

2. A Motion to Approve the City Council Meeting Minutes for the December 17, 2013 City Council Regular Meeting was approved.

This is an administrative action to approve the City Council Meeting Minutes for the December 17, 2013 City Council Regular Meeting.

2. CITY MANAGER (presenter: Bill Cahill)

BOARDS & COMMISSIONS APPOINTMENTS

1. A Motion to Appoint Hope Chrisman to the Golf Advisory Board for a partial term effective until December 31, 2014 was approved.

2. A Motion to Appoint Joe Lopo and Jim Whitenight to the Golf Advisory Board, each for a full term effective until December 31, 2016 was approved.

3. A Motion to Reappoint Jerry Weitzel to the Golf Advisory Board for a full term effective until December 31, 2016 was approved.

4. A Motion to Appoint Charles Dyer as an Alternate member of the Golf Advisory Board for a term effective until December 31, 2014 was approved.

5. This motion was removed from the Consent Agenda and placed on the Regular Agenda.

6. This motion was removed from the Consent Agenda and placed on the Regular Agenda.

7. This motion was removed from the Consent Agenda and placed on the Regular Agenda.

8. This motion was removed from the Consent Agenda and placed on the Regular Agenda.

These are administrative actions recommending the appointments and reappointments of members to the Golf Advisory Board and Planning Commission.

3. CITY CLERK (presenter: Terry Andrews)

2014 LOCATION POSTINGS FOR CITY OF LOVELAND MEETINGS

A Motion Approving Resolution #R-1-2014, Establishing the Location for the Posting of the City of Loveland Notices for 2014 was approved.

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 for 2014. This 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.

4. PUBLIC WORKS (presenter: Keith Reester)

CONTRACT PURCHASE FROM ELLIOT EQUIPMENT FOR SIX NEWWAY AUTO SIDE-LOADING REFUSE PACKER BODIES

A Motion to Award a Contract to Elliott Equipment, LLC in the Amount of \$726,329.00 for the Acquisition of Six Automated Side Loader Packer Bodies for Purchase and Delivery in 2014 and to Authorize the City Manager to Execute the Contract on Behalf of the City was approved.

This is an administrative action to approve the purchase with Elliot Equipment, for \$726,329.00 for six (6) NewWay, automated side-loading refuse packer bodies. This award was made after a competitive RFP for automated side-loading solid waste packer bodies to fit on six (6) 2014 Autocar ACX 64, class 8 chassis, equipped with Parker RunWise hydraulic hybrid propulsion system. The purchase of the six (6) chassis was approved by Council on 10/22/2013. Budget dollars are available in three Solid Waste

capital equipment accounts.

5. **WATER & POWER** (presenter: Bob Miller)
IGA WITH PLATTE RIVER POWER AUTHORITY FOR SCADA SERVICES
A Motion to Adopt Resolution #R-2-2014 Approving an Intergovernmental Agreement between the City of Loveland, Colorado and Platte River Power Authority for SCADA Services was approved.
This is an administrative action. The proposed Intergovernmental Agreement (IGA) with Platte River Power Authority (PRPA) provides Supervisory Control and Data Acquisition (SCADA) services. SCADA support and operation is required as part of the electric distribution system. If Loveland does not pay PRPA for SCADA services we will be required to provide those services in-house which may necessitate requesting additional staff resources. The funds to be committed are \$147,122 and will be billed monthly at the rate of \$12,260.17. The funds have been appropriated and are available in the 2014 Water and Power Budget.
6. **FIRE & RESCUE** (presenter: Randy Mirowski)
SUPPLEMENTAL APPROPRIATION FOR THE FIRE STATION NO. 2 CONSTRUCTION PROJECT
A public hearing was held and a motion to Approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for the Re-appropriation of Unexpended 2013 Funds for the Fire Station 2 Construction Project and the Appropriation of Additional Funds Needed to Complete the Project was approved.
This is an administrative action. The ordinance reappropriates the remaining balance of the 2013 appropriation for the project and adds funding for addition of the fourth bay to the project. Most of the additional funding for the project is from reserves, which reduces the flexibility to fund other projects.
7. **CITY MANAGER** (presenter: Rod Wensing)
CITY OF LOVELAND 2014 LEGISLATIVE POLICY AGENDA
A Motion to Adopt the 2014 City Council Legislative Policy was approved.
This is an administrative action. The Council Legislative Review Committee and City staff is recommending approval of the attached 2014 Loveland City Council Legislative Policy Agenda.
8. **PUBLIC WORKS** (presenter: Jason Licon)
SUPPLEMENTAL APPROPRIATION AIRPORT INTERNSHIP
This item was removed from the Consent Agenda and placed on the Regular Agenda.
9. **FINANCE** (presenter: Brent Worthington)
NOVEMBER 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 November 30, 2013.
10. **CITY MANAGER** (presenter: Alan Krcmarik)
INVESTMENT REPORT FOR NOVEMBER 2013
This is an information only item. The budget estimate for investment earnings for 2013 is \$2,760,420. Through November, the net amount posted to the investment accounts is

