

This is an administrative action to approve the City Council Study Session minutes for the September 23, 2014 Study Session.

3. A Motion to Approve the City Council Special Meeting Minutes for the October 13, 2014 Special Meeting was approved.

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**2. CITY MANAGER (presenter: Bill Cahill)
APPOINTMENTS TO THE DISABILITIES ADVISORY BOARD**

A Motion to Appoint Taylor Summer to the Disabilities Advisory Commission for a Term Effective Until June 30, 2017 A Motion to Appoint Scott Hager to the Construction Advisory Board for a Term Effective Until June 30, 2017 was approved.

This is an administrative action recommending the appointment of a member to the Disabilities Advisory Commission.

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

A Motion to Approve and Order Published on Second Reading Ordinance #5889 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 second 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 and the overlapping portion 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. This ordinance was approved unanimously on first reading by Council at the October 7, 2014 regular meeting.

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

A Motion to Approve and Order Published on Second Reading Ordinance #5890 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, on second reading, 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 71st 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. This ordinance was approved unanimously on first reading by Council at the October 7, 2014 regular meeting.

**5. PUBLIC WORKS (presenter: Ken Cooper)
SUPPLEMENTAL APPROPRIATION FOR DESIGN SERVICES FOR MOC REMODEL
A Motion to Approve and Order Published on Second Reading Ordinance #5891**

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. This ordinance was approved unanimously on first reading by Council at the October 7, 2014 regular meeting.

**6. HUMAN RESOURCES (presenter: Julia Holland)
MERIT INCREASE FOR THE CITY MANAGER AND THE ACTING CITY ATTORNEY**

1. A Motion to Approve Resolution #R-74-2014 of the Loveland City Council Regarding the Compensation of the Acting City Attorney was approved.

2. A Motion to Approve Resolution #R-75-2014 of the Loveland City Council Regarding the Compensation of the City Manager was approved.

These are administrative actions regarding compensation of the Acting City Attorney and the City Manager. On September 18, 2014, City Council conducted its annual evaluation process via Executive Session for the Acting City Attorney and City Manager who are directly appointed by City Council and proposed a compensation merit increase of 3.5% for each position. Compensation changes for the City's appointed positions are approved through a resolution by City Council.

**7. CITY MANAGER (presenter: Bill Cahill)
SUPPLEMENTAL APPROPRIATION FOR REGIONAL TAX INCREMENT FINANCING STUDY**

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 City of Loveland's Share of a Regional Tax Increment Financing Study was approved.

This is an administrative action. The ordinance appropriates funding for the City's share of the costs (\$30,000) of a regional study on the use of tax increment financing with the County in the future. The study will be managed by Larimer County, with funding contributions from the county and all the cities. The ordinance is funded with unassigned fund balance within the General Fund reducing the flexibility to fund other projects. If the ordinance is approved there will be \$10,443,670 remaining fund balance.

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.

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**

**8. ECONOMIC DEVELOPMENT (presenter: Mike Scholl)
PUBLIC HEARING
VALUE PLASTICS, INC. INCENTIVE AGREEMENT AND SUPPLEMENTAL APPROPRIATION**

Economic Development Manager, Mike Scholl introduced this item to Council. Joh Gibson and George Porter were also present. These are administrative actions. The amendment and appropriation for \$255,330 from the Economic Incentive Fund would be used to cover the additional cost of water and sewer line infrastructure and additional water and sewer tap fees. The original agreement was approved by Council on October 1, 2013. The cost increase was shared by Nordson Corp/Value Plastics who's cost to construct increased by \$3.2 million since the approval of the incentive agreement. The amended incentive package will add \$255,330 to the incentive, bringing the total amended incentive package for Value Plastics to \$849,066. Mayor Gutierrez opened the public hearing at 7:01 p.m. and with no comment was closed.

1. Councilor Shaffer moved to adopt Resolution #R-76-2014 Approving Amendment Number One to Value Plastics, Inc. Incentive Agreement. Councilor Farley seconded the motion which carried with all councilors present voting in favor.

2. Councilor Shaffer moved Approve and Order Published on First Reading an Ordinance on Enacting a Supplemental Budget and Appropriation to the 2014 City of Loveland Budget for an Incentive Agreement with Nordson Corporation/Value Plastics. Councilor Farley seconded the motion which carried with all councilors voting in favor.

Councilor Fogle moved to direct staff to take the necessary actions to post and accept applications for the position of Municipal Judge, to commence no earlier than February 15, 2015, and, as a part of that process, to first provide Council with a plan for assessment for the position of Municipal Judge to determine the scope and duties of the position to be posted. Councilor Shaffer seconded the motion which carried with all councilors present voting in favor.

**9. FIRE & RESCUE AUTHORITY (presenter: Randy Mirowski)
LINCOLN HOTEL APARTMENTS APPEAL
This item was removed from the agenda.**

Councilor Shaffer moved to call a special meeting of the City Council on Friday, October 31, 2014 beginning at 1:30 p.m. in the City Manger's Conference Room, 500 E 3rd Street, Loveland, Colorado. 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 Fogle seconded the motion which carried with all councilors present 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.*

Krenning

Requested Staff provide a snapshot of Council approved economic incentives: progress reports to show successes and failures, as an Annual update, and Suggested a ½ day tour of projects receiving City Council incentives; Suggested

Ward 4 councilors take the lead on Hwy 34 situation with Jeff Olson. Announced Loveland Connect scheduled for Friday, October 24th at 8 a.m. at Truscett Elementary School.

Fogle Congratulated Fire Authority on the Fire Station No. 2 opening, scheduled for October 25, 2014 at 11:00 am with Chief Mirowski; Announced Larimer County approval for the "Sweetheart City Winery" which will include an Event Center for 200 people.

Shaffer: Attended the Mirasol Greenhouse Project.

Farley: Attended the Group Publishing Award of Grants.

Clark: Supported the request for incentive data; Announced Veterans were invited for a free dinner and attendance to the Candlelight Playhouse during the weekend following Veteran's Day, please make a reservation.

Trenary: Will attend CML Land Planning Seminar.

Gutierrez: Announced Bob Lebsack passed away today and offered condolences to the family; Attended Group Publishing Awards and thanked Tom & Joanie Schulz; Attended the Mirasol Greenhouse Project; Attended the Public Event for Retirement/Classic Car Show for Fire Chief Mirowski.

CITY MANAGER REPORT

Reminder of the October 28, 2014 Special Meeting for the 2015 Budget before the Study Session; Closed the recruitment for Parks & Recreation Director.

CITY ATTORNEY REPORT

None.

ADJOURNMENT

Having no further business to come before Council, the October 21, 2014, Regular Meeting was adjourned at 7:46 p.m.

Respectfully Submitted,

Teresa G. Andrews
for Teresa G. Andrews, City Clerk
Deputy City Clerk

Cecil A. Gutierrez
Cecil A. Gutierrez, Mayor



