

LOVELAND CITY COUNCIL MEETING
TUESDAY, JUNE 21, 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.

5:30 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) **May 24, 2011 Special Meeting**
 - b) **May 24, 2011 Study Session**
 - c) **June 7, 2011 Regular Meeting**

2. **CITY MANAGER**
 BOARD & COMMISSION APPOINTMENTS
 Consideration of a motion to appoint members to the Community Marketing Commission
 This is an administrative action recommending the reappointment of Linda Hughey and the appointment of Justin Erion to three year terms effective until June 30, 2014.

**3. CITY MANAGER
PUBLIC HEARING
MUNICIPAL CODE AMENDMENT – VOLUNTEER FIREFIGHTERS’ PENSION SYSTEM
Consideration on first reading of an ordinance amending Section 2.60.270 regarding the Volunteer Firefighters’ Pension Board of Trustees to reflect the 1966 Intergovernmental Agreement between the City and the Loveland Rural Fire Protection District creating a Joint Board of Trustees and a Consolidated Pension Fund**

A public hearing to consider a legislative action to approve on first reading an ordinance amending Title 2 of the Loveland Municipal Code. The amendment clarifies the volunteer firefighters’ pension system shall be the Consolidated Firemen’s Pension Fund of Loveland and Rural District and the general composition of the Board of Trustees shall be determined by mutual agreement of the City and the Loveland Rural Fire Protection District.

**4. DEVELOPMENT SERVICES
PUBLIC HEARING
MOTORPLEX ENTRY ADDITION ANNEXATION & ZONING
a) Consideration of Resolution #R-42-2011 concerning the annexation to the City of Loveland, Colorado, of a certain area designated as 'Motorplex Entry Addition' more particularly described herein, and setting forth findings of fact and conclusions based thereon as required by the Colorado Constitution and by State Statute
b) Consideration on first reading of an ordinance approving the annexation of certain territory to the City of Loveland, Colorado, to be known and designated as 'Motorplex Entry Addition' to the City of Loveland
c) Consideration on first reading of an ordinance amending Section 18.04.040 of the Loveland Municipal Code, the same relating to zoning regulations for 'Motorplex Entry Addition' to the City of Loveland**

A public hearing to consider a legislative action to adopt a Resolution making findings of facts regarding certain statutory requirements for the proposed Motorplex Entry Addition. A public hearing to consider a legislative action to adopt an ordinance on first reading annexing the Motorplex Entry Addition to the City of Loveland, subject to the provisions in the annexation ordinance. A public hearing to consider a quasi-judicial action to adopt an ordinance on first reading zoning Tract A of the Motorplex Entry Addition as Millennium PUD (#P-59); and Tract B of the Motorplex Entry Addition as DR-Developing Resources District.

**5. LIBRARY
PUBLIC HEARING
SUPPLEMENTAL APPROPRIATION – TEMPLE HOYNE BUELL FOUNDATION GRANT
Consideration on first reading of an ordinance enacting a supplemental budget and appropriation to the 2011 City of Loveland budget for library materials and an interactive play/learning area at the Loveland Public Library**

This is an administrative action. Funding from the Temple Hoyne Buell Foundation grant is appropriated for library materials and an interactive play/learning area at the Library. All funding is from the \$15,000 grant and there is no matching requirement.

END OF CONSENT AGENDA

CITY CLERK READS TITLES OF ORDINANCES ON THE CONSENT AGENDA

CITY COUNCIL

- a. **Citizens' Report** *Anyone who wishes to speak to an item NOT on the Agenda may address the Council at this time.*
- b. **Business from 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.*
- c. **City Manager Report**
- d. **City Attorney Report**

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

6. DEVELOPMENT SERVICES

LOVELAND CLASSICAL SCHOOL – CONTINUED FROM JUNE 7, 2011

Consideration on second reading of an ordinance of the City Council of the City of Loveland, Colorado approving an amendment to the annexation agreement for certain property located within the Church at Loveland Addition, City of Loveland, County of Larimer, Colorado

A legislative action to consider an ordinance on second reading to amend The Church at Loveland Addition Annexation Agreement. The agreement pertains to a property located north of 14th Street S.W. between Angora Drive and South County Road 21 west of South Wilson Avenue at 3835 14th Street S.W. The property is approximately 5.9 acres in size and zoned B – Developing Business. The current use on the property is the Church at Loveland. The applicant is Loveland Classical School represented by Tamara Cramer. The owner of the property is Loveland Classical School Project Development, LLC. Loveland Classical School is seeking to expand the existing church building for operating a charter school including grades kindergarten through ninth grade initially. Under the current agreement, use of the property is limited to a church. The proposed amendment would allow a variety of uses, including public and private schools and accessory uses (see Exhibit A to the ordinance). City Council approved the first reading ordinance on May 17, 2011 by a vote of eight to one.

7. DEVELOPMENT SERVICES

GRANT FUNDING RECOMMENDATIONS FROM HUMAN SERVICES AND AFFORDABLE HOUSING COMMISSIONS

Consideration of Resolution #R-43-2011 of the City Council of the City of Loveland, Colorado approving the grant funding recommendations of the Loveland Human Services Commission and the Loveland Affordable Housing Commission

Consideration of an administrative action to adopt a resolution approving the 2011 grant allocation recommendations of the Human Services Commission and the Affordable Housing Commission. The resolution authorizes the allocation of the 2011 Human Services

Grant that was appropriated in the 2011 City budget. The 2011 Community Development Block Grant funds will be appropriated in October, 2011.

8. DEVELOPMENT SERVICES

POSTAL AND UTILITY EASEMENT VACATION

Consideration on second reading of an ordinance vacating a portion of a postal and utility easement on Lot 1, Block 17, Alford Lake First Subdivision, City of Loveland, Larimer County, Colorado

Consideration of a legislative action to adopt an ordinance on second reading vacating a 59 square foot postal and utility easement located in Lot 1, Block 17, Alford Lakes First Subdivision. The applicant is Tom Kennedy of Serenity Homes of Northern Colorado. The ordinance was approved by City Council on June 7, 2011 by a vote of eight to zero.

9. DEVELOPMENT SERVICES

MUNICIPAL CODE AMENDMENT BE – ESTABLISHED BUSINESS DISTRICT

a) Consideration on second reading of an ordinance amending Title 18 of the Loveland Municipal Code by repealing and reenacting Chapter 18.24 regarding the BE – Established Business District

b) Consideration on second reading of an ordinance amending Title 18 of the Loveland Municipal Code by amending Chapter 18.54 regarding building height regulations

These are legislative actions. This item is a comprehensive re-write of the zoning district for Loveland's Downtown area. It contains updated standards covering topics such as allowed uses, building design, building height, and approval process. The code amendments were drafted with the assistance of an ad-hoc committee composed of stakeholders and experts including downtown property owners, real estate professionals, architects and Councilor Larry Heckel. City Council approved the first reading ordinance repealing and reenacting Chapter 18.24 on June 7, 2011 by a vote of eight to one. City Council unanimously approved the first reading ordinance amending Chapter 18.54 on June 7, 2011.

10. CITY MANAGER

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

ADJOURN