged to the gas and oil industry in Colorado and is distributed based on how many oil and gas workers live in the community. He just got a letter from the state that says Marble will not get any funds from this this year. Therefore, the \$6000 anticipated for 2021 will not be

coming. The letter stated that it should be back on track in 2022. Ryan asked about the goal of decreasing costs for legal services. Currently, it is right in line with the estimate. Larry asked about the costs of water augmentation and that money was spent in 2020.

G. Old Business

H. New Business

- I. Adjourn – Larry Good made a motion to adjourn. Josh Vogt seconded and the motion passed unanimously. The meeting was adjourned at 9:00 p.m.

Respectfully submitted,

Terry Langley

Note: These were transcribed from the recording since Terry was not able to attend the meeting.

**TOWN OF MARBLE  
GENERAL FUND  
2022 Budget  
11/26/2021**

	<b>2020 Audit</b>	<b>2021 Estimate</b>	<b>2022 Budget</b>
<b>Beginning Balance</b>	<b>318,157</b>	<b>274,174</b>	<b>342,471</b>
<b>Revenues</b>			
<b>Taxes</b>			
General Property Tax	27,451	26,354	28,190
Specific Ownership Tax	0	1,500	1,500
Additional License Tax	0	500	500
Property Tax Interest	263	100	100
Taxes Other			
<b>Total Taxes</b>	<b>27,714</b>	<b>28,454</b>	<b>30,290</b>
<b>Licenses &amp; Permits</b>			
Business Licenses	0	1,000	1,500
Building Permits	0	5,139	4,000
Driveway Access Permits	0	0	0
Septic Permits	0	3,000	3,000
Other Licenses & Permits	0	500	500
Short Term Rental Licenses	0	0	500
<b>Total Licenses &amp; Permits</b>	<b>5,327</b>	<b>9,639</b>	<b>9,500</b>
<b>Intergovernmental</b>			
General Sales Tax	78,485	140,000	140,000
Highway User Taxes (HUTF)	9,963	10,850	10,000
Colorado Trust Fund	0	416	1,500
Severance Tax	4,544	166	100
Mineral Lease Distribution	2176	960	500
Cigarette Tax	0	232	200
Intergovernmental Other	0	0	0
Grant Revenue	0	24,330	16,840
Other Permit & License Fees	0	1,002	0
<b>Total Intergovernmental</b>	<b>95,168</b>	<b>177,956</b>	<b>169,140</b>
<b>Other Revenue</b>			
Parking Program Revenue	0	100	100
Campground/Store Revenues	0	33,000	40,000
Interest Revenue	931	500	500
SGB Lease Agreement	0	2,652	2,700
CSQ Lease Agreement	32,151	27,951	30,000
CSQ Maintenance Payments	0	3,600	3,600
Holy Cross Electric Rebates	0	500	500
Donations	42,790	2,000	2,000
Lead King Loop Project	0	1,000	1,000
Marble Fest	0	15,000	20,000
Non-Specified	3,606	1,000	2,000
Transfer Water Fund, Admin Costs	0	1,000	1,000
<b>Total Other</b>	<b>79,478</b>	<b>88,303</b>	<b>103,400</b>
<b>Total Revenue</b>	<b>207,687</b>	<b>304,352</b>	<b>312,330</b>

