

Commission, each for a full term effective until December 31, 2015.

This is an administrative action.

3. **PUBLIC WORKS** (presenter: Keith Reester)
MUNICIPAL CODE AMENDMENT – SIGNATURE AUTHORITY FOR REAL PROPERTY LEASES
Motion to approve and order published on second reading an ordinance amending the Loveland Municipal Code at Chapter 2.24 concerning the City Manager, and Chapter 12.48 concerning the Airport
This is a legislative action to adopt an ordinance amending Chapter 2.24 and Chapter 12.48. The amendments to Chapter 2.24 will allow the City Manager to enter into leases for real property owned or rented by the city and revocable licenses for real property owned by the City. The amendments to Chapter 12.48 will allow the Airport Manager to enter into leases for real property owned by the city and located at the Fort Collins-Loveland Airport. They will also add approved heliports to the list of places at which aircraft may land without further approval from the Airport, and exempt emergency medical transport aircraft from the requirements of Section 12.48.030. City Council unanimously approved the ordinance on first reading on December 4, 2012.
4. **DEVELOPMENT SERVICES** (presenter: Alison Hade)
“ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE” REPORT
Motion to approve Resolution #R-85-2012 of the City Council of the City of Loveland, Colorado approving an Analysis of Impediments to Fair Housing Choice
This is an administrative action to approve the Analysis of Impediments to Fair Housing Choice report required by the U.S. Department of Housing and Urban Development (HUD) every five years.
5. **DEVELOPMENT SERVICES** (presenter: Alison Hade)
TRANSFER OF FEE WAIVER – HABITAT FOR HUMANITY
Motion to approve Resolution #R-86-2012 amending Resolution #R-8-2012 pertaining to fee waivers for construction of eight residences by Loveland Habitat for Humanity
This is an administrative action. On February 7, 2012, the Loveland City Council adopted a resolution to approve fee waivers for the construction of eight homes by Habitat for Humanity. Habitat for Humanity would like to transfer one of the fee waivers from 1232 Raven Place to 596 East 27th Street.
6. **CITY MANAGER** (presenter: Bill Cahill)
2013 SCHEDULED MEETING DATES
Motion to approve Resolution #R-87-2012 adopting the schedule of the 2013 meeting dates for the Loveland City Council and the City’s Boards and Commissions
This is an administrative action pursuant to City Code Section 2.14.020B. to set the 2013 meeting dates, times and locations for the City Council and for the City’s Boards and Commissions.
7. **CITY MANAGER** (presenter: Rod Wensing)
2013 LEGISLATIVE POLICY
Motion to approve the 2013 City Council Legislative Policy Agenda
This is an administrative item recommending the approval of the City Council Legislative Policy Agenda document for 2013.

8. **HUMAN RESOURCES** (presenter: Bettie Greenberg)
CONTRACT AWARD – WORKERS’ COMPENSATION INSURANCE
Motion to award the workers’ compensation contract to Pinnacol Assurance in an amount not to exceed \$1,078,000 and to authorize the City Manager to execute the contract on behalf of the City
This is an administrative action to allow the City Manager to enter into contract with Pinnacol Assurance for up to \$1,078,000 for 2013 workers’ compensation coverage, which includes contingency for prior years.
9. **WATER & POWER** (presenter: Gretchen Stanford)
IGA WITH PLATTE RIVER POWER AUTHORITY – ENERGY EFFICIENCY PROGRAMS
Motion to approve Resolution #R-88-2012 approving an Intergovernmental Agreement between the City of Loveland, Colorado and Platte River Power Authority for Demand Side Management Program funding
This is an administrative action to adopt a resolution approving an Intergovernmental Agreement with Platte River Power Authority (PRPA) to provide additional City funding for certain demand side management and energy efficiency programs offered by PRPA. The funds to be committed under the proposed intergovernmental agreement have been appropriated for this purpose and are available in 2012 Water and Power Department budget.
10. **PARKS & RECREATION** (presenter: Gary Havener)
CONTRACT AWARD - CONSTRUCTION MANAGEMENT/ GENERAL CONTRACTOR
Motion to award a Construction Management/General Contractor services contract to ECI Site Construction Management for a fixed fee of 2.8% based on the cost of work for a guaranteed maximum price (to be determined) and pre-construction fee of \$13,515 and assign the City Manager authority to sign the contract and guaranteed maximum price addendum
This is an administrative action for authorization to enter into a contract to retain the services of ECI Site Construction Management as the Construction Manager/General Contractor (CM/GC) firm to oversee and complete the development of the Mehaffey Park Project. The final cost of construction will be determined based on the contractor following the City bidding process for sub-contractors with review and City approval prior to commencing work as well as development of best practices for design and construction procedures. Funding for the design was approved in the 2012 Parks and Recreation Department budget and funding for construction is budgeted and approved in the 2013 budget.
11. **FINANCE** (presenter: John Hartman)
SUPPLEMENTAL APPROPRIATION - GRANT REVENUE FOR FIRE PREVENTION
Motion to approve Resolution #R-89-2012 approving a supplemental budget and appropriation to the 2012 Loveland Fire Rescue Authority budget to appropriate additional grant funding from the Federal Emergency Management Agency for Fire Prevention
This is an administrative action. The resolution provides for Council’s approval of supplemental changes to the Loveland Fire Rescue Authority 2012 Budget for grant revenue for fire prevention. The Council approval of the budget is required for the

Authority's budget to be in effect.

