

**LOVELAND CITY COUNCIL MEETING  
TUESDAY, MARCH 15, 2011  
CITY COUNCIL CHAMBERS  
500 EAST THIRD STREET  
LOVELAND, COLORADO**

**THE CITY OF LOVELAND DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL ORIENTATION, RELIGION, AGE, NATIONAL ORIGIN, OR ANCESTRY IN THE PROVISION OF SERVICES. FOR DISABLED PERSONS NEEDING REASONABLE ACCOMMODATION TO ATTEND OR PARTICIPATE IN A CITY SERVICE OR PROGRAM, CALL 962-2343 OR TDD # 962-2620 AS FAR IN ADVANCE AS POSSIBLE.**

**5:45 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. You 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 your comments to no more than three minutes.*

**CONSENT AGENDA**

- 1.     MINUTES  
CONSIDERATION OF MINUTES FOR:  
a) February 22, 2011 Study Session  
b) March 1, 2011 Regular Meeting**
  
- 2.     FIRE & RESCUE  
SUPPLEMENTAL APPROPRIATION – FEDERAL EMERGENCY MANAGEMENT GRANT  
Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2011 City of Loveland budget for a Federal Emergency Management Grant  
This is an administrative action. Grant funds in the amount of \$14,880 are appropriated for equipment for the mobile command vehicle. The funding is from a Federal grant and the local match of \$1,480 is within the department’s 2011 Adopted Budget. City Council unanimously approved this ordinance on first reading on March 1, 2011.**

3. **DEVELOPMENT SERVICES**  
**TIMKA FIRST ADDITION ANNEXATION PETITION**  
Consideration of Resolution #R-16-2011 finding a certain Petition for Annexation known as Timka First Addition, filed January 12, 2011, to be in substantial compliance with Section 30 of Article II of the Colorado Constitution and the Requirements of § 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, and repealing Resolution #R-7-2011  
A legislative action to consider a resolution that makes findings of facts regarding certain statutory requirements for the proposed Timka First Addition, setting a new public hearing of April 19, 2011, and rescinding Resolution #R-7-2011.
  
4. **DEVELOPMENT SERVICES**  
**PUBLIC HEARING**  
**UTILITY AND DRAINAGE EASEMENT VACATION – LOT 2, NORTH LAKE FIRST SUBDIVISION**  
Consideration on first reading of an ordinance vacating a portion of a public utility and drainage easement located on Lot 2, Third Replat to North Lake First Subdivision to North Lake Addition, City of Loveland, Larimer County, Colorado  
A legislative action to consider an ordinance on first reading to vacate a portion of a utility and drainage easement located on Lot 2, Third Replat to North Lake First Subdivision to North Lake Addition. The applicant is Charles Jack, on behalf of Chester and Mary Pritchard who are the current owners of Lot 2.
  
5. **DEVELOPMENT SERVICES**  
**PUBLIC HEARING**  
**MUNICIPAL CODE CHANGE – REMOVES EXCLUSION FOR PETS UNDER 4 MONTHS OF AGE**  
Consideration on first reading of an ordinance amending City Code Section 6.28.010 to limit the number of pets allowed to be kept in residential dwelling units  
A legislative action to consider adoption, on first reading, of an ordinance amending the current City Code limitations on the number of pet animals that can be kept, housed, or maintained in or upon the premises of any dwelling unit. Code Section 6.28.010 currently only requires that the number of pet animals in a dwelling that are over 4 months of age must be properly maintained in a healthy condition without presenting a health or safety hazard to the owner, keeper or others and without constituting a nuisance to the occupants of neighboring properties. The proposed amendment would remove the exclusion for pet animals under 4 months of age and make minor changes to clarifying the limitation.
  
