

3, 2015 Regular Meeting.

2. A Motion to Approve the City Council Meeting Minutes for the March 20, 2015 Special Meeting

This is an administrative action to approve the City Council meeting minutes for the March 20, 2015 Special Meeting.

3. A Motion to Approve the City Council Meeting Minutes for the March 24, 2015 Study Session and Special Meeting.

This is an administrative action to approve the City Council meeting minutes for the March 24, 2015 Study Session and Special Meeting minutes.

2. FIRE RESCUE AUTHORITY (presenter: Mark Miller)

AMENDMENT TO FIRE CODE APPEALS TITLE 15.04

A Motion to Approve and Order Published on Second Reading an Ordinance Amending Title 15.04 Concerning Fire Code Appeals

This is a legislative action to consider an ordinance on second reading. On February 25, 2015, the Loveland Fire Rescue Authority (LFRA) Board voted to recommend to City Council that a new Fire Code Board of Appeals be established with LFRA Board members. The Fire Rescue Advisory Commission currently serves in this capacity (per Loveland Municipal Code 15.04.150). The Fire Authority Board recommends that the Appeals Board be comprised of at least three LFRA Board members, provided that one of the members present is from the Rural District. This ordinance was approved unanimously on first reading by Council at the March 17, 2015 regular meeting.

3. FIRE RESCUE AUTHORITY (presenter: Mark Miller)

AMENDMENT TO THE CODE TO APPOINT MEMBERS TO THE LOVELAND FIRE RESCUE AUTHORITY AND DISSOLVE THE FIRE RESCUE ADVISORY COMMISSION

A Motion to Approve and Order Published on Second Reading an Ordinance Amending the City Code to dissolve the Loveland Fire Rescue Advisory Commission

Note: A slight change was made in the title and enacting language of this ordinance after first reading, to clarify the intent. This is an administrative action to dissolve the Fire Rescue Advisory Commission. The Commission has played an important role in strategic planning and policy considerations. Since Loveland Fire Rescue Authority (LFRA) Board is responsible for setting policy of the Authority, the citizen advisory board that is responsible for bringing the citizen's perspective to policy considerations should be aligned with the decision-making authority. Therefore the LFRA Board voted on January 28, 2015 to make a recommendation to the Loveland City Council to dissolve the Commission as a City Commission. If the City Council approves that action, then the LFRA Board would reinstate the existing members as an ad hoc commission and the LFRA Bylaws would be amended. This ordinance was approved unanimously on first reading by Council at the March 17, 2015 regular meeting.

4. CITY ATTORNEY (presenter: Tami Yellico)

SUPPLEMENTAL APPROPRIATION FOR PULLIAM BUILDING QUIET TITLE

A Motion to Approve and Order Published on Second Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget for the Payment of Legal Fees and Costs in Connection with the Quiet Title Action on the Pulliam Building

This is an administrative action to consider an ordinance on second reading making a supplemental appropriation in the amount of \$30,000 to fund the quiet title action pertaining to the Pulliam Community Building. The funding for the appropriation of \$30,000 is from fund balance in the General Fund. The General Fund balance is \$5,791,750. This ordinance was unanimously approved on first reading by Council at the March 17, 2015 regular meeting.

5. **ECONOMIC DEVELOPMENT** (presenter: Betsey Hale)
ESTABLISHMENT OF THE LOVELAND DDA
A Motion to Approve and Order Published on Second Reading an Ordinance Creating and Establishing the Loveland Downtown Development Authority in the City of Loveland, Colorado
 This is an administrative action. On February 10, 2015 an election was held to determine if downtown residents, property owners, business operators and other eligible persons supported the formation of a Downtown Development Authority. The voters approved the establishment of such an entity. At the March 17, 2015 meeting, City Council unanimously approved an ordinance on first reading to establish the Downtown Development Authority and approved the Resolution establishing a DDA Board of 7 members and appointing Councilor John Fogle to the DDA Board.
6. **FINANCE** (presenter: Brent Worthington)
REDUCTION OF SALES TAX ON FOOD FOR HOME CONSUMPTION
A Motion to Approve and Order Published on Second Reading an Ordinance Reducing the Sales Tax on Food for Home Consumption
 At the March 24, 2015 special meeting, staff presented City Council with information pertaining to Loveland's sales tax on food for home consumption. At that meeting, City Council adopted an ordinance on first reading that reduced sales tax on food for home consumption over a three year period, with the tax being reduced to 2% effective November 1, 2015, 1% effective November 1, 2016 and such sales tax on the sale of food for home consumption is eliminated effective November 1, 2017. Sales tax on food for home consumption would comprise approximately \$6.3 million of General Fund revenue in 2016, with an annual growth rate of approximately 3.5% per year. Reducing or eliminating this sales tax would reduce the General Fund revenue by approximately \$335,000 in 2015; an additional \$2.08 million in 2016; an additional \$2.15 million in 2017; and an additional \$2.19 million in 2018. The total reduction in General Fund Revenue in 2019, after full implementation of the elimination of sales tax on food for home consumption, would be approximately \$6.75 million per year, plus an annual growth rate of approximately 3.5%. This ordinance was approved unanimously on first reading by Council at the March 24, 2015 Special Meeting.
7. **WATER & POWER** (presenter: Jim Lees)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION FOR WATER TREATMENT PLANT
A Motion to Approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget And Appropriation to the 2015 City of Loveland Budget to Correct the Splits of Funding for the Water Treatment Plant Expansion & the Water Transmission Line Replacement to Hwy 34
 This is an administrative action. According to engineering consultants and the Water Engineering staff, the Water Treatment Plant Expansion Project should be allocated as follows: 40% in the Water Fund and 60% in the Water SIF Fund. The Water Transmission Line Replacement to Hwy 34 Project should be allocated as follows: 50% in the Water Fund and 50% in the Water SIF Fund. Between funds rolled over from 2013 and supplemental appropriations done in 2014, the percentage split for the budget between the Water Fund and the Water SIF fund is off slightly for these two projects. This ordinance addresses these corrections. The total amount of the appropriations are \$506,200 funded by transfers between the funds. There is no net increase in the total budget for either of the two projects.

8. **PUBLIC WORKS** (presenter: Dave Klockeman)
CONTRACT AWARD FOR THE 29TH STREET PAVEMENT RECONSTRUCTION PROJECT
A Motion to Award the 29th Street Pavement Reconstruction Project Contract (Project No. ENSR029) to Coulson Excavating Company of Loveland, Colorado in the Amount of \$1,279,683.00 and Authorize the City Manager to Execute the Contract
 This is an administrative action. Approval of this item will allow the 29th Street Pavement Reconstruction Project (Project No. ENSR029) from Wilson Avenue to Taft Avenue to be awarded to Coulson Excavating Company of Loveland, Colorado for work to be completed in 2015. The funding for Project No. ENSR029 is budgeted in the annual Street Resurfacing Program budget within the approved 2015 Budget. Funding is available in the Adopted 2015 Budget for the Public Works Department for Street Rehabilitation Projects.
9. **PUBLIC WORKS** (presenter: Dave Klockeman)
CONTRACT EXTENSION FOR THE 2015 STREET RESURFACING PROGRAM, ASPHALT PAVING SCHEDULE
A Motion to Award the Extension of the Asphalt Paving Contract (Schedule AP) to Coulson Excavating Company of Loveland, Colorado in the Amount of \$991,000.00 and Authorize the City Manager to execute the Contract
 This is an administrative action. Approval of this item extends the 2014 Street Resurfacing Program, Asphalt Paving Schedule AP (Project ENSR10-AP) contract to Coulson Excavating Company of Loveland, Colorado for work to be completed in 2015. Extension of an Asphalt Maintenance Contract is in the amount of \$991,000.00 and includes Authorization for the City Manager to execute the contract. The extension is the first of three allowed under the contract and reflects no change in unit prices from the 2014 contract. Funding is available in the Adopted 2015 Budget for the Public Works Department for Street Rehabilitation Projects.
10. **AIRPORT** (presenter: Jason Licon)
CONTRACT AMENDMENT NUMBER FIVE FOR AIRPORT FAA PROJECT AIP 34
A Motion to Authorize the City Manager to Execute an Amendment Number Five to the Contract Dated May 14, 2012 with Ch2m Hill for Design and Bidding Services of FAA Project AIP 34 at the Fort Collins-Loveland Municipal Airport and to Ratify all Previous Amendments to the Contract
 This is an administrative action to authorize the City Manager to execute an amendment to the existing contract with the engineering firm CH2M Hill for Airport design and engineering services to include the design and bidding services for the State of Colorado funded project AIP Project number 3-08-0023-34-2015 "Construct Snow Removal Equipment Storage Building". The contract fee for the work included in Amendment Number Five is for \$153,311.31. The Airport's Council-approved 2015 Budget contains the necessary appropriations for the expenditure for the contract and is reimbursable from an approved Colorado Department of Transportation Division of Aeronautics.
11. **FINANCE** (presenter: Marc Kahn)
PUBLIC HEARING
RE-APPROPRIATION FOR AIRPORT PROJECTS NOT COMPLETED IN 2014
A Motion to Approve and Order Published on First Reading an Ordinance Enacting Re-Appropriation to the 2015 Ft. Collins-Loveland Municipal Airport Budget to Appropriate Funds for Projects Approved but not Completed in 2014
 This is an administrative action. The ordinance re-appropriates the remaining balance for capital and one-time projects previously approved in 2014. The total re-appropriation is \$1,678,700. The re-appropriation is funded by fund balance within the Airport Fund from grants previously received or to be drawn down and contributed from the two cities.

12. **FINANCE** (presenter: Marc Kahn)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION FOR AIRPORT PROJECTS NOT ANTICIPATED AT THE TIME OF ADOPTION OF THE 2015 BUDGET
A Motion to Approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 Ft. Collins-Loveland Municipal Airport for Projects or Programs not Anticipated at the Time of Adoption for the 2015 Budget

This is an administrative action. Since the adoption of the 2015 Budget, the Airport Utilities Master Plan has not been completed and the funds need to be rolled over. This ordinance appropriates \$18,902 to complete the project. The appropriation is funded by fund balance within the Airport Fund from grants previously received or to be drawn down and contributed from the two cities.

ADJOURN AS CITY COUNCIL AND CONVENE AS THE BOARD OF THE LOVELAND URBAN RENEWAL AUTHORITY (LURA)

13. **FINANCE** (presenter: Marc Kahn)
PUBLIC HEARING
RE-APPROPRIATION FOR LURA FOR PROJECTS APPROVED BUT NOT COMPLETED IN 2014

A Motion to Approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and the Re-Appropriation to the Loveland Urban Renewal Authority Budget of the Façade Grant Program Approved in 2014 but not Completed
This is an administrative action. Reserves in the amount of \$60,190 are reappropriated for the Façade Grant Program. Fund balance created as a result of the projects not being completed fund the ordinance.

ADJOURN AS THE BOARD OF THE LOVELAND URBAN RENEWAL AUTHORITY (LURA) AND RECONVENE AS CITY COUNCIL

14. **CITY MANAGER** (presenter: Alan Krcmarik)
INVESTMENT REPORT FOR FEBRUARY 2015

This is an information only item. The budget projection for investment earnings for 2015 is \$1,759,080. On the portfolio's beginning balance this equates to an annual interest rate of 0.84%. For February, earnings of \$94,694 were posted to City funds. Interest rates rose in February, reversing the unrealized gain in January to an unrealized loss of \$532,192. Based on the monthly statement, the estimated annualized yield in February on the securities held by US Bank was 1.06%. Due to draws from fund balances to pay for the cost of scheduled capital projects, flood response, and project repair, the portfolio is about \$8 million lower than December 2013 and \$26.8 million lower than the pre-flood peak.

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

15. **FINANCE** (presenter: Marc Kahn)
PUBLIC HEARING
RE-APPROPRIATION FOR CITY PROJECTS APPROVED BUT NOT COMPLETED IN 2014
A Motion to Approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget to Reappropriate Remaining Funds for Projects Approved but not Completed in 2014
 This is an administrative action. The ordinance re-appropriates funding approved in 2014 for capital, one-time projects and equipment not completed or received prior to the end of the fiscal year. The net expenditures (total expense less transfers) included in the ordinance is \$62,511,054. The projects or programs in the ordinance were funded in 2014. Funding is available since the expenditures that did not occur became fund balance at the end of 2014. The re-appropriation of these projects, does not have an impact on the 2015 Budget since the assumption in developing the 2015 Budget was that these funds would be spent by the end of 2014.
16. **FINANCE** (presenter: Marc Kahn)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION FOR CITY PROJECTS NOT ANTICIPATED AT ADOPTION OF THE 2015 BUDGET
A Motion to Approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget for Projects or Programs not Anticipated at the Time of Adoption for the 2015 Budget
 This is an administrative action. Since the adoption of the 2015 Budget several issues have emerged that require increased appropriations. This ordinance addresses those issues. The total amount of appropriation is \$719,728 funded primarily by available fund balance. Nearly all of the appropriation is funded by fund balance reducing the flexibility to fund future projects.
17. **CITY ATTORNEY** (presenter: Tami Yellico)
EXECUTIVE SESSION REGARDING PRESIDING MUNICIPAL JUDGE POSITION
A Motion for City Council to go into Executive Session for the Purposes of Evaluating and Deliberating with Regard to the Applicants for the Presiding Municipal Judge Position, which may Include Determining Positions with Regard to Matters that may be Subject to Employment Contract Negotiations and Instructing Negotiators. Council may Consider Direction to Staff in Open Session.
 This is an administrative action to conduct an executive session as a result of interviews that were conducted for the Presiding Municipal Judge position on March 20, 2015.

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.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

ADJOURN



Civic Center • 500 East Third Street, Suite 330 • Loveland, CO 80537
(970) 962-2303 • Fax (970) 962-2900 • TDD (970) 962-2620
www.cityofloveland.org

PROCLAMATION

WHEREAS, in 1872, J. Sterling Morton proposed that a special day be set aside for the planting of trees; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, the City of Loveland has been designated as a Tree City USA by the National Arbor Day Foundation; and

WHEREAS, trees provide numerous environmental benefits, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal, enhancing the economic vitality of our business areas and beautifying our community;

NOW, THEREFORE, we, the City Council of the City of Loveland, proclaim April 17, 2015, as

ARBOR DAY

and encourage the citizens of Loveland to support efforts to protect our trees and urban forests, to learn more about trees, and to support our City's urban forestry program.

Signed this 7th day of April, 2015

Cecil A. Gutierrez
Mayor



Civic Center • 500 East Third Street, Suite 330 • Loveland, CO 80537
 (970) 962-2303 • Fax (970) 962-2900 • TDD (970) 962-2620
www.cityofloveland.org

PROCLAMATION

- WHEREAS,** the Annual Spring Waterway Clean-up event is one of the programs listed in the City of Loveland's General Municipal Separate Storm Sewer (MS4) Permit; and
- WHEREAS,** the event will help restore portions of the Big Thompson River corridor that were damaged during the devastating 2013 historic flood event; and
- WHEREAS,** each of the Adopt-A-Waterway Groups consisting of, the Loveland High River Watch Club, the Namaqua Unitarian Universalist Congregation, the Wood Group and the Loveland Open Lands Advisory Commission, will be cleaning their adopted sections of the Big Thompson River and the Morey Wildlife Reserve; and
- WHEREAS,** the High Plains Environmental Center; the Big Thompson Watershed Forum; Larimer County; American Rivers; the City of Greeley; the City of Loveland; along with local businesses such as: the Loveland Reporter Herald Newspaper; Embassy Suites; Starbucks; Walgreens; Freddy's Frozen Custard; Wash Me Car Wash; Wash Time Car Wash; the Big Thompson 4-Wheelers; Asplundh; Orchards Ace Hardware; PetSmart; Buffalo Wings; Chipotle; Chili's Grill and Bar; Johnny Carino's; Wells Fargo; Stan's Auto; Sportsman's Warehouse; Subway; Tommy Hilfiger and others; will be providing their time and materials for the event; and
- WHEREAS,** the Big Thompson 4H Club; and others have volunteered to participate in the event; and
- WHEREAS,** the event is planned to coincide with Earth Day and should attract approximately 400 volunteers; and
- WHEREAS,** the event will help improve the aesthetics of the community, and the riparian corridor of the Big Thompson River; and
- WHEREAS,** the event will provide the citizens of Loveland an opportunity to help remove trash and other assorted debris within and along our waterways along with the material that still remains in and along the Big Thompson River from the receding waters from the 2013 historic flood event; and
- WHEREAS,** these efforts will help reduce the pollutants within our community, and improve upon the water quality of the Big Thompson River.

NOW, THEREFORE, we, the City Council of Loveland, do hereby proclaim Saturday, April 18, 2015 as the day of the Annual Spring Waterway Clean-up event along the Big Thompson River at various locations in the City of Loveland.

Signed this 7th day of April, 2015

Cecil A. Gutierrez, Mayor





Civic Center • 500 East Third Street, Suite 330 • Loveland, CO 80537
 (970) 962-2303 • Fax (970) 962-2900 • TDD (970) 962-2620
www.cityofloveland.org

PROCLAMATION

- WHEREAS** The City of Loveland recognizes the importance of strong families to the well being of our community; and
- WHEREAS** Participating in family history research tends to bind the generations more closely together; and
- WHEREAS** Many in our community desire to learn more about family history research but need help getting started; and
- WHEREAS** Some in our community have been doing family history research for some time but have encountered obstacles in their research that they would like to overcome; and
- WHEREAS** To help all who are interested in family history research to learn more about it, a free all-day event called Family Discovery Day is being held at the Loveland Stake Center of The Church of Jesus Christ of Latter-day Saints, 3800 Mountain Lion Drive, Loveland, on April 25, 2015, that will include a combination of video presentations from the RootsTech 2015 family history conference and live presentations from local family history experts;

NOW, THEREFORE, we, the City Council of Loveland, do hereby proclaim April 25, 2015, as

FAMILY DISCOVERY DAY

in Loveland, Colorado, and, in so doing, encourage all citizens who are interested in family history research to participate in family-history-related activities on that day.

Signed this 7th day of April, 2015

Cecil A. Gutierrez,
 Mayor





Civic Center • 500 East Third Street, Suite 330 • Loveland, CO 80537
 (970) 962-2303 • Fax (970) 962-2900 • TDD (970) 962-2620
www.cityofloveland.org

PROCLAMATION

- WHEREAS,** Title VIII of the Civil Rights Act, which guarantees fair housing for all residents of the United States, was signed into law in April 1968; and
- WHEREAS,** the year 2015 marks the 47th anniversary of the passage of the Act, which guarantees that housing throughout Loveland and the United States of America should be made available to all citizens without regard to race, color, religion, national origin, gender, age, sexual orientation, familial status, gender, or disability; and
- WHEREAS,** illegal barriers to equal opportunity in housing, no matter how subtle, diminish the rights of all and only with cooperation, commitment, and support, can barriers to the enjoyment of housing be removed; and
- WHEREAS,** the Month of April is nationally recognized as Fair Housing Month and a time to reflect on and reaffirm our national commitment to the ideal that fair housing opportunity is available to everyone in the United States; and
- WHEREAS,** the State of Colorado, which enacted prohibitions against housing discrimination in 1959, the first state in the nation to pass anti-discrimination laws pertaining to private property, recognizing and affirming that all persons in the State of Colorado are free to purchase, rent, finance, and insure their homes without regard to their race, color, religion, creed, sex, national origin, ancestry, familial status, marital status, or sexual orientation; and
- WHEREAS,** the City of Loveland, Colorado welcomes this opportunity to reaffirm our commitment to the principal of fair housing for all and are committed to all efforts that address discrimination in our communities, support programs that educate the public concerning their rights to equal housing opportunity and assure every person their right to live free of the fear of housing discrimination;

Now, Therefore, we, the City Council of Loveland do hereby declare April 2015 as

FAIR HOUSING MONTH

in the City of Loveland, Colorado.

Signed this 7th day of April, 2015

Cecil A. Gutierrez, Mayor



MINUTES
LOVELAND CITY COUNCIL MEETING
TUESDAY, MARCH 3, 2015
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: Roll was taken and the following responded: Gutierrez, Clark, McKean, Farley, Shaffer, Trenary, Fogle, and Krenning. Councilor Taylor was absent.

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 wished to remove items from the Consent Agenda. Item #6 was removed to the Regular Agenda since Councilor Fogle was not present on first reading.

Councilor Shaffer moved to approve the Consent Agenda with the exception of Item #6. Councilor Farley seconded the motion which carried with all councilors present voting in favor.

CONSENT AGENDA

1. **CITY CLERK** (presenter: Terry Andrews)
APPROVAL OF MEETING MINUTES
 1. **A Motion to Approve the City Council Meeting Minutes for the February 3, 2015 Regular Meeting was approved.**
This is an administrative action to approve the City Council meeting minutes for the February 3, 2015 Regular Meeting.
 2. **A Motion to Approve the City Council Meeting Minutes for the February 10, 2015 Study Session and Special Meeting was approved.**
This is an administrative action to approve the City Council meeting minutes for the February 10, 2015 Study Session and Special Meeting.

2. **HUMAN RESOURCES** (presenter: Julia Holland)
SPECIAL MEETING NOTICE REGARDING INTERVIEWS FOR THE PRESIDING MUNICIPAL JUDGE POSITION

A Motion Setting a Special Meeting of City Council on March 20, 2015, at 8:30 a.m. in the City Manager's Conference Room and to Conduct an Executive Session at that Meeting for the Purposes of Interviews for the Presiding Municipal Judge and Personnel Discussions Related to the Recruitment of the Position. Council may consider direction to Staff in open session. Council waives the requirement of notice of the meeting delivery to their homes. This item was approved.

This is an administrative action to set a Special Meeting and to conduct an Executive Session for the purposes of interviews and personnel related discussion for the Presiding Municipal Judge position.

**3. PARKS & RECREATION (presenter: Janet Meisel-Burns)
CONTRACT AWARD FOR RIVER'S EDGE NATURAL AREA RECONSTRUCTION**

A Motion to Award a Construction Contract for the River's Edge Natural Area Reconstruction Project to Territory Unlimited in an Amount not to Exceed \$696,918 and to Authorize the City Manager to Execute the Contract on Behalf of the City was approved.

This is an administrative action seeking approval of a motion to award a construction contract to Territory Unlimited for a total cost of \$696,918.00, and authorize the City Manager authority to sign the contract. This contract would retain the services of Territory Unlimited as the general contractor to complete the construction of the River's Edge Natural Area Project. The contract cost is the base bid amount of \$666,632.50 along with an addition of \$30,285.50 due to an increase in the amount of hazardous mitigation work included in the request for bids as an add alternate. The additional work is due to the severe flood damage from the September 2013 Flood event. Funding for the construction is fully appropriated in the 2015 Open Lands Fund 202 Budget. Full reimbursement of all costs is anticipated. The City anticipates a 75% FEMA reimbursement and a 12.5% State of Colorado reimbursement for the project from Public Assistance grants. In addition, the City received \$148,718 from CIRSA and a GOCO grant was awarded in April 2014 to assist with the additional 12.5% remaining to cover the City's share of the construction costs. The City will be fronting the initial costs of construction and will file for reimbursement once the project is completed.

**4. PUBLIC WORKS (presenter: Lorna Holmes)
SUPPLEMENTAL APPROPRIATION FOR FAB BUILDING 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 2015 City of Loveland Budget for Fire Administration Building (FAB) Remodel was approved.

This is an administrative action. The ordinance on first reading appropriates funds for design and construction on the Fire & Administration Building remodel project to create a Development Center in the amount of \$1,200,000. City Council discussed this topic at a study session on January 27, 2015. The project will be funded by reserves in the amount of \$1,116,000 from Fund Balance in the General Fund and \$84,000 from the Fund Balance in the General Government Capital Expansion Fee Fund. Both funds have adequate balances. Current balance in the General Fund is \$5,828,741 and in the General Government CEFs is \$6,963,658.

**5. PUBLIC WORKS (presenter: Dave Klockeman)
SUPPLEMENTAL APPROPRIATION FOR RAILROAD AVENUE FLOOD REPAIRS**

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 2015 City of Loveland Budget for Flood Related Transportation Repairs for Railroad Avenue was approved.

This is an administrative action. The City has received a federal grant through the

Colorado Department of Transportation (CDOT) in the amount up to \$4,311,935.00 to fund flood related transportation repairs in the City of Loveland. This item consists of consideration of the first reading of an ordinance to appropriate the federal funds for the Railroad Avenue project included in the intergovernmental agreement previously approved by City Council. The project is funded from federal funds, State matching funds in the amount of \$448,172.50 and City of Loveland local match funds in the amount of \$448,172.50. The City funds are included within the approved 2014 Budget for the Public Works Department for Street Rehabilitation Projects, anticipated to be included in the rollovers at a future City Council meeting.

6. **CITY MANAGER** (presenter: Bill Cahill)
SUPPLEMENTAL APPROPRIATION FOR LINCOLN HOTEL SETTLEMENT AGREEMENT

This item was removed to the regular agenda.

7. **DEVELOPMENT SERVICES** (presenter: Troy Bliss)
VACATION OF RIGHT-OF-WAY WITHIN THE ORIGINAL TOWN OF LOVELAND

A Public Hearing was held and a Motion to Approve and Order Published on First Reading an Ordinance Vacating a Portion of a Public Right-of-Way Located within the Original Town of Loveland, 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 small portion (6") of public right-of-way within the Original Town of Loveland Addition. The right-of-way to be vacated is on E. 4th Street, adjacent to the front of the Arcadia Hotel. The purpose of the vacation is to accommodate stabilization of the building foundation and the addition of a new brick façade. The subject portion of right-of-way does not include any public utilities and is so negligible in scope that there will be no impacts to the sidewalk along E. 4th Street for pedestrian movement.

8. **CULTURAL SERVICES** (presenter: Rich Harris)
AMENDING RIALTO THEATER BOX OFFICE FEES

A Motion to Approve Resolution #R-20-2015 Amending the 2015 Schedule of Rates, Charges and Fees for City Services, other than Services Provided by the Water and Power Department and the Stormwater Enterprise with Respect Only to the Rialto Theater Box Office Ticket Fees was approved.

This is an administrative action. The resolution addresses the fees for the Rialto Theater Center Box Office. At the February 3, 2015, City Council meeting, Councilors directed Cultural Services to return with a modified fee structure for the Box Office that covers direct costs, but does not function as a profit-making enterprise.

9. **FINANCE** (presenter: Marc Kahn)
AMENDMENT TO CITY GENERAL RATES, FEES, AND CHARGES

A Motion to Approve Resolution #R-21-2015 Amending Resolution #R-68-2014 and the 2015 Schedule of Rates, Charges and Fees for City Services with Regard to the Development Services, Library, and Public Works Rates, Charges, and Fees. This item was approved.

This is an administrative action to adopt a resolution amending the 2015 Schedule of Rates, Charges, and Fees for City services, other than services provided by the Water and Power Department and the Stormwater Enterprise. The amendment would correct five errors. Development Services had three fees that were inadvertently left off the initial 2015 Schedule of Rates, Charges, and Fees. The resolution would correct Major Amendment Fee (\$500) and Minor Amendment Fee (\$300) to the Conceptual Master Plan and add the Major Home Occupation Fee (\$50). The resolution would also remove the \$2.00 Library Department Fee for Temporary Internet Use Library Card Fee. Furthermore,

the resolution would correct the Public Works Fees for Inspection of Streets for a Single Family Unit from \$150 to the correct amount currently being charged of \$75.

**10. FINANCE (presenter: Brent Worthington)
FINANCIAL REPORT FOR JANUARY 2015**

This is an informational 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 January 31, 2015.

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

**6. CITY MANAGER (presenter: Bill Cahill)
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION FOR LINCOLN HOTEL SETTLEMENT AGREEMENT**

Councilors Farley and Fogle recused themselves from the discussion of this item. Bill Cahill presented this item to Council. This is an administrative action to consider on first reading an ordinance appropriating \$220,000 to fund the City's contribution to the cost of fire sprinkler improvements to the Lincoln Hotel as contemplated by a Settlement Agreement with Lincoln Hotel, LLC. The Settlement Agreement was entered into on October 21, 2014 to resolve an appeal to City Council of the Fire Marshall's Order to Correct significant fire code violations in the building. Mayor Gutierrez opened the public comment at 6:40 p.m. and with no further public comment the public hearing was closed at 6:40 p.m.

Councilor Shaffer moved to approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget for the Lincoln Hotel Settlement Agreement. Councilor Trenary seconded the motion which carried with all councilors present (6) voting in favor.

**11. PUBLIC WORKS (presenter: Dave Klockeman)
SUPPLEMENTAL APPROPRIATION FOR BOISE AVENUE EXTENSION PROJECT**

City Engineer, Dave Klockeman introduced this item to Council. This is an administrative action. At the January 6, 2015 City Council Meeting, City staff was directed to design and construct interim improvements to the Boise Avenue Extension Project in 2015. This item includes an additional appropriation request of \$400,000 for 2015 from Street Capital Expansion Fee reserves as well as an update on the project status showing the schedule for completing the design and construction in 2015. The total cost for the interim project is

estimated at \$1,600,000. In addition to the approximately \$300,000 available in the 2014 Boise Avenue project budget (planned to be rolled over in March), \$290,000 is appropriated in the Fiscal Year 2015 Budget for starting amount of \$590,000. Funding not yet assigned to specific projects in 2014 due to delays in re-prioritizing the Transportation Capital Improvement Program in the amount of \$610,000 increases the available funding to \$1,200,000. CEF revenue is estimated to have come in at about \$400,000 over budget projections in Fiscal Year 2014. Applied to the Boise Avenue project, total identified funding would be the needed \$1,600,000. Mayor Gutierrez opened the Public hearing at 7:22 p.m. With no further public comment, the public hearing was closed at 7:30 p.m.

Councilor Shaffer moved to approve and Order Published on First Reading an Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget for the Boise Avenue Extension Project. Councilor Farley seconded the motion which carried with all councilors present voting in favor.

