



MINUTES
LOVELAND CITY COUNCIL MEETING
Tuesday, October 17, 2017 CITY COUNCIL CHAMBERS 6:00 PM

COUNCIL PRESENT: Mayor Gutierrez
Councilors:
Fogle, Krenning, Ball, Shaffer, Overcash, Clark, Johnson, Olson.

COUNCIL ABSENT: None

1. INTRODUCTION

1.1 CALL TO ORDER

1.2 PLEDGE OF ALLEGIANCE

1.3 ROLL CALL

1.4 PROCLAMATIONS

1.4.1 AMERICAN INDIAN HERITAGE MONTH

Councilor Fogle presented the proclamation to Judith Emmett, American Indians Committee Chair, Namaqua Chapter.

2. CONSENT AGENDA

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. Comments will be limited to no more than three minutes, the City Clerk will

start the timer once an introduction is made and a buzzer will sound when the three minutes have expired.

Moved by Councilor Fogle, seconded by Councilor Clark

A Motion to approve the Consent Agenda items 2.1 - 2.13, with the exception of items 2.7 and 2.13 pulled by Larry Sarner, Loveland resident.

CARRIED UNANIMOUSLY, 7 - 0.

**2.1 CITY CLERK
APPROVAL OF MINUTES**

Approval of the City Council minutes for the September 26, 2017 Study Session and October 3, 2017 Regular Meeting.

A Motion to Approve the City Council minutes for the September 26, 2017 Study Session and October 3, 2017 Regular Meeting.

CARRIED.

**2.2 CITY CLERK
MEMBER RE-APPOINTMENT TO TRANSPORTATION ADVISORY BOARD**

This is an item re-appointing a member to the Transportation Advisory Board.

A Motion To Re-Appoint Robert Massaro To The Transportation Advisory Board For A Term Effective Until June 30, 2018

CARRIED.

**2.3 DEVELOPMENT SERVICES
PUBLIC HEARING
THORNBURG-HAMILTON FIRST SUBDIVISION VACATION**

The City is reviewing a subdivision plat and special review application for property located at the southwest corner of County Road 30 and Fairgrounds Avenue, north of the Larimer County Fairgrounds. The property is approximately 74 acres and is proposed as a multifamily residential development. An elementary school site for the Poudre School District is also located within the property boundaries. There is a 60-foot access and utility easement that straddles the western property line. The easement was originally established in 1998 to provide access and a utility corridor for lots directly south of the property. Based on the design of the residential development, the easement is no longer necessary and

the applicant is requesting that it be vacated within the property boundaries. New utility easements and rights-of-way to accommodate the development will be dedicated to the City on the new subdivision plat. This item was presented to the Planning Commission on September 25, 2017 where it was approved unanimously with a 7-0 Vote as an item on the consent agenda.

A Motion To Adopt, On First Reading, An Ordinance Vacating An Access and Utility Easement, Located On, Over And Across A Portion Of Lot 3, Block 1 Of Thornburg-Hamilton First Subdivision, City Of Loveland, County Of Larimer, State Of Colorado

CARRIED.

2.4 DEVELOPMENT SERVICES

PUBLIC HEARING

MOUNTAIN PACIFIC GENERAL DEVELOPMENT PLAN AMENDMENT

This is a public hearing to consider an amendment to the General Development Plan (GDP) for the Mountain Pacific Planned Unit Development (PUD). The overall Mountain Pacific PUD is 20.09 acres in size and located west of Garfield Avenue (Highway 287), south of 71st Street (County Road 30), and east of the Loudon Ditch. It is a mixed use development that consists of a self storage facility, four light industrial buildings that are currently under construction, and four vacant lots, approximately 1.3 acres each, fronting Garfield Avenue that are intended for commercial development. The GDP functions as the zoning document for a PUD and establishes the allowed uses within the PUD. The Mountain Pacific GDP allows a variety of commercial uses on the lots fronting N. Garfield Avenue, including sit-down restaurants, but not does specifically allow fast food drive-thru restaurants. The amendment proposes to allow fast food drive-thrus on up to two of the commercial lots within Mountain Pacific. The amendment also seeks approval of certain design standards relevant to such uses. This item was presented to the Planning Commission on September 11, 2017 where it was approved unanimously with a 6-0 Vote with three members absent.

A Motion To Adopt, On First Reading, An Ordinance Amending The General Development Plan For The Mountain Pacific Business Park PUD, The Same Relating To Zoning Regulations For Certain Property Located In The Mountain Pacific Addition, City Of Loveland, Larimer County, Colorado

CARRIED.

