

LOVELAND CITY COUNCIL MEETING
LOVELAND URBAN RENEWAL AUTHORITY
TUESDAY, JANUARY 18, 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) January 04, 2011 Regular Meeting

2. **CITY MANAGER**
 BOARD & COMMISSION APPOINTMENTS

This is an administrative action recommending appointments to the Library Board, Senior Advisory Board and Open Lands Advisory Commission. The Library Board recommends Sandy Darby for a term effective until December 31, 2015 and the reappointment of Louise Lucke and the appointment of Amy Cohen as alternate members for terms effective until January 18, 2012. The Senior Advisory Board recommends the appointment of Bobbi Sutton for a term effective until January 2013. The Open Lands Advisory Commission

recommends the reappointment of Andy Hawbaker, Joel Johnston and Lori Bell to terms effective until December 31, 2014.

3. DEVELOPMENT SERVICES

PUBLIC ACCESS EASEMENT VACATION – MCKEE MEADOWS SIXTH SUBDIVISION

Consideration on second reading of an ordinance vacating a portion of a public access easement located on Lot 4, Block 1, McKee Meadows Sixth Subdivision, City of Loveland, Larimer County, Colorado

A legislative action to consider an ordinance, on second reading, vacating the westerly 285.66 feet of a public access easement within the McKee Meadows 6th Subdivision. The ordinance was unanimously adopted on first reading by City Council on January 4, 2011.

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

4. DEVELOPMENT SERVICES

SUPPLEMENTAL BUDGET AND APPROPRIATION – FACADE GRANT (MAJESTIC THEATER/ODD FELLOWS LODGE BUILDING)

Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2011 Loveland Urban Renewal Authority Budget for a facade grant to the Odd Fellows Lodge

This is an administrative action for City Council, serving as the Commissioners of the Board of the Loveland Urban Renewal Authority, to consider an ordinance on second reading appropriating funds totaling \$12,500 for a facade grant as part of the restoration of the Majestic Theater/Odd Fellows Lodge Building (319 E. 4th Street). The ordinance was unanimously adopted on first reading by City Council on January 4, 2011.

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

5. BUSINESS DEVELOPMENT

MUNICIPAL CODE CHANGE – ADD CREATIVE SECTOR DEVELOPMENT ADVISORY COMMISSION

a) Consideration on second reading of an ordinance amending Chapter 2.60 of the Loveland Municipal Code to add Section 2.60.290 creating the Creative Sector Development Advisory Commission

b) Consideration of Resolution #R-3-2011 adopting the 2011 meeting dates for the newly created City of Loveland Creative Sector Development Advisory Commission and appointing a City Council liaison

This legislative action is a follow up from the January 4th City Council meeting at which the City Council approved on first reading the ordinance amending the municipal code to establish the Creative Sector Development Advisory Commission. According to the OCSD Business Plan and the municipal code the City Council must appoint an advisory commission, adopt a resolution setting meeting dates for 2011 and appointing a City Council liaison. This is the second reading of the ordinance creating the Creative Sector Development Advisory Commission and consideration of a resolution setting 2011 meeting dates and appointing a City Council Liaison to the Commission. The ordinance was unanimously adopted on first reading by City Council on January 4, 2011.