**13. HUMAN RESOURCES (presenter: Julia Holland)
EXECUTIVE SESSION REGARDING REVIEW OF CANDIDATE APPLICATIONS FOR
THE MUNICIPAL JUDGE POSITION**

Councilor Shaffer moved that the City Council go into executive session as authorized by the Colorado Open Meetings Law in CRS § 24-6-402(4)(b), (4)(e), (4)(f) and (4)(g) and by City Charter Sections 4-4(c)(1), (c)(3), (c)(5) and (c)(6).

This executive session will concern the review of applications, application materials, and letters of reference for applicants for the position of Presiding Municipal Judge and is authorized by the following sections of the Colorado Revised Statutes and the City of Loveland Charter:

- **Personnel matters to include review, evaluation, consideration of applications, letters of reference, and deliberation regarding candidates for the position of Presiding Municipal Judge as authorized by CRS § 24-6-402(4)(f) and Charter Section 4-4(c)(5); and**
- **To consider applications and materials related to candidates for the position of Presiding Municipal Judge, which are documents protected by the mandatory nondisclosure provisions of the Colorado Open Records Act, as authorized by CRS § 24-6-402(4)(g) and Charter Section 4-4(c)(6); and**
- **Since these personnel matters may be the subject of future negotiations, to determine negotiation positions, develop negotiation strategy and to instruct negotiators concerning such positions and strategy as authorized by CRS § 24-6-402(4)(e) and Charter Section 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 Section 4-4(c)(3).**

Councilor Farley seconded the motion which carried with all councilors present voting in favor.

Council went into Executive Session at 7:47 p.m.

**12. CITY CLERK (presenter: Terry Andrews)
MICHAELS DEVELOPMENT COMPANY**

This is an administrative action, calling for an Executive Session per 24-6-402 C.R.S. At the February 24, 2015 Study Session, City Council discussed the Michaels Corporation Development aka the "South Catalyst Project". After the discussion, Council directed staff to come back with a motion calling for an Executive Session on March 3, 2015 for consideration. The purpose of the Executive Session: (1) the City's acquisition of real

property in Downtown Loveland for the South Catalyst Project and related negotiations with the potential developer, The Michaels Corporation; and (2) negotiations with Larimer County concerning a potential agreement for the disposal and redevelopment of a portion of said real property.

Councilor Shaffer moved that City Council to go into Executive Session to Discuss (1). the City's Acquisition of Real Property in Downtown Loveland for the South Catalyst Project and Related Negotiations with the Potential Developer, The Michaels Corporation.

Councilor Farley seconded the motion which carried with all councilors present voting in favor.

Councilor Shaffer moved to approve (2). Negotiations with Larimer County Concerning a Potential Agreement for the Disposal and Redevelopment of a Portion of Said Real Property, both as Authorized by the Following Sections of the Colorado Open Meetings Law and the City Charter.

Councilor Farley seconded the motion which carried with all councilors present voting in favor.

Council went into Executive Session at 8:08 p.m.

Council came out of Executive Session at 10:16 p.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.

CITY MANAGER REPORT None.

CITY ATTORNEY REPORT None.

ADJOURNMENT

With no more business to come before this Council, Mayor Gutierrez adjourned the March 3, 2015 meeting at 10:17 p.m.

Respectively Submitted,

Teresa G. Andrews, City clerk

Cecil A. Gutierrez, Mayor

MINUTES
LOVELAND CITY COUNCIL SPECIAL MEETING
FRIDAY, MARCH 20, 2015
CITY MANAGER'S CONFERENCE ROOM
500 EAST THIRD STREET, THIRD FLOOR
LOVELAND, COLORADO

CALL TO ORDER: Mayor Pro Tem Clark called the special meeting to order at 9:15 a.m.

ROLL CALL: Mayor Pro Tem Clark, Councilors Shaffer, Trenary, Fogle, Farley responded. Councilors Krenning, Gutierrez and Taylor were absent. Councilor McKean arrived at 9:41 a.m.

1. EXECUTIVE SESSION

The purpose of the Executive Session is to conduct interviews for the Presiding Municipal Judge position. **Councilor Shaffer moved that City Council go into executive session to interview applicants for the position of Municipal Judge as authorized by the following sections of the Colorado Revised Statutes and the City of Loveland Charter: Personnel matters to include interviews, review, evaluation, consideration of references for, and deliberation regarding candidates for position of Municipal Judge as authorized by C.R.S. § 24-6-402(4)(f) and Charter Section 4-4 (c)(5); and To consider applications and materials related to candidates for the position of Municipal Judge, which are documents protected by the mandatory nondisclosure provisions of the Colorado Open Records Act, as authorized by C.R.S. § 24-6-402(4)(g) and Charter Section 4-4(c)(6); and For personnel matters will be the subject of future negotiations as authorized by C.R.S. § 24-6-402(4)(e) and Charter Section 4-4(c)(1); and As needed, to receive legal advice from the City Attorney's Office as authorized in C.R.S. § 24-6-402(4)(b) and Charter Section 4-4(c)(3) at 9:16 a.m. The motion seconded by Councilor Farley carried with all councilors present voting in favor thereof. Human Resources Director, Julia Holland was also present in the executive session.**

Council reconvened at 12:12 p.m.

2. OPEN MEETING

Personnel Discussion related to the recruitment of the Position of Presiding Municipal Judge and possible direction to Staff. Council directed Julia Holland to make the tape available to Councilors Taylor, Krenning and Mayor Gutierrez and to place the matter on the April 7, 2015 Regular meeting of City Council, with an executive session for purposes of consideration and deliberation of the Municipal Judge position.

ADJOURN

Hearing no further business before City Council, Mayor Pro Tem Clark adjourned the March 20, 2015 Special Meeting at 12:14 p.m.

Respectfully Submitted,

Teresa G. Andrews, City Clerk

Dave Clark, Mayor Pro Tem

MINUTES
LOVELAND CITY COUNCIL STUDY SESSION and SPECIAL MEETING
TUESDAY, MARCH 24, 2015
CITY COUNCIL CHAMBERS
500 EAST THIRD STREET
LOVELAND, COLORADO

6:30 p.m.

STUDY SESSION AGENDA

Councilors Taylor, Krenning, Trenary, McKean, Fogle, Clark and Gutierrez were present.
 Councilor Shaffer arrived at 7:00 p.m.

1. DEVELOPMENT SERVICES
HIGHWAY 287 STRATEGIC PLAN

Planning Technician Bethany Clark introduced this informational presentation summarizing the City's progress on the Highway 287 Strategic Plan to Council. City staff and the consultant team from Logan Simpson Design, addressed Council and answered questions. The presentation included an overview of the economic strategies and actions developed in response to the challenges identified and input received from the community and stakeholders. Discussion ensued. City staff received input from the City Council on the strategies and actions, as well as the overall direction of the plan in order to prepare a draft of the plan. Departments that do capital projects were encouraged to consider including the following projects in their capital plan as may be appropriate given other priorities: Undergrounding utility lines; Bike and pedestrian amenities; Dry Creek Bridge enhancements; and constructing missing sidewalk sections. Staff was directed to prepared the draft and share it with stakeholders before returning to a regular meeting this summer for formal consideration of the plan.

ADJOURN

Mayor Gutierrez adjourned the March 24, 2015 Study Session into the regular agenda at 8:06 p.m.

ROLL CALL: Councilors Taylor, Krenning, Shaffer, Trenary, McKean, Fogle, Clark and Gutierrez responded. Councilor Farley was absent.

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.

SPECIAL MEETING AGENDA

1. FINANCE
PUBLIC HEARING
SALES TAX ON FOOD FOR HOME CONSUMPTION

This is a public hearing, which may result in Council action. The City of Loveland charges sales tax on food for home consumption, at the full 3% city sales tax rate. Council can eliminate the sales tax on food for home consumption, reduce it, make no change, or direct further staff work. Finance Director, Brent Worthington, Budget Manager, Mark Kahn and Revenue Manager, Jim Wedding presented this item and answered questions. **Councilor**

Fogle moved to approve the ordinance reducing the tax on food for home consumption with the following amendment: in Section 1: 3.16.020 General Provisions A. There is imposed on the sale of tangible personal.....

“Notwithstanding anything in this sub-section A to the contrary, the sales tax on the sale of food for home consumption as defined in§ 39-26-102(4.5)(a), Colorado Revised Statutes, except candy and soda as defined in§ 39-26-707(1.5), Colorado Revised Statutes, is hereby reduced to a percent of the gross receipts as defined by the following timeline: from 3% to 2% effective November 1, 2015; from 2% to 1% effective November 1, 2016 and to eliminate all municipal sales tax on food for home consumption effective November 1, 2017.” The motion was seconded by Mayor Pro Tem Clark.

Mayor Gutierrez asked for public comment at 9:32 p.m.: George Fitzgerald, 4760 Ignacio Ave, spoke in support of the ordinance; Ann Harroun, 2321 Apple Ave, spoke in opposition to a reduction or repeal of the sales tax on food for home consumption; Irene Fortune, 4830 Avon Ave; spoke in opposition to the ordinance; Buddy Meyers, 2429 Cameo Ct. spoke in support of the ordinance; Tom Buchanan, 910 W. 8th St, spoke in support of the ordinance, Terry Beard 3173 Sweetgum Ct, spoke in support of the ordinance, Nancy Rumfeldt, 2479 Selenium, encouraged Council to approve an ordinance abolishing the sales tax effective immediately; Larry Sarner, Ward II, encouraged Council to vote to repeal the tax effective immediately, Jackie Marsh, 243 E. 4th St. to tax users of tobacco, alcohol and marijuana to make up any impact from the loss of revenue with the approval of this ordinance. Jeremy Jerzvig, 3854 Buena Vista Dr, spoke in support of the ordinance. Mayor Gutierrez closed the public comment at 10:25 p.m. Council Discussion ensued. Council discussed the effective dates of the three step sales tax reduction. Consensus of Council was to make the effective date of each reduction November 1.

A roll vote was taken on the motion, which carried with all councilors present voting in favor thereof.

As a direct result of the action taken this evening, Consensus of Council was to direct staff to anticipate a discussion regarding the Priority Based Budgeting (PBB) model at the April 14, 2015 study session.

ADJOURN

Hearing no further business before this Council, Mayor Gutierrez adjourned the meeting at 11:31 p.m.

Respectfully Submitted,

Teresa G. Andrews, City Clerk

Cecil A. Gutierrez, Mayor

**CITY OF LOVELAND**

LOVELAND FIRE RESCUE AUTHORITY

Administration Offices • 410 East Fifth Street • Loveland, Colorado 80537

(970) 962-2471 • FAX (970) 962-2922 • TDD (970) 962-2620

AGENDA ITEM: 2
MEETING DATE: 4/7/2015
TO: City Council
FROM: Mark Miller, Loveland Fire Rescue Authority
PRESENTER: Mark Miller, Fire Chief

TITLE:

An Ordinance on Second Reading Amending Title 15.04 Concerning Fire Code Appeals

RECOMMENDED CITY COUNCIL ACTION:

Adopt the ordinance as written on second reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied, then the Fire Rescue Advisory Commission retains the responsibility for hearing appeals. This is a role some current members are not comfortable with performing because they do feel it is consistent with the advisory function of the board, and they did not feel they have the technical expertise for code interpretation.
3. Adopt a modified action (specify in the motion).
4. Refer back to staff for further development and consideration. This action was pulled from a previous City Council agenda based on the informal feedback received related to the perception that the Fire Chief serving on the appeals board did not reflect independent consideration on code interpretation issues. The Loveland Fire Rescue Authority (LFRA) Board reconsidered the membership and replaced the Chief with another LFRA board member. It is a LFRA Board recommendation. If this action is referred back, it would be placed on the April 29, 2015 LFRA Board meeting for additional consideration based on City Council concerns. Then it would come back to the City Council at their May 19, 2015 meeting. Referring this back to staff would delay the agreed upon strategic advancement of aligning the accountability for Loveland Fire Rescue Authority policy direction with the governing board currently responsible for that function.

SUMMARY:

This is a legislative action to consider an ordinance on second reading. On February 25, 2015, the Loveland Fire Rescue Authority (LFRA) Board voted to recommend to City Council that a new Fire Code Board of Appeals be established with LFRA Board members. The Fire Rescue Advisory Commission currently serves in this capacity (per Loveland Municipal Code 15.04.150). The Fire Authority Board recommends that the Appeals Board be comprised of at least three LFRA Board

members, provided that one of the members present is from the Rural District. This ordinance was approved unanimously on first reading by Council at the March 17, 2015 regular meeting.

BUDGET IMPACT:

- Positive
 - Negative
 - Neutral or negligible
-

BACKGROUND:

Title 15 of the Municipal Code designates the Appeals Board to hear appeals if a person is denied a permit, has a permit revoked, is issued an Order to Correct or Abate, or is issued a Stop Work Order by the fire code official.

The Fire Rescue Advisory Board has heard only one appeal since its inception, based on records available. During the appeal process, the Commission members expressed concern about the difficulty of this quasi-judicial role as a citizen advisory board, where the primary responsibility of the commission is advising City Council on policy issues. The interpretation of fire codes was deemed technical in nature by the Commission and many of them felt unable to interpret with their limited background.

The LFRA Board considered a couple of options (the Fire Chief serving as the final appeal and the LFRA Board serving as the final appeal). They voted to recommend that the Appeals Board be comprised of a quorum of the Loveland Fire Rescue Authority Board, three Board members provided that one of the members is a Rural District member. The Board felt it was important to include appeals board members that would be considered independent by the appellant.

The appellant's recourse after the Appeals Board would be to take the matter to District Court, which has not changed.

REVIEWED BY CITY MANAGER:

LIST OF ATTACHMENTS:

1. Ordinance
-

FIRST READING: March 17, 2015

SECOND READING: April 7, 2015

ORDINANCE No. _____

**AN ORDINANCE AMENDING TITLE 15.04 CONCERNING
FIRE CODE APPEALS**

WHEREAS, On August 19, 2011, pursuant to an intergovernmental agreement between the City of Loveland (“City”) and the Loveland Rural Fire Protection District (“District”), the Loveland Fire Rescue Authority (“Fire Authority”) was created as a separate governmental entity with a beginning operational date of January 1, 2012 at 12:01 a.m.; and

WHEREAS, the Fire Authority, through the Fire Chief or his authorized designee, is responsible for enforcing the fire code as adopted by the District and the; and

WHEREAS, the city’s Fire Rescue Advisory Commission (“FRAC”) was designated as the appeal board for appeals of the fire code official’s determinations, with final review by city council; and

WHEREAS, the FRAC has heard only one appeal since its inception, based on records available and during that one appeal, the Commission members expressed concern about the difficulty of this quasi-judicial role for members of as a citizen advisory board, whose primary responsibility is advising City Council on policy issues; and

WHEREAS, the Fire Authority board discussed the issue of interpretation of fire codes and appeals of the fire code official’s determinations and voted at its February 25, 2015 meeting to recommend that the Fire Authority board be designated to hear final appeals and to conduct such appeals by appointing three members of the Board, one District and one City member of the board, together with one other member to act as hearing chair; and

WHEREAS, City Council desires to have the Loveland Fire Rescue Authority be designated as the final appeals board for hearing appeals of the fire code official’s determinations and orders.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF LOVELAND, COLORADO:**

Section 1. That section 15.04.150 of the Loveland Municipal Code is hereby amended to read in full as follows:

15.04.150 Appeals.

The construction advisory board shall serve as the board of appeals in connection with all codes adopted in this Title 15 by reference with the exception of appeals arising out of the fire code adopted by this Title.

Section 2. That section 15.04.152 of the Loveland Municipal Code is hereby amended to read in full as follows:

15.04.152 Appeals to Loveland Fire Rescue Authority.

A. If under the fire code adopted by this Title 15 a person is denied a permit, has a permit revoked, is issued an order to correct or abate, or issued a stop work order by the code official, such person may appeal the code official's action to the Loveland Fire Rescue Authority appeals board by filing a written notice of appeal to the code official not later than fifteen days after the permit has been denied or revoked or fifteen days after the issuance of an order to correct or abate or stop work order, which notice shall specifically state the appellant's grounds for appeal.

B. The Loveland Fire Rescue Authority appeals board hearing appeals shall be comprised of three members of the Loveland Fire Rescue Authority board, one from the City, one from the Loveland Fire Protection District and one additional member to serve as hearing chair.

C. Each appeal will be heard at a public hearing. Notice of the public hearing shall be given at least fifteen days in advance by publication of a notice of the public hearing in a newspaper of general circulation in the city. At the appeal hearing, members of the public, the appellant and the LFRA staff shall be entitled to address the appeals board. The public hearing shall be recorded.

D. The Loveland Fire Authority appeals board may authorize the issuance of a denied permit or rescind the revocation of a permit, order to correct or abate, or a stop work order, and when doing so may designate and impose such conditions as it may reasonably determine to be justified under the circumstances only if the board determines the following:

1. That the denial of the permit, the revocation of the permit, order to correct or abate or the issuance of a stop work order is not justified under the applicable provisions of the fire code; or

2. That the alternative design, materials, or methods of construction proposed by the appellant are equivalent to those prescribed by the applicable fire code provisions concerning quality, strength, effectiveness, fire resistance, durability, safety and all other pertinent factors and adequately protect the health safety or welfare of the occupant, intended occupants, surrounding properties and the public generally; or

3. That the applicable requirements of the fire code would work an undue and unique hardship upon the appellant. An appeal based on undue hardship must also include a statement from the appellant specifying the nature and extent of the hardship;

4. And, that the issuance of the denied permit or the rescission of the revocation of a permit, order to correct or abate, or stop work order will not unreasonably jeopardize the health,

safety and welfare of the occupant, intended occupants, surrounding properties and the public generally.

Section 3. That section 15.04.153 of the Loveland Municipal Code is hereby amended to read in full as follows:

15.04.153 Public hearings.

Every appeal under Section 15.04.151 and Section 15.04.152 shall be heard by the construction advisory board at a public hearing. Notice of the public hearing shall be given at least fifteen days in advance by publication of a notice of the public hearing in a newspaper of general circulation in the city. At the appeal hearing, members of the public, the appellant and city staff shall be entitled to address the appeals board. The public hearing shall be recorded.

Section 4. That section 15.04.155 of the Loveland Municipal Code is hereby amended to read in full as follows:

15.04.155 Review by City Council.

The appellant or the city official whose decision was appealed under Section 15.04.151 to the construction advisory board, and who is aggrieved by the decision of the appeal board, may appeal that decision to the city council. In addition, the Fire Chief may appeal a decision of the construction advisory board reasonably related to a fire related issue. A person appealing a decision of the construction advisory board shall file a written notice of appeal with the city’s building official no later than fifteen days after the board’s decision and shall in the notice the grounds for appeal. In the event of such appeal to the city council, the powers and duties set forth in Section 15.04.151 shall be exercised by the city council, which shall conduct a new public hearing on the matter.

Section 5. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect ten (10) days after its final publication as provided in the City Charter Section 4-8(b).

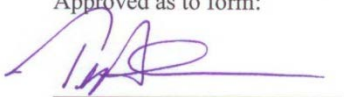
ADOPTED this _____ day of _____, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

Approved as to form:



Teresa Ablao
Assistant City Attorney



CITY OF LOVELAND
LOVELAND FIRE RESCUE AUTHORITY
 Administration Offices • 410 East Fifth Street • Loveland, Colorado 80537
 (970) 962-2471 • FAX (970) 962-2922 • TDD (970) 962-2620

AGENDA ITEM: 3
MEETING DATE: 4/7/2015
TO: City Council
FROM: Mark Miller, Loveland Fire Rescue Authority
PRESENTER: Mark Miller, Fire Chief

TITLE:

An Ordinance Amending the City Code to dissolve the Loveland Fire Rescue Advisory Commission.

RECOMMENDED CITY COUNCIL ACTION:

Approve the ordinance as written on second reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied, then the current commission would be retained as a City Commission. The policy direction for the Loveland Fire Rescue Authority resides with the Authority Board, including three of five members representing the City of Loveland. The advisory function of the commission would not be in alignment with the governing board that is accountable for the fire rescue services policy direction in the greater Loveland area.
3. Adopt a modified action (specify in the motion).
4. Refer back to staff for further development and consideration. This is a LFRA Board recommendation. If this action is referred back, it would be placed on the April 29, 2015 LFRA Board meeting for additional consideration based on City Council concerns. Then it would come back to the City Council at the May 19, 2015 meeting. Referring this back to staff would delay the agreed upon strategic advancement of aligning the accountability for Loveland Fire Rescue Authority policy direction with the governing board currently responsible for that function.

SUMMARY:

Note: A slight change was made in the title and enacting language of this ordinance after first reading, to clarify the intent. This is an administrative action to dissolve the Fire Rescue Advisory Commission. The Commission has played an important role in strategic planning and policy considerations. Since Loveland Fire Rescue Authority (LFRA) Board is responsible for setting policy of the Authority, the citizen advisory board that is responsible for bringing the citizen's perspective to policy considerations should be aligned with the decision-making authority. Therefore the LFRA Board voted on January 28, 2015 to make a recommendation to the Loveland City Council to dissolve the Commission as a City Commission. If the City Council approves that

action, then the LFRA Board would reinstate the existing members as an ad hoc commission and the LFRA Bylaws would be amended. This ordinance was approved unanimously on first reading by Council at the March 17, 2015 regular meeting.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible
-

BACKGROUND:

When the Fire Authority was established, City Council added two positions to the seven-member commission for representation from the Rural District (Loveland Municipal Code Section 2.60.110(B)). The alignment of the Commission remained with City Council. This section of the Code specifically identifies the purpose of the commission as an advisory body to the City Council and to the Loveland Fire Rescue Authority in the implementation of the fire protection master plan and the future strategic planning for the City and the Authority. In addition, the Commission serves as an advisory body to the Fire Chief concerning fire protection, rescue, and emergency management issues.

The ordinance attached would revise the Loveland Municipal Code. Because the Municipal Code Section 15 also designates the Fire Rescue Advisory Board as the Appeals Board the two actions need to be considered sequentially.

The LFRA Board voted to reinstate the Commission as an ad hoc commission. This would allow for them to invest their time specifically associated with project work (i.e. updating the Strategic Plan or the Rural District Mill Levy Strategy). If at some point in the future there is no project assignment, then meetings could be suspended. The mechanics of how this works would be approved by the LFRA Board as an addition to the Rules and Regulations document that identifies how LFRA administrative policies and procedures are handled.

The roster for the commission is attached.

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance
 2. FRAC Roster
-

FIRST READING: March 17, 2015

SECOND READING: April 7, 2015

ORDINANCE No. _____

AN ORDINANCE AMENDING THE CITY CODE TO DISSOLVE THE LOVELAND FIRE RESCUE ADVISORY COMMISSION

WHEREAS, On August 19, 2011, pursuant to that Intergovernmental Agreement for the Establishment and Operation of the Loveland Fire Rescue Authority as a Separate Governmental Entity (The “Formation Agreement”) the City of Loveland (“City”) and the Loveland Rural Fire Protection District (“District”) created the Loveland Fire Rescue Authority (“Fire Authority”); and;

WHEREAS, the City established a fire rescue advisory commission (“FRAC”) to serve as a citizen advisory board to council and the Fire Authority and has played an important role in strategic planning and policy considerations; and

WHEREAS, since the Fire Authority board, is responsible for setting policy of the Authority, the citizen advisory board that is responsible for bringing the citizen’s perspective to policy considerations should be aligned with the decision-making authority; and

WHEREAS, the Fire Authority board voted at their meeting on January 28, 2015 to make a recommendation to the Loveland City Council to dissolve the commission so that FRAC and all current members may be reappointed as an ad hoc commission to assist and advise the Fire Authority board;

WHEREAS, City Council desires to dissolve the FRAC as a City advisory board finding that it is better suited to be an advisory board to the Fire Authority.

NOW, THEREFORE, BE IT RESOLVED CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That Loveland Municipal Code Section 2.60.110 is hereby repealed.

Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect ten (10) days after its final publication as provided in the City Charter Section 4-8(b).

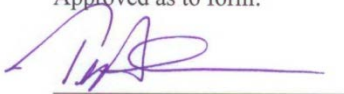
ADOPTED this _____ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

Approved as to form:



Teresa Ablao
Assistant City Attorney

FIRE AND RESCUE ADVISORY COMMISSION

| <u>MEMBER</u> | <u>ADDRESS</u> | <u>TELEPHONE</u> | <u>APPOINT- MENT DATE</u> | <u>EXPIRA- TION DATE</u> |
|---|---|---------------------------------------|--|---|
| City Commission Members | | | | |
| Jonathan Q. Smela jqstanley@comcast.net | 236 Riker Ct Loveland CO 80537 | H 667-3981 B 898-9439 | 3/03/15 | 6/30/18 |
| Dave Adams david@heroshand.com | 2522 N Empire Ave Loveland CO 80538 | H 667-8229 B 217-1440 | 8/21/12 | 6/30/15 |
| | | | | 6/30/15 |
| Paul W. Pfeiffer pfeiffer331@gmail.com | 331 Morgan Dr Loveland CO 80537 | H 635-1907 B (303) 692-2896 | 8/21/07 7/20/10 11/19/13 | 6/30/16 |
| Elton Bingham ecbingham@frii.com | 3326 Indigo Ct Loveland CO 80538 | H 669-9449 B 663-4145 | 2/4/14 | 6/30/16 |
| Vacant | | | | 6/30/16 |
| Leo Wotan leowotan@gmail.com | 3608 Akron Ct Loveland CO 80538 | H 669-0479 B 663-2400 | 1/6/15 | 6/30/17 |
| Vacant | | | | 6/30/17 |
| Rural Commission Members | | | | |
| Bob Boggio bboggio2@lpbroadband.net | 3905 Glade Rd Loveland CO 80538 | H 667-4472 B 430-8157 | 10/9/13 | |
| William Tillman william.tillman@thompsonschoools.org | 3 Idlewild Ln Loveland CO 80537 | H 669-3008 B 613-7576 | 7/25/12 | |
| Cecil Gutierrez Mayor@cityofloveland.org Council Liaison | 1035 Crabapple Loveland CO 80538 | H 619-0025 Phone Mail: 962-2190 | | |
| Leroy E. Anderson (Andy) Rural Board Liaison | 808 Ptarmigan Run Loveland, CO 80538 | H 402-2839 | 7/27/10 | |
| Mark Miller, Chief Mark.Miller@cityofloveland.org Staff Liaison | 410 E 5 St Loveland CO 80537 | B 962 2827 | | |
| Bonnie Wright Bonnie.Wright@cityofloveland.org Office Support | 410 E 5 St Loveland CO 80537 | B 962-2497 | | |

The term on the Commission is three years.

Two members are appointed by the Rural Fire Protection District and serves a term that is determined by the District.
4/2/15



CITY OF LOVELAND
CITY ATTORNEY'S OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2540 • FAX (970) 962-2900 • TDD (970) 962-2620

AGENDA ITEM: 4
MEETING DATE: 4/7/2015
TO: City Council
FROM: Tami Yellico, City Attorney
PRESENTER: Tami Yellico, City Attorney

TITLE:

An Ordinance on Second Reading Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget for the Payment of Legal Fees and Costs in Connection with the Quiet Title Action for the Pulliam Building

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. Alternatives to avoid additional litigation costs would be considered.
3. Adopt a modified action.

SUMMARY:

This is an administrative action to consider an ordinance on second reading making a supplemental appropriation in the amount of \$30,000 to fund the quiet title action pertaining to the Pulliam Community Building. This ordinance was unanimously approved on first reading by Council at the March 17, 2015 regular meeting.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

The funding for the appropriation of \$30,000 is from fund balance in the General Fund. The General Fund balance is \$5,791,750.

BACKGROUND:

The Pulliam Building is owned by the City. City Council has directed staff to file a legal action quieting title to the building in the City and seeking removal of restrictions on use contained in the 1936 deed and a separate agreement. The restrictions include a limitation on the use of the building for "community purposes," restrictions concerning the wall shared with the church

immediately adjacent to the Pulliam Building, and a reversion clause requiring the building to revert to the school district in the event the City ceases to use the building for “community purposes.”

This appropriation is for the total estimated cost of the quiet title action, which is being handled by the Wick & Trautwein Law Firm. Extensive research has been done to date identifying all of the parties that need to be named in the lawsuit. The cost of the litigation may be less if a settlement with the parties can be reached.

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING: March 17, 2015

SECOND READING: April 7, 2015

ORDINANCE NO. _____

AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2015 CITY OF LOVELAND BUDGET FOR THE PAYMENT OF LEGAL FEES AND COSTS IN CONNECTION WITH THE QUIET TITLE ACTION ON THE PULLIAM BUILDING

WHEREAS, the City has reserved funds not anticipated or appropriated at the time of the adoption of the 2015 City budget for the payment of legal fees and costs in connection with the quiet title action on the Pulliam Building; and

WHEREAS, the City Council desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the 2015 City budget for the payment of legal fees and costs in connection with the quiet title action on the Pulliam Building, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That reserves in the amount of \$30,000 from fund balance in the General Fund are available for appropriation. Such reserves in the total amount of \$30,000 are hereby appropriated for the payment of legal fees and costs in connection with the quiet title action on the Pulliam Building. The spending agencies and funds that shall be spending the monies supplementally budgeted and appropriated are as follows:

**Supplemental Budget
General Fund 100**

Revenues

Fund Balance 30,000

Total Revenue 30,000

Appropriations

100-13-110-0000-43450 PULLIAM Professional Services 30,000

Total Appropriations 30,000

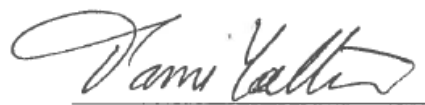
Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ___ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:


City Attorney



CITY OF LOVELAND

ECONOMIC DEVELOPMENT OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
 (970) 962-2304 • FAX (970) 962-2900 • TDD (970) 962-2620

AGENDA ITEM: 5
MEETING DATE: 4/7/2015
TO: City Council
FROM: Betsy Hale, Economic Development Director
PRESENTER: Betsy Hale, Economic Development Director

TITLE:

An Ordinance on Second Reading Creating and Establishing the Loveland Downtown Development Authority in the City of Loveland, Colorado

RECOMMENDED CITY COUNCIL ACTION:

Approve the ordinance on second reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied, then a Downtown Development Authority will not be established per part 8 of article 25 of title 31, Colorado Revised Statutes.
3. Adopt a modified action. (specify in the motion)
4. Refer back to staff for further development and consideration. This action is required by Colorado Revised Statutes and if referred back to staff, related activities such as appointments to the DDA Board and adoption of a Plan of Development will be delayed.

