



Regular Council Meeting

Tuesday, March 16, 2021 at 7:00 pm

At 6:45 P.M. on Tuesday, March 16, 2021 the Finance Committee will meet in the City Hall Council Chambers to consider bills to be paid. This meeting is open to the public.

- 1) Call to order.
- 2) Pledge of Allegiance.
- 3) Invocation.
- 4) Roll call: Ward I: Kyle Larson, Cory Rota
Ward II: Karla Borders, Kristy K. Salisbury
Ward III: Mike Bailey, Lindsey Cox
- 5) Declaration of quorum.
- 6) Approval of the Agenda.
- 7) Communication from the Floor – Citizen’s Comments.
- 8) Consent Agenda:
 - Approval of the Minutes – March 2, 2021 Regular Council Meeting.
 - Approval of the Minutes – March 2, 2021 Executive Session.
 - Approval of the Minutes – March 16, 2021 Finance Committee Meeting.
 - Approval of the Finance Committee Recommendations – March 16, 2021.
 - Approval of the Municipal Court Report for the Month of February 2021.
- 9) Consideration of Ordinance No. 21-001, 3rd & Final Reading: Use & Possession of Marijuana.
- 10) Consideration of Phytoremediation Study Amendment.
- 11) Public Hearing & Consideration of Resolution Nos. 1432, 1433, 1434: Utility Rate Increases.
- 12) Public Hearing & Consideration of Ordinance No. 21-002, 1st Reading: Adoption of National Electric Code (NEC) – NFPA 70.

Reports and Comments:

- 13) Council Committee Reports and Council Members’ Roundtable.
- 14) City Administrator’s Report.
- 15) Mayor’s Comments.
- 16) Executive Session – If needed.
- 17) Adjourn.

RIVERTON CITY COUNCIL
Minutes of the
Regular Council Meeting
Held March 2, 2021
7:00 PM

The regular meeting of the Riverton City Council was held on the above date and time, duly convened by Mayor Richard P. Gard at 7:00 p.m. City Council Members present were Karla Borders, Lindsey Cox, Mike Bailey, Kyle Larson and Kristy K. Salisbury. Council Member Larson led the pledge of allegiance; and Council Member Bailey conducted the invocation.

Roll call was conducted. Council Member Larson moved, seconded by Council Member Borders to excuse Council Member Cory Rota from tonight's meeting. Mayor Gard declared a quorum of the Council.

City Staff present: City Clerk/Human Resource Director Kristin S. Watson, City Administrator Tony Tolstedt, Public Works Director Kyle Butterfield, Chief of Police Eric Murphy, Finance Director Mia Harris, Community Development Director Eric P. Carr, and Administrative Assistant/Deputy City Clerk Megan Sims.

Approval of the Agenda – Council Member Borders moved, seconded by Council Member Cox to approve the agenda as presented. Motion passed unanimously.

Communication from the Floor/Response to Citizen's Comments – None.

Consent Agenda – City Clerk/Human Resource Director Kristin S. Watson read the consent agenda items by title only: Approval of the Minutes – February 16, 2021 Approval of the Minutes – March 2, 2021 Finance Committee Meeting; and Approval of the Finance Committee Recommendations – March 2, 2021 claims to be paid in the amount of \$188,983.82, manual checks written for \$5,515.00 and payroll & liabilities for 2/10/2021 in the amount of \$210,310.21 for a total of \$404,809.03. Council Member Bailey moved, seconded by Council Member Borders to approve the consent agenda as presented. Motion passed unanimously.

Fiscal Year 2019-2020 Audit Report – Finance Director Mia Harris introduced Abbey Hagerman from BDO USA, LLP who provided a brief summary, telephonically, of the Fiscal Year 2020 Annual Audit Report noting that it was a very clean audit report. Mrs. Hagerman also commended city staff for accommodating the auditors with efficiency and professionalism, especially due to the COVID-19 pandemic and providing all data electronically. Council Member Larson moved, seconded by Council Member Bailey to accept the Fiscal Year 2019 - 2020 Annual Audit Report as presented. Motion passed unanimously.

Executive Session: Personnel & Real Estate – Council Member Bailey moved, seconded by Council Member Cox to convene into Executive Session for the purpose of personnel and real estate at 7:16 pm. Mayor invited City Clerk/Human Resource Director Kristin Watson and City Administrator Tony Tolstedt to attend the Executive Session. Council Member Salisbury moved, seconded by Council Member Bailey to reconvene into regular session at 8:10 pm. Motion passed unanimously.

Public Hearing & Consideration of Sale of Property: 4651 Cessna Drive – City Administrator Tony Tolstedt reported of an offer received for the purchase of property described as RIW Industrial Lot 2, located at 4651 Cessna Drive in the amount of \$70,000.00 from G&R Investments. G&R Investments has expressed interested in obtaining the property for development of a commercial building. Council Member Bailey moved, seconded by Council Member Cox to open the public hearing. Motion passed unanimously. Ivan Judd with Home Source Realty and Trevor Killinger with G&R Investments approached the Council in regards to the sale of 4651 Cessna Dr. There being no one else to address the Council, Council Member Borders moved, seconded by Council Member Bailey to close the public hearing. Motion passed unanimously. Council Member Salisbury moved, seconded by Council Member Cox to accept

the offer for the sale of 4651 Cessna Drive from G&R Investments in the amount of \$70,000.00. Motion passed unanimously.

Consideration of Airport Lease: Riverton Chamber of Commerce – Public Works Director Kyle Butterfield presented a new lease from the Riverton Chamber of Commerce for leased space Central Wyoming Regional Airport terminal. The Chamber currently leases space in the southwest corner of the terminal building but wishes to increase the amount of space leased. Council Member Larson moved, seconded by Council Member Bailey to approve the lease with Riverton Chamber of Commerce for terminal space at Central Wyoming Regional Airport. Motion passed unanimously.

Consideration of Ordinance No. 21-001, 2nd Reading: Use & Possession of Marijuana – City Clerk/Human Resource Director Kristin Watson read Ordinance No. 21-001 by title only on second reading. This ordinance addresses the use and possession of marijuana in the Riverton Municipal Code. Any possession or use of marijuana tickets are currently cited through circuit court and this ordinance will allow for the City to cite it through the Riverton Municipal Court. Council Member Bailey moved, seconded by Council Member Larson to adopt Ordinance No. 21-001 on second reading. Motion passed unanimously.

Consideration of West Sunset Project Contract – Public Works Director Kyle Butterfield presented the scope of work and fee schedule for the professional services for the Sunset Drive improvement project which will include asphalt repairs, utility upgrades, and improvement of the Armstrong Lateral. Council Member Cox moved, seconded by Council Member Bailey to approve the contract with William H. Smith and Associates for professional services for the Sunset Drive improvement project. Motion passed unanimously.

Wind River Visitors Council Board Appointments – Mayor Gard reported that he received two letters of interest from community members to serve on the Wind River Visitors Council Board: Julie Buller and Hal Herron. Current appointees Cathy Cline and Ryan Preston have resigned. Council Member Bailey moved, seconded by Council Member Borders to accept the resignations and approve the Mayoral appointments to the Wind River Visitors Council Board.

Council Committee Reports & Council Members' Roundtable – Council Member Salisbury reported on the Riverton Chamber of Commerce meeting she attended; Council Member Larson commented on the Fremont County Solid Waste Disposal District meeting he attended as well as commenting on the State of the State address from Governor Gordon; Council Member Bailey commented on the successes of the Central Wyoming Regional Airport, the Riverton Ambassadors meeting he attended and the Boys and Girls Club fundraiser; Council Member Cox commented on the local baseball season; and Council Member Borders commented on the Fremont County School District #25 Recreation Board meeting she attended.

City Administrator's Report – City Administrator Tony Tolstedt reported on the upcoming meetings: Riverton Ambassadors, FORCC meeting, Planning Commission, and EDGE Committee; commented on the deadline for the economic development funding application on March 31st; noted there is not a work session meeting this month; briefed on future agenda items in relation to utility rate increases; and presented street signs with the new Riverton logo.

Mayor's Comments – Mayor Gard reported on the Fremont County Emergency Management meeting he attended; reported on the enplanements for February; commented on the FCAG meeting; updated on the legislation; reported on the RECD meeting; commented on the WYDOT public meeting for Main St; and the two upcoming meetings: Riverton Ambassadors and EDGE Committee.

Adjourn – There being no further business to come before the Council, Mayor Gard adjourned the Regular Council meeting at 9:03 p.m. There was no objection from the Council.

