



These are administrative actions recommending the appointment of a member and alternates to the Human Services Commission.

3. **DEVELOPMENT SERVICES** (presenter: Alan Krcmarik)

**SUSPENDING INCREASES TO CEF'S FOR 2016**

**A Motion To Approve On Second Reading Ordinance #5974 Suspending Annual Increases In Capital Expansion Fees, Excepting The Street Capital Expansion Fee, Pursuant To Loveland Municipal Code Section 16.38.110 For 2016 was approved.**

This is an administrative action. Using master plans prepared by City departments, BBC Research & Consulting and city staff completed a study demonstrating the results of using a "plans-based" approach to set capital expansion fees. Based on Council discussion at the September 22, 2015 study session the proposed Ordinance suspends the annual inflationary increase provided for in the City Code section 16.38.100. The suspension of the annual inflationary increase does not apply to the streets capital expansion fee; this fee is already determined on a plans-based approach. Cost of materials for street construction and repair have been rising. The Colorado Department of Transportation inflation adjustment is 8.66%. On October 20, 2015, City Council unanimously approved this ordinance on first reading.

4. **ECONOMIC DEVELOPMENT** (presenters: Marcie Erion & Chris Conrardy)

**EWI COLORADO PROJECT**

**A Motion To Approve On Second Reading Ordinance #5975 Enacting A Supplemental Budget And Appropriation To The 2015 City Of Loveland Budget For Phase II Pilot Operation For Program And Facility Design Of The EWI Project was approved.**

This is an administrative action. The City of Loveland is being asked to invest in the development, construction and initial operation of EWI Colorado which will be located at the Rocky Mountain Center for Innovation and Technology.

The ordinance is funded with available Economic Development Department Incentive funds and City Council Special Project funds that reduce the flexibility to fund other projects. Currently the balance in the Economic Development Incentive Fund is \$1,055,221. If approved, the new balance would be \$555,221 after the initial \$500K payment. Additional distributions will be paid as performance measures defined in the contract are met. On October 20, 2015, City Council unanimously approved this ordinance on first reading.

5. **DEVELOPMENT SERVICES** (presenters: Kerri Burchett & Steve Adams)

**LOVELAND FOOTHILLS SOLAR SUBSTATION**

**A Motion To Approve On Second Reading Ordinance #5976 Amending Section 18.04.040 Of The Loveland Municipal Code, The Same Relating To Zoning Regulations For Certain Property Located In A Portion Of Tract "C", Vanguard-Famleco Section Addition, City Of Loveland, Larimer County, Colorado was approved.**

This is a quasi-judicial action to rezone 52.6 acres of City property from a residentially zoned PUD to DR –Developing Resource. The property is located between West 22nd Street and West 29th Street, just west of Mehaffey Park. The property is currently zoned Meadowbrook Ridge PUD and is designated for single family and townhome uses. The City's Power Division recently purchased the property and is requesting the rezoning to construct a new substation and solar facility. This project would replace the Idylwilde Hydroelectric Facility that was significantly damaged during the 2013 flood. On September 28, 2015, the Planning Commission recommended approval of the rezoning request by a vote of 5-3. On October 20, 2015, City Council unanimously approved this ordinance on first reading.

