

LOVELAND CITY COUNCIL MEETING  
TUESDAY, JULY 19, 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

PROCLAMATION DECLARING JULY 20, 2011 AS "WOMEN OF VISION DAY"

PRESENTATION FROM THE FRIENDS OF THE LIBRARY AND THE LIBRARY BOARD

*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) June 28, 2011 Study Session
  - b) July 5, 2011 Regular Meeting
  
2.     **CITY MANAGER**  
      **BOARD & COMMISSION APPOINTMENTS**  
      **Consideration of a motion to appoint members to the Golf Advisory Board and Human Services Commission**

This is an administrative item. The Golf Advisory Board recommends appointing Jim Thompson as a regular member for a term effective until December 31, 2011. The Human Services Commission recommends reappointing Dell Rae Moellenberg and appointing April Lewis to three year terms effective until June 30, 2014. Alouette Greenridge and Ally Miller are recommended for reappointment and appointment as high school members for three year terms effective until June 30, 2014.

3. **DEVELOPMENT SERVICES**

**SUPPLEMENTAL APPROPRIATION – GRANT FOR HISTORIC PRESERVATION BROCHURE**

**Consideration on second reading of an ordinance enacting a supplemental budget and appropriation to the 2011 City of Loveland budget for a historic preservation brochure to guide tourists**

Consideration of an administrative action to adopt an ordinance on second reading enacting a supplemental budget and appropriation to the 2011 City of Loveland budget for a historic preservation brochure. The ordinance would transfer \$3,000 in grant funds from the Lodging Tax fund to the General Fund for creation of a tourism brochure of historic structures in Loveland. The grant funds were appropriated in the Lodging Tax fund grant program and are transferred to the General Fund, Development Services budget. Development Services serves as the staff liaison to the Historic Preservation Commission. On July 5, 2011, City Council unanimously adopted the ordinance on first reading as an item on the Consent Agenda.

4. **CITY CLERK**

**NOVEMBER COORDINATED ELECTION WITH LARIMER COUNTY**

**Consideration on second reading of an ordinance providing that the City of Loveland’s regular election to be held November 1, 2011 shall be conducted as a coordinated election with the Larimer County Clerk and Recorder and, to the extent necessary to so conduct that election as a coordinated election, the Colorado Uniform Election Code of 1992 shall govern**

The proposed Ordinance is a legislative action needed to allow the City’s regular election held on November 1, 2011, to be conducted as a coordinated election with the Larimer County Clerk and Recorder. City Council approved this item unanimously on July 5, 2011.

5. **FINANCE**

**PUBLIC HEARING**

**MUNICIPAL CODE AMENDMENT REGARDING CONSTRUCTION CONTRACTS**

**Consideration on first reading of an ordinance amending the Loveland Municipal Code at Section 3.12.140 concerning performance and payment bonds required for construction contracts, and Section 3.12.150 concerning retainage held on construction contracts**

This is a legislative action to adopt an ordinance amending the Loveland Municipal Code at Section 3.12.150 concerning retainage held on construction contracts to be consistent with House Bill 11-1115, which will go into effect on August 10, 2011. The ordinance will also amend the Loveland Municipal Code at Section 3.12.140 concerning performance and payment bonds held on construction contracts to increase the threshold for requiring bonds from \$50,000 to \$100,000.

6. **AIRPORT**  
**PUBLIC HEARING**  
**SUPPLEMENTAL APPROPRIATION – AIRPORT TERMINAL BUILDING**  
**Consideration on first reading of an ordinance enacting a Supplemental Budget and Appropriation to the 2011 Ft. Collins-Loveland Airport budget for the purchase of a modular building**  
This is an administrative action. The ordinance, if approved, will appropriate funds from the airport funding subject to future Federal reimbursement for an addition to the holding area in the terminal. Fund balance is available to meet the requirement.
  
7. **DEVELOPMENT SERVICES**  
**PUBLIC HEARING**  
**EASEMENT VACATION, FERRERO FIRST ADDITION (LARIMER COUNTY FOOD BANK)**  
**Consideration on first reading of an ordinance vacating a portion of a utility easement on Lot 2, Block 1, of the amended plat of Lots 1 and 2, Block 1, Ferrero First Addition, City of Loveland, Larimer County, Colorado**  
A legislative action to consider an ordinance on first reading vacating a 450 square foot utility easement located on Lot 2, Block 1 of the Amended Plat of the Ferrero First Addition. The applicant is DS Constructors, LLC representing the Larimer County Food Bank.
  
8. **DEVELOPMENT SERVICES**  
**BUILDING PERMIT FEE WAIVERS**  
**Consideration of Resolution #R-45-2011 waiving building permit fees for renovation of a single-family home located at 1179 E. Third Street in Loveland, Colorado**  
This item is an administrative action to consider a resolution waiving plan check and permit fees in an amount not to exceed \$1,081.25. Total City fees for the project are estimated at \$1,081.25.
  
9. **LIBRARY**  
**ROOM NAMES IN THE RENOVATED LIBRARY**  
**Consideration of Resolution #R-46-2011 approving the recommendations of the Loveland Public Library regarding the naming of rooms in the renovated library**  
This is an administrative action. The resolution if approved will authorize the naming of rooms in the expanded/renovated Loveland Public Library.

**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**

#### **10. CITY ATTORNEY**

##### **Discussion with City Attorney concerning the Reporter-Herald lawsuit**

This is a discussion item. The City Attorney will be requesting an executive session to discuss with the City Council various legal issues and matters that may be subject to negotiation concerning the City of Loveland v. Reporter-Herald lawsuit.

## **ADJOURN**