CITY OF RIVERTON, WYOMING

Richard P. Gard
Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resource Director

Publication Date:

RIVERTON MUNICIPAL COURT REPORT

CASH RECEIPTING JANUARY 29 THROUGH FEBRUARY 25, 2021

TOTAL DOCKETS FOR FEBRUARY - 122									
	TOTAL	ADMIN			CREDIT				TOTAL
DATE	RECVD	FEES	FINES	COSTS	CARD	BOND	VCF	REST	RECVD
1/29-2/4/21	\$ 2,927.00	\$ 8.00	\$ 1,353.00	\$ 50.00	\$ 1,102.00	\$ 114.00		\$ 300.00	\$ 2,927.00
2/5-2/11/21	\$ 2,970.00	\$ 4.00	\$ 1,667.00	\$ 70.00	\$ 1,129.00		\$ 100.00		\$ 2,970.00
2/12-2/18/21	\$ 1,189.00	\$ 4.00	\$ 1,100.00	\$ 40.00	\$ 45.00				\$ 1,189.00
2/19-2/25/21	\$ 1,610.00	\$ 2.00	\$ 914.00	\$ 40.00	\$ 399.00			\$ 255.00	\$ 1,610.00
									\$ -
SUB TOTAL	\$ 8,696.00	\$ 18.00	\$ 5,034.00	\$ 200.00	\$ 2,675.00	\$ 114.00	\$ 100.00	\$ 555.00	\$ 8,696.00
VCF	\$ 100.00								
REST	\$ 575.00	\$20 paid with cc							
BOND M	\$ 114.00								
OVER PAY									
BCK GRNDS									
E Shoshone	\$ 40.00								
WRC	\$ 200.00								
TOTAL	\$ 8,147.00								
							JUDGE MCKEE		

CITY COUNCIL STAFF REPORT

TO: His Honor the Mayor and Members of the City Council

FROM: Eric S. Murphy, Chief of Police

THROUGH: Tony Tolstedt, City Administrator

DATE: March 12, 2021

SUBJECT: Ordinance No. 21-001: Use of Possession of Marijuana

Recommendation: That Council adopts Ordinance No. 21-001 on *third & final* reading.

Background: Currently, citations for use or possession of marijuana are written and processed through Circuit Court. The Riverton Police Department issues on average 72 marijuana citations per year.

Discussion: Adding this ordinance to the Riverton Municipal Code will allow officers to issue use or possession of marijuana citations through Municipal Court rather than through Circuit Court.

Alternatives: Council may modify the ordinance, or direct staff otherwise.

Budget Impact: The judge may issue a fine up to \$750 for use or possession of marijuana charges.

Council Goal: This item pertains to the subsection of Council Goal #3 *Continue to address substance abuse and public intoxication*; as well as Council Goal #7 *Maintain Financial Stability*.

PROPOSED ORDINANCE NO. 21-001

AN ORDINANCE AMENDING TITLE 9 “PUBLIC PEACE, MORALS AND WELFARE”, CHAPTER 9.08 “OFFENSES AGAINST PUBLIC PEACE AND DECENCY”, TO ESTABLISH SECTION 9.08.240 “USE OR POSSESSION OF MARIJUANA” OF THE RIVERTON MUNICIPAL CODE, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH, AND PROVIDING FOR AN EFFECTIVE DATE.

Section 1. 9.08.240 “Use or possession of marijuana.” is hereby established to read as follows:

9.08.240 Use or possession of marijuana.”

- A. It is unlawful for any person within the city limits of Riverton to possess or use marijuana, its derivatives, or synthetic equivalents.*
- B. A violation of this section is punishable by imprisonment for not more than six months, a fine of not more than seven hundred fifty dollars (\$750.00), or both.*

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This ordinance shall take effect from its adoption and publication as required by law and the ordinances of the City of Riverton.

PASSED ON FIRST READING	<u>February 16, 2021</u>
PASSED ON SECOND READING	<u>March 2, 2021</u>
PASSED ON THIRD READING	_____
PASSED AND APPROVED this _____ day of _____, 2021.	

CITY OF RIVERTON, WYOMING

By: _____
Richard P. Gard
Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resource Director


ATTESTATION

I, Kristin S. Watson, Clerk of the City of Riverton, attest that Ordinance No. 21-001 was passed, adopted, and approved by the Governing Body of the City of Riverton on the ____ day of _____, 2021. I further certify that the above proclamation ran at least once in the Riverton Ranger, a newspaper of general circulation within Riverton, Wyoming, the effective date of publication, and therefore the effective date of enactment being _____.

Kristin S. Watson
City Clerk/Human Resource Director

CITY COUNCIL STAFF REPORT

TO: His Honor the Mayor and Members of the City Council

FROM: Kyle J. Butterfield, Public Works Director 

THROUGH: Anthony Tolstedt, City Administrator

DATE: March 16, 2021

SUBJECT: Inberg-Miller Engineers Master Service Agreement Amendment No. 60

Recommendation: The City Council approves and gives signatory authority to the Public Works Director for Amendment No. 60 to the Master Service Agreement between the City of Riverton and Inberg-Miller Engineers (IME) for \$7,000.

Background: In 2013, the Legislature passed HB No. 0065, Enrolled Act No. 43, which created the Landfill Remediation Program. The program was created to assist communities with landfills that have a high risk to human health and the environment. Qualifying and participating landfills in the program are eligible for funding of up to 75% of the costs to design, construct, and operate a remediation system for a period of 10 years. After 10 years, the owner of the landfill is responsible for the continued operation and maintenance of the remediation system. The City of Riverton Landfill #1 has been identified by the Wyoming Department of Environmental Quality as being a high priority landfill within the remediation program.

The city has retained IME on three occasions to assess the level of contamination at City of Riverton Landfill #1 and propose remediation options. The first study was performed in 2015 and provided four remediation options: Pump and Treat, Excavate and Line, Excavate and Haul to a FCSWDD Landfill, and Excavate and Haul to a New Riverton Site. Each of these options presented significant variables and costs to consider. The second study was performed in 2018 and detailed the type and level of ground water contamination in the landfill. It also further honed the location of landfill cells. The third study was performed in 2019 and centered on a new remediation strategy utilizing phytoremediation.

On June 2, 2020, the City Council again retained IME to perform a pilot implementation study for the phytoremediation strategy (see Amendment 56 attached). The purpose of the pilot study was to ensure the strategy effectively treated contamination and identify species of trees with the highest rate of survivability. The study was contracted to occur over two growing seasons (2020 & 2021) and included approximately 190 trees placed in two separate planting areas. The trees were various types of cottonwoods, poplars, and willows. IME retained the services of Sand Creek Consultants to support the pilot study.

Discussion: The initial growing season of the phytoremediation pilot study program has provided valuable information to guide the ultimate development of a full-scale implementation project. IME and Sand Creek Consultants have begun to identify species and types of trees suited to survive the conditions present at the City of Riverton Landfill #1. Thirty-four percent of the poplar and cottonwood variations survived the first growing season, while nineteen percent of the willows survived. More trees similar to those that survived will be purchased and planted during the second season. Sand Creek Consultants will also plant new tree varieties unavailable at the time of planting last year.

In addition to the additional plantings, it is proposed to install a new water source to the trees from the municipal distribution system during the second growing season. It was discovered from the first planting season that elevated levels in sodium concentrations from pump well PW-1 contributed to the low survivability rates in some of the initial plantings. Consequently, the existing solar powered pump and irrigation system will be removed and replaced with 2-inch polyethylene water line that is tied to the city's water system. Wyoming DEQ has discussed this option with both the city and its consultants and believes it to be the best course of action moving forward. Furthermore, it is likely city water will be used during the first two years of the full-scale phytoremediation project.

Budget Impact: The phytoremediation pilot study is tied to both Amendment No. 56 and Amendment No. 60 with IME. Fees associated with the amendments are paid from the Sanitation Enterprise Fund. Amendment No. 56 totaled \$48,550 and covers costs associated with the two growing seasons. Consequently, it will be expended in both FY21 and FY22. \$40,000 was budgeted in FY21 in the Landfill Remediation line item. To date, \$33,444.76 has been expended.

Amendment No. 60 centers on the installation of a polyethylene water line from the city's municipal system to the planting locations. Costs associated with this installation are projected at \$10,500. A credit of \$3,500 will be applied to that total since the city will salvage the pump and solar array from well PW-1. Therefore, Amendment No. 60 totals \$7,000.

The Landfill Remediation line item currently has \$6,555.24 available to cover expenditures associated with Amendment No. 56 and No. 60. Money is available in the Capital Outlay cost center to address overages related to the amendments, specifically Amendment 60.



INBERG-MILLER ENGINEERS

Casper | Cheyenne | Douglas | Gillette | Green River | Riverton

March 11, 2021

17834-RW

4 PDF PAGES EMAILED: KBUTTERFIELD@RIVERTONWY.GOV

THIS CONSTITUTES THE ORIGINAL

Kyle Butterfield
City of Riverton
816 N. Federal Blvd
Riverton, WY 82501

RE: AMENDMENT NO. 60 TO OUR
AUGUST 26, 2005 MASTER SERVICE AGREEMENT
FOR ENGINEERING SERVICES
OLD RIVERTON LANDFILL
RIVERTON, WYOMING

Dear Mr. Butterfield:

The purpose of this Amendment is to amend Appendix A of our Master Service Agreement dated August 26, 2005.

