

- effective until December 31, 2017.
- **Appoint Ross Livingston to the Open Lands Advisory Commission for a term effective until December 31, 2016 and to appoint Jim Roode as an Alternate member for a term effective until December 31, 2013.**
- **Appoint Deb Huffsmith to the Parks and Recreation Advisory Commission for a partial term effective until December 31, 2014 and to reappoint Gene Alvine, Deborah Manderscheid, and Leighton Millar each for a full term effective until December 31, 2015.**
- **Reappoint Beverly Cardarelli and Dennis Soucek and to appoint Tony Adams to the Police Citizen Advisory Board, each for a term effective until December 31, 2015 and to appoint Mark Kirkpatrick as an Alternate member for a one-year term effective until December 31, 2013.**
- **Appoint Kim Ferro to represent the Aspen Club / Senior Services (University Colorado Health) and to appoint Doug East to represent the Chilson Senior Advisory Board on the Senior Advisory Board for terms effective until January 15, 2015.**
- **Reappoint Sherri Heckel-Kuhlman, Greg Hoff, and Margaret Rosborough and appoint Judy O'Gorman to the Visual Arts Commission, each for a three term effective until December 31, 2015.**

This is an administrative action.

**2. CITY CLERK (presenter: Terry Andrews)
ESTABLISH THE LOCATION FOR MEETING NOTICES IN 2013**

Motion to approve Resolution #R-1-2013, establishing the location for the posting of City of Loveland notices for 2013

This is an administrative action. Approval of the Resolution will designate the bulletin board immediately adjacent to the Loveland City Council Chambers located at 500 East 3rd Street, City of Loveland, Colorado, as the location for the posting for all of the City of Loveland's written notices in the year 2013. The Resolution also designates the City's Fire Administration Building as an Emergency Posting location if the primary designated location becomes inaccessible or is no longer in existence due to natural disaster or other similar cause.

**3. ECONOMIC DEVELOPMENT (presenter: Mike Scholl)
DOWNTOWN LOVELAND – BRINKMAN / NORTH CATALYST PROJECT**

This is an administrative action. The combined actions would provide the final approval of the Development and Disposition Agreement for the sale of the property located at 541 N. Lincoln Street and the appropriations necessary 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. On December 18, 2012 City Council unanimously approved the first reading of the ordinances.

- 1. Motion to approve and order published on second 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**

2. Motion to approve and order published on second 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)

3. Motion to approve and order published on second 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

4. **DEVELOPMENT SERVICES** (presenter: Karl Barton)
PUBLIC HEARING
2013 THREE MILE PLAN
Motion to approve Resolution #R-2-2013, adopting a Three Mile Plan for the City of Loveland, Colorado
This is a public hearing to consider a legislative action to formally adopt the City of Loveland Three Mile Plan for 2013. The Three Mile Plan consists of the Loveland Comprehensive Plan and other adopted plans covering infrastructure and utility services within the area extending three miles beyond current City limits. The elements included in the Three Mile Plan are listed in the resolution.
5. **CITY ATTORNEY** (presenter: John Duval)
THIRD AMENDMENT REGARDING ENVIRONMENTAL FEES (HIGH PLAINS ENVIRONMENTAL CENTER)
Motion to approve Resolution #R-3-2013 approving the Third Amendment to Agreement regarding Environmental Fees
This is an administrative action to consider a Resolution approving the Third Amendment to the Agreement regarding Environmental Fees in Centerra. The Third Amendment extends the term of the Agreement so that it will expire on January 1, 2041 instead of January 1, 2031, and clarifies the process for allocating, reporting, and accounting for monies for "Open Space Purposes" and for "HPEC Purposes" under the Agreement.
6. **FINANCE** (presenter: John Hartman)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION – 2013 AIRPORT BUDGET
Motion to approve and ordered published on first reading an ordinance enacting a supplemental budget and appropriation to the 2013 City of Loveland budget to increase the City's contribution to the Ft. Collins-Loveland Municipal Airport due to the loss of commercial service
This is an administrative action. The ordinance appropriates funding (\$92,500) to increase the City's contribution to the Airport to partially offset revenue reductions due to the loss of commercial service.

