

CALL TO ORDER Mayor Gutierrez called the regular meeting of the Loveland City Council to order on the above date at 6:30 PM.

PLEDGE OF ALLEGIANCE

ROLL CALL Roll was called and the following responded: Gutierrez, McEwen, Farley, Klassen, Shaffer, Trenary, McKean, Fogle and Taylor.

PROCLAMATION Mayor Gutierrez read a proclamation declaring May 7 through May 11, 2012 as Epsilon Sigma Alpha Week. The proclamation was received by Phyllis Minch of Epsilon Sigma Alpha.

PROCLAMATION

WHEREAS Epsilon Sigma Alpha international - a service organization devoted to philanthropic, educational, and leadership endeavors that promote the public good - is commemorating 83 years of tireless work in communities, states, and nations around the world; and
WHEREAS founded in 1929, Epsilon Sigma Alpha is an international leadership and service organization; and
WHEREAS Epsilon Sigma Alpha members provide over 650,000 direct service hours each year, including more than 30,000 in the state of Colorado; and
WHEREAS Epsilon Sigma Alpha is a network of thousands of members in more than 1,100 chapters in the United States and abroad, with a membership in Colorado of more than 500 members and comprising of 56 chapters; and
WHEREAS Epsilon Sigma Alpha raises over \$9 million each year for charitable causes through both international and local projects and recipients, some of which are Larimer County Food Bank, McKee Baby Foundation, Pathway Hospice, Alternatives to Violence, House of Neighborly Service, and supply and fund raising efforts for Veterans; and
WHEREAS the State of Colorado honors Epsilon Sigma Alpha for 83 years of dedication to the citizens of this state.
NOW, THEREFORE, we, the City Council of Loveland, do hereby proclaim May 7 through May 11, 2012 as
EPSILON SIGMA ALPHA WEEK

Signed this 1st day of May, 2012
Cecil A. Gutierrez
Mayor

PROCLAMATION Councilor McKean read a proclamation declaring the week of April 29 through May 5, 2012 as Municipal Clerks Week. The proclamation was received by Loveland City Clerk, Terry Andrews.

PROCLAMATION

WHEREAS The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and
WHEREAS The Office of the Municipal Clerk is the oldest among public servants, and
WHEREAS The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and
WHEREAS Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.
WHEREAS The Municipal Clerk serves as the information center on functions of local government and community.
WHEREAS Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations.
WHEREAS It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.
NOW, THEREFORE, we the City Council of Loveland, do hereby recognize the week of April 29 through May 5, 2012 as
MUNICIPAL CLERKS WEEK

and further extend appreciation to our Municipal Clerk Team and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Signed this 1st day of May, 2012

Cecil A. Gutierrez

Mayor

PROCLAMATION

Councilor Trenary read a proclamation declaring May 2012 as Mental Health Month. The proclamation was received by Emily Dawson Peterson.

PROCLAMATION

WHEREAS mental health is essential to everyone's overall physical health and emotional well-being; and
WHEREAS one in every four families is affected by a mental illness in a given year regardless of age, gender, race, ethnicity, religion or economic status; and

WHEREAS Colorado is ranked as the 18th most depressed state and has the 9th highest suicide rate in the United States; and

WHEREAS the vast majority of children, youth, and adults in Colorado who have mental health disorders are not receiving the help they need; and

WHEREAS access to medically necessary medication and treatment helps prevent individuals from ending up in emergency rooms and corrections facilities and from becoming homeless and, most importantly, prevents suicide; and

WHEREAS it costs 6.5 times more to incarcerate an individual experiencing mental health issues than to treat them in the community; and

WHEREAS improvements are being made in the quality of and quantity of mental health care that is being delivered, and research in this field is being accelerated; and

WHEREAS indirect costs of mental illness in Larimer County total over \$22 million per year; and

WHEREAS comprehensive, community-based services that respond to individuals with mental health needs and their families are cost-effective and beneficial to consumers and to our community.

WHEREAS with appropriate care, people who have a mental illness can recover and lead full productive lives; and

WHEREAS Larimer Center for Mental Health observes nationally recognized Mental Health Month every May to raise awareness and understanding of mental health and illness.

NOW, THEREFORE, we, the City Council of the City of Loveland do hereby proclaim May 2012 as

MENTAL HEALTH MONTH

in the City of Loveland and call upon the citizens, government agencies, public and private institutions, businesses and schools to recommit our community to increasing awareness and understanding of mental health, and the need for appropriate and accessible services for all citizens.

