

**MINUTES**  
**LOVELAND CITY COUNCIL MEETING**  
**LOVELAND URBAN RENEWAL AUTHORITY BOARD OF COMMISSIONERS**  
**LOVELAND GID BOARD OF DIRECTORS**  
**LOVELAND SID BOARD OF DIRECTORS**  
**TUESDAY, OCTOBER 7, 2014**  
**CITY COUNCIL CHAMBERS**  
**500 EAST THIRD STREET**  
**LOVELAND, COLORADO**

**6:30 P.M.                   REGULAR MEETING - City Council Chambers**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL** was called and the following responded: Gutierrez, Clark, McKean, Farley, Shaffer, Trenary, Taylor, Fogle, and Krenning.

**PROCLAMATION OF OCTOBER 2014 AS DOMESTIC VIOLENCE AWARENESS MONTH** was read by Mayor Pro Tem Clark and received by Glenda Shayne.

*Anyone in the audience will be given time to speak to any item on the Consent Agenda. Please ask for that item to be removed from the Consent Agenda. Items pulled will be heard at the beginning of the Regular Agenda. Members of the public will be given an opportunity to speak to the item before the Council acts upon it.*

*Public hearings remaining on the Consent Agenda are considered to have been opened and closed, with the information furnished in connection with these items considered as the only evidence presented. Adoption of the items remaining on the Consent Agenda is considered as adoption of the staff recommendation for those items.*

*Anyone making a comment during any portion of tonight's meeting should come forward to a microphone and identify yourself before being recognized by the Mayor. Please do not interrupt other speakers. Side conversations should be moved outside the Council Chambers. Please limit comments to no more than three minutes.*

**Mayor Gutierrez** asked if anyone in the Public, Council or Staff would like to address anything on the Consent Agenda. Councilor Shaffer moved to approve the Consent Agenda as submitted. The motion, seconded by Mayor Pro Tem Clark, carried with all Councilors present voting in favor thereof.

**CONSENT AGENDA**

1. **CITY CLERK** (presenter: Terry Andrews)  
**APPROVAL OF MEETING MINUTES**
  1. **A Motion to Approve the City Council Meeting Minutes for the September 2, 2014 Regular Meeting was approved.**

This is an administrative action to approve the City Council meeting minutes for the September 2, 2014 Regular Meeting.
  2. **A Motion to Approve the City Council Study Session Minutes for the September 9, 2014 Study Session was approved.**

This is an administrative action to approve the City Council Study Session minutes for the September 9, 2014 Study Session.

**3. A Motion to Approve the City Council Meeting Minutes on September 10, 2014 was approved.**

This is an administrative action to approve the minutes for the September 10, 2014 Special Meeting.

**4. A Motion to Approve the City Council Meeting Minutes on September 15, 2014 was approved.**

This is an administrative action to approve the minutes for the September 15, 2014 Special Meeting.

**5. A Motion to Approve the City Council Meeting Minutes on September 18, 2014 was approved.**

This is an administrative action to approve the minutes for the September 18, 2014 Special Meeting.

**2. CITY MANAGER (presenter: Bill Cahill)**

**APPOINTMENTS TO CONSTRUCTION ADVISORY BOARD**

**1. A Motion to Appoint Roger Lewis to the Construction Advisory Board for a Partial Term Effective until June 30, 2015 was approved.**

**2. A Motion to Appoint Scott Hager to the Construction Advisory Board for a Term Effective Until June 30, 2017 was approved.**

**3. A Motion to Appoint Adam Trainor to the Construction Advisory Board for a Term Effective Until June 30, 2017 was approved.**

**4. A Motion to Reappoint Jason Baker to the Construction Advisory Board for A Term Effective until June 30, 2017 was approved.**

**5. A Motion to Reappoint Blane Rappe to the Construction Advisory Board for A Term Effective until June 30, 2017 was approved.**

These are administrative actions recommending the appointment of members to the Construction Advisory Board.