SUMMARY:

This is an administrative action. On February 10, 2015 an election was held to determine if downtown residents, property owners, business operators and other eligible persons supported the formation of a Downtown Development Authority. The voters approved the establishment of such an entity. At the March 17, 2015 meeting, City Council unanimously approved an ordinance on first reading to establish the Downtown Development Authority and approved the Resolution establishing a DDA Board of 7 members and appointing Councilor John Fogle to the DDA Board.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

BACKGROUND:

In January 2014, City Council directed staff to begin the process of assisting the private sector with the development of a downtown organization that is robust and durable. This organization would be a one-stop shop for all downtown related real estate projects, beautification, leadership and events. This group is now officially called the Loveland Downtown Partnership (LDP). One focus area of the Group was to lead the effort to establish a Downtown Development Authority (DDA). On February 10, 2015 an election was held and eligible voters in the Downtown Area voted to approve the formation of a DDA. This item addresses the next steps in the formation of the Authority.

The City is recruiting DDA Board members through our customary open application process, and applications closed on March 27. As part of the City's appointment process, the City Council made the appointment of John Fogle as the City Council member at the March 17th meeting.

REVIEWED BY CITY MANAGER:

LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING: March 17, 2015

SECOND READING: April 7, 2015

ORDINANCE NO. _____

AN ORDINANCE CREATING AND ESTABLISHING THE LOVELAND DOWNTOWN DEVELOPMENT AUTHORITY IN THE CITY OF LOVELAND, COLORADO

WHEREAS, pursuant to Ordinance No. 5906, a special election was held in the City of Loveland, Colorado, on Tuesday, February 10, 2015, wherein the following question was submitted to the qualified electors entitled to vote thereon:

Shall the Loveland Downtown Development Authority be organized pursuant to Part 8, Article 25, Title 31, Colorado Revised Statutes to exercise all powers authorized therein within the boundaries of the area legally described in Ordinance No. 5906 of the City Council of the City of Loveland, Colorado, and generally described as follows:

The proposed DDA is generally bounded by northbound Lincoln Avenue and southbound Cleveland Avenue; the eastern boundary of the proposed DDA goes from the tip of the southern gateway, following Lincoln Avenue to 3rd Street SE, east 2 blocks to Washington Avenue, 6 blocks north to 4th Street, east one block to Adams Avenue, north to 5th Street, and then back west to Washington Avenue; then from the intersection of 5th Street and Washington Avenue, north one block and west one block to Jefferson Avenue, north 1½ blocks and west another ½ block, then continuing northward, including the properties that front on Lincoln Avenue, toward Eisenhower Boulevard, to 1/2 block south of Eisenhower Boulevard, then east to Jefferson Avenue, north to the alley one half block past 16th Street, west 190 feet, north to the boundary with Lakeside Cemetery, west to Lincoln Avenue, north to the end of the one way system, and from the tip of the northern gateway, the western boundary includes the properties on the west side of Cleveland Avenue heading south to 11th Street, then west to just past the railroad tracks, south on Railroad Avenue for one block, and again west on 10th Street to Garfield Avenue, then south 11 blocks to past 2nd Street SW to the intersection of Garfield Avenue and Railroad Avenue, then following the irrigation ditch southeast back to Cleveland Avenue and then south to the end of the one way system.

WHEREAS, the returns of said election have been duly canvassed, and the Designated Election Official of the City of Loveland, Colorado, has determined that a majority of the qualified electors voting on said question cast ballots in favor thereof.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF

LOVELAND, COLORADO, THAT:

Section 1. Creation of Loveland Downtown Development Authority. There is hereby created and established pursuant to part 8 of article 25 of title 31, Colorado Revised Statutes, a downtown development authority in the City of Loveland, Colorado, to be known as the “Loveland Downtown Development Authority” (the “DDA”).

Section 2. Authority of DDA. The DDA shall be a body corporate with all the purposes and powers now or hereafter authorized by Part 8 of Article 25 of Title 31, Colorado Revised Statutes, and all additional and supplemental powers necessary or convenient to carry out and effectuate the purposes and provisions of said Part 8.

Section 3. Area of DDA. The DDA shall exercise its powers within the area bounded as follows:

Legal Description of DDA

Beginning at the point of intersection of the south right-of-way (ROW) line of E. 4th Street and the east ROW line of N. Washington Avenue; thence southerly along said east ROW line to its point of intersection with the north ROW line of E. 3rd Street; thence continuing southerly to the point of intersection of the south ROW line of E. 3rd Street and the east ROW line of N. Washington Avenue; thence continuing southerly along said east ROW line to its point of intersection with the north ROW line of E. 1st Street; thence southwesterly to the point of intersection of the south ROW line of E. 1st Street and the east ROW line of S. Washington Avenue; thence southerly along said east ROW line its point of intersection with the north ROW line of the alley between E. 1st Street and 2nd Street S.E.; thence continuing southerly to the point of intersection of the south ROW line of said alley and the east ROW line of S. Washington Avenue; thence continuing southerly along said east ROW line its point of intersection with the north ROW line of 2nd Street S.E.; thence continuing southerly to the point of intersection of the south ROW line of 2nd Street S.E. and the east ROW line of S. Washington Avenue; thence continuing southerly along said east ROW line to its point of intersection with the south ROW line extended of 3rd Street S.E.; thence westerly along said extended line to the point of intersection of the west ROW line of S. Washington Avenue and the south ROW line of 3rd Street S.E.; thence continuing westerly along said south ROW line to its point of intersection with the east ROW line of S. Lincoln Avenue; thence southerly along said east ROW line to its point of intersection with the north line extended of the 5th Street S.E. ROW; thence continuing southerly along said east ROW line to its point of intersection with the south line of the 5th Street S.E. ROW line; thence southerly along said east ROW line to its point of intersection with the north line of the 8th Street S.E. ROW; thence continuing southerly along said east ROW line to its point of intersection with the south line of the 8th Street S.E. ROW; thence westerly along the south line extended of the 8th Street S.E. ROW to the west line of the S. Lincoln Avenue ROW; thence northerly along the west ROW line of S. Lincoln Avenue to its point of intersection with the southwest line of the S. Cleveland Avenue ROW; thence continuing northwesterly along said southwest ROW line to its point of intersection with the south line of the 5th Street S.E. ROW; thence northerly along the west line of the S. Cleveland Avenue ROW to its point of intersection with the north line of the 5th Street S.E. ROW; thence continuing northerly along said west ROW line of S. Cleveland Avenue to its intersection with the north bank of the Farmer’s Ditch; thence northwesterly along said bank to its point of intersection with the west ROW line of the Burlington Northern/Santa Fe Railroad and the south line of Henrikson Addition; thence continuing northwesterly along said south line to the southwest corner of Henrikson Addition; thence northerly along the west line of said Henrikson Addition to its point of intersection with the south ROW line of 2nd Street S.W.; thence westerly along said south ROW line to the NW corner of Mill First Addition; thence northerly perpendicular to said ROW line to a point on the south line of Mill Second Addition; thence westerly along said south line to the SW corner of Mill Second Addition; thence northerly and easterly along the west line of said Mill Second Addition to the NW corner thereof; thence easterly and southerly along the north line of Mill Second Addition to the NE corner thereof; thence northwesterly to the SE corner of Riverside Addition; thence northerly along the east line of Riverside Addition to its point of intersection with the south ROW line of W. 1st Street; thence continuing northerly to the point of intersection of the north ROW line of W. 1st Street

vacated alley ROW; thence easterly along said south line to the centerline of the vacated alley ROW; thence northerly along said centerline to its point of intersection with the south ROW line of E. Eisenhower Boulevard; thence continuing northerly along the west line extended of said Lots to its point of intersection with the centerline of E. Eisenhower Avenue; thence westerly along said centerline, to its point of intersection with the west ROW line of the Burlington Northern/Santa Fe Railroad; thence northwesterly along said west ROW line to its point of intersection with the north line extended of the E. 15th Street ROW; thence easterly along said north line extended to its point of intersection with the west ROW line of Jackson Avenue; thence easterly along said north line extended of the East 15th Street ROW to its point of intersection with the east ROW line of Jackson Avenue; thence continuing easterly along the north ROW of E. 15th Street to its point of intersection with the east ROW line of the alley between Jackson Avenue and N. Lincoln Avenue; thence northerly along said east ROW of the alley to its point of intersection with the south ROW line of E. 16th Street; thence northerly along said east ROW of the alley to its point of intersection with the north ROW line of E. 16th Street; thence continuing northerly along said east ROW of the alley to its point of intersection with the southern property line of the Loveland Burial Park Cemetery; thence easterly along said southern property line to its point of intersection with the west ROW line of N. Cleveland Avenue; thence northeasterly along the northwestern ROW line of N. Cleveland Avenue to its point of intersection with the west ROW line of N. Lincoln Avenue; thence northerly along said west ROW line to its point of intersection with the south line extended of the E. 20th Street ROW; thence easterly along said south line extended to its intersection with the east ROW line of N. Lincoln Avenue; thence southerly along said east ROW line to its point of intersection with the south boundary line of the Stephenson 1st Subdivision; thence easterly along said south boundary line to its point of intersection with the west boundary of the Conger Subdivision of the North End Addition; thence southerly along said west boundary line to its intersection with the south boundary of the Conger Subdivision of the North End Addition; thence easterly along said south boundary to its intersection with the west boundary line of the Grandview Subdivision of North End Addition; thence southerly along said west boundary line to its intersection with the north ROW line of E. 16th Street; thence southeasterly across E. 16th Street to the point of intersection of the south ROW line of E. 16th Street and the east ROW line of N. Jefferson Avenue; thence southerly along said east ROW line to its point of intersection with the north ROW line of E. Eisenhower Blvd.; thence southerly along said east ROW line to its point of intersection with the south ROW line of E. Eisenhower Blvd; thence continuing southerly along said east ROW line to its point of intersection with the south boundary line extended of the WARNOCK ADD AMD L1-4 35-39 & POR L40 & VACATED ALLEY Subdivision; thence westerly along said south boundary line extended to its intersection with the west ROW line of N. Jefferson Avenue; thence westerly along said south boundary line to its point of intersection with the west ROW line extended of the alley between N. Lincoln Avenue and N. Jefferson Avenue; thence southerly along said west alley line to its point of intersection with the north ROW line of E. 13th Street; thence continuing southerly to the point of intersection of said west alley line and the south ROW line of E. 13th Street; thence continuing southerly along said west alley line to its points of intersection with the north ROW line of E. 12th Street; thence continuing southerly to the point of intersection of said west alley line with the south ROW line of E. 12th Street; thence continuing southerly along said west alley line to its point of intersection with the north line of Little Barnes Ditch; thence continuing southerly to the point of intersection of said west alley line and the south line of said Ditch; thence continuing southerly along said west alley line to its point of intersection with the centerline of the alley ROW vacated via Ordinance 3317 and recorded at Reception Number 86051452 adjoining Block 2, Lincoln Place Addition; thence easterly along the centerline of said vacated alley to its point of intersection with the east line of Lot 10, Block 2, Lincoln Place Addition; thence southerly along said east line 20 feet to a point; thence westerly perpendicular to said east line to a point on the east line of Lot 11, Block 2, Lincoln Place Addition; thence southerly along the east line of said Lot 11 to its point of intersection with the north ROW line of E. 11th Street; thence continuing southerly to the point of intersection of the east line of Lot 11, Block 3, Lincoln Place Addition and the south ROW line of E. 11th Street; thence westerly along said south ROW line to its point of intersection with the east line of Lot 13, Block 3, Lincoln Place Addition; thence southerly along said east line to its point of intersection with the north ROW line of the Great Western/Omni Railroad; thence easterly along said north ROW line to its point of intersection with the east line of Lot 10, Block 3, Lincoln Place Addition; thence southerly to the point of intersection of the east line of Lot 2, Block 5, Orchard Park Addition and the south ROW line of said Railroad; thence continuing southerly along the east line of said Lot 2 to the NE corner of Lot 1, Block 5, Orchard Park; thence continuing south along the east line of said Lot 1 to its point of intersection with the north ROW line of E. 10th Street; thence southwest to the point of intersection of the south ROW line of E. 10th Street and the east ROW line of the alley between N. Jefferson Avenue and N. Lincoln Avenue; thence southerly along said east ROW line to its point of intersection with the north ROW line of E. 8th Street; thence continuing southerly to the point of intersection of the south ROW line of E. 8th Street and the east ROW line of the alley between N. Jefferson Avenue and N. Lincoln Avenue; thence southerly along said east ROW line to its point of intersection with the north ROW line of the alley between E. 8th Street and E. 7th Street; thence easterly along said

north ROW line to its point of intersection with the west ROW line of N. Jefferson Avenue; thence continuing easterly to the point of intersection of said north ROW line and the east ROW line of N. Jefferson Avenue; thence southerly to the point of intersection of the south ROW line of said alley and the east ROW line of N. Jefferson Avenue; thence continuing southerly along said east line to its point of intersection with the north ROW line of E. 7th Street; thence continuing southerly to the point of intersection of the south ROW line of E. 7th Street and the east ROW line of E. Jefferson Avenue; thence continuing southerly along said east line to its point of intersection with the north ROW line of the alley between E. 7th Street and E. 6th Street; thence continuing southerly to the point of intersection of the south ROW line of said alley and the east ROW line of N. Jefferson Avenue; thence continuing southerly along said east line to its point intersection with the north ROW line of E. 6th Avenue; thence easterly along said north line to its point intersection with the west ROW line of N. Washington Avenue; thence continuing easterly to the point intersection of the north ROW line of E. 6th Avenue and the east ROW line of N. Washington Avenue; thence southerly to the point of intersection of the south ROW line of E. 6th Avenue and the east ROW line of N. Washington Avenue; thence southerly along said east ROW line to its point of intersection with the north ROW line of the alley between E. 6th Street and E. 5th Street; thence continuing southerly to the point of intersection of the south ROW line of said alley and the east ROW line of N. Washington Avenue; thence continuing southerly along said east line to its point of intersection with the north ROW line of E. 5th Street; thence easterly along said north ROW line to its point of intersection with the west ROW line of N. Adams Avenue; thence continuing easterly to the point of intersection of the north ROW line of E. 5th Street and the east ROW line of N. Adams Avenue; thence southerly to the point of intersection of the south ROW line of E. 5th Street and the east ROW line of N. Adams Avenue; thence southerly along said east ROW line to its point of intersection with the north ROW line of E. 4th Street; thence continuing southerly to the point of intersection of the east ROW line of N. Adams Avenue and the south ROW line of E. 4th Street; thence westerly to the point of intersection of the west ROW line of N. Adams Avenue and the south ROW line of E. 4th Street; thence continuing westerly along said south ROW line to the Point of Beginning;

And.

Less [County building parcel] LOTS 13 THRU 16, BLK 7, City of Loveland, County of Larimer, State of Colorado; ALSO POR VACATED ALLEY PER BK 1712 PG 733; and [Former Home State Bank parcel] LOTS 1 THRU 8, BLK 12, City of Loveland, County of Larimer, State of Colorado; and [Museum parcel] LOTS 19-24, BLK 12, City of Loveland, County of Larimer, State of Colorado; and [Vacant Parking Lot parcel] LOTS 1-7, LESS S 25 FT LOTS 1-3 AND LESS S 25 FT OF E 5 FT LOT 4, BLK 13, City of Loveland, County of Larimer, State of Colorado; and [Lincoln Place parcel] The subdivision LINCOLN PLACE COMMUNITY, City of Loveland, County of Larimer, State of Colorado (20100069697) in its entirety (formerly known as Block 41 of Finley's Addition, City of Loveland, County of Larimer, State of Colorado), and [Street & Alley ROW] The full right-of-way of East 6th Street east of the easterly boundary line of the N. Cleveland Avenue right-of-way and west of the centerline of the N. Jefferson Avenue right-of-way, City of Loveland, County of Larimer, State of Colorado; and All public alley right-of-way within BLK 12, City of Loveland, County of Larimer, State of Colorado; and The full right-of-way of East 5th Street east of the easterly boundary line of the N. Cleveland Avenue right-of-way and west of the westerly boundary line of the N. Lincoln Avenue right-of-way, City of Loveland, County of Larimer, State of Colorado; and The north half of the street right-of-way of the intersection of East 5th Street and N. Lincoln Avenue, north of the centerline of East 5th Street, City of Loveland, County of Larimer, State of Colorado; and The north half of the right-of-way of East 5th Street north of the centerline of East 5th Street, east of the easterly boundary of the N. Lincoln Avenue right-of-way, and west of the centerline of the N. Jefferson Avenue right-of-way, City of Loveland, County of Larimer, State of Colorado; and The west half of the street right-of-way of N. Jefferson Avenue south of the southerly boundary of East 6th Street, and north of the northerly boundary of E 5th Street, City of Loveland, County of Larimer, State of Colorado.

Section 4. Bond Ordinance or Resolution. Any ordinance or resolution by which bonds are hereafter issued pursuant to Part 8 of Article 25 of Title 31, Colorado Revised Statutes, shall specify the maximum net effective interest rate of such bonds.

Section 5. Actions by City Officers and Employees. All actions not inconsistent with the provisions of this ordinance heretofore taken by the Designated Election Official of the City of Loveland, Colorado, or any other City officer or employee, directed towards the creation and establishment of a downtown development authority and the appointment of the board thereof, are hereby ratified, approved

and confirmed.

Section 6. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect the remaining provisions of this ordinance.

Section 7. Safety Clause. The City Council finds and declares that this ordinance is promulgated and adopted for the public health, safety and welfare and this ordinance bears a rational relation to the legislative object sought to be obtained.

Section 8. Publication. As provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading, in which case the Ordinance or the amendments shall be published in full.

Section 9. Effective. This Ordinance shall be in full force and effect ten days after its final publication, as provided in City Charter Section 4-8(b).

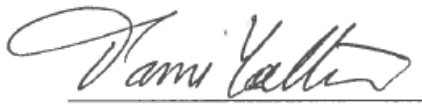
ADOPTED this ____ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney



CITY OF LOVELAND
FINANCE DEPARTMENT

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2318 • FAX (970) 962-2918 • TDD (970) 962-2620

AGENDA ITEM: 6
MEETING DATE: 4/7/2015
TO: City Council
FROM: Brent Worthington, Finance Director
PRESENTER: Brent Worthington, Finance Director

TITLE:

An Ordinance on Second Reading Reducing the Sales Tax on Food for Home Consumption

RECOMMENDED CITY COUNCIL ACTION:

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. The sales tax on food for home consumption would remain in place at 3% of gross sales receipts.
3. Adopt a modified action. A modified action would require a new ordinance to be proposed at first reading at the next regular meeting of City Council.
4. Refer back to staff for further development and consideration.

SUMMARY:

At the March 24, 2015 special meeting, staff presented City Council with information pertaining to Loveland's sales tax on food for home consumption. At that meeting, City Council unanimously adopted an ordinance on first reading that reduced sales tax on food for home consumption over a three year period, with the tax being reduced to 2% effective November 1, 2015, 1% effective November 1, 2016 and such sales tax on the sale of food for home consumption is eliminated effective November 1, 2017. The total effect of the elimination of sales tax on food for home consumption is an approximate \$6.75 million per year, plus an annual growth rate of approximately 3.5%.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

Sales tax on food for home consumption would comprise approximately \$6.3 million of General Fund revenue in 2016, with an annual growth rate of approximately 3.5% per year. Reducing or eliminating this sales tax would reduce the General Fund revenue by approximately \$335,000 in 2015; an additional \$2.08 million in 2016; an additional \$2.15 million in 2017; and an additional

\$2.19 million in 2018. The total reduction in General Fund Revenue in 2019, after full implementation of the elimination of sales tax on food for home consumption, would be approximately \$6.75 million per year, plus an annual growth rate of approximately 3.5%.

BACKGROUND:

Loveland has historically charged sales tax on food for home consumption, at the full City sales tax rate. Based on current estimates of sales of food for home consumption, the sales tax on food for home consumption equals approximately \$6 million, or 8% of General Fund revenue.

While food for home consumption is exempt from sales tax charged by the State of Colorado, there is no requirement that Colorado municipalities exempt food for home consumption. Elimination or reduction of sales tax on food will produce savings for Loveland households (as well as out-of-town households, who buy food in Loveland). It is estimated that the average savings per household would be about \$17 per month (while low income families, due to the availability of assistance programs, could save \$3-\$4 per month).

Eliminating or reducing the sales tax on food for home consumption would reduce General Fund revenue by up to 8% and by about \$6.3 million by 2017 under the stepped reduction proposed by this ordinance, with the tax being reduced to 2% effective November 1, 2015, and 1% effective November 1, 2016, and such sales tax on the sale of food for home consumption is eliminated effective November 1, 2017. Expense reductions to match lower revenues would need to be focused in those departments or activities which use General Fund money for support. Options will be developed for Council consideration and action as a part of the 2016 budget process.

REVIEWED BY CITY MANAGER:

LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING March 24, 2015

SECOND READING April 7, 2015

ORDINANCE NO. _____

AN ORDINANCE REDUCING THE SALES TAX ON FOOD FOR HOME CONSUMPTION

WHEREAS, on August 7, 1984 the Loveland City Council adopted Ordinance No. 3094 that established a tax policy regarding sales and use tax and repealed and re-enacted Chapter 3.16 of the Loveland Municipal Code that, among other sales and use tax changes, set a tax rate of three percent (3%) on food for home consumption as defined in state statute, subject to approval by the City’s registered electors on November 6, 1984; and

WHEREAS, City Council desires to reduce the sales tax on food for home consumption.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That sub-section 3.16.020 A. of the Loveland Municipal Code be amended as follows:

3.16.020 General provisions.

- A. There is imposed on the sale of tangible personal property at retail or the furnishing of services as provided in § 29-2-105(1)(d), Colorado Revised Statutes, a sales tax equal to three percent of the gross receipts (the "sales tax"). The tangible personal property and services taxable under this chapter shall be the same as the tangible personal property and services taxable pursuant to § 39-26-104, Colorado Revised Statutes, and subject to the same exemptions as those specified in § 39 -26 -114, Colorado Revised Statutes; provided that the exemption for the sales of food pursuant to § 39-26-707, Colorado Revised Statutes, exemption for sales of electricity, coal, wood, gas, fuel oil or coke sold to occupants of residences pursuant to § 39-26-114(1)(a)(XXI), Colorado Revised Statutes, and the exemption for sales of machinery or machine tools pursuant to § 39-26-114(11), Colorado Revised Statutes, shall not apply to the sales tax, and the sale of such items is expressly made taxable under this chapter. The imposition of the sales tax on individual sales shall be in accordance with schedules set forth in the rules and regulations promulgated by the city manager. Notwithstanding anything in this sub-section A to the contrary, the sales tax on the sale of food for home consumption as defined in § 39-26-102(4.5)(a), Colorado Revised Statutes, except candy and soda as defined in § 39-26-707(1.5), Colorado Revised Statutes, is hereby reduced 2% effective November 1, 2015,

and 1% effective November 1, 2016, and such sales tax on the sale of food for home consumption is hereby eliminated effective November 1, 2017.

Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ___ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney



CITY OF LOVELAND
FINANCE DEPARTMENT

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2318 • FAX (970) 962-2918 • TDD (970) 962-2620

AGENDA ITEM: 7
MEETING DATE: 4/7/2015
TO: City Council
FROM: Steve Adams, Water & Power
PRESENTER: Jim Lees, Utility Accounting Manager

TITLE:

An Ordinance on First Reading Enacting a Supplemental Budget and Appropriation to the 2015 Water and Water SIF Funds to Correct the Splits of Funding for the Water Treatment Plant Expansion & the Water Transmission Line Replacement to Hwy 34

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied the requested appropriation will remain appropriated in the incorrect funds.
3. Adopt a modified action. (specify in the motion)
4. Refer back to staff for further development and consideration. If the requested appropriation is referred back to staff, the projects under consideration will be delayed until they are approved by council.

SUMMARY:

This is an administrative action. According to engineering consultants and the Water Engineering staff, the Water Treatment Plant Expansion Project should be allocated as follows: 40% in the Water Fund and 60% in the Water SIF Fund. The Water Transmission Line Replacement to Hwy 34 Project should be allocated as follows: 50% in the Water Fund and 50% in the Water SIF Fund. Between funds rolled over from 2013 and supplemental appropriations done in 2014, the percentage split for the budget between the Water Fund and the Water SIF fund is off slightly for these two projects. This ordinance addresses these corrections. The total amount of the appropriations are \$506,200 funded by transfers between the funds. There is no net increase in the total budget for either of the two projects.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

The appropriation is funded by transfers between the Water and Water SIF Funds.

BACKGROUND:

The ordinance provides appropriations for the following projects:

- \$420,000 - Water Treatment Plant Expansion
- \$86,200 – Water Transmission Line Replacement to Hwy 34

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING April 7, 2015

SECOND READING _____

ORDINANCE NO. _____

AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2015 CITY OF LOVELAND BUDGET TO CORRECT THE SPLITS OF FUNDING FOR THE WATER TREATMENT PLANT EXPANSION & THE WATER TRANSMISSION LINE REPLACEMENT TO HWY 34

WHEREAS, the City has received funds not anticipated or appropriated at the time of the adoption of the 2015 City budget to correct the splits of funding for the Water Treatment Plant Expansion & the Water Transmission Line Replacement to Hwy 34; and

WHEREAS, the City Council desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the City budget for 2015, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That revenues in the amount of \$86,200 from transfers in the Water Fund and revenues in the amount of \$420,000 from transfers in the Water system impact fee (SIF) Fund are available for appropriation. Such revenues in the total amount of \$506,200 are hereby appropriated to correct the splits of funding for the Water Treatment Plant Expansion & the Water Transmission Line Replacement to Hwy 34. The spending agencies and funds that shall be spending the monies supplementally budgeted and appropriated are as follows:

**Supplemental Budget
Water Fund 300**

Revenues

| | | | |
|-----------------------|--------|-------------------------|--------|
| 300-00-000-0000-37301 | FLW04C | Transfer from Water SIF | 86,200 |
|-----------------------|--------|-------------------------|--------|

| | | | |
|----------------------|--|--|---------------|
| Total Revenue | | | 86,200 |
|----------------------|--|--|---------------|

Appropriations

| | | | |
|-----------------------|--------|------------------|-----------|
| 300-46-310-2903-49360 | FLW04C | Construction | 29,700 |
| 300-46-310-2903-49352 | FLW04C | Engineering | 56,500 |
| 300-46-318-2902-49360 | W1300D | Construction | (420,000) |
| 300-45-301-0000-47301 | W1300D | Trf To Water SIF | 420,000 |

| | | | |
|-----------------------------|--|--|---------------|
| Total Appropriations | | | 86,200 |
|-----------------------------|--|--|---------------|

**Supplemental Budget
Water SIF Fund 301**

Revenues

| | | | |
|-----------------------|--------|----------------------|---------|
| 301-00-000-0000-37300 | W1300D | Transfers From Water | 420,000 |
|-----------------------|--------|----------------------|---------|

| | | | |
|----------------------|--|--|----------------|
| Total Revenue | | | 420,000 |
|----------------------|--|--|----------------|

Appropriations

| | | | |
|-----------------------|--------|--------------|----------|
| 301-46-310-2903-49360 | FLW04C | Construction | (29,700) |
| 301-46-310-2903-49352 | FLW04C | Engineering | (56,500) |
| 301-46-318-2902-49360 | W1300D | Construction | 420,000 |
| 301-45-301-0000-47300 | FLW04C | Trf To Water | 86,200 |

| | | | |
|-----------------------------|--|--|----------------|
| Total Appropriations | | | 420,000 |
|-----------------------------|--|--|----------------|

Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ____ day of _____, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney



CITY OF LOVELAND
PUBLIC WORKS DEPARTMENT

Administration Offices • 2525 W 1st Street • Loveland, Colorado 80537
(970) 962-2555 • FAX (970) 962-2908 • TDD (970) 962-2620

AGENDA ITEM: 8
MEETING DATE: 4/7/2015
TO: City Council
FROM: Leah Browder, Public Works Director
PRESENTER: David Klockeman, City Engineer

TITLE:

Contract Award for the 29th Street Pavement Reconstruction Project

RECOMMENDED CITY COUNCIL ACTION:

Award the 29th Street Pavement Reconstruction Project Contract (Project No. ENSR029) to Coulson Excavating Company of Loveland, Colorado in the amount of \$1,279,683.00 and authorize the City Manager to execute the contract.

OPTIONS:

1. Adopt the action as recommended, which will allow the 29th Street Pavement Reconstruction to be completed in 2015 as planned.
2. Deny the action, which would stop the 29th Street Pavement Reconstruction work from being completed in 2015.
3. Adopt a modified action (specify in the motion).
4. Refer back to staff for further development and consideration which would delay the work.

SUMMARY:

This is an administrative action. Approval of this item will allow the 29th Street Pavement Reconstruction Project (Project No. ENSR029) from Wilson Avenue to Taft Avenue to be awarded to Coulson Excavating Company of Loveland, Colorado for work to be completed in 2015. The funding for Project No. ENSR029 is budgeted in the annual Street Resurfacing Program budget within the approved 2015 Budget.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

Funding is available in the Adopted 2015 Budget for the Public Works Department for Street Rehabilitation Projects.

BACKGROUND:

The 29th Street Pavement Reconstruction project from Wilson Avenue to Taft Avenue is approximately one-mile long and 65-feet in width. The contractor will be allowed to close half of the street at a time to do the work, maintaining a single lane of traffic in each direction during the project. In addition, they will be required to provide access to businesses and other parcels at all times.

The contractor will be tasked with removing the top portion of the existing asphalt surface; reworking the remaining asphalt and a portion of the underlying soil to a depth of 12-inches mixed with portland cement and performance of recompaction; and placing five inches of new asphalt surface.

The project construction is planned to begin in late April and to be substantially complete by the end of June, prior to the July 4th celebration. This schedule is weather dependent and may require adjustment based on weather delays.

