

**HERMOSA TOWN BOARD
PUBLIC HEARING AND REGULAR MEETING
TUESDAY, OCTOBER 5, 2021 @ 6:00pm**



ROLL CALL: Flug, Henrichsen (by phone), Holsworth, King, Schumack, Ferguson, Daggett, Westergard, Berg and interested citizens also in attendance. Pledge of Allegiance led by Holsworth.

PUBLIC HEARING: Motion made and seconded to convene the Public Hearing; vote; all aye, motion carried. Motion made and seconded to approve Resolution 08-2021 Resolution of Annexation; vote; all aye, motion carried.

CALL FOR CHANGES: Motion made and seconded to approve agenda as presented; vote; all aye, motion carried.

CONSENT CALENDAR: Motion made and seconded to approve the September 21, 2021, regular meeting minutes; vote; all aye, motion carried.

CLAIMS: Motion made and seconded to approve claims as amended; vote; Flug, aye, Henrichsen, nay, Holsworth, aye, King, aye, Schumack, aye, motion carried. A&B Business Solutions, Copier lease payment; \$554.96; Adams ISC, Remove broken 3" pipe, lower well house, \$440.00; Bishop, Marvin, Customer deposit refund: 98 N Ferguson, \$84.63; Bituminous Paving, Inc, Asphalt millings, 700 ton, \$7,000.00; Dakota Supply Group, Pipe nipple, \$111.43; EFTPS, 941 payroll tax; \$1,331.80; Farmers Supply LLC, Labor, mileage, parts for well, \$10,383.85; Fastenal, Supplies, \$48.18; Ferguson Construction, Contract Agreement, \$2,266.67; Ferguson Construction, Inspections- Inv#315584-315587, Supplies, \$3,319.44; G. J. Holsworth & Son, Inc., One third survey, Block 5 ROW, \$660.30; Horst Trucking, Clean rock, well house, trucking, \$495.15; Johnson Law Office, Monthly Charge, \$892.50; Li, Siyue, Customer deposit refund: 24 N 5th St, \$18.13; Mayclin, Mark, Customer deposit refund: 911 W Main, \$67.37; McLaughlin, Alyssa, Customer deposit refund: 212 Vilas, \$3.85; Northwest Pipe Fittings, Inc., Adapter, supplies, \$313.66; Pioneer Bank & Trust, 2 Signature Check Charge, \$25.00; Pioneer Bank & Trust, Monthly charges, \$2,190.91; Sander Sanitation, Monthly charges, \$3,021.25; SD DOR, July/August 2021 Sales Tax, \$472.65; SD DOT, Project PTAPR(36), \$7,404.26; SD Retirement System, September 2021 retirement funds, \$665.70; Southern Hills Publishing,, \$813.72; Verizon Connect, LE monthly, \$32.38; Waltman, Laurie, Customer deposit refund: 300 E Main #59, \$28.50; Westergard, Brad, Monthly Agreement, \$300.00; Zandstra, James, Customer deposit refund: 300 E Main #9, \$19.22; Health Pool of South Dakota, Monthly Premium, \$841.42; Payroll, Board of Trustees, \$925.00; Finance Department, \$2,653.50; Law Enforcement, \$1,425.00; Planning & Zoning, \$1,060.00; Public Works (Meter) and Custodial, \$224.00; TOTAL:\$50,094.43

LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS: Daggett provided updates. Abatement letters to be sent to homes with problematic yards; Holsworth and Westergard to investigate. Motion made and seconded to write a letter to the Law Enforcement Standards and Training Commission to extend the board's support for Westergard's reinstatement to the certification course; vote; Flug, aye, Henrichsen, nay, Holsworth, aye, King, aye, Schumack, aye, motion carried.

EXECUTIVE SESSION: Motion made and seconded to enter executive session at 6:29 pm allowable by SDCL 1-25-2.1 personnel & .3 legal; motion carried. Motion made and seconded to exit executive session at 8:13; unanimous. Motion made and seconded to approve Attorney Hagg to review the proposed letter to the delegation regarding the town's water issues and then send the letter; vote; all aye, motion carried. Motion made and seconded to engage Attorney Hagg with a \$7500 retainer, plus \$325.00 per hour; vote; all aye, motion carried.