APPENDIX A

PROJECT DESCRIPTION

Following the issuance of the Corrective Action Study Report for Phytoremediation dated March 26, 2020, and successive discussions, the City of Riverton, Wyoming authorized Inberg-Miller Engineers (IME) and Sand County Environmental (SCE) under Amendment 56 to our Master Service Agreement to begin a 2-year long phytoremediation pilot study at the Old Riverton Landfill. The pilot planting/study includes planting of hybrid poplar, cottonwood, and willow trees with associated monitoring over two growing seasons (2020-2021). The pilot study is aimed to provide information on specific hybrid species/clone survivability rates, soil suitability, fencing efficiency, and other important information for the final design/full implementation of a phytoremediation system.

Following the end of the first growing season (2020), we are planning for the 2021 growing season which will include planting new tree varieties that were unavailable last year as well as more of the tree varieties that had the best performance from 2020. This re-planting work is included in the current scope of the pilot study under Amendment 56. In addition to replanting, it has been determined that groundwater used for supplemental irrigation in 2020 was not suitable likely due to elevated sodium concentrations and is contributing to low survivability rates in the pilot plantings. The following scope of services is proposed to install a water service to the pilot area so municipal water can be used for supplemental irrigation.

SCOPE OF SERVICES

We propose installing a 2-inch polyethylene water service from the fire hydrant near the northeast corner of the wastewater treatment plant. The water service will be installed with a trencher along the Academy Court access road and buried approximately 1 to 2 feet below the ground surface. The total length of the proposed water line is approximately 2,100 feet. A tracer wire will be included in the installation to aid in locating the line in the future. The existing drip lines at the two pilot areas will be connected with 1.5-inch



polyethylene water line and controlled with a timer for optimal water application. The submersible pump, solar array, and water line used in 2020 will be salvaged from pump well PW-1 and a credit will be provided towards the proposed water service line. The attached map shows the approximate alignment of the proposed water service.

FEES

Our fee for services performed will be charged at our current hourly, unit, and expense rates. We **estimate** the cost of the proposed scope of services described above to be **\$7,000.00**. This fee is based on a credit of \$3,500 to salvage the submersible pump and solar array used in 2020. If services in addition to the proposed scope of services appear necessary, we will perform such services at additional cost. This Amendment is valid if accepted by March 31, 2021.

PERFORMANCE SCHEDULE

Upon receipt of a properly executed copy of this Amendment, we will be available to continue to perform professional services.

CLOSURE

We appreciate the opportunity to submit this Amendment to our Master Service Agreement. Please have your authorized representative execute the Amendment where indicated and return a full and complete copy of the Amendment to our office.

If you have any questions regarding this Amendment, please contact us at 307-856-8136.

Sincerely,

INBERG-MILLER ENGINEERS



W. Eric Nunn, P.E.
Environmental Engineer


WEN:SFM:bjs\P:\17834-RW RIVERTON Old Riverton LF LRP\Contracts-previously done under 10808\Amendment 56 and 60-Phytoremediation Pilot Study\17834-RW Amendment 60.docx

Enclosure: 2020 Phytoremediation Poplar/Cottonwood Pilot Plantings with Proposed Waterline

AMENDMENT NO. 60 ACCEPTED

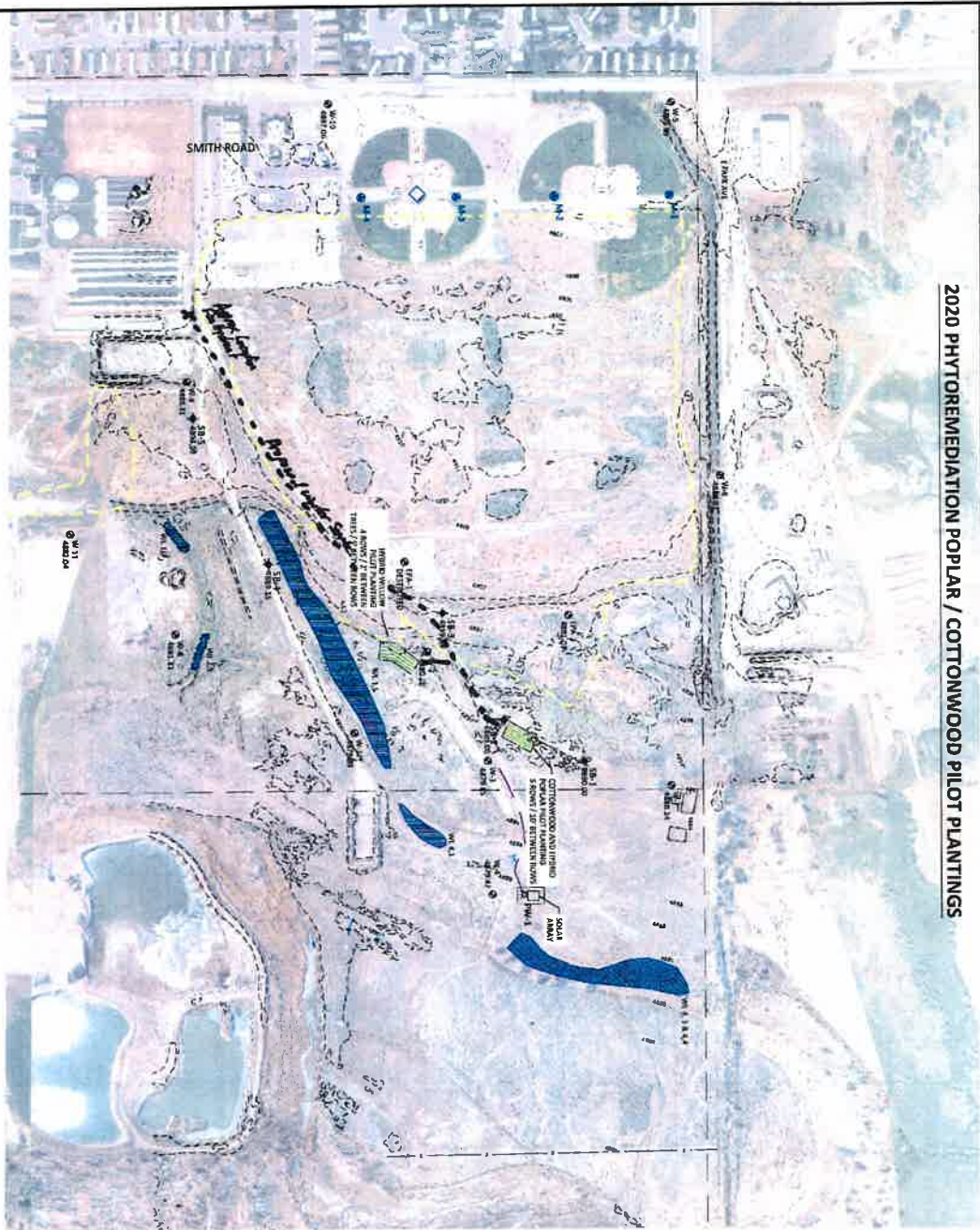
Inberg-Miller Engineers

City of Riverton

Signature: 
Print Name: Steven F. Moldt, P.E.
Title: Chief Executive Officer
Date: March 11, 2021

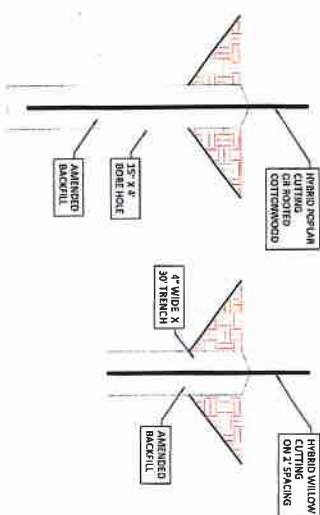
Signature: _____
Print Name: _____
Title: _____
Date: _____

2020 PHYTOREMEDIATION POPLAR / COTTONWOOD PILOT PLANTINGS



AERIAL SURVEY FLOWN 11/6/2019

HYBRID POPLAR AND COTTONWOOD DETAIL



EXPLANATION

- DEER FENCE
- TREE PLANTING ALIGNMENT
- SECTION LINE
- APPROXIMATE AREA OF REFUGE
- EXISTING CONTOURS
- GROUNDWATER MONITORING WELL
- SOIL BORING (11/2019)
- M-1 METHANE MONITORING WELL
- PUMP WELL
- DELINEATED WETLANDS
- IRRIGATION LINE
- DEER FENCING



811
Know what's below.
Call before you dig.

NO.	DESCRIPTION	DATE	BY	CHKD
1	2020-2022 PILOT PLANTING	11/16/2019	W. J. WILSON	W. J. WILSON
2	2020-2022 PILOT PLANTING	11/16/2019	W. J. WILSON	W. J. WILSON