The project was competitively bid. Bid results are listed below:

| <u>Contractor</u> | <u>Bid Amount</u> |
|-------------------------|-------------------|
| Coulson Excavating Co. | \$1,279,683.00 |
| Martin Marietta | \$1,381,240.20 |
| Connell Resources, Inc. | \$1,390,297.00 |

Coulson Excavating Company is the lowest bidder for this project scope and schedule.

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

None



CITY OF LOVELAND
PUBLIC WORKS DEPARTMENT

Administration Offices • 2525 W 1st Street • Loveland, Colorado 80537
(970) 962-2555 • FAX (970) 962-2908 • TDD (970) 962-2620

AGENDA ITEM: 9
MEETING DATE: 4/7/2015
TO: City Council
FROM: Leah Browder, Public Works Director
PRESENTER: David Klockeman, City Engineer

TITLE:

2015 Street Resurfacing Program, Asphalt Paving Schedule AP (Project ENSR005-AP) Contract Extension

RECOMMENDED CITY COUNCIL ACTION:

Award an extension of the Asphalt Paving Contract (Schedule AP) to Coulson Excavating Company of Loveland, Colorado in the amount of \$991,000.00 and authorize the City Manager to execute the contract.

OPTIONS:

1. Adopt the action as recommended, which will allow annual asphalt paving to be completed.
2. Deny the action, which would stop the asphalt paving work from being completed in 2015.
3. Adopt a modified action (specify in the motion).
4. Refer back to staff for further development and consideration, which would delay the project.

SUMMARY:

This is an administrative action. Approval of this item extends the 2014 Street Resurfacing Program, Asphalt Paving Schedule AP (Project ENSR10-AP) contract to Coulson Excavating Company of Loveland, Colorado for work to be completed in 2015. Extension of an Asphalt Maintenance Contract is in the amount of \$991,000.00 and includes Authorization for the City Manager to execute the contract. The extension is the first of three allowed under the contract and reflects no change in unit prices from the 2014 contract.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

Funding is available in the Adopted 2015 Budget for the Public Works Department for Street Rehabilitation Projects.

BACKGROUND:

The funding for Schedule AP shown below is budgeted in the annual Street Resurfacing Program and also in the Fort Collins–Loveland Airport maintenance budget.

| <u>Contractor</u> | <u>Item</u> | <u>Extension Amount</u> |
|------------------------|-------------|-------------------------|
| Coulson Excavating Co. | Schedule AP | \$991,000.00 |

The contract documents for the 2014 Street Resurfacing Program include a clause to allow the extension of the contract for up to three additional years in one-year periods, if beneficial to both parties. 2015 is the first extension year for the AP contract which covers asphalt paving and maintenance of City streets, cul-de-sacs and parking areas. In order to accept price increases, the Contractor is required to provide specific information to the City detailing changes in fixed costs associated with the required work. Cost increases are allowed for items that are out of the control of the Contractor (i.e. increases in the costs of raw materials and fuel for equipment). These contracts are especially sensitive to petroleum-related price increases. Using the provisions of the contract, the City was able to reach acceptable terms with Coulson Excavating Company with no increase to the 2014 unit prices.

Schedule AP: The work under the Schedule AP consists of the following: structural overlays to improve the durability of existing streets; reconstruction of failed pavement sections, either patching or replacement; and construction of new pavement sections such as turn lanes or completing partial roads to improve traffic operations. With a structural overlay, a two-inch asphalt lift is applied to the street surface. A structural overlay, with periodic minor maintenance, normally adds 9 to 12 years of life to a street. The project will also include reconstruction work on streets that have deteriorated beyond maintenance or for utility repair work. The existing pavement section is removed to a depth of four to eight inches and replaced with five to nine inches of asphalt. Reconstructed streets will normally last 15 to 20 years with only periodic minor maintenance (e.g. chip sealing).

Highlights of the Schedule AP include: resurfacing an estimated, 99,873 square yards of existing City roadway and reconstruction of 7,350 square yards of existing roadway at the Fort Collins-Loveland Airport.

REVIEWED BY CITY MANAGER:


LIST OF ATTACHMENTS:

None



CITY OF LOVELAND
MUNICIPAL AIRPORT

4900 Earhart Road • Loveland, Colorado 80538
(970) 962-2852 • FAX (970) 962-2855 • TDD (970) 962-2620

AGENDA ITEM: 10
MEETING DATE: 4/7/2015
TO: City Council
FROM: Jason Licon, Airport
PRESENTER: Jason Licon, Airport Director

TITLE:

A Motion to Authorize the City Manager to Execute an Amendment Number Five to the Contract Dated May 14, 2012 with Ch2m Hill for Design and Bidding Services of FAA Project AIP 34 at the Fort Collins-Loveland Municipal Airport and to Ratify all Previous Amendments to the Contract

RECOMMENDED CITY COUNCIL ACTION:

Adopt the motion.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. The planned, budgeted, approved, and appropriated project will not move forward. Over \$1 million in dedicated funding resources from the FAA and State of Colorado Division of Aeronautics would be lost.
3. Adopt a modified action. Not applicable.
4. Refer back to staff for further development and consideration. The Airport, following regulations set by the Federal Aviation Administration, abides by all requirements for procurement of services. This project would be postponed for a year due to the inability to apply for grant funding resources by the May 1, 2015 deadline from the FAA, and face the potential loss of dedicated State and Federal funding.

SUMMARY:

This is an administrative action to authorize the City Manager to execute an amendment to the existing contract with the engineering firm CH2M Hill for Airport design and engineering services to include the design and bidding services for the State of Colorado funded project AIP Project number 3-08-0023-34-2015 "Construct Snow Removal Equipment Storage Building".

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

The contract fee for the work included in Amendment Number Five is for \$153,311.31. The Airport's Council approved 2015 Budget contains the necessary appropriations for the expenditure for the contract and is reimbursable from an approved Colorado Department of Transportation Division of Aeronautics.

BACKGROUND:

The Airport has acquired over \$1 million in snow removal equipment over the past five years to satisfy FAA regulatory requirements for a commercial service airport. A building to store equipment has been in the Airport's Capital Improvement Plan since 1994. The equipment is located in various locations on the Airport including outdoor lots, and locations that could be revenue producing. Through long range planning efforts the Airport has been approved Federal and State resources in addition to design and construct this facility in 2015. The project has been reviewed and approved by the Airport Steering Committee.

The project will be conducted under the existing contract dated May 14, 2014, with CH2M Hill for Airport design and engineering services which has previously been amended by Amendments Number One through Amendment Number Four. With the additional amount of \$153,311.31 added to the contract by this Amendment Number Five, the total amount of work included in the contract exceeds City Manager's authorization limit of \$500,000.00, requiring City Council approval.

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Amendment No. Five to Contract
-

**Amendment No. Five to Contract
Dated May 14, 2012
Between
CH2M HILL, INC.
and
The Cities of Fort Collins and Loveland**

The Cities and the Engineer agree to amend their contract for improvements to Fort Collins-Loveland Municipal Airport, Loveland, to include fees for engineering services. The improvement items are included in the Scope of Work of the original contract. The items covered by this amendment are as described on the attached:

**SCOPE OF SERVICES
FORT COLLINS - LOVELAND MUNICIPAL AIRPORT**

DESIGN AND BIDDING SERVICES

"CONSTRUCT SNOW REMOVAL EQUIPMENT STORAGE BUILDING"

AIP PROJECT NO. 3-08-0023-34-2015

The Scope of Services and Cost Proposal for this Amendment No. Five are attached hereto as Attachment A and incorporated herein by reference. The Cities agree to pay the Engineer for the engineering services related to these additional improvements in the following manner:

SRE Building Design and Bidding

These services are described in the attached Scope of Services for completion of services to design and bid a Snow Removal Equipment (SRE) building. These services will be billed as lump sum for the amount below as detailed in Attachment B.

Lump sum..... \$153,311.31

All other terms and conditions of the original contract shall remain in effect.

IN WITNESS WHEREOF, the parties hereto have affixed their signatures this

_____ day of _____, 2015.

SPONSOR:
CITY OF LOVELAND, COLORADO

APPROVED AS TO FORM
BY: 
ASSISTANT CITY ATTORNEY

By _____
City Manager

Attest _____

CITY OF FORT COLLINS, COLORADO

By _____
Purchasing Agent

Attest _____

ENGINEER:
CH2M HILL

By 
John Thompson, PE -Operations Leader

**Attachment A - Amendment #5
SCOPE OF SERVICES
FORT COLLINS-LOVELAND MUNICIPAL AIRPORT (FNL)**

**DESIGN AND BIDDING SERVICES
"CONSTRUCT SNOW REMOVAL EQUIPMENT STORAGE BUILDING"
AIP PROJECT NO. 3-08-0034-2015**

November 2014

Revised January 2015

1 PROJECT DESCRIPTION

General. This is an Appendix attached to, made a part of and incorporated by reference with the Agreement between CH2M HILL, Inc. and The Cities of Fort Collins and Loveland, dated 05-14-2012, for professional services. This Scope of Services is Attachment A of Amendment #5 to the Contract. For the remainder of this scope of services, the Cities of Fort Collins and Loveland are collectively referred to as "Airport" and CH2M HILL, Inc. is indicated as "Consultant".

The work is to occur at the Fort Collins - Loveland Municipal Airport (FNL) in Loveland, Colorado. The project will be funded using a combination of funds from a Federal Aviation Administration (FAA) Airport Improvement Program (AIP) grant and a State of Colorado (CDOT) Aeronautics grant to the Airport.

- 1.1 Construct Snow Removal Equipment Storage Building.** The project consists of the preparation of cost estimates, design reports, construction plans, technical specifications, and contract documents to construct a Snow Removal Equipment (SRE) building near the existing airport fire station and offices, outside the Airport Operations Area (AOA) fence.

FNL currently has no dedicated facility for storing and maintaining SRE and other maintenance equipment. Their equipment is scattered around the airport property with some being kept in unused t-hangars and others being stored outside. Attached in Appendix A is a list of all the equipment the airport currently owns which will generally be used for building sizing. Everything on the list may not fit in the building so there may be a need for seasonal adjustment of what is stored inside. The primary equipment expected to be stored in the building includes the following:

- Loader
- Dump truck with plow x 3
- Sweeper
- Spray Truck
- Tractor/mower x 2
- Blower
- Passenger Pickup Trucks x 3

Building Design Features

1. Construction materials for the building will consist of a pre-manufactured steel building with rigid frame, metal siding insulated walls and roof, and standing seam roof.
2. Building doors will be sectional overhead doors at 16 foot high.
3. No Fire suppression system is anticipated but the requirement for the system will be determined during design.
4. No vehicle exhaust system. Building will have exhaust ventilation as required by building code. At least one exhaust fan on an outside bay will have automated control.
5. 8 foot high steel liner on the inside of the building.
6. The building heating will be infrared/radiant. The layout of heating units may be such that one bay can be controlled and heated separately once partitions are erected.
7. No interior walls or partitions will be designed/constructed.
8. No restroom will be designed/constructed. Water and sanitary sewer utilities for a future restroom will be roughed in with the locations to be determined during design.
9. Utility connections to the building will be extended within enclosed connection from the existing fire station building and will include: Gas (for radiant heating), water (for vehicle washing and future restrooms), , electrical (for lighting and power, both 110V and 220V are needed). No communications connection will be designed/installed, however, spare ducts will be provided underneath driveways and between buildings to facilitate future connections.
10. No special security system or connection other than door locks are needed.
11. Driveway and building frontage pavement will be sized for pull-in and exit of single vehicles and will not be sized for vehicles with pull-behind attachments.
12. The building will have gutters and downspouts connected to storm drainage.
13. Access between the building and the fire station will be via a enclosed connection between the two buildings. The connection will not have stairs
14. The existing fuel tank southwest of the fire station may be moved to an alternate location as part of the project.
15. Concrete aprons will be designed at the vehicle entrances and exits. On the west side the apron will be 20 feet wide and on the east side it will be 5 feet wide.
16. No vehicle parking will be incorporated around the building.
17. Entry and exist widths of driveways to and from the building do not need to accommodate two-way traffic.
18. Building will have trench drains at the overhead doors and these will drain to an oil/water separator outside the building which will be connected to the sanitary sewer main.

3 SCOPE OF SERVICES

- 3.2.6 This contract will be lump sum contract and the Consultant's fee proposal will be reviewed and approved based on an Independent Fee Estimated (IFE) in accordance with FAA AC 150/5100-14D.

4 DETAILED DESIGN PHASE

The Consultant shall prepare detailed designs of the building and site plans identifying new structures, renovations and site improvement issues.

4.1 Existing Conditions and Site Survey

This task consists of identifying existing conditions and criteria for fully developing the site selected for the facility.

- a. Survey the site: Perform a site survey establishing grades, utilities, and surrounding amenities. The Consultant will subcontract the Survey work to Critigen, Inc. The detailed Survey scope of services and the proposal from Critigen is included in Appendix B.
- b. Conduct geotechnical investigation at the project site. The investigation will include a geotechnical report based on soil borings and pavement cores. Laboratory tests shall also be carried out on recovered soil samples to aid soil classification and determination of pertinent engineering properties. This will establish structural requirements for foundation and pavement designs. The Consultant will subcontract the Geotechnical work to Kumar and Associates. The detailed Geotechnical scope of services and the proposal from Kumar is included in Appendix B.
- c. Develop Pavement Designs for access roads and building driveway pavements.
- d. Utility Analysis: Contact existing utilities and determine capacity and needs for the proposed Maintenance and Storage Facility.

4.2 Design Development Phase (65%) This phase begins the architectural and engineering design of the facility and the development of the detailing that will allow for bidding of the work. The plans and drawings prepared under this task shall be sufficiently detailed to define the construction of the individual spaces for the approved site plan and building layouts.

4.2.1 Architecture, Foundation and Mechanical, Electrical and Plumbing Design. - The Consultant will subcontract the Architecture, Foundation and Mechanical, Electrical and Plumbing (MEP) design work to Van Sant Group (VSG). The detailed Architecture, Foundation and MEP scope of services and the proposal from VSG is included in Appendix B and summarized below.

4.2.1.1 Architecture - This work item shall identify the architectural treatment proposed for the facility and shall provide a design that meets functional and aesthetic needs, as well as applicable building codes.

4.2.1.2 Structure and Foundations - Develop building foundation criteria, type, and details. Information on alternative foundation systems shall be assembled and evaluated. It is assumed that the building will be a pre-

4.2.5.1 Civil (pavement, grading, drainage, utilities, phasing/staging and pavement marking), architectural, electrical, and other drawings deemed necessary to describe the developed design. Drawings required to describe the design shall include:

- Cover Sheet (1 sheet)
- Index to Drawings and Abbreviations & Code analysis (1 sheet)
- Summary of Approximate Site Quantities (1 sheet)
- Staging and Contractor Access Plan (1 sheet)
- General Access, Phasing, and Staging Notes (1 sheet)
- Survey Control Plan (1 sheet)
- Demolition/Milling Plans (1 sheets)
- Typical Sections (2 sheets)
- Horizontal Geometry Plan (1 sheet)
- Vertical Control and Grading Plan (1 sheet)
- Site Utility Plans (1 sheets)
- Utility Details (3 sheets)

Anticipated Architectural, Foundation and MEP plans from VSG:

- Structural Inspection Notes (3 sheets) - by VSG
- Building Layout Plans (1 sheet) - by VSG
- Building Elevations and Cross-Sections (2 sheets) - by VSG
- Roof Plan and Details (1-sheet) - by VSG
- Foundation Plan (1 sheet) - by VSG
- Structural Details (2 sheets) - by VSG
- Mechanical (HVAC) Plans and Details (2 sheets) - by VSG
- Plumbing Plans and Details (2 sheets) - by VSG
- Electrical Plans and Details (4 sheets) - by VSG

Total Sheet Count: 33 sheets

4.2.6 Specifications -

Consultant shall prepare a technical specifications for the identified items of work. Specifications to be used include Advisory Circular 150/5370-10F, *Standards for Specifying Construction of Airports* and Northwest Mountain Region (NWR) standards where applicable. Since the construction is outside the AOA and will not be utilized by aircraft, CDOT specifications for pavement materials shall be used.

The standard FNL access control policy and procedures shall be implemented into the plans, specifications, and bid documents. These documents shall be as complete as possible including location of pre-bid meeting and bid opening, names of contacts (individuals/firms) for various facets of the project, and federal requirements to be adhered to during construction.

4.2.6.1 Consultant shall prepare contract documents. Consultant shall use General Provisions prepared for previous FNL projects and shall modified as applicable for this project. Specifications shall describe the

- 4.2.8.2 Construction Safety and Phasing Plan (CSPP)** - Consultant shall prepare a CSPP to be submitted to the FAA and Airport for review. Consultant shall develop the preliminary construction phasing plan and schedule. This shall include analyzing the FAA Part 77 for building height and completing and submitting an FAA Form 7460 for the project.
- 4.2.8.3 Project Certifications** - Consultant shall prepare a Project Certification to the FAA that design of the project includes the Grant Assurances and that grant eligible/ineligible items have been identified prior to issuance of documents for bid.
- 4.2.8.4 Construction Duration/Schedule** - Consultant shall develop a construction duration/schedule for use in the contract documents.
- 4.2.8.5 Peer Review** - Consultant shall conduct a Peer and Quality Control Review for the efforts performed in all phases of the project. Consultant shall assign an individual who has not worked on the development of the Drawings and Specifications and who has not played a significant role in their development. However, the individuals assigned to the Peer and Quality Control Review shall be thoroughly familiar with the intent of the Drawings and Specifications.

4.2.9 Deliverables. The Consultant will prepare the following deliverables.

- 4.2.9.1 Existing Site Survey.** The site survey completed will be included and shown in the site layout plans.
- 4.2.9.2 Design Development Plans** - Consultant shall make a total of eight (8) copies and submit four (4) copies of the deliverables to the Airport. Deliverables include:
- Plans - Half Size (11" x 17")
 - List of Specifications
 - Construction Cost Estimate
 - Construction Safety and Phasing Plan
 - Project Construction Schedule
 - Project Certification Forms
 - Engineering Design Report
- 4.2.9.3 Review Meeting** - Consultant shall conduct a Plan-in-Hand review meeting upon 65% design completion with Airport personnel to solicit comments on preliminary design. The Consultant shall schedule an inspection of the project site with the Airport and the FAA (if available) to review other elements of the design. It is anticipated 2 staff members will attend the Plan-In-Hand Review.

5 BIDDING PHASE

5.1 Issued for Bid Drawings, Specifications and Other Deliverables:

- Federal Bidding requirements, including Bid Bond, Davis Bacon Wage Rates, and Insurance requirements.
 - Description of work, including discussion of technical specification updates in materials and pavement mix designs.
 - Conduct site visit and answer contractor questions.
- 5.3.3 Answer Contractor questions and supply trade magazines with information on the Project, such as bid date and time, quantities and type of work, federal requirements, and plan-holder's list. Coordinate this information with Airport staff.
- 5.3.4 Maintain a list of submitted Contractor questions for clarification in the written addenda. Coordinate with Airport staff.
- 5.3.5 Issue up to three written addenda as appropriate to interpret, clarify or expand the bidding documents, including allowable substitutions of materials and equipment. Send written addenda to the City of Loveland for publishing on the Rocky Mountain E-Purchasing website.
- 5.3.6 Assist Airport in evaluating bids or proposals for each separate prime contract for construction, materials, equipment and services.
- 5.3.7 Attend the bid opening and assist Airport in preparing a bid tabulation following the bid opening.
- 5.3.8 Consultant shall consult with and advise Airport as to the acceptability of subcontractors, DBE subcontractors, and other persons and organizations proposed by the prime contractor(s)- (hereinafter called "Contractor[s]") for those portions of the work as to which such acceptability is required by the bidding documents. Consultant shall make recommendations for award and assist in assembling and awarding the contracts for construction, materials, equipment and services. Work includes a written Notice of Contractor Award recommendation and coordination for submittal and approval by the Airport.
- 5.3.9 Where Bids Exceed Budget: Consultant shall advise the Airport of possible action should the lowest responsible, responsive bid received from a contractor exceed the Airport's budget for the work to be performed by that contractor.
- 5.3.10 Check all material suppliers, prime contractors and subcontractors for Buy American compliance and to ensure the Supplier is not on the Federal Excluded Parties List System on <http://www.epls.gov>.

6 FAA Grant Application, Management, Categorical Exclusion, and Administration.

- 6.1 **FAA Grant Application.** The Consultant shall develop and submit the FAA project application. The existing Exhibit "A" Property Map will be attached to the project application. Consultant shall prepare the grant application for 2015, to include the pre-application, the final grant application, and all sponsor certifications.
- 6.2 **FAA Form 7460-01.** The Consultant will prepare an FAA Form 7460-01 and submit it to the FAA for approval of the building to be constructed. A technical memorandum, site

ATTACHMENT B - ENGINEERING FEE PROPOSAL
FORT COLLINS-LOVELAND AIRPORT (FNL)
DESIGN AND BIDDING
CONSTRUCT SNOW REMOVAL EQUIPMENT STORAGE BUILDING
AMENDMENT #5 - AIP PROJECT 3-08-0023-34-2015

| Line | Description | A | | B | | C | | D | | E | | F | | G | | H | | I | | J | | K | | L | | Total | | | | | |
|---|--|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|-------|-----------|------|-----------|-----|-----------|
| | | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | Hours | Rate | | Hours | Rate | | | |
| Total Summary | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 11 | Project Administration/Coordination Services | 17 | \$17,350 | 30 | \$30,000 | 17 | \$17,350 | 30 | \$30,000 | 17 | \$17,350 | 30 | \$30,000 | 17 | \$17,350 | 30 | \$30,000 | 17 | \$17,350 | 30 | \$30,000 | 17 | \$17,350 | 30 | \$30,000 | 17 | \$17,350 | 30 | \$30,000 | | |
| 12 | Architectural - Van Sant Group | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 | 44 | \$47,784 |
| 13 | Survey - Origin | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 |
| 14 | Geotechnical - Kumar & Associates | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 |
| 15 | Building Phase | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 |
| 16 | Architectural - Van Sant Group | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 |
| 17 | FAA Grant Admin. Management - Cal Ex | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 |
| 18 | Total | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 | 344 | \$303,000 |
| Labor Hours | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 22 | Total Hours | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | | 627 | |
| Project Administration/Coordination Services | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 23 | FAA Grant Admin. Management - Cal Ex | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 | 16 | \$16,000 |
| 24 | Program Development | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 |
| 25 | Architectural - Van Sant Group | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 | 10 | \$10,000 |
| 26 | Survey - Origin | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 | 3 | \$7,260 |
| 27 | Geotechnical - Kumar & Associates | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 |
| 28 | Building Phase | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 |
| 29 | Architectural - Van Sant Group | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 | 59 | \$9,877 |
| 30 | FAA Grant Admin. Management - Cal Ex | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 | 44 | \$178,475 |
| 31 | Total | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 | 168 | \$168,000 |

| | A | B | C | D | E | F | G | H | I | J | K | L | M | N | O | P | Q | R | | |
|-----|--|---|-----|----------|------------|----------|------------|--------|--------|--------|----------|------------|----------|---|---|---|---|---|--|------------|
| 1 | ATTACHMENT B - ENGINEERING FEE PROPOSAL | | | | | | | | | | | | | | | | | | | |
| 2 | FORT COLLINS-LOVELAND AIRPORT (FNL) | | | | | | | | | | | | | | | | | | | |
| 3 | DESIGN AND BIDDING | | | | | | | | | | | | | | | | | | | |
| 4 | CONSTRUCT SNOW REMOVAL EQUIPMENT STORAGE BUILDING | | | | | | | | | | | | | | | | | | | |
| 5 | AMENDMENT #5 - AIP PROJECT 3-08-0023-34-2015 | | | | | | | | | | | | | | | | | | | |
| 102 | FAA Grant Ap. Management, Cat Ex | | | | | | | | | | | | | | | | | | | |
| 103 | 124 | FAA Grant Application | 9 | \$177.00 | | | | | | | | | | | | | | | | |
| 104 | 125 | FAA Form 7060-01 | 18 | | | | | | | | | | | | | | | | | |
| 105 | 126 | Project Update Tracking and FAA RFP's | 4 | \$183.00 | | | | | | | | | | | | | | | | |
| 106 | 127 | Project Cost Update | 4 | | | | | | | | | | | | | | | | | |
| 107 | 128 | FAA Environmental Checklist | 37 | | | | | | | | | | | | | | | | | |
| 108 | 129 | Estimated Total Labor | 78 | | | | | | | | | | | | | | | | | |
| 109 | 130 | Production Cost | | | | | | | | | | | | | | | | | | |
| 110 | 131 | Package and Freight | | | | | | | | | | | | | | | | | | |
| 111 | 132 | Subtotal 2000 Expenses | | \$177.00 | | | | | | | | | | | | | | | | |
| 112 | 133 | Variable Message (P 30.50/min) | 140 | | | | | | | | | | | | | | | | | |
| 113 | 134 | Variable Message (Night) (Units, TGR, etc.) | 50 | | | | | | | | | | | | | | | | | |
| 114 | 135 | Subtotal 3000 Expenses | | | | | | | | | | | | | | | | | | |
| 115 | 136 | Subtotal 4000 Expenses | | | | | | | | | | | | | | | | | | |
| 116 | 137 | Subtotal 5000 Expenses | | | | | | | | | | | | | | | | | | |
| 117 | 138 | Total FAA Grant Ap. Management, Cat Ex | | \$0.00 | \$2,418.00 | \$187.20 | \$4,572.00 | \$0.00 | \$0.00 | \$0.00 | \$856.00 | \$1,134.00 | \$258.00 | | | | | | | \$8,954.40 |

**Fort Collins-Loveland Airport
Equipment List**

| Equipment | L w/ attach | L w/o attach | W w/ attach | W w/o attach |
|----------------------------------|----------------|-----------------|----------------|--------------|
| Loader (w/bucket attachment) | 26.5ft | 23ft | 8.8ft | 8.8ft |
| International PayStar | 31ft | 22ft | 22ft | 8ft |
| International PayStar Plow Blade | | 9ft | | 22ft |
| Spray Truck | | 19ft 3in | | 7' 7" |
| Sweepster | 33' 6" | 25' | 20' | 8' |
| John Deere 4000 Tractor | | 19' | | 8' |
| Runway X's | 13'9" to hitch | | 7'6" | |
| Windrow Dirt Spreader | | 8'5" | | 2'7" |
| Paint Buggy | 9'3" | | 3'6" | |
| Loader Forks | | 6'6" | | 5'2" |
| Loader Bucket | | 5'4" | | 10' |
| Loader Scaffold box | | 4'3" | | 10' |
| Loader Blower | | 9' | | 9'3" |
| Gjerstad Plow | 20' wings out | 13' 8" wings in | 6'4" wings out | 10' wings in |
| John Deere Z-Track Mower | 8' | | 5' | |
| John Deere with Mower attach | 10'8" | | 7'4" | |
| Western Star w/spreader box | 40' | 31' | 22' | 9' |
| International 4900 Dual Axle | 33' | 25'6' | 12' | 8' |
| International 4900 Plow Blade | 7'6" | | 12' | |
| Oshkosh Blower | 34' | | 8'6" | |
| Pickup with Plow Attach | 24' | | 7'6" | |
| Plow attachment for Pickup | | 5' | | 7'6" |
| John Deere w/snow blower attach | 10'6" | | 5' | |
| Maintenance Pickup | | 19' | | 6'6" |
| Maintenance Pickup | | 19' | | 6'6" |
| Maintenance Pickup | | 19' | | 6'6" |

Scope of Services

Surveying Services for
2014 Snow Removal Equipment Building Design
Fort Collins-Loveland Municipal Airport
Loveland, CO

Prepared for

CH2M HILL

October 7, 2014

Prepared by

Basil Hanson, PLS

CRITIGEN

ground equipment, walls, supports, other features surrounding buildings, signs, and lights.

- Locations for geotechnical borings.

Task 1 - TOPO Survey

1. Prepare health and safety plan, subject to review by CH2M HILL.
2. Verify existing control.
3. Field survey data collection utilizing GPS and Robotic Total Station methods.

Task 1 Deliverables:

1. Electronic copy of Health and Safety Plan.
2. Copies of all field book notes, including control traverse notes, project bench mark level loops, three-point tie sketches, etc. Copies of office calculations, including calculations showing closures, will be provided only if requested by CH2M HILL.
3. The surveyor is responsible to reduce all field notes.
4. Contours shall be provided at intervals of 0.2- foot on paved surfaces and 0.5-foot contours on soil areas.
5. An ASCII text or Excel file of all point numbers, with the Northing, Easting, elevation and description of each point. An ASCII text or Excel file of all layer names and what they represent.
6. The survey shall be provided electronically in AutoCAD, Release 2013 format, or other such format acceptable to CH2M HILL such that it can be used by CH2M HILL. Provide separate levels for text, utilities, pavement edges, spot elevations and other physical features. All drawing element attributes to be set to "bylayer". Provide a list of layer names used with a description of the layer contents. Provide an AutoCAD Civil 3D surface containing all survey points and break lines to accurately define the topographic layout of the terrain. All data shall be Colorado State-Plane, ground corrected coordinates.
7. Coordinate control shall be reported in grid coordinates and ground coordinates (project coordinates).

All submittal items shall clearly show:

1. The Airport and state, (i.e. Fort Collins - Loveland Airport, Loveland, Colorado)
2. The CH2M HILL project title

All submittals shall have all pages numbered and sheets fastened securely together by staples, bindings, etc.

Task 1 Assumptions:

1. Access onto the airfield for control point ties will be required with escort from FNL. All access into the secured area of the airport will be coordinated with FNL.
2. All the work is outside of the secured area fence and no phasing or airfield closures are required.

Scope Additions

All work under this contract is required to be completed under the direction of a registered Colorado Professional Land Surveyor. All work shall be conducted using equipment, personnel, and procedures that will ensure compliance with the accuracy standards as defined below. It is the responsibility of the supervising Land Surveyor (Surveyor) to ensure that all work under this agreement complies with all state and local regulations. All documents submitted shall bear the surveyor's seal, signature, and a certificate that all work was done under the surveyor's supervision and that all information contained in the document is true and is accurately shown.

The Sub-consultant shall take all reasonable precautions to prevent damage to public and private property, and shall restore the site to the condition existing prior to the sub-consultant's entry.