2.5 PUBLIC WORKS**INFRA GRANT APPLICATION FOR IMPROVEMENTS TO NORTH I-25 SEGMENT 6**

North I-25 is a key corridor in Northern Colorado, particularly due to the fact that this part of Colorado is the fastest growing area in the state. Due to the challenges in funding for this corridor, a variety of funding sources have been explored. Recently, the Infrastructure For Rebuilding America (INFRA) Grant Program was announced, which would provide a potential boost to the funding needs in this corridor. The Northern Front Range Metropolitan Planning Organization (NFRMPO), in conjunction with the Colorado Department of Transportation (CDOT) Region 4 and the North I-25 Coalition of Elected Officials and other groups, has developed plans to submit an application for a portion of this funding to be used on North I-25. As part of the City's on-going partnership with CDOT and active membership in the North I-25 Coalition, the City was asked to consider providing a letter of support to be included in the grant application packet.

A Motion To Adopt Resolution #R-88-2017 Affirming The City Of Loveland's Support Of The North Front Range Metropolitan Planning Organization's Application For An Infrastructure For Rebuilding America (INFRA) Grant For Improvements To North I-25 Segment 6 And Authorizing The Mayor To Sign A Letter Of Support

CARRIED.

2.6 DEVELOPMENT SERVICES**SET PUBLIC HEARING DATE FOR PFEIFF ANNEXATION**

This is an item to set a public hearing date of December 5, 2017, for the consideration of an annexation of 31.835 acres to be known as the Pfeiff Addition. The property is located west of the Loveland Sports Park/N. Boyd Lake Avenue, southeast of Farmers Ditch, and north of the Great Western Railroad. Included with the annexation proposal is a request to amend the Millennium General Development Plan to include the property within its boundaries, that is, to the zone the property P-59 Millennium PUD. The applicant is PFLVD, LLC, with McWhinney. This item is scheduled for a public hearing with the Planning Commission on October 23, 2017.

A Motion To Adopt Resolution #R-89-2017 Finding A Certain Petition For Annexation Known As Pfeiff Addition, Filed September 21, 2017, To Be In Substantial Compliance With Section 30 Of Article II Of The Colorado Constitution And With The Requirements Of Section 31-12-107(1), C.R.S.; And Establishing A Date, Time, And Place For A Hearing To Determine Whether The Proposed Annexation Complies With The

*Applicable Requirements Of Sections 31-12-104 And 31-12-105,C.R.S.,
And Is Eligible For Annexation To The City Of Loveland, Colorado*

CARRIED.

2.7 ECONOMIC DEVELOPMENT

PUBLIC HEARING

2018-2023 ECONOMIC DEVELOPMENT STRATEGIC PLAN AND INCENTIVE POLICY

This item was considered on the Regular Agenda, Item 6.1.1

2.8 PARKS AND RECREATION

CITY COUNCIL SUPPORT GRANT APPLICATIONS FOR TRAIL SYSTEM AND TRAILHEAD AT PRAIRIE RIDGE NATURAL AREA

The City of Loveland is seeking financial support from the Great Outdoors Colorado (GOCO) Local Park and Outdoor Recreation Grant and Colorado Parks and Wildlife (CPW) Non-Motorized Trails Grant, for the construction of soft-surface trails, a parking lot, and a restroom at Prairie Ridge Natural Area. The new trailhead and trails will provide users with a 1-mile ADA accessible trail, a 3.5-mile soft surface trail loop, a 30-car gravel parking lot, a vault toilet, and connections to regional trail systems operated by Fort Collins and Larimer County. The grant request seeks funding for construction in 2018 and 2019; City of Loveland Open Lands Funds were requested for the 2018 budget cycle. The approximate cost for construction is \$530,000. The City is requesting \$230,000 from GOCO, and \$150,000 from CPW. The City is offering \$150,000 in City matching funds, which satisfies the local match requirement for both grant applications. This item was presented to the Open Lands Advisory Commission on September 13, 2017 where the Commission was very supportive.

A Motion To Adopt Resolution #R-91-2017 Supporting The Grant Applications For A Local Parks And Outdoor Recreation Grant From The State Board Of The Great Outdoors Colorado Trust Fund And For A Colorado Parks And Wildlife Non-Motorized Trails Grant For The Completion Of A Trail Project In The Prairie Ridge Natural Area

CARRIED.

