

**RIVERTON CITY COUNCIL**  
**Minutes of the**  
**Regular Council Meeting**  
**Held February 19, 2019**  
**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, Tim Hancock, Rebecca Schatza and Kyle Larson. Council Member Larson led the pledge of allegiance and Council Member Hancock conducted the invocation.

Roll call was conducted. Council Member Larson moved, seconded by Council Member Schatza to excuse Council Member Mike Bailey from tonight's meeting. Motion passed unanimously. Mayor Gard declared a quorum of the Council.

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

**Approval of the Agenda** – Council Member Borders moved, seconded by Council Member Hancock 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 Watson read the consent agenda items by title only: Approval of the Minutes – February 5, 2019 Regular Council Meeting; Approval of the Minutes – February 12, 2019 Council Work Session Meeting; Approval of the Minutes – February 19, 2019 Finance Committee Meeting; Approval of the Finance Committee Recommendations – February 19, 2019: claims to be paid in the amount of \$137,412.22, manual checks in the amount of \$56,911.85 and payroll / liabilities for 2/1/2019 in the amount of \$231,744.30 for a total of \$426,068.37; and Approval of the Municipal Court Report for the month of January 2019. Council Member Schatza moved, seconded by Council Member Borders to approve the consent agenda as presented. Motion passed unanimously.

**Ordinance No. 19-001, 3<sup>rd</sup> & Final Reading: Shipping Containers in Residential Zoning** – Community Development Director Eric P. Carr presented Ordinance No. 19-001 which addresses the use of shipping containers in residential zones. City Clerk/Human Resource Director Kristin Watson read Ordinance No. 19-001 by title only. Mayor Gard led the Council and the general public in discussion regarding this ordinance. Council Member Schatza moved, seconded by Council Member Borders to table Ordinance No. 19-001 on 3<sup>rd</sup> reading to be discussed at the next work session meeting. Motion to table the ordinance failed with Council Member Schatza, Mayor Gard voting aye and Council Member(s) Borders, Hancock, and Larson voting nay. After further discussion, Council Member Hancock moved, seconded by Council Member Borders to adopt Ordinance No. 19-001 on 3<sup>rd</sup> & final reading. Council Member Hancock moved, seconded by Council Member Larson to amend the ordinance verbiage and revert the ordinance language back to its original state on 1<sup>st</sup> reading. (For clarification purposes, Ordinance No. 19-001 on 1<sup>st</sup> reading reads as follows: Shipping containers are prohibited in all residential and commercial office "C-O" zoned districts and shipping container may be classified as a temporary structure and require a permit issued by the city. Such permit, when issued, shall be valid only at the location specified thereon, and be valid for no more than 180 days.) Amended motion passed with Council Member(s) Borders, Hancock, and Larson voting aye and Council Member Schatza, Mayor Gard voting nay. A roll call vote was conducted and the main motion to adopt Ordinance No. 19-001 on third and final reading as amended passed with Council Member(s) Borders, Hancock, and Larson voting aye and Council Member Schatza, Mayor Gard voting nay.

**Alternate Public Defender Appointment: James Whiting** – City Administrator Tony Tolstedt informed the Council of a request to appoint an alternate public defender which is required for a unique case involving family members through the Riverton Municipal Court. Mr. Tolstedt recommended appointing James Whiting as the alternate public defender at an hourly rate of \$100. Council Member Hancock moved, seconded by Council Member Larson to approve the appointment of James Whiting as the alternate public defender for the City of Riverton. Motion passed unanimously.

**Public Hearing & Consideration of 2019-2020 Liquor License Renewals** – City Clerk/Human Resource Director Kristin Watson reported thirty two (32) liquor license renewal applications were received and all appropriate fees have been paid. Council Member Hancock moved, seconded by Council Member Borders to open the public hearing. Motion passed unanimously. There being no one to speak, Council Member Hancock moved, seconded by Council Member Larson to close the public hearing. Motion passed unanimously. Council Member Borders moved, seconded by Council Member Schatza to approve the liquor license renewal applications for April 1, 2019 thru March 31, 2020. Motion passed unanimously.

