

**LOVELAND CITY COUNCIL MEETING
TUESDAY, MARCH 20, 2012
CITY COUNCIL CHAMBERS
500 EAST THIRD STREET
LOVELAND, COLORADO**

THE CITY OF LOVELAND DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL ORIENTATION, RELIGION, AGE, NATIONAL ORIGIN, OR ANCESTRY IN THE PROVISION OF SERVICES. FOR DISABLED PERSONS NEEDING REASONABLE ACCOMMODATION TO ATTEND OR PARTICIPATE IN A CITY SERVICE OR PROGRAM, CALL 962-2343 OR TDD # 962-2620 AS FAR IN ADVANCE AS POSSIBLE.

**5:30 P.M. DINNER - City Manager's Conference Room
6:30 P.M. REGULAR MEETING - City Council Chambers**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENTATION OF CITY OF LOVELAND PUBLIC WORKS AWARDS:

- 1. Colorado Asphalt Pavement Association Awards:
Fort Collins-Loveland Airport - "Best in Colorado" Pavement Award in categories of Best Overall Quality for an Airport and Project Delivery Award**
- 2. American Public Works Association Awards:
 - a) Stormwater - Drainage & Flood Control Award for Wernimont Regional Detention Pond**
 - b) Fleet Division - Fleet Management/Operation Award for Commercial Driver's License Operator Pre-Trip Inspection Training Program**
 - c) Department of Public Works – 2011 Project of the Year for I-25 & US 34 Interchange****

PRESENTATION BY KIMBERLY CULP, EXECUTIVE DIRECTOR OF LETA, ON THE POLICE COMMUNICATIONS CENTER

Anyone in the audience will be given time to speak to any item on the Consent Agenda. Please ask for that item to be removed from the Consent Agenda. Items pulled will be heard at the beginning of the Regular Agenda. You will be given an opportunity to speak to the item before the Council acts upon it.

Public hearings remaining on the Consent Agenda are considered to have been opened and closed, with the information furnished in connection with these items considered as the only evidence presented. Adoption of the items remaining on the Consent Agenda is considered as adoption of the staff recommendation for those items.

Anyone making a comment during any portion of tonight's meeting should come forward to a microphone and identify yourself before being recognized by the Mayor. Please do not interrupt

other speakers. Side conversations should be moved outside the Council Chambers. Please limit your comments to no more than three minutes.

CONSENT AGENDA

1. **CITY MANAGER**
BOARD & COMMISSION APPOINTMENTS
Consideration of a motion appointing members to the Citizens' Finance Advisory Board and Disabilities Advisory Commission
This is an administrative item recommending the following appointments. The Citizens' Advisory Board recommends appointing Gerry Fleischer for a partial term effective until December 31, 2012 and Julie Harden for a full term effective until December 31, 2014. The Disabilities Advisory Commission recommends Leona Watson be appointed for a term effective until June 30, 2014.

2. **CITY MANAGER**
CHANGE IN MEETING TIME – LOVELAND HOUSING AUTHORITY
Consideration of Resolution #R-24-2012 amending the scheduled meeting time of the Housing Authority of the City of Loveland
This is an administrative action to change the meeting time of the Housing Authority of the City of Loveland from the fourth Wednesday of each month at 6:00 p.m. to the fourth Wednesday of each month at 4:00 p.m.

3. **HUMAN RESOURCES**
CHANGE IN MEETING TIME – CITY OF LOVELAND BOARD OF RETIREMENT
Consideration of Resolution #R-25-2012 amending the scheduled meeting dates for the City of Loveland Board of Retirement
This is an administrative action. The Board of Retirement is requesting Council change the regularly scheduled City of Loveland Board of Retirement meetings due to scheduling conflicts among members due to overlapping board and commission meetings.

4. **CITY ATTORNEY**
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION – FUND INTERNSHIP IN THE CITY ATTORNEY'S OFFICE
Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2012 City of Loveland budget to fund an internship in the City Attorney's Office
This is an administrative action. The Ordinance appropriates funds for a legal intern in the City Attorney's Office. The City will be receiving from the intern's law school a grant of \$11,280 to fully fund the intern's 4½ month, 20 hours per week internship.

