

LOVELAND CITY COUNCIL MEETING  
TUESDAY, SEPTEMBER 6, 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 OBSERVING SEPTEMBER 11, 2011, THE 10<sup>TH</sup> ANNIVERSARY OF 9/11, AS A VOLUNTARY DAY OF SERVICE AND REMEMBRANCE

*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) August 9, 2011 Special Meeting
  - b) August 9, 2011 Study Session
  - c) August 11, 2011 Special Meeting
  - d) August 16, 2011 Regular Meeting
  - e) August 23, 2011 Special Meeting

**2. CITY MANAGER**

**BOARD & COMMISSION APPOINTMENTS**

This is an administrative action appointing members to the Affordable Housing Commission and Housing Authority. Christopher Jessen and Wayne Thompson are recommended for reappointment to the Affordable Housing Commission for terms effective until June 30, 2014. The Housing Authority recommends Sandra McFeron for reappointment for a five year term effective until June 30, 2016.

**3. DEVELOPMENT SERVICES**

**EASEMENT VACATION WEST INDUSTRIAL ADDITION (CARDINAL GLASS)**

**Consideration on second reading of an ordinance vacating a portion of certain water main or pipeline easements located on Lot 1, Block 1, of the Replat of Lots 1, 4, 5, 6, and 7, Block 1 of the West Industrial Addition, City of Loveland, Larimer County, Colorado**

A legislative action to consider an ordinance, on second reading, vacating a portion of a water main or pipeline easement on Lot 1, Block 1, of the Replat of Lots 1, 4, 5, 6, and 7, Block 1 of the West Industrial Addition. On August 16, 2011, City Council unanimously adopted the ordinance on first reading.

**4. ECONOMIC DEVELOPMENT**

**PURCHASE AND REMEDIATION OF LESLIE-THE-CLEANER PROPERTY**

**Consideration on second reading of an ordinance enacting a Supplemental Budget and Appropriation to the 2011 City of Loveland budget for the purchase and remediation of the Leslie-the-Cleaner property located at 301 N. Lincoln Avenue**

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 the purchase and remediation of the Leslie-the-Cleaner property located at 301 N. Lincoln Avenue. Total funding for the purchase, clean-up and demolition of said property is \$555,800. \$242,800 would be from the Council Capital Reserve and \$313,000 is from a Colorado Department of Public Health and Environment grant. On August 16, 2011, City Council unanimously adopted the ordinance on first reading.

**5. DEVELOPMENT SERVICES**

**PUBLIC HEARING**

**HISTORIC DESIGNATION LARIMER COUNTY BANK BUILDING**

**Consideration on first reading of an ordinance of the City Council designating as a historic landmark the Larimer County Bank Building located at 247 East Fourth Street in Loveland, Colorado**

A public hearing to consider a legislative action to adopt an ordinance on first reading designating as a Historic Landmark the "Larimer County Bank Building" at 247 East 4th Street, per Section 15.56 of the Municipal Code dealing with Historic Preservation. The application is owner-initiated and staff has met with the owner to review the benefits and obligations of historic designation.

**6. DEVELOPMENT SERVICES**

**PUBLIC HEARING**

**SUPPLEMENTAL APPROPRIATION HISTORIC PRESERVATION OUTREACH AND EDUCATION**

**Consideration on first reading of an ordinance enacting a Supplemental Budget and Appropriation to the 2011 City of Loveland budget for Historic Preservation Outreach and Public Education**

A public hearing and administrative action of an ordinance, on first reading, to appropriate funding from donations received in 2010 for historic preservation outreach and public education. The total funding is from donations received by the Historic Preservation Commission from the Loveland Historical Society in September of 2010.

7. **DEVELOPMENT SERVICES**

**PUBLIC HEARING**

**EASEMENT VACATION CIVIC CENTER CAMPUS**

**Consideration on first reading of an ordinance vacating the exclusive utility easement located on portions of Lot 2, Block 1, and Lot 1, Block 1, Civic Center Second Subdivision, City of Loveland, Larimer County, Colorado**

A legislative action to consider an ordinance on first reading vacating portions of a utility easement within the Civic Center Campus on Lots 1 and 2, Block 1 Civic Center Second Subdivision. The applicant is the City of Loveland Parks and Recreation Department.

