

**LOVELAND CITY COUNCIL MEETING
LOVELAND URBAN RENEWAL AUTHORITY BOARD OF COMMISSIONERS
TUESDAY, APRIL 3, 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

PROCLAMATION DECLARING WEDNESDAY, APRIL 25, 2012 AS "COLORADO CHILDREN'S DAY"

PROCLAMATION DECLARING THE MONTH OF APRIL 2012 AS THE "MONTH OF THE YOUNG CHILD"

PROCLAMATION DECLARING APRIL 20, 2012 AS "ARBOR DAY"

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 CLERK
 APPROVAL OF COUNCIL MINUTES
 Consideration of a motion approving Council minutes**

This is an administrative action to approve Council minutes from the March 20, 2012 regular meeting.

2. **CITY MANAGER**

BOARD & COMMISSION APPOINTMENTS

Consideration of a motion appointing a member to the Fire and Rescue Advisory Commission

This is an administrative item recommending the appointment of Jonathan Q. Smela to the Fire and Rescue Advisory Commission for a term effective until June 30, 2014.

3. **CITY ATTORNEY**

SUPPLEMENTAL APPROPRIATION – FUND INTERNSHIP IN THE CITY ATTORNEY’S OFFICE

Consideration on second 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. This ordinance was unanimously approved by City Council on first reading March 20, 2012.

4. **DEVELOPMENT SERVICES**

EASEMENT VACATION – ALFORD LAKE FIRST SUBDIVISION

Consideration on second 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 second reading vacating a portion of a sight distance easement located along the fronts of Lots 1 and 2, Block 17 of the Alford Lakes First Subdivision. The subject properties are generally located east of North Taft Avenue on the southeast corner of Brandywine Drive and Coral Burst Circle. The vacation is being requested because an existing single family home slightly encroaches into the easement, creating a slight impact on an established site distance easement. This ordinance was unanimously approved by City Council on first reading March 20, 2012.

5. **AIRPORT**

GRANT AGREEMENTS FROM STATE OF COLORADO, DIVISION OF AERONAUTICS

Consideration of Resolution #R-27-2012 authorizing the City Manager to execute two grant agreements with the State of Colorado, Division of Aeronautics (CDAG #12-FNL-01 for equipment and improvements and CDAG #12-FNL-I01 for an intern position) for funding pertaining to the Fort Collins-Loveland Municipal Airport

This is an administrative action. The Resolution authorizes the City Manager to execute two Grants from the State of Colorado, Division of Aeronautics for funds in the amount of \$400,000.00 and \$14,560.00. The \$400,000 State Aviation Discretionary Grant will be used to match the FAA 2012 Entitlement Grant for Design Services for the capital construction project that will be completed in 2013 and an additional Snow Removal Equipment, a Utilities Master Plan, a Runway Weather Instrument System and an Airport Service Vehicle purchase. The second State grant will fund fifty percent of the Airport’s Intern Program for 12 months.

6. **PUBLIC WORKS**
AWARD CONSTRUCTION CONTRACT FOR STREET RESURFACING PROGRAM
Consideration of a motion to award the construction contract for 2012 Street Resurfacing Program, Asphalt Paving (Schedule AP - Project ENSR10-AP) to Coulson Excavating Company
This is an administrative action to award the 2012 Street Resurfacing Program, Asphalt Paving (Schedule AP) contract to Coulson Excavating Company of Loveland, Colorado in the amount of \$1,055,000.00 and authorization for the City Manager to execute the contract.
7. **CULTURAL SERVICES**
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION FOR CULTURAL SERVICES DEPARTMENT PROGRAMS
Consideration of an ordinance on first reading enacting a supplemental budget and appropriation to the 2012 City of Loveland budget for donations to fund the Foote Lagoon Concert Series, the Phyllis Walbye film series, the grand opening reception for the Rialto Theater Center and a chandelier commissioned as a public art piece for the Rialto Theater Center
This is an administrative action to appropriate \$46,200 in funds donated for programs through the Cultural Services Department. Donation requests are submitted on a regular basis to support additional programming in the Cultural Services Department.
8. **CITY MANAGER**
SELL SMUCKER COMPANY COMMON STOCK
Consideration of Resolution #R-28-2012 authorizing the City's Executive Fiscal Advisor to sell 32 shares of J.M. Smucker Company Common Stock for the benefit of the City of Loveland Library
This is an administrative action. The Resolution is to authorize the City's Executive Fiscal Advisor, who is responsible for investing the assets of City's portfolio, to sign the forms necessary to present and sell the 32 shares of J. M. Smucker Company Common Stock. Sale of the 32 shares of J.M. Smucker common stock will provide approximately \$2,800 of proceeds.

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

ADJOURN AS CITY COUNCIL AND CONVENE AS THE BOARD OF COMMISSIONERS FOR THE LOVELAND URBAN RENEWAL AUTHORITY (LURA)

9. DEVELOPMENT SERVICES

FACADE MATCHING GRANT PROGRAM - 2012 GRANTS

Consideration of Resolution #R-29-2012 of the Loveland Urban Renewal Authority awarding Façade Matching Grant Program grants for 2012 and authorizing Façade Matching Grant agreements

This item is an administrative action to adopt a resolution. The facade matching grant program provides a dollar for dollar matching grant of up to \$12,500 for property or business owners who undertake facade improvements in the core of the Downtown Loveland Urban Renewal area.

ADJOURN AS THE BOARD OF COMMISSIONERS FOR THE LOVELAND URBAN RENEWAL AUTHORITY AND RECONVENE AS CITY COUNCIL

10. PUBLIC WORKS

INTERGOVERNMENTAL AGREEMENT FOR INTERIM IMPROVEMENTS TO EAST 37TH STREET

Consideration of Resolution #R-30-2012 approving an Intergovernmental Agreement between the City of Loveland, Colorado, Coulson Excavating Company, Inc., and Larimer County, Colorado for Larimer County Road 24 E (East 37th Street) interim improvements

This is an administrative action to approve an agreement with Larimer County and Coulson Excavating Company, Inc. to cooperatively make interim improvements to East 37th Street (CR 24E) from Monroe Avenue to Madison Avenue, sharing the costs for the improvement, and authorization for the City Manager to execute the agreement. The total cost of the project is \$719,967.24, with the City's portion being \$250,316.

11. FINANCE

FEBRUARY 2012 FINANCIAL REPORT

This is an information only item. No action is required. The Snapshot Report includes the City's preliminary revenue and expenditures including detailed reports on tax revenue, health claims and cash reserves for the twelve months ending February 29, 2012.

12. CITY MANAGER

INVESTMENT REPORT FOR FEBRUARY 2012

This is an information only item. The budget estimate for investment earnings for 2012 is \$2,729,560. For February 2012, the amount posted to the investment account is \$574,645 including realized gains. Actual year-to-date earnings are higher than the year-to-date projection by \$120,759. Based on February's monthly statement, the estimated

annualized yield on the U.S. Agencies and Corporates was up to 1.73%, slightly over the annual target rate of 1.7% for 2012. Reinvestment rates have trended downward significantly over the last eight months.

ADJOURN