Signed the 1st day of May, 2012

Cecil Gutierrez, Mayor

PROCLAMATION

Councilor Fogle read a proclamation declaring May 2012 as Archaeology & Historic Preservation Month. The proclamation was received by City Planner Bethany Clark. 3 Historic Sites were awarded with Historic plaques donated by Home Depot: Remington House, 1005 N. Garfield Ave; Larimer County Bank Bulding/Stroh Bidg, 247 E. 4th St; Meyers Bidg/McClusky Mercantile/Henry's Pub, 234 E. 4th St.

PROCLAMATION

WHEREAS, historic preservation helps provide a deeper understanding of the diversity of our uniquely local and American heritage; and

WHEREAS, historic preservation is an effective tool for revitalizing neighborhoods, fostering local pride and maintaining community character while enhancing livability of communities across America; and

WHEREAS, Colorado Archaeology & Historic Preservation Month 2012 provides an opportunity for citizens of all ages and from all walks of life to make the connection between historic preservation and the aesthetic, environmental and economic well-being of their communities; and

WHEREAS, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of the heritage that has shaped us as a people; and

WHEREAS, "Discover America's Hidden Gems" is the theme for Archaeology & Historic Preservation Month 2012; and

WHEREAS, fifteen heritage-related events, ranging from presentations, a historic homes tour, a bicycle tour, farm and food activities, a local play, and many others will be held by the Loveland community in May 2012 and are listed on the City's website; and

NOW, THEREFORE, we, the City Council of the City of Loveland, do hereby proclaim May 2012, as

ARCHAEOLOGY & HISTORIC PRESERVATION MONTH

and call upon the people of Loveland to recognize and participate in this special observance. In recognition of Archaeology & Historic Preservation Month, we would like to honor all the buildings and sites in Loveland that are on the National Register of Historic Places, Colorado State Register of Historic Places, and Loveland Register of Historic Places.

Signed this 1st day of May, 2012

Cecil A Gutierrez, Mayor

**PROCEDURAL
INFORMATION**

Mayor Gutierrez made the following procedural announcement: 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

Mayor Gutierrez asked if anyone in the audience, Council or staff wished to speak on any of the items or public hearings listed on the Consent Agenda. Mayor Pro-tem Ewen pulled item 1. Councilor McEwen moved to approve the Consent Agenda with the exception of item 1. The motion was seconded by Councilor McKean and a roll call vote was taken with all councilors present voting in favor thereof.

1. CITY CLERK

Approval of Council Minutes

Motion

This item was pulled from the Consent Agenda.

2. FINANCE

Supplemental Appropriation - Appropriate Unused Funds from 2011 City budget

Ord. #5676

Administrative Action: "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" was approved and ordered published on second reading.

3. FINANCE

Supplemental Appropriation - Appropriate Unused Funds from 2011 Airport budget

Ord #5677

Administrative Action: "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" was approved and ordered published on second reading.

At 6:45 p.m., adjourned as City Council and convened as the Board of Commissioners for the Loveland Urban Renewal Authority (LURA)

4. FINANCE

Supplemental Appropriation – Appropriate Unused Funds from 2011 LURA budget

Ord #5678

Administrative Action: "AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE LOVELAND URBAN RENEWAL AUTHORITY BUDGET TO REAPPROPRIATE FUNDING FOR THE FAÇADE GRANT PROGRAM APPROVED IN 2011 BUT NOT COMPLETED" was approved and ordered published on second reading.

At 6:45 p.m., adjourned as the Board of Commissioners for the Loveland Urban Renewal Authority and convened 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

Ord #5679

Administrative Action: "AN ORDINANCE ADOPTING A SUPPLEMENTAL BUDGET AND APPROPRIATION FOR THE 2012 LOVELAND GENERAL IMPROVEMENT DISTRICT #1 TO REAPPROPRIATE FUNDS FOR SIGNAL POLE UPGRADES APPROVED IN 2011 BUT NOT COMPLETED" was approved and ordered published on second reading.

At 6:45 p.m. adjourned as the Board of Directors for the Loveland General Improvement District #1 (GID) and reconvened as City Council

END OF CONSENT AGENDA

6. CITY CLERK

Municipal Code Amendment – Lien Processes

1st Rdg Ord & P.H.