2.9 LOVELAND POLICE DEPARTMENT

POLICE REGIONAL TRAINING CAMPUS INTERGOVERNMENTAL AGREEMENT

The purpose of this item is to adopt the Intergovernmental Agreement (Exhibit A to Resolution #R-92-2017) that addresses the two Cities' rights and obligations for the initial design phase for the Police Regional Training Center (PRTC). The Cities have agreed to equally share the costs of Phase 1 of the PRTC project. The Cities estimated the costs of Phase 1 of the Project to be \$1.6 million, and each City has appropriated 50% of the Phase 1 costs. The Cities have selected an architect to complete Phase 1, and they are seeking approval from this Council to award a contract to Short Elliott Hendrickson, Inc. in the amount of \$1,371,834. The Cities must agree to proceed with the Project before the construction administration portion of Phase 1 will commence. Any costs exceeding the \$1,371,834 will be addressed through change orders. Any surplus funds will either be returned to each City in equal portions, or, upon agreement, may be utilized for Phase 2. This project has been presented to Councils and Boards continuously since January 2013, and in-depth details are listed under the Background section of the AIR (Agenda Item Report). The most recent presentation took place at the Police Citizens Advisory Board on January 19, 2017, where they gave unanimous support for the project.

A Motion To Adopt Resolution #R-92-2017 Approving An Intergovernmental Agreement For The Sharing Of The Cost Of The Preliminary Design, Design Development, Construction Drawings, And Construction Administration Relating To The Construction Of A Police Regional Training Center

CARRIED.

2.10 PUBLIC WORKS

ARCHITECTURAL CONTRACT POLICE REGIONAL TRAINING CENTER

The purpose of this item is to award the Police Regional Training Center Design contract to Short Elliot Hendrickson Inc. The contract encompasses all architectural efforts from initial design through production of 100% construction documents, bid acceptance and construction administration for the Police Regional Training Center (PRTC) project. This work is considered Phase I of the project.

The contract is proposed in the amount of \$1,371,834 of which 50% or \$685,917 is the responsibility of the City of Loveland. The City of Loveland and the City of Fort Collins will appropriate \$800,000 each to Phase I of the project for a total of \$1,600,000. Of this amount, \$1,300,000 will be for architectural services and \$300,000 for construction administration. The project was re-bid and the process provided substantial estimated

savings over preliminary projections. Any savings for Phase I will be governed by the IGA for Phase I of the project.

The purpose of the facility is to address the training needs of the two Cities including a track for driver training, pistol and rifle ranges, classroom spaces, and the ability to meet POST certification requirements. Secondly, the departments view training as critical to providing world class service to our citizens, maintaining professional levels of their officers, training best practices, reducing liability, and increasing safety for citizens and officers.

This item was presented to the Police Citizens Advisory Board on January 19, 2017. The Police Citizens Advisory Board unanimously support a local Training Facility for Loveland Police Officers for a number of reasons. A more in-depth look at the History of this item is available in the AIR (Agenda Item Report).

A Motion To Adopt Resolution #R-93-2017 Authorizing The Award Of A Contract For The Architectural Services For The Police Regional Training Center – PRTC Project (No. PDTRNCMP2) To Short Elliott Hendrickson, Inc. Of Denver, Colorado And Authorizing The City Manager To Execute The Contract

CARRIED.

**2.11 LOVELAND POLICE DEPARTMENT
APPLICATION FOR THE 2017 FEDERAL JUSTICE ASSISTANCE GRANT
(JAG GRANT)**

Drug investigations can involve complex and time intensive law enforcement techniques, such as wiretaps. The grant funding will allow the Loveland Police Department to continue to conduct these complex and time intensive law enforcement activities by providing overtime funding for Officers in the Special Investigations Unit. This item was presented to the Police Citizens' Advisory Board on October 2, 2017 where they voted to approve the application and acceptance of JAG Grant funds.

A Motion To Approve The Staff Application For The 2017 Federal Justice Assistance Grant (JAG Grant)

CARRIED.