**3. ECONOMIC DEVELOPMENT (presenter: Cindy Mackin)**

**SUPPLEMENTAL APPROPRIATION FOR PARTNERSHIP OF OTHER AGENCY TOURISM**

**A Motion to Approve and Order Published on Second Reading an Ordinance #5885 Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for a Marketing Partnership and Support and Education of Other Agency Tourism Programs was approved.**

This is an administrative action. The ordinance funds a \$10,000 marketing partnership with Thunder Mountain Harley Davidson, \$10,000 support for the Estes Park Convention and Visitors Bureau (CVB) to match a federal grant and a \$5000 Familiarization Tour with the Colorado Tourism Office (CTO). The ordinance is funded by available fund balance reducing the flexibility to fund other projects. The current balance of the Lodging Tax Reserves is \$797,780. This ordinance was unanimously approved on first reading by Council at the September 16, 2014 regular meeting.

**4. ECONOMIC DEVELOPMENT (presenter: Mike Scholl)**

**SUPPLEMENTAL APPROPRIATION FOR ORIGINS LOVELAND**

**A Motion to Approve and Order Published on Second Reading an Ordinance #5886 Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for an Incentive Agreement with Origins Loveland was approved.**

This is an administrative action appropriating funding for an incentive with Jeff Noffsinger, owner of Origins Pizza, a proposed new pizza and wine bar to be located at 500 N. Lincoln, in the corner unit of Lincoln Place. The incentive agreement provides \$17,000 for the

tenant improvements, plus a waiver of materials use tax not to exceed \$3,000. The ordinance is funded with fund balance within the Economic Incentive Fund and reduces the flexibility to fund other projects. The current balance in the Economic Development Incentive Fund is \$1,110,120. This ordinance was approved unanimously on first reading by Council at the September 16, 2014 regular meeting.

5. **PUBLIC WORKS and PARKS & RECREATION** (presenters: Jeff Bailey, Janet Meisel-Burns)

**SUPPLEMENTAL APPROPRIATION FOR MADISON BRIDGE REPLACEMENT**

**A Motion to Approve and Order Published on Second Reading an Ordinance #5887 Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for the Madison Avenue Bridge Replacement and Trail Underpass Project was approved.**

This is an administrative action. The ordinance approves funding for the replacement of the bridge on Madison Avenue at the Chubbuck ditch and construction of an underpass for the recreational trail to eliminate an at-grade crossing on Madison Avenue. The ordinance is primarily funded by a Federal Grant at 80% of the project cost in the amount of \$848,000. The majority of the 20% local match is currently appropriated within the Transportation Fund and the Trails Capital Expansion Fund (CEF). A match amount of \$50,000 is required for the Trail underpass and is available in the Trail CEF undesignated fund balance. The total supplement amount is \$898,000. This ordinance was unanimously approved on first reading by Council at the September 16, 2014 regular meeting.

6. **PUBLIC WORKS** (presenters: Keven Aggers & Jeff Bailey)  
**MADISON AVENUE AND CHUBBUCK DITCH CONTRACT AWARD**

**A Motion to Award a Contract to Mountain Constructors, Inc. in the Amount of \$1,206,694.50 to Replace the Bridge on Madison Avenue over the Greeley-Loveland Irrigation Canal, Located ½ Mile South of US 34 (Eisenhower Blvd.) and Construct a New Underpass to Route the Recreation Trail Under Madison Avenue, and to Authorize the City Manager to Execute the Contract was approved.**

This is an administrative action to approve and award the contract for the construction of the new bridge and recreation trail underpass at Madison Avenue. This project will replace and widen the existing bridge and provide a new underpass for the recreation trail at Madison Avenue. These improvements will provide for a safer pedestrian crossing of the recreation Trail and provide new sidewalk along the bridge while improving the geometry of the bridge and roadway in this section of Madison Avenue. The underpass will eliminate the existing uncontrolled trail crossing on Madison Avenue south of the bridge. Based on historical data, the Engineer's Estimate for this project was \$ 1,141,105.50. However, due to the currently changing construction climate, the low bid came in at \$ 65,589.00 higher than that estimate. The four main areas of contribution to this difference were higher than anticipated costs for structure removal, earthwork, asphalt paving, and pedestrian tunnel lighting.

7. **DEVELOPMENT SERVICES** (presenter: Brian Burson)  
**MOUNTAIN PACIFIC GDP REZONING TO ALLOW MIXED USE**

**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 Related to Zoning Regulations for Certain Property Located in the Mountain Pacific Addition, City of Loveland, Larimer County, Colorado was approved.**

This is a quasi-judicial action to consider an ordinance rezoning portions of the Mountain Pacific Addition as "Mountain Pacific Business Park PUD", and approving the General Development Plan for development of the property. The property was originally developed

under Larimer County jurisdiction for enclosed storage. The property is located at the southeast corner of North Garfield Avenue (Highway 287) and East 71<sup>st</sup> Street, consisting of approximately 20.09 acres. The proposal would allow additional development for such uses as retail, office, banks, personal service, institutional, educational, assembly/light industrial uses, and enclosed storage.

