

**LOVELAND CITY COUNCIL MEETING
LOVELAND URBAN RENEWAL AUTHORITY BOARD OF COMMISSIONERS
GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS
TUESDAY, MAY 1, 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 MAY 7 - MAY 11, 2012 AS "EPSILON SIGMA ALPHA WEEK"

PROCLAMATION DECLARING APRIL 29 - MAY 5, 2012 AS "MUNICIPAL CLERKS WEEK"

PROCLAMATION DECLARING MAY, 2012 AS "MENTAL HEALTH MONTH"

PROCLAMATION DECLARING MAY, 2012 AS "ARCHAEOLOGY & HISTORIC PRESERVATION MONTH (includes presentation of landmark plaques)

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 April 10, 2012 study session and April 17, 2012 regular meeting.

2. **FINANCE**
SUPPLEMENTAL APPROPRIATION – APPROPRIATE UNUSED FUNDS FROM 2011 CITY BUDGET
Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2012 City of Loveland budget to reappropriate remaining funds for projects approved but not completed in 2011 and new projects
This is an administrative action. The Ordinance reappropriates funding for capital projects and other one-time projects approved but not completed in the prior year and a small number of new projects that were not anticipated at the time of budget adoption. City Council unanimously approved the first reading ordinance on April 17, 2012.

3. **FINANCE**
SUPPLEMENTAL APPROPRIATION – APPROPRIATE UNUSED FUNDS FROM 2011 AIRPORT BUDGET
Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2012 Ft. Collins-Loveland Municipal Airport budget to appropriate funds for projects approved but not completed in 2011 and for projects associated with an expanded state grant
This is an administrative action to appropriate funds for projects approved but not completed in 2011 and for projects associated with an expanded state grant. City Council unanimously approved the first reading ordinance on April 17, 2012.

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

4. **FINANCE**
SUPPLEMENTAL APPROPRIATION – APPROPRIATE UNUSED FUNDS FROM 2011 LURA BUDGET
Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the Loveland Urban Renewal Authority budget to reappropriate the Facade Grant Program approved in 2011 but not completed.
This is an administrative action. Funding for projects approved in 2011 but not completed is reappropriated in the 2012 budget. City Council unanimously approved the first reading ordinance on April 17, 2012.

ADJOURN AS THE BOARD OF COMMISSIONERS FOR THE LOVELAND URBAN RENEWAL AUTHORITY AND CONVENE AS THE BOARD OF DIRECTORS FOR THE LOVELAND GENERAL IMPROVEMENT DISTRICT #1 (GID)

5. **FINANCE**
SUPPLEMENTAL APPROPRIATION – APPROPRIATE UNUSED FUNDS FROM 2011 GID #1 BUDGET
Consideration on second reading of an ordinance adopting a supplemental budget and appropriation for the 2012 Loveland General Improvement District #1

to reappropriate funds for signal light upgrades approved in 2011 but not completed

This is an administrative action. Funds approved in 2011 for signal pole upgrades are appropriated to complete the project. City Council unanimously approved the first reading ordinance on April 17, 2012.

ADJOURN AS THE BOARD OF DIRECTORS FOR THE LOVELAND GENERAL IMPROVEMENT DISTRICT #1 (GID) AND RECONVENE AS CITY COUNCIL

6. CITY CLERK

PUBLIC HEARING

MUNICIPAL CODE AMENDMENT – LIEN PROCESSES

Consideration on first reading of an ordinance amending Title 3 of the Loveland Municipal Code by the addition of a new Chapter 3.50 to consolidate and amend the lien and collection processes for the city’s current code provisions related to weed abatement, graffiti removal, refuse removal and snow removal

This is a legislative action. Approval of the ordinance will amend the Municipal Code to collect the full costs associated with the City’s actions to mitigate certain real property Code violations when a property owner does not comply with the City Code. It creates a standard lien and collection process within the Code for certain types of real property Code violations.

7. PUBLIC WORKS

BICYCLE AND PEDESTRIAN PLAN

Consideration of Resolution #R-31-2012 adopting the Bicycle and Pedestrian Plan of the City of Loveland and amending the 2005 Comprehensive Master Plan by addition of the Bicycle and Pedestrian Plan to the 2030 Transportation Plan, which is a functional (component) element of the 2005 Comprehensive Master Plan

This is legislative action to adopt the Bicycle and Pedestrian Plan and to amend the 2005 Comprehensive Master Plan and 2030 Transportation Plan. Any proposed funding for implementation of the Bicycle and Pedestrian Plan will be determined with the 2035 Transportation Plan that is currently being developed.