7. **FINANCE** (presenter: John Hartman)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION - LOVELAND FIRE RESCUE AUTHORITY 2013 BUDGET

1. **Motion to approve and ordered published on first reading an ordinance enacting a supplemental budget and appropriation to the 2013 City of Loveland budget for the City share of the costs for an additional position in the Loveland Fire Rescue Authority**
2. **Motion to approve Resolution #R-4-2013 approving a supplemental budget and appropriation to the Loveland Fire Rescue Authority 2013 budget**

This is an administrative action. The ordinance appropriates funds (\$58,220) from unassigned fund balance in the General Fund for the costs of an additional position in the Loveland Fire and Rescue Authority. The resolution provides for Council approval supplemental changes to the Loveland Fire Rescue Authority 2013 Budget for an additional plans reviewer position. The Council approval of the budget is required for the Authority's budget to be in effect.

8. **PUBLIC WORKS** (presenter: Ken Cooper)
CONTRACT AWARD - DESIGN AND ENGINEERING OF THE SERVICE CENTER EXPANSION/REMODEL

Motion to approve the contract for RNL Design to design and engineer the expansion and remodel of the Service Center for the total amount of \$975,000 and to authorize the City Manager to execute the contract on behalf of the City

This is an administrative matter approving a contract with RNL Design to design and engineer the expansion and remodel of the Service Center, located at 200 N. Wilson Ave., Loveland.

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

9. **CITY CLERK** (presenter: Terry Andrews)
APPROVAL OF COUNCIL MINUTES
Motion to approve Council minutes from the December 11, 2012 study session and the December 18, 2012 regular meeting
This is an administrative action. This item is on the regular agenda as not all Councilors were present at the meetings
10. **ECONOMIC DEVELOPMENT** (presenter: Cindy Mackin)
SUPPLEMENTAL APPROPRIATION – PRO CYCLE CHALLENGE
Motion to approve and order published on first reading an ordinance on first reading enacting a supplemental budget and appropriation to the 2013 City of Loveland budget for costs associated with hosting the US Pro Cycling Challenge event
This is an administrative action. The ordinance appropriates funds of \$100,000 associated with hosting the US Pro Cycling Challenge event. The funding is from reserves in the Lodging Tax Fund and reduces the flexibility for funding other future events or programs.
11. **AIRPORT** (presenter: Jason Licon)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION – 2013 AIRPORT BUDGET REALIGNMENT
Motion to approve and ordered published on first reading an ordinance enacting a supplemental budget and appropriation to the 2013 Ft. Collins-Loveland Municipal Airport budget to realign the budget due to the loss of commercial service
This is an administrative action. The ordinance reduces the revenue and expense budget for the Airport due to the loss of commercial service. The loss of revenues associated with commercial service requires a reduction in the operating for the Airport.
12. **CITY MANAGER**
COUNCIL PROCEDURAL CHANGE (presenters: John Duval / Bill Cahill)
Motion to approve Resolution #R-5-2013 establishing the Rules of Procedure for City Council Meetings
This is an administrative action as authorized in City Charter Section 4-1(a) to adopt by resolution rules of procedure for City Council meetings.
13. **FINANCE**
NOVEMBER 2012 FINANCE REPORT (presenter: Brent Worthington)
This is an information only item. The Snapshot Report includes the City's preliminary revenue and expenditures including detailed reports on tax revenue and health claims year to date, ending November 30, 2012.
14. **CITY MANAGER** (presenter: Alan Krcmarik)
INVESTMENT REPORT FOR NOVEMBER 2012
This is an information only item. The budget estimate for investment earnings for 2012 was \$2,729,560. Through November 2012, the amount posted to the investment account is \$2,334,153 including realized gains. Actual year-to-date earnings are lower than the year-to-date projection by \$159,945. Based on the monthly statement, the estimated

annualized yield on the securities held by USBank was up from last month 1.24%, well under the annual target rate of 1.70% for 2012. Reinvestment rates are near record low levels, much lower than the budget projection.

15. **CITY MANAGER**
Proposed Executive Session concerning Klen v. City of Loveland lawsuit

ADJOURN