6. **DEVELOPMENT SERVICES** (presenters: Alan Krcmarik)  
**PUBLIC COMMENT**  
**SPECIAL ASSESSMENT REFUNDING BONDS**  
**A Motion To Approve On First Reading An Ordinance Authorizing The Issuance Of Special Assessment Refunding Bonds In The Maximum Aggregate Principal Amount Of \$5,480,000 Of The City Of Loveland, Colorado, For Special Improvement District No. 1; Prescribing The Form Of The Bonds And Providing For The Payment Of The Bonds And The Interest Thereon was approved.**  
This is an administrative action. Through the adoption of the Ordinance, the City will reduce the interest rate on the remaining Special Improvement District No. 1 bonds. The lower interest rate will mean lower assessment payments from property owners. The savings over the remaining life of the bonds 2029 will be approximately \$700,000. The savings would allow the special assessment being paid by property owners in the Special Improvement District No. 1 to be lowered by about 10 percent for the remaining term of the bonds that mature in 2029.
7. **MUNICIPAL COURT** (presenter: Geri Joneson)  
**PUBLIC COMMENT**  
**EXPUNGEMENT OF JUVENILE RECORDS**  
**A Motion To Approve On First Reading An Ordinance Amending the Loveland Municipal Code at Section 1.12.020 to Authorize Expungement of Juvenile Records and Establish Expungement Procedures was approved.**  
This is a legislative action. This is a proposed Ordinance that will grant the Municipal Court the authority to expunge arrest and criminal records for Loveland Municipal Court juvenile offenders who successfully complete a diversion program, deferred prosecution or deferred sentence.
8. **CULTURAL SERVICES** (presenter: Susan Ison)  
**PUBLIC COMMENT**  
**MUSEUM EXHIBIT, FEES AND BENCH**  
**A Motion To Approve On First Reading An Ordinance Enacting A Supplemental Budget And Appropriation To The 2015 City Of Loveland Budget For The Christo & Jeanne-Claude Exhibit, Architectural Fees For A Museum Conceptual Design, A Memorial Bench For The Main Gallery And A Colorado Creative Industries Grant For 2016 Art Exhibits was approved.**  
This an administrative action. The following donations were recently received to support activities in the Cultural Services Department:
- \$10,000 from the Erion Foundation for the Christo and Jeanne-Claude Exhibit.
  - \$15,000 from the Erion Foundation to secure the services of Olson Kundig Architects, Seattle, Washington, to provide conceptual design support for a future Museum expansion.
  - \$10,000 grant from Colorado Creative Industries for art exhibits in 2016.
  - \$2,580 from the estate of Stephen Beale for a memorial bench in the gallery.
- These activities would not be possible without the support of the donors.
9. **CULTURAL SERVICES** (presenter: Susan Ison)  
**MUSEUM STORAGE BUILDING PURCHASE**  
**A Motion To Adopt Resolution #R-75-2015 Of The Loveland City Council Approving The Contract For Purchase Of A Commercial Building Located At 710 14<sup>th</sup> Street SW, Loveland, CO For Museum Storage Space And Authorizing The City Manager To Execute The Contract was approved.**  
This is an administrative action seeking approval of a motion approving and authorizing the purchase of a commercial building located at 710 14<sup>th</sup> Street SW. The City's adopted 2016 Capital Plan includes the Museum Storage project to be paid wholly from Cultural Services CEFs. In addition, the annual facilities Operations and Maintenance cost of

\$58,000 is included in the approved 2016 Budget. The listed asking price was \$2,250,000. Staff have negotiated and executed a conditional contract for \$2,105,000, well under the planned purchase budget of \$2,400,000. Please note that a subsequent property appraisal did not support the conditional contract price. Planned closing date is January 8, 2016, after the beginning of the new fiscal year.

10. **FORT COLLINS-LOVELAND MUNICIPAL AIRPORT** (presenter: Jason Licon)  
**AIRPORT COMMISSION'S BYLAWS**  
**A Motion To Adopt Resolution #R-76-2015 Approving The Bylaws Of The Northern Colorado Regional Airport Commission was approved.**  
This is an administrative action to adopt the bylaws governing the responsibilities and duties of the Northern Colorado Regional Airport Commission.
11. **WATER AND POWER** (presenter: Melissa Morin)  
**WASTEWATER MAIN EXTENSION**  
**A Motion To Adopt Resolution #R-77-2015 Authorizing The Provision Of Waste Water Service Outside Of The Loveland City Limits Pursuant To Loveland Municipal Code Sections 13.08.075 And 13.08.080 was approved.**  
This is an administrative action approving a wastewater main extension and service for the Laurelwood Planned Land Division which is a five (5) lot residential subdivision located outside of the city limits in the vicinity of North St. Louis Ave and Sablewood Drive. On October 21, 2015 the Loveland Utilities Commission unanimously recommended that City Council approve a Resolution to extend a sanitary sewer line and provide sanitary sewer service to the five lots in Laurelwood Planned Land Division which is situated in Larimer County.
12. **MUNICIPAL COURT** (presenter: Geri Joneson)  
**MUNICIPAL COURT 2015 THIRD QUARTER REPORT**  
This is an information only item. 2015 Third Quarter Reports for Municipal Court activity.
13. **FINANCE** (presenter: Brent Worthington)  
**SEPTEMBER 2015 FINANCIAL REPORT**  
This is an information only item. The Snapshot Report includes the City's preliminary revenue and expenditures including detailed reports on tax revenue and health claims year to date, ending September 30, 2015.
14. **CITY MANAGER** (presenter: Alan Krcmarik)  
**INVESTMENT REPORT FOR SEPTEMBER 2015**  
This is an information only item. The budget projection for investment earnings for 2015 is \$1,759,080. On the portfolio's 2015 beginning balance this equates to an annual interest rate of 0.84%. Based on the monthly statement, the estimated annualized yield on the securities held by USBank was steady at 1.1%. For September, earnings of \$204,105 were posted to City funds and the year to date total is \$1,360,782. U.S. short-term Treasury interest rates fell sharply in September; the portfolio had an unrealized gain of \$385,204 in September compared to an unrealized loss of \$148,348 in August. The end of September portfolio market value is estimated to be \$218.2 million. The total amount of the portfolio is higher compared to the beginning of the year, but is still not back to the peak amount reached before the 2013 flood when the portfolio carried an estimated market value of \$226.3 million.
15. **CITY CLERK** (presenter: Terry Andrews)  
**CALL FOR A SPECIAL MEETING**  
**A Motion calling for a Special Meeting on November 10, 2015 at 6:30 prior to the regularly scheduled Study Session of City Council was approved.**  
This is an administrative action. To set a Special Meeting to consider the November 3,

