



MINUTES
LOVELAND CITY COUNCIL MEETING
Tuesday, May 7, 2019 CITY COUNCIL CHAMBERS 6:00 PM

COUNCIL PRESENT: Mayor Marsh
Councilors: Overcash, Fogle, Ball, Clark, Olson, Jersvig, and Wright.

COUNCIL ABSENT: Johnson

1. INTRODUCTION

1.1 CALL TO ORDER

1.2 PLEDGE OF ALLEGIANCE

1.3 ROLL CALL

1.4 PROCLAMATION
PROCLAMATION DECLARING MAY 19-25, 2019 AS NATIONAL PUBLIC WORKS WEEK

Mark Jackson
Councilor Ball presented the proclamation.

1.5 PROCLAMATION
PROCLAMATION DECLARING MAY 5-11, 2019 MUNICIPAL CLERKS WEEK

Patti Garcia
Councilor Jersvig presented the proclamation.

1.6 PROCLAMATION
PROCLAMATION DECLARING MAY 18, 2019 AS KIDS TO PARKS DAY

Marilyn Hilgenberg
Councilor Wright presented the proclamation.

PROCEDURAL INFORMATION

Steve Adams, City Manager, requested to remove item 6.6, a second reading ordinance from the agenda and place it on the May 21, 2019 Council Meeting. Councilor Jersvig moved, Olson seconded.

MOTION PASSED 8-0.

2. PUBLIC COMMENT

Bob Cluster addressed Council regarding the First Amendment.
Bruce Croissant addressed Council regarding water and utility fees- please see attached comments.

3. CONSENT AGENDA

**3.1 CITY CLERK
APPROVAL OF MINUTES**

Approval of the City Council minutes for the April 9 and April 23, 2019 Special Meeting and Study Session and the March 19, April 2, and April 16 2019 Regular Meeting.

A Motion to Approve the City Council minutes for the April 9 and April 23, 2019 Special Meeting and Study Session and the March 19, April 2, and April 16 2019 Regular Meeting

CARRIED.

**3.2 CITY CLERK
CALL FOR SPECIAL MEETING ON MAY 14, 2019 FOR MUNICIPAL JUDGE
JONESON QUARTERLY PERFORMANCE REVIEW WITH POSSIBLE EXECUTIVE
SESSION**

This action is for City Council to conduct the Municipal Judge's quarterly performance review meeting, which may include an executive session to discuss personnel matters on May 14, 2019.

A Motion Calling For A Special Meeting To Be Held On May 14, 2019, At 6:00 PM, For The Purpose Of Conducting An Employee Performance Evaluation Meeting And Discussion Of Personnel Matters For The Municipal Judge, Geri R. Joneson, With A Possible Executive Session

CARRIED.

**3.3 DEVELOPMENT SERVICES
PUBLIC COMMENT
AN ORDINANCE VACATING A PORTION OF 37th STREET RIGHT-OF-WAY WITHIN
THE MILLENNIUM NORTHWEST THIRD SUBDIVISION, CITY OF LOVELAND, COUNTY
OF LARIMER, STATE OF COLORADO**

This action is to vacate the 37th Street right-of-way, an existing east-west street, to then construct an extension of Kendall Parkway nearby. The removal of 37th Street and the extension of Kendall Parkway essentially functions as a realignment of 37th Street, but with the Kendall Parkway name assigned to the realigned right-of-way.

This item was heard on first reading at the April 16, 2019 City Council meeting, where it passed on the consent agenda with an 8-0 vote.

A Motion To Adopt, On Second Reading, Ordinance No. 6292 Vacating A Portion Of 37th Street Right-Of-Way Within The Millennium Northwest Third Subdivision, City Of Loveland, County Of Larimer, State Of Colorado

CARRIED.