**2.12 FISCAL ADVISOR
AUGUST 2017 INVESTMENT REPORT**

The budget projection for investment earnings for 2017 is \$2,167,387. On the portfolio's 2017 beginning balance, this equates to an annual interest rate of 0.98%. Based on the August 2017 monthly report, the estimated yield on fixed income securities held by US Bank was at 1.41%; for total assets, the yield was 1.34%. For August 2017, accounting staff posted total earnings of \$118,834 to City fund accounts. U.S. short-term Treasury interest rates had moved sharply higher from the second week of November 2016 to a peak in March, but since then they have trended downward. In June, after the Federal Open Market Committee raised the federal funds rate by 0.25%, interest rates on short term investments (3 years and shorter) moved higher while longer term rates moved lower. The estimated market value at the end of August 2017 is \$238.0 million. Proceeds from the lease for the downtown parking facility are included in the total. The portfolio increased in value by \$386,991 in August 2017, decreasing the unrealized loss in the portfolio to \$557,310. The City's combined fund balances now exceed \$237 million and the investment program strives to earn competitive returns within state law and City investment policy guidelines.

Information Only

**2.13 FINANCE
AUGUST 2017 FINANCIAL REPORT**

This item was discussed on the Regular Agenda, Item 6.1.2

3. CITY CLERK READS TITLES OF ORDINANCES ON THE CONSENT AGENDA

4. PUBLIC COMMENT

Anyone who wishes to speak to an item NOT on the Agenda may address the Council at this time.

Ray McCull, Fort Collins resident, expressed concern regarding homeless issues in Loveland. Jason Napolitano, Loveland resident, expressed his appreciation for Mayor Gutierrez's service on Council. Howard Dotson, Fort Collins resident, expressed concern for hate crimes. Larry Sarner, Loveland resident, expressed concern over the TABOR notice summaries.

5. BUSINESS FROM CITY COUNCIL

This is an opportunity for Council Members to introduce new business for discussion at this time or on a future City Council agenda.

Councilor Overcash expressed his desire for a more transparent and understandable budget process; for Council to provide clear direction to City Staff regarding spending priorities; and organize information to provide an understandable and sound explanation of citizens' investment of tax dollars.

A Motion for Council to Undertake the Responsibility, Working with City Staff, to Redefine the Budgeting Process for Calendar Year 2019, the Initiative Will Begin on November 1, 2017 and Completed February 1, 2018 and Implemented for the 2019 Budget.

**Moved by Councilor Overcash, seconded by Councilor Olson
CARRIED UNANIMOUSLY.**

**6. REGULAR AGENDA
PROCEDURAL INFORMATION**

Anyone in the audience will be given time to speak to any action 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.

6.1 CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

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.

**6.1.1 ECONOMIC DEVELOPMENT
PUBLIC HEARING**

**2018-2023 ECONOMIC DEVELOPMENT STRATEGIC PLAN AND
INCENTIVE POLICY**

Kelly Jones, Economic Development Director, presented this item to Council. This is a resolution to adopt the 2018-2023 Economic Development Strategic Pan and Incentive Policy. (Exhibits A and B to Resolution #R-90-2017 and Attachments 1-2) The attached plans reflect

the input and direction of a 22 member stakeholder working group along with City staff to help guide Loveland's economy for the next five years. Staff received feedback on an August 22, 2017 Study Session with City Council with an approval to move forward with the new plan and policy. The plan includes a letter to City Council and the community which lists the names of the working committee members, stating their endorsement of this plan. (Attachment 3). Under the plan, \$150,000 from the Economic Incentive Fund will be used to support incentives equal to or less than \$30,000. These small incentives can be approved administratively by the City Manager with notification to Council. If approved, staff will bring back an appropriation for \$150,000 for the 2018 budget and annually thereafter to support this element of the plan. This item was presented to City Council at a Study Session held on August 22, 2017 where Council gave staff direction to bring back a resolution for these documents.

Council asked questions regarding clarification of the process for the small incentives. Staff commented that it could be amended, if necessary. Public Comment: Larry Sarner and Gary Lindquist, Loveland residents, spoke in opposition of the proposed incentive policy.

Moved by Councilor Fogle, seconded by Councilor Ball

A Motion To Adopt Resolution #R-90-2017 Adopting The Economic Development Strategic Plan 2018-2023 And The City Of Loveland Incentive Policy

CARRIED UNANIMOUSLY, 7 - 0.

6.1.2 FINANCE

AUGUST 2017 FINANCIAL REPORT

Brent Worthington, Finance Director, presented this item to Council. The Snapshot Report is submitted for City Council review and includes the reporting of the City's revenue and expenditures, including detailed reports on tax revenue and health claims, as of August 31, 2017. Citywide Revenue of \$224.8 million is 62.5% of total annual budget. Sales Tax collections August YTD are 6.0% above August 2016 YTD, and 69.3% of the total annual budget. Building Material Use Tax collections for August are 7.3% below August 2016 YTD, and 62.8% of the total annual budget. Sales and Use Tax collections combined are 68.5% of total annual budget. Citywide total expenditures of \$199.9 million are 66.2% of the total annual budget.