8. **DEVELOPMENT SERVICES**

**REALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

**Consideration of Resolution #R-52-2011 of the City Council of the City of Loveland, Colorado approving the grant funding recommendation of the Loveland Affordable Housing Commission for the reallocation of certain Community Development Block Grant funds**

Consideration of an administrative action to adopt a resolution reallocating 2010-2011 Community Development Block Grant (CDBG) funding in an amount of \$25,000. Funds have been allocated by the U.S. Department of Housing and Urban Development and appropriated in the 2011 City Budget.

9. **DEVELOPMENT SERVICES**

**PUBLIC HEARING**

**MUNICIPAL CODE AMENDMENT - TITLE 18 TEMPORARY & MINOR EXEMPT SIGNS**

**Consideration on first reading of an ordinance amending Title 18 of the Loveland Municipal Code by amending Chapter 18.50 regarding temporary signs, exempt signs, project marketing signs and enforcement**

A public hearing to consider a legislative action to adopt an ordinance on first reading amending Title 18 relating to various sign provisions.

10. **PUBLIC WORKS**

**PUBLIC HEARING**

**SUPPLEMENTAL APPROPRIATION – CDOT SAFE ROUTES TO SCHOOL GRANT**

a) **Consideration of Resolution #R-53-2011 approving an Intergovernmental Agreement between the City of Loveland, Colorado, and the Colorado Department of Transportation for 7th Street and Garfield Avenue (Truscott Elementary) Sidewalk Improvements**

b) **Consideration of an ordinance on first reading enacting a Supplemental Budget and Appropriation to the 2011 City of Loveland budget for the installation of 7th Street and Garfield Avenue (Truscott Elementary) Sidewalk Improvements**

This is an administrative action to consider a resolution approving an intergovernmental agreement between the City of Loveland and the Colorado Department of Transportation (CDOT) for projects funded by the Federal Safe Routes to School (SRTS) program for the installation of 7th Street and Garfield Avenue (Truscott Elementary) sidewalk improvements and a first reading of an ordinance to appropriate a federal grant fund for the project included in the intergovernmental agreement. The project is funded from grant funds. The local overmatch is within the approved budget for the Transportation Capital Program.

## 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

#### 11. **PUBLIC WORKS**

##### **FINAL DOCUMENT REVIEW FOR NORTH I-25 ENVIRONMENTAL IMPACT STATEMENT**

This is a discussion item. The Colorado Department of Transportation (CDOT), in cooperation with the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA), has just released the Final North I-25 Environmental Impact Statement (EIS) document for review. The City of Loveland has been involved in the EIS since the process began in 2004. The official review period is from August 19, 2011 to September 19, 2011. On August 30, 2011 the comment period was extended to October 3, 2011. As part of this review period, CDOT is requesting that the City of Loveland, as one of the participating local agencies, provide comments back to the Project Team.

#### 12. **FINANCE**

##### **JULY 2011 FINANCIAL REPORT**

This is an information only item. No action is required. The Snapshot Report includes the City's preliminary revenue and expenditures including detailed reports on tax revenue, health claims and cash reserves for the seven months ending July 31, 2011.

#### 13. **CITY MANAGER'S OFFICE**

##### **INVESTMENT REPORT JULY 2011**

This is an information only item. No Council action is required. The budget estimate for investment earnings for 2011 is \$3,163,130. For the first seven months of 2011, the amount posted to the investment account is \$2,000,643 including realized gains. Actual year-to-date earnings are higher than the year-to-date projection by \$232,497. Based on July's monthly statement, the estimated annualized yield on the U.S. agencies and corporates was up to 1.64%, still under the annual target rate. Interest rates have dropped significantly lower.

14. **CITY MANAGER** (no packet materials)  
**Discussion and consideration of any needed action concerning the ACE Manufacturing and Innovation Park**

15. **CITY MANAGER**  
**MID-YEAR REVIEW OF CITY COUNCIL GOALS FOR 2011**  
Discussion only; no action required. As follow-up to the Advance, the Council expressed interest in holding a mid-year review to evaluate progress. While staff will be prepared to give informational updates on the specific actions previously directed by Council, the primary purpose of this item is to provide for Council-driven discussion.

**ADJOURN**