



3. **ECONOMIC DEVELOPMENT** (presenter: Mike Scholl)  
**SUPPLEMENTAL APPROPRIATION FOR THE HOUSE OF NEIGHBORLY SERVICE AND LOVELAND COMMUNITY HEALTH CENTER (SUNRISE)**

**A Motion to Approve and Order Published on Second Reading Ordinance #5853 Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget to Reappropriate Funding Approved in 2013 for Incentives under the House of Neighborly Service Incentive and Fee Waiver Agreement and the Loveland Community Health Center Incentive and Fee Waiver Agreement was approved.**

This is an administrative action. The ordinance on second reading reappropriates funding approved but not completed in 2013, in the amount of \$593,500 for two one-time projects. The two projects are incentive agreements with the House of Neighborly Services (\$500,000) and Loveland Community Health Center (Sunrise) (\$93,500). The funding for the appropriation is from fund balance in the Council Reserve due to the projects not being completed in 2013. The appropriation of this fund balance reduces the flexibility to fund other projects. No specific projects are known to be affected. This ordinance was approved unanimously on first reading by Council at the March 4, 2014 regular meeting.

4. **FINANCE** (presenter: John Hartman)  
**SUPPLEMENTAL APPROPRIATION FOR POLICE OVERTIME EXPENSES**

**A Motion to Approve and Order Published on Second Reading Ordinance #5854 Enacting a Supplemental Budget and Appropriation to the 2013 City of Loveland Budget for 2013 Police Overtime Expenses for Special Investigations was approved.**

This is an administrative action. The ordinance on second reading appropriates \$36,620 in police seizure revenues received in 2013 that were not appropriated at the time of adoption of the 2013 Budget and ratifies the expenditure of such funds for police overtime costs incurred and paid in 2013. The appropriation is necessary so that 2013 expenses do not exceed the appropriated amount in the Police Seizure and Forfeiture Fund. The revenue in the ordinance has been received to cover the expenses. This ordinance was approved unanimously on first reading by Council at the March 4, 2014 regular meeting.

5. **PARKS & RECREATION** (presenter: Gary Havener)  
**SUPPLEMENTAL APPROPRIATION FOR MEHAFFEY PARK PHASE 2**

**A Motion to Approve and Order Published on Second Reading Ordinance #5855 Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for the Full Build Out and Construction of Mehaffey Park was approved.**

This is an administrative action to approve an appropriation ordinance on second reading for Phase 2 construction of Mehaffey Park per master plan design. A total appropriation of \$3.1 million from the following funds: \$1.6 million from Parks CEF fund, \$ 1.0 million from the Conservation Trust Fund (Lottery) and \$500,000 from the Recreation CEF Fund. These are dedicated funding sources for parks and recreation purposes and have current balances exceeding requested appropriations. The Mehaffey Park Project Phase 1 has a current budget of \$7,669,500. An additional \$3.1 million appropriation will take the total construction cost to \$10,769,500, including the City held contingency of \$384,500. Funding is currently available in the fund balances to provide funding for this request. This ordinance was approved unanimously on first reading by Council at the March 4, 2014 regular meeting.

6. **WATER & POWER** (presenter: Larry Howard)  
**CODE AMENDMENT REGARDING BARNES DITCH & CHUBBUCK DITCH WATER RIGHTS**

**A Motion to Approve and Order Published on Second Reading Ordinance #5856 Amending the Loveland Municipal Code at Section 19.04.080 Concerning the City's Acceptance of Barnes Ditch and Chubbuck Ditch Water Rights was approved.**

This is a legislative action to amend the Loveland Municipal Code at Section 19.04.080 to remove references to the Barnes and Chubbuck ditches in conformance with the terms of a settlement agreement between the City of Loveland and the Greeley Loveland Irrigation Company. There is no budget impact to the City. This ordinance was approved unanimously on first reading by Council at the March 4, 2014 regular meeting.