Public Comment: Larry Sarner, Loveland resident, expressed concern regarding the sales tax credits from Centerra, not being included in the report. Jackie Marsh, Loveland resident, spoke regarding the sales tax at Centerra and how it is distributed.

Staff commented, reports are filed under the Metro District and audited. City collects it and returns it back to the district.

Information Only

6.2 FINANCE
2018 BUDGET FOR THE CITY OF LOVELAND

Theresa Wilson, Budget Manager and Matthew Elliott, Senior Budget Analyst, presented this item to Council. The purpose of this item is to establish rates, charges, and fees associated with the 2018 City of Loveland Budget. To establish the City's Mill Levy for 2017 (for property taxes collected in 2018), which remains unchanged over 2016. This purpose of this item is also to enact the 2018 City of Loveland Budget. The recommended 2018 total appropriations amount for City of Loveland Budget is \$350,028,367. This includes \$32,029,298 in interfund transfers. These appropriations will provide for the continuation of existing services levels and reasonable growth in critical service areas. An in-depth look at the various presentations of budget information to City Council and Boards and Commissions is available on the AIR (Agenda Item Report) under the Board/Council Review section. This item was presented to City Council at their October 3, 2017 Regular meeting where Resolution #R-83-2017 was adopted at the October 3, 2017 presentation with a 5-4 Vote. Resolutions #R-84-2017 and #R-85-2017 were approved, on first reading, with a 6-3 Vote. A second reading of these resolutions are required. Ordinance No. 6143 was approved, on first reading, with a 6-3 Vote. Ordinance Nos. 6144 and 6145 were approved, on first reading, at the presentation with a 5-4 Vote.

Public Comment: Howard Dotson, Fort Collins resident, expressed appreciation for the City employees. Larry Sarnier, Loveland resident, expressed concern regarding certain fees and the use of the revenue. Bruce Croissant, Loveland resident, questioned the payment in lieu of taxes for the golf course. Gary Lindquist, Loveland resident, expressed concern regarding the budget. Roger Wiedelman, Loveland resident and Citizens' Finance Advisory Commissioner, expressed support of the budget.

Councilors discussed budget item transfers, priorities, and the budget analysis spreadsheet.

Moved by Councilor Fogle, seconded by Councilor Overcash

1) A Motion To Adopt Resolution #R-84-2017 Adopting The 2018 Schedule Of Rates, Charges, And Fees For Services Provided By The Stormwater Enterprise Of The City Of Loveland, Colorado And Superseding All Prior Resolutions Establishing Such Rates, Charges, And Fees

CARRIED UNANIMOUSLY, 8 - 0.

Moved by Councilor Fogle, seconded by Councilor Overcash

2) A Motion To Adopt Resolution #R-85-2017 Adopting The 2018 Schedule Of Rates, Charges, And Fees For Services Provided By The Water And Power Department Of The City Of Loveland And Superseding All Prior Resolutions Establishing Such Rates, Charges, And Fees

CARRIED UNANIMOUSLY, 8 - 0.

Moved by Councilor Fogle, seconded by Councilor Overcash

3) A Motion To Adopt, On Second Reading, Ordinance No. 6143 Adopting The 2017 Mill Levy For The General Fund Of The City Of Loveland, Colorado

CARRIED UNANIMOUSLY, 8 - 0.

Moved by Councilor Fogle, seconded by Councilor Overcash

4) A Motion To Adopt, On Second Reading, Ordinance No. 6144 Adopting The 2018 Budget For The City Of Loveland, Colorado

CARRIED UNANIMOUSLY, 8 - 0.

Moved by Councilor Fogle, seconded by Councilor Overcash

5) A Motion To Adopt, On Second Reading, Ordinance No. 6145 Making An Appropriation For The Fiscal Year Beginning January 1, 2018 And Ending December 31, 2018 For The City Of Loveland, Colorado

CARRIED UNANIMOUSLY, 8 - 0.

