

**HERMOSA TOWN BOARD
SPECIAL MEETING
AUGUST 26, 2025
5:00 PM**



- 1) **ROLL CALL:**
 - A. BOT Roll Call: Kramer, Ferguson, Koontz, Harris, Serviss
 - B. Acknowledgement of other Attendees

- 2) **CALL FOR CHANGES:**
 - A. Review of current agenda items
 - B. Motion to accept the agenda as presented/amended

- 3) **CONFLICT OF INTEREST DECLARATION**

- 4) **ITEMS OF BUSINESS:**
 - A. Approval to move Alcohol license discussion to the September 9, 2025 regular meeting
 - B. Approve Pay Application #8 – Baroque Advantage LLC
 - C. Nomination for town attorney position
 - D. Approval of Notice to Proceed – Quinn Construction
 - E. Approval of Quote for repair of transmission at WWTP
 - E. 2026 Budget

- 5) **ITEMS FROM CONSTITUENTS:** No action can be taken by the board on any issue related without being first placed on a future agenda, to allow for proper notice.
 1. Reserved time for public comment is **15 minutes**.
 2. This is a time for citizens of the town of Hermosa or owners of property within town Limits to express concerns or discuss issues having relevance to the town.
 3. Anyone wishing to address the Town Board during this time shall be asked to stand and Identify themselves after being recognized the Board President.
 4. Each person will be allotted **3 minutes** to speak.
 5. After these time limits are reached, all further commentary shall be made only with the Chair's approval.

- 6) **TRUSTEE INPUT:**

- 7) **EXECUTIVE SESSION:**
 - A. Motion to enter Executive Session allowable by SDCL 1-25-2.1 – Legal/Personnel/Contract
 - B. Motion to exit out of Executive Session
 - C. Motions resulting from Executive Session

- 7) **ADJOURN:** Motion by _____; Second by _____ to adjourn the meeting at _____ PM.

4B


CONTRACTOR'S APPLICATION AND CERTIFICATION FOR PAYMENT NO. 9

To (Owner):	Town of Hermosa	From (Contractor):	Baroque Advantage LLC	Application Date:	08/15/2025
Address:	PO BOX 298	Address:	8398 Stirrup Court	Application Period:	07/01/2025-08/15/2025
	Hermosa, SD 57744		Rapid City, SD 57702	Via (Engineer):	
Owner's Contract No.:		Project:	Town of Hermosa - Lagoon Expansion Project	Engineer's Project No.:	112515.00

CHANGE ORDER SUMMARY			
Approved Change Orders			
Number	Dated	Additions	Deductions
1	Dakota Pump		\$18,906.11
2	DSG		\$14,321.43
3	ECP		\$10,500.00
4	WYOMING SUN		\$37,525.00
5	06/03/2025	\$88,246.47	
6	06/03/2025	\$78,459.41	
7	06/03/2025	\$18,769.71	
8	07/10/2023	\$82,650.00	
Totals		\$268,125.59	\$81,352.54

Net Change by Change Orders \$186,773.05

1. Original Contract..... 837,419.00
2. Net change by Change Orders..... \$186,773.05
3. Current Contract Price (Line 1 ± 2)..... \$1,024,192.05
4. Total Completed and Stored to Date..... \$1,015,692.05
(Column G on Progress Estimate)
5. Retainage:
 - a. % of Completed Work.....
 - b. % of Stored Materials.....
 - c. Total Retainage (Line 5.a + Line 5.b)..... \$101,569.21
6. Amount Eligible to Date (Line 4 - Line 5.c)..... \$914,122.84
7. Less Previous Payments (Line 6 from prior Application)..... \$811,083.07
8. **AMOUNT DUE THIS APPLICATION**..... \$103,039.77
9. Balance to Finish (Line 3 less Line 6)..... \$110,069.21

CONTRACTOR'S CERTIFICATION The undersigned Contractor certifies that to the best of his knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.  (CONTRACTOR) (Corporate Seal)	AMOUNT CERTIFIED: Payment is recommended by: _____ (ENGINEER) _____ (Date) Payment is approved by: _____ (OWNER) _____ (Date) Payment is approved by: _____ (FUNDING AGENCY - if applicable) _____ (Date)
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State of: South Dakota
County of: _____
Subscribed and sworn to before me
this _____ day of _____, 20____.

Notary Public: _____
My Commission expires: _____

SECTION 4

BID ITEMS

BASE BID					
ITEM DESCRIPTION	QUANTITY	UNIT	UNIT COST	EXPANDED TOTAL	
GENERAL				Total	% Completed
Mobilization	1	LS		\$110,000.00	100
Construction Skate Out	1	LS		\$30,000.00	100
Materials Testing	1	LS		\$20,000.00	100
Clearing, Grubbing & Fence & Dock Removals	10	AC		\$25,000.00	100
UTILITIES					
Connect to Existing Manhole	1	EA		\$2500.00	100
4' Diameter Sanitary Manhole	2	EA		\$6,000.00	100
4" Cleanout	2	EA		\$1,000.00	100
6' Diameter Sanitary Manhole (Pump Station)	1	EA		\$11,000.00	100
4" SDR 11 Forces Main Pipe	400	LF		\$6,000.00	100
4" CI-54 D.I. Pipe	238	LF		\$13,000.00	100
4" SCH-80 PVC Pipe	415	LF		\$4,100.00	100
8" SCH-80 PVC Pipe	532	LF		\$14,500.00	100

