

**LOVELAND CITY COUNCIL MEETING  
TUESDAY, SEPTEMBER 18, 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 SEPTEMBER 17 THROUGH 23, 2012 AS "CONSTITUTION WEEK"**

*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 August 28, 2012 study session and the September 4, 2012 regular meeting.**
  
- 2.     WATER & POWER  
      **SUPPLEMENTAL APPROPRIATION FOR WATER UTILITY FUNDS**  
      **Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2012 City of Loveland budget for water****

**filter plant improvements and emergency waterline repairs**

This is an administrative action. The department is requesting the movement of water utility funds (\$670,000) which will fund critical water infrastructure projects in 2012. The appropriation is funded by reserves in the Water Enterprise Fund. On August 15, 2012, the Loveland Utilities Commission voted unanimously to recommend that City Council adopt this ordinance. City Council unanimously adopted the ordinance on first reading on September 4, 2012.

**3. WATER & POWER**

**MUNICIPAL CODE CHANGES TO WASTEWATER SYSTEM CHAPTER 13.10**

**Consideration on second reading of an ordinance amending the Loveland Municipal Code at Chapter 13.10 concerning pretreatment**

This is a legislative action to adopt an ordinance amending Chapter 13.10 of the Loveland Municipal Code concerning the City's Wastewater Pretreatment Program. The amendments are being proposed to meet a requirement of the compliance schedule issued by the Colorado Department of Public Health and Environment in the City's Wastewater Treatment Plant discharge permit and to address recommendations from the U.S. Environmental Protection Agency following its audit of the Pretreatment Program in August 2011. City Council unanimously adopted the ordinance on first reading on September 4, 2012.

**4. DEVELOPMENT SERVICES**

**HISTORIC DESIGNATION FOR MARIANO MEDINA FAMILY CEMETERY**

**Consideration on second reading of an ordinance designating as a historic landmark the Mariano Medina Family Cemetery located adjacent to Namaqua Avenue to the west and Namaqua Elementary School to the south in Loveland, Colorado**

This item is a legislative action to adopt an ordinance on second reading designating as a Historic Landmark the "Mariano Medina Family Cemetery" at Namaqua Avenue and Namaqua Elementary, per Chapter 15.56 of the Municipal Code dealing with Historic Preservation. The applicant is owner, the Loveland Historical Society. City staff has reviewed the benefits and obligations of historic designation with the property owner. City Council unanimously adopted the ordinance on first reading on September 4, 2012.

**5. FINANCE**

**SETTING PUBLIC HEARING DATE FOR 2013 RECOMMENDED BUDGET**

**Consideration of Resolution #R-61-2012 establishing a date, time, and place for a public hearing on the 2013 Recommended Budget for the City of Loveland, Colorado**

This is an administrative action. The resolution sets the date for the public hearing of the 2013 Recommended Budget for October 2, 2012.

**6. AIRPORT**

**PUBLIC HEARING**

**GRANT AGREEMENT AND SUPPLEMENTAL APPROPRIATION FOR RUNWAY WEATHER INFORMATION SYSTEM**

a) Consideration of Resolution #R-62-2012 authorizing the City Manager to execute a grant agreement with the State of Colorado, Division of Aeronautics (CDAG #12-FNL-01, Amendment #2) for equipment improvements and funding pertaining to the Fort Collins-Loveland Municipal

**Airport.**

**b) Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2012 Fort Collins-Loveland Municipal Airport budget for the runway weather information system installation project**

There are two administrative actions. a) Adoption of the resolution that authorizes the City Manager to execute a Grant from the State of Colorado, Division of Aeronautics for funds in the amount of \$74,783. The State Aviation Grant will be used for runway weather information system improvements at the airport which will allow for better and more efficient removal of snow and ice from the airport runways in the future. b) The ordinance appropriates funding from the State grant to the airport for the additional funds necessary for the installation of a runway weather information system.

**7. PUBLIC WORKS  
PUBLIC HEARING**

**MUNICIPAL CODE AMENDMENT – STORMWATER QUALITY**

**Consideration on first reading of an ordinance amending the Loveland Municipal Code at Chapter 13.20 concerning stormwater quality**

This is a legislative item to adopt an ordinance amending Chapter 13.20 concerning stormwater quality. The amendments will bring the Loveland Municipal Code into compliance with the City's state permit and is responsive to a recent audit questionnaire distributed by the Colorado Department of Public Health and Environment.

**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. DEVELOPMENT SERVICES**

**PUBLIC HEARING**

**MUNICIPAL CODE AMENDMENT – USE CREDIT FOR CAPITAL EXPANSION FEES**

**Consideration on first reading of an ordinance repealing and reenacting Section 16.38.030 of the Loveland Municipal Code regarding change in use credit for Capital Expansion Fees**

This is a legislative action. The purpose of the Code amendment is to clarify how Capital Expansion Fee credits are calculated and applied when a change to an existing use occurs.

**9. CULTURAL SERVICES**

**PUBLIC HEARING**

**SUPPLEMENTAL APPROPRIATION – MUSEUM EXPANSION ACTIVITIES**

**Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2012 City of Loveland budget for a fund raising position and materials and architect fees for a conceptual design of the museum expansion**

There are two parts to this administrative action:

1. Appropriation of funds in the amount of \$36,830 from the Kroh Charitable Trust for the capital campaign. The amount requested is for the remainder of 2012. Continuation of the campaign in 2013 will be submitted as a supplemental request.
2. Appropriation of funds in the amount of \$30,000 from Cultural Services' Capital Expansion Fees (CEFs) to hire an architect to develop conceptual drawings of the proposed museum expansion. The drawings would be used for public input and for fundraising purposes.

**ADJOURN**