**TOWN OF MARBLE  
GENERAL FUND  
2022 Budget**

	<b>2020 Audit</b>	<b>2021 Estimate</b>	<b>2022 Budget</b>
<b>Expenditures</b>			
<b>Wages &amp; Benefits</b>			
Total Wages	0	76,608	100,000
FICA/Medicare	0	7,000	8,000
<b>Total Wages &amp; Benefits</b>	<b>52,609</b>	<b>83,608</b>	<b>108,000</b>
<b>General Government</b>			
Parking Program Expenses	0	500	5,000
Campground/Office Expenses	11,059	25,500	25,000
Treasurer Fees	0	500	500
Elections	2,500	2,500	4,000
Unclassified	10,448	304	3,000
Marble Fest Expenses	0	17,000	20,000
Church Rent	600	600	600
Tree Maintenance Program	0	0	0
Civic Engagement Fund	2,000	0	1,500
Office Expenses	14,414	5,000	10,000
Legal Publications	339	500	1,000
Dues & Subscriptions	509	300	500
Workshop/Travel	0	1,250	2,000
Weed Mitigation Program	0	0	1,000
Lead King Loop Project	0	3,000	500
Recycle Program	0	3,000	3,000
Master Planning	0	200	200
Transfer to Park Fund	0	1,500	1,500
Grant Expenditures		5,927	16,840
Planning & Zoning		0	1,000
<b>Total General Government</b>	<b>41,869</b>	<b>67,581</b>	<b>79,300</b>
<b>Roads</b>			
Street Maintenance	0	11,000	20,000
Snow & Ice Removal	0	30,000	35,000
<b>Total Roads</b>	<b>54,154</b>	<b>41,000</b>	<b>55,000</b>
<b>Purchased Professional Services</b>			
Legal - General	32,958	20,000	25,000
Legal - Water Augmentation Plan	0	0	0
Audit	7,350	9,100	9,500
Municipal Court	0	100	1,500
Engineering Services - Water Augmentation Plan	0	500	500
Engineering Services & Inspections	5,242	3,000	3,000
<b>Total Purchased Professional Services</b>	<b>45,550</b>	<b>32,700</b>	<b>39,500</b>
<b>Other Purchased Services</b>			
Liability & Workers Comp. Insurance	5,031	6,000	6,500
Utilities	3,308	4,000	4,500
Park improvements	4,907	1,166	0
Grant Writing	4,625	0	1,000
Earth Day Expenses	0	0	1,000
<b>Total Other Purchased Services</b>	<b>17,871</b>	<b>11,166</b>	<b>13,000</b>
<b>Total Expenditures</b>	<b>212,053</b>	<b>236,055</b>	<b>294,800</b>
<b>Ending Balance</b>	<b>274,174</b>	<b>342,471</b>	<b>360,001</b>

**TOWN OF MARBLE  
WATER FEE FUND  
2022 BUDGET  
11/26/2021**

	<b>2020 Audit</b>	<b>2021 Estimate</b>	<b>2022 Budget</b>
<b>Beginning Balance</b>	<b>18,906</b>	<b>23,848</b>	<b>22,848</b>
<b>Revenues</b>			
Fee for Service	26,314	20,000	20,000
Interest	1	0	0
<b>Total Revenue</b>	<b>26,315</b>	<b>20,000</b>	<b>20,000</b>
<b>Expenditures</b>			
Service Charge	0	0	0
Water Clerk	0	0	0
FICA Withholding	0	0	0
Administration Costs	0	1,000	1,000
Fire Protection/Water Tank	20,000	20,000	20,000
<b>Total Expenditures</b>	<b>20,000</b>	<b>21,000</b>	<b>21,000</b>
<b>Other Financing Uses</b>			
Transfer out to General Fund	0	0	0
<b>Total Expenditures and Other Financing Uses</b>	<b>20,000</b>	<b>21,000</b>	<b>21,000</b>
<b>Ending Balance</b>	<b>25,221</b>	<b>22,848</b>	<b>21,848</b>

**TOWN OF MARBLE  
PARK FUND  
2022 BUDGET  
11/26/2021**

	<b>2020 Actual</b>	<b>2021 Estimate</b>	<b>2022 Budget</b>
<b>Beginning Balance</b>	<b>19,935</b>	<b>18,027</b>	<b>10,305</b>
<b>Revenues</b>			
CTF Funds	1,850	538	1,500
Interest	0	0	0
Donation	0	0	0
Transfer in from General Fund	0	1,500	1,500
<b>Total Revenue</b>	<b>1,850</b>	<b>2,038</b>	<b>3,000</b>
<b>Expenditures</b>			
Maintenance	2,583	8,785	5,000
Improvements	1,175	0	0
Historical Park Preservation Planning	0	0	0
Grant Writer	0	0	0
Other	0	975	0
Jail Preservation Grant Matching Funds	0	0	0
<b>Total Expenditures</b>	<b>3,758</b>	<b>9,760</b>	<b>5,000</b>
<b>Ending Balance</b>	<b>18,027</b>	<b>10,305</b>	<b>8,305</b>