7. **WATER & POWER** (presenter: Larry Howard)  
**7TH AMENDMENT FOR THE WINDY GAP FIRING PROJECT**

**A Motion to Adopt Resolution #R-21-2014 Approving and Authorizing the Execution of a Seventh Amendment to the Fourth Interim Agreement with the Municipal Subdistrict, Northern Colorado Water Conservancy District Windy Gap Firing Project Water Activity Enterprise, for Participation in the Windy Gap Firing Project was approved.**

This is an administrative item to adopt a resolution approving the Seventh Amendment to the Fourth Interim Agreement for participation in the Windy Gap Firing Project (Project). This Amendment is needed to raise funds to complete the required environmental permitting and mitigation processes. The additional funds are necessary because of delays in negotiations and associated costs to complete the Reclamation process. Loveland's proportional share in the additional funds is \$162,451. Approval of Seventh Amendment to Fourth Interim Agreement will obligate the City to make a payment of \$162,451 to the Municipal Subdistrict/Northern Colorado Water Conservancy District.

8. **PUBLIC WORKS** (presenter: Dave Klockeman)  
**AIRPORT GRANT AGREEMENTS**

1. **A Motion to Adopt Resolution #R-22-2014 Authorizing the City Manager to Execute the 2014 Grant Agreement (AIP Project No. 3-08-0023-33-2014) with the Federal Aviation Administration for Improvements at the Fort Collins-Loveland Municipal Airport was approved.**

This is an administrative action. The resolution authorizes the City Manager to execute a Grant Agreement from the Federal Aviation Administration (FAA) for up to \$1,000,000. This FAA Grant will be used for capital projects including the acquisition of an Airport Rescue and Fire Fighting vehicle and the design and construction of a snow removal equipment building.

2. **A Motion to Adopt Resolution #R-23-2014 Authorizing the City Manager to Execute a Grant Agreement with the State of Colorado Division of Aeronautics (CDAG #14-FNL-01) for Acquisition of an Aircraft Rescue and Fire Fighting Vehicle and Construction of a Storage Building for Snow Removal Equipment was approved.**

This is an administrative action. The resolution authorizes the City Manager to execute a grant agreement from the State of Colorado, Division of Aeronautics (CDAG) for funds in the amount of \$400,000. This State aviation discretionary grant will be used to match the FAA 2014 entitlement grant for the acquisition of an airport rescue and fire fighting vehicle and for the design and construction of a Snow Removal Equipment Storage building. These projects have been appropriated and budgeted for requiring no change in the City Council approved 2014 Airport budget. The projects require a local

percentage contribution for each grant that will be taken from the Airport's capital projects reserve. A total of up to \$55,555 is required as a 5% match on the \$1 million FAA entitlement grant, and a 10% match or \$44,444 for the Colorado Department of Transportation division of Aeronautics discretionary grant, for a total of up to \$99,999 of grant match required for the combined \$1.4 million in Federal and State funding.

9. **DEVELOPMENT SERVICES** (presenter: Noreen Smyth)  
**REZONING WITHIN FOX POINTE FIRST SUBDIVISION**

**A Public Hearing was held and a Motion to Approve and Order Published on First Reading an Ordinance Amending Section 18.04.040 of the Loveland Municipal Code, the Same Relating to Zoning Regulations for Certain Property located in Lots 2 through 53, Block 1 and Tracts A through L, Fox Pointe First Subdivision, City of Loveland, Larimer County, Colorado was approved.**

This is a quasi-judicial action to adopt an ordinance on first reading rezoning Lots 2 through 53, Block 1 and Tracts A through L, Fox Pointe First Subdivision from P-75 Planned Unit Development District to MAC Mixed-Use Activity Center District. The 12.72-acre property is located on the west side of Lincoln Avenue, between 37th Street and 29th Street. The applicant is Inland Group/Affinity at Loveland LLC.

10. **DEVELOPMENT SERVICES** (presenter: Alison Hade)  
**HABITAT FOR HUMANITY FEE WAIVER**

**A Motion to Adopt Resolution #R-24-2014 Waiving Certain Development Fees for the Construction of Nine Residences by Loveland Habitat for Humanity was approved.**

This is an administrative action. Loveland Habitat for Humanity is requesting a waiver of development, capital expansion, and enterprise fees for the construction of five new single family dwellings and one multi-family 4-plex in 2014. The total fee estimate for all nine dwellings is \$213,855.50. The requested fee waiver is \$197,207.59. Habitat for Humanity will pay the remaining \$16,647.91. (\$65,000 was appropriated in the 2014 Budget to backfill enterprise fees waived by the proposed resolution. An additional \$132,207.59 in development and capital expansion fees would be waived by the resolution and not backfilled.)