3.4 DEVELOPMENT SERVICES

PUBLIC COMMENT

AN ORDINANCE APPROVING A FOURTH AMENDMENT TO THE GENERAL DEVELOPMENT PLAN FOR THE WINTERGREEN PUD LOCATED IN THE WINTERGREEN ADDITION, CITY OF LOVELAND, COUNTY OF LARIMER, STATE OF COLORADO

This application is an amendment to the Wintergreen General Development Plan (GDP) to increase the density and number of residential units on Parcel E. This GDP is located at the southwest side of the intersection of W. 65th Street and Highway 287- bordered generally by Highway 287 to the east, the Copper Ridge PUD (under development) to the west, the Longview Business Park to the north, and the Cherry Village mobile park to the south. The eastern portion of Wintergreen consists of a Walmart-anchored shopping plaza. The existing GDP caps the residential density on the parcel at 9.6 units per acre and a maximum of 111 units. The applicant is proposing to develop a multifamily apartment project at a density of 17.6 units per acre with a maximum of 168 units. In conjunction with the change to the maximum density/number of units, the amendment to the GDP: 1) adds more detailed multifamily residential design standards, and 2) updates other text and diagrams in the GDP to specifically address Parcel E.

This item was heard on first reading at the April 16, 2019 City Council meeting, where it passed on the consent agenda with a 8-0 vote.

A Motion To Adopt, On Second Reading, Ordinance No. 6293 Approving A Fourth Amendment To The General Development Plan For The Wintergreen PUD Located In The Wintergreen Addition, City Of Loveland, County Of Larimer, State Of Colorado

CARRIED.

3.5 WATER & POWER

PUBLIC COMMENT

ORDINANCE AMENDING SECTION 13.04.205 OF THE LOVELAND MUNICIPAL CODE

This item is to make updates to the Loveland Municipal Code so that the Code will be consistent with changes made to the Water and Power Schedule of Rates, Charges and Fees that were

adopted by City Council on second reading on November 6, 2018, and went into effect on January 1, 2019.

This item was heard on first reading at the April 16, 2019 City Council meeting, where it passed on the consent agenda with a 8-0 vote.

A Motion To Adopt, On Second Reading, Ordinance No. 6294 Amending Section 13.04.205 Of The Loveland Municipal Code

CARRIED.

**3.6 WATER & POWER
PUBLIC COMMENT
ORDINANCE AMENDING SECTION 13.08.101 OF THE LOVELAND MUNICIPAL
CODE**

This item would remove the citation of the specific normal strength wastewater levels for BOD and TSS from the Municipal Code and instead have the normal strength levels referred to in the annual City Council resolution that establishes the Water and Power Schedule of Rates, Charges and Fees.

This item was heard on first reading at the April 16, 2019 City Council meeting, where it passed on the consent agenda with a 8-0 vote.

A Motion To Adopt, On Second Reading, Ordinance No. 6295 Amending Section 13.08.101 Of The Loveland Municipal Code

CARRIED.

**3.7 FINANCE
PUBLIC COMMENT
ORDINANCES ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION FOR NEW
AND RE-APPROPRIATIONS TO THE 2019 CITY OF LOVELAND BUDGET**

Staff recommended and received City Council approval for non-lapsing capital and grant funded projects in December 2018. Since then, staff has developed a financial policy regarding how to implement non-lapsing re-appropriations. As promised, the outcome of this effort can be found in Attachment 1 – Non-Lapsing Appropriations Summary. Staff committed to providing detailed information regarding non-lapsing appropriations for this initial cycle of this effort, but not beyond this first year (unless City Council requests this detail). This item is to seek approval of recommended re-appropriations and new appropriations for 2019.

This item was heard on first reading at the April 16, 2019 City Council meeting, where it passed on the regular agenda with a 8-0 vote.

A Motion To Adopt On Second Reading Ordinance No. 6296 Enacting A Supplemental Budget And Appropriation To The 2019 City Of Loveland Budget For New Operations And Maintenance Items And Projects

CARRIED.

A Motion To Adopt On Second Reading Ordinance No. 6297 Enacting A Supplemental Budget And Re-Appropriation To The 2019 City Of Loveland Budget For Operations And Maintenance Appropriated But Not Completed in 2018

CARRIED.

A Motion To Adopt On Second Reading Ordinance No. 6298 Enacting A Supplemental Budget And De-Appropriation To The 2019 City Of Loveland Budget For Streets Equipment Replacement

CARRIED.