Town of Marble  
Ordinance Number 3  
Series of 2021

AN ORDINANCE ADOPTING THE BUDGET AND MAKING APPROPRIATIONS FOR  
THE TOWN OF MARBLE FOR THE 2022 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 2, 2021;
- 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 2, 2021, is hereby adopted as the budget for the Town of Marble, Colorado, for the 2022 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 2022 fiscal year are as follows:

Fund	Expenditures
General Fund	
Park Fund	
Water Fee for Service	
Total	

3. In accordance with such budget, the estimated revenues for each fund for the 2022 fiscal year are as follows:

Fund	Revenue
General Fund	
Park Fund	
Water Fee for Service	
Total	

4. The following appropriations are made for the 2022 fiscal year:

Fund	Amount Appropriated
General Fund	
Park Fund	
Water Fee for Service	
Total	

5. The Clerk shall file with the Colorado Division of Local Government, before January 31, 2022, 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 2nd day of December, 2021, by a vote of \_\_\_ in favor and \_\_\_ opposed.

TOWN OF MARBLE:

\_\_\_\_\_  
Ryan Vinciguerra, Mayor

ATTEST:

\_\_\_\_\_  
Ron Leach, Clerk

Town of Marble  
Ordinance Number 4  
Series of 2022

AN ORDINANCE FIXING AND CERTIFYING THE MILL LEVY FOR THE TOWN OF  
MARBLE FOR THE 2022 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. 2, Series of 2021, the Board of Trustees of the Town of Marble, Colorado has adopted the Town of Marble Budget for the 2022 fiscal year, and has made appropriations for the 2022 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 2022 fiscal year;
- D. The assessed valuation of taxable property for the year 2021 in the Town of Marble as returned by the County Assessor of Gunnison County, Colorado is \$4,333,640.00;
- 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 2022 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 2022 fiscal year;
2. For the purpose of meeting all general operating expenses of the Town of Marble during the 2022 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, 2021.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED BY TITLE this 2nd day of  
December, 2021, by a vote of \_\_\_ in favor and \_\_\_ opposed.

TOWN OF MARBLE:

ATTEST:

\_\_\_\_\_  
Ryan Vinciguerra, Mayor

\_\_\_\_\_  
Ron Leach, Clerk

**INTERGOVERNMENTAL AGREEMENT FOR  
WINTER ROAD MAINTENANCE**

**THIS INTERGOVERNMENTAL AGREEMENT** made effective on this \_\_\_\_ day of \_\_\_\_\_, 2021, between the **TOWN OF MARBLE, STATE OF COLORADO**, who shall hereinafter be referred to as "Town of Marble" and the **COUNTY OF GUNNISON, STATE OF COLORADO**, who shall hereinafter be referred to as "Gunnison County," both of which entities are political subdivision of the State of Colorado.

**RECITALS**

**WHEREAS**, pursuant to the Colorado Constitution, Article XIV, Section 18(2.a.) and C.R.S.29-1-201, et seq., any political subdivision of the State of Colorado may cooperate or contract with one another to provide any function, service or facility lawfully authorized to each of the cooperating or contracting units, provided that such cooperation or contracts are authorized by each party thereto with the approval of its legislative body; and

**WHEREAS**, the Town of Marble and Gunnison County desire to enter into an Intergovernmental Agreement to provide for the performance by Gunnison County of winter snow removal and/or plowing on certain streets located within the incorporated Town of Marble; and

**WHEREAS**, the Town of Marble and Gunnison County deems such Intergovernmental Agreement to be in the best interests of each of their inhabitants;

**NOW, THEREFORE**, the Town of Marble and Gunnison County in consideration of the agreements and covenants set forth herein; do hereby enter into this Agreement for the provision of winter road maintenance services:

**SECTION I  
TERM OF AGREEMENT**

THE TERM of this Agreement shall be for a period of seven months from November 1, 2021 to May 31, 2022, unless otherwise terminated in accordance with Section III below.

**SECTION II  
GUNNISON COUNTY WINTER MAINTENANCE  
OF MARBLE ROADS**

Gunnison County shall perform winter snow removal and/or plowing maintenance for the Town of Marble only as follows:

1. Gunnison County Public Works Department will provide basic "Road Grader" and "Loader" snow removal service for the Town of Marble only on the Marble town streets as shown on Exhibit A, incorporated herein.
2. The time of plowing will be solely at the discretion of the County.