Horizontal/Vertical Datum Requirements

The horizontal and vertical coordinate system and datums shall be consistent with the coordinate system and datums currently in use by FNL. Consultant shall confirm that all control used conforms to the horizontal and vertical systems of the National Geodetic Vertical Datum of 1988 (NAVD88) and horizontal datum of 1983 (NAD 83, current adjustment). The FNL C control point shall be used for the primary vertical control and all other benchmarks shall be verified related to FNL C. The survey shall be done in State/Plane, North Zone (grid) coordinates, modified to ground measurements

Accuracy Standards

The following are the minimum accuracy standards for the work unless stated otherwise:

1. Positional accuracies shall meet or exceed Federal Geographic Data Committee Geospatial Positioning Accuracy Standards Part 4: Standards for Architecture, Engineering, Construction (A/E/C), and Facility Management (Part 4).
2. Construction control surveys performed with GNSS will meet a 1 cm horizontal positional standard for local accuracy and a 2 cm standard for network accuracy at the 95% confidence level. Construction control surveys performed with conventional instruments shall conform to Second Order, Class I for horizontal and vertical as described in Appendix A of Part 4. Elevations of all set control monuments will be generated from a closed and adjusted differential level loop beginning and ending at a primary or secondary control point with each monument being turned through. Side shots are not permitted.
3. Vertical loop closure of at least 0.035-foot per mile is required. A digital level shall be utilized in obtaining vertical loop closure.
4. Feature accuracies will meet or exceed the recommended values in Appendix A of Part 4 for Airfield Pavement Design Detail Drawings with a scale of 40 ft/in, a positional tolerance of 0.1 feet for horizontal and vertical and a contour interval of 1 foot.
5. All spot elevations shall be measured to 0.01 feet or better and shall be accurate to within ± 0.02 feet on hard surfaces (i.e. asphalt, concrete) and within ± 0.1 feet on soft surfaces (i.e. base course, dirt).

Proposal is based on assumption of reaching mutually acceptable terms and conditions. This proposal is effective for 90 days.

| Table 1 - Compensation and Rates | | | | | | |
|---|------------------------------------|--|-------------|--------------|------------|-------------------|
| | | | | | | |
| Task 1 | | | | | | |
| | Job Category | | Rate | Units | Qty | Total |
| | Administrative / Project Support 1 | | \$70.37 | hour | 1 | \$70.37 |
| | Surveyor / Cartography 2 | | \$95.44 | hour | 24 | \$2,290.56 |
| | Labor Subtotal | | | | 25 | \$2,360.93 |
| | Expenses | | | | | |
| | GPS RTK equipment | | \$275.00 | day | 1 | \$275.00 |
| | Robotic Total Station | | \$134.00 | day | 1 | \$134.00 |
| | Mileage | | \$0.84 | mile | 180 | \$151.20 |
| | Expenses Subtotal | | | | | \$560.20 |
| Task 1 Total | | | | | | \$2,921.13 |
| Task 2 | | | | | | |
| | Job Category | | Rate | Units | Qty | Total |
| | Administrative / Project Support 1 | | \$70.37 | hour | 1 | \$70.37 |
| | Surveyor / Cartography 2 | | \$95.44 | hour | 12 | \$1,145.28 |
| | Labor Subtotal | | | | 13 | \$1,215.65 |
| | Expenses | | | | | |
| | GPS RTK equipment | | \$275.00 | day | 1 | \$275.00 |
| | Mileage | | \$0.84 | mile | 180 | \$151.20 |

Table 2 - Rate Schedule

| 2014 PROFESSIONAL SERVICES | |
|------------------------------------|----------|
| Administrative / Project Support 1 | \$ 70.37 |
| Administrative / Project Support 2 | \$120.37 |
| Business Consultant 1 | \$ 97.74 |
| Business Consultant 2 | \$126.49 |
| Business Consultant 3 | \$171.50 |
| Database Architect / Analyst 1 | \$110.02 |
| Database Architect / Analyst 2 | \$137.36 |
| GIS 1 | \$ 80.35 |
| GIS 2 | \$108.91 |
| GIS 3 | \$133.64 |
| Partner Strategy Consultant 1 | \$293.31 |
| Program Manager 1 | \$205.64 |
| Project Manager 1 | \$132.24 |
| Project Manager 2 | \$163.49 |
| Project Manager 3 | \$184.23 |
| Project Planning & Controls 1 | \$ 96.48 |
| Project Planning & Controls 2 | \$126.28 |
| Project Planning & Controls 3 | \$178.86 |
| Software Architect / Developer 1 | \$ 89.81 |
| Software Architect / Developer 2 | \$133.71 |
| Software Architect / Developer 3 | \$163.75 |
| Subject Matter Expert 1 | \$166.01 |
| Subject Matter Expert 2 | \$186.92 |
| Subject Matter Expert 3 | \$237.40 |
| Surveyor / Cartography 1 | \$ 66.92 |
| Surveyor / Cartography 2 | \$ 95.44 |
| Surveyor / Cartography 3 | \$114.49 |
| Systems Support 1 | \$ 67.56 |
| Systems Support 2 | \$100.29 |
| Systems Support 3 | \$133.22 |
| Technical Consultant 1 | \$141.40 |

General Assumptions

- Critigen assumes that this proposal will form the basis for the scope of work in the resulting Contract for services. Any exceptions with or additions to the scope of work, deliverables, or assumptions herein will be documented and agreed upon before contract execution.
- Acceptance criteria for all project deliverables will be developed mutually and agreed upon in writing before project commencement.
- Comments from CH2M HILL and/or the Client will be consolidated into one document prior to submitting to Critigen. Critigen, CH2M HILL, and, if necessary and appropriate, CH2M HILL's client will mutually agree on changes to be included in final documents.

obligation for additional compensation to Critigen. Original drawings, field notes and survey notes shall remain the property of the CH2M HILL.

- Unexpected conditions such as weather at the project site should be taken into consideration during the timeline of the project. If weather conditions do not meet the safety guidelines or any other issues beyond Critigen's control, data collection in the field will be halted. Unexpected delays may impact overall schedule and cost.
- If a new or revised schedule is developed, or if the schedule is affected by the performance of others outside of Critigen's control, Critigen reserves the right to be compensated for delays and expenses outside of their control.
- All resources, materials, and documentation requested by Critigen that are needed to successfully complete the engagement, are received from CH2M HILL at least five (5) business days before project start. New requirements, not defined in this proposal or identified during this task will be noted for a future task order revision.

We look forward to providing you with Critigen's excellent service and support and want to thank you for the privilege of working with you on this project.

Sincerely,

By:



Greg Houston

Governance Director
Critigen

Date: 10/7/2014



Kumar & Associates, Inc.
Geotechnical and Materials Engineers
and Environmental Scientists



800 Stockton Avenue, #4
Fort Collins, CO 80524
phone: (970) 416-9045
fax: (970) 416-9040
email: kaftcollins@kumarusa.com
www.kumarusa.com

Office Locations: Denver (HQ), Colorado Springs, Fort Collins, and Frisco, Colorado



October 30, 2014

Joel Harry, P.E.
CH2M Hill, Inc.
9193 South Jamaica Street
Englewood Colorado, 80112

JHarry@CH2M.com

Subject: Proposal for Geotechnical Engineering Study, Proposed Snow Removal Equipment Building, Southeast Corner of Earhart Road and Pitts Drive, Fort Collins-Loveland Airport, Loveland, Colorado

Proposal No. P3-14-150

Dear Mr. Harry:

Kumar & Associates, Inc. is pleased to submit this proposal to conduct a geotechnical engineering study for the proposed snow removal equipment (SRE) building to be constructed near the southeast corner of Earhart Road and Pitts Drive at the Fort Collins-Loveland Airport in Loveland, Colorado. The proposed SRE building will be located south of the existing Airport Office and Fire Station and will have an approximate footprint of 80 feet by 100 feet. We assume that the proposed building will have a finished floor elevation near the existing ground surface.

We have previously performed a geotechnical engineering for the project site and presented our recommendations under our Project Number 02-3-137 dated December 26, 2002. The building orientation has been modified from the original study; however, the two borings drilled for that study fall within the currently proposed building footprint. We have been requested to review the previous study and drill two additional borings in or near the proposed building footprint to reevaluate the recommendations presented in the original study. A major change between the proposed structures is that the original study was developed with the proposed building being an addition that could withstand a limited amount of differential settlements. The currently planned structure is a free-standing building that can tolerate a slightly greater amount of movement; however, we will develop the most economical foundation recommendations that will limit total movements (heaving or settling) to about 1-inch or less.

We have also been requested to drill two additional exploratory borings to explore possible borrow sources south of the proposed building. One boring will be located approximately 125 feet east and 130 feet north of the intersection of Grumman Street and Pitts Drive. The other boring will be located approximately 200 feet east and 800 feet south of the intersection of Aviator Avenue and Stearman Street.

In addition to the exploratory borings, we have been requested to core the existing pavement surface near the existing building at two separate locations.

CH2M Hill, Inc.
October 30, 2014
Page 3

- 6. Prepare a report summarizing the site exploration data and laboratory test results and providing our conclusions and recommendations. Measurements and photographs of the pavement cores will be provided in the report. The field work and report preparation will be supervised by a registered professional engineer.

Fees: We propose to perform the above described scope of work for a lump sum fee of \$3,805 in accordance with the Terms and Conditions on the attached Fee Schedule. Please note the Terms and Conditions contain a limitation of Kumar & Associates, Inc.'s liability. Modifications to the scope of work, if required, and associated fees, will be discussed with you and approval obtained prior to exceeding the above lump sum fee. An itemized breakdown of the associated costs are attached.

Schedule: We propose to initiate the study immediately upon being given notice-to-proceed and to begin field exploration within 1 to 2 business days of notice to proceed. We anticipate that field exploration will be completed within 1 to 2 weeks of notice-to-proceed, and that preliminary design information can be provided within 1 to 2 days after completing field exploration. A final report will be completed 2 to 4 weeks after notice-to-proceed. Specific times may vary somewhat if weather or other conditions beyond our control delay field exploration activities. In any event, we will coordinate with you to expedite our work to fit into your schedule, and will notify you of our progress and any available information.

If this proposal meets your approval, please sign one copy and return it to this office. If you have any questions about the scope of work, please call. Thank you for considering us for the study of this project.

Sincerely,

KUMAR & ASSOCIATES, INC.

By 
Joshua L. Barker, P.E.

JLB/jw/jah
Rev. By: JAN
Enclosures
cc: book

Agreed to this _____ day of _____, 2014

Organization

By _____
Printed Name

ENGINEERING, ENVIRONMENTAL AND FIELD TECHNICAL SERVICES

| | |
|---|--------------------------|
| Principal Engineer | \$150.00 to \$175.00/hr. |
| Senior Project Engineer/Geologist/Manager | \$100.00 to \$135.00/hr. |
| Project Engineer/Geologist/Scientist | \$80.00 to \$110.00/hr. |
| Staff Engineer/Geologist/Scientist | \$70.00 to \$90.00/hr. |
| Project Supervisor | \$80.00 to \$100.00/hr. |
| Construction Inspector I | \$65.00 to \$75.00/hr. |
| Construction Inspector II | \$75.00 to \$90.00/hr. |
| Environmental Specialist/Scientist | \$80.00 to \$100.00/hr. |
| Environmental Field Technician/Geologist | \$55.00 to \$70.00/hr. |
| Safety Professional | \$90.00 to \$110.00/hr. |
| Project Administrator | \$85.00 to \$95.00/hr. |
| Staff Administrator | \$50.00 to \$60.00/hr. |
| Exploration Field Engineer/Technician/Geologist | \$55.00 to \$75.00/hr. |
| Construction Materials Testing Technicians: | |
| • Concrete | \$45.00 to \$55.00/hr. |
| • Soils, Reinforcing Steel, Asphalt | \$47.00 to \$57.00/hr. |
| • Piers, Masonry, Fireproofing | \$55.00 to \$65.00/hr. |
| • Structural Steel, Wood Framing | \$65.00 to \$75.00/hr. |
| • Post-Tensioning | \$50.00 to \$60.00/hr. |
| • Floor Flatness | \$75.00 to \$80.00/hr. |
| Word Processing | \$45.00 to \$55.00/hr. |
| Drafting | \$65.00 to \$75.00/hr. |
| Litigation/Expert Witness/Deposition | \$175.00 to \$350.00/hr. |

OTHER DIRECT CHARGES

| | |
|---|-------------|
| Auto or Pickup Mileage | \$0.75/mile |
| Out of Town Expenses, Travel, Rental Etc. | Cost + 15% |
| Expedited Laboratory Services: 1.35 x Test Price (See No. 16 on Reverse Side) | |

SUBSURFACE EXPLORATION, SAMPLING, MONITORING WELL INSTALLATION

| | |
|--|-------------------------------|
| 4-Wheeler ATV Drill Rig (Includes Operator) | \$125.00/hr. |
| Exploration Subcontractor Subconsultant's (4-Inch Solid Auger, Hollow Stem Auger, Rotary and Diamond Core Drilling, Exploratory Pit Excavation, ATV Drill Rig, Geophysical Exploration, Specialty Sampling, etc.) | Cost + 15% |
| Materials/Equipment Rental/Outsourced Laboratory Testing/Subconsultants | Cost + 15% |
| Falling Weight Deflectometer (Includes Operator) | \$175.00/hr. |
| Concrete/Asphalt Coring | \$75.00/hr. |
| Photoionization Detector | \$100.00/Day |
| LEL/CO/H ₂ S/O ₂ Meter | \$100.00/Day |
| Conductivity, Temperature, pH Tester | \$25.00/Day |
| Personal Protective Equipment | Rates Quoted on Project Basis |

LABORATORY TESTING

| | |
|--|----------------|
| <u>Soils</u> | |
| Moisture Content (ASTM D-2216) | \$10.00 ea. |
| Moisture Content & Density (ASTM D-2216) | \$15.00 ea. |
| Gradation (ASTM D-422) | \$75.00 ea. |
| Gradation with Hydrometer Analysis (ASTM D-422) | \$150.00 ea. |
| Double Hydrometer (ASTM D-4221) | \$225.00 ea. |
| Percent Less than #200 Sieve (ASTM D-1140) | \$25.00 ea. |
| Atterberg Limits (ASTM D-4318) Method A | \$75.00 ea. |
| Atterberg Limits (ASTM D-4318) Method B | \$45.00 ea. |
| Standard Proctor (ASTM D-698) | \$85.00 ea. |
| Modified Proctor (ASTM D-1557) | \$95.00 ea. |
| Soil/Cement Proctor (ASTM D-558) | \$125.00 ea. |
| Proctor Checkpoint (ASTM D-698 or ASTM D-1557) | \$45.00 ea. |
| Relative Density (ASTM D-4253 and ASTM D-4254) | \$175.00 ea. |
| Specific Gravity (ASTM D-854) | \$75.00 ea. |
| Standard Swell-Consolidation (ASTM D-4546) | \$60.00 ea. |
| Air-Dried Swell-Consolidation | \$65.00 ea. |
| Remolded Swell-Consolidation (ASTM D-4546) | \$75.00 ea. |
| Unconfined Compressive Strength (ASTM D-2166) | \$50.00 ea. |
| Slake Durability (ASTM D-4644) | \$100.00 ea. |
| Pinhole Dispersion (ASTM D-4647) | \$150.00 ea. |
| Water Soluble Sulfates (AASHTO T-290, CP-L 2103) | \$45.00 ea. |
| pH (ASTM E-70) | \$35.00 ea. |
| Chloride (AASHTO T-291, CP-L 2104) | \$45.00 ea. |
| Electrical Resistivity (ASTM G-57) | \$125.00 ea. |
| Organics (AASHTO T-267) | \$50.00 ea. |
| R-Value (ASTM D-2844) | \$270.00 ea. |
| California Bearing Ratio (ASTM D-1883) 1-Pt | \$150.00 ea. |
| California Bearing Ratio (ASTM D-1883) 3-Pt | \$375.00 ea. |
| Soil/Lime, Soil/Cement Mix Analysis (Standard 3-Point Mix Analysis; Cost May Vary Depending On Specification Requirements) | \$2,000.00 ea. |
| Freeze/Thaw (ASTM D-560) | \$350.00 ea. |
| Wet/Dry (ASTM D-559) | \$350.00 ea. |
| Compressive Strength of Soil-Cement (ASTM D-1633) | \$50.00 ea. |
| Direct Shear/per point (ASTM D-3080) | |
| Unconsolidated-Undrained (Quick Test) | \$150.00 ea. |
| Residual Strength, Additional Per Carriage Reversal | \$50.00 ea. |
| Drained Tests Quoted on Project-Specific Basis | |
| Soil Suction (ASTM D-6836 Method D) | \$50.00 ea. |

Miscellaneous

| | |
|--------------------------|-------------|
| Sample Preparation | \$50.00/hr. |
|--------------------------|-------------|

**PROPOSED NEW SRE FACILITY
FORT COLLINS-LOVELAND AIRPORT**

◆ **SCOPE OF SERVICES**

VAN SANT GROUP will provide the following as part of our Basic Services

ARCHITECTURE – Van Sant Group
STRUCTURAL ENGINEERING – MGA, Inc.
ELECTRICAL ENGINEERING – Plant Engineering
MECHANICAL/PLUMBING/FIRE PROTECTION ENGINEERING – L Pinnow, LLC

All of the above Services will be provided as a Sub-Consultant to CH2M Hill, who will be directly involved with the overall Project Management and co-ordination of the Project with the Fort Collins- Loveland Airport Administration

The work to be performed on the Project will include the following Phases *listed below*.
Submittals to be provided at end of Task One (65%) and completion of Task Three (100%)

TASK ONE – PRELIMINARY DESIGN PHASE

1. Design Criteria Identification, i.e., development of project objectives and elements to be included in Bid Package. Also included are the major co-ordination areas, which will be required for the building and site portions of the Project.
2. Code Review – identification and review of applicable building codes and other County regulations, which would affect the design of the Expansion.
3. Prepare Preliminary Documents (65% level) *for all disciplines Architectural, Structural, Mechanical, Plumbing and Electrical Engineering* to include:
 - a) Floor Plan
 - b) Exterior Elevations
 - c) Wall Sections
 - d) Details and fenestration elements, including vehicle access doors
4. Prepare preliminary estimate of probable construction cost for the Building portion of the Project, *including the cost of utilities connections from existing Fire Station/ARFF Building through covered walkway, and cost of Covered Walkway. This will be compared to other option, which will be developed by CH2M Hill, consisting of new utilities extensions not located in Covered Walkway.*
5. *If it is determined that Covered Walkway is not included, Final CD's for the utility connections for New Building will not be part of the Building Design Team Scope of Services for Task's Two and Three, and will not be billed.*
6. Assist CH2M Hill in Airport submittal and review, including weekly meetings, with attendance at Plans on Hand Review at FNL by representative from VS Group

TASK TWO – DESIGN DEVELOPMENT

1. Continue development of Architectural portion of the Project, including updated plans, elevations, sections and details for the Building Expansion to 90% level
2. Assist CH2M Hill in co-ordination with other disciplines working on various component parts of the overall Project
3. Provide updated Architectural estimate of probable construction cost, code review and outline specifications
4. Provide Design Narrative Report delineating the architectural portion of the building, in accordance with applicable codes and FAA Guidelines

**PROPOSED NEW SRE FACILITY
FORT COLLINS-LOVELAND AIRPORT**

◆ **ACCEPTANCE**

Kindly acknowledge your acceptance of this Proposal by signing in the appropriate place below and return one executed copy for our files.

Accepted by:

CH2M HILL

| NAME | TITLE | DATE |
|---|--------------|-------------|
| TERRENCE A. VAN SANT, A.I.A., NCARB VAN SANT GROUP | OWNER | DATE |

| | Clerical | 40 | Sub-Total | 4 | 160 |
|---------------------------------|----------|-----|------------------------------------|----------------|-----------------|
| E. REIMBURSABLE EXPENSES | | | Estimated | Maximum | Amounts |
| Travel | | | | \$1,540 | |
| Reproduction / Copies | | 300 | | \$375 | |
| Express Deliveries | | 150 | | | |
| Phone | | | | 125 | |
| | | | Reimbursable Expenses Total | | \$ 950 |
| <hr/> | | | | | \$34,510 |

TOTAL ARCHITECTURE LABOR & EXPENSES

PROFESSIONAL SERVICES – ENGINEERING
Work Effort by Discipline – Maximum Amounts

| | |
|---|-----------------|
| A. Structural – Foundation Design only | \$ 9,600 |
| B. Electrical | 6,950 |
| C. Mechanical/Plumbing/ Fire Protection | 5,850 |
| TOTAL – Building Engineering | \$22,400 |

GRAND TOTAL – Building Design Team

| | |
|--------------------------|----------|
| A. Architecture | \$33,560 |
| B. Engineering | 22,400 |
| C. Reimbursable Expenses | 950 |



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
12/18/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

| PRODUCER MARSH USA INC. 1225 17TH STREET, SUITE 1300 DENVER, CO 80202-5534 15114 -12345-5EX2P-14/15 035696 | CONTACT NAME: PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL: ADDRESS: <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: center;">INSURER(S) AFFORDING COVERAGE</th> <th style="text-align: center;">NAIC #</th> </tr> <tr> <td>INSURER A : Greenwich Insurance Company</td> <td style="text-align: center;">22322</td> </tr> <tr> <td>INSURER B : N/A</td> <td style="text-align: center;">N/A</td> </tr> <tr> <td>INSURER C : XL Insurance America, Inc.</td> <td style="text-align: center;">24554</td> </tr> <tr> <td>INSURER D : Zurich American Insurance Co</td> <td style="text-align: center;">16535</td> </tr> <tr> <td>INSURER E :</td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> </tr> </table> | INSURER(S) AFFORDING COVERAGE | NAIC # | INSURER A : Greenwich Insurance Company | 22322 | INSURER B : N/A | N/A | INSURER C : XL Insurance America, Inc. | 24554 | INSURER D : Zurich American Insurance Co | 16535 | INSURER E : | | INSURER F : | |
|--|---|-------------------------------|--------|---|-------|-----------------|-----|--|-------|--|-------|-------------|--|-------------|--|
| INSURER(S) AFFORDING COVERAGE | NAIC # | | | | | | | | | | | | | | |
| INSURER A : Greenwich Insurance Company | 22322 | | | | | | | | | | | | | | |
| INSURER B : N/A | N/A | | | | | | | | | | | | | | |
| INSURER C : XL Insurance America, Inc. | 24554 | | | | | | | | | | | | | | |
| INSURER D : Zurich American Insurance Co | 16535 | | | | | | | | | | | | | | |
| INSURER E : | | | | | | | | | | | | | | | |
| INSURER F : | | | | | | | | | | | | | | | |
| INSURED CH2M HILL, INC. 9191 SOUTH JAMAICA STREET ENGLEWOOD, CO 80112 | | | | | | | | | | | | | | | |

COVERAGES CERTIFICATE NUMBER: SEA-002522252-01 REVISION NUMBER: 1

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS

| INSR LTR | TYPE OF INSURANCE | ADDL INSR | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS |
|----------|---|-----------|----------|---|--------------------------|--------------------------|---|
| A | GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> \$500,000 SIR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC | X | X | RGE500025503 | 05/01/2014 | 05/01/2015 | EACH OCCURRENCE \$ 1,500,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,500,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COM/OP AGG \$ 5,000,000 |
| | AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS | X | X | RAD500025403 (AOS) RAD500025603 (MA) | 05/01/2014 05/01/2014 | 05/01/2015 05/01/2015 | COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ |
| | UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$ | | | | | | EACH OCCURRENCE \$ AGGREGATE \$ |
| C | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below | Y/N | N/A | RWD500025203 (AOS) RWR500025303 (WI) | 05/01/2014 05/01/2014 | 05/01/2015 05/01/2015 | <input checked="" type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E L EACH ACCIDENT \$ 1,000,000 E L DISEASE - EA EMPLOYEE \$ 1,000,000 E L DISEASE - POLICY LIMIT \$ 1,000,000 |
| D | PROFESSIONAL LIABILITY* | | | EOC3829621-12 | 05/01/2014 | 05/01/2015 | Each Claim & Aggregate \$2,000,000 Each Policy Period |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 RE: PROJECT - FNL FAA COMPLIANCE DOCUMENT DEVELOPMENT FOR POLICE TRAINING SITE LAND RELEASE
 THE CERTIFICATE HOLDER IS INCLUDED AS AN ADDITIONAL INSURED ON THE GENERAL LIABILITY AND AUTOMOBILE LIABILITY POLICIES AS REQUIRED BY WRITTEN CONTRACT OR AGREEMENT. COVERAGE PROVIDED BY THE ABOVE GENERAL LIABILITY AND AUTO POLICIES SHALL BE PRIMARY AND NON-CONTRIBUTORY AND IS LIMITED TO THE LIABILITY RESULTING FROM THE NAMED INSURED'S OWNERSHIP AND/OR OPERATIONS. GENERAL LIABILITY AND AUTOMOBILE LIABILITY POLICIES INCLUDE A WAIVER OF SUBROGATION.

| | |
|--|---|
| CERTIFICATE HOLDER CITY OF LOVELAND ATTN: CINDY SCYMANSKI, CPPB 500 EAST THIRD STREET, SUITE 320 LOVELAND, CO 80537 | CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE of Marsh USA Inc. Sharon A. Hammer <i>Sharon A. Hammer</i> |
|--|---|

AGENCY CUSTOMER ID: 15114

LOC #: Denver



ADDITIONAL REMARKS SCHEDULE

| | | | |
|--------------------------|-----------|--|--|
| AGENCY MARSH USA INC. | | NAMED INSURED CH2M HILL, INC. 9191 SOUTH JAMAICA STREET ENGLEWOOD, CO 80112 | |
| POLICY NUMBER | | EFFECTIVE DATE: | |
| CARRIER | NAIC CODE | | |

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,
FORM NUMBER: 25 FORM TITLE: Certificate of Liability Insurance

*FOR PROFESSIONAL LIABILITY COVERAGE, THE AGGREGATE LIMIT IS THE TOTAL INSURANCE AVAILABLE FOR CLAIMS PRESENTED WITHIN THE POLICY PERIOD FOR ALL OPERATIONS OF THE INSURED. THE LIMIT WILL BE REDUCED BY PAYMENTS OF INDEMNITY AND EXPENSE.



CITY OF LOVELAND
BUDGET OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2329 • FAX (970) 962-2901 • TDD (970) 962-2620

AGENDA ITEM: 11
MEETING DATE: 4/7/2015
TO: City Council
FROM: Brent Worthington, Finance Department
PRESENTER: Marc Kahn, Budget Manager

TITLE:

An Ordinance on First Reading Enacting Re-Appropriation to the 2015 Ft. Collins-Loveland Municipal Airport Budget to Appropriate Funds for Projects Approved but not Completed in 2014

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied the requested appropriation will remain as unappropriated fund balance.
3. Adopt a modified action. (specify in the motion)
4. Refer back to staff for further development and consideration. If the requested appropriation is referred back to staff, the projects under consideration will be delayed until they are appropriated by Council.

SUMMARY:

This is an administrative action. The ordinance re-appropriates the remaining balance for capital and one-time projects previously approved in 2014. The total re-appropriation is \$1,678,700.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

The appropriation is funded by fund balance within the Airport Fund from grants previously received or to be drawn down and contributed from the two cities.

BACKGROUND:

The ordinance provides appropriations for the following projects approved but not completed in 2014:

- \$45,176 – Completion of the Airport Internship Program.

- \$142,447 – Completion of the air service development effort funded the Small Community Air Service Development Grant from the Department of Transportation.
 - \$591,077 – Purchase of the ARFF Truck – AIP33.
 - \$900,000 – Completion of the design and construction of the Snow Removal Equipment Storage Facility.
-

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING April 7, 2015

SECOND READING _____

ORDINANCE NO. _____

AN ORDINANCE ENACTING A RE-APPROPRIATION TO THE 2015 FT. COLLINS-LOVELAND MUNICIPAL AIRPORT BUDGET TO APPROPRIATE FUNDS FOR PROJECTS APPROVED BUT NOT COMPLETED IN 2014

WHEREAS, the 2014 budget for the Fort Collins-Loveland Municipal Airport included appropriations for projects not completed or closed out by the end of 2014, when the 2014 budget appropriations expired in accordance with the City of Loveland Charter and state law, requiring re-appropriation in 2015 to permit expenditure of such funds to continue with respect to ongoing projects; and

WHEREAS, the City also has received funds not appropriated at the time of the adoption of the City budget for 2015; and

WHEREAS, the City Council desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the Airport budget for 2015, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That reserves in the amount of \$1,678,700 from fund balance in the Airport Fund 600 are available for appropriation. Revenues in the total amount of \$1,678,700 are hereby appropriated for projects approved in 2014 but not completed or closed out. The spending agencies and funds that shall be spending the monies supplemental budgeted and appropriated are as follows:

**Supplemental Budget
Airport Fund 600**

Revenues

Fund Balance 1,678,700

Total Revenue 1,678,700

Appropriations

600-23-290-0000-41012 AP1402 Salaries-Non Benefited Emp 45,176

600-23-290-0000-43450 AP1110 Professional Services 142,447

600-23-290-0000-49360 AP1401 Construction 591,077

600-23-290-0000-49360 AIP34 Construction 900,000

Total Appropriations 1,678,700


Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ___ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:


City Attorney



CITY OF LOVELAND
BUDGET OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2329 • FAX (970) 962-2901 • TDD (970) 962-2620

AGENDA ITEM: 12
MEETING DATE: 4/7/2014
TO: City Council
FROM: Brent Worthington, Finance Department
PRESENTER: Marc Kahn, Budget Manager

TITLE:

An Ordinance on First Reading Enacting a Supplemental Budget and Appropriation to the 2015 Ft. Collins-Loveland Municipal Airport for Projects or Programs not Anticipated at the Time of Adoption for the 2015 Budget

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended
2. Deny the action. If the action is denied the requested appropriation will remain as unappropriated fund balance.
3. Adopt a modified action. (specify in the motion)
4. Refer back to staff for further development and consideration. If the requested appropriation is referred back to staff, the projects under consideration will be delayed until they are appropriated by Council.