SECTION 4

BID ITEMS

13	12" SCH-80 PVC Pipe	60	LF		\$4,419.00	100
14	4" Gate Valve in Box	2	EA		\$2,700.00	100
15	8" Gate Valve in Box	6	EA		\$15,000.00	100
16	12" Gate Valve in Box	1	EA		\$4,500.00	100
	EARTHWORK					
17	Cut Volume	36,738	CY		\$180,674.00	100
18	Fill Volume	19,209	CY		\$59,400.00	100
19	Common Excavation (Unstable)(Subgrade Stabilization)	7,500	CY		\$36,826.00	100
20	Compaction of Earthwork (Local Clay and/or Bentonite Mix) (Liner in Primary Cell <1/16" Seep)	41,220	SF		\$35,000.00	100
	Compaction of Earthwork (Local Clay and/or Bentonite Mix (Liner in Secondaries <1/8" Seep)	147,780			\$85,000.00	100
21	Riprap (KDOT Light 200 lb)(Bank Erosion Protection)	570	CY	\$90.00	\$51,300.00	100
	MISC.					
22	Proposed 6' High Chain Link Fence	930	LF		\$35,000.00	100
23	21AA Gravel	700	CY		\$28,000.00	100
24	Pump, Base, Rail	2	LS		\$26,000.00	100

SECTION 4

BID ITEMS

25	Electrical Conduit	1000	LF		\$3,500.00	100
26	Signal Conduit to Control Panel	500	LF		\$1,000.00	100
27	Inlet Flow Meter	1	EA		\$8,500.00	0
	EROSION CONTROL					
28	Silt Fence	2,300	LF		\$10,500.00	100
29	Inlet Protection	1	EA		\$1,000.00	100
30	Permanent Seeding and Hydro-Mulch	2	AC		\$6,000.00	100
TOTAL BASE BID				\$837,419.00		

HERMOSA TOWN BOARD
TUESDAY, JULY 16, 2024
REGULAR MEETING @ 6.00pm

4C

- 1) **ROLL CALL:**
 - A. BOT Roll Call: Henrichsen, Kramer, Ferguson, Koontz, Harris
 - B. Acknowledgement of other Attendees
 - C. Pledge of Allegiance to be led by Kramer
- 2) **CALL FOR CHANGES:**
 - A. Review of current agenda items
 - B. Motion to accept the agenda as presented/amended
- 3) **SPECIAL ITEMS:**
 - A. Meeting Protocol
- 4) **CONSENT CALENDAR:**
 - A. Approval of the July 2, 2024, regular meeting minutes
- 5) **CONFLICT OF INTEREST DECLARATION:**
- 6) **ENGINEER:**
 - A. Waterworth billing
 - B. Planning & Zoning service offered by Benesch
- 7) **PLANNING & ZONING:**
 - A. 2024-03 – REVISED – Plat Application-Parcel 9258-Tract 8A & 8Z
 - B. 2024-25 – Conditional Use Application – 749 Teneya St.- Temporary Office
 - C. 2024-28 – Conditional Use Application – 749 Teneya St. – Temporary Shipping Container
 - D. FYI – Temporary Sign Application – American Legion Post 303
 - E. FYI - Temporary Sign Application - Custer County Fair Assoc.
 - F. Motion to form Planning & Zoning board
- 8) **CLAIMS:**
 - A. Review payroll and claims. Motion to approve as presented/amended
- 9) **LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS:**
 - A. Marshal's Report
 - B. Custer County Log
 - C. Abatements
- 10) **LEGAL:**
 - A. Job description and advertisement for Town Attorney position
- 11) **PUBLIC WORKS:**
 - A. Committee Report
 - B. Streets, Street Light Repairs, Water & Sewer Department Updates
 - C. Bolted Tank Interior Floor Reseal
 - D. Open Work Orders
- 12) **FINANCE OFFICE:**
 - A. Monthly financials
 - B. Department updates
 - C. Bank West CD

- 13) **OLD BUSINESS:**
- A. Appointment of Subcommittees
 - 1. Appoint _____ as Chairman and _____ as Vice Chair of the Water Committee
 - 2. Appoint _____ as Chairman and _____ as Vice Chair of the Sewer Committee
 - 3. Appoint _____ as Chairman and _____ as Vice Chair of the Streets Committee
 - 4. Appoint _____ as Chairman and _____ as Vice Chair of the Law Enforcement Committee
 - 5. Appoint _____ as Chairman and _____ as Vice Chair of the Finance Committee
 - B. Quotes for dumpster sign
 - C. Appoint authorized agents for code enforcement
 - C. Motion to send letters for follow-up of previous complaints received.
- 14) **NEW BUSINESS:**
- A. Work Order 2024-24 – Replace damaged culvert at 260 Ferguson?
 - B. Revision of Ordinance 91.10
- 15) **ITEMS FROM CITIZENS:** No action will be taken by the board on any issue related without being first placed on a future agenda, by the board, to allow for proper notice. (Reserved time for public comment is 15 minutes). Meetings of the