Legislative Action: A public hearing was held and "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" was approved and ordered published on first reading.

7. PUBLIC WORKS

Bicycle and Pedestrian Plan

Resolution #R-31-2012

Legislative Action: 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 was approved.

RESOLUTION #R-31-2012

A RESOLUTION 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

WHEREAS, on March 6, 2007, by Resolution #R-21-2007, the City Council adopted the "2005 Comprehensive Master Plan" ("2005 Comprehensive Plan"); and

WHEREAS, pursuant to Section 6 of the 2005 Comprehensive Plan, the City Council may amend the 2005 Comprehensive Plan by amendment of a functional (component) element previously adopted as part of the 2005 Comprehensive Plan after a duly-noticed public hearing is held, and recommendations are made to the City Council, by the Planning Commission; and

WHEREAS, on April 3, 2007, by Resolution #R-37-2007, the City Council adopted the "2030 Transportation Plan," which is a functional (component) element of the 2005 Comprehensive Plan; and

WHEREAS, the 2005 Comprehensive Plan - 2011 Implementation Plan contains Objective 10.B.4.1.P.1., assigned as an objective for the Transportation Advisory Board, which calls for completion and adoption of a bicycle and pedestrian component to the 2030 Transportation Plan; and

WHEREAS, Public Works Department staff has prepared a Bicycle and Pedestrian Plan to be incorporated into the 2030 Transportation Plan; and

WHEREAS, on April 2, 2012, the Transportation Advisory Board adopted a motion recommending that the City Council adopt the Bicycle and Pedestrian Plan; and

WHEREAS, on April 9, 2012, the Planning Commission adopted Resolution # 3-2012 recommending that the City Council amend the 2005 Comprehensive Plan by addition of the Bicycle and Pedestrian Plan to the 2030 Transportation Plan, which is a functional (component) element of the 2005 Comprehensive Plan, and making certain findings in support of that recommendation as required by Section 6.0 of the 2005 Comprehensive Plan; and

WHEREAS, the City Council desires to adopt the Bicycle and Pedestrian Plan and amend the 2005 Comprehensive Plan by addition of the Bicycle and Pedestrian Plan to the 2030 Transportation Plan, the adoption of which Plan is in the best interest of the citizens of the City of Loveland.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That the Bicycle and Pedestrian Plan, a copy of which is on file with the Loveland City Clerk, is hereby adopted.

Section 2. That the City Council hereby adopts and incorporates by reference the findings set forth in Resolution # 3-2012 adopted by the Planning Commission on April 9, 2012.

Section 3. That the 2005 Comprehensive Plan is hereby amended by the addition of the Bicycle and Pedestrian Plan to the 2030 Transportation Plan, which is a functional (component) element of 2005 Comprehensive Plan.

Section 4. That this Resolution shall take effect as of the date of its adoption.

ADOPTED this 1st day of May, 2012.

Cecil A. Gutierrez, Mayor

Attest: Teresa G. Andrews, City Clerk

8. PUBLIC WORKS

Traffic Signal Installation Contract Award

Motion

Administrative Action: 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 was approved.

9. DEVELOPMENT SERVICES

Utility Easement Vacation – Loveland Business Plaza First Addition

1st Rdg Ord & P.H.

Legislative Action: A public hearing was held and "AN ORDINANCE VACATING A UTILITY EASEMENT ON LOT 1, BLOCK ONE, AMENDED PLAT OF LOTS 2-6, BLOCK 3 LOVELAND BUSINESS PLAZA FIRST ADDITION" was approved and ordered published on first reading.

10. FINANCE

Supplemental Appropriation – Matching Grant Funding to Loveland Fire Rescue Authority

1st Rdg Ord & P.H.

Administrative Action: A public hearing was held and "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" was approved and ordered published on first reading.

11. WATER & POWER

Morning Drive Waterline Construction Bid Award

Motion

Administrative Action: 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 was approved.

12. WATER & POWER

IGA with Colorado State University for Research & Lab Services

Resolution #R-32-2012

Administrative Action: 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 was approved.

