

**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, Farley, Klassen, Trenary, Fogle, McKean, and Taylor. Councilor Shaffer was absent.

**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. Councilor Klassen moved to approve the Consent Agenda. 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**

Administrative Action: The minutes from the July 10, 2012 study session and the July 17, 2012 regular meeting were approved.

**2. CITY MANAGER**

**Appointments to the Boards & Commissions  
Motion**

Administrative Action:

A motion appointing John Stuart to the Volunteer Firefighters' Pension Board of Trustees for a term effective until June 30, 2016 was approved.

A motion reappointing John Suess and appointing Chris Kanowitz to the Disabilities Advisory Commission, each for a term effective until June 30, 2015 was approved.

A motion reappointing Jacquie Elliott and appointing Melody Bettenhausen and Tim Hitchcock to the Human Services Commission, each for a term effective until June 30, 2015 and appointing Audra Montoya as an Alternate member of the Human Services Commission for a one year term effective until June 30, 2013 was approved.

A motion to appoint Louise Lucke to the Library Board for a partial term effective until December 31, 2013 was approved.

A motion to appoint Bruce Croissant to the Transportation Advisory Board for a partial term effective until June 30, 2013 was approved.

### **3. DEVELOPMENT SERVICES**

#### **Rezoning Property – HP/Agilent Open Space**

##### **Ordinance #5697**

Quasi-judicial Action: "An ordinance amending Section 18.04.040 of the Loveland Municipal Code, the same relating to zoning regulations for certain property located in the amended plat of: the amended plat of CMS Addition and the Fourth South Industrial Addition, Tract 1 Fourth South Industrial Addition; the amended plat of Tracts 1 and 2 Block 1, Loveland Technological Center First Subdivision, Tract 2, Block 1; the Big Thompson Industrial Park Second Subdivision, Lot 2, Block 1; the Big Thompson Industrial Park, Tract 3 and Tract 4; the Fairgrounds First Subdivision, Outlot A; the Hewlett-Packard Roosevelt Addition, Tract A; the Hewlett-Packard Big Thompson First Subdivision, Tracts 1 and 2; the Loveland Technological Center First Subdivision, Tract 3; the Second South Industrial Addition, Tract 1; the Third South Industrial Addition, Tract 2. City of Loveland, County of Larimer, State of Colorado" was approved and ordered published on second reading.

### **4. DEVELOPMENT SERVICES**

#### **Designation of Ray House/Hauseman House as Historic Landmark**

##### **Ordinance #5698**

Legislative Action: "AN ORDINANCE DESIGNATING AS A HISTORIC LANDMARK THE RAY HOUSE/HAUSEMAN HOUSE LOCATED AT 524 NORTH HARRISON AVENUE IN LOVELAND, COLORADO" was approved and ordered published on second reading.

### **5. DEVELOPMENT SERVICES**

#### **Drainage and Utility Easement Vacation – Alford Lakes First Subdivision**

##### **1<sup>st</sup> Rdg Ord & P.H.**

Legislative Action: A public hearing was held and "AN ORDINANCE VACATING A PORTION OF A DRAINAGE AND UTILITY EASEMENT ON LOT 39, BLOCK 1, ALFORD LAKES FIRST SUBDIVISION, CITY OF LOVELAND" was approved and ordered published on first reading.

### **6. DEVELOPMENT SERVICES**

#### **Nomination of Milner-Schwarz House for National Register of Historic Places**

##### **Resolution #R-52-2012**

Administrative Action: Resolution #R-52-2012 authorizing the City Manager to sign an application nominating the Milner-Schwarz House to the National Register of Historic Places was approved.

