

**LOVELAND CITY COUNCIL MEETING
TUESDAY, DECEMBER 20, 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

PRESENTATION HONORING LOVELAND FIRE DEPARTMENT FOR FIGHTING WILDFIRES OUTSIDE THEIR DISTRICT IN 2011 (OFFICE OF SENATOR MARK UDALL)

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. CITY CLERK
 APPROVAL OF COUNCIL MINUTES
 Consideration of a motion approving Council minutes
 This is an administrative action to approve Council minutes from the December 6, 2011 regular meeting.**

- 2. CITY MANAGER
 BOARD & COMMISSION APPOINTMENTS
 Consideration of a motion appointing members to the Affordable Housing Commission and Open Lands Advisory Commission
 This is administrative action. The Affordable Housing Commission recommends Pam McCrory for a term effective until June 30, 2012 and Scott Bader for a term effective until**

June 30, 2013. The Open Lands Advisory Commission recommends the reappointment of Gale Bernhardt and Bill Zawacki for terms effective until December 31, 2015. They also recommend the appointment of Darren Pape for a term effective until December 31, 2014 and Jim Roode as an Alternate member for a term effective until December 31, 2012.

3. **CITY CLERK**

MUNICIPAL CODE AMENDMENT - SPECIAL EVENT PERMITS

Consideration on second reading of an ordinance of the City Council for the City of Loveland approving its Local Licensing Authority to adopt a streamlined Special Events Permit process pursuant to C.R.S. §12-48-107

This is a legislative action. State law requires a permit for special events at which alcohol beverages are sold and/or served to the public. Currently, approval/denial of such permits is required at the City and State levels, with fees to both the City and State to help recover the cost of permitting. Recent legislation provides an option for the City to “opt in” to a process to streamline the Special Event Permit process. The simplified option eliminates the State from the approval process and retains approval at the local level only. The number of days which special event permit holders can hold events increased from 10 to 15 days per year. City Council unanimously approved the ordinance on first reading on December 6, 2011.

4. **FIRE & RESCUE**

PUBLIC HEARING

MUNICIPAL CODE AMENDMENT - INTERNATIONAL FIRE CODE, 2009 EDITION

Consideration on first reading of an ordinance repealing and reenacting Chapter 15.28 of the City of Loveland Municipal Code regarding the Fire Code and adopting by reference thereto the International Fire Code, 2009 Edition

This is a legislative action to adopt the International Fire Code, 2009 Edition. This replaces the previous adopted International Fire Code, 2006 Edition. Staff is directed to schedule a public hearing for January 17, 2012 per Section 31-16-203, C.R.S.

5. **PUBLIC WORKS**

BUS SERVICE BETWEEN FORT COLLINS AND LONGMONT

a) **Consideration of Resolution #R-87-2011 approving an Intergovernmental Agreement between the City of Loveland, Colorado, the City of Fort Collins, Colorado, and Larimer County, Colorado for bus service between Fort Collins and Longmont for the calendar year 2011**

b) **Consideration of Resolution #R-88-2011 approving an Intergovernmental Agreement (IGA) between the City of Loveland, Colorado, the City of Fort Collins, Colorado, and Larimer County, Colorado for bus service between Fort Collins and Longmont for the calendar year 2012**

This is an administrative action to consider two Resolutions both approving Intergovernmental Agreements (IGA) with Fort Collins and Larimer County to provide regional bus service between Fort Collins and Longmont along the U.S. Highway 287 corridor. This service is referred to as the Fort Collins-Longmont Express or FLEX route. There is an IGA for the 2011 calendar year and a second one for the 2012 calendar year.

6. **PUBLIC WORKS**

JOB ACCESS REVERSE COMMUTE GRANT FUNDING

Consideration of Resolution #R-89-2011 approving an Intergovernmental Agreement (IGA) between the City of Loveland, Colorado and the North Front Range Transportation and Air Quality Planning Council, D/B/A the North Front Range Metropolitan Planning Organization, for “Job Access and Reverse Commute” Section 5316 Grant Funds

An administrative action approving the IGA between the City of Loveland and North Front Range Metropolitan Planning Organization (MPO) for operation of transit services with a Job Access Reverse Commute (JARC) grant.

7. PUBLIC WORKS

CDOT GRANT FOR RURAL TRANSIT SERVICES 2012

Consideration of Resolution #R-90-2011 approving an Intergovernmental Agreement between the City of Loveland, Colorado and the State of Colorado, acting by and through the Colorado Department of Transportation, Division of Transportation Development, for “Formula Grants for other than Urbanized Areas” Section 5311 Grant funds

An administrative action approving the IGA between the City of Loveland and Colorado Department of Transportation (CDOT) for the operation of rural transit services in 2012. The City of Loveland Transit (COLT) provides transit services for seniors and disabled residents who reside in Larimer County but are outside of the Transit Management Area (TMA) as defined by the 2000 Census.

8. ECONOMIC DEVELOPMENT

AMEND PROJECT DEVELOPMENT AGREEMENT – RIALTO BRIDGE PROJECT

Consideration of Resolution #R-91-2011 authorizing the City Manager to amend the project development agreement for the Rialto Bridge project

This is an administrative action to consider a Resolution authorizing the City Manager to extend the deadline for the Certificate of Occupancy for the Rialto Bridge project from December 31, 2011 to March 31, 2012 and to extend the deadline for the Certificate of Occupancy for the private tenant finish permits from December 31, 2012 to March 31, 2013. Extension of these deadlines preserves availability of the \$32,000 construction materials use tax waiver for the project.

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

9. DEVELOPMENT SERVICES

PUBLIC HEARING

2005 COMPREHENSIVE PLAN, 2011 IMPLEMENTATION PLAN

Consideration of Resolution #R-92-2011 adopting the City of Loveland, 2005 Comprehensive Plan, 2011 Implementation Plan

This is an administrative action to formally adopt the City of Loveland 2005 Comprehensive Plan, 2011 Implementation Plan. The 2011 Implementation Plan was prepared to satisfy the requirement that the 2005 Comprehensive Plan be updated every five years.

ADJOURN