INTEGRATED LANDSCAPE ARCHITECTURE		DATE	BY	CHKD
INTEGRATED LANDSCAPE ARCHITECTURE		11/16/2019	W. J. WILSON	W. J. WILSON
INTEGRATED LANDSCAPE ARCHITECTURE		11/16/2019	W. J. WILSON	W. J. WILSON

CITY OF INVERTON	DATE	BY	CHKD
CITY OF INVERTON	11/16/2019	W. J. WILSON	W. J. WILSON
CITY OF INVERTON	11/16/2019	W. J. WILSON	W. J. WILSON



INBERG-MILLER ENGINEERS

Quality Solutions Through Teamwork

May 11, 2020
Revised June 2, 2020

17834-RW

10 PDF PAGES EMAILED: KBUTTERFIELD@RIVERTONWY.GOV
THIS CONSTITUTES THE ORIGINAL

Kyle Butterfield
City of Riverton
816 N. Federal Blvd
Riverton, WY 82501

RE: AMENDMENT NO. 56 TO OUR
AUGUST 26, 2005 MASTER SERVICE AGREEMENT
FOR ENGINEERING SERVICES
OLD RIVERTON LANDFILL
RIVERTON, WYOMING

Dear Mr. Butterfield:

The purpose of this Amendment is to amend our Master Service Agreement and Appendix A dated August 26, 2005. *This revised amendment has been prepared to address an additional task to the pilot study.*

SERVICE AGREEMENT

Revise the following Sections as follows:

SECTION 29.1: TERM OF AGREEMENT

The term of this AGREEMENT shall be extended commencing on January 1, 2020 and ending on December 31, 2022. IME shall not commence work or services under this AGREEMENT until the CLIENT executes and delivers a copy of this AMENDMENT to IME.

APPENDIX A

PROJECT DESCRIPTION

Following the issuance of the Corrective Action Study Report for Phytoremediation dated March 26, 2020, a meeting was held on May 5, 2020 attended by representatives of the City of Riverton, Wyoming DEQ-SHWD, IME, and Sand Creek Consultants to discuss the results of the report and recommendations. We understand the City of Riverton is interested in further evaluation of phytoremediation through a pilot study/trial planting at the Old Riverton Landfill.

The following proposed scope of services includes the costs to perform a pilot planting/study of hybrid poplar, cottonwood, and willow trees over two growing seasons (2020-2021) at the Old Riverton Landfill. The pilot study will provide information on specific hybrid species/clone survivability rates, soil suitability, fencing efficiency, and other important information for the final design/full implementation of a phytoremediation system. IME is available to assist the City into the Landfill Remediation Program (LRP) and to continue services with remediation design, construction administration, and operations/maintenance (O&M).

124 East Main Street
Riverton, WY 82501
307-856-8136
307-856-3851 (fax)
riverton@inberg-miller.com

1120 East "C" Street
Casper, WY 82601
307-577-0806
307-856-3851 (fax)
casper@inberg-miller.com

350 Parsley Boulevard
Cheyenne, WY 82007
307-635-6827
307-856-3851 (fax)
cheyenne@inberg-miller.com

1300 E. US Hwy 14-16
Gillette, WY 82715
307-682-5000
307-856-3851 (fax)
gwilliams@inberg-miller.com

804 E. Richards St.
Douglas, WY 82633
307-359-7000
307-856-3851 (fax)
egraney@inberg-miller.com

193 W. Flaming Gorge Way
Green River, WY 82935
307-875-4394
307-856-3851 (fax)
greenriver@inberg-miller.com

SCOPE OF SERVICES

Based on the Corrective Action Study Report for Phytoremediation dated March 26, 2020 and our meeting on May 5, 2020, we have developed a proposed scope of services to perform a phytoremediation pilot planting/study at the Old Riverton Landfill. Our scope of services includes the following:

1. PROPOSED STUDY AND PLANTING DESIGN – The proposed pilot planting/study consists of approximately 120 trees in two separate planting areas: one consisting of poplars and cottonwoods, and the other consisting of willows. The two areas selected are compatible with the proposed full-scale implementation of the March 26, 2020 Report, and representative of areas with poor soil suitability based on high sodium absorption ratio (SAR) results in SB-2 and SB-4. The attached site map shows the proposed pilot planting in relation to the previously submitted conceptual layout. The second map shows greater detail of the hybrid poplar and cottonwood layouts. The pilot plantings are proposed at a denser frequency and then could be thinned to the frequency of the full-scale implementation if selected. The pilot will be maintained over two growing seasons (2020-2021) and ending in early Spring 2022. The pilot planting is proposed in early June 2020; however, a supplemental irrigation system may be required if planted later in June or July and would be additional to our proposed scope. The following information provides details on the plantings.
 - a) *Cottonwood and Poplar Planting* - We propose the cottonwood and poplar planting will be in an area approximately 60 feet wide and 200 feet long. We propose 7 clones/species of hybrid poplar, and 3 species/varieties of cottonwood. The trees will be planted in alternating rows 10 feet apart; 3 poplar rows and 2 cottonwood rows. The poplars will be planted 7.5 feet between trees with the 7 clones/species alternated in each row. The cottonwoods will be planted 15 feet between trees with the 3 clones/species alternated in each row. Each clone/species type would consist of 8 replicates (i.e. trees). The trees will be planted in 18-inch X 4-feet deep boreholes with amended backfill consisting of approximately 40% sand and 60% compost/biosolids. Alternatively, a trencher may also be used for the planting, if applicable, depending on soil cave-in tendency. The trees will be watered with fresh water during planting.
 - b) *Willow Planting* - We propose the willow planting will be in an area approximately 20 feet wide and 30 feet long. We propose 5 clones/species of hybrid willow. The willows will be planted in rows 5 feet apart. The willows will be planted 2 feet between each willow with the 5 clones/species alternated in each row. Each clone/species type would consist of 8 replicates (i.e. willows). The willows will be planted in dibble bar pilot holes and in native soil/backfill. The plantings will be watered with fresh water during planting.
 - c) *Fencing* – We propose surrounding the plantings with 7.5-feet high deer fencing. The fencing will be continuous around each planting area. Rodent guards may be installed on the hybrid poplars, as applicable.

- d) *Waste Disposal* - Certain non-hazardous wastes will be generated during the course of this project. All solids, such as disposable personal protection equipment, plastic bags, etc., will be disposed at the Riverton Transfer Station. Excess cuttings/spoils will be left on site.
 - e) *Utility Locate* - Our proposal is based on the condition that all applicable utilities must be located prior to our arrival on site. We will contact "One Call" underground utility locate service prior to our site arrival. Please note that the utilities located will only be as accurate as the locates performed, and the information provided by the utility owners notified by the locate service. We request that any other underground utilities not covered by the "One Call" underground utility locate service be located by City of Riverton. If the other utilities have not been located, we **cannot** perform the proposed services, and may request additional fees to cover our unanticipated mobilization, standby, and scheduling expenses.
 - f) *Irrigation System* – *Because the window of planting is typically in the late winter and early spring, and we are entering the summer months, the success of the planting will be very dependent on moisture the trees receive after planting. Therefore, we are proposing an addition of a solar powered pump and irrigation system that can be installed at the time of planting. The pump will be placed in the previously installed Pump Test Well on the site and extract groundwater to irrigate the plantings. We believe that the addition of regular watering will significantly improve the survival of the plantings in the first summer and winter.*
2. OPERATIONS AND MAINTENANCE (O&M) – Following the planting field work, a Planting Map and Operations and Maintenance (O&M) document will be prepared. We propose visiting the site 15 times at a schedule of bi-weekly visits for the first 1.5 months following planting, and then monthly over the remainder of the two growing seasons. O&M activities will be based on O&M document and may include checking on the planting growth/progress, weeding, repairing fence, and possible watering. Laboratory testing of soil or leaves may also be performed in the 2nd growing season if a systematic issue is observed. We propose to have a Riverton-based IME staff person perform the O&M, however there is also an opportunity for the City to provide this activity.
3. REPORTING – A summary report will be prepared at the end of the pilot study (Early Spring 2022) describing the work performed and findings of the study. The report will include recommendations regarding the potential for full scale implementation of phytoremediation at the Old Riverton Landfill.

FEES

Our fee for services performed will be charged at our current hourly, unit, and expense rates, and is estimated as follows:

Task	Estimated Cost
1. Project Management/Coordination, Meetings	\$4,000.00
2. Pilot Planting (120 Trees) and Fencing	\$25,000.00
2.a. Solar Powered Irrigation System	\$9,800.00
3. Growing Season O&M Site Visits over 2 Years (15 Visits)	\$5,000.00
4. Laboratory Testing (Soil or Leaf, if needed)	\$750.00
5. Reporting (Planting Map, O&M Plan, & Pilot Summary Report)	\$4,000.00
Total	\$48,550.00

Several of the task costs can be reduced depending on the level of involvement by City of Riverton staff and resources. The following table shows potential savings:

Labor, Equipment, and Materials Savings	Estimated Savings
1. Skid steer with 18" Auger (2 Days)	\$950.00
2. Skid steer Operator during Planting (2 Days)	\$1,200.00
3. Water Truck or Similar with 3,000 gallons fresh water	\$925.00
4. 40 CY of Sand/biosolids/compost mix Delivered	\$1,760.00
5. Pilot O&M Manager (15 Site Visits over 2 Years, Repairs/Weeding)	\$5,000.00
Potential Savings Total	\$9,835.00

If services in addition to the proposed scope of services appear necessary, we will perform such services at additional cost. This Amendment is valid if accepted by June 8, 2020.

