

AGENDA
LOVELAND CITY COUNCIL MEETING
LOVELAND URBAN RENEWAL AUTHORITY
TUESDAY, DECEMBER 15, 2015
CITY COUNCIL CHAMBERS
500 EAST THIRD STREET
LOVELAND, COLORADO

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“La Ciudad de Loveland está comprometida a proporcionar igualdad de oportunidades para los servicios, programas y actividades y no discriminar en base a discapacidad, raza, edad, color, origen nacional, religión, orientación sexual o género. Para más información sobre la no discriminación o para asistencia en traducción, favor contacte al Coordinador Título VI de la Ciudad al TitleSix@cityofloveland.org o al 970-962-2372. La Ciudad realizará las acomodaciones razonables para los ciudadanos de acuerdo con la Ley de Discapacidades para americanos (ADA). Para más información sobre ADA o acomodaciones, favor contacte al Coordinador de ADA de la Ciudad en bettie.greenberg@cityofloveland.org o al 970-962-3319”.

5:00 P.M. DINNER – City Manager’s Conference Room

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

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.

CONSENT AGENDA

1. **CITY CLERK** (presenter: Terry Andrews)
APPROVAL OF MEETING MINUTES
A Motion to Approve the City Council Meeting Minutes for the December 1, 2015 Regular Meeting
This is an administrative action to approve the City Council meeting minutes for the December 1, 2015 Regular Meeting.
2. **CITY MANAGER** (presenter: Bill Cahill)
APPOINTMENT OF HISTORIC PRESERVATION COMMISSION
A Motion to Appoint Zachary Askeland to the Historic Preservation Commission for term effective until August 31, 2016.
This is an administrative item appointing Zachary Askeland to the Historic Preservation Commission, for a term effective until August 31, 2016
3. **HUMAN RESOURCES** (presenter: Julia Holland)
LFRA INSURANCE PROVIDER CHANGE
A Motion To Adopt On Second Reading, Ordinance #5983 Enacting A Supplemental Budget And Appropriation To The 2016 City Of Loveland Budget For Changing Loveland Fire Rescue Authority's (LFRA) Insurance Provider From Colorado Intergovernmental Risk Sharing Agency (CIRSA) To Colorado Special District (CSD)
This is an administrative action to approve an ordinance, on second reading. The appropriation reduces the City's Risk & Insurance Fund's revenue by \$189,941 and expenses by \$241,910. The City funds 82% of the Fire Authority's expenses, thus, \$50,620 is requested to fund services and coverage provided by CSD. City Council unanimously approved this ordinance at their December 1, 2015 regular meeting.
4. **HUMAN RESOURCES** (presenter: Julia Holland)
ESTABLISHING THE HEALTH & WELFARE TRUST
A Motion To Adopt On Second Reading, Ordinance #5984 Enacting A Supplemental Budget And Appropriation To The 2016 City Of Loveland Budget For Establishing The Health & Welfare Trust
This is an administrative item which authorizes the establishment of the Health & Welfare Trust Fund using \$804,060 approved in the 2016 Budget. No new funding is requested. On December 1, 2015, City Council unanimously approved this ordinance on first reading.
5. **LOVELAND FIRE AND RESCUE AUTHORITY** (presenter: Mark Miller)
PUBLIC COMMENT
LFRA EXEMPTION FROM PERMIT FEES
A Motion To Adopt On First Reading, An Ordinance Amending The City Code To Provide The Loveland Fire Rescue Authority An Exemption From The Payment Of Permit Fees For Certain Projects Located Within The City
This is an administrative action that would allow Loveland Fire Rescue Authority construction projects in the City limits waivers on building permit fees consistent with other city projects according to Municipal Code Section 15.04.070 Exemption of Certain City Projects from Permit Fees. Fire construction projects are not currently charged permit fees; and therefore, there would be no impact on the budget.
6. **DEVELOPMENT SERVICES** (presenter: Bob Paulsen)
PUBLIC COMMENT
CODE AMENDMENTS ADOPTED BY REFERENCE
A Motion To Adopt On First Reading, An Ordinance Repealing Titles 16, 17, 18 And 19 Of The Loveland Municipal Code And Reenacting And Adopting The Same By Reference
The Referenced Codes Are Available At The Following Link:

The password to the public access wireless network (colguest) is **accesswifi**

<http://www.cityofloveland.org/Modules/ShowDocument.aspx?documentID=27617>

This is a legislative action. The primary focus of the amendments is to establish procedures and requirements for the processing of development review applications, including subdivision, annexation and zoning-related applications. The heart of this effort includes two primary components: 1) New chapter 18.39 - Development Application Process and Procedures: 2) Expanded chapter 18.46 - Site Development Plan Requirements and Procedures. In addition to the main procedural amendments, the amendments include clarifications and adjustments to portions of each of the four titles. The proposed code amendments are the same as the amendments presented at the City Council study session on November 10, 2015. No concerns were expressed as to the content of the amendments at the study session. The Planning Commission approved the proposed amendments unanimously on November 24, 2015.

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

PUBLIC HEARING

SCION 1st ADDITION ANNEXATION AGREEMENT AMENDMENT

A Motion Adopt On First Reading, An Ordinance Approving An Amendment To The Annexation Agreement For Scion First Addition, City Of Loveland, Larimer County, Colorado

This is a legislative action to consider adoption of an ordinance, on first reading, to amend an annexation agreement. As currently written, the annexation agreement requires that with the issuance of any building permit certain improvements be made including a left turn lane in E. 71st Street (the "Improvements"). The amendment would remove this absolute requirement and allow the applicant to submit a traffic study to determine if the Improvements are necessary based on the number of trips generated by the proposed development. Currently, the owner (Jim Sampson) wishes to construct a warehouse building on the property to store materials used in conjunction with the Scion Industries business. The amendment would allow Mr. Sampson to submit a traffic report to determine if the proposed warehouse would generate enough trips to warrant construction of the Improvements.

8. **DEVELOPMENT SERVICES** (presenter: Alison Hade)

PUBLIC COMMENT

THE EDGE FEE WAIVERS

A Motion To Adopt On First Reading, An Ordinance Enacting A Supplemental Budget For Appropriation To The 2016 City Of Loveland Budget For Reimbursement Of Utility Fees For The Edge

This is an administrative action. On February 17, 2015, City Council adopted a resolution granting Loveland Housing Authority fee waivers for the construction of 70 units of affordable rental units. Included in the fee waiver was \$402,099 in enterprise fees, which are required to be backfilled. The General Fund unassigned balance is \$6,849,058. If this ordinance is approved the remaining balance will be \$6,446,959.

ADJOURN THE LOVELAND CITY COUNCIL AND CONVENE AS THE LOVELAND URBAN RENEWAL AUTHORITY

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

FAÇADE GRANT PROGRAM TO LDP

A Motion Adopting Resolution #R-88-2015 Of The Loveland Urban Renewal Authority Approving A Façade Improvement Reimbursement Program For The Downtown Urban Renewal Area

This is an administrative action. The Loveland Downtown Partnership ("LDP"), under the existing contract with the City, operates the Downtown Façade Improvement Program.

The Loveland Urban Renewal Authority (LURA) has a separate façade program that was first created in 2007. Since the LURA will continue to operate and receive tax increment revenue estimated to be roughly \$14,000 in 2016, staff is recommending that the program be administered by the LDP.