8. **DEVELOPMENT SERVICES** (presenter: Noreen Smyth)  
**MILLENNIUM NORTHWEST FOURTH SUBDIVISION UTILITY EASEMENT VACATION**

**A Public Hearing was held and a Motion to Approve and Order Published on First Reading an Ordinance Vacating a Portion of a Utility Easement within Tract B and Outlot E of the Millennium Northwest Fourth Subdivision, City of Loveland, County of Larimer, State of Colorado was approved.**

This is a legislative action to consider adoption of an ordinance on first reading vacating a portion of a utility easement within the recently approved Millennium Northwest Fourth Subdivision (the "Fourth Plat") also known as The Lakes. The easement, which was created by separate document in 2006, was replaced with a new utility easement with the recordation of the Fourth Plat. The vacation of a portion of the older easement that does not align with the new easement is now requested in advance of the approval of the Millennium Northwest Fifth Subdivision (the "Fifth Plat"). The Fifth Plat will establish single family residential lots where the unused easement is currently located. The applicant is McWhinney Enterprises.

9. **PUBLIC WORKS** (presenter: Ken Cooper)  
**SUPPLEMENTAL APPROPRIATION FOR DESIGN SERVICES FOR MOC REMODEL**

**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 Design Services for the Remodel of the Maintenance Operations Center Building was approved.**

This is an administrative action to fund design for a remodel to the Maintenance Operations Center (MOC) that will occur after Public Works employees relocate to the expanded Service Center Campus. The estimated design and engineering cost for the project is \$60,000. The ordinance is funded by General Fund unassigned fund balance and reduces the flexibility to fund other projects. The current balance in the General Fund Reserves is \$10,593,673. The new balance, pending approval of this supplemental appropriation request, will be \$10,533,673.

10. **PUBLIC WORKS** (presenter: Dave Klockeman)  
**TRANSPORTATION ADVISORY BOARD MEETING LOCATION CHANGE**

**A Motion to Adopt Resolution #R-65-2014 Amending the Scheduled Meeting Location of the City of Loveland Transportation Advisory Board was approved.**

This is an administrative action to change the meeting location of the City of Loveland Transportation Advisory Board from the Emergency Operations Center (EOC) at the Fire Administration Building to the new Public Works Facility at the Service Center.

11. **LOVELAND FIRE RESCUE AUTHORITY** (presenter: Randy Mirowski)  
**CITY OF LOVELAND IGA MUTUAL AID AGREEMENT FOR DISASTER-EMERGENCY MUTUAL AID AND FUNDING WITH LARIMER COUNTY AND OTHER ENTITIES**

**A Motion to Adopt Resolution #R-66-2014 Approving an Intergovernmental Mutual Aid Agreement between the City of Loveland, Larimer County (Emergency Management), and Other Northern Colorado Governmental Entities for Disaster-Emergency Mutual Aid and Funding was approved.**

This is an administrative action to approve a resolution for an intergovernmental mutual

agreement between the City of Loveland, Larimer County (Emergency Management), and other Northern Colorado governmental entities for disaster-emergency mutual aid and funding assistance.

**12. LOVELAND FIRE RESCUE AUTHORITY (presenter: Randy Mirowski)  
LFRA IGA MUTUAL AID AGREEMENT FOR DISASTER-EMERGENCY MUTUAL AID  
AND FUNDING IN LARIMER COUNTY**

**A Motion to Adopt Resolution #R-67-2014 Approving an Intergovernmental Mutual Aid Agreement for Disaster-Emergency Management and Funding in Larimer County was approved.**

This is an administrative action to approve a resolution for an intergovernmental mutual agreement between the Loveland Fire Rescue Authority, Larimer County (Emergency Management), and other Northern Colorado governmental entities for disaster-emergency mutual aid and funding assistance, approved by the Loveland Fire Rescue Authority (LFRA) Board by LFRA Resolution R-037 on September 11, 2014.

**13. FINANCE (presenter: Brent Worthington)  
FINANCIAL REPORT AUGUST 2014**

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 August 31, 2014.