**Public Hearing & Consideration of Ordinance No. 19-002, 1<sup>st</sup> Reading: Other Intoxicants** – City Administrator Tony Tolstedt presented Ordinance No. 19-002 which establishes section 9.08.230 "Unlawful use of toxic substances; penalty". City Clerk/Human Resource Director Kristin Watson read Ordinance No. 19-002 by title only. Council Member Hancock moved, seconded by Council Member Borders to open the public hearing. Motion passed unanimously. Tristean Grover and Michelle Widmayer, with the Solutions Committee, approached the Council in support of Ordinance No. 19-002. There being no others to speak, Council Member Hancock moved, seconded by Council Member Larson to close the public hearing. Motion passed unanimously. Council Member Schatza moved, seconded by Council Member Hancock to adopt Ordinance No. 19-002 on first reading. Motion passed unanimously.

**Public Hearing & Consideration of Ordinance No. 19-003, 1st Reading: Fireworks on Certain Days** – City Administrator Tony Tolstedt presented Ordinance No. 19-003 on first reading. This ordinance revises section 8.04.010 to allow fireworks in City limits from 5:00 pm to 12:30 am on December 31st and from 6:00 pm to 11:45 pm on July 4th. Council Member Borders moved, seconded by Council Member Schatza to open the public hearing. Motion passed unanimously. Henri Declercq, Fire Chief and Jeremy Crews, community member, approached the Council in opposition of Ordinance No. 19-003. There being no others to speak, Council Member Hancock moved, seconded by Council Member Schatza to close the public hearing. Motion passed unanimously. Council Member Schatza moved, seconded by Council Member Larson to adopt Ordinance No. 19-003 on first reading. Council Member Hancock moved, seconded by Council Member Schatza to amend main motion to include in the ordinance the prohibited use of fireworks in City Parks or City owned property as well as school district property without written consent of the School Board. Amended motion passed unanimously to also include the cleanup of firework debris. Main motion also passed unanimously.

**Public Hearing & Consideration of Resolution No. 1386: Mid-Year Budget Amendment** – Finance Director Mia Harris presented Resolution No. 1386 on the proposed budget amendment for Fiscal Year 2018-2019. Council Member Borders moved, seconded by Council Member Schatza to open the public hearing for the consideration of Resolution No. 1386. Motion passed unanimously. There being no one to address the Council, Council Member Larson moved, seconded by Council Member Hancock to close the public hearing. Motion passed unanimously. Council Member Hancock moved, seconded by Council Member Larson to approve Resolution No. 1386. Motion passed unanimously.

**WYDOT Agreement: Storm Water Detention Facility** – Public Works Director Kyle Butterfield presented a contract agreement between the City of Riverton and the Wyoming Department of Transportation (WYDOT) relating to the cost reimbursements for the regional storm water detention facility located across the Eastern Shoshone Business Park. Mr. Butterfield stated that WYDOT agrees to reimburse the City fifteen percent of the actual construction and engineering costs incurred by the City. Council Member Hancock moved, seconded by Council Member Borders to approve the contract agreement between the City of Riverton and Wyoming Department of Transportation. Motion passed unanimously.

**Denver Air Connection Contract** – Public Works Director Kyle Butterfield presented an amendment to the revenue and operating agreement between the City of Riverton, Key Lime Air, and Sheridan County. Mr. Butterfield stated the amendment will also extend the existing contract term from June 30, 2019 to January 11, 2020. Council Member Hancock moved, seconded by Council Member Larson to approve Amendment 1 to the Revenue and Operating Agreement between Key Lime Air, Sheridan County and the City of Riverton. Motion passed unanimously.

**Council Committee Reports & Council Members' Roundtable** – Council Member Schatza, Hancock, and Borders commented on the PAWS Board, Parks Committee, Chamber of Commerce, and Solutions Committee, respectively.

**City Administrator's Report** – City Administrator Tony Tolstedt commented on the Airport Board Meeting, WAM, Men Who Cook, RCEDA, website upgrade, and the local food discussion. Mr. Tolstedt also comment on the riverwalk camera update.

**Mayor's Comments** – Mayor Richard P. Gard commented on the County Commissioners meeting that he attended and commented on the excessive amount of deer around CWC area, stating he has been in contact with the Wyoming Game and Fish.

**Adjourn** – There being no further business to come before the Council, Council Member Hancock moved, seconded by Council Member Schatza to adjourn the Regular Council meeting at 9:28 p.m. Motion passed unanimously.

CITY OF RIVERTON, WYOMING

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Richard P. Gard  
Mayor

ATTEST:

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Kristin S. Watson  
City Clerk/Human Resource Director

Publication Date: *March 8, 2019*