PERFORMANCE SCHEDULE

Upon receipt of a properly executed copy of this Amendment, we will be available to continue to perform professional services.

CLOSURE

We appreciate the opportunity to submit this Amendment to our Master Service Agreement. Please have your authorized representative execute the Amendment where indicated and return a full and complete copy of the Amendment to our office.

If you have any questions regarding this Amendment, please contact us at 307-856-8136.

Sincerely,

INBERG-MILLER ENGINEERS




W. Eric Nunn, P.E.
Environmental Engineer

WEN:SFM:cmm\P:17834-RW RIVERTON Old Riverton LF LRP\Contracts-previously done under 10808\17834-RW Amendment 56.docx


Enclosure: Proposed Phytoremediation 2020-2022 Pilot Planting/Study Site Map
Proposed Phytoremediation Hybrid Poplar and Cottonwood Planting Layout
Revised Cost Estimate for Phytoremediation of Full Implementation
Schedule of Fees & Available Services

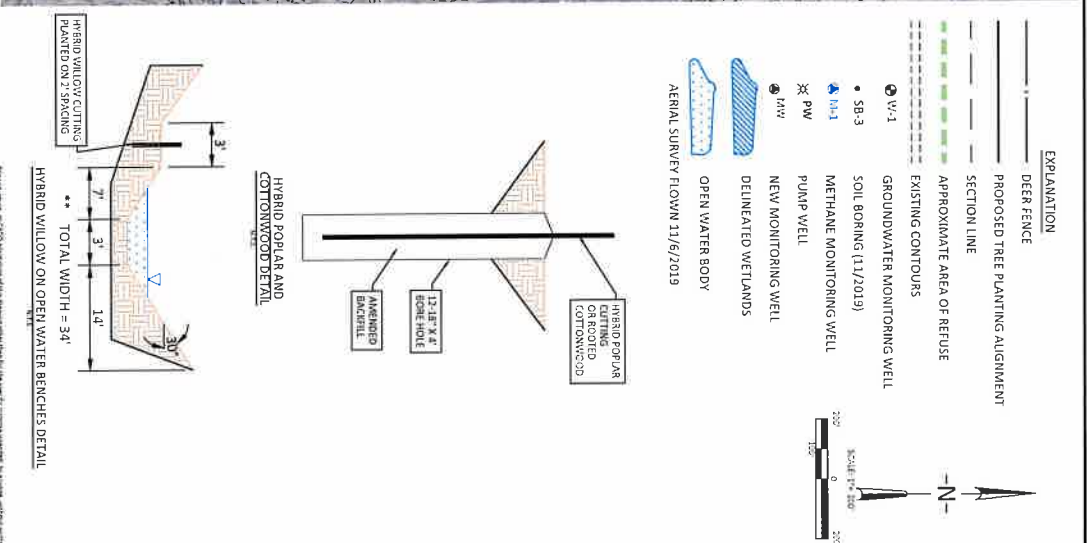
AMENDMENT NO. 56 ACCEPTED

Inberg-Miller Engineers

Signature: 
Print Name: Steven F. Moldt, P.E.
Title: Chief Executive Officer
Date: June 2, 2020

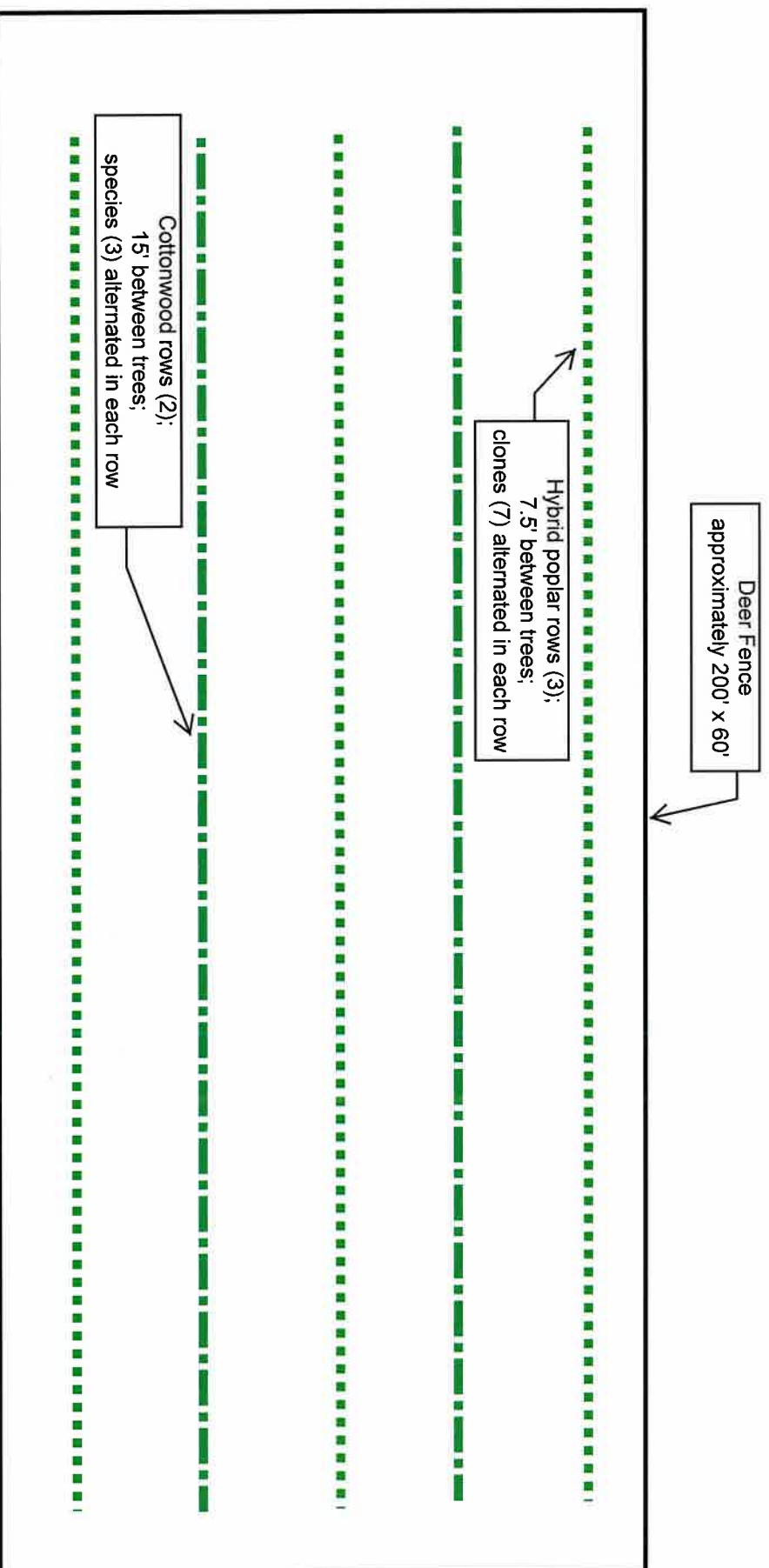
City of Riverton

Signature: 
Print Name: Kyle J. Butterfield
Title: Public Works Director
Date: June 3, 2020



REGISTRATION REG. NO. REGISTRATION 2 2020-09-2022 REGISTRATION		DATE 2/1/2021		BY 2021		EXP 2021	
							
INDEPENDENT ENGINEERS 16100 N. 10TH AVE. SUITE 200 RICHMOND, VA 23260-1000 (800) 541-9911							
PROJECT INFORMATION PROJECT NO. 16100 N. 10TH AVE. SUITE 200 PROJECT NAME 16100 N. 10TH AVE. SUITE 200 PROJECT LOCATION 16100 N. 10TH AVE. SUITE 200 PROJECT DESCRIPTION 16100 N. 10TH AVE. SUITE 200							
CITY OF RICHMOND 16100 N. 10TH AVE. SUITE 200 RICHMOND, VA 23260-1000 (800) 541-9911							
1							

Proposed Old Riverton Landfill Phytoremediation Pilot Planting Hybrid Poplar and Cottonwood Layout



Tentative hybrid poplar clones:

Eastern (*deltoides*) x Western (*trichocarpa*) cottonwood crosses (2, 15-29 & 50-197)

Eastern (*deltoides*) x Black (*nigra*) (3, DN-21, DN182, OP367)