**14. CITY MANAGER (presenter: Alan Krcmarik)  
INVESTMENT REPORT AUGUST 2014**

This is an information only item. The 2014 budget projection for investment earnings for 2014 is \$2,025,920 which equates to an annual interest rate of 0.94%. For August, the amount posted to the investment account is \$95,811. For the year-to-date, the amount posted is \$1,315,711. Actual earnings are below the year-to-date budget projection by \$69,811. Based on the monthly statement, the estimated annualized yield in August on the securities held by US Bank was 0.98%, the same as July. Due to the demands for draws from the fund balances to pay for the cost of flood response and project repair and slow reimbursement, the portfolio has a significantly lower fund balance than it would otherwise.

**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.*

*Dave Campbell, 1937 Pikes Peak, Represented 287 residents of the Seven Lakes Subdivision regarding the extension of Boise Avenue to 37th Ave. Consensus of Council was to have a study session to discuss transportation in neighborhood projects and their priority.*

*Kathy Hartman, announced a lecture series at Mountain View High School. October 11, 2014 9am – 12:00*

*Leo Haverty, 3305 N. Franklin, expressed concern regarding Council's support of Sprouts.*

**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

15. **DEVELOPMENT SERVICES** (presenter: Troy Bliss)

**REZONING IN THE TURNEY-BRIGGS ADDITION**

City Planner II, Troy Bliss introduced this item to Council. This is a quasi-judicial action to adopt an ordinance on second reading to rezone the Turney-Briggs Addition, or more particularly the northeast intersection of North Lincoln Avenue (Highway 287) and East Eisenhower Boulevard (Highway 34). The applicant's request is to rezone 5 residential properties on the west side of North Jefferson Avenue from residential (R3e – Established High Density Residential) to commercial (B – Developing Business). The Turney-Briggs Addition includes both residential and commercial properties. The properties fronting North Lincoln Avenue and those fronting East Eisenhower Boulevard are currently zoned B – Developing Business. The properties currently zoned Established High Density Residential are located northeast of the commercially zoned property and have access from local streets. This ordinance was approved on first reading by Council with a vote of 5-1 at the September 16, 2014 regular meeting. Mayor Gutierrez asked for public comment at 7:53 pm and hearing no comment the public hearing was closed.

**Councilor Shaffer moved to Approve and Order Published on Second Reading an Ordinance #5888 Amending Section 18.04.040 of the Loveland Municipal Code, the Same Relating to Zoning Regulations for Certain Property Located in the Turney-Briggs Addition, City of Loveland, Larimer County, Colorado. Councilors Shaffer and Taylor were not present at the first reading of the ordinance and recused themselves from the consideration. Mayor Pro Tem Clark was not at the first reading of the ordinance, however reviewed the video of the original consideration of the ordinance. The motion, seconded by Councilor Trenary, carried with five Councilors voting in favor and Councilors McKean and Clark voting against.**

16. **FINANCE** (presenter: John Hartman)

**2015 CITY OF LOVELAND BUDGET**

Budget Officer, John Hartman introduced this item to Council. These are administrative actions to adopt the fee resolutions and ordinances, except for the mill levy ordinance, to approve the 2015 Budget on First Reading. The adoption of the 2014 mill levy is a legislative action. Included are all the Fee Resolutions and Ordinances necessary to adopt and implement the 2015 Budget. Discussion ensued. **Councilor Shaffer moved to call a Special meeting on October 14, 2014 and October 28, 2014 at 6:30 p.m. in the City Council Chambers, 500 E. 3<sup>rd</sup> St, Loveland, to discuss and consider the Budget and on October 14, 2014 The Loveland Downtown Partnership will be discussed as well. Council waived the Charter requirement to deliver notice to their home. The motion, seconded by Councilor Farley, carried with all councilors present voting in favor thereof.**

**Councilor Shaffer moved to open and continue the public hearing and Council items #16 – 21 to the Special meeting on October 14, 2014, called for that purpose.**

**THESE ITEMS WERE CONTINUED TO THE SPECIAL MEETING ON OCTOBER 14, 2014**

17. **FINANCE** (presenter: John Hartman)

**2015 SCHEDULE OF RATES, CHARGES & FEES AND 2015 AIRPORT BUDGET  
CONTINUED TO THE SPECIAL MEETING ON OCTOBER 14, 2014**

