

**HERMOSA TOWN BOARD
REGULAR MEETING
TUESDAY, SEPTEMBER 20, 2022 @ 6:00pm**



ROLL CALL: Holsworth called the meeting to order at 6:06 pm with the following members present: Henrichsen, Holsworth, Kramer and Schumack. Thomason was absent. Attorney Johnson, Ferguson and several interested citizens also present. Pledge of Allegiance was led by Holsworth.

CALL FOR CHANGES: Motion made and seconded to approve agenda as presented; vote; one nay, three ayes, motion carried.

CONSENT CALENDAR: Motion made and seconded to approve September 6, 2022, minutes as presented; vote; all ayes, motion carried.

CONFLICT OF INTEREST DECLARATIONS: None.

CLAIMS: Motion made and seconded to approve September 20, 2022, Payroll and Claims as presented; vote: all ayes, motion carried. Claycomb Engineering; Permit 2022-24 Staff Report, Floodplain Administrator Svcs; \$416.00; Farmers Supply; Bench test old well; \$152.85; Ferguson, Chuck; Contract (September 2022 Contract, Pay 9/30/2022); \$2,446.34; G.J. Holsworth & Son; Repair 5th Street; \$1,500.00; Golden West; Recurring billing 9/1/22-/9/30/22; \$563.50; Hagg & Hagg; Services; \$10,583.35; Lingo; Monthly service; \$71.57; Mt Rushmore Telephone; Monthly service; \$242.91; Nelson's Oil and Gas; Propane; \$308.14; Payment Service Network; Monthly service; \$135.45; Summit Signs and Supply; 15 MPH signs, hardware, posts, etc.; \$382.50; Payroll related: Finance Department; \$2,762.56; Payroll; Boddicker; Health insurance; \$200.00; EFTPS; 941 payroll tax deposit; \$671.63; SD Dept of Revenue; July/August Sales Tax Payable, \$585.77. TOTAL: \$21,022.57.

LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS: No report.

LEGAL: Board welcomed Attorney Johnson's return to service following an absence.

ENGINEER: Water Rehab Project (WRT System): pending release of ARPA funds. Hermosa Sidewalk Project: pending. Sewer Project: motion made and seconded to direct the town board president to execute an agreement with ACES to complete the final design plan for the lagoon expansion and that the same be submitted to DANR by the town engineer; vote; one nay; three ayes, motion carried. Water/Sewer Facility Plans: pending. Town of Hermosa Water and Sewer Extension Project: motion made and seconded to approve the request for Claycomb to review the north sewer legal action, to devise a solution, and approve Kramer, Holsworth, Harris, Hagg and Claycomb to meet; vote; one nay, three ayes, motion carried. Hermosa Hills Drainage: project nearing completion, update to be given at next meeting. Whitney Street Drainage, pending. 5th Street Repair: Holsworth to assist in repairing. Roy's Drive In Sewer Line: pending. Facility Plan for Booster, Water Meters: pending. Rural Development Application: pending.

PLANNING & ZONING: Review of September 13, 2022, P&Z minutes; no action taken.

Motion made and seconded to approve Permit 2022-29 - Floodplain Development – 259 Donna St. – Fence, per Staff Report and all fees paid; vote; all ayes, motion carried.

Motion made and seconded to leave pending Permit 2022-30 – Informational Permit – New Business – 122 Vilas @ Hermosa Community Center, per confirmation whether the ADA chair lift is available plus whether a commercial building permit was submitted to confirm compliancy for fire suppression and electrical.

Motion made and seconded to approve Permit 2022-31 – Demolition Application, Moving Permit – Parcel # 009327, vote; all ayes, motion carried.

Motion made and seconded to approve Permit 2020-32 – Digging/Grading Permit, 315 Main Street, Extension request; vote; all ayes, motion carried.

Floodplain Development Permit, Town of Hermosa, pending.

Motion made and seconded to approve Tanya Stockham as a new board member on the Planning and Zoning Board; vote; all ayes, motion carried.

Motion made and seconded to remove Review of minutes, Permits 2022-29, 2022-31, 2020-32, and P&Z new member from the agenda; vote; all ayes, motion carried.

PUBLIC WORKS: Ferguson provided updates on streetlights, no action. Midco Diving inspected big tower, repaired a minor leak. DANR approved the CMOM report; Ferguson required to adhere to the processes stipulated in the plan. Notice of Violation, Order of Compliance and Settlement Agreement, pending. Land Application Contract: trustees proceeding with scheduling a meeting with landowners. Approval for Fluoride test: motion made and seconded to leave item as pending per report from SDARWS; vote; all ayes, motion carried.

FINANCE OFFICE: Financial reports provided in packet. Motion made and seconded to approve Boddicker to sign and return Tax Levy to Custer County; vote; all ayes, motion carried. Report given regarding the visit by Directors with the Rural Community Assistance Program (RCAP) and Midwest Assistance Program; motion made and seconded to leave item on agenda as pending per receiving grant information; vote; all ayes, motion carried.

OLD BUSINESS: Annexation: Gumbo Lily, Fairgrounds Place, McDermand Street to be discussed at 9-27-2022 Work Session. Town Sign, pending. Town Office: Deck Staining: pending. Library: Deck Staining, pending. Mud Jacking: to be completed the first of October. Camera drainage, pending.

NEW BUSINESS: NHWU, Prairie Winds, and water user rate issues to be discussed at September 27, 2022, work session agenda. Bird deaths investigation, pending test results. Tree trimming: approval granted on September 6 meeting for trees to be trimmed and removed.

ITEMS FROM CITIZENS: Citizen prefers neighbors help each other rather than depending on federal government. Citizen concerned with the cost of flood insurance. Town requested to investigate the possibility to re-evaluate the floodplain zone. Citizen requested to review the bid submittals for the design of the lagoon expansion project. In addition, citizen requested the town follow processes as citizens are required to follow when submitting project plans.

EXECUTIVE SESSION: Motion made and seconded to enter Executive Session at 7:24 p.m. allowable by SDCL 1-25-2.1; vote; all ayes, motion carried. Motion made and seconded to exit executive session at 7:59; vote; all ayes, motion carried. No action taken during executive session.

TRUSTEE INPUT: Henrichsen: good meeting, appreciates the board; Schumack: good meeting, reported the removal of the car from her property; Kramer: it was a good meeting and good day with the visit by RCAP/MAP; Holsworth: very good input in meeting, and it was a very impressive day with the RCAP/MAP visitors.

Motion made and seconded to adjourn at 8:03 pm; unanimous.

ATTEST:

Dan Holsworth, Town Board President

Gail Boddicker, Finance Officer
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