\$1,226,835, including realized gains. Actual year-to-date earnings are much lower than the budget projection. Earlier this year, several very high interest rate corporate bonds matured, so current and future yields have been and will be lower. For the end of November the estimated annualized yield on market value for securities held by US Bank was 1.08%, down from 1.09% at the end of October. The yield is below 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.

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.*

Shaffer: Attended the North I-25 Elected Meeting; Announced the next North I-25 Elected Meeting scheduled for Saturday, February 1, 2014.

Farley: Encouraged all to read an article from Cultural Traveler regarding World Class Art & Culture in Loveland, Colorado.

Gutierrez: Announced Director of the Platte River Power Authority (PRPA), Jackie Sargent had presented the adopted Strategic Plan of the PRPA, which is available on the PRPA website; Ms. Sargent announced the PRPA Wind Farm located in Wyoming sold at the end of 2013. The sale of which would have been made more difficult after the first of the year due to new legislation.

c. **City Manager Report:**

None

d. **City Attorney Report:**

None

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

2. **CITY MANAGER**

(presenter: Bill Cahill)

Items 2.5 – 2.8 are administrative actions recommending the appointments and reappointments of members to the Planning Commission.

Council discussed the process of making appointments, interviewing, and rules in compliance with the City Council Handbook. Discussion ensued. Bob Massaro addressed Council. **Councilor Clark moved to Appoint Michelle Forrest to the**

Planning Commission for a full term effective until December 31, 2016 and Jeremy Jersvig to a partial term effective until December 31, 2014. Councilor Fogle seconded. Discussion ensued. Councilor McKean called the question. Mayor Gutierrez seconded the motion to end the debate. The motion carried with seven councilors voting in favor and Councilors Shaffer and Trenary voting against. The original motion was considered and failed with four councilors voting in favor and Councilors Shaffer, Trenary, Farley, Taylor and Gutierrez voting against.

5. Councilor Shaffer moved to Appoint Michelle Forrest to the Planning Commission for a partial term effective until December 31, 2014. Councilor Trenary seconded the motion which carried with all councilors present voting in favor thereof.

6. Councilor Shaffer moved to Appoint Bob Massaro to the Planning Commission for a full term effective until December 31, 2016. Councilor Farley seconded the motion which failed with four councilors voting in favor and Councilors McKean, Fogle, Clark, Taylor and Krenning voting against.

7. Councilor Shaffer moved to Reappoint Rich Middleton and Mike Ray to the Planning Commission for a full term effective until December 31, 2016. Councilor Farley seconded the motion which carried with all councilors voting in favor thereof.

8. Councilor Shaffer moved to Appoint Jeremy Jersvig as an Alternate to the Planning Commission for a term effective until December 31, 2014.

8. **PUBLIC WORKS** (presenter: Jason Licon)
SUPPLEMENTAL APPROPRIATION AIRPORT INTERNSHIP

Airport Director, Jason Licon presented this item to Council. Public Works Director, Keith Reester also spoke concerning this item. This is an administrative action. The State has provided funding for an additional internship at the Airport with a fifty percent matching requirement. The airport's approved 2014 Budget includes provisions for a single intern. The additional internship will require matching funds totaling \$16,640. The match is from unassigned fund balance within the Airport Fund reducing flexibility to fund other projects. However, new funds are received for half the cost of the internship. Discussion ensued. **Councilor Shaffer moved to approve and order published on first reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2014 Fort Collins/Loveland Municipal Airport Budget for State Grant Funding of an Internship.** Councilor Farley seconded the motion which carried with all councilors present voting in favor thereof.

11. **CITY CLERK** (presenter: Terry Andrews)
APPROVAL OF MINUTES

This is an administrative action to approve the Study Session Meeting Minutes for the December 10, 2013 Study Session. Councilor Fogle was absent. **Councilor Shaffer moved to approve the City Council Study Session Meeting Minutes for the December 10, 2013 Study Session.** Councilor Farley seconded the motion which carried with all councilors present voting in favor thereof. Councilor Fogle abstained.

