

for a partial term effective until June 30, 2014.

- Motion to appoint Will Gresham, Barbara Irelan, and Diann Rice to the Affordable Housing Commission, each for a term effective until June 30, 2016.

3. **WATER & POWER** (presenter: Steve Adams)
WHEELING AGREEMENT AMONG CITY, PSCo, & PLATTE RIVER POWER AUTHORITY

A motion to adopt on second reading a Resolution #R-58-2013 Approving a Wheeling Agreement Among the City of Loveland, Public Service Company of Colorado, and Platte River Power Authority

This is an administrative action to approve on second reading a Wheeling Agreement between the City, Public Service Company of Colorado (PSCo), and Platte River Power Authority (Platte River). The Wheeling Agreement will replace the existing agreement between the parties dated June 20, 2005. Both PSCo and Platte River have approved and signed the Wheeling Agreement. The Power Enterprise will benefit from this approval of the Wheeling Agreement by updating the rates and fees charged to PSCo for the use of our equipment and services. Pursuant to City Code, all utility rates, charges, and fees must be approved by City Council upon two readings of the resolution. City Council unanimously adopted the resolution on first reading at the August 6, 2013 regular meeting.

4. **CITY ATTORNEY** (presenter: John Duval)
ACTIONS RELATING TO AMENDMENT 64 MARIJUANA ESTABLISHMENTS

A motion to approve and order published on second reading an Ordinance to Add a New Chapter 7.65 to the Loveland Municipal Code to Prohibit Marijuana Establishments from Being Licensed, Located and Operated Within the City of Loveland

This is a legislative action to adopt on second reading an ordinance adding a new Chapter 7.65 to the Loveland Municipal Code to prohibit marijuana establishments from being licensed, located, and operated within the City. City Council unanimously adopted the ordinance on first reading at the August 6, 2013 regular meeting.

5. **PUBLIC WORKS** (presenter: Ken Cooper)
SUPPLEMENTAL APPROPRIATION FOR THE SERVICE CENTER PHASE III EXPANSION PROJECT AND AWARD CONTRACT TO GOLDEN TRIANGLE

1. A motion to approve and order published on second reading an Ordinance To Enact a Supplemental Budget and Appropriation to the 2013 City of Loveland Budget for the Service Center Phase III Expansion Project in the Amount Of \$3,894,520

This is an administrative matter to appropriate funding of \$3,894,520 to complete the funding of the Service Center Phase III Expansion Project at the amount of bid price. The funding for the project is from reserves of \$3,499,520 from the General Government CEF Fund and \$395,000 from the Solid Waste Enterprise Fund which reduces the flexibility to complete other projects. City Council unanimously adopted the ordinance on first reading at the August 6, 2013 regular meeting.

2. A motion to Award a Contract to Golden Triangle Construction to Expand and Remodel the Loveland Service Center in the Amount of \$12,723,060 and to Authorize the City Manager to Execute the Contract on Behalf of the City

This is an administrative matter to authorize and execute a contract with Golden Triangle Construction to expand and remodel the Loveland Service Center, located at 200 North

Wilson Avenue, Loveland.

6. **PUBLIC WORKS** (presenter: Jason Licon)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION FOR THE AIRPORT FOR RUNWAY IMPROVEMENTS

A motion to approve and order published on first reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2013 Fort Collins – Loveland Municipal Airport Budget for Runway Improvements

This is an administrative action. The ordinance appropriates \$738,320 of an available 95% federal grant and 5% local match to complete the Airport Improvement Project. The ordinance appropriates grant funds. No local funds are required.

7. **CITY CLERK** (presenter: Terry Andrews)
IGA BETWEEN THE CITY AND LARIMER COUNTY CLERK & RECORDER FOR THE COORDINATED ELECTION

A motion to adopt a Resolution #R-62-2013 Approving and Authorizing the Execution of an Intergovernmental Agreement Between the City of Loveland and the Larimer County Clerk and Recorder Concerning the Coordinated Mail Ballot Election to be Held on November 5, 2013

This is an administrative action. This resolution will authorize the execution of an intergovernmental agreement between the City of Loveland and the Larimer County Clerk and Recorder concerning the coordinated election to be held on November 5, 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.*
TedX Informational Presentation (presenters: Paul Mueller & Ben Price)
- 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. **ECONOMIC DEVELOPMENT** (presenter: Betsey Hale)
ECONOMIC DEVELOPMENT DEPARTMENT YEAR TWO IN REVIEW

This is an information only item. The City established the Economic Development

Department in August of 2011. This presentation will summarize the accomplishments of the department in year two.

9. **CITY ATTORNEY** (presenter: John Duval)
PUBLIC HEARING
CITIZEN INITIATIVE PETITION FOR A TWO-YEAR MORATORIUM ON HYDRAULIC FRACTURING
1. **A motion to approve and order published on first reading an Ordinance of the Loveland City Council Placing a Two-Year Moratorium on the Use of Hydraulic Fracturing Within the City to Extract Oil, Gas or Other Hydrocarbons and on the Storage and Disposal of Its Waste Products in Order to Fully Study the Impacts of Hydraulic Fracturing on Property Values and Human Health**
This is a legislative action. The City Clerk's Office received an initiative petition on July 8, 2013. On July 23, 2013 the City Clerk issued a statement of sufficiency. C.R.S 31-11-104 provides that City Council may adopt the initiated ordinance as submitted or refer the matter to the voters. This ordinance would adopt the language that was contained within the Citizen Initiative Petition on first reading and remove the requirement to refer the matter to the voters.
2. **A motion to approve a Resolution #R-63-2013 of the Loveland City Council Submitting a Citizen Initiated Ordinance to a Vote of the City's Registered Electors at the City's Regular Election on November 5, 2013**
This is an administrative action. This resolution fixes a ballot title for the ordinance proposed in the Citizen Initiative as well as referring the ordinance to the voters at the November 5, 2013 Regular election, which will be conducted as a mail ballot election in coordination with Larimer County Clerk and Recorder.
10. **FINANCE** (presenter: John Hartman)
JUNE 2013 FINANCIAL REPORT
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 June 30, 2013.
11. **FINANCE** (presenter: Alan Krcmarik)
INVESTMENT REPORT FOR JUNE 2013
This is an informational only item. The budget estimate for investment earnings for 2013 is \$2,760,420. Through June, the amount posted to the investment account is \$634,352 including realized gains. Actual year-to-date earnings are much lower than the budget projection. In May, several very high interest rate corporate bonds matured, so future yields will be lower. The estimated annualized yield on market value for securities held by US Bank increased to 1.06% at the end of June, higher than the 0.88% yield reported at the end of May. The yield is still well under the annual target rate of 1.20% for 2013. Reinvestment rates have risen recently after being at near record low levels. Current reinvestment rates are now higher than the budget projection target.
12. **CITY MANAGER & CITY ATTORNEY**
Proposed Executive Session to discuss legal and other issues related to HUD's findings concerning Mirasol

ADJOURN