3.8 PUBLIC WORKS

PUBLIC COMMENT

ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2019 CITY OF LOVELAND BUDGET FOR ORCHARDS TRAFFIC SIGNAL REPLACEMENT

This item is meant to appropriate State funding for the installation of safety improvements at the intersection of US 287 and Orchards Shopping Center. Amendment 2 to the existing Intergovernmental Agreement (IGA) with the Colorado Department of Transportation identifies the Federal funding and State matching funds available for this project (90% Federal, 10% State).

A Motion To Adopt, On First Reading, An Ordinance Enacting A Supplemental Budget And Appropriation To The 2019 City Of Loveland Budget For Orchards Traffic Signal Replacement

CARRIED.

3.9 COMMUNITY PARTNERSHIP OFFICE

PUBLIC COMMENT

ORDINANCE ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION TO THE 2019 CITY OF LOVELAND BUDGET FOR 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT APPROPRIATION

The City of Loveland receives an annual entitlement grant from the U.S. Department of Housing and Urban Development (HUD). For the 2019-2020 grant year, that amount is \$389,247. This item will appropriate the annual allocation, and funding will not impact the current budget. This item is a normal and customary annual allocation.

A Motion To Adopt, On First Reading, An Ordinance Enacting A Supplemental Budget And Appropriation To The 2019 City Of Loveland Budget For 2019-2020 Community Development Block Grant (CDBG) Appropriation

CARRIED.

3.10 PUBLIC WORKS

RESOLUTION APPROVING A CONTRACT WITH TRANSWEST FREIGHTLINER, LLC D/B/A TRANSWEST TRUCKS

The Solid Waste fleet is subject to intensive daily use and as a result are on a targeted replacement schedule to ensure retirement before expensive system failures occur. The resolution authorizes the City Manager to execute a contract for \$1,388,264 for the budgeted purchase of four (4) Autocar chassis equipped with Labrie Automizer side load compaction bodies. There is no impact on unassigned fund balance with the Solid Waste Fund due to the requested funds already being appropriated within the 2019 Budget.

A Motion To Approve Resolution #R-45-2019 Approving A Contract With Transwest Freightliner, LLC D/B/A Transwest Trucks

CARRIED.

3.11 PARKS AND RECREATION

RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF LOVELAND AND THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND FOR HABITAT RESTORATION AT MEDINA'S CROSSING

The City seeks to enter into a grant agreement with the State Board of the Great Outdoors Colorado Trust Fund, also known as Great Outdoors Colorado (GOCO), for an approved habitat restoration project. The project would include additional habitat improvement and enhancement supplemental to the scope of the coalition's river restoration project. Funding will cover native plants, trees, and shrub materials, invasive species removal and design/planning services. The Habitat Restoration Grant is in the amount of \$84,309 for the restoration of the Medina's Crossing Property, in conjunction with the Big Thompson Watershed Coalition's River restoration project from Rossum Drive to Wilson Ave. City matching requirements are a total of \$77,478; with \$45,716 cash and \$31,762 being in-kind services.

A Motion To Adopt Resolution #R-46-2019 Approving An Intergovernmental Agreement Between The City Of Loveland, Colorado And The State Board Of The Great Outdoors Colorado Trust Fund For Habitat Restoration At Medina's Crossing

CARRIED.

**3.12 COMMUNITY PARTNERSHIP OFFICE
RESOLUTION AUTHORIZING THE TRANSFER OF \$30,000 FROM THE
COMMUNITY HOUSING DEVELOPMENT FUND FOR STAFFING IN 2019**

In 2017, City Council approved a supplemental budget and appropriation for additional part-time, temporary Community Partnership Office (CPO) workload support. Because this item was a supplemental budget request, it was not added to the base budget in either 2017 or 2018. For 2019, CPO staff believe it appropriate to use one-time funding from the Community Housing Development Fund. During the 2020 budget process, the CPO will submit a decision package to ensure the \$30,000 is added to the base budget and funded from the General Fund. The impact will be a reduction of funding in the Community Housing Development Fund, although there will still be a balance of about \$700,000 after this request.

A Motion To Adopt Resolution #R-47-2019 Of The Loveland City Council Approving The Transfer Of \$30,000 From The Community Housing Development Fund For Community Partnership Office Staffing Needs In 2019

CARRIED.