6. **AIRPORT**  
**CH2M HILL CONTRACT AMENDMENT No. 12**  
Consideration of a motion approving Amendment No. 12 to the contract dated February 1, 2007 between CH2M Hill, Inc and the Cities of Loveland and Fort Collins, and authorizing the City Manager to execute Amendment No. 12  
This is an administrative action to approve an amendment to an existing contract with CH2M Hill for construction management for the FAA Project AIP 29. CH2M Hill's Amendment No. 12 is for \$77,898. The Airport's 2011 approved budget contains the necessary appropriations for the expenditure for this Amendment and is reimbursable from the FAA under the AIP 29 grant. The local matching funds necessary for the FAA reimbursement are \$3,895 and will come from the Airport's fund balance.

7. **PUBLIC WORKS**  
**PURCHASE OF TWO SOLID WASTE COLLECTION TRUCKS**  
**Consideration of a motion awarding a contract to Colorado Mack Sales and Service, Inc. in the total amount of \$518,526 for two solid waste collection trucks, and authorizing the City Manager to sign the contract on behalf of the City**  
This is an administrative action to award a contract to Colorado Mack Sales and Service, Inc. for two replacement trucks needed for the collection of refuse, recyclables and yard debris, and to authorize the City Manager to sign the contract. The total purchase price is \$518,526. Funds required for this contract were appropriated in the 2011 Budget previously approved by City Council.
  
8. **PUBLIC WORKS**  
**REVOCABLE PERMIT FOR FIBER OPTIC LINE**  
**Consideration of Resolution #R-17-2011 granting a revocable permit to Dark Comm, LLC for use of certain rights-of-way within the City of Loveland**  
This is an administrative action to grant a revocable permit to Dark Comm, LLC for installation of a fiber optic line within certain City-owned rights-of-way to provide Internet service to individuals living outside of Loveland city limits.
  
9. **BUSINESS DEVELOPMENT**  
**AWARD LODGING TAX GRANT FUNDS**  
**Consideration of Resolution #R-18-2011 awarding a 2011 Lodging Tax Grant to the German Shepherd Dog Club of America**  
This is an administrative action. The Resolution awards Lodging Tax Grant funds and authorizes the City Manager to execute a Grant Contract in the amount of \$11,500 with The German Shepherd Dog Club of America to pay a portion of the facility fees charged by The Ranch for the National Show Event in October 2012.

**END OF CONSENT AGENDA**

**CITY CLERK READS TITLES OF ORDINANCES ON THE CONSENT AGENDA**

**CITY COUNCIL**

*Anyone who wishes to speak to an item NOT on the Agenda may address the Council under Citizens' Report.*

- a. *Citizens' Report*
- b. *City Council/City Manager Announcements*

**PROCEDURAL INFORMATION**

*Anyone who wishes to address the Council on any item on this part of the agenda may do so when the Mayor calls for public comment. 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**

**10. BUSINESS DEVELOPMENT**

**CARDINAL GLASS – WAIVER OF DEVELOPMENT RELATED FEES**

**Consideration of Resolution #R-19-2011 waiving certain development-related fees for Cardinal CG Loveland Colorado Company (Cardinal Glass)**

This is an administrative action. Cardinal CG Loveland Colorado Company, a Wisconsin corporation (“Cardinal Glass”), is relocating from St. Lake City, Utah. Cardinal Glass is a manufacturer and supplier of custom tempered glass used in windows and doors. It has purchased the property at 999 Van Buren. The CSU Economic Impact Analysis report projects net new revenue to the City of Loveland over the next 5 years to be \$65,000. At a study session on February 8, 2011 representatives from the company requested a \$57,000 incentive package for assistance with the relocation and renovation of the new location. City Council directed staff to bring this item forward at a future meeting. The funding would come from the City Council incentive fund. \$4,000 will be used to backfill CEFs and \$5,000 will be used to providing training of new employees should the applicant receive a job training grant from the State of Colorado. There will also be a building permit fee waiver of up to \$20,000 and a waiver of up to \$28,000 of construction materials use taxes.

**11. CITY MANAGER**

**Discussion and consideration of any needed action concerning the ACE Manufacturing and Innovation Park**

**CITY COUNCIL NEW BUSINESS**

**CITY MANAGER’S STAFF REPORT**

**CITY ATTORNEY’S REPORT**