8. PUBLIC WORKS

TRAFFIC SIGNAL INSTALLATION CONTRACT AWARD

Consideration of a motion awarding a contract for traffic signal installation services in the amount of \$1,196,635 and authorizing the City Manager to execute the contract

This is an administrative action to renew the City’s contract with W.L. Contractors, Inc. to provide traffic signal installation services throughout the City of Loveland and authorizing the City Manager to execute the contract. Sufficient funds have been appropriated and budgeted in 2012 for this contract renewal.

9. DEVELOPMENT SERVICES

PUBLIC HEARING

UTILITY EASEMENT VACATION – LOVELAND BUSINESS PLAZA FIRST ADDITION
Consideration on first reading of an ordinance vacating a utility easement on Lot 1, Block One, amended Plat of Lots 2-6, Block 3 Loveland Business Plaza First Addition

A legislative action and public hearing to consider an ordinance on first reading vacating a 250 square foot utility easement on Lot 1, Block One in the Loveland Business Plaza First Addition, located at 1122 North Denver Avenue.

10. FINANCE

PUBLIC HEARING

SUPPLEMENTAL APPROPRIATION – MATCHING GRANT FUNDING TO LOVELAND FIRE RESCUE AUTHORITY

Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2012 City of Loveland budget to provide funding to the Loveland Fire Rescue Authority for matching funds required by a federal grant and for the programing and installation of the radios

This is an administrative action. The ordinance increases the City's contribution to the Loveland Fire Rescue Authority to provide 100% of local matching funds for a Federal Emergency Management (FEMA) Assistance to Firefighters Grant to replace radios, and provide funding to install and program the radios after the purchase.

11. WATER & POWER

MORNING DRIVE WATERLINE CONSTRUCTION BID AWARD

Consideration of a motion awarding a contract for the Morning Drive 36-inch Waterline Project to Connell Resources, Inc in the amount of \$1,528,942.75 and authorizing the City Manager to execute the contract

This is an administrative action. The Department of Water and Power received sealed bids for the Morning Drive 36-Inch Waterline Project, number W1007D, on March 29, 2012. Review of the bid results shows that Connell Resources, Inc., is the low bidder for the base bid plus "Bid Package A" for a total price of \$1,528,942.75.

12. WATER & POWER

IGA WITH COLORADO STATE UNIVERSITY FOR RESEARCH & LAB SERVICES

Consideration of Resolution #R-32-2012 approving an Intergovernmental Agreement between the City of Loveland, Colorado and the Board of Governors of the Colorado State University System, acting by and through Colorado State University, for research and lab services

This is an administrative action to adopt a resolution approving an IGA between the City and CSU for lab and research services. The City intends to partner with CSU on current and future water quality lab services and research projects.

13. WATER & POWER

PUBLIC HEARING

SUPPLEMENTAL APPROPRIATION – VALLEY SUBSTATION EQUIPMENT

Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2012 City of Loveland budget for the purchase for switchgear at the Valley Substation

This is an administrative action. The department is requesting the movement of funds which allows the purchase of the new system protection equipment at the Valley Substation.

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

14. DEVELOPMENT SERVICES PUBLIC HEARING

AMEND GENERAL DEVELOPMENT PLAN FOR MILLENNIUM ADDITION

Consideration on first reading of an ordinance amending Section 18.04.040 of the Loveland Municipal Code, the same relating to zoning regulations for certain property located within the Millennium Addition PUD - 8th Amendment (#P-59), approving the 9th Major Amendment to the General Development Plan for the Millennium Addition PUD

This item is a public hearing to consider a quasi-judicial action to adopt an ordinance on first reading amending the land use, development standards and public hearing process established in the Millennium General Development Plan (the "GDP"). The Millennium PUD consists of 2,916 acres located generally on the east side of Loveland. The applicant is McWhinney Real Estate Services, Inc.

15. ECONOMIC DEVELOPMENT LOVELAND BRAND CONCEPTS

This is an information only item. No action is required. This is a discussion with City Council regarding the Destination Loveland brand concepts which the Community Marketing Commission is considering for Loveland's tourism marketing effort.

16. FINANCE MARCH 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 March 31, 2012.

**17. CITY MANAGER
INVESTMENT REPORT FOR MARCH 2012**

This is an information only item. No action is required. The budget estimate for investment earnings for 2012 is \$2,729,560. For March 2012, the amount posted to the investment account is \$925,544 including realized gains. Actual year-to-date earnings are higher than the year-to-date projection by \$243,735. Based on the March monthly statement, the estimated annualized yield on the U.S. agencies and corporates slipped down to 1.46%, under the annual target rate of 1.7% for 2012. Reinvestment rates have trended downward and remain lower than the budget projection.

**18. CITY MANAGER
EXECUTIVE SESSION CONCERNING THE DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT'S (HUD'S) MIRASOL DECISION**

ADJOURN