6.3 NORTHERN COLORADO REGIONAL AIRPORT 2018 BUDGET FOR THE NORTHERN COLORADO REGIONAL AIRPORT

The City of Loveland provides support to the Airport through the Intergovernmental Agreement (IGA) with the City of Fort Collins, Colorado. As a part of this function, the City Council approves and appropriates the Airport budget, which includes the City's contribution to the 2018 Airport Budget. On July 20, 2017, the Northern Colorado Regional Airport Commission reviewed and recommended, for approval, the proposed 2018 Airport Budget to the Loveland City Council and the Fort Collins City Council. The recommended 2018 appropriation of

\$1,576,500 is a decrease of 39.2% compared to 2017. This decrease is due to reduced FAA funding for 2018. Outside of this reduced FAA and State of Colorado capital funding, this appropriation level will promote continuation of existing services at the Airport. This item was presented to City Council at their Study Session held on September 12, 2017. This item was also presented to City Council at their Regular meeting on October 3, 2017 where The resolution was adopted unanimously with a 9-0 Vote, and the ordinance was approved unanimously, on first reading, with a 9-0 Vote. Public Comment was not given.

Moved by Councilor Fogle, seconded by Councilor Shaffer

A Motion To Adopt, On Second Reading, Ordinance No. 6146 Adopting The 2018 Budget For The Northern Colorado Regional Airport

CARRIED UNANIMOUSLY, 8 - 0.

ADJOURN AS THE LOVELAND CITY COUNCIL AND CONVENE AS THE BOARD OF DIRECTORS FOR THE LOVELAND GENERAL IMPROVEMENT DISTRICT #1 (GID)

6.4 FINANCE

2018 BUDGET FOR THE LOVELAND GENERAL IMPROVEMENT DISTRICT #1

City Council serves as the ex officio Board of Directors for the General Improvement District #1. The Board of Directors is responsible for adopting the annual budget for the District. These materials are needed for the adoption of the 2018 Budget for the District. This item was presented at the September 12, 2017 City Council Study Session. This item was also presented to City Council at their Regular meeting held on October 3, 2017. The ordinances were approved unanimously, on first reading, with a 9-0 Vote. Public Comment: Larry Sarner, questioned where GID #1 is located. Staff commented, the boundaries are 3rd Street on the south, 7th Street on the north, Railroad Ave on West, and Jefferson Ave on the east, except for 4th Street where Washington is the eastern boundary. Mayor Gutierrez also included that it is the improvement district for the public parking in the downtown area.

Moved by Councilor Fogle, seconded by Councilor Shaffer

1) A Motion To Adopt, On Second Reading, Ordinance No. 6147 Setting The Mill Levy For The Loveland General Improvement District #1

CARRIED UNANIMOUSLY, 8 - 0.

Moved by Councilor Fogle, seconded by Councilor Shaffer

2) A Motion To Adopt, On Second Reading, Ordinance No. 6148 Adopting the 2018 Budget For The Loveland General Improvement District #1

CARRIED UNANIMOUSLY, 8 - 0.

ADJOURN AS THE BOARD OF DIRECTORS FOR THE GENERAL IMPROVEMENT DISTRICT #1 (GID) AND CONVENE AS THE BOARD OF DIRECTORS OF THE LOVELAND SPECIAL IMPROVEMENT DISTRICT #1 (SID)

6.5 FINANCE

2018 BUDGET FOR THE LOVELAND SPECIAL IMPROVEMENT DISTRICT #1

The City serves as the sponsoring agency for the Special Improvement District #1, and City Council acts as its ex officio Board of Directors. By State law, all special districts with a connection to the City must adopt a budget. The Board of Directors is responsible for adopting the annual budget for the District. These materials are needed for the adoption of the 2018 Budget for the District. The recommended 2018 appropriation of \$490,000 remains unchanged for 2018 compared to 2017. This continued appropriation level will promote continuation of existing services (infrastructure improvements) within the District. This item was presented to City Council at their September 12, 2017 Study Session. This item was also presented to City Council at their Regular meeting held on October 3, 2017, where the ordinance was approved unanimously, on first reading, with a 9-0 Vote.

Public Comment was not given.

Moved by Councilor Fogle, seconded by Councilor Shaffer

A Motion To Adopt, On Second Reading, Ordinance No. 6149 Adopting The 2018 Budget For The Loveland Special Improvement District #1

CARRIED UNANIMOUSLY, 8 - 0.