Black (*nigra*) x Japanese (*maximowiczii*) (1, DM-121)

Eastern (*deltoides*) x Japanese (*maximowiczii*) (1, NM-2 or NM-6)

Tentative cottonwood species

Western cottonwood (2 varieties)

Narrow leaf cottonwood (1)

PROJECT: Riverton #1 Landfill Corrective Measures
 OWNER: City of Riverton
 ENGINEER: Inberg-Miller Engineers
 DATE: Revised May 11, 2020

JOB NO. 17834-RW

QUANTITY AND COST ESTIMATE - OPTION 4

Phytoremediation Design; monitoring; maintenance; for a period of 20 years

No.	ITEM	UNIT	QUANTITY	UNIT PRICE	TOTAL PRICE
Construction Costs					
1	Mobilization	LS	1	\$ 25,000.00	\$ 25,000.00
2	Excavation (Planting Borings and Open Water Bodies)	CY	6844	\$ 12.00	\$ 82,124.44
3	Willow/Tree Planting	EA	1800	\$ 55.00	\$ 99,000.00
4	Wildlife Fencing	LF	5400	\$ 6.00	\$ 32,400.00
5	Fertilizer/Compost/Soil Amendments/Seed Mix	EA	1800	\$ 5.00	\$ 9,000.00
6	Additional GW Monitoring Wells	EA	4	\$ 4,000.00	\$ 16,000.00
Subtotal					\$ 263,524.44
Engineering Costs					
7	Pilot Study/Trial Planting				\$ 38,750.00
8	Additional Assessment and Design for LRP				\$ 40,000.00
9	Engineering Cost (15%)				\$ 39,528.67
10	Engineering Construction Services (15%)				\$ 39,528.67
Engineering Subtotal					\$ 157,807.33
Contingency					
11	Construction Contingency (15%)				\$ 63,199.77
Construction Total					\$ 484,531.54
Annual operation, maintenance and monitoring costs					
1	Mobilization	LS	1	\$ 5,000.00	\$ 5,000.00
2	Semi-Annual Monitoring and Reporting (Baseline and Appendix A - 16 wells)	LS	1	\$ 40,000.00	\$ 40,000.00
3	Annual Vegetation Sampling/System Efficacy Eval.	LS	1	\$ 10,000.00	\$ 10,000.00
4	Annual Maintenance and Tree Replanting	LS	1	\$ 10,000.00	\$ 10,000.00
Annual Maintenance Subtotal					\$ 65,000.00
Inflation Cost Estimate					
Monitoring, Maintenance and Treatment (MM&T) Total (10 years @ 3% rate of inflation)					\$ 737,750.00
MM&T Total (20 years @ 3% rate of inflation)					\$ 1,670,500.00

OPTION 4 TOTAL COST (Years 0 - 10)	\$ 1,222,281.54
OPTION 4 TOTAL COST (Years 0 - 20)	\$ 2,155,031.54
OPTION 4 MM&T (Years 10 - 20)	\$ 932,750.00

CITY COUNCIL STAFF REPORT

TO: His Honor the Mayor and Members of the City Council

FROM: Mia Harris, Finance Director

THROUGH: Tony Tolstedt, City Administrator

DATE: March 12, 2021

SUBJECT: Resolution Nos. 1432, 1433, and 1434 Utility User Fee Adjustments

Recommendation: That the City Council approves Resolution Nos. 1432, 1433, and 1434 adjusting the City of Riverton utility rates, based on the 2018-2019 comprehensive rate study.

Background: The Riverton Municipal Code states the City Council shall review and may adjust user fees for the enterprise funds by resolution following public notice and hearing on such change. Said fees may be adjusted per the Consumer Price Index – Urban Consumer (CPI-U), or as the council deems necessary to protect the fiscal health of the enterprise funds. Rates relating to the water, wastewater, and sanitation enterprise funds were last adjusted in January 2020.

Discussion: In 2018, the City engaged Getting Great Rates, LLC, a third-party experienced utility consulting firm to analyze the city’s current utility rate structure and associated costs. The analysis assists in determining what funding levels utilities will need to complete needed system development, refurbishment, repair, maintenance, operation, and ongoing sustainability. The consultant examined a substantial amount of data including but not limited to:

- Financial data including historical itemized budgets, income and expense statements, balance sheets, operational costs, etc.
- Borrowing and debt history including historical and future ongoing obligations
- Long-term equipment repair and replacements schedules
- Capital improvement needs including timing and costs
- Volume usage data (per fund), sorted by rate classes and codes
- Rates and fee tables, rate resolutions
- System-wide meter inventories, including their costs and efficiency ratios

The consultant provided detailed results of the study at the city council work session on October 8, 2019. The professional recommendation of the consultant was to change the rate structure and bring pricing up to a level sufficient to support the current expenses associated with the utility infrastructure. The report included a recommendation of annual rate increases to support ongoing and future costs.

Based on this information, the city staff recommends a utility fee pricing increase of 3% to the water and wastewater funds and an increase of 2% to the sanitation fund to be effective with the March 2021 utility billing.

Alternatives:

- Adjust rates per the CPI-U
- Make no changes

Budget Impact: The approval of the proposed rate structure and pricing will provide the necessary funding required to support and sustain operations, allow for equipment repair and replacement, and fund future capital improvements.

Council Goal: #4 Maintain and Improve City Infrastructure
#7 Maintain Financial Stability

2021 City of Riverton Utility Rate Proposals

Water - 3% Increase														
In City Water Fees & Charges														
Service Type	Current Plant Investment Fee	Proposed Increase \$	New Plant Investment Fee	Current Monthly Minimum	Proposed Increase \$	New Monthly Minimum	Current Unit Charge per 1,000 Gallons for 0-5,999 Gallons	Proposed Increase \$	New Current Unit Charge per 1,000 Gallons for 0-5,999 Gallons	Current Unit Charge per 1,000 Gallons for 6,000 or more Gallons	Proposed Increase \$	New Unit Charge per 1,000 Gallons for 6,000 or more Gallons		
0.75 inch	\$ 623	\$ 18.69	\$ 642	\$ 20.69	\$ 0.62	\$ 21.31	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
1.00 inch	\$ 1,332	\$ 39.96	\$ 1,372	\$ 27.10	\$ 0.81	\$ 27.91	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
1.50 inch	\$ 2,513	\$ 75.39	\$ 2,588	\$ 37.79	\$ 1.13	\$ 38.92	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
2.00 inch	\$ 3,931	\$ 117.93	\$ 4,049	\$ 50.61	\$ 1.52	\$ 52.13	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
3.00 inch	\$ 7,712	\$ 231.36	\$ 7,943	\$ 84.81	\$ 2.54	\$ 87.35	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
4.00 inch	\$ 11,966	\$ 358.98	\$ 12,325	\$ 123.29	\$ 3.70	\$ 126.99	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
6.00 inch	\$ 23,782	\$ 713.46	\$ 24,495	\$ 230.16	\$ 6.90	\$ 237.06	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
8.00 inch	\$ 37,961	\$ 1,138.83	\$ 39,100	\$ 358.41	\$ 10.75	\$ 369.16	\$ 2.61	\$ 0.08	\$ 2.69	\$ 3.00	\$ 0.09	\$ 3.09		
Out of City Water Fees & Charges														
Service Type	Current Plant Investment Fee	Proposed Increase \$	New Plant Investment Fee	Current Monthly Minimum	Proposed Increase \$	New Monthly Minimum	Current Unit Charge per 1,000 Gallons for 0-5,999 Gallons	Proposed Increase \$	New Current Unit Charge per 1,000 Gallons for 0-5,999 Gallons	Current Unit Charge per 1,000 Gallons for 6,000 or more Gallons	Proposed Increase \$	New Unit Charge per 1,000 Gallons for 6,000 or more Gallons		
0.75 inch	\$ 778	\$ 23.34	\$ 801	\$ 25.86	\$ 0.78	\$ 26.64	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
1.00 inch	\$ 1,664	\$ 49.92	\$ 1,714	\$ 33.88	\$ 1.02	\$ 34.90	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
1.50 inch	\$ 3,141	\$ 94.23	\$ 3,235	\$ 47.24	\$ 1.42	\$ 48.66	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
2.00 inch	\$ 4,914	\$ 147.42	\$ 5,061	\$ 63.27	\$ 1.90	\$ 65.17	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
3.00 inch	\$ 9,640	\$ 289.20	\$ 9,929	\$ 106.02	\$ 3.18	\$ 109.20	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
4.00 inch	\$ 14,957	\$ 448.71	\$ 15,406	\$ 154.11	\$ 4.62	\$ 158.73	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
6.00 inch	\$ 29,727	\$ 891.81	\$ 30,619	\$ 287.71	\$ 8.63	\$ 296.34	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		
8.00 inch	\$ 47,451	\$ 1,423.53	\$ 48,875	\$ 448.02	\$ 13.44	\$ 461.46	\$ 3.23	\$ 0.10	\$ 3.33	\$ 3.75	\$ 0.11	\$ 3.86		