12. **LOVELAND FIRE RESCUE AUTHORITY** (presenter: Chief Randy Mirowski)
INTERGOVERNMENTAL AUTOMATIC RESPONSE AGREEMENT
Motion to approve Resolution #R-90-2012 approving an Intergovernmental Automatic Response Agreement between Poudre Fire Authority, Loveland Fire Rescue Authority, Poudre Emergency Communications Center and Loveland Emergency Communications Center
This is an administrative action. The resolution is submitted to obtain City Council approval for an emergency communications automatic response agreement provided by the Poudre and Loveland emergency communications centers within the service delivery boundaries of Poudre Fire Authority and Loveland Fire Rescue Authority.
13. **PUBLIC WORKS** (presenter: Marcy Rathie)
IGA FOR BUS SERVICE BETWEEN FORT COLLINS AND LONGMONT IN 2013
Motion to approve Resolution #R-91-2012 approving an Intergovernmental Agreement (IGA) between the City of Loveland, Colorado and the City of Fort Collins, Colorado for bus service between Fort Collins and Longmont for the calendar year 2013
This is an administrative action to consider a resolution to approve an Intergovernmental Agreement (IGA) with Fort Collins to provide regional bus service between Fort Collins and Longmont along the U.S. Highway 287 corridor. This service is referred to as the Fort Collins-Longmont Express or FLEX route. This is an IGA for the 2013 calendar year.
14. **PUBLIC WORKS** (presenter: Keith Reester)
2013 FUEL CONTRACT
Motion to approve a contract with Gray Oil Company for fuel and fuel delivery services in 2013 in the amount of \$1,700,000 and authorize the City Manager to sign the contract
This is an administrative action to approve a contract with Gray Oil Company for \$1,700,000 (one million seven hundred thousand dollars) for diesel and unleaded fuel purchases for various City locations including the Fleet Management fueling center, golf courses, water treatment plants, and airport. Approval of the contract will authorize the City Manager to sign the contract. The contract period is from January 1, 2013 to December 31, 2013.

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

15. **CITY CLERK** (presenter: Terry Andrews)
APPROVAL OF COUNCIL MINUTES
Motion to approve Council minutes from the December 4, 2012 regular meeting.
This is an administrative action. This item is on the regular agenda as not all Councilors were present at the December 4th meeting.

16. **ECONOMIC DEVELOPMENT** (presenter: Mike Scholl)
SUPPLEMENTAL APPROPRIATION – CHAMBER OF COMMERCE CONTRACT
Motion to approve and order published on second reading an ordinance enacting a supplemental budget and appropriation to the 2013 City of Loveland budget for a contract with the Loveland Chamber of Commerce for small business counseling services
This is an administrative action. The ordinance appropriates funding (\$130,000) for the contract for small business counseling services with the Loveland Chamber of Commerce. City Council approved the contract and the first reading of the supplemental appropriation ordinance on December 4, 2012.

17. **DEVELOPMENT SERVICES** (presenter: Alison Hade)
PUBLIC HEARING
TAX-EXEMPT FINANCING BY THE HOUSING AUTHORITY OF THE CITY OF LOVELAND (SILVER LEAF I)
Motion to approve Resolution #R-92-2012 approving the issuance of a promissory note by the Housing Authority of the City of Loveland to FirstBank of Northern Colorado for the sole purpose of qualifying the interest payable on the note for exclusion from the gross income of the owner or owners of the note for federal income tax purposes under the applicable provisions of the Internal Revenue Code of 1986; and related matters
This is an administrative action approving a tax-exempt financing by the Housing Authority of the City of Loveland.

18. **DEVELOPMENT SERVICES**
OIL AND GAS MORATORIUM EXTENSION (presenter: Greg George)
Motion to approve and order published on second reading an ordinance amending Ordinance No. 5685 to extend the City's moratorium on the acceptance and processing of land use applications, permits and other approvals concerning the conduct of oil and gas operations within the City
This is a legislative action to consider extending the City's moratorium on the acceptance and processing of land use applications, permits and other approvals concerning the conduct of oil and gas operations within the City. City Council approved the first reading ordinance on December 4, 2012 by a vote of seven to one.

19. ECONOMIC DEVELOPMENT

(presenter: Mike Scholl)

PUBLIC HEARING

DOWNTOWN LOVELAND – BRINKMAN / NORTH CATALYST PROJECT

The combined administrative and legislative actions would result in the expansion of the Block 41-Finley's Addition Urban Renewal Plan, based on findings of "blight", to facilitate the construction of a \$9.3 million, 69 unit market rate housing development in Downtown Loveland by the Brinkman Partners of Fort Collins acting through its investment entity 541 N. Lincoln L.L.C. The Brinkman/North Catalyst project is the result of both extensive planning by the City and two years of negotiations with the Brinkman Partners.