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

**5. MOTION TO ADOPT THE CONSENT AGENDA
A Motion To Adopt The Consent Agenda, Items 3.1 to 3.12**

Councilor Clark moved, Olson seconded.

UNANIMOUSLY CARRIED 8-0.

**6. REGULAR AGENDA
PROCEDURAL INFORMATION**

**6.1 WATER & POWER
RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDED
AND RESTATED ORGANIC CONTRACT ESTABLISHING PLATTE RIVER POWER
AUTHORITY AS A SEPARATE GOVERNMENTAL ENTITY AND AN AMENDED
CONTRACT FOR THE SUPPLY OF ELECTRIC POWER AND ENERGY**

Water and Power Director Joe Bernosky presented this item which describes the proposed changes to the Organic Contract (a contract between the four Platte River Power Authority (PRPA) Owner Cities) and the Power Supply Agreement between the

City of Loveland and PRPA. The Organic Contract and Power Supply Agreement were last renewed in 2010 and currently extend through 2050.

Mr. Bernosky informed Council on the updates, which were quite simple- mainly language clarifications and minor edits. The Power Supply Agreements had more significant changes with new language providing context with the Resource Diversification Policy, and describing how the Power Supply Agreement may be revised and modified in the future.

The towns of Fort Collins, Estes Park and the City of Longmont approved these agreements in April 2019.

Council requested clarification on if the nine caveats in the Resource Diversification policy were still in place, which staff confirmed they are and that there were no changes in any other PRPA agreements other than the items presented before Council.

Councilor Clark motioned, Councilor Fogle seconded
Mayor Marsh opened Public Comment, to which there was none.

A Motion To Adopt Resolution #R-44-2019 Of The City Council Of The City Of Loveland, Colorado Authorizing The Execution And Delivery Of An "Amended And Restated Organic Contract Establishing Platte River Power Authority As A Separate Governmental Entity" And An "Amended Contract For The Supply Of Electric Power And Energy"

UNANIMOUSLY CARRIED 8-0.

6.2 DEVELOPMENT SERVICES

RESOLUTION ADOPTING A REVISED SCHEDULE OF RATES, CHARGES, AND FEES FOR THE DEVELOPMENT SERVICES DEPARTMENT OF THE CITY OF LOVELAND TO MODIFY THE FEE FOR RESIDENTIAL ROOFING PERMITS AND SUPERSEDING ALL PRIOR RESOLUTIONS ESTABLISHING SUCH RATES, CHARGES, AND FEES

Samantha Everett, Chief Building Official presented this item to Council. Currently fees for roofing are charged based on the cost of the job and could be costly for a homeowner trying to fix a roof. This may contribute to some homeowners choosing contractors that are not willing to get a permit and are most likely not registered with the City of Loveland. Reducing the fees would help with getting more people to obtain permits where registered contractors are required. There is not an immediate impact on Fund Balance as the revenue for building permits will not be updated with this change. This change will reduce the total amount charged for building permits but will also introduce the very first flat rate charge in this area. The intent is to make the permit process more transparent and thus solicit increased compliance with permit applications. The financial impacts will be analyzed and adjusted for in the

2020 Budget Development Process. The current average roofing permit costs \$869, with the Construction Advisory Board and staff recommending a flat roof permit fee of \$200.

Council inquired if the item had been presented to Construction Advisory Board (CAB), which staff confirmed it had been presented in January and CAB unanimously approved of the proposed \$200 flat fee.

Ms. Everett stated that there were not issues with the registered contractors with the City of Loveland, as registered and permitted contractors have gone through a testing process, or have certifications. This item is meant to protect citizens from hiring a less expensive, non-licensed contractor. The Development Services staff's aim is to educate citizens, and there are planned public outreach meetings.

Councilor Clark moved, Councilor Fogle seconded.

Councilor Olson moved to amend the motion to have a two-tier state of \$100 fee with \$200 fee on the second tier.

There was discussion on the definition of repair and replacement, and the administration time it takes for either. Development Services Director Brett Limbaugh addressed Council the difference in cost for the resident would be in the evolution of use tax because the amount of materials estimated needed in a repair would be vastly different than those of a full replacement. As there was no second for the amendment, the amendment failed.