2021 City of Riverton Utility Rate Proposals

Sewer - 3% Increase											
In City Sewer Fees & Charges											

Service Type	Current Plant Investment Fee	Proposed Increase \$	New Plant Investment Fee	Current Monthly Minimum	Proposed Increase \$	New Monthly Minimum	Current Unit Charge per 1,000 Gallons	Proposed Increase \$	New Current Unit Charge per 1,000 Gallons
0.75 inch	\$ 337	\$ 10	\$ 347	\$ 17.73	\$ 0.53	\$ 18.26	\$ 3.50	\$ 0.11	\$ 3.61
1.00 inch	\$ 617	\$ 19	\$ 636	\$ 25.81	\$ 0.77	\$ 26.58	\$ 3.50	\$ 0.11	\$ 3.61
1.50 inch	\$ 1,085	\$ 33	\$ 1,118	\$ 39.29	\$ 1.18	\$ 40.47	\$ 3.50	\$ 0.11	\$ 3.61
2.00 inch	\$ 1,645	\$ 49	\$ 1,694	\$ 55.46	\$ 1.66	\$ 57.12	\$ 3.50	\$ 0.11	\$ 3.61
3.00 inch	\$ 3,140	\$ 94	\$ 3,234	\$ 98.58	\$ 2.96	\$ 101.54	\$ 3.50	\$ 0.11	\$ 3.61
4.00 inch	\$ 4,823	\$ 145	\$ 4,968	\$ 147.09	\$ 4.41	\$ 151.50	\$ 3.50	\$ 0.11	\$ 3.61
6.00 inch	\$ 9,495	\$ 285	\$ 9,780	\$ 281.84	\$ 8.46	\$ 290.30	\$ 3.50	\$ 0.11	\$ 3.61
8.00 inch	\$ 15,102	\$ 453	\$ 15,555	\$ 443.55	\$ 13.31	\$ 456.86	\$ 3.50	\$ 0.11	\$ 3.61

Out of City Sewer Fees & Charges																		
0.75 inch	\$	421	\$	13	\$	434	\$	22.16	\$	0.66	\$	22.82	\$	4.38	\$	0.13	\$	4.51
1.00 inch	\$	772	\$	23	\$	795	\$	32.27	\$	0.97	\$	33.24	\$	4.38	\$	0.13	\$	4.51
1.50 inch	\$	1,356	\$	41	\$	1,397	\$	49.11	\$	1.47	\$	50.58	\$	4.38	\$	0.13	\$	4.51
2.00 inch	\$	2,057	\$	62	\$	2,119	\$	69.32	\$	2.08	\$	71.40	\$	4.38	\$	0.13	\$	4.51
3.00 inch	\$	3,926	\$	118	\$	4,044	\$	123.22	\$	3.70	\$	126.92	\$	4.38	\$	0.13	\$	4.51
4.00 inch	\$	6,028	\$	181	\$	6,209	\$	183.86	\$	5.52	\$	189.38	\$	4.38	\$	0.13	\$	4.51
6.00 inch	\$	11,869	\$	356	\$	12,225	\$	352.31	\$	10.57	\$	362.88	\$	4.38	\$	0.13	\$	4.51
8.00 inch	\$	18,878	\$	566	\$	19,444	\$	554.43	\$	16.63	\$	571.06	\$	4.38	\$	0.13	\$	4.51

	Current Rate	Proposed Increase \$	New Monthly Rate
Residential Flat Sewer	\$ 42.08	\$ 1.26	\$ 43.34
Commercial Flat Sewer	\$ 48.06	\$ 1.44	\$ 49.50
Wastewater Dump	\$ 84.30	\$ 2.53	\$ 86.83
Grease	\$ 109.49	\$ 3.28	\$ 112.77
WWTP Dump-Sump	\$ 300.95	\$ 9.03	\$ 309.98

Sanitation - 2% Increase			
Service Type	Current Bill	Proposed Increase \$	Total Bill
Regular Service Type			
Residential 90-Gallon Rollout	\$ 31.48	\$ 0.63	\$ 32.11
Residential 45-Gallon Rollout	\$ 29.80	\$ 0.60	\$ 30.40
Commercial 3-Yard Container	\$ 55.66	\$ 1.11	\$ 56.77
Commercial 1.5 Yard Container	\$ 36.97	\$ 0.74	\$ 37.71
90-Gallon Recycling Rate	\$ 31.88	\$ 0.64	\$ 32.52
45-Gallon Recycling Rate	\$ 29.80	\$ 0.60	\$ 30.40
90-Gallon Extra Pickup	\$ 6.60	\$ 0.13	\$ 6.73
45-Gallon Extra Pickup	\$ 3.30	\$ 0.07	\$ 3.37
3-Yd Extra Pickup	\$ 44.40	\$ 0.89	\$ 45.29
1.5-Yd Extra Pickup	\$ 12.23	\$ 0.24	\$ 12.47
Roll-Off Delivery/Haul Fees	\$ 232.63	\$ 4.65	\$ 237.28
Roll-Off Rental Rates	\$ 4.52	\$ 0.09	\$ 4.61

RESOLUTION NO. 1432

A RESOLUTION ADJUSTING THE AMOUNT OF USER FEES FOR THE CITY OF RIVERTON WATER SYSTEM.

WHEREAS, section 13.08.400 of the Riverton Municipal Code states that water rates shall be reviewed by the city council following public notice and may be adjusted by resolution of the city council; and

WHEREAS, the City Council of the City of Riverton, Wyoming held a public hearing on March 16, 2021, to consider and determine the same;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverton, Wyoming, hereby declare that the plant investment fees and water user fees shall be as follows:

In City Water Fees & Charges

Water Meter Size in Inches	Plant Investment Fee	Monthly Minimum Charge	Unit Charge per 1,000 Gallons for 0-5,999 Gallons	Unit Charge per 1,000 for 6,000 or more Gallons
0.75 inch	\$ 642	\$ 21.31	\$2.69	\$3.09
1.00 inch	\$ 1,372	\$ 27.91	\$2.69	\$3.09
1.50 inch	\$ 2,588	\$ 38.92	\$2.69	\$3.09
2.00 inch	\$ 4,049	\$ 52.13	\$2.69	\$3.09
3.00 inch	\$ 7,943	\$ 87.35	\$2.69	\$3.09
4.00 inch	\$12,325	\$126.99	\$2.69	\$3.09
6.00 inch	\$24,495	\$237.06	\$2.69	\$3.09
8.00 inch	\$39,100	\$369.16	\$2.69	\$3.09

Out of City Water Fees & Charges

Water Meter Size in Inches	Plant Investment Fee	Monthly Minimum Charge	Unit Charge per 1,000 Gallons for 0-5,999 Gallons	<u>Unit Charge per 1,000 for 6,000 or More Gallons</u>
0.75 inch	\$ 801	\$ 26.64	\$3.33	\$3.86
1.00 inch	\$ 1,714	\$ 34.90	\$3.33	\$3.86
1.50 inch	\$ 3,235	\$ 48.66	\$3.33	\$3.86
2.00 inch	\$ 5,061	\$ 65.17	\$3.33	\$3.86
3.00 inch	\$ 9,929	\$109.20	\$3.33	\$3.86
4.00 inch	\$15,406	\$158.73	\$3.33	\$3.86
6.00 inch	\$30,619	\$296.34	\$3.33	\$3.86
8.00 inch	\$48,875	\$461.46	\$3.33	\$3.86

BE IT FURTHER RESOLVED that this Resolution becomes effective with the February to March 2021 billing period.

PASSED, APPROVED AND ADOPTED this 16th day of March 2021, by the governing body of the City of Riverton, Wyoming.