12. **HUMAN RESOURCES** (presenter: Julia Holland)
MUNICIPAL JUDGE COMPENSATION

This is an administrative action regarding compensation of the Municipal Judge. At the direction of City Council, the 2014 annual base salary for the Municipal Judge shall receive a two percent (2.0%) merit increase beginning on the initial pay period in 2014.

Councilor Shaffer moved to approve Resolution #R-3-2014 of the Loveland City Council Regarding the Compensation of the Municipal Judge. Councilor McKean seconded the motion which carried with eight councilors voting in favor and Councilor Krenning voting against.

13. ECONOMIC DEVELOPMENT (presenter: Betsey Hale)
SUPPLEMENTAL APPROPRIATION FOR SPONSORSHIP OF TWO EVENTS

Economic Development Director, Betsey Hale introduced this item to Council. This is an administrative action. The ordinance appropriates funds for the City to sponsor two events using reserves from the Lodging Tax Fund in the amount of \$50,000. The ordinance is funded with unassigned fund balance reducing the flexibility to fund other projects. The fund balance in Lodging Tax Reserves is \$718,000. Tom Dwyer and Cindy Mackin were present. Discussion ensued. **Mayor Gutierrez opened the public hearing at 8:29 p.m. and hearing no public comment, closed the public hearing at 8:30 p.m. Councilor Shaffer moved to approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for the Sponsorship of Two Community Events, the Snow Sculpture Contest and Oktoberfest. Councilor Farley seconded the motion which carried with eight councilors voting in favor and Councilor Fogle voting against.**

14. ECONOMIC DEVELOPMENT (presenter: Mike Scholl)
INTERGOVERNMENTAL AGREEMENT- LARIMER COUNTY BUILDING LOCATION

Economic Development Manager, Mike Scholl introduced this item to Council. This is an administrative action. The resolution would authorize the City Manager to sign an Intergovernmental Agreement with Larimer County for the purpose of working cooperatively to locate a newly constructed 45,000 square foot County Building in Downtown Loveland. The City desires to work with the County to facilitate the development of an area between Lincoln and Cleveland, south of the Rialto (Back Stage Alley). While there is negligible impact from the IGA itself, the negotiations that occur as a result of the IGA may result in a development proposal with some cost to the City. Any development proposal would require further consideration and formal approval by City Council. **Councilor Shaffer moved to adopt Resolution #R-4-2014 Approving an Intergovernmental Agreement regarding the Location of the Larimer County Office Building in Downtown Loveland. Councilor McKean seconded the motion which carried with all councilors voting in favor thereof.**

15. PARKS & RECREATION (presenter: Gary Havener)
INTERGOVERNMENTAL AGREEMENT - PUBLIC PARK IMPROVEMENTS


Parks and Recreation Director, Gary Havener introduced this item to Council. This is an administrative action. The proposed Intergovernmental Agreement is a collaborative effort to fund and provide a public park area within the Lakes at Centerra Development to be located on two adjacent sites. One will be next to The Lakes at Centerra Clubhouse and Environmental Center with the second next to a future R2J School District school site. The Lakes Metro District and the School District will upfront the costs to construct these park sites with reimbursement coming from the City's collection of Park CEFs from residential units constructed in the Lakes at Centerra Development in a total amount not to exceed \$1 million. No supplemental funding is required to fund the City's obligation under the Intergovernmental Agreement, as it will be funded up to \$1 million from the future collection of Park CEFs from residential development within the Lakes at Centerra Development. City attorney, John Duval indicated there were some minor corrections made to Exhibit A with one major exception: page 2 of the attachment


line 35 "...shall complete the construction of the School District Improvements on or before July 1, 2016." instead of December 1, 2015. **Councilor Shaffer moved to adopt Resolution #R-5-2014 to Approve an Intergovernmental Agreement between The Lakes at Centerra Metropolitan District No. 1, the Thompson R2J School District and the City of Loveland Concerning Public Park Improvements, with the amendments to the attachment identified by City Attorney John Duval. Councilor McKean seconded the motion which carried with all councilors present voting in favor thereof.**

ADJOURNMENT

Having no further business to come before Council, the January 7, 2014 Regular Meeting was adjourned at 9:33 p.m.

Respectfully Submitted,


Jeannie Weaver, Deputy City Clerk


Cecil A. Gutierrez, Mayor