Mayor Marsh opened public comment. Adam Trainor, with a licensed roofing company based in Loveland addressed Council with CAB's recommendation to stay with the ordinance as presented by city staff. A \$200 flat fee for a roof permit is consistent with other municipalities, and the permit fee for a contractor license is lower based on other local municipalities. CAB feels the proposed flat fee is reasonable for citizens and contractors.

A Motion To Adopt, On First Reading, Resolution #R-48-2019 Adopting A Revised Schedule Of Rates, Charges, And Fees For The Development Services Department Of The City Of Loveland To Modify The Fee For Residential Roofing Permits And Superseding All Prior Resolutions Establishing Such Rates, Charges, And Fees

UNANIMOUSLY CARRIED 8-0.

**6.3 LOVELAND POLICE DEPARTMENT
PUBLIC COMMENT
ORDINANCE PROHIBITING THE FAILURE TO APPEAR IN LOVELAND
MUNICIPAL COURT DURING ALL STAGES OF LITIGATION**

Sergeant Bob Rabson with the Loveland Police Department presented the first reading of this ordinance. The purpose of this item is to provide clarity in the City Code regarding a defendant's failure to appear during the intermediary stages of litigation in Loveland Municipal Court. The proposed ordinance will provide the Court with all of the tools necessary to compel a criminal defendant's appearance in court regardless of the stage of litigation and provide for a clear affirmative defense should the defendant have good cause to show why the defendant could not appear in Loveland Municipal Court. The positive impact would be the ability for the Loveland Municipal Court to efficiently manage its docket, and provide clarity for prosecutors, defendants and the public that defendants are expected to appear in court when ordered to do so.

Councilor Clark motioned, Councilor Fogle seconded.
There was no public comment or discussion by Council.

A Motion To Adopt An Ordinance, On First Reading, Amending Section 1.12.030 Of The Loveland Municipal Code Clarifying That The Failure To Appear, Upon Proper Notice, Is Unlawful During All Stages Of A Criminal Prosecution.

UNANIMOUSLY CARRIED 8-0.

6.4 PUBLIC WORKS

RESOLUTION ADOPTING THE UNITED STATES HIGHWAY 34 PLANNING AND ENVIRONMENTAL LINKAGES STUDY FROM LARIMER COUNTY ROAD 27 TO WELD COUNTY ROAD 53

Colorado Department of Transportation (CDOT), working with the cities and towns of Loveland, Johnstown, Windsor, Greeley, Evans, Garden City and Kersey, as well as Larimer County and Weld County, initiated the US 34 Planning and Environmental Linkages (PEL) Study for the section of US 34 from LCR 27 (Masonville Road) to WCR 53 (Kersey). The PEL Study is intended to provide a vision for the US 34 corridor and the framework for the long-term implementation of transportation improvements as funding is available and to be used as a resource for future National Environmental Policy Act (NEPA) documentation. The PEL Study does not include a preferred alternative, but options for future consideration at the time a project is implemented. The PEL Study commenced in 2016 and was approved by CDOT and FHWA in February 2019. The City of Loveland also partnered in the completion of an Access Control Plan (AP) for the section of US 34 from LCR 27 (Masonville Road) to Rocky Mountain Avenue, being considered separately for adoption. As part of the completion of the PEL Study process, the participating partners, including the City of Loveland, have been asked to adopt resolutions in support of the recommendations.

Dave Klockeman from Public Works presented this item which is meant to create a better future for the corridor and the road. The process went through three screening levels starting with the big picture items, and then the project

was looked at on a level being fiscally possible and logical. The third level was to create a plan so if the project continued to go forward the steps to continue would make sense.

Mr. Klockeman noted recommendations and implementation – looking towards the future for future treat assessment. There is a need for future threat assessment, and identification of funding sources and strategies.

The Transportation Advisory Board sent Council a letter of support for this item.

Council inquired what kind of funding might be needed down the road. Mr. Klockeman responded that currently there is only conceptual level for funding and no preferred alternative at this time. There are projects planned in early summer to extend the widening of 34 and CDOT is going to be widening 34 as well. Future grant funding has been identified; as funding comes available, staff will be ready to move forward quickly.

Mayor Marsh opened public comment.