18. **FINANCE** (presenter: John Hartman)  
**LOVELAND FIRE RESCUE AUTHORITY 2015 SCHEDULE OF RATES, CHARGES & FEES; AND 2015 BUDGET**  
**CONTINUED TO THE SPECIAL MEETING ON OCTOBER 14, 2014**
19. **FINANCE** (presenter: John Hartman)  
**2015 BUDGET FOR THE LOVELAND SPECIAL IMPROVEMENT DISTRICT #1 (SID)**  
**CONTINUED TO THE SPECIAL MEETING ON OCTOBER 14, 2014**
20. **FINANCE** (presenter: John Hartman)  
**2015 BUDGET FOR THE LOVELAND URBAN RENEWAL AUTHORITY (LURA)**  
**An Ordinance on First Reading of the Board of Commissioners of the Loveland Urban Renewal Authority Adopting the 2015 Budget for the Loveland Urban Renewal Authority**  
**CONTINUED TO THE SPECIAL MEETING ON OCTOBER 14, 2014**
21. **FINANCE** (presenter: John Hartman)  
**2015 BUDGET FOR THE LOVELAND GENERAL IMPROVEMENT DISTRICT #1 (GID)**  
**CONTINUED TO THE SPECIAL MEETING ON OCTOBER 14, 2014**
22. **CITY MANAGER** (presenter: Bill Cahill)  
**LARIMER HUMANE SOCIETY PROPOSITION 200 BALLOT ISSUE**  
City Manager, Bill Cahill introduced this item to Council. This is an administrative item to approve a resolution supporting the passage of Larimer County Proposition 200 and urging the citizens of the city of Loveland to vote "yes" on the proposition supporting Larimer Humane Society and the construction of a new animal shelter for Larimer County. Holly Terry spoke regarding this item. The Mayor opened the public hearing at 10:33 p.m. and with no further public comment the hearing was closed.  
**Councilor Shaffer moved to Approve Resolution #R-73-2014 of the Loveland City Council Supporting the Passage of Larimer County Proposition 200 and Urging the Citizens of the City of Loveland to Vote "Yes" on the Proposition Supporting Larimer Humane Society and the Construction of a New Animal Shelter for Larimer County. Councilor Farley seconded the motion, which carried with eight Councilors voting in favor and Mayor Pro Tem Clark voting against.**
23. **ECONOMIC DEVELOPMENT** (presenter: Marcie Erion)  
**EDISON WELDING INSTITUTE PROPOSED PARTNERSHIP**  
Business Development Specialist, Marcie Erion, introduced this item to Council. This is an information only item. The City is proposing to enter into a contract for services with EWI for an Applied Manufacturing Research and Development Program at RMCIT for \$300,000. This is the next phase of the City's successful Tech Transfer program which is in its third year. This new program will identify underserved innovation needs of regional manufacturers; identify technical capabilities needed to address those needs; and then begin to align the necessary resources to establish EWI Colorado in the Rocky Mountain Center for Innovation and Technology. This model has been used successfully by EWI in other communities. As per City policy for Economic Development packages that exceed \$20,000, the items is being reviewed by Council at an information session prior to full consideration. The \$300,000 would come out of the Economic Development Incentive Fund in 2015. The current balance in the incentive fund is \$985,120.  
**Consensus of Council was to bring to Council at a future meeting a proposal for consideration.**

24. **WATER AND POWER** (presenter: Larry Howard)  
**MOTION TO AMEND AGREEMENT WITH HOME SUPPLY**

Senior Civil Engineer, Larry Howard introduced this item to Council. Gary Gerard from Home Supply was present and spoke. This is an administrative action. The Home Supply's stone diversion dam structure (Big Dam) on the Big Thompson River sustained extensive damage in the September, 2013 Flood. Since 1887, the City has used the structure under an agreement with Home Supply to divert water through a City-owned pipeline into its water treatment facilities. Since the Flood, the City has participated with Home Supply under the terms of a January 15, 2014 Agreement (Attachment A) on a 50:50 cost share basis, up to a "not to exceed" cap of \$400,000 to make necessary repairs to the structure. Because of the importance of this diversion structure to both parties, the Home Supply is requesting additional financial assistance from the City, also on a 50:50 basis, to complete the flood related repairs, add a gated spillway to provide mitigation from future flood damages, and complete non-flood related O&M repairs. The current estimated cost for all shared expenses on the dam for Phases I and II is almost \$3,000,000, so the City's portion at 50% is anticipated to be nearly \$1,500,000, if no federal or state reimbursements are received. Design work is still occurring so these values remain subject to change. The current requested amount is for \$800,000 to complete Phase I, because FEMA reimbursements are expected during the performance of the work. This is expected to be enough to keep the project moving smoothly until the reimbursements are received.