RESOLUTION #R-32-2012

A RESOLUTION 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

WHEREAS, Colorado State University ("CSU") owns and operates a water quality and solids testing lab, which is capable of providing water quality and solids testing services that other water quality labs in the region are not; and

WHEREAS, the City would like to utilize CSU's lab for water quality and solids testing services to test for certain properties in the City's water and sludge at a rate established by CSU consistent with rates CSU charges other entities for similar services; and

WHEREAS, the City also would like to utilize CSU's lab for research opportunities regarding planning and evaluating for water quality, water treatment, and wastewater treatment alternatives to assist in planning for future needs; and

WHEREAS, as governmental entities in Colorado, the City and CSU are authorized, pursuant to C.R.S. § 29-1-203, to cooperate or contract with one another to provide any function, service, or facility lawfully authorized to each.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That the "Intergovernmental Agreement for Colorado State University Research and Lab Services Provided to City of Loveland," attached hereto as Exhibit A and incorporated herein by reference ("Intergovernmental Agreement"), is hereby approved.

Section 2. That the City Manager is hereby authorized, following consultation with the City Attorney, to modify the

Intergovernmental Agreement in form or substance as deemed necessary to effectuate the purposes of this Resolution or to protect the interests of the City.

Section 3. That the City Manager and the City Clerk are hereby authorized and directed to execute the Intergovernmental Agreement on behalf of the City.

Section 4. That this Resolution shall be effective as of the date of its adoption.

ADOPTED this 1st day of May, 2012.

Cecil A. Gutierrez, Mayor

Attest: Teresa G. Andrews, City Clerk

Exhibit A is available in the City Clerk's Office

13. WATER & POWER

Supplemental Appropriation – Valley Substation Equipment

1st Rdg Ord & P.H.

Administrative Action: A public hearing was held and "AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2012 CITY OF LOVELAND BUDGET FOR THE PURCHASE FOR SWITCHGEAR AT THE VALLEY SUBSTATION" was approved and ordered published on first reading.

CITY CLERK READ TITLES OF ORDINANCES ON THE CONSENT AGENDA.

CITY COUNCIL

a) Citizens' Reports

Tim Ward, 1519 Selmar, spoke about the Kum 'n Go Appeal item on the May 15th Council meeting. He requested City Planner Brian Burson be present at that meeting.

Andrew Leach, 4195 Buffalo Mountain Drive (High Plains Village), requested a moratorium on natural gas operations within Loveland city limits through December 31, 2012. The purpose of the moratorium is to provide time to educate and investigate potential safety issues related to natural gas extraction process known as hydraulic fracturing.

Kim Orr, resident of Centerra, requested a moratorium on natural gas extraction and exploration in the Loveland city limits until the end of 2012.

Don Belcer, 4132 Buffalo Mountain Dr, requested a moratorium through December 31, 2012 within Loveland city limits on natural gas exploration and extraction.

Carol Hall, 4045 Temple Gulch Cir, requested a moratorium through December 31, 2012 within the city limits of Loveland on natural gas operations.

Sue Mullins, 4785 Hahn's Peak Dr, requested a moratorium through December 31, 2012 within the city limits of Loveland on natural gas operations.

b) Business from Council

Taylor

Councilor Taylor wished all a "Happy May Day".

Trenary

Councilor Trenary highlighted the opportunities for citizens to apply for several board and commission openings. He also mentioned upcoming Memorial Day events including "Remembering Our Fallen" a tribute to fallen Coloradoan soldiers at the Devereaux Room, Rialto Theater Center from May 24 to 31, 2012. On May 26, 2012 another Memorial Day service at the Rialto Theater Center will take place.

McKean

Item 16 (Finance Report) and Item 17 (Investment Report) were pulled from the agenda. Please direct questions regarding these items to staff.

Fogle	Councilor Fogle mentioned he had an inquiry from a resident on adding their property to the historic registry. He also encouraged citizens to participate in Loveland's Boards and Commissions.
Farley	Councilor Farley attended the Colorado Governor's Invitation Art Show at the Loveland Museum. Sales from the show benefit the Loveland Rotary Foundation. The show is opened through June 10, 2012.
Shaffer	Councilor Shaffer participated in a joint meeting with Congressman Garner to discuss train noise.
Klassen	Councilor Klassen attended Loveland Choral Society's "Classic Broadway" concert at the Rialto Theater Center.
Gutierrez	Mayor Gutierrez thanked all involved with the Children's Day event. He attended an award ceremony for Monroe Elementary students for the highest attendance at the Library over spring break. The Mayor encouraged early registration for the June Colorado Municipal League conference. The Mayor was at the Horseshoe substation transmission line when it was energized. The City now has redundant power sources. He extended congratulation to all for completing this project a month early.

c) City Manager Report

June 12, 2012 study session will include the following two discussion items: the City's ability to regulate oil and gas development and policy on leasing mineral rights on city owned land. The consensus of council was to allow public comment for these two items at the study session.