ADJOURN AS THE BOARD OF DIRECTORS OF THE LOVELAND SPECIAL IMPROVEMENT DISTRICT #1 (SID) AND CONVENE AS THE BOARD OF COMMISSIONERS FOR THE LOVELAND URBAN RENEWAL AUTHORITY (LURA)

6.6 FINANCE

2018 BUDGET FOR THE LOVELAND URBAN RENEWAL AUTHORITY

City Council serves as the Board of Commissioners for the Loveland Urban Renewal Authority (LURA). By State budget law, the Authority must adopt a budget. The Board of Commissioners is responsible for adopting the annual budget for the Authority. These materials are needed for the adoption of the 2018 Budget for the Authority. The recommended 2018 appropriation of \$13,214,410 is an increase of 1.2% compared to 2017. This appropriation level will promote continuation of existing services (redevelopment and infrastructure improvements) within the Authority. This item was presented to City Council at their September 12, 2017 Study Session. This item was also presented to City Council at the October 3, 2017 Regular meeting where the ordinance was approved unanimously, on first reading, with a 9-0 Vote. Public Comment was not given.

Moved by Councilor Fogle, seconded by Councilor Johnson

A Motion To Adopt, On Second Reading, Ordinance No. 6150 Adopting the 2018 Budget For The Loveland Urban Renewal Authority

CARRIED UNANIMOUSLY, 8 - 0.

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

6.7 PUBLIC WORKS

CITY OF LOVELAND TRANSIT SERVICE OPERATIONAL IMPROVEMENTS

Leah Browder, Special Projects Manager, presented this item to Council. The City's population growth includes an increase in senior citizens and projections indicate that this trend will continue. Impacts of this growth include an increased demand for the City of Loveland Transit's (COLT) paratransit services that are required by the Federal Transit Authority (FTA). The Cities of Loveland and Fort Collins have been working collaboratively to develop solutions that will increase overall system efficiency and maximize the use of existing resources to improve customer service. Additionally, Loveland has not been successful recruiting or retaining an experienced Transit Manager due to the smaller size and unique challenges of our transit operation. The City of Fort Collins' system (Transfort) operates a much larger, more complex and nationally recognized transit service and is willing to work cooperatively with the City of Loveland to improve public transportation in Northern Colorado region. If the Paratransit Services Agreement is not approved, COLT will need to ask for a 2018 supplemental appropriation for additional funding for an additional route to meet current service demand. The supplemental request would include a paratransit bus and 2.5 drivers

at a total initial cost of \$165,000. Ongoing annual cost would be \$100,000. This item was presented to the Transportation Advisory Board and the Senior Advisory Board on May 3, 2017. This item was also presented to the Disabilities Advisory Board on May 8, 2017, the Citizens Finance Advisory Board on May 10, 2017 and the Public Open House on July 19, 2017. All Boards voted in favor of the project with the exception of one abstention from the Citizens Advisory Board. Discussion ensued regarding traffic congestion, number of riders, who would ride, and length of the contract.

Public Comment: Ian Hansen, Alisa Sautter, Avery Pflieger, Loveland residents, and members of the Youth Advisory Commission, spoke in support. Irene Fortune, chair of Transportation Advisory Board, spoke in support. Beth Guthmestad, Fort Collins resident and Youth Advisory Commission staff liaison, spoke in support. Bruce Croissant, Bob Massaro, and Jeff Law, Loveland residents, spoke in support. John Keil, Loveland resident, spoke about Denver statistics.

Moved by Councilor Fogle, seconded by Councilor Johnson

1) A Motion To Adopt Resolution #R-94-2017 Approving An Agreement Between The City Of Loveland, The City Of Fort Collins, And Shamrock Taxi Of Fort Collins, Inc. And Authorizing The City Manager To Sign The Agreement

CARRIED UNANIMOUSLY, 8 - 0.

Moved by Councilor Fogle, seconded by Councilor Shaffer

2) Adopt Resolution #R-95-2017 Approving An Intergovernmental Agreement (IGA) Between The City Of Loveland And The City Of Fort Collins, Colorado For Transit Management Services And Authorizing The City Manager To Sign The Agreement

CARRIED UNANIMOUSLY, 8 - 0.

**6.8 PUBLIC WORKS
PUBLIC HEARING
NORTH TRANSIT CENTER BUDGET TRANSFER**

Leah Browder, Special Projects Manager, presented this item to Council. Several months ago, staff briefed the Mayor and City Council about potential properties for development of a permanent facility for City of Loveland Transit (COLT). The City is now in a position to move forward with the recommended purchase, pending transfer of identified funding into a project account and successful completion of an evaluation process. The anticipated costs for the initial purchase of approximately

four acres will be \$503,000 including closing costs. This item was presented to the Transportation Advisory Board on October 2, 2017. The Transportation Advisory Board is supportive of a wide-ranging, multi-modal approach as a strategy for management of traffic congestion. Public Comment: Irene Fortune and Bruce Croissant, spoke in support.