SUMMARY:

This is an administrative action. Since the adoption of the 2015 Budget, the Airport Utilities Master Plan has not been completed and the funds need to be rolled over. This ordinance appropriates \$18,902 to complete the project.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

The appropriation is funded by fund balance within the Airport Fund from grants previously received or to be drawn down and contributed from the two cities.

BACKGROUND:

The ordinance provides appropriations for the following project.

- \$18,902 – Airport Utilities Master Planning

REVIEWED BY CITY MANAGER:

William D. Cabill

LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING April 7, 2015

SECOND READING _____

ORDINANCE NO. _____

AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2015 FT. COLLINS-LOVELAND MUNICIPAL AIRPORT BUDGET FOR PROJECTS OR PROGRAMS NOT ANTICIPATED AT THE TIME OF ADOPTION FOR THE 2015 BUDGET

WHEREAS, the 2015 Fort Collins-Loveland Municipal Airport budget has reserved funds not anticipated or appropriated at the time of the adoption of the Authority budget for 2015; and

WHEREAS, the City Council, acting as the Board of Commissioners of the Loveland Urban Renewal Authority, desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the Authority budget for 2015, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That reserves in the amount of \$18,902 from fund balance in the Airport Fund 600 are available for appropriation. Revenues in the total amount of \$18,902 are hereby appropriated for Airport Utilities Master Planning. The spending agencies and funds that shall be spending the monies supplemental budgeted and appropriated are as follows:

**Supplemental Budget
Airport Fund 600**

Revenues

Fund Balance 18,902

Total Revenue 18,902

Appropriations

600-23-290-0000-43450 AP1206 Professional Services 18,902

Total Appropriations 18,902

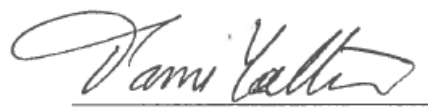
Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ___ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:


City Attorney



CITY OF LOVELAND
BUDGET OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2329 • FAX (970) 962-2901 • TDD (970) 962-2620

AGENDA ITEM: 13
MEETING DATE: 4/7/2015
TO: City Council
FROM: Brent Worthington, Finance Department
PRESENTER: Marc Kahn, Budget Manager

TITLE:

An Ordinance on First Reading Enacting a Supplemental Budget and Re-Appropriation to the Loveland Urban Renewal Authority Budget of the Façade Grant Program Approved in 2014 but not Completed

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied the requested appropriation will remain as unappropriated fund balance.
3. Adopt a modified action. (specify in the motion)
4. Refer back to staff for further development and consideration. If the requested appropriation is referred back to staff, the projects under consideration will be delayed until they are appropriated by Council.

SUMMARY:

This is an administrative action. Reserves in the amount of \$60,190 are reappropriated for the Façade Grant Program.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

Fund balance created as a result of the projects not being completed fund the ordinance.

BACKGROUND:

Two projects are included in the ordinance:

1. \$12,500 - Funds remaining unallocated in the Elks Lodge Project Area are appropriated for new potential Façade Grants.

2. \$47,690 - Funds remaining unallocated in the Downtown Project Area are appropriated for new potential Façade Grants.

Depending upon the growth in organizational capacity of the Loveland Downtown Partnership and the Downtown Development Authority, administration of the Façade Grant Program might be transferred to them from LURA in 2015. However, it will still be necessary to re-appropriate these projects so the funding will be available for transfer.

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING April 7, 2015

SECOND READING _____

ORDINANCE NO. _____

AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND THE RE-APPROPRIATION TO THE LOVELAND URBAN RENEWAL AUTHORITY BUDGET OF THE FAÇADE GRANT PROGRAM APPROVED IN 2014 BUT NOT COMPLETED

WHEREAS, the 2014 Authority budget included appropriations for projects not completed or closed out by the end of 2014 when the 2014 budget appropriations expired in accordance with the City of Loveland Charter and state law, requiring re-appropriation in 2015 to permit expenditure of such funds to continue with respect to ongoing projects; and

WHEREAS, the City Council, acting as the Board of Commissioners of the Loveland Urban Renewal Authority, desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the Authority budget for 2015, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO, acting as the Board of Commissioners of the Loveland Urban Renewal Authority:

Section 1. That reserves in the amount of \$60,190 from fund balance in the Loveland Urban Renewal Authority Fund 603 are available for appropriation. Revenues in the total amount of \$60,190 are hereby reappropriated for the Façade Grant Program approved in 2014 but not completed, as hereinafter set forth. The spending agencies and funds that shall be spending the monies supplementally budgeted and appropriated are as follows:

**Supplemental Budget
Loveland Urban Renewal (LURA) Fund 603**

Revenues

Fund Balance 60,190

Total Revenue 60,190

Appropriations

603-80-873-0000-43840 Grants 12,500

603-80-870-0000-43840 Grants 47,690

Total Appropriations 60,190

Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full.

Section 3. That this Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ___ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney



CITY OF LOVELAND
CITY MANAGER'S OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2303 • FAX (970) 962-2900 • TDD (970) 962-2620

AGENDA ITEM: 14
MEETING DATE: 4/7/2015
TO: City Council
FROM: Alan Krcmarik, Executive Fiscal Advisor
PRESENTER: Alan Krcmarik, Executive Fiscal Advisor

TITLE:

Investment Report for February 2015

RECOMMENDED CITY COUNCIL ACTION:

This is an information only item. No Council action is required.

SUMMARY:

The budget projection for investment earnings for 2015 is \$1,759,080. On the portfolio's beginning balance this equates to an annual interest rate of 0.84%. For February, earnings of \$94,694 were posted to City funds. Interest rates rose in February, reversing the unrealized gain in January to an unrealized loss of \$532,192. Based on the monthly statement, the estimated annualized yield in February on the securities held by US Bank was 1.06%. Due to draws from fund balances to pay for the cost of scheduled capital projects, flood response, and project repair, the portfolio is about \$8 million lower than December 2013 and \$26.8 million lower than the pre-flood peak.

BACKGROUND:

At the end of February the City's portfolio had an estimated market value of \$203.8 million, about \$2.6 million less than a month ago. Of this amount, US Bank held \$189.7 million (including accrued interest) in trust accounts; other funds are held in local government investment pools, in operating accounts at First National Bank, and a few other miscellaneous accounts. Interest rates trended to all-time record lows in 2012-2013 before rising in the second half of 2014. After a sharp drop in January, interest rates came back up in February. Short-term rates are projected to rise starting around the middle of 2015. City investments are in US Treasury Notes, high-rated US Agency Bonds, highly-rated corporate bonds, money market accounts, insured certificates of deposit and local government investment pools. The City's investment strategy emphasizes safety of principal, then sufficient liquidity to meet cash needs, and finally, return on investment. Each percent of earnings on the portfolio equates to about \$2 million annually.

REVIEWED BY CITY MANAGER:

William D. Cahill

LIST OF ATTACHMENTS:

1. Investment Focus February 2015

Lowland Municipal Building

Investment Focus

Monthly Investment Report

February 2015

What's in here?

| | |
|--------------------------|------------|
| Focal Points | 1 |
| Gain / Loss | |
| Negative Interest | |
| Rate Trends | 2 |
| Cash Statement | 3 |
| Portfolio Size / | 4 |
| Investment Types | |
| Transactions / | 5 |
| Maturity | |
| Labor Data | 6-7 |
| Future Scan | 8 |

Focal Points

- * **2015 targets for the City's portfolio:**
1) interest rate = 0.84%; 2) earnings = \$1,759,080.
- * **City investments are in high-quality, low-risk securities to comply with state law and the City's adopted investment policy.**
- * **Interest earnings posted for the month totaled \$94,649.**
- * **Each 1% of market value amounts to nearly \$2 million.**
- * **Month end market value shows the unrealized loss was estimated to be **\$532,192** at the end of February.**

Negative interest rates: We are flying blind

"We live in strange economic times. Depositors in Denmark are paying interest to their banks and borrowers are being paid when they take out a loan. The basic principles of finance have been turned on their head.

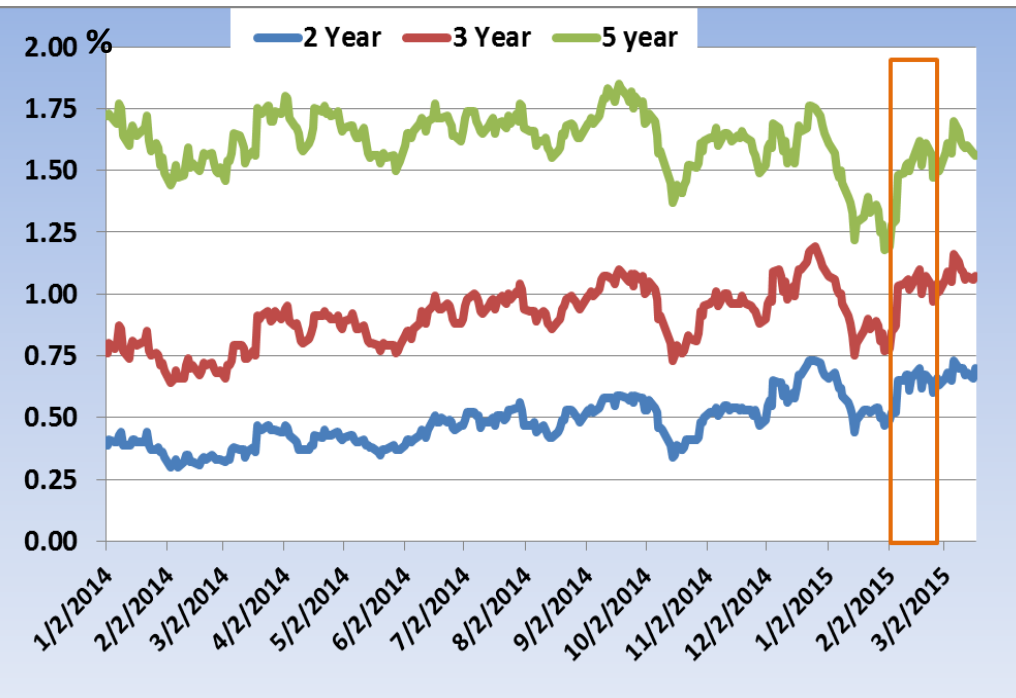
One commentator has noted that 'something economists thought was impossible is happening in Europe'. Interest rates on government bonds in Denmark, Switzerland and Germany – along with some corporate bonds like Nestlé – are negative."

continued on page 2

Due to rounding, column and row totals may not add exactly.

| Type of Investment | Purchase Price | Market Price | Unrealized Gain or Loss |
|------------------------|-----------------------|----------------------|-------------------------|
| Checking Accounts | \$ 11,608,001 | \$ 11,608,001 | - |
| Investment Pools | \$ 2,524,210 | \$ 2,524,210 | - |
| Money Markets | \$ 12,099,298 | \$ 12,099,298 | - |
| Subtotal | \$ 26,231,510 | \$ 26,231,510 | - |
| Notes, Bonds, and CDs | \$ 178,100,277 | \$177,568,085 | \$ (532,192) |
| Total Portfolio | \$ 204,331,787 | \$203,799,595 | \$ (532,192) |
| Data sources | (Morgan Stanley) | (US Bank) | |

Treasury rate trends / Negative rates



Interest plummeted on U.S. Treasuries during February. The 2-year was up 16 basis points, the 3-year was up 24, and the 5-year treasury was up 32 basis points.

When rates rise, the price of securities held in the portfolio decreases, resulting in a larger unrealized loss at month end.

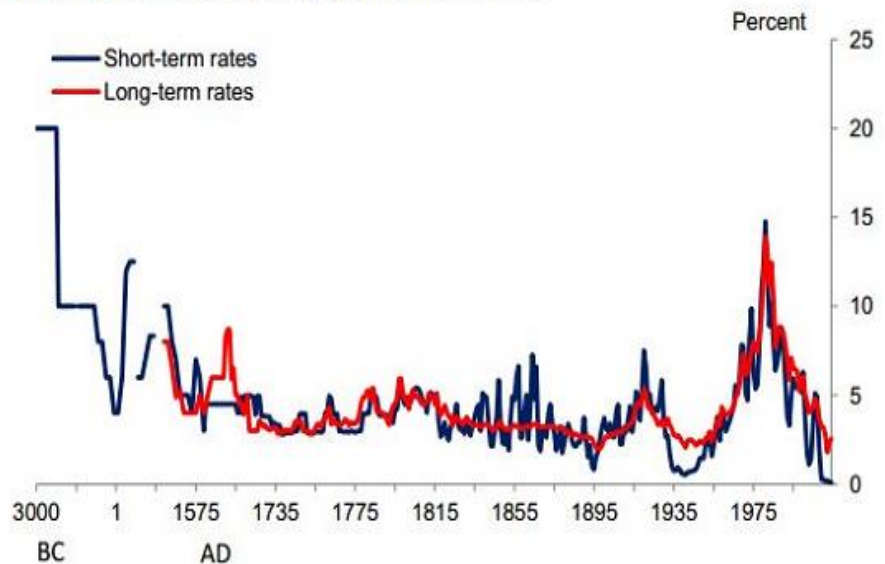
Continued from page 1

“We are not talking about negative *real* interest rates, namely the nominal rate adjusted for inflation, but the nominal rate itself. Investors are lending money to governments knowing that they will not be fully repaid. Andie Haldane from the Bank of England presented the following chart showing interest rates over the past 3000 years:”

“We are living through an economic experiment, and this alone imposes significant uncertainty as to the outlook for the global economy. If history is our guide to the future, then we are flying blind.

However if there is one thing that is certain, it is the limited policy flexibility available to respond to the next crisis. This should make us all concerned.”

Chart 12: Short and long-term interest rates



Source: Article by Mike Callaghan, posted on March 10, 2015 edition of *The Interpreter*.

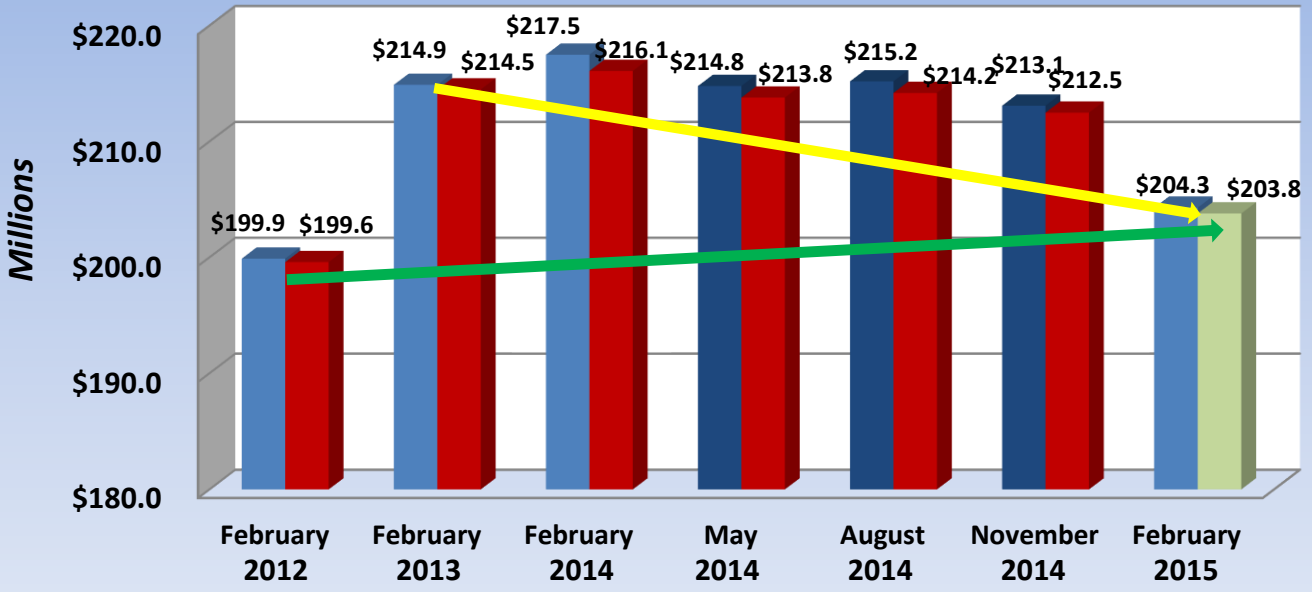
Bottom line: 2.4% below beginning balance

| | | Est. 2015 Beginning | YTD Activity | Month End Total |
|----|--|-----------------------|-----------------------|-----------------------|
| | Restricted Reserves | | | |
| 1 | Capital Expansion Fees | \$ 26,175,241 | \$ 621,868 | \$ 26,797,109 |
| 2 | Water System Improvement Fees | 8,739,018 | (935,276) | 7,803,742 |
| 3 | Raw Water Revenue - Windy Gap | 23,717,172 | 1,007,075 | 24,724,246 |
| 4 | Wastewater System Imp. Fees | 6,567,194 | 159,686 | 6,726,879 |
| 5 | Storm Drainage System Imp. Fees | 1,831,422 | 38,720 | 1,870,142 |
| 6 | Power Plant Investment Fees | 3,062,677 | 293,974 | 3,356,651 |
| 7 | Cemetery Perpetual Care | 2,796,863 | (29,639) | 2,767,224 |
| 8 | Other Restricted | 32,895,758 | (3,216,553) | 29,679,206 |
| 9 | Total Restricted | \$ 105,785,344 | \$ (2,060,145) | \$ 103,725,199 |
| | Committed / Assigned | | | |
| 10 | General Fund | \$ 11,224,908 | \$ 227 | \$ 11,225,135 |
| 11 | Enterprise Funds | 5,251,557 | (555,497) | 4,696,060 |
| 12 | Internal Service Funds | 16,322,041 | 345,270 | 16,667,311 |
| 13 | Total Committed / Assigned | \$ 32,798,506 | \$ (210,000) | \$ 32,588,506 |
| 14 | Total Restricted/Committed/Assigned | \$ 138,583,850 | \$ (2,270,145) | \$ 136,313,705 |
| | Unassigned Balance | | | |
| 15 | General Fund | \$ 31,018,046 | \$ 706,032 | \$ 31,724,077 |
| 16 | Airport | 1,935,755 | (21,956) | 1,913,799 |
| 17 | Internal Service - Vehicle Maint. | 12,327 | (12,319) | 8 |
| 18 | Enterprise Funds | 35,971,116 | (3,361,986) | 32,609,130 |
| 19 | Total Unassigned | \$ 68,937,243 | \$ (2,690,229) | \$ 66,247,015 |
| 20 | TOTAL FUND BALANCE | \$ 207,521,094 | \$ (4,960,374) | \$ 202,560,719 |

Source: City of Loveland Budget Office
 Due to rounding, column and row totals may not add exactly.

Portfolio Growth Trend / Types of Investments

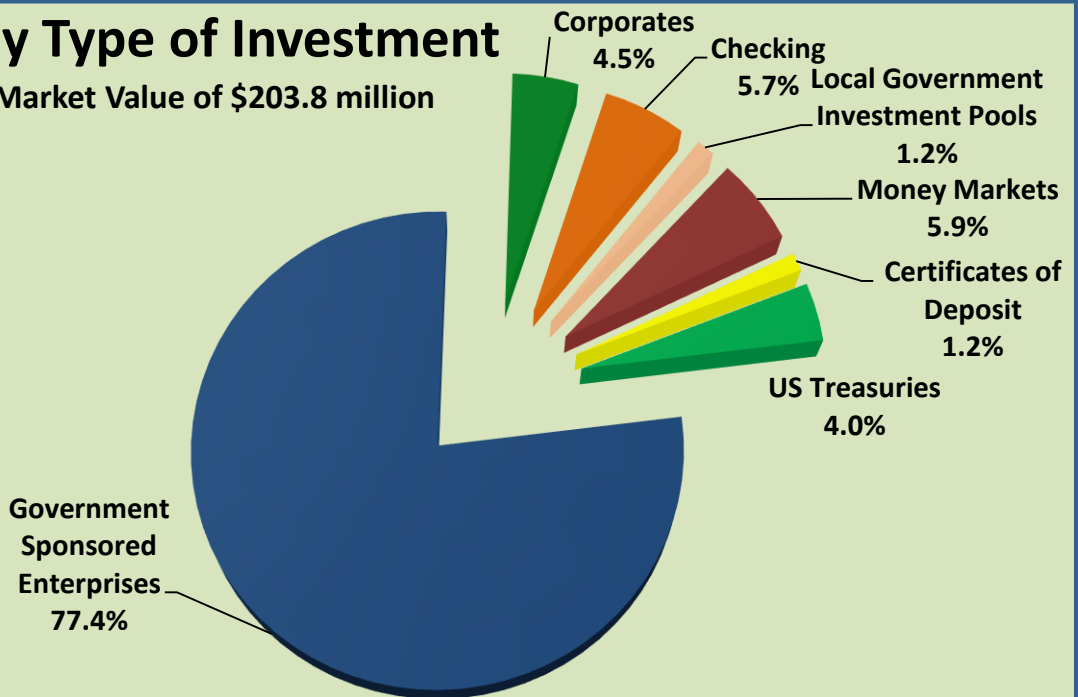
Portfolio Size Since February 2012



Blue bars show Purchase value; red or green bars show Market value (red = loss and green = gain).

Portfolio by Type of Investment

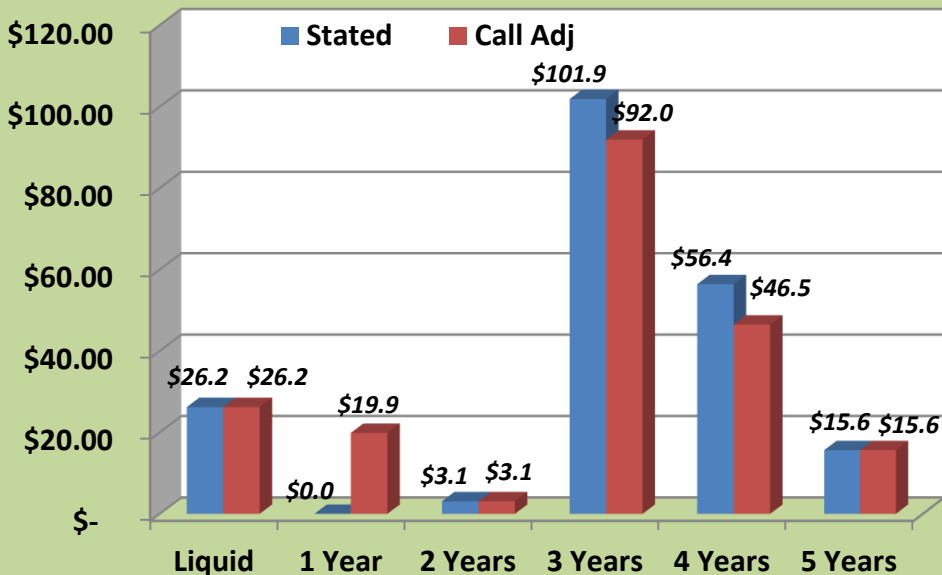
February 2015 – Market Value of \$203.8 million



Transactions / Portfolio by Maturity

| Maturity Date | Face Value | Purchase \$ | Stated Rate |
|------------------|------------|-----------------------|-------------|
| Purchases | | | |
| None this month | | | |
| Matured | | | |
| None this month | | | |
| Called | | Call Value \$ | |
| None this month | | | |
| Sales | | Gain/(Loss) \$ | |
| None this month | | | |

Portfolio by Estimated Maturity Term
(in millions - Total = \$203.8 at the end of February)



The target interest earnings rate for 2015 is 0.84%. Rates have been volatile over recent months and reached all-time lows for the 10-year treasury.

To support earnings, or to reposition the portfolio, bonds may be sold. Sales have netted (\$ -1,692) this year.

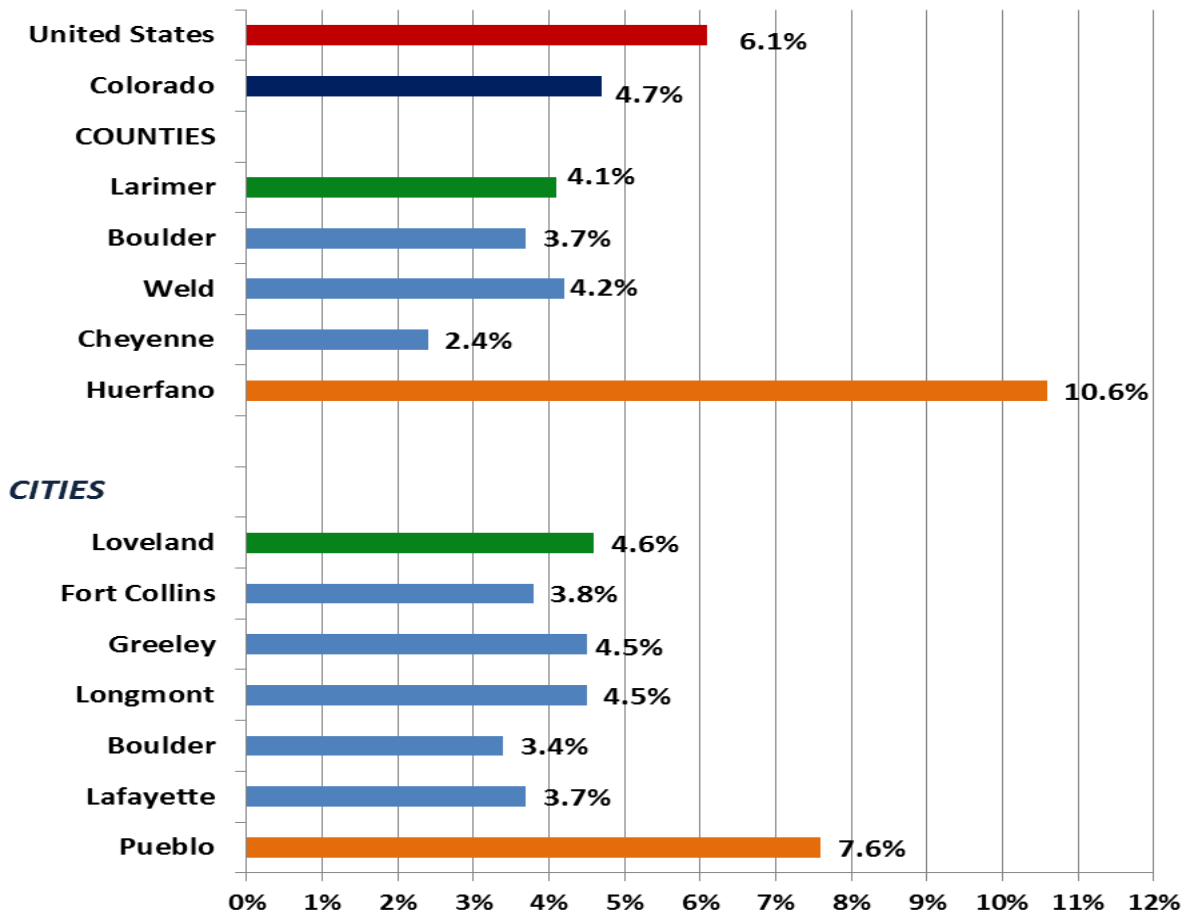
Blue bars show the stated term; red bars show possible calls.

- ❑ Loveland’s unemployment rate rose in January, **up 1.1 percent** from December.
- ❑ Compared to January of 2014, the unemployment rate decreased by **1.2%**.

Important note: It is a routine practice at the beginning of each year for the Bureau of Labor Statistics to revise estimates for prior years based on new information available and updated methodologies. Revisions to the unemployment rate and all related household survey based series as a result of the benchmark process this year were particularly significant due to a change to American Community Survey based inputs. All series were revised back to 1976.

Unemployment Rates

Data *not* adjusted for seasonality



Current “missing worker” estimates at a glance

Updated March 6, 2015, based on most current data available.

Total missing workers,
February, 2015:
5,970,000

Unemployment rate if
missing workers were
looking for work:
9.0%

Official
unemployment rate:
5.5%

In today’s labor market, the unemployment rate drastically understates the weakness of job opportunities. This is due to the existence of a large pool of “missing workers”—potential workers who, because of weak job opportunities, are neither employed nor actively seeking a job. In other words, these are people who would be either working or looking for work if job opportunities were significantly stronger. Because jobless workers are only counted as unemployed if they are actively seeking work, these “missing workers” are not reflected in the unemployment rate. When persons marginally attached to the labor force plus those employed part time for economic reasons are added to the official unemployment rate (the 5.5% number above right), the rate rises to **11.0%** (the seasonally adjusted U-6 number; the unadjusted number is **11.4%**).

Website: <http://www.epi.org/publication/missing-workers/>





Future Scan

- ❖ **Economists React to the Fed's March Statement: 'No Longer Patient, But Definitely Not Impatient, Yet'** *The Federal Reserve dropped a pledge to remain "patient" before starting to raise interest rates, but trimmed its outlook for growth inflation and unemployment.*
 - "Markets and the FOMC are now squarely in a data-watching mode. If inflation stabilizes and then begins to drift higher while the labor market maintains its momentum and other economic indicators firm up after a very difficult winter, then June liftoff could well be in the cards. However, stable to lower inflation, lack of follow-through on the wage front, and/or disappointing aggregate growth could easily convince the Fed to remain on hold for longer than that. Whenever it begins, we think that the tightening cycle is going to be a very gradual one, and that the pace indicated by the FOMC's 'dots' is a reasonable one given a need to balance underlying economic and financial fragility with a need to wean markets and economies off of unsustainably low interest rates and to give monetary policy scope for easing at some stage in the future." –*Joshua Shapiro, MFR*
(Source: *Economists React to the Fed's March Statement: 'No Longer Patient, But Definitely Not Impatient, Yet'*, by Sarah Portlock in **THE WALLSTREET JOURNAL** online, March 19, 2015.)
- ❖ **George K. Baum – "Treasury yields fell following the FOMC meeting on Wednesday."**
 - While the Fed removed the word "patience" from their comments on the timing for the first interest rate increase, they still maintained a more dovish tone.
 - The Fed needs to be confident that inflation will rise above 2% before they begin raising rates. The current buzz is that the first rate increase could come sometime between June and September.
 - The Fed will continue to assess the potential decline in US exports and poor wage growth, as other central banks have implemented easing measures.
 - Investor demand [for municipal bonds] surged following the FOMC meeting, driving yields lower by 20 basis points on the 10-year 'AAA' MMD and 18 basis points lower on the 30-year 'AAA' MMD.
(Source: *Tax-Exempt Bond Market Commentary, Week of March 20, 2015, George K. Baum & Company*)
- ❖ **The January 2015 Colorado Employment Situation** was released March 17th. Employers added 3,700 nonfarm payroll jobs from December to January; the Labor Force increased by 3,500. The latest household survey data show Loveland's unemployment rate to be 4.6%, much higher than December. Other cities and counties show similar results. The chart with other cities and counties is on page 6. (Next Update 3/27.)
(Source: Colorado Department of Labor and Employment **January 2015 Colorado Employment Situation**, March 17, 2015.)
- ❖ **Recession Outlook:** Four indicators (Industrial Production, Nonfarm Employment, Real Personal Income, and Real Retail Sales) are the basis for determining a recession. Based on February data, Industrial Production rose by 0.09%; January Real Retail Sales fell by **0.13%**; and, February Employment continued on its 0.21% growth trend. Real Income was up 0.66% in January. The average is +0.21%. "The overall picture of the US economy had been one of slow recovery from the Great Recession with a clearly documented contraction during the winter of 2013-14, as reflected in last year's GDP for Q1 of last year. In April we'll get our first peak at Q1 2015 GDP. Preliminary data suggests that we'll see renewed finger pointing at the weather. The Big Four average in recent months suggests that the economy remains near stall speed." (Source: *Advisor Perspectives*, Doug Short, March 16, 2015.)

