

**LOVELAND CITY COUNCIL MEETING  
LOVELAND URBAN RENEWAL AUTHORITY BOARD OF COMMISSIONERS  
GENERAL IMPROVEMENT DISTRICT BOARD OF DIRECTORS  
TUESDAY, OCTOBER 16, 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 FROM ED AITKEN, ASSOCIATED VETERANS OF LOVELAND**

**PROCLAMATION DECLARING OCTOBER 2012 AS COMMUNITY PLANNING MONTH**

*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 September 25, 2012 study session and the October 2, 2012 regular meeting.
  
2.     **PUBLIC WORKS**  
      **MUNICIPAL CODE AMENDMENT – STORM DRAINAGE CRITERIA & STANDARDS**  
      **Consideration on second reading of an ordinance amending the Loveland**

**Municipal Code at Sections 13.18.100, 16.24.014, and 16.24.015 concerning the City of Loveland Storm Drainage Criteria and the City of Loveland Storm Drainage Standards**

This is a legislative item to adopt an ordinance amending Sections 13.18.100, 16.24.014, and 16.24.015 of the Loveland Municipal Code concerning the City of Loveland Storm Drainage Criteria (“Criteria”) and the City of Loveland Storm Drainage Standards (“Standards”). These amendments will clean up and correct sections of the City Code where the references to Criteria and Standards were absent, or incorrect. City Council unanimously approved the first reading of the ordinance on October 2, 2012.

**3. FINANCE**

**2013 CITY OF LOVELAND BUDGET**

- a) **Consideration on second reading of Resolution #R-64-2012 adopting the 2013 Schedule of Rates, Charges and Fees for services provided by the Storm Water Enterprise of the City of Loveland, Colorado and superseding all prior resolutions establishing such rates, charges, and fees**
- b) **Consideration on second reading of Resolution #R-65-2012 adopting the 2013 Schedule of Rates, Charges and Fees for services provided by the Water & Power Department of the City of Loveland and superseding all prior resolutions establishing such rates, charges and fees**
- c) **Consideration on second reading of an ordinance adopting the 2012 mill levy for the General Fund of the City of Loveland, Colorado**
- d) **Consideration on second reading of an ordinance adopting a 2013 pay plan for city employees, and superseding all prior ordinances adopting such a pay plan**
- e) **Consideration on second reading of an ordinance adopting the 2013 budget for the City of Loveland, Colorado**
- f) **Consideration on second reading of an ordinance making an appropriation for the fiscal year beginning January 1, 2013 and ending December 31, 2013 for the City of Loveland, Colorado**

This is an administrative action to adopt the fee resolutions and ordinances, except for the mill levy ordinance, to approve the 2013 Budget on Second Reading. The adoption of the 2012 mill levy is a legislative action. Included are all the fee resolutions and ordinances necessary to adopt and implement the 2013 Budget. City Council unanimously approved the first reading of the ordinances and the resolutions on October 2, 2012.

**4. FINANCE**

**2013 BUDGET FOR THE LOVELAND SPECIAL IMPROVEMENT DISTRICT #1**

**Consideration on second reading of an ordinance adopting the 2013 budget for the Loveland Special Improvement District #1**

This is an administrative action. The City serves as the sponsoring agency for the Special Improvement District (SID) and the ex officio Board of Directors. The SID #1 was established to allow for the collection of assessments from property owners in the District to back bonded debt used to construct infrastructure improvements in the district. The City does not have any legal obligation towards this debt. By State law, all special districts with a connection to the City must adopt a budget. The City of Loveland serves as staff for the District. City Council unanimously approved the first reading of the ordinance on October 2, 2012.

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

5. **FINANCE**  
**2013 BUDGET FOR THE LOVELAND URBAN RENEWAL AUTHORITY**  
**Consideration on second reading of an ordinance adopting the 2013 budget for the Loveland Urban Renewal Authority**  
This is an administrative action. City Council serves as the Board of Commissioners for the Loveland Urban Renewal Authority. By State budget law, the Board must approve an annual budget for the Authority. The City of Loveland serves as staff for the Authority. The Authority is funded by tax increment revenues from property and sales taxes. City Council unanimously approved the first reading of the ordinance on October 2, 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)**

6. **FINANCE**  
**2013 BUDGET FOR THE GENERAL IMPROVEMENT DISTRICT #1**  
a) **Consideration on second reading of an ordinance adopting the 2013 budget for the Loveland General Improvement District #1**  
b) **Consideration on second reading of an ordinance setting the 2012 mill levy for the Loveland General Improvement District #1**  
The ordinance adopting the budget is an administrative action. The ordinance setting the mill levy is a legislative action. City Council serves as the ex-officio Board of Directors for the District. The Board must approve a budget and set the mill levy for the District. The City of Loveland serves as staff for the District. City Council unanimously approved the first reading of the ordinance on October 2, 2012.

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

7. **FINANCE**  
**2013 AIRPORT BUDGET**  
**Consideration on second reading of an ordinance adopting the 2013 budget for the Fort Collins-Loveland Municipal Airport**  
This is an administrative action. The City of Loveland provides staff support to the Airport through the Intergovernmental Agreement with the City of Ft. Collins. As a part of this function the City Council approves the Airport budget, which includes the City's share of the Airport budget. City Council unanimously approved the first reading of the ordinance on October 2, 2012.