Pending State Legislation (HB12-1356) affects local governments by withholding severance tax distribution if any local government restricts or delays oil and gas drilling and production. Councilor McEwen moved to pass a resolution opposing House Bill 12-1356 now being considered in the Colorado General Assembly including the amendment of the citation of the Colorado Supreme Court case "Voss v. Lundvall Brothers, inc" and if HB-1356 is passed by the Legislature, the City Council encourages Governor Hickenlooper to veto HB-1356. Councilor Shaffer seconded the motion and a roll call vote was taken with all Councilors present voting in favor thereof.

Councilors Shaffer, Trenary, Farley and McEwen directed staff to bring back to Council, at the May 15, 2012 regular meeting, an ordinance in support of a moratorium on oil and gas activity within the city limits of Loveland. Councilor Fogle requested staff report back to Council on the three proposed wells near Highway 34 and I-25 and if they are within city limits.

City Manager Cahill asked Council if they wanted to consider cancelling the June 19, 2012 regular council meeting due to several Council members attending the Colorado Municipal League conference. After receiving consensus, Staff will bring back a motion cancelling the meeting.

d) City Attorney Report None

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 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

1. CITY CLERK

Approval of Council Minutes

Administrative Actions:

- a) Motion Councilor Klassen moved to approve the minutes from the April 10, 2012 study session. Councilor Shaffer seconded the motion and a roll call vote was taken with eight Councilors present voting in favor and Councilor McEwen abstaining.
- b) Motion Councilor McEwen moved to approve the minutes from the April 17, 2012 regular meeting. Councilor McKean seconded the motion and a roll call vote was taken with all Councilors present voting in favor thereof.

14. DEVELOPMENT SERVICES

Amend General Development Plan for Millennium Addition

1st Rdg Ord & P.H.

Quasi-judicial Action: City Planner Kerri Burchett introduced this item to Council. Kim Perry was present representing the applicant, McWhinney Real Estate Services, Inc. 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. Kerri Burchett entered into the record a written statement from Planning Commissioner John Crescibene. The Mayor opened the public hearing at 8:55 p.m. Jennifer Beaver, 1200 17th St, Denver representing G&I 6th Promenade the owner of the Promenade Shops, spoke in opposition. Buddy Meyers, Member of the Loveland Planning Commission, 2429 Cameo Ct., spoke in opposition. Ed Klen, Loveland resident, spoke in opposition. The Mayor closed the public hearing at 9:38 p.m. Councilor McEwen moved to adopt and order published on first reading "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". Councilor Klassen seconded the motion and a roll call vote was taken with eight Councilors present voting in favor thereof and Councilor Trenary voting against.

15. ECONOMIC DEVELOPMENT

Loveland Brand Concepts Information Only

No action required: Cindy Mackin, Visitors Services Coordinator, introduced this item to Council. John Metcalf from Perfect Square was also present. 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. Council members provided feedback to staff.

16. FINANCE

March 2012 Financial Report Information Only This item was not heard.

17. CITY MANAGER

Investment Report - March 2012 Information Only This item was not heard.

18. CITY MANAGER

Executive Session concerning the Department of Housing and Urban Development's (HUD) Mirasol decision
Councilor Fogle recused himself from this discussion as his wife works for the Loveland Housing Authority.

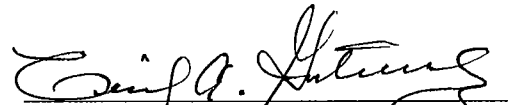
City Council opted not to convene into an executive session. Consensus of City Council was to direct staff to send a letter to HUD as recommended by the City Attorney regarding the validity of the fees charged at Mirasol.

ADJOURNMENT

Having no further business to come before Council, the May 1, 2012 Regular Meeting was adjourned at 12:08 a.m.

Respectfully Submitted,


Teresa G. Andrews, City Clerk


Cecil A. Gutierrez, Mayor