For more information regarding this report, please contact:

Alan Krcmarik, Executive Fiscal Advisor 970.962.2625 or Alan.Krcmarik@cityofloveland.org



CITY OF LOVELAND
BUDGET OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2329 • FAX (970) 962-2901 • TDD (970) 962-2620

AGENDA ITEM: 15
MEETING DATE: 4/7/2015
TO: City Council
FROM: Brent Worthington, Finance Department
PRESENTER: Marc Kahn, Budget Manager

TITLE:

An Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget to Reappropriate Remaining Funds for Projects Approved but not Completed in 2014

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied the requested appropriation will remain as unappropriated fund balance.
3. Adopt a modified action (specify in the motion)
4. Refer back to staff for further development and consideration. If the requested appropriation is referred back to staff, the projects under consideration will be delayed until they are appropriated by Council.

SUMMARY:

This is an administrative action. The ordinance re-appropriates funding approved in 2014 for capital, one-time projects and equipment not completed or received prior to the end of the fiscal year. The net expenditures (total expense less transfers) included in the ordinance is \$62,511,054.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

The projects or programs in the ordinance were funded in 2014. Funding for these is available since the appropriations that did not occur became fund balance at the end of 2014. The appropriation of these projects, do not have an impact on the 2015 budget since the assumption in developing the 2015 budget was that these funds would be spent by the end of 2014.

BACKGROUND:

This action is the reappropriation of funds for projects approved in the 2014 Budget that have not been completed or closed out at the end of 2014. By City Charter and state law, all appropriations for any one fiscal year expire on December 31st. Reappropriation is necessary to allow the expenditures of ongoing projects to continue into 2015.

Council approved all of the projects included in the ordinance as a part of the 2014 Budget. The ordinance is organized by fund, with revenues and line item appropriations within each fund shown.

A detailed explanation of each project or program is included in the attached Staff Report. The descriptions are organized by project with the funding source(s) for each project or program identified. The projects or programs are listed in order of dollar amount. Many capital projects are funded by resources in multiple funds. These resources are transferred to the Capital Projects fund where the total expense for each project is budgeted. This allows the project to be budgeted in one place so the total impact is shown, rather than having to add several components across various funds to the total impact of the project.

Please refer to the Staff Report for details on these recommended appropriations.

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance
2. Staff Report On Projects

FIRST READING April 7, 2015

SECOND READING _____

ORDINANCE NO. _____

AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2015 CITY OF LOVELAND BUDGET TO REAPPROPRIATE REMAINING FUNDS FOR PROJECTS APPROVED BUT NOT COMPLETED IN 2014

WHEREAS, the City’s 2014 budget included appropriations for projects not completed or closed out by the end of 2014, when the 2014 budget appropriations expired in accordance with the City of Loveland Charter and state law, requiring re-appropriation in 2015 to permit expenditure of such funds to continue with respect to ongoing projects; and

WHEREAS, the City has received or has reserved funds not anticipated or appropriated at the time of the adoption of the City budget for 2015; and

WHEREAS, the City Council desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the City budget for 2015, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That reserved funds, contributions, and grant revenues not yet received at the time of adoption of the budget for 2015 have resulted from expenditures that were budgeted in the 2014 budget but not made. Re-appropriation is necessary to permit expenditure of the funds in 2015 for purposes previously approved by Council. The spending agencies and funds that shall be spending the monies supplementally budgeted and appropriated are as follows:

**Supplemental Budget
General Fund 100**

Revenues

Fund Balance 3,173,942

Total Revenue 3,173,942

Appropriations

Development Services

| | | |
|------------------------------|----------------------------|---------|
| 100-19-193-0000-41012 | Salaries-Non Benefited Emp | 1,840 |
| 100-19-193-0000-43450 | Professional Services | 49,260 |
| 100-19-193-0000-43450 | Professional Services | 1,438 |
| 100-19-193-0000-43450 | Professional Services | 20,000 |
| 100-19-193-0000-43450 | Professional Services | 166,824 |
| 100-19-195-0000-43840 | Grants | 227,372 |
| 100-19-193-0000-43848 SP1103 | Historic Preservation | 1,500 |
| 100-19-192-0000-43575 GF1417 | Weed Control | 3,705 |

Economic Development

| | | |
|-----------------------|------------------------------|---------|
| 100-18-180-1500-43176 | Incentives/Sales Tax Rebates | 2,116 |
| 100-18-180-1500-43176 | Incentives/Sales Tax Rebates | 152,016 |

Public Works

| | | |
|------------------------------|--------------------------|--------|
| 100-23-236-0000-43450 GF1417 | Professional Services | 1,853 |
| 100-23-250-1805-43647 GF1419 | Rental Property Expenses | 18,582 |

Finance

| | | |
|-----------------------|-----------------------|--------|
| 100-15-135-0000-43450 | Professional Services | 27,155 |
|-----------------------|-----------------------|--------|

City Clerk & Court Administration

| | | |
|-----------------------|---------------------------|--------|
| 100-14-116-0000-42015 | Computer Supply & Equipmt | 11,241 |
|-----------------------|---------------------------|--------|

Information Technology

| | | |
|-----------------------------|---------------------------|--------|
| 100-16-161-0000-42015 | Computer Supply & Equipmt | 1,283 |
| 100-16-161-0000-42015 ITEDR | Computer Supply & Equipmt | 14,370 |
| 100-16-163-0000-42015 ITEDR | Computer Supply & Equipmt | 15,570 |
| 100-16-163-0000-42899 ITEDR | Other Supplies | 5,240 |
| 100-16-163-0000-43450 | Professional Services | 44,000 |
| 100-16-161-0000-43450 | Professional Services | 1,650 |
| 100-16-160-0000-43450 | Professional Services | 13,610 |
| 100-16-163-0000-43569 | Repair & Maintenance | 68,998 |
| 100-16-163-0000-43899 ITEDR | Other Services | 15,000 |

Parks & Recreation

| | | | |
|-----------------------|----------|-----------------------|---------|
| 100-51-560-0000-43450 | FLPKVS | Professional Services | 256,380 |
| 100-51-560-0000-43899 | | Other Services | 70,000 |
| 100-51-501-0000-49399 | PKTENNIS | Other Capital | 282,140 |
| 100-51-501-0000-49399 | PKNLTR | Other Capital | 38,500 |
| 100-51-501-0000-49399 | PKNLTR | Other Capital | 11,500 |
| 100-51-501-0000-49399 | PKNLTR | Other Capital | 10,000 |
| 100-51-562-0000-49399 | | Other Capital | 18,990 |
| 100-51-562-0000-49399 | | Other Capital | 24,080 |
| 100-51-562-0000-49399 | | Other Capital | 10,000 |
| 100-51-502-5350-49399 | | Other Capital | 3,000 |
| 100-51-502-5400-49399 | | Other Capital | 70,000 |
| 100-51-502-5400-49399 | | Other Capital | 8,000 |
| 100-51-562-0000-49399 | | Other Capital | 729,620 |

Police

| | | | |
|-----------------------|--|-----------------------|---------|
| 100-21-202-2102-42033 | | Tools/Equip (Non-Cap) | 46,000 |
| 100-21-202-2102-42033 | | Tools/Equip (Non-Cap) | 13,750 |
| 100-21-203-2107-42033 | | Tools/Equip (Non-Cap) | 18,092 |
| 100-21-201-2101-43450 | | Professional Services | 11,000 |
| 100-21-203-2107-43569 | | Repair & Maintenance | 2,908 |
| 100-21-203-2107-43569 | | Repair & Maintenance | 8,000 |
| 100-21-202-2102-48244 | | Motor Vehicle | 250,000 |

Non-Departmental

| | | | |
|-----------------------|--|----------------------------|----------|
| 100-91-902-0002-43714 | | Pmt To Outside Agencies | 419,826 |
| 100-91-902-0000-43899 | | Other Services | 500 |
| 100-91-999-0000-47300 | | Trf To Water | 277 |
| 100-91-999-0000-47330 | | Trf To Power | 491 |
| 100-91-999-0000-47331 | | Transfer to Power SIF | 1,087 |
| 100-91-999-0000-47302 | | Transfer to Raw Water | 818 |
| 100-91-999-0000-47301 | | Trf To Water SIF | 2,248 |
| 100-91-999-0000-47345 | | Trf To Stormwater | 302 |
| 100-91-999-0000-47316 | | Transfer to Wastewater SIF | 1,790 |
| 100-91-999-0000-47345 | | Trf To Stormwater | 20 |
| 100-91-999-0000-47300 | | Trf To Water | 2,290 |
| 100-91-999-0000-47301 | | Trf To Water SIF | 4,100 |
| 100-91-999-0000-47302 | | Transfer to Raw Water | 6,770 |
| 100-91-999-0000-47316 | | Transfer to Wastewater SIF | 5,720 |
| 100-91-999-0000-47330 | | Trf To Power | 4,060 |
| 100-91-999-0000-47331 | | Transfer to Power SIF | (21,000) |
| 100-91-999-0000-47345 | | Trf To Stormwater | (1,940) |

Total Appropriations

3

3,173,942

**Supplemental Budget
City of Loveland Transit Fund 105**

| | | |
|-----------------------------|----------------------------------|---------------|
| Revenues | | |
| 105-23-234-0000-37500 | Transfers From Fleet Replacement | 24,000 |
| Total Revenue | | 24,000 |
| Appropriations | | |
| Total Appropriations | | - |

**Supplemental Budget
Economic Incentives Fund 106**

| | | |
|---------------------------------|---------------------|---------------|
| Revenues | | |
| Fund Balance | | 71,985 |
| Total Revenue | | 71,985 |
| Appropriations | | |
| 106-18-180-1500-43155 EDORIGINS | Economic Incentives | 17,000 |
| 106-18-180-1500-43155 EDValue | Economic Incentives | 54,985 |
| Total Appropriations | | 71,985 |

**Supplemental Budget
Capital Fund 120**

Revenues

| | | |
|-----------------------|--------|---------------------------------------|
| Fund Balance | | 6,075,211 |
| 120-00-000-0000-37260 | PK0802 | Transfers From Parks CEF 620,970 |
| 120-00-000-0000-37261 | PK0802 | Transfers From Recreation CEF 750,000 |

Total Revenue 7,446,181

Appropriations

| | | | |
|-----------------------|--------------|---------------------------|-----------|
| 120-23-250-1799-49355 | GF1416 | Design/Architect | 60,000 |
| 120-23-250-1799-49360 | GF1107 | Construction | 287,315 |
| 120-23-250-1801-49360 | GF1413 | Construction | 100,000 |
| 120-23-250-1801-49360 | GF1405 | Construction | 70,000 |
| 120-22-222-0000-48244 | FRPLATFORMTK | Motor Vehicle | 925,094 |
| 120-16-163-0000-42899 | ITCWI | Other Supplies | 14,130 |
| 120-16-163-0000-43270 | ITCWI | Travel/Meetings/Schooling | 10,570 |
| 120-16-163-0000-43450 | ITCWI | Professional Services | 82,650 |
| 120-16-162-0000-48248 | ITVOIP | Computer Equipment | 226,380 |
| 120-16-161-0000-49360 | | Construction | 103,435 |
| 120-51-562-0000-49360 | PK0802 | Construction | 3,240 |
| 120-51-562-0000-49399 | PK0802 | Other Capital | 1,978,167 |
| 120-51-562-0000-49399 | PK1401 | Other Capital | 607,200 |
| 120-21-203-2107-48248 | | Computer Equipment | 2,978,000 |

Total Appropriations 7,446,181

**Supplemental Budget
Parks & Recreation Improvement Fund 200**

Revenues

| | | |
|--------------|--|---------|
| Fund Balance | | 397,197 |
|--------------|--|---------|

Total Revenue 397,197

Appropriations

| | | | |
|-----------------------|------------|---------------|---------|
| 200-51-562-0000-49399 | PKRESTROOM | Other Capital | 397,197 |
|-----------------------|------------|---------------|---------|

Total Appropriations 397,197

**Supplemental Budget
Conservation Trust Fund 201**

| | | |
|-----------------------------|--|----------------|
| Revenues | | |
| Fund Balance | | 108,644 |
| Total Revenue | | 108,644 |
| Appropriations | | |
| 201-51-567-0000-49360 | PKTR14 Construction | 108,644 |
| Total Appropriations | | 108,644 |

**Supplemental Budget
Larimer County Open Space Fund 202**

| | | |
|-----------------------------|-----------------------|------------------|
| Revenues | | |
| Fund Balance | | 1,390,859 |
| Total Revenue | | 1,390,859 |
| Appropriations | | |
| 202-51-590-0000-43450 | Professional Services | 180,780 |
| 202-51-590-0000-49399 | Other Capital | 1,210,079 |
| Total Appropriations | | 1,390,859 |

**Supplemental Budget
Community Development Block Grant (CDBG) Fund 204**

| | | |
|-----------------------------|--------|----------------|
| Revenues | | |
| Fund Balance | | 199,217 |
| Total Revenue | | 199,217 |
| Appropriations | | |
| 204-19-195-0000-43840 | Grants | 199,217 |
| Total Appropriations | | 199,217 |

**Supplemental Budget
Art in Public Places Fund 205**

Revenues

| | | | |
|-----------------------|--------|------------------------------|--------|
| 205-00-000-0000-37315 | W1251G | Transfers From Wastewater | 10,110 |
| 205-00-000-0000-37315 | W1401G | Transfers From Wastewater | 6,500 |
| 205-00-000-0000-37316 | W1251G | Transfer from Wastewater SIF | 5,830 |
| 205-00-000-0000-37300 | W1300D | Transfers From Water | 16,660 |
| 205-00-000-0000-37300 | W1313C | Transfers From Water | 4,730 |
| 205-00-000-0000-37301 | W1300D | Transfer from Water SIF | 25,560 |

Total Revenue **69,390**

Appropriations

Total Appropriations -

**Supplemental Budget
Lodging Tax Fund 206**

Revenues

| | |
|--------------|---------|
| Fund Balance | 140,000 |
|--------------|---------|

Total Revenue **140,000**

Appropriations

| | | | |
|-----------------------|-----------|-----------------------|---------|
| 206-18-182-1504-43450 | EDWayfind | Professional Services | 100,000 |
| 206-18-182-1505-43645 | EDVCFiber | Telephone | 40,000 |

Total Appropriations **140,000**

**Supplemental Budget
Transportation Fund 211**

Revenues

| | |
|--------------|-----------|
| Fund Balance | 5,707,980 |
|--------------|-----------|

| | |
|----------------------|------------------|
| Total Revenue | 5,707,980 |
|----------------------|------------------|

Appropriations

| | | |
|---------------------------------|--------------|---------|
| 211-23-232-1701-49360 EN0105 | Construction | 255,138 |
| 211-23-232-1701-49360 EN0112 | Construction | 59,460 |
| 211-23-232-1701-49360 EN0212 | Construction | 183,585 |
| 211-23-232-1701-49360 EN0215 | Construction | 330,000 |
| 211-23-232-1701-49360 EN0330 | Construction | 966,142 |
| 211-23-232-1701-49360 EN0332 | Construction | 903,005 |
| 211-23-232-1701-49360 EN0606 | Construction | 61,123 |
| 211-23-232-1701-49360 EN0903 | Construction | 4,618 |
| 211-23-232-1701-49360 EN1001 | Construction | 150,000 |
| 211-23-232-1701-49360 EN1003 | Construction | 682,040 |
| 211-23-232-1701-49360 EN1302 | Construction | 458,475 |
| 211-23-232-1701-49360 EN1304 | Construction | 4,000 |
| 211-23-232-1701-49360 EN1307 | Construction | 30,000 |
| 211-23-232-1701-49360 EN1310 | Construction | 7,880 |
| 211-23-232-1701-49360 EN1401 | Construction | 199,475 |
| 211-23-232-1701-49360 EN1404 | Construction | 23,796 |
| 211-23-232-1701-49360 EN9922 | Construction | 56,215 |
| 211-23-232-1701-49360 ENSR032 | Construction | 15,067 |
| 211-23-232-1701-49360 FLD913 | Construction | 64,193 |
| 211-23-232-1701-49360 TS0101 | Construction | 91,953 |
| 211-23-232-1701-49360 TS0501 | Construction | 43,590 |
| 211-23-232-1701-49360 TS1103 | Construction | 191,021 |
| 211-23-232-1701-49360 TS1201 | Construction | 105,204 |
| 211-23-232-1701-49360 TS1401 | Construction | 304,000 |
| 211-23-232-1701-49360 TS1402 | Construction | 205,000 |
| 211-23-232-1701-49360 TS1403 | Construction | 200,000 |
| 211-23-232-1701-49360 TSSR15IFS | Construction | 113,000 |

| | |
|-----------------------------|------------------|
| Total Appropriations | 5,707,980 |
|-----------------------------|------------------|

**Supplemental Budget
Parks Capital Expansion Fee Fund 260**

| | | | |
|-----------------------------|--------|-------------------------|------------------|
| Revenues | | | |
| Fund Balance | | | 1,139,897 |
| Total Revenue | | | 1,139,897 |
| Appropriations | | | |
| 260-51-562-0000-47120 | PK0802 | Trf To Capital Projects | 620,970 |
| 260-51-560-0000-49355 | PK0802 | Design/Architect | 518,927 |
| Total Appropriations | | | 1,139,897 |

**Supplemental Budget
Recreation Capital Expansion Fee Fund 261**

| | | | |
|-----------------------------|--------|-------------------------|----------------|
| Revenues | | | |
| Fund Balance | | | 800,000 |
| Total Revenue | | | 800,000 |
| Appropriations | | | |
| 261-51-536-0000-43450 | PKRFS | Professional Services | 50,000 |
| 261-51-562-0000-47120 | PK0802 | Trf To Capital Projects | 750,000 |
| Total Appropriations | | | 800,000 |

**Supplemental Budget
Trails Capital Expansion Fee Fund 262**

| | | | |
|-----------------------------|--------|---------------|----------------|
| Revenues | | | |
| Fund Balance | | | 875,212 |
| Total Revenue | | | 875,212 |
| Appropriations | | | |
| 262-51-567-0000-49352 | PK1002 | Engineering | 24,870 |
| 262-51-567-0000-49360 | PK1002 | Construction | 680,342 |
| 262-51-567-0000-49399 | PKTR14 | Other Capital | 170,000 |
| Total Appropriations | | | 875,212 |

**Supplemental Budget
Open Lands Capital Expansion Fee Fund 263**

| | | |
|-----------------------------|---------------|----------------|
| Revenues | | |
| Fund Balance | | 426,000 |
| Total Revenue | | 426,000 |
| Appropriations | | |
| 263-51-590-0000-49399 | Other Capital | 426,000 |
| Total Appropriations | | 426,000 |

**Supplemental Budget
Fire Protection Capital Expansion Fee Fund 264**

| | | |
|--------------------------------|-----------------------|---------------|
| Revenues | | |
| Fund Balance | | 11,000 |
| Total Revenue | | 11,000 |
| Appropriations | | |
| 264-91-902-0000-43450 CFPCEF13 | Professional Services | 11,000 |
| Total Appropriations | | 11,000 |

**Supplemental Budget
Law Enforcement Capital Expansion Fee Fund 265**

| | | |
|--------------------------------|-----------------------|----------------|
| Revenues | | |
| Fund Balance | | 146,293 |
| Total Revenue | | 146,293 |
| Appropriations | | |
| 265-91-902-0000-43450 CFPCEF13 | Professional Services | 12,000 |
| 265-23-250-0000-49355 PDTRNCMP | Design/Architect | 134,293 |
| Total Appropriations | | 146,293 |

**Supplemental Budget
Library Capital Expansion Fee Fund 266**

| | | | |
|-----------------------------|----------|-----------------------|---------------|
| Revenues | | | |
| Fund Balance | | | 13,368 |
| Total Revenue | | | 13,368 |
| Appropriations | | | |
| 266-91-902-0000-43450 | CFPCEF13 | Professional Services | 13,368 |
| Total Appropriations | | | 13,368 |

**Supplemental Budget
Museum Capital Expansion Fee Fund 267**

| | | | |
|-----------------------|----------|-----------------------|---------------|
| Revenues | | | |
| Fund Balance | | | 13,369 |
| Total Revenue | | | 13,369 |
| Appropriations | | | |
| 267-91-902-0000-43450 | CFPCEF13 | Professional Services | 13,369 |

**Supplemental Budget
General Government Capital Expansion Fee Fund 268**

| | | | |
|-----------------------------|----------|-----------------------|---------------|
| Revenues | | | |
| Fund Balance | | | 12,000 |
| Total Revenue | | | 12,000 |
| Appropriations | | | |
| 268-91-902-0000-43450 | CFPCEF13 | Professional Services | 12,000 |
| Total Appropriations | | | 12,000 |

**Supplemental Budget
Water Fund 300**

Revenues

| | | |
|-----------------------|-----------------------------|------------|
| 300-00-000-0000-33019 | Bond Proceeds | 12,900,000 |
| 300-00-000-0000-35324 | Contributions | 136,030 |
| 300-00-000-0000-37302 | Transfer from Raw Water | 5,000,000 |
| 300-00-000-0000-37100 | Transfers From General Fund | 2,567 |

Total Revenue**18,038,597****Appropriations**

| | | | |
|-----------------------|--------|-----------------------------|-----------|
| 300-45-300-2900-43450 | GF1417 | Professional Services | 1,445 |
| 300-45-301-2900-42034 | | Tools/Equip-Shared Costs | 38,431 |
| 300-46-318-2902-43569 | | Repair & Maintenance | 36,250 |
| 300-46-316-2901-43569 | | Repair & Maintenance | 250,780 |
| 300-46-310-2903-43569 | | Repair & Maintenance | 68,700 |
| 300-45-304-2900-43569 | | Repair & Maintenance | 7,800 |
| 300-46-318-2902-48245 | W1324C | Communication Equipment | 111,570 |
| 300-45-314-2903-48316 | WA900 | Meters - New Development | 15,960 |
| 300-46-310-2903-49352 | FLW04C | Engineering | 9,220 |
| 300-46-318-2902-49352 | W1300D | Engineering | 520,450 |
| 300-46-310-2903-49352 | FLW07C | Engineering | 138,215 |
| 300-46-310-2903-49352 | W1308C | Engineering | 5,960 |
| 300-46-310-2903-49352 | W1313C | Engineering | 71,120 |
| 300-46-310-2903-49352 | W1415C | Engineering | 27,150 |
| 300-46-310-2903-49360 | FLW04C | Construction | 206,720 |
| 300-46-318-2902-49360 | W1300D | Construction | 8,326,400 |
| 300-46-310-2903-49360 | FLW03C | Construction | 180,000 |
| 300-46-310-2903-49360 | FLW06C | Construction | 194,630 |
| 300-46-310-2903-49360 | FLW07C | Construction | 1,369,628 |
| 300-46-310-2903-49360 | W1308C | Construction | 6,850 |
| 300-46-310-2903-49360 | W1313C | Construction | 263,810 |
| 300-46-310-2903-49360 | W1409C | Construction | 124,690 |
| 300-46-310-2903-49360 | W1415C | Construction | 95,000 |
| 300-45-304-2908-49399 | W1413C | Other Capital | 45,490 |
| 300-45-304-2908-49399 | W1414C | Other Capital | 216,980 |
| 300-46-318-0000-47205 | W1300D | Trf To Art In Public Places | 16,660 |
| 300-46-310-0000-47205 | W1313C | Trf To Art In Public Places | 4,730 |

Total Appropriations**12,354,639**

**Supplemental Budget
Water SIF Fund 301**

Revenues

| | | |
|-----------------------|-----------------------------|-----------|
| Fund Balance | | 4,476,742 |
| 301-00-000-0000-37302 | Transfer from Raw Water | 8,000,000 |
| 301-00-000-0000-37100 | Transfers From General Fund | 6,348 |

Total Revenue **12,483,090**

Appropriations

| | | | |
|-----------------------|--------|-----------------------------|------------|
| 301-46-310-2903-49352 | FLW04C | Engineering | 122,220 |
| 301-46-318-2902-49352 | W1300D | Engineering | 779,700 |
| 301-46-310-2903-49360 | FLW04C | Construction | 64,290 |
| 301-46-318-2902-49360 | W1300D | Construction | 11,450,600 |
| 301-46-310-2903-49361 | W1207D | Oversizing - SIF | 40,720 |
| 301-46-318-0000-47205 | W1300D | Trf To Art In Public Places | 25,560 |

Total Appropriations **12,483,090**

**Supplemental Budget
Raw Water Fund 302**

Revenues

| | | |
|-----------------------|-----------------------------|------------|
| Fund Balance | | 12,992,412 |
| 302-00-000-0000-37100 | Transfers From General Fund | 7,588 |

Total Revenue **13,000,000**

Appropriations

| | | |
|-----------------------|------------------|-----------|
| 302-45-301-0000-47300 | Trf To Water | 5,000,000 |
| 302-45-301-0000-47301 | Trf To Water SIF | 8,000,000 |

Total Appropriations **13,000,000**

**Supplemental Budget
Wastewater Fund 315**

Revenues

| | |
|--------------|-----------|
| Fund Balance | 5,938,292 |
|--------------|-----------|

| | |
|----------------------|------------------|
| Total Revenue | 5,938,292 |
|----------------------|------------------|

Appropriations

| | | | |
|-----------------------|--------|-----------------------------|-----------|
| 315-45-300-2900-43450 | GF1417 | Professional Services | 852 |
| 315-45-301-2900-42034 | | Tools/Equip-Shared Costs | 51,290 |
| 315-45-301-2900-42034 | | Tools/Equip-Shared Costs | 25,840 |
| 315-45-301-2900-42034 | | Tools/Equip-Shared Costs | 18,555 |
| 315-46-310-2904-43450 | | Professional Services | 16,430 |
| 315-46-318-2902-43569 | FLZO13 | Repair & Maintenance | 11,840 |
| 315-45-304-2900-43569 | | Repair & Maintenance | 4,600 |
| 315-46-318-2902-49352 | W1251G | Engineering | 528,890 |
| 315-46-310-2904-49352 | W1255G | Engineering | 65,000 |
| 315-46-318-2902-49360 | W1251G | Construction | 3,090,425 |
| 315-46-310-2904-49360 | FLZ07G | Construction | 307,410 |
| 315-46-310-2904-49360 | W1255G | Construction | 550,550 |
| 315-46-310-2904-49360 | W1401G | Construction | 1,050,000 |
| 315-46-310-2904-49360 | W1411G | Construction | 200,000 |
| 315-46-318-0000-47205 | W1251G | Trf To Art In Public Places | 10,110 |
| 315-46-310-0000-47205 | W1401G | Trf To Art In Public Places | 6,500 |

| | |
|-----------------------------|------------------|
| Total Appropriations | 5,938,292 |
|-----------------------------|------------------|

**Supplemental Budget
Wastewater SIF Fund 316**

Revenues

| | |
|--------------|---------|
| Fund Balance | 733,064 |
|--------------|---------|

| | | |
|-----------------------|-----------------------------|-------|
| 316-00-000-0000-37100 | Transfers From General Fund | 7,510 |
|-----------------------|-----------------------------|-------|

| | |
|----------------------|----------------|
| Total Revenue | 740,574 |
|----------------------|----------------|

Appropriations

| | | | |
|-----------------------|--------|-----------------------------|---------|
| 316-46-318-2902-49352 | W1405H | Engineering | 68,744 |
| 316-46-318-2902-49360 | W1251G | Construction | 666,000 |
| 316-46-318-0000-47205 | W1251G | Trf To Art In Public Places | 5,830 |

| | |
|-----------------------------|----------------|
| Total Appropriations | 740,574 |
|-----------------------------|----------------|

**Supplemental Budget
Power Fund 330**

Revenues

| | | |
|-----------------------|-----------------------------|-----------|
| Fund Balance | | 7,267,742 |
| 330-00-000-0000-35324 | Contributions | 47,190 |
| 330-00-000-0000-37100 | Transfers From General Fund | 4,551 |