2015 Regular Meeting minutes and to swear in newly elected councilors. This meeting would be immediately followed by the Study Session.

16. **HUMAN RESOURCES** (presenter: Julia Holland)  
**DDA PARTICIPATION IN CIRSA**

**A Motion To Adopt Resolution #R-78-2015 Consenting To Participation Of The Loveland Downtown Development Authority In The Colorado Intergovernmental Risk Sharing Agency was approved.**

The City desires to consent to the Loveland Downtown Development Authority's participation in the Colorado Intergovernmental Risk Sharing Agency ("CIRSA").

**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.*

Stacy Lynne, Larimer County resident, expressed concern regarding the City Manager's oversight of the Loveland Police Department.

**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**

17. **WATER AND POWER** (presenter: Steve Adams)  
**FEMA ALTERNATE SOLAR PROJECT BID AWARD**  
This item was removed at the request of Staff.

**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.*

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|-----------|--|
| Trenary   | Associated Veterans of Loveland will be unveiling their Loveland "heart", Saturday, November 7 at 1:00 p.m. at 3 <sup>rd</sup> and Lincoln.  |
| Shaffer   | North I25 "elected" meeting will be held November 4; MPO mtg will be held in Greeley on November 5 at 5:00 p.m.  |
| McKean    | Will draft a resolution of support for I25 improvements and direct to Council for comments.  |
| Gutierrez | Told Council the notebooks containing the information for Titles 16-20 were on the dais. This information was distributed for the November 10, 2015 meeting. Congratulations to The Loveland High School Crimson Regiment for taking 3 <sup>rd</sup> in State and 5 <sup>th</sup> overall in the Marching Bands of USA. 2 <sup>nd</sup> graders from Lincoln Elementary for their youtube videos on Mehaffey Park. |

**CITY MANAGER REPORT**

Cahill

A Reception will be held at 5:00 p.m. This will be followed by the Special meeting on November 10, 2015. The agenda will include roll call of current City Council, the minutes from 11-3-2015 for consideration, followed by the swearing in ceremony. Then a new roll call will be taken, appointment of a Mayor Pro Tem and adjournment into the Study Session.

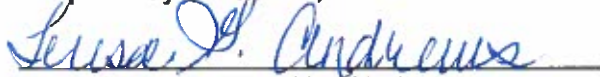
**CITY ATTORNEY REPORT**

None

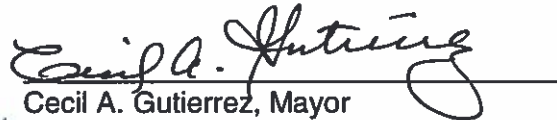
**ADJOURN**

Mayor Gutierrez adjourned the Regular Meeting of the City Council at 6:55 p.m.

Respectfully Submitted,



Teresa G. Andrews, City Clerk



Cecil A. Gutierrez, Mayor