Moved by Councilor Fogle, seconded by Councilor Shaffer

A Motion to Adopt, On First Reading, An Ordinance Enacting a Supplemental Budget and Appropriation To The City of Loveland Budget For The Purchase of Land For The New Transit Facility

CARRIED UNANIMOUSLY, 8 - 0.

6.9 PUBLIC WORKS 2017 FLEX IGA FOR TRANSIT

Jeff Bailey, Acting Public Works Director, presented this item to Council. This is an on-going, annual Intergovernmental Agreement (IGA) with Fort Collins to partner in providing a regional bus service. The route includes stops in Fort Collins, Loveland, Berthoud and Longmont operating Northbound and Southbound along the U.S. 287 corridor. This service is referred to as the Fort Collins – Longmont Commuter Express or FLEX service and requires a \$100,000 annual partner contribution from the City of Loveland toward operating costs. This funding was appropriated in 2017 and will be paid in 2017; therefore, there is no impact on the General Fund Unassigned Fund Balance with this item. This service between Fort Collins and Longmont is in operation at this time. The current annual IGA commenced on January 1, 2017, and shall continue in full force and effect until December 31, 2020, unless sooner terminated as provided for in the IGA. Public Comment was not given. Councilors expressed appreciation for the partnership.

Moved by Councilor Fogle, seconded by Councilor Shaffer

A Motion To Adopt Resolution #R-96-2017 Approving An Intergovernmental Agreement Between The City Of Loveland, Colorado And The City Of Fort Collins, Colorado For Bus Service Between Fort Collins And Longmont For The Calendar Year 2017

CARRIED UNANIMOUSLY, 8 - 0.

6.10 LOVELAND POLICE DEPARTMENT PUBLIC HEARING

SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2018 CITY OF LOVELAND BUDGET FOR TWO POLICE OFFICERS, ONE POLICE SERGEANT, AND VEHICLES

Bob Ticer, Police Chief, presented this item to Council. This ordinance provides supplemental appropriation to fund an additional 3 Police FTE's (2 Police Officers and 1 Police Sergeant) for the 2018 City of Loveland budget. The additional FTE's will permit the Police Department to staff two additional officers to focus on a flexible geographic assignment in response to developing crime issues. They will work in the downtown area as well as other areas that develop similar or more pressing crime issues that are inadequately addressed with current patrol staffing. This will also allow the police department to add one additional sergeant position. This will allow our Street Crimes Sergeant to focus on his unit while also addressing the two additional positions in the flexible geographic assignment as necessary and maintaining a span of control for sergeants that will not exceed the optimal number of 6 officers per sergeant. If approved, the General Fund Unassigned Fund Balance will increase by \$70,838, thus increasing the remaining unassigned General Fund Balance to \$1,277,939. The remaining unassigned fund balance in the Police CEF will be \$356,579. This item was presented to the Police Citizens Advisory Board on October 2, 2017 where it was approved, unanimously, with a 7-0 Vote. Public Comment was not given.

Moved by Councilor Fogle, seconded by Councilor Shaffer

A Motion To Adopt, On First Reading, An Ordinance Enacting A Supplemental Budget And Appropriation To The 2018 City Of Loveland Budget For Two Police Officers, One Police Sergeant, And Vehicles

CARRIED UNANIMOUSLY, 8 - 0.

7. REPORTS

7.1. BUSINESS FROM CITY COUNCIL

This is an opportunity for Council members to report on recent activities.

Shaffer: Attended NFRMPO Meeting and will not be attending future meetings, let the group know Councilor Clark would be the primary Councilor attending.

Fogle: Attended the ribbon cutting of the Foothills Solar Station, congratulated Water and Power for a great event.

Gutierrez: Congratulated the Parks and Recreation Department on the Kaboom playground build,

7.2. CITY MANAGER REPORT

Council consensus was given to move the City Attorney's quarterly evaluation from December to November and the Municipal Judge's quarterly evaluation from November to December.

7.3. CITY ATTORNEY REPORT

No Report.

8. ADJOURN

Mayor Gutierrez adjourned the October 17, 2017 Regular Council Meeting at 9:40 p.m.

Respectfully Submitted,




Beverly A. Walker, Acting City Clerk


Cecil A. Gutierrez, Mayor