Bruce Croissant spoke to Council. Mr. Croissant is a member of TAB but here to address Council as a citizen. Mr. Croissant spoke regarding the Freedom Highway (402) and potential traffic concerns.

Mayor Marsh closed Public Comment.

Councilor Clark motioned, Councilor Olson seconded.

A Motion To Adopt Resolution #R-49-2019 Adopting The United States Highway 34 Planning And Environmental Linkages Study From Larimer County Road 27 To Weld County Road 53

UNANIMOUSLY CARRIED 8-0.

6.5 PUBLIC WORKS

RESOLUTION ADOPTING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF LOVELAND, COLORADO, LARIMER COUNTY, AND THE COLORADO DEPARTMENT OF TRANSPORTATION REGARDING THE ACCESS CONTROL PLAN FOR U.S. HIGHWAY 34

The US 34 Planning and Environmental Linkages (PEL) Study, led by the Colorado Department of Transportation Region 4 (CDOT) in partnership with the local entities along the corridor, included the area from LCR 27 (Masonville Lake Road) to WCR 53 (Kersey). One of the outcomes of the PEL process was the determination that while there was an existing Access Control Plan (ACP) for US 34 from I-25 to Kersey, there was no ACP west of I-25. Therefore, it was

determined that Loveland, Larimer County and CDOT would partner to complete an ACP from LCR 27 (Masonville Road) to I-25. The purpose of the ACP was to create a plan to maintain and enhance the safety and mobility for the section of US 34. Each intersecting driveway and street is an access point that increases the potential for conflicts between through-traffic and traffic using the access. The final step in the process is the completion of an Intergovernmental Agreement (IGA) prepared through cooperation between Loveland, Larimer County and CDOT in order to implement the recommendations of the ACP.

Dave Klockeman from Public Works presented an overview of this Intergovernmental Agreement for an Access Control Plan as a formal adoption between Loveland, Larimer County and CDOT. Larimer County will be considering later in May 2019. Some of the benefits from the plan would be an increased ability to accommodate traffic demands, safety, and enhancing corridor appearances. Mr. Klockeman reported on recommendations for locations for access consolidation, focus key turn movements to mayor intersections and access types and turn movements at lesser volume connecting roads and driveways.

Mr. Klockeman also reported on the numerous public meetings that were held and citizen concerns that had been addressed during the process.

Mayor March opened public comment to which there was none.

Councilor Clark motioned, Councilor Fogle seconded.

A Motion To Adopt Resolution #R-50-2019 Adopting An Intergovernmental Agreement Between The City Of Loveland, Colorado, Larimer County, And The Colorado Department Of Transportation Regarding The Access Control Plan For U.S. Highway 34

UNANIMOUSLY CARRIED 8-0.

6.6 FINANCE

PUBLIC COMMENT

ORDINANCES ENACTING A SUPPLEMENTAL BUDGET AND APPROPRIATION FOR NEW AND RE-APPROPRIATIONS TO THE 2019 LOVELAND URBAN RENEWAL AUTHORITY (LURA) BUDGETS

This item was pulled from the agenda by City Manager Steve Adams to be brought forward at a future meeting.

6.7 CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

7. NO-ACTION ITEMS

7.1 FINANCE

Financial Report - March, Information Only

Alan Krcmarik, Acting Finance Director presented the quarterly Snapshot Report, which is submitted for Council review and includes the reporting of the City's revenue and expenditures, including detailed reports on tax revenue and health claims, as of March 31, 2019. Citywide Revenue of \$77.2 million is 20.0% of total annual budget. Sales Tax collections March YTD are 3.1% above March 2018 YTD, and 24.5% of the total annual budget. Building Material Use Tax collections for March are 34.0% below March 2018 YTD, and 13.0% of the total annual budget. Sales and Use Tax collections combined are 23.8% of total annual budget. Citywide total expenditures of \$62.3 million are 22.2% of the total annual budget.

Council requested information on what the art community brings related to sales tax, and if the WayFair Decision, based on where a product is being shipped, not from shipped from. Mr. Krcmarik responded that it is still being sorted out at the state level, and it is not solved yet but it should be distributed to municipalities that self collect.