3. Streets shown as primary streets will be plowed the day of the storm unless heavy snow or equipment failure requires that the equipment be used on CR #3 in the unincorporated County or within the Town.
4. Streets shown as secondary streets will be plowed on the day following a storm as part of regular route clean-up.
5. Streets that have been previously plowed that are marked with *////*, will not be plowed by Gunnison County.
6. Mailboxes and fire hydrants will not be plowed out or shoveled by Gunnison County.
7. Gunnison County will perform such minimal maintenance as is necessary to be able to plow the road and provide safe access for users. Example: Opening a frozen culvert.

### **SECTION III PAYMENT FOR WINTER MAINTENANCE**

Gunnison County will charge the Town of Marble for the diesel fuel used in the provision of services provided under this IGA and the Town of Marble shall pay Gunnison County upon receipt of invoices received specifying the hours the equipment was used and the fuel consumption, which will be determined using equipment manufacturer fuel usage guidelines and actual costs. The Town of Marble acknowledges that such payment does not reimburse Gunnison County for its expenses in the performance of the work.

### **SECTION IV RESPONSIBILITY FOR ROAD MAINTENANCE AND DAMAGES**

The Town of Marble and Gunnison County specifically understand and agree that nothing in this Agreement shall be interpreted to require Gunnison County to perform any general road maintenance on the streets in Marble other than the snow removal and/or plowing contemplated hereunder. Further, it is understood and agreed that Gunnison County shall not be held liable for any roadbed or roadside damages that occur as a result of such snow removal and/or plowing and that the Town of Marble shall be solely responsible for any such road repair or maintenance required as a result of the snow removal and/or plowing performed under this Agreement.

### **SECTION V INDEMNIFICATION**

Nothing in this Agreement is, or shall be construed to be, a waiver by Gunnison County or The Town of Marble of governmental immunity. It is expressly agreed that, the Town of Marble shall defend, by an attorney of Gunnison County's choice, indemnify and hold harmless Gunnison County, its officials and employees from all claims, causes of action on litigation that may arise, directly or indirectly, from Gunnison County's obligations or work under this Agreement.

**SECTION VI  
RECORDS**

Gunnison County shall maintain records of the time and equipment spent on performing the snow removal and/or plowing services described in this Agreement. Such records shall be available to the Town of Marble upon request.

**SECTION VII  
NON-ASSIGNABILITY**

Neither party hereto shall assign, sublet or transfer this Agreement nor any interest therein to any other party without the prior written consent of both parties to this Agreement, which consent shall not be unreasonably withheld.

**SECTION VIII  
BINDING EFFECT**

Each and every clause and covenant of this Agreement shall extend to, benefit, and bind the successors and assigns of the parties hereto respectively.

**SECTION IX  
AMENDMENTS**

Any and all modifications or alternations of or additions to or changes in any term, condition, or agreement contained herein shall be void and non-binding unless set forth in writing and signed by both parties hereto.

**SECTION X  
TERMINATION**

It is understood and agreed by and between the Town of Marble and Gunnison County that is Agreement may be terminated by either party upon thirty (30) days advance written notice to the other party.

**IN WITNESS WHEREOF** the parties hereto agree to the foregoing Agreement.

**APPROVED** on \_\_\_\_\_, 2021 by the Gunnison County Board of County Commissioners.

COUNTY OF GUNNISON  
STATE OF COLORADO

ATTEST:

\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Jonathan Houck, Chairperson

**APPROVED** on \_\_\_\_\_, 2021 by the Marble Town Council.

ATTEST:

\_\_\_\_\_  
Town Clerk

\_\_\_\_\_  
Mayor

**CALL FOR NOMINATIONS**  
**MARBLE**  
**BOARD OF TRUSTEES ELECTION**  
**APRIL 5, 2022**

The next regularly scheduled municipal election for Trustees of the Town of Marble is scheduled for April 5<sup>th</sup>, 2022. There are 3 trustee seats up for election, two 2 year terms and one 4 year term.

Nomination petitions will be available for circulation between February 25<sup>th</sup>, 2022 and March 17<sup>th</sup>, 2022 from the Town Clerk. Nomination petitions must be issued by the Town Clerk only. Anyone interested in running for one of the open seats can contact the Town Clerk at [leach@townofmarble.com](mailto:leach@townofmarble.com).