Total Revenue **7,319,483**

Appropriations

| | | | |
|-----------------------|--------|--------------------------|-----------|
| 330-45-300-2900-43450 | GF1417 | Professional Services | 1,408 |
| 330-45-301-2900-42034 | | Tools/Equip-Shared Costs | 137,851 |
| 330-46-311-2903-43450 | | Professional Services | 39,800 |
| 330-45-304-2900-43569 | | Repair & Maintenance | 7,600 |
| 330-46-319-2905-43899 | FLD913 | Other Services | 3,734,674 |
| 330-46-311-2908-48245 | PW930 | Communication Equipment | 90,000 |
| 330-47-332-2903-49371 | PW913 | Warehouse Withdrawals | 204,000 |
| 330-47-332-2903-49371 | PW913 | Warehouse Withdrawals | 50,000 |
| 330-47-332-2903-49371 | PW914 | Warehouse Withdrawals | 346,935 |
| 330-47-332-2903-49371 | PW915 | Warehouse Withdrawals | 195,000 |
| 330-47-332-2903-49399 | FLDPW | Other Capital | 682,103 |
| 330-47-332-2903-49399 | PW913 | Other Capital | 229,500 |
| 330-47-332-2903-49399 | PW913 | Other Capital | 175,535 |
| 330-47-332-2903-49399 | PW913A | Other Capital | 301,212 |
| 330-47-332-2903-49399 | PW913 | Other Capital | 290,464 |
| 330-47-332-2903-49399 | PW913 | Other Capital | 87,450 |
| 330-47-332-2903-49399 | PW914 | Other Capital | 516,645 |
| 330-45-314-2908-49399 | PW930 | Other Capital | 116,975 |
| 330-45-300-2908-49399 | PW930 | Other Capital | 112,331 |

Total Appropriations **7,319,483**

**Supplemental Budget
Power PIF Fund 331**

Revenues

| | | |
|-----------------------|-----------------------------|-----------|
| Fund Balance | | 1,400,263 |
| 331-00-000-0000-37100 | Transfers From General Fund | (19,913) |

Total Revenue **1,380,350**

Appropriations

| | | | |
|-----------------------|--------|---------------|---------|
| 331-47-333-2903-49399 | PW920 | Other Capital | 553,780 |
| 331-47-332-2903-49399 | PW921A | Other Capital | 60,830 |
| 331-47-332-2903-49399 | PW921 | Other Capital | 765,740 |

Total Appropriations **1,380,350**

**Supplemental Budget
Stormwater Fund 345**

Revenues

| | | |
|-----------------------|-----------------------------|---------|
| Fund Balance | | 946,079 |
| 316-00-000-0000-37100 | Transfers From General Fund | (1,618) |

Total Revenue **944,461**

Appropriations

| | | | |
|-----------------------|------------|---------------------------|---------|
| 345-23-280-0000-43450 | GF1417 | Professional Services | 1,853 |
| 345-23-283-0000-43450 | SW0804 | Professional Services | 17,090 |
| 345-23-283-0000-49352 | FLD913SW03 | Engineering | 28,805 |
| 345-23-283-0000-49360 | SW1103 | Construction | 93,294 |
| 345-23-283-0000-49352 | SW1204 | Engineering | 3,798 |
| 345-23-283-0000-49352 | SW1404 | Engineering | 28,125 |
| 345-23-283-0000-49360 | FLD913 | Construction | 533,983 |
| 345-23-283-0000-49360 | SW0710 | Construction | 60,000 |
| 345-23-283-0000-49362 | SW1004 | SIF Construction/Engineer | 148,823 |
| 345-23-283-0000-49362 | SW1005 | SIF Construction/Engineer | 28,690 |

Total Appropriations **944,461**

**Supplemental Budget
Refuse Fund 360**

| | | |
|-----------------------------|---------------|---------------|
| Revenues | | |
| Fund Balance | | 50,000 |
| Total Revenue | | 50,000 |
| Appropriations | | |
| 360-23-271-0000-49399 | Other Capital | 50,000 |
| Total Appropriations | | 50,000 |

**Supplemental Budget
Golf Fund 375**

| | | |
|------------------------------|----------------------|----------------|
| Revenues | | |
| Fund Balance | | 336,080 |
| Total Revenue | | 336,080 |
| Appropriations | | |
| 375-51-511-5001-49330 | Imp Other Than Bldgs | 30,000 |
| 375-51-513-5001-49330 | Imp Other Than Bldgs | 25,000 |
| 375-51-513-5001-49399 FLPKMB | Other Capital | 281,080 |
| Total Appropriations | | 336,080 |

**Supplemental Budget
Fleet Replacement Fund 500**

| | | |
|-----------------------------|--------------------------|----------------|
| Revenues | | |
| Fund Balance | | 254,815 |
| Total Revenue | | 254,815 |
| Appropriations | | |
| 500-23-260-0000-47105 | Transfer to Transit Fund | 24,000 |
| 500-23-260-0000-48240 | Machinery & Equipment | 89,950 |
| 500-23-260-0000-48244 | Motor Vehicle | 55,000 |
| 500-23-260-0000-48244 | Motor Vehicle | 80,388 |
| 500-23-260-0000-48244 | Motor Vehicle | 5,477 |
| Total Appropriations | | 254,815 |

**Supplemental Budget
Fleet Management Fund 501**

| | | |
|------------------------------|-----------------------|---------------|
| Revenues | | |
| Fund Balance | | 63,279 |
| Total Revenue | | 63,279 |
| Appropriations | | |
| 501-23-261-1903-43654 | Vehicle Replacement | 31,400 |
| 501-23-261-0000-43718 | Communication Service | 5,550 |
| 501-23-261-0000-49399 GF1405 | Other Capital | 26,329 |
| Total Appropriations | | 63,279 |

**Supplemental Budget
Risk & Insurance Fund 502**

Revenues

Fund Balance 44,240

Total Revenue 44,240

Appropriations

502-17-176-0000-43407 Environmental Services 13,740

502-17-176-0000-43407 Environmental Services 8,500

502-17-175-0000-43450 Professional Services 22,000

Total Appropriations 44,240


Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

ADOPTED this ____ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:


City Attorney



CITY OF LOVELAND
BUDGET DIVISION

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2695 • FAX (970) 962-2900 • TDD (970) 962-2620

TO: City Council

THROUGH: Bill Cahill, City Manager
Brent Worthington, Finance Director

FROM: Marc Kahn, Budget Manager

DATE: April 7, 2014

RE: Staff Report on Projects in the Reappropriation Ordinance

This is an annual appropriation ordinance staff brings to Council. The total projected cost of a project is appropriated in the first year a project is funded. This allows Council and the public to see what the total project will cost and that resources are available to fund the entire project at the time the project is initially budgeted.

State law and the City Charter state that all appropriations cease on December 31, the final day of the fiscal year. Capital projects, by their nature, take more than one fiscal year to complete for a variety of reasons. This requires the reappropriation of the funding that was not spent on the projects in the prior year in order to make funding available to complete the projects.

Gross appropriations, the sum of the total appropriations for each fund, total \$76,982,447. With the exclusion of the transfers between the various funds; the net appropriation in the ordinance is \$62,511,054.

Gross revenue, the sum of the total of funding sources for each fund, total \$82,759,795. With the exclusion of transfers between the various funds; the net source of funding is \$68,312,402 consisting of \$47,190 of contributions revenue, and \$68,265,212 of fund balance.

75.75% of the total net appropriation is in ten projects or programs:

- Water Treatment Plant Phase II Expansion;
- The Transportation Program;
- Wastewater Treatment Plant Digester System Improvements;
- 2013 Flood Response (operations & maintenance);
- Police Records Management System;
- Waterline Replacements;
- Mehaffey Park;
- Open Lands Flood Renovation;
- Power Enterprise System Improvements; and
- 2015 CIPP Sewer Rehabilitation

The following is a detailed breakdown of projects and their corresponding funding sources. The first section is individual projects that exceed \$1,000,000. The second section contains all remaining projects. Both sections are listed in descending order by amount.

SECTION 1 - Individual Projects In Excess of \$1,000,000

Water Enterprise – Water Treatment Plant Phase II Expansion Project (38 MGD) - \$21,077,150

Reappropriation of funds approved in 2014.

The funding sources for the project are Water Enterprise revenues of \$8,846,850 and Water System Impact Fees of \$12,230,300.

Public Works Department – Transportation Program - \$5,707,980

Reappropriation of funds approved in 2014. Projects include:

- Boise & 37th Intersection Improvements – \$966,142;
- Miscellaneous Repairs - \$903,005;
- Madison Avenue at Loveland/Greeley Canal – \$682,040;
- Boyd Lake Avenue & US 34 Intersection - \$458,475;
- Right of Way Acquisition - \$330,000
- Roadway Weather Information System - \$304,000
- Taft & US 34 Intersection - \$255,138
- Traffic Operations 2014 Project - \$205,000
- Anti-icing System at I-25 and Crossroads Blvd. - \$200,000
- Sidewalk Gap Projects 2014 - \$199,475
- I25 Area VMS - \$191,021
- Bike Lane Construction/Pedestrian Walkways - \$183,585
- Boyd Lake Avenue at Greeley/Loveland Canal - \$150,000
- Garfield Elementary Sidewalk Improvements - \$113,000
- Fiber Network to signals and other facilities - \$105,204
- Signal System Interconnect - \$91,953
- Flood 2013 - \$64,193
- Boyd Route Study - \$61,123
- Bike Route Signage/Striping - \$59,460
- Loveland ITS Update (Traffic) - \$56,215
- School Flasher Units - \$43,590
- 10th St. Sidewalk Gap (BNSF Mainline) - \$30,000
- Crossroads Blvd. Corridor Access Management Plan - \$23,796
- Garfield Street Design 10th to 22nd - \$15,067
- Maple Dr. Sidewalk (Madrone Dr. to E. 20th St.) - \$7,880
- Boyd Lake Ave.- Kauffman Property - \$4,618
- 1st Street Sidewalk Gaps (Railroad to Railroad) - \$4,000

The funding source for the projects is Fund Balance in the Transportation Fund.

Wastewater Enterprise– Wastewater Treatment Plant Digester System Improvements - \$4,285,315

Reappropriation of funds approved in 2014.

The funding sources are Wastewater Enterprise Fund balance \$3,619,315 and Wastewater System Impact Fees \$666,000.

Power Enterprise & Stormwater Enterprise – 2013 Flooding Response (operations and maintenance) - \$4,268,657

Reappropriation of funds approved in 2014.

The funding sources are Power Enterprise Fund Balance \$3,734,674 and Stormwater Fund Balance \$533,983.

Police Department – Records Management System - \$2,978,000

Reappropriation of funds approved in 2014.

The funding source is Capital Fund balance.

Water Enterprise – Water Line Replacements - \$2,757,353

Reappropriation of funds approved in 2014. Projects include:

- 36" & 20" Water Transmission Line River Crossings – \$1,507,843;
- 48" Water Transmission Line Water Treatment Plant to Hwy 34 - \$402,450;
- 2014 Water Line Replacement (Phase 1) – \$334,930;
- 8" Water Line River Crossing & Lincoln - \$194,630;
- 6" Water Transmission Line River Crossings at Fairgrounds Park – \$180,000;
- Water Line at Lincoln Ave & Farmers Ditch - \$124,690
- 2013 Small Diameter Water Line - \$12,810

The funding sources for the projects are Water Enterprise Fund Balance \$2,570,843 and Water System Impact Fees \$186,510.

Parks & Recreation Department– Mehaffey Park - \$2,500,334

Reappropriation of funds approved in 2014.

The funding source is Capital Fund balance \$1,981,407 and Parks Capital Expansion Fees \$518,927.

Parks & Recreation Department– Open Lands Flood Renovation - \$1,390,859

Reappropriation of funds approved in 2014.

The funding source is Open Lands Fund Balance.

Power Enterprise – System Improvements - \$1,338,161

Reappropriation of funds approved in 2014.

The funding source is Power Enterprise Fund balance.

Wastewater Enterprise – 2015 CIPP Sewer Rehabilitation - \$1,050,000

Reappropriation of funds approved in 2014.

The funding source is Wastewater Enterprise Fund balance.

SECTION 2 - Remaining Projects

Parks and Recreation Department - \$4,332,543

Reappropriation of funds approved in 2014. Projects Include *(listed by funding source)*:

General Fund - \$1,532,210

- Parks and Trails Flood Projects - \$799,620
- North Lake Tennis Court Electrical - \$282,140
- Viestenz-Smith Post Flood Redesign - \$256,380
- Chilson Center Furniture - \$70,000
- Train Depot Repairs at North Lake Park - \$60,000
- Parks Surveillance Camera System Repairs & Upgrades - \$53,070
- Concession Stand Equipment - \$8,000
- Parks Irrigation Projects - \$3,000

Trails Capital Expansion Fee Fund - \$875,212

- Madison Trail Underpass - \$705,212
- Wintergreen Trail Connection - \$170,000

Capital Fund - \$607,200

- Barnes Light Replacement Project - \$607,200

Open Lands Capital Expansion Fee Fund - \$426,000

- Open Lands Acquisitions - \$426,000

Parks & Recreation Improvement Fund - \$397,197

- Park Restroom Projects - \$397,197

Golf Fund - \$336,080

- Mariana Butte Flood Projects - \$281,080
- Olde Course Driving Range - \$30,000
- Mariana Butte Dry Creek - \$25,000

Conservation Trust Fund - \$108,644

- Namaqua Road Trail Connection - \$108,644

Recreation Capital Expansion Fee Fund - \$50,000

- Recreation Facility Feasibility Study - \$50,000

Power Enterprise - \$3,480,139

Reappropriation of funds approved in 2014. Projects include:

- Conversions - \$863,580
- PIF-Feeders - \$765,740
- 2013 Power Flood Work - \$682,103
- PIF-Substations - \$553,780
- General Plant - \$319,306
- Street Lights-Specific - \$195,000
- PIF-Feeders-Dev Driven - \$60,830
- Interactive Voice Response (IVR) system non-capital - \$39,800

The funding sources are \$2,099,789 of Power Enterprise Fund Balance and \$1,380,350 of Power Plant Impact Fees.

Wastewater Enterprise - \$1,219,974

Reappropriation of funds approved in 2014. Projects include:

- Southside Lift Station - \$615,550
- Perm 20" Force Main Replacement - \$307,410
- Lakeside Terrace Lift Station Improvements - \$200,000
- Nutrient Removal & Organic Capacity Expansion - \$68,744
- Boyd Sewer Interceptor Study - \$16,430
- Wastewater Treatment Plant Site Repair (O&M) - \$11,840

The funding sources are \$1,151,230 of Wastewater Enterprise Fund Balance and \$68,744 of Wastewater Enterprise System Impact Fees.

Capital Fund - \$985,094

Reappropriation of funds approved in 2014. Projects include *(listed by department)*:

Fire - \$925,094

- Aerial Platform Truck - \$925,094

Public Works - \$60,000

- MOC Remodel - \$60,000

The funding source is Capital Fund Balance.

Projects across Multiple Funds - \$869,115

Reappropriation of funds approved in 2014. Projects include *(listed with funding sources)*:

Service Center Expansion - \$711,991

- Capital Fund - \$287,315
- Water Enterprise Fund - \$216,980
- Power Enterprise Fund - \$137,851
- Wastewater Enterprise Fund - \$69,845

Facility Space Study & Implementation - \$64,271

- Water Enterprise Fund - \$38,341
- Wastewater Enterprise Fund - \$25,840

Facilities Master Plan - \$61,737

- Museum Capital Expansion Fee Fund - \$13,369
- Library Capital Expansion Fee Fund - \$13,368
- Police Capital Expansion Fee Fund - \$12,000
- General Government Capital Expansion Fee Fund - \$12,000
- Fire Capital Expansion Fee Fund - \$11,000

Floor Repair in Water Operations & Metering Area - \$20,000

- Water Enterprise Fund - \$7,800
- Power Enterprise Fund - \$7,600
- Wastewater Enterprise Fund - \$4,600

FAB Remodel - \$11,116

- General Fund - \$5,558
- Stormwater Enterprise Fund - \$1,853
- Water Enterprise Fund - \$1,445

- Power Enterprise Fund - \$1,408
- Wastewater Enterprise Fund - \$852

The funding source is Capital Fund Balance.

Water Enterprise - \$691,620

Reappropriation of funds approved in 2014. Projects include:

- Home Supply Dam Repair - \$250,780
- Boyd Lake Rd. Interconnect Relocation - \$122,150
- Fiber Optic to Water & Power - \$111,570
- 29th St. Tank Painting & Safety Upgrades - \$68,700
- Ranch Water Station/Service Center Expansion - \$45,490
- Miscellaneous Oversizing & Extensions - \$40,720
- Repair of Headworks Intake Structure - \$36,250
- Water Meters - \$15,960

The funding sources are \$650,900 of Water Enterprise Fund Balance and \$40,720 of Water Enterprise System Impact Fees.

Development Services Department - \$667,451

Reappropriation of funds approved in 2014. Projects include *(listed by funding source)*:

General Fund - \$468,234

- Human Service Grant - \$227,372
- Comprehensive Plan - \$166,824
- 287 Corridor Strategic Plan - \$49,260
- CanDo Grant Funds - \$20,000
- HOA Outreach Program - \$1,840
- Downtown Historic Preservation - \$1,500
- Downtown District Grant - 1,438

Community Development Block Grant Fund - \$199,217

- CDBG Grants - \$199,217

Information Technology Department - \$616,886

Reappropriation of funds approved in 2014. Projects include *(listed by funding source)*:

Capital Fund - \$437,165

- Conversion of Phone System to VOIP Phone System - \$226,380
- CityWorks Implementation - \$107,350
- 29th St. Boring & Fiber - \$103,435

General Fund - \$179,721

- Innoprise Consulting - \$112,998
- Electronic Drawing Review - \$50,180
- IT Strategic Plan - \$13,610
- 29th St. Boring & Fiber - \$2,933

Police Department - \$484,043

Reappropriation of funds approved in 2014. Projects include:

- Bearcat - \$250,000 (Approved in 2014, and the equipment was ordered late in the year. The vendor requires payment in full upon delivery of the vehicle, which will not occur until late Spring of 2015.)
- Police Training Campus - \$134,293
- New Officer Equipment - \$46,000
- Mobile Radios - \$29,000
- eCitations - \$13,750
- ATV - \$11,000

The funding sources are \$349,750 of General Fund Balance and \$134,293 of Police CEF Fund Balance.

General Fund Departments - \$477,304

Reappropriation of funds approved in 2014. Projects include (*listed by department*):

Non-Departmental - \$420,326

- Contribution to LFRA - \$419,826
- Survey Station 2 Property - \$500

Finance - \$27,155

- Audits - \$27,155

Public Works - \$18,582

- Downtown Property Purchases - \$18,582

City Clerk & Court Administration - \$11,241

- Courtview - \$11,241

The funding source is General Fund Balance.

Public Works Department – Fleet Projects - \$464,094

Reappropriation of funds approved in 2014. Projects include:

- Fleet Replacement – Vehicle & Equipment Replacement - \$170,338
- Fleet Management- Replace Overhead Doors - \$100,000
- Fleet Management – Bay Door Additions at Service Center - \$70,000
- Fleet Replacement – Motor Vehicle Replacement - \$55,000
- Fleet Management – Pool Fleet Replacement - \$31,400
- Fleet Management – North Shop Door Project - \$26,329
- Fleet Management – CompassCom Software - \$5,550
- Fleet Replacement – INVERS Mobility Key Management - \$5,477

The funding sources are \$230,815 from fund balance in the Fleet Replacement Fund, \$170,000 from fund balance in the Capital Fund, and \$63,279 from fund balance in the Fleet Management Fund.

Public Works Department – Stormwater Enterprise - \$408,625

Reappropriation of funds approved in 2014. Projects include:

- Mehaffey Park Regional Detention Pond - \$148,823
- UNDFND Energy Surveying GEOTECH - \$93,294
- Washington Ave Outfall Phase IV - \$60,000

- Denver Ave. Outfall Flood Repairs - \$28,805
- Giuliano Regional Detention Pond - \$28,690
- Early Flood Warning System Base Station Upgrade - \$28,125
- Lake Loveland Zone A Floodplain - \$17,090
- Benson Park Pond & 29th Street Culvert - \$3,798

The funding source is Stormwater Fund Balance.

Economic Development Department - \$366,117

Reappropriation of funds approved in 2014. Projects include *(listed by funding source)*:

General Fund - \$154,132

- Crunchy Grocer - \$152,016
- Coffee Tree - \$2,116

Lodging Tax Fund - \$140,000

- Way Finding Signs - \$100,000
- Fiber Connectivity at the Visitors Center - \$40,000

Economic Incentive Fund - \$71,985

- Value Plastics - \$54,985
- Origins Loveland - \$17,000

Public Works Department – Solid Waste - \$50,000

Reappropriation of funds not expended in 2014 for Stormwater Outfalls at the Wilson Recycling Center.

The funding source is Solid Waste Fund balance.

Human Resources Department – Risk Management - \$44,240

Reappropriation of funds approved in 2014. Projects include:

- Federal Compliance - \$22,000
- Asbestos Management for City Buildings - \$13,740
- SPCC Plans - \$8,500

The funding source is Risk & Insurance Fund Balance.



CITY OF LOVELAND
BUDGET OFFICE

Civic Center • 500 East Third • Loveland, Colorado 80537
(970) 962-2329 • FAX (970) 962-2901 • TDD (970) 962-2620

AGENDA ITEM: 16
MEETING DATE: 4/7/2015
TO: City Council
FROM: Brent Worthington, Finance Department
PRESENTER: Marc Kahn, Budget Manager

TITLE:

An Ordinance Enacting a Supplemental Budget and Appropriation to the 2015 City of Loveland Budget for Projects or Programs not Anticipated at the Time of Adoption for the 2015 Budget

RECOMMENDED CITY COUNCIL ACTION:

Conduct a public hearing and approve the ordinance on first reading.

OPTIONS:

1. Adopt the action as recommended.
2. Deny the action. If the action is denied the requested appropriation will remain as unappropriated fund balance. Furthermore, the donations received will not be appropriated instead they will be added to the current fund balance. If the donation and/or grant revenue was awarded to the City for a specific purpose and Council denies the action, the donations and/or grant revenue will need to be reimbursed.
3. Adopt a modified action. (specify in the motion)
4. Refer back to staff for further development and consideration. If the requested appropriation is referred back to staff, the projects under consideration will be delayed until they are appropriated by Council.

SUMMARY:

This is an administrative action. Since the adoption of the 2015 Budget, several issues have emerged that require increased appropriations. This ordinance addresses those issues. The total amount of appropriation is \$719,728 funded primarily by available fund balance.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible

Nearly all of the appropriation is funded by fund balance reducing the flexibility to fund future projects.

BACKGROUND:

Since the adoption of the 2015 Budget, there are several issues requiring additional appropriations. The projects are described below.

In the General Fund:

- Cultural Services Department received donations or sponsorships for three events: (1) \$10,000 is appropriated for the O’Keeffe Exhibit (2) \$1,200 is appropriated for Poet Laureate and (3) \$500 is appropriated for “History Days”
- Library Department received donations in 2014; earnings from the Gertrude Scott Trust, donations totaling \$27,386 and additional State grant funds of \$15,602 appropriated for books, materials and operating supplies.
- Public Works – Facilities Division - The cost of operating expenses for Fire Station 2 and the Service Center were not budgeted for in 2015. \$293,480 for Fire Station 2 and \$76,560 for the Service Center are appropriated for operating costs.

In the Fire Capital Expansion Fee Fund:

- \$295,000 from fund balance is appropriated for the Training Center Property Design

REVIEWED BY CITY MANAGER:



LIST OF ATTACHMENTS:

1. Ordinance

FIRST READING April 7, 2015

SECOND READING _____

ORDINANCE NO. _____

AN ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2015 CITY OF LOVELAND BUDGET FOR PROJECTS OR PROGRAMS NOT ANTICIPATED AT THE TIME OF ADOPTION FOR THE 2015 BUDGET

WHEREAS, the City has received or has reserved funds not anticipated or appropriated at the time of the adoption of the City budget for 2015; and

WHEREAS, the City Council desires to authorize the expenditure of these funds by enacting a supplemental budget and appropriation to the City budget for 2015, as authorized by Section 11-6(a) of the Loveland City Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOVELAND, COLORADO:

Section 1. That reserves in the amount of \$422,892 and revenues in the amount of \$1,836 in the General Fund 100, revenues in the amount of \$10,295 in the Recreation Capital Expansion Fee Fund 261, reserves in the amount of \$295,000 in the Fire Capital Expansion Fee Fund 264, revenues in the amount of \$7,354 in the Library Capital Expansion Fee Fund 266, and revenues in the amount of \$26,475 in the General Government Capital Expansion Fee Fund 268 totaling \$763,852 are available for appropriation. A portion of these are hereby appropriated in the amounts of \$424,728 in the General Fund and \$295,000 in the Fire Capital Expansion Fee Fund totaling \$719,728 for new projects programs and transferred to the funds as hereinafter set forth. The spending agencies and funds that shall be spending the monies supplementally budgeted and appropriated are as follows:



**Supplemental Budget
General Fund 100**

Revenues

| | | |
|-----------------------|-------------------|----------------|
| Fund Balance | | 422,892 |
| 100-00-000-0000-35470 | Interest on Loans | 1,836 |
| Total Revenue | | 424,728 |

Appropriations**Cultural Services**

| | | |
|-----------------------|-----------------------|--------|
| 100-52-720-0000-42328 | Exhibits | 10,000 |
| 100-52-720-0000-43450 | Professional Services | 1,200 |
| 100-52-720-0000-43899 | Other Services | 500 |

Library

| | | |
|-----------------------|----------------------------------|-------|
| 100-53-756-0000-42014 | LBDONA Books & Periodicals | 1,252 |
| 100-53-752-0000-42014 | LB1402 Books & Periodicals | 1,957 |
| 100-53-752-0000-42014 | Books & Periodicals | 8,883 |
| 100-53-753-0000-42014 | Books & Periodicals | 5,143 |
| 100-53-756-0000-42014 | Books & Periodicals | 1,558 |
| 100-53-750-0000-42014 | LBDONA Books & Periodicals | 2,000 |
| 100-53-755-0000-42015 | LBDONA Computer Supply & Equipmt | 2,500 |
| 100-53-753-0000-42015 | LBDONA Computer Supply & Equipmt | 850 |
| 100-53-752-0000-42899 | LBDONA Other Supplies | 800 |
| 100-53-753-0000-42899 | LBDONA Other Supplies | 1,000 |
| 100-53-752-0000-43833 | LB1402 Subscriptions | 6,935 |
| 100-53-753-0000-43833 | LB1402 Subscriptions | 5,150 |
| 100-53-756-0000-43833 | LB1402 Subscriptions | 1,560 |
| 100-53-750-0000-43899 | LBDONA Other Services | 3,000 |
| 100-53-752-0000-43899 | LBDONA Other Services | 400 |

Facilities

| | | |
|-----------------------|----------------------|---------|
| 100-23-250-1801-43569 | Repair & Maintenance | 293,480 |
| 100-23-250-1801-43569 | Repair & Maintenance | 76,560 |

| | | |
|-----------------------------|--|----------------|
| Total Appropriations | | 424,728 |
|-----------------------------|--|----------------|

**Supplemental Budget
Recreation Capital Expansion Fee Fund 261**

| | | |
|-----------------------------|-------------------|---------------|
| Revenues | | |
| 261-00-000-0000-35470 | Interest on Loans | 10,295 |
| Total Revenue | | 10,295 |
| Appropriations | | |
| Total Appropriations | | - |

**Supplemental Budget
Fire Protection Capital Expansion Fee Fund 264**

| | | |
|-----------------------------|------------------|----------------|
| Revenues | | |
| Fund Balance | | 295,000 |
| Total Revenue | | 295,000 |
| Appropriations | | |
| 264-22-222-0000-49355 | Design/Architect | 295,000 |
| Total Appropriations | | 295,000 |

**Supplemental Budget
Library Capital Expansion Fee Fund 266**

| | | |
|-----------------------------|-------------------|--------------|
| Revenues | | |
| 266-00-000-0000-35470 | Interest on Loans | 7,354 |
| Total Revenue | | 7,354 |
| Appropriations | | |
| Total Appropriations | | - |

**Supplemental Budget
General Government Capital Expansion Fee Fund 268**

Revenues

| | | |
|-----------------------|-------------------|--------|
| 268-00-000-0000-35470 | Interest on Loans | 26,475 |
|-----------------------|-------------------|--------|

| | | |
|----------------------|--|---------------|
| Total Revenue | | 26,475 |
|----------------------|--|---------------|

Appropriations

| | | |
|-----------------------------|--|---|
| Total Appropriations | | - |
|-----------------------------|--|---|

Section 2. That as provided in City Charter Section 4-9(a)(7), this Ordinance shall be published by title only by the City Clerk after adoption on second reading unless the Ordinance has been amended since first reading in which case the Ordinance shall be published in full or the amendments shall be published in full. This Ordinance shall be in full force and effect upon final adoption, as provided in City Charter Section 11-5(d).

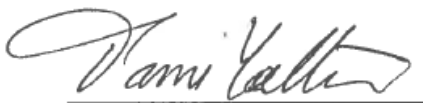
ADOPTED this ____ day of April, 2015.

Cecil A. Gutierrez, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:



City Attorney



AGENDA ITEM: 17
MEETING DATE: 4/7/2015
TO: City Council
FROM: Julia Holland, Human Resources
PRESENTER: Julia Holland, HR Director

TITLE:

A Motion for City Council to go into Executive Session for the Purposes of Evaluating and Deliberating with Regard to the Applicants for the Presiding Municipal Judge Position, which may Include Determining Positions with Regard to Matters that may be Subject to Employment Contract Negotiations and Instructing Negotiators. Council may Consider Direction to Staff in Open Session.

RECOMMENDED CITY COUNCIL ACTION:

Adopt the motion.

OPTIONS:

1. Adopt the action as recommended.
 2. Deny the action.
 3. Adopt a modified action. (specify in the motion)
-

SUMMARY:

This is an administrative action to conduct an executive session for the purposes of discussing and deliberating with regard to the applicants for the Presiding Municipal Judge position, which may include determining positions with regard to matters that may be subject to employment contract negotiations and instructing negotiators. Council may consider direction to Staff in open session.

BUDGET IMPACT:

- Positive
 Negative
 Neutral or negligible
-

BACKGROUND:

This is an administrative action to conduct an executive session as a result of interviews that were conducted for the Presiding Municipal Judge position on March 20, 2015. The purpose of the executive session is to discuss and deliberate with regard to the applicants for the Presiding

Municipal Judge position, which may include determining positions with regard matters that may be subject to employment contract negotiations and instructing negotiators. Council may consider direction to Staff in open session.

REVIEWED BY CITY MANAGER:

William A. Cahill

LIST OF ATTACHMENTS:

None.