8. **WATER & POWER**  
**WINDY GAP FIRING PROJECT**  
**Consideration of Resolution #R-68-2012 approving and authorizing the execution of a Sixth Amendment to the Fourth Interim Agreement with the Municipal Subdistrict, Northern Colorado Water Conservancy District Windy Gap Firing Project Water Activity Enterprise, for participation in the Windy Gap Firing Project**  
This is an administrative action to adopt a Resolution approving a Sixth Amendment to the Fourth Interim Agreement to provide additional funding to complete the environmental permitting process for the Windy Gap Firing Project ("WGFP"). A total of \$1,000,000 is requested from the WGFP participants collectively; Loveland's portion of \$81,225 represents Loveland's 8.12% interest in the WGFP. Funding is available from revenues saved in the Raw Water Fund for this purpose.

9. **PUBLIC WORKS**  
**PUBLIC HEARING**  
**MUNICIPAL CODE AMENDMENT – FLOODPLAIN REGULATIONS**  
**Consideration on first reading of an ordinance amending the Loveland Municipal Code at Sections 15.14.020, 15.14.040, 15.14.050, 15.14.060, 15.14.070, 15.14.074, 15.14.080, 18.45.030, 18.45.060, and adding 18.45.065 concerning the City of Loveland floodplain building code and floodplain regulations**  
This is a legislative item to adopt an ordinance amending Sections 15.14.020, 15.14.040, 15.14.050, 15.14.060, 15.14.070, 15.14.074, 15.14.080, 18.45.030, 18.45.060, and adding 18.45.065 of the Loveland Municipal Code concerning the City of Loveland Floodplain Building Code and Floodplain Regulations. These amendments are required by the Federal Emergency Management Agency and the Colorado Water Conservation Board in order to remain compliant under the National Flood Insurance Program.
10. **PUBLIC WORKS**  
**REVISIONS TO STORM DRAINAGE STANDARDS**  
**Consideration of Resolution #R-69-2012 ratifying and reaffirming the City of Loveland Storm Drainage Standards and approving amendments thereto dated August 15, 2012**  
This is a legislative action for approval of a resolution adopting the revised City of Loveland Storm Drainage Standards. The objective of the revised City of Loveland Storm Drainage Standards is to make minor modifications to our Stormwater Quality Program to be more in line with how these documents are actually being used by both the contractors and the City inspectors.
11. **DEVELOPMENT SERVICES**  
**PUBLIC HEARING**  
**MUNICIPAL CODE AMENDMENT – HISTORIC PRESERVATION COMMISSION MEMBERSHIP**  
**Consideration on first reading of an ordinance amending Section 2.60.130 of the Loveland Municipal Code pertaining to the Historic Preservation Commission**  
This item is a legislative action to consider approval on first reading of an ordinance amending Section 2.60.130 of the Loveland Municipal Code. The Historic Preservation Commission unanimously recommends that the City Council amend the code to provide for a designated slot for a representative of the Loveland Historical Society.
12. **DEVELOPMENT SERVICES**  
**SUBLEASE AGREEMENT WITH HOUSE OF NEIGHBORLY SERVICE**  
**Consideration of Resolution #R-70-2012 approving a sublease agreement with the House of Neighborly Service for real property leased by the City of Loveland and located at 137 S. Lincoln Avenue in Loveland, Colorado**  
This is an administrative action. The City of Loveland has entered into a contract to lease the property at 137 S. Lincoln Avenue in Loveland, Colorado from the owner Galen Stoltzfus. The lease expires on October 31, 2013 unless terminated sooner in accordance with the terms of the lease. The City is now entering into a sublease agreement with the House of Neighborly Service for social work offices, client services and operation of a day shelter. The current lease begins the fourth year of City of Loveland support for services located at 137 S. Lincoln Avenue.

**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

13. **DEVELOPMENT SERVICES**  
**PUBLIC HEARING**

**AMEND MIRASOL COMMUNITY GENERAL DEVELOPMENT PLAN**

**Consideration on first reading of an ordinance amending Section 18.04.040 of the Loveland Municipal Code, the same relating to zoning regulations for property located in the "Mirasol First Subdivision" to the City of Loveland, Larimer County, Colorado**

This is a quasi-judicial action to consider an ordinance on first reading that would amend the density, maximum number of units and off-street parking ratios established in the Mirasol Community General Development Plan. The Mirasol PUD consists of 24 acres located south of 4th Street SE, east of S. Madison Avenue and west of S. St. Louis Avenue. The applicant is the Housing Authority of the City of Loveland.

14. **FINANCE**  
**FUND BALANCE PRESENTATION**

This is an information only item. This is a presentation of fund balance for end of year 2012 and 2013 under the new Governmental Accounting Standards Board Statement 54 guidelines. The intention of GASB 54 is to improve the transparency of what is included in the fund balance and improve decision making on the use of fund balance in resource allocation discussions.

15. **ECONOMIC DEVELOPMENT**  
**YEAR ONE IN REVIEW**

This is an information only item. The City established the Economic Development Department in August of 2011. This presentation will recap the accomplishments of the Department in year one.

### ADJOURN