#### **RESOLUTION #R-52-2012**

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION NOMINATING THE MILNER-SCHWARZ HOUSE TO THE NATIONAL REGISTER OF HISTORIC PLACES

WHEREAS, the City of Loveland owns the Milner-Schwarz House located at 700 S. Railroad Avenue, Loveland, CO 80537; and

WHEREAS, in 2009, the Milner-Schwarz House was designated as a historic landmark and included in Loveland Historic Landmark Register, pursuant to Chapter 15.56 of the Loveland Municipal Code; and

WHEREAS, the City has partnered with the Loveland Historic Society to complete stabilization and exterior renovation of the House and the City and Society would like to have the option to allow people to enter and use the interior of the House in the future; and

WHEREAS, the Milner-Schwarz House is located in the Big Thompson flood plain and federal floodplain regulations do not allow it to be entered or occupied. If the property is listed on the National Register of Historic Places, it could be exempted from these regulations and its interior spaces could be opened up to the public, if desired; and

WHEREAS, at its regularly scheduled meeting on July 16, 2012, the Historic Preservation Commission adopted a motion recommending that the City Council authorize preparation and signature of an application nominating the Milner-Schwarz House to the National Register of Historic Places.

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

Section 1. That preparation of an application nominating the Milner-Schwarz House to the National Register of Historic Places (the "Nomination Application") is hereby authorized.

Section 2. That the City Manager is hereby authorized to approve and execute, on behalf of the City as the owner of the Milner-Schwarz House, the Nomination Application.

Section 3. That this Resolution shall be effective as of the date of its adoption.

ADOPTED this 7th day of August, 2012.

Cecil A. Gutierrez, Mayor

Attest: Teresa G. Andrews, City Clerk

## **7. POLICE**

### **Award Contract to Motorola for Communication System for Police Department**

#### **Motion**

Administrative Action: A motion awarding a contract to Motorola Solutions, Inc. in the amount of \$889,517 for the purchase of a Motorola MCC7500 dispatch console system and authorizing the City Manager to execute the contract was approved.

## **8. AIRPORT**

### **FAA Grant Awards**

#### **Resolution**

Administrative Action: Resolution #R-53-2012 authorizing the City Manager to execute the 2012 grant agreements (Project No. 3-08-23-30 and Project No. 3-08-0023-31) with the Federal Aviation Administration for improvements and equipment acquisitions at the Fort Collins-Loveland Municipal Airport was approved.

#### **RESOLUTION # R-53-2012**

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE 2012 GRANT AGREEMENTS (PROJECT NO. 3-08-0023-30 AND PROJECT NO. 3-08-0023-31) WITH THE FEDERAL AVIATION ADMINISTRATION FOR IMPROVEMENTS AND EQUIPMENT ACQUISITIONS AT THE FORT COLLINS-LOVELAND MUNICIPAL AIRPORT

WHEREAS, the Cities of Fort Collins and Loveland jointly own and operate the Fort Collins-Loveland Municipal Airport (the "Airport"); and

WHEREAS, the Cities, by resolution, have adopted the Fort Collins-Loveland Municipal Airport Master Plan; and

WHEREAS, the Federal Aviation Administration ("FAA") provides grant funding to eligible airports to enable those airports to pursue, in a timely manner, capital improvements included within an adopted Airport Master Plan; and

WHEREAS, the Cities have applied for and have been offered two FAA capital funding grants that include a \$295,592.00 grant for the purpose of funding the design services for rehabilitating the aircraft parking apron as identified in the proposed Grant Agreement (Project No. 3-08-0023-30), attached hereto as Exhibit A and incorporated herein by this reference, and a \$234,685.00 grant for the purpose of funding the acquisition of snow removal equipment as identified in the proposed Grant Agreement (Project No. 3-08-0023-31), attached here to as Exhibit B and incorporated by this reference (collectively referred to as the "2012 Grant Agreements"); and

WHEREAS, the projects identified in the 2012 Grant Agreement are identified in the Fort Collins-Loveland Municipal Airport Master Plan as a first priority projects; and

WHEREAS, the matching local funds of ten percent (10%) necessary to accept this grant from the Federal Aviation Administration have been previously appropriated as part of the Airport's 2012 budget.