ADJOURN THE LOVELAND URBAN RENEWAL AUTHORITY AND RECONVENE AS THE LOVELAND CITY COUNCIL

10. **ECONOMIC DEVELOPMENT** (presenter: Mike Scholl)
SERVICES AGREEMENT WITH LDP
A Motion Adopting Resolution #R-89-2015 Approving A Services Contract With The Loveland Downtown Partnership
This is an administrative action to consider a resolution approving a services contract with the Loveland Downtown Partnership (LDP). City Council has approved the 2016 budget with an appropriation of \$500,000 for the operations and programs of the LDP in 2016.
11. **CITY MANAGER** (presenter: Bill Cahill)
2016 CITY COUNCIL, BOARDS AND COMMISSION MEETING DATES
A Motion Adopting Resolution #R-90-2015 Adopting The Schedule Of The 2016 Meeting Dates For The Loveland City Council And The City's Boards And Commissions
This is an administrative action pursuant to City Code Section 2.14.020B to set the 2016 Meeting Dates, Times, and Locations for the City Council and for the City's Boards and Commissions.
12. **FINANCE** (presenter: Brent Worthington)
2016 ANNUAL CONTRACT FOR ASPHALT
A Motion To Award The 2015 Primary Contract For Asphalt Products To Coulson Excavating Company, Inc. In An Amount Not To Exceed \$750,000 And To Authorize The City Manager To Execute The Contract For Asphalt Products For Street Rehabilitation, Patching, And Parking Lot Rehabilitation Projects
This is an administrative action to approve a contract with Coulson Excavating Company, Inc. for \$750,000 for the purchase of various asphalt products for street rehabilitation and patching, and parking lot rehabilitation and patching for a period covering December 17, 2015 thru December 14, 2016.
13. **FINANCE** (presenter: Brent Worthington)
2016 CONTRACT FOR TREE TRIMMING
Motion To Award The 2016 Contract For Tree Trimming And Removal Services To Asplundh Tree Experts Company In An Amount Not To Exceed \$580,000 And To Authorize The City Manager To Execute The Contract
This is an administrative action to approve a contract with Asplundh Tree Experts Company for \$580,000 for tree trimming in Parks, Golf Courses, Right-of-Ways, facility grounds, around City owned electrical lines, and trimming or removal of trees for Code Enforcement.
14. **CITY MANAGER** (presenter: Alan Krcmarik)
INVESTMENT POLICY
A Motion To Adopt On First Reading, An Ordinance Amending The City Of Loveland Investment Policy
This is a legislative action to consider amendments to the City's Investment Policy. The Citizens' Finance Advisory Commission has reviewed the City of Loveland Investment Policy and is recommending two changes. The first change clarifies that the investment program is administered by City staff members designated by the City Manager. The

second change expands the maturity term limitations for certain authorized and suitable investments enumerated in the Investment Policy and also expands the credit ratings for certain investments. With the greater flexibility in maturity and credit quality, the City should be able to invest in securities that offer a slightly greater return on investment with a minimal amount of credit risk. The CFAC recommendation is for a three year period, at which time it would sunset unless reauthorized by City Council.

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. **LIBRARY** (presenter: YAC, Oliver Byles, Hattie Volk)
A motion To Approve The Youth Advisory Commission (YAC) Funding Request To Attend The National League Of Cities Conference
This is an administrative item. The Youth Advisory Commission would like to send 9 commissioners and 2 chaperones to the 2016 National League of Cities Conference in Washington, DC from March 5 – March 9, 2016. The estimated cost to attend this conference is \$16,488.00. Each commissioner will pay \$500.00 to attend this year's conference as well as fundraise additional financial support for the trip. The YAC is asking the City to pay \$9,000.00 of the total cost using Council surplus funds in the 2015 and 2016 budgets. In 2015, registration for the National League of Cities Conference, the hotel and SmarTrip Cards for the Metro totaling \$8,524.00 can be purchased. The additional \$476 will be in the 2016 budget.

16. **ECONOMIC DEVELOPMENT** (presenters: Marcie Erion and Alan Krcmarik)
REGIONAL TOURISM ACT APPLICATION (RTA) UPDATE
This is an informational item. An update on the Regional Tourism Act Application and Process. Since July of 2014, the City of Loveland, Town of Windsor, The Town of Estes Park and Larimer County have been developing an application to the State of Colorado Economic Development Commission for the award of a Regional Tourism Act Grant in partnership with Go NoCO, a regional non-profit. This session will update the public on the status of the application and next steps.

17. **CITY MANAGER** (City Council discussion)
CITY COUNCIL LIAISONS TO BOARDS, COMMISSIONS, AND COMMITTEES
This is an administrative item approving City Council non-voting liaisons to boards and commissions and liaisons to ad-hoc committees.

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