LEGAL: Prepare Extraterritorial Agreement with Pennington County (Platting, Building), pending.

ENGINEER: Water Rehab Project (WRT System), pending as the board is anticipating funding from Custer County. The board proposed to include in this project to pull the pump and do another perforation in the existing well in order to increase production. N Second Street Box Replacement, Guard Rail: motion made and seconded to approve Hilt Engineering to install guard rail on the 2nd Street Bridge; vote; all aye, motion carried. Permit 2021-18, Lone Coyote Subdivision (Preston Sub) Preliminary Plat Application, pending. Hermosa Sidewalk Project, pending. Boddicker to provide update at next meeting. Sewer Project (Lagoon expansion), pending as the board is anticipating funding from Custer County. Water and Sewer Project – Bid Tabulation Results: motion made and seconded to approve RCS Construction to install water and sewer project to the Lone Coyote Subdivision; vote; all aye, motion carried. Motion made and seconded to remove this item from the agenda; vote; all aye, motion carried. Water/Sewer Facility Plans, pending. Hermosa Hills Drainage, pending. Discussion regarding the previous estimates the town received to drill a new Madison well; motion made and seconded to approve Berg to review and provide estimates to see if there is a possibility the expenses could be less than previously quoted; vote; all aye, motion carried.

PLANNING & ZONING: Review of September 28, 2021, meeting minutes, no action. Permit 2021-24 – 259 Donna St. Floodplain Development, Fence installation; pending. Motion made and seconded to approve Permit 2021-32, Parcel #000208/Preston Tract 3/Pennington Co, Digging/Grading Permit-Lone Coyote Subdivision; vote; all aye, motion carried. Permit 2021-36 – Preston Tract 3/Pennington Co. – Subdivision Plat Application – Lone Coyote Subdivision, pending. Welcome Auralee Jobgen as new P&Z Board member. Permit 2021-38, 380 Main St, Informational Permit: Install Little Free Library; FYI, no action. Permit 2021-39, 275 Manning St, Demolition Permit; no action as project has been completed. Motion made and seconded to approve Permit 2021-40, 240 Folsom St, Demolition Permit; Flug, aye, Henrichsen, aye; Holsworth, aye; King, aye; Schumack, abstained; motion carried. Parcel 011738, Pumpkin Patch, pending. Parcel 013913- BOT requested verification of correct zoning. Citizen is able to submit a replat application if she chooses. Motion made and seconded to remove Item E: Auralee Jobgen, Item F: Permit 2021-18, Item G: Permit 2021-39, Item H: Permit 2021-40, Item J: Parcel 013913 from the agenda; vote; all aye, motion carried.

PUBLIC WORKS: Flug provided updates. Motion made and seconded to remove Ferguson Contract from the agenda; vote; all aye, motion carried.

FINANCE OFFICE: Boddicker provided monthly financial reports and department updates. Work Session scheduled for October 12, following P&Z meeting.

OLD BUSINESS: Annexation: Gumbo Lilly, Fairgrounds Place, pending. Town Sign, pending. Motion made and seconded to send a letter to Fairgrounds Place citizens informing them they are contiguous to the town and if any of them would like to voluntarily annex, we would begin those proceedings; vote; all aye, motion carried. Motion made and seconded to remove Mosquito Control Private Property Contract from the agenda; vote; all aye, motion carried.

NEW BUSINESS: Hermosa Hills Resident Re: Penalty for Illegal Digging (Culvert), pending. Citizen will be sent second notice to make payment on penalty.

ITEMS FROM CITIZENS: None.

TRUSTEE INPUT: Schumack, good meeting; Holsworth, thanked the board for their hard work.

ADJOURN: Motion made and seconded to adjourn the meeting at 9:15 pm.

Dan Holsworth, Town Board President

ATTEST:

Gail Boddicker, Finance Officer

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