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

- Section 1. That the 2012 Grant Agreements are hereby approved.
- Section 2. That the City Manager is authorized, following consultation with the City Attorney, to modify the 2012 Grant Agreements 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 2012 Grant Agreements on behalf of the City of Loveland.
- Section 4. That this Resolution shall take effect as of the date and time of its

ADOPTED this 7th day of August, 2012.

Cecil A. Gutierrez, Mayor

Attest: Teresa G. Andrews, City Clerk

Exhibit A is available in the City Clerk's Office.

**CITY CLERK READ TITLES OF ORDINANCES ON THE CONSENT AGENDA.**

**CITY COUNCIL**

**a) Citizens' Reports**

Lee Severance, E. 33<sup>rd</sup> Loveland, suggested using citizen volunteers to assist Council by researching issues prior to Council meetings. He also asked for something to be done about the appearance of the building on 4<sup>th</sup> Street across from Thompson Park.

**b) Business from Council**

- Klassen                      Councilor Klassen talked about the work of the Northern Colorado Water Conservancy District and the tour he took of the Colorado-Big Thompson Project. He thanked the NCWCD, Eric Wilkinson and Steve Adams for their work.
- Trenary                      Councilor Trenary congratulated everyone involved with the Gnary Barley Brewfest at the Larimer County Fair. He attended the Firestone Service Center opening. He enjoyed the Larimer County Fair, especially the hot air balloons. He mentioned the Northern Colorado Technology Transfer Fair recently held in Fort Collins.
- Taylor                      Councilor Taylor mentioned the Sculpture Shows are this weekend and extended thanks to the Parks and Recreation Department for their work in getting the parks ready.
- Fogle                      Councilor Fogle congratulated Engaging Loveland for last weekend's balloon rally. On August 18, at the Barnes & Noble in Loveland, the Rotary Club will be hosting "Children's Reader Day". The Rotary Club will be at the Sculpture Show selling "ducks" for the duck race later in the month that raises money for the schools.
- Gutierrez                      Councilor Gutierrez thanked staff for helping to make the Foote Lagoon concerts so successful. He especially likes the U.S. flag! He also thanked all of the sponsors. He attended a demonstration by the Police & Fire SWAT teams at the firing range. He attended a meeting with the Federal Railroad Administration regarding train noise. The third annual Cajun Boil benefitting the Community Kitchen will be held on September 21, 2012. The Platte River Power Authority Board has selected Jackie Sargent as the new general manager. He also mentioned the auction on Saturday night benefitting the Artist Charitable Fund and thanked Firestone Service Center for getting involved so quickly in supporting the community.



**11. CITY MANAGER**

**Mid-Year Review of City Council Goals for 2012**

City Manager Bill Cahill introduced this item to Council. The City Council held its Annual Advance on January 21, 2012 at Group Publishing in Loveland. This annual event is intended for the Council to set major goals and priorities for the coming year. As follow-up to the Advance, the Council expressed interest in holding a mid-year review to evaluate progress. This is that review. The consensus of Council was to move forward with Staff's recommendation to defer the 287 Business Corridor Plan to next year (2013) and replace it with the oil and gas item in the 2012 goals and priorities. Councilor Fogle asked, at some point in the future, to have an estimate of staff's time spent on the oil and gas item. Discussion occurred about train noise. Staff mentioned the new Region 6 Administrator has agreed to read the City's 2009 Quiet Zones Study. Staff will follow-up with Region 6.

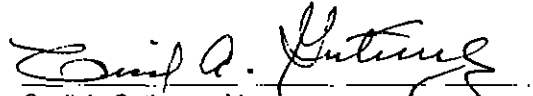
**ADJOURNMENT**

Having no further business to come before Council, the August 7, 2012 Regular Meeting was adjourned at 8:45 p.m.

Respectfully Submitted,

  
Teresa G. Andrews, City Clerk



  
Cecil A. Gutierrez, Mayor