5. **DEVELOPMENT SERVICES**
PUBLIC HEARING
EASEMENT VACATION – ALFORD LAKE FIRST SUBDIVISION
Consideration on first reading of an ordinance vacating a portion of a sight distance easement located on Lots 1 and 2, Block 17, Alford Lake First Subdivision, City of Loveland, Larimer County, Colorado
This item is a legislative action to consider an ordinance on first reading vacating a portion of sight distance easement on Lots 1 and 2, Block 17 of the Alford Lakes First

Subdivision. The subject property is generally located east of N. Taft Avenue on the southeast corner of Brandywine Drive and Coral Burst Circle. The vacation is being requested because two existing single family homes slightly encroach into the easement.

**6. WATER & POWER / PUBLIC WORKS
CONSTRUCTION CONTRACT AWARD**

Consideration of a motion to award a construction contract for the 29th Street Waterline Replacement and Concrete Repairs project to Coulson Excavating Company, Inc.

This is an administrative action to approve a construction contract for replacement of a waterline within 29th Street and concrete repairs with Coulson Excavating Company Inc. in the amount of \$607,455.07

**7. FIRE AND RESCUE
APPROVE PURCHASE ORDER FOR FIREFIGHTER EQUIPMENT**

Consideration of a motion to approve the purchase of components for 108 self-contained breathing apparatus units from Municipal Emergency Services, Inc

This is an administrative action approving an expenditure exceeding \$500,000 for the purchase of components for 108 self-contained breathing apparatus units (SCBAs). Pursuant to Chapter 3.12 of the City Code, purchases exceeding \$500,000 must be approved by City Council. The supplemental budget for the federal grant and the City's 20% match was appropriated, from a reserve specifically for this purpose, by an ordinance approved on second reading March 6, 2012.

END OF CONSENT AGENDA

CITY CLERK READS TITLES OF ORDINANCES ON THE CONSENT AGENDA

CITY COUNCIL

- a. **Citizens' Report** *Anyone who wishes to speak to an item NOT on the Agenda may address the Council at this time.*
- b. **Business from Council** *This is an opportunity for Council Members to report on recent activities or introduce new business for discussion at this time or on a future City Council agenda.*
- c. **City Manager Report**
- d. **City Attorney Report**

PROCEDURAL INFORMATION

Anyone who wishes to address the Council on any item on this part of the agenda may do so when the Mayor calls for public comment. All public hearings are conducted in accordance with Council Policy. When Council is considering adoption of an ordinance on first reading, Loveland's Charter only requires that a majority of the Council quorum present vote in favor of the ordinance for it to be adopted on first reading. However, when an ordinance is being considered on second or final reading, at least five of the nine members of Council must vote in favor of the ordinance for it to become law.

REGULAR AGENDA

CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

8. **CITY CLERK**
APPROVAL OF COUNCIL MINUTES
Consideration of a motion approving Council minutes
This is an administrative action to approve Council minutes from the February 28, 2012 study session meeting and the March 6, 2012 regular meeting. This item was placed on regular agenda as not all Councilors were present at these meetings.

9. **CITY MANAGER**
BOARD & COMMISSION APPOINTMENTS
Consideration of a motion approving an appointment to Senior Advisory Board
This is an administrative item. The Senior Advisory Board recommends appointing Donita Fogle, representing the Housing Authority of the City of Loveland, for a term effective until March 20, 2014.

10. **ECONOMIC DEVELOPMENT**
AMEND INCENTIVE AGREEMENT FOR LIGHTNING HYBRIDS, INC.
Consideration of Resolution #R-26-2012 approving Amendment Number One to the Lightning Hybrids, Inc. (LHI) Economic Incentive and Performance Agreement
This is an administrative action. On July 7th, 2009 the Loveland City Council approved an economic incentive for the creation of 50 primary jobs at LHI. The company has not achieved the job creation expectations as outlined in the agreement and they are asking City Council to consider an amendment extending the deadline for job creation, and change the definition of qualifying jobs.

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