- 1. Motion to approve Resolution #R-93-2012 of the Loveland City Council approving a substantial modification of the Block 41-Finley's Addition Urban Renewal Plan**
- 2. Motion to approve and order published on first reading an ordinance of the Loveland City Council authorizing a Disposition and Development Agreement among the City, the Loveland Urban Renewal Authority, and 541 N. Lincoln L.L.C. and conveyance of Lots 1 through 8, Block 12, Original Plat of the City of Loveland, County of Larimer, State of Colorado for the development of the North Catalyst Project at 541 N. Lincoln in Loveland, Colorado**
- 3. Motion to approve and order published on first reading an ordinance adopting a supplemental budget and appropriation to the 2013 City of Loveland budget for a loan to the Loveland Urban Renewal Authority in connection with the North Catalyst Project at 541 N. Lincoln in Loveland, Colorado**

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

PUBLIC HEARING

- 4. Motion to approve Resolution #R-94-2012 of the Loveland Urban Renewal Authority approving a Disposition and Development Agreement among the City of Loveland, the Loveland Urban Renewal Authority, and 541 N. Lincoln L.L.C. for conveyance of Lots 1 through 8, Block 12, Original Plat of the City of Loveland, County of Larimer, State of Colorado and authorizing the borrowing from and payment of funds to the City in connection with the development of the North Catalyst Project at 541 N. Lincoln in Loveland, Colorado**
- 5. Motion to approve and order published on first reading an ordinance enacting a supplemental budget and appropriation to the 2013 Loveland Urban Renewal Authority budget to fund payments to the Developer of the North Catalyst Project at 541 N. Lincoln, Loveland, Colorado for public improvements**

ADJOURN AS THE BOARD OF COMMISSIONERS FOR THE LOVELAND URBAN RENEWAL AUTHORITY AND RECONVENE AS CITY COUNCIL

20. ECONOMIC DEVELOPMENT

(presenter: Mike Scholl)

HOUSE OF NEIGHBORLY SERVICE

Move to approve Resolution #R-95-2012 approving an Agreement for Purchase

and Sale of the House of Neighborly Service property located at 565 N. Cleveland Avenue, Loveland, Colorado and an agreement for City of Loveland grant funds

This is an administrative action. The resolution would authorize the purchase of the House of Neighborly Services (HNS) building at 565 N. Cleveland Avenue for \$275,000. In addition, the resolution would authorize a grant of \$275,000 to HNS. HNS will use the proceeds from the sale and the grant to partially fund the acquisition of 1511 E. 11th Street. HNS has outgrown their current space at 565 N. Cleveland where they have been serving Loveland residents since 1989. They have been actively looking for a new, larger building for over a year and recently entered into a purchase agreement for 1151 E. 11th Street. The new building is 36,986 square feet compared to their existing facility being offered for purchase by the City, which is 12,530 square feet. The total cost of the acquisition, including both the purchase price and the grant, would be \$550,000 (to be adjusted to reflect proration and customary closing costs). Funds appropriated in the 2012 budget for Downtown Projects will be utilized.

21. PUBLIC WORKS (presenter: David Klockeman)

2035 TRANSPORTATION PLAN

Motion to approve Resolution #R-96-2012 adopting the 2035 Transportation Plan of the City of Loveland and amending the 2005 Comprehensive Master Plan by addition of the 2035 Transportation Plan, which is a functional (component) element of the 2005 Comprehensive Master Plan

This is a legislative action to adopt the 2035 Transportation Plan and amend the 2005 Comprehensive Master Plan. The 2035 Transportation Plan was discussed at the September 25, 2012 Study Session. The 2035 Transportation Plan includes the Capital Projects and associated costs through 2035. This includes anticipated collections and expenditures of Capital Expansion Fees, Other Funding (CDOT, FHWA and other outside sources) and the General Fund.

22. PUBLIC WORKS (presenter: David Klockeman)

CAPITAL EXPANSION FEES FOR STREETS

Motion to approve Resolution #R-97-2012 adopting a new schedule of Capital Expansion Fees for Streets pursuant to Section 16.38.020.E of the Loveland Municipal Code effective January 1, 2013

This is an administrative action to consider a resolution adopting a new schedule of Capital Expansion Fees (CEF) for Streets. The basis for these CEFs is the 2035 Transportation Plan. Proceeds from the CEFs provide funding for capital improvements. For purposes of preparing the 2013 Budget, the Budget Office staff has assumed that the CEFs will be continued into the future. The update process indicates that CEFs should be increased to meet the policy of growth paying for its share of capital costs.

23. CITY CLERK (presenter- Terry Andrews)

Motion setting a special meeting for January 8, 2013 of City Council, for the purpose of holding an Executive Session to conduct the Municipal Judge's annual evaluation.

This is an administrative action considering a motion regarding setting special meeting to conduct the annual evaluation for the Municipal Judge.

ADJOURN