CITY OF RIVERTON, WYOMING

Richard P. Gard
Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resource Director

RESOLUTION NO. 1433

**A RESOLUTION ADJUSTING THE AMOUNT OF USER FEES
FOR THE CITY OF RIVERTON WASTEWATER SYSTEM.**

WHEREAS, section 13.20.190 of the Riverton Municipal Code requires that tapping fees shall be adjusted annually in accordance with the variation of the Consumer Price Index; and

WHEREAS, section 13.20.340 of the Riverton Municipal Code states that sewer rates shall be reviewed by the city council following public notice and may be adjusted by resolution of the city council; and

WHEREAS, the City Council of the City of Riverton, Wyoming held a public hearing on March 16, 2021 to consider and determine same;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverton, Wyoming, hereby declare that the plant investment fees and wastewater user fees shall be as follows:

In City Sewer Fees & Charges

Water Meter Size in Inches	Plant Investment Fee	Monthly Minimum Charge	Unit Charge per 1,000 Gallons
0.75 inch	\$ 347	\$ 18.26	\$3.61
1.00 inch	\$ 636	\$ 26.58	\$3.61
1.50 inch	\$ 1,118	\$ 40.47	\$3.61
2.00 inch	\$ 1,694	\$ 57.12	\$3.61
3.00 inch	\$ 3,234	\$101.54	\$3.61
4.00 inch	\$ 4,968	\$151.50	\$3.61
6.00 inch	\$ 9,780	\$290.30	\$3.61
8.00 inch	\$15,555	\$456.86	\$3.61

Out of City Sewer Fees & Charges

Water Meter Size in Inches	Plant Investment Fee	Monthly Minimum Charge	Unit Charge per 1,000 Gallons
0.75 inch	\$ 434	\$ 22.82	\$4.51
1.00 inch	\$ 795	\$ 33.24	\$4.51
1.50 inch	\$ 1,397	\$ 50.58	\$4.51
2.00 inch	\$ 2,119	\$ 71.40	\$4.51
3.00 inch	\$ 4,044	\$126.92	\$4.51
4.00 inch	\$ 6,209	\$189.38	\$4.51
6.00 inch	\$12,225	\$362.88	\$4.51
8.00 inch	\$19,444	\$571.06	\$4.51

Other Sewer Fees & Charges

Residential Flat Sewer	\$ 43.34 per month
Commercial Flat Sewer	\$ 49.50 per month
Wastewater Dump	\$ 86.83 per 1,000 gallons
Grease	\$112.77 per 1,000 gallons
WWTP Dump-Sump	\$309.98 per 1,000 gallons

BE IT FURTHER RESOLVED that this Resolution becomes effective with the February to March 2021 billing period.

PASSED, APPROVED AND ADOPTED this 16th day of March 2021, by the governing body of the City of Riverton, Wyoming.

CITY OF RIVERTON, WYOMING

Richard P. Gard, Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resource Director

RESOLUTION NO. 1434

**A RESOLUTION ADJUSTING RATES FOR THE COLLECTION AND
DISPOSAL OF GARBAGE, RUBBISH, AND DEBRIS.**

WHEREAS, Section 8.12.020 of the Riverton Municipal Code states that sanitation rates shall be reviewed by the city council following public notice and may be adjusted by resolution of the city council; and

WHEREAS, the City Council of the City of Riverton, Wyoming held a public hearing on March 16, 2021, to consider and determine same;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Riverton, Wyoming, hereby declares that an adjustment on all dollar amounts of the sanitation rate, rental rate and tipping fee be made as follows:

In City Sanitation Fees & Charges:

Regular Service Type	Regular Rate	Recycling Rate	Extra Container/Pickup Rate	Extra Container/Pickup Recycling Rate
Residential 90-Gallon Rollout	\$32.11	\$32.52	\$6.73	\$6.73
Residential 45-Gallon Rollout	\$30.40	\$30.40	\$3.37	\$3.37
Commercial 3-Yard Container	\$56.77	Not available	\$45.29	Not available
Commercial 1.5 Yard Container	\$37.71	Not available	\$12.47	Not available

Rental Service Type *	Delivery/Haul Fee	Rental Rate (Per Container)
20-Yard Roll-off	\$237.28	\$4.61/day + tipping fee
30-Yard Roll-off	\$237.28	\$4.61/day + tipping fee
Compactor (City Owned)	\$237.28	\$4.61/day + tipping fee
Compactor (Privately Owned)	\$237.28	Tipping fee
Recycle Trailer	\$237.28	-

*Rental Services are subject to container availability

BE IT FURTHER RESOLVED that this Resolution becomes effective with the February to March 2021 billing period.

PASSED, APPROVED AND ADOPTED this 16th day of March 2021, by the governing body of the City of Riverton, Wyoming.

CITY OF RIVERTON, WYOMING

By

Richard P. Gard, Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resource Director

CITY COUNCIL STAFF REPORT

TO: His Honor the Mayor and Members of the City Council

FROM: Eric P. Carr, P.E. – Community Development Director

THROUGH: Anthony Tolstedt – City Administrator

DATE: March 16, 2021

SUBJECT: Proposed Ordinance 21-002, Title 15 – 2020 National Electric Code

Recommendation: The City Council approve on first reading Ordinance 21-002 amending Section 15.04.010 (A) (10) of Chapter 15.04, Building Construction and Maintenance Codes for the purpose of adopting the current version of NFPA 70: National Electrical Code (NEC).

Background: The NFPA 70 – National Electrical Code (NEC) is a triennial publication produced by the National Fire Protection Association. It sets a minimum standard to which electrical work is to be completed and is automatically adopted by the State of Wyoming via reference to the most current edition in state law. The latest version of the NEC (c. 2020) was adopted by the state on July 1, 2020. The City of Riverton currently operates under the 2017 edition of the NEC; the predecessor to the 2020 version now available.

Discussion: The State of Wyoming grants authority over electrical construction to the Department of Fire Prevention and Electrical Safety in Title 35 – Public Health and Safety, Chapter 9 – Fire Protection; and more specifically, through the State Fire Marshal’s Office. Under Wyoming Statute § 35-9-121 (a), the State Fire Marshal can:

“...delegate complete authority to municipalities and counties which apply to enforce and interpret local or state fire, building, existing building standards or electrical safety standards...”

The City of Riverton has maintained local enforcement authority under this provision since it was made available.

As a caveat, Wyoming Statute § 35-9-121 (a) (ii) stipulates municipalities granted local enforcement authority shall adopt the same version of the NEC as the state; or:

“...enforcement authority shall immediately revert to the department.”

In other words, electrical work in the state of Wyoming is subject to compliance with the current edition of the NEC. Those municipalities and counties who possess local enforcement authority under state law can either choose to adopt the same version of the NEC as the state, or relinquish their local enforcement authority. If this option is taken, the state would oversee permitting, plan review, and inspection duties for commercial/public electrical work and permitting and plan review duties for residential electrical work (homeowners may elect to have the work inspected for a fee). According to Mr. Mark Young (Assistant State Fire Marshal), the State Fire Marshal's Office is not in favor of this outcome. They do not have the work force to accommodate the increased plan review and inspection load, which has the potential to produce significant delays.

Ordinance 21-002 is modeled after the mechanism the state uses for adoption. As written, the ordinance would allow for the adoption of this and subsequent versions of the NEC concurrently with the state. This provides several benefits:

1. We will not have to go through the lengthy ordinance process every three years (all things being equal of course).
2. This adoption mechanism will provide more consistency for those supplying electrical equipment and performing electrical work because it eliminates the potential time gap between when the city and state adopt.
3. The City of Riverton will always be in compliance with state law, and retain local enforcement authority.
4. Budgetary cost savings will be provided through decreased advertising costs associated with adoption of an ordinance on a triennial basis.

Ordinance 21-002 was reviewed by the Construction Board of Appeals on March 11, 2021 and was recommended for approval by the City Council unanimously.

Budget Impact: There is no additional cost associated with the adoption of the 2020 NFPA 70 - National Electrical Code (NEC). However, as written, this ordinance will save costs associated with advertising fees for the Construction Board of Appeals and the City Council in conjunction with adoption of subsequent editions.

ENROLLED ORDINANCE NO. 21-002

AN ORDINANCE AMENDING TITLE 15 “BUILDING CONSTRUCTION”; CHAPTER 15.04 “BUILDING CONSTRUCTION AND MAINTENANCE CODES”; SECTION 15.04.010 “ADOPTION – APPLICABILITY –FILING”, SUBSECTION TITLE A.10. OF THE RIVERTON MUNICIPAL CODE, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF RIVERTON, FREMONT COUNTY, WYOMING:

Section 1.

Title 15. Chapter 15.04, Section 15.04.010, Subsection Title A.10 is hereby amended to read as follows:

Section 15.04.010 Adoption—Applicability—Filing.

A. There are adopted by the city for the purpose of establishing rules and regulations and standards for the construction and maintenance of buildings and premises and other regulatory measures to safeguard life, health, property and welfare of the citizens of the city, the following technical codes and standards:

10. National Electrical Code (NEC) - NFPA 70, ~~2017~~ *most current* edition, by *the* National Fire Protection Association (*NFPA*) *as adopted by the State of Wyoming*;

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This ordinance shall take effect from its adoption and publication as required by law and the ordinances of the City of Riverton.

PASSED ON FIRST READING _____

PASSED ON SECOND READING _____

PASSED ON THIRD READING _____

PASSED, APPROVED, and ADOPTED this ____ day of _____, 2021.

CITY OF RIVERTON

By: _____
Richard Gard, Mayor

ATTEST:

Kristin S. Watson
City Clerk/Human Resources Director

ATTESTATION

I, Kristin S. Watson, Clerk of the City of Riverton, attest that Ordinance# 21-002 was passed, approved, and adopted by the Governing Body of the City of Riverton on the ____ day of _____, 2021. I further certify that the above ordinance ran at least once in the Riverton Ranger, a newspaper of general circulation within Riverton, Wyoming, the effective date of publication, and therefore the effective date of enactment being _____, 2021.

Kristin S. Watson
City Clerk/Human Resources Director