**Councilor Shaffer moved to approve A Motion Directing the City Manager in Consultation with the City Attorney and on Terms Favorable to the City, to Negotiate and Enter into Both: An Amendment to the January 15, 2014 Agreement between the City and Consolidated Home Supply Irrigating & Reservoir Company (Home Supply) to Complete Additional Flood Related Repairs on the Home Supply's Diversion Structure on the Big Thompson River Including Addition of a Gated Spillway to Provide Mitigation Against Future Flood Damage: and, A Phase II Agreement with Home Supply for Critical O&M Work. Councilor McKean seconded the motion, which carried with all councilors present voting in favor.**

**Councilor Shaffer moved to direct staff to engage the services of Jo Mattoon as the Human Resources consultant who assists Council in the City Attorney search. Councilor McKean seconded the motion which carried with eight councilors voting in favor and Councilor Shaffer voting against.**

**Councilor Shaffer moved to call a special meeting of the City Council on Monday October 13, 2014 beginning at 9 am in the City Manager's Conference Room, 500 E 3<sup>rd</sup> Street, Loveland CO. The subject matter of the special meeting is the City Attorney position. It is anticipated this meeting will include an Executive Session to conduct interviews for the City Attorney. Council members waive the City Charter requirement to receive notice of this meeting at their home. Councilor McKean seconded the motion which carried with all councilors present voting in favor.**

25. **ECONOMIC DEVELOPMENT** (presenter: Mike Scholl)  
**DOWNTOWN PROPERTY ACQUISITION DISCUSSION**

An executive session may be held for the purpose of considering the acquisition of real property, including the terms and conditions thereof, as authorized by CRS §24-60-402(4)(a) and City Charter §4-4(c)(2) and to receive reports on negotiation progress and status with respect to such property, determine positions relative to and strategy for such negotiations, and instruct negotiators as authorized by CRS §24-60-402(4)(e) and City Charter §4-4(c)(1).

**Councilor Shaffer moved that the City Council go into executive session for the**



purpose of considering the City's acquisition of real property in Downtown Loveland as authorized by the following section of the Colorado Open Meetings Law and The City Charter:

The purchase of real property as authorized by CRS § 24-6-402(4)(a) and by Charter §4-4(c)(2) since, in the judgment of Council, premature disclosure of information might give any person an unfair competitive or bargaining advantage; and Since the purchase of such real property is a matter that is subject to negotiation, to receive reports concerning negotiations, to develop the City's negotiation positions and strategies, and to instruct the City's negotiators concerning those positions and strategies as authorized by CRS §24-6-402(4)(e) and Charter §4-4(c)(1); and

As needed, to receive legal advice from the City Attorney's Office as authorized in CRS § 24-6-402(4)(b) and Charter § 4-4(c)(3).

Council reconvened at 1:20 a.m.

**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.*

Shaffer Farley	North I-25 MPO Update-A counter proposal will be made for I-25. Paint our Town Rotary Club was a success; Martin Luther Day Committee sponsoring a performance at the Museum, Sunday October 15 <sup>th</sup> ; Invitation from Allison Hade for Loveland Connect on October 24, 2014 at Truscett Elementary from 8 am to 12 pm.
Trenary	Attended Rocky Mountain Center Innovative Technology Accelerate Colorado Trade Show Maker Fair hosted by Economic Development.
Gutierrez	Report of Sculpture in the Park reached \$1.2 million in sales for 2014.

**CITY MANAGER REPORT** Thanked staff and reminded Council they were invited to the City Employee Awards at the Rialto Wednesday over the lunch hour.

#### **CITY ATTORNEY REPORT**

#### **ADJOURNMENT**

Having no further business to come before Council, the October 7, 2014, Regular Meeting was adjourned on October 8, 2014 at 1:35 a.m.

Respectfully Submitted,



Teresa G. Andrews, City Clerk



  
Cecil A. Gutierrez, Mayor