6. **HUMAN RESOURCES**
REAPPOINTMENT OF DEPUTY MUNICIPAL COURT JUDGE
Consideration of Resolution #R-4-2011 of the Loveland City Council reappointing James Packard as the Deputy Municipal Judge for a new two-year term beginning January 18, 2011
 This is an administrative item to reappoint Judge James Packard for an additional two-year term as Deputy Municipal Court Judge to commence January 18, 2011 and to expire January 18, 2013.
7. **PUBLIC WORKS**
PUBLIC HEARING
SUPPLEMENTAL BUDGET AND APPROPRIATION TRANSPORTATION GRANTS
Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2011 City of Loveland Budget for a Federal Hazard Elimination Grant and a Federal Congestion Mitigation and Air Quality (CMAQ) Grant for transportation projects
 This is an administrative action. The ordinance appropriates funding from federal grants for safety improvements at the Boyd Lake Avenue and 5th Street intersection and for traffic signal equipment upgrades along the US 287 Corridor in Loveland. The contracts between the City of Loveland and CDOT were approved by City Council at the December 7, 2010 meeting. The funding is from Federal grants. The matching funds for the Hazard Elimination grant are already budgeted within the 2010 Transportation Program and will be rolled over into the 2011 budget; and the CMAQ grant only requires in-kind contributions for the installation and other associated work.
8. **FINANCE**
AMENDMENT TO 2011 CITY RATES, CHARGES AND FEES SCHEDULE
Consideration of Resolution #R-5-2011 amending Resolution #R-51-2010 and the 2011 Schedule of Rates, Charges and Fees for City Services
 This is an administrative action. The resolution corrects errors in the Transportation Utility Fee and omissions in the Solid Waste Fees that were included in the original resolution and revises the Transit Fare Schedule. The 2011 revenue budget was developed based on these revised amounts.
9. **DEVELOPMENT SERVICES**
RELEASE OF EASEMENT – RIALTO BRIDGE
Consideration of Resolution #R-6-2011 approving the release of an easement located on Lot 7, Block 18, City of Loveland, County of Larimer, State of Colorado
 An administrative action to consider a Resolution releasing a portion of an easement adjacent to the west wall of the Rialto Theater.

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

1. *Presentation on the ACE Manufacturing and Innovation Park*
2. *Presentation by John Giroux on the "Loveland 365" project*

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. DEVELOPMENT SERVICES

SUPPLEMENTAL BUDGET AND APPROPRIATION – STATE HISTORICAL GRANT (LOVELANDER HOTEL/ELKS LODGE #1051)

Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2011 City of Loveland Budget for a State Historical Grant for a structural assessment of the Elks Lodge Building

An administrative action to consider an ordinance on second reading appropriating funds totaling \$14,000 for a Historic Structural Assessment of the Lovelander Hotel/Elks Lodge #1051 (103 E. 4th Street). Funding for the ordinance is from a State Historical Fund Grant. The City has no matching requirements but we will be required to manage the grant. The ordinance was adopted on first reading by a vote of eight to one on January 4, 2011.

11. DEVELOPMENT SERVICES

SUPPLEMENTAL BUDGET AND APPROPRIATION – STATE HISTORICAL GRANT (MAJESTIC THEATER/ODD FELLOWS LODGE BUILDING)

Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2011 City of Loveland Budget for a State Historical Grant and contributions to restore the Odd Fellows Building

An administrative action to consider an ordinance on second reading appropriating funds in the amount of \$98,880 from a State Historical Grant and \$20,460 from the Odd Fellows Lodge for the restoration of the Majestic Theater/Odd Fellows Lodge Building (319 E. 4th Street). The City has no matching requirements but we will be required to manage the grant. The ordinance was adopted on first reading by a vote of eight to one on January 4, 2011.

12. CITY ATTORNEY'S OFFICE

PUBLIC HEARING

MUNICIPAL CODE AMENDMENT – CAMPAIGN CONTRIBUTIONS

Consideration on first reading of an ordinance adding City Code Section 2.04.030 to regulate campaign contributions by limited liability companies in Loveland municipal elections

This is a legislative action to consider an ordinance on first reading which would add provisions to the Loveland Municipal Code regulating campaign contributions by limited liability companies in City elections.

13. CITY MANAGER

An executive session to consider a matter subject to negotiation, the prospect of the ACE Manufacturing and Innovation Park being located in Loveland

**CITY COUNCIL NEW BUSINESS
CITY MANAGER'S STAFF REPORT
CITY ATTORNEY'S REPORT**