City Manager Steve Adams requested that Council call for a Rule of 4 in order for staff to continue researching this item. Councilor Fogle called for a Rule of 4, with Councilors' Jersvig, Ball, Clark and Mayor Marsh agreeing.

Information Only

7.2 FINANCE

Investment Report, March, Information Only

Through March, the market value (including accrued interest) of the City's investment portfolio is \$226,901,110. The budget revenue projection for the full year of 2019 was set at \$3,319,680. So far this year, actual interest received is \$108,546 behind schedule. Using the portfolio's beginning year balance, the rate needed to reach the annual interest earning target is 1.43%. The annualized interest rate at the end of March was 1.95%. For the month, accounting staff posted \$264,879 to various fund accounts. The year to March month-end total is \$721,230. U.S. short-term (under five years) Treasury interest rates moved slightly lower in March.

The Federal Open Market Committee increased the federal funds rate in December, the fourth increase of 2018. Due to softening growth rates in Europe, Japan, and China, The Fed

decided not to raise rates in March and indicated that they would probably not raise rates for the rest of 2019.

The Fed is watching economic conditions closely and also paying very close attention to the yield curve. When very short-term interest rates (3 months) are higher than the longer term rates (10 years), the yield curve is "inverted." On Friday, March 22, the three month Treasury was higher than the 10-year, so a technical inversion occurred. On the date of preparing this report the 3 month to 10 year was not inverted.

Alan Krcmarik, Acting Finance Director, went over the investment focus that was included in the Council packet, including the monthly investment report, portfolio, and jobs growth.

Information Only

8. REPORTS

8.1 BUSINESS AND REPORTS FROM CITY COUNCIL

Councilor Olson reported on the state demographer presentation, and mentioned having an interest in a Council presentation. Councilor Olson also stated that he and several other councilors attended the ground breaking of the Police Training Facility.

Councilor Wright congratulated Mayor Marsh on being selected as a Woman of Influence. Councilor Wright attended the Sexual Assault Victim Advocate (SAVA) open house, and they received donation to purchase a new building. Ms. Wright also toured Aliff, a 3D printer business, and toured Downtown partnership and spoke with businesses. Councilors Johnson and Wright had a Ward II meeting with over 30 in attendance.

Councilor Fogle recommended Council go visit the Foundry as the Rotary 100th anniversary clock was installed. Councilor Fogle will be speaking at the Community Leaders of America conference in Westminster in mid May.

Councilor Clark reported that the Transportation Commission is working with CDOT to obtain some more money to complete work on I-25 from 402 to 14; they are trying to get the \$250M allocated from CDOT to get the buildout to the EIS standards in that portion. With the \$250M, CDOT has requested a local match of \$5M to incentivize the Transportation Commission. Mr. Clark recommended looking into Senate Bill 262 related to the Highway Users Transportation Fund which has allocation for local monies. Councilor Clark is unsure where the allocations would be meant for, but will keep Council

updated. McWhinney has already committed \$2 million to their portion of the Kendall Parkway Underpass, and the City of Loveland has two years to come up with their \$3 million.

Mayor Marsh met with Art Space along with DOLA. Renovation bids are coming in higher than anticipated. Mayor Marsh also requested that given Loveland's proximity of Rocky Mountain National Park she'd like to get our literature in Estes Park and other side of the pass. Councilor Clark is liaison to Community Marketing Commission and will bring it up at the next meeting and ask the commission what they'd like to do with the information Mayor Marsh has found.

Councilor Overcash reported that he visited The Ranch. They are looking for more ways to market themselves, and have been working collaboratively with local chambers and city of Loveland. Councilor Overcash also spoke to the Economic Development Week and Tourism Department, and requested a proclamation at the May 21, 2019 to present to them.

8.2 CITY MANAGER REPORT

City Manager Steve Adams noted locations traveled for Broadband Research.

8.3 CITY ATTORNEY REPORT

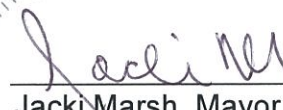
The City Attorney did not have a report.

Mayor Marsh adjourned the May 7, 2019 City Council meeting at 9:17 pm.

Respectfully Submitted,




Patti Garcia, City Clerk


Jacki Marsh, Mayor