11. **HUMAN RESOURCES** (presenter: Karen Rees)  
**APPOINTMENT OF AN ACTING CITY ATTORNEY**

**A Motion to Adopt Resolution #R-25-2014 Appointing Judith Yost Schmidt to the Position of Acting City Attorney Effective April 2, 2014 was approved.**

This is an administrative action regarding compensation and appointment of Judith Yost Schmidt currently serving as the Deputy City Attorney, to the position of Acting City Attorney until such time a new City Attorney is appointed. For the additional responsibilities, Judy's current salary will be increased by ten percent (10%) effective April 2, 2014. The cost is negligible for the recommended action. Salary savings from the unfilled position are expected to be sufficient to cover the costs.

**END OF CONSENT AGENDA**

**CITY CLERK READS TITLES OF ORDINANCES ON THE CONSENT AGENDA**

**PUBLIC COMMENT** *Anyone who wishes to speak to an item NOT on the Agenda may address the Council at this time.*

1. **Larimer County Annual Report on the Community** (presenter: Commissioner Tom Donnelly)

**Commissioner Tom Donnelly spoke about the importance of the 2013 Community Report and the services that Larimer County provides.**

## PROCEDURAL INFORMATION

Anyone in the audience will be given time to speak to any item on the Regular Agenda before the Council acts upon it. The Mayor will call for public comment following the staff report. 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

#### 12. FINANCE (presenter: John Hartman)

##### **DEVELOPMENT OF PRIORITY BASED BUDGETING RESULT DEFINITIONS**

Budget Officer, John Hartman introduced this item to Council. The Center for Priority Based Budgeting will report on the results from workshops with the Management Team, representatives of the Boards and Commissions, and from citizens through the Electronic Outreach Project, to define the Result areas to be used for the Priority Based Budgeting (PBB) exercise. This action will develop the guiding principles for the PBB exercise that will be part of the decision making for the development of the 2015 Budget. John Johnson and Chris Fabian from the Center spoke to recap the process of PBB.

**Councilor Shaffer moved that, with the Aid of the Center for Priority Based Budgeting, Approve a Set of Definitions of the Results for the City of Loveland, Previously Approved by Council. Councilor Farley seconded the motion which carried with all councilors voting in favor.**

**BUSINESS FROM CITY 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.*

- Trenary: Attended the Ft. Collins Lincoln Center Retired and Senior Volunteer 2014 Service Awards.
- Clark: Attended and encouraged support for I-25 North Coalition and Metropolitan Planning Organization (MPO); Expressed the need for more participation by more Council members to NLC.
- Mayor: Encouraged revisiting the possibility of Council to attend National League of Cities (NLC) and funding for this.; Congratulated Judy Schmidt on her appointment as Acting City Attorney; Discussion regarding City Attorney and filing the brief; Announced LUC meeting Monday, March 24, 2014 from 6 -7:30 p.m.
- Shaffer: Attended 1-25 North Coalition and MPO with Assistant City Manager, Rod Wensing, Mayor Gutierrez and Mayor Pro Tem, Dave Clark attended. Mayor will sign letter of support for RAMP dollars; Announced North I-25 meeting at 7:45 am at the Chamber of Commerce.

## CITY MANAGER REPORT

Karen Rees, Acting Human Resources Director sent information regarding creating a profile for the Fire Chief position asking input from Council by March 25, 2014; National Emergency Number Association (NENA) and APCO awarding Loveland Police Department and Communications Center for actions taken during the Flood.

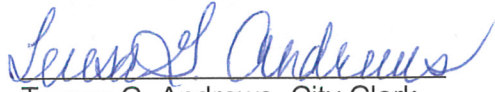
## CITY ATTORNEY REPORT

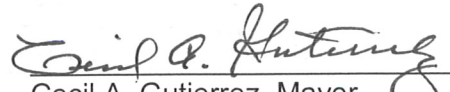
None.

**ADJOURNMENT**

Having no further business to come before Council, the March 18, 2014 Regular Meeting was adjourned at 9:34 p.m.

Respectfully Submitted,

  
Teresa G. Andrews, City Clerk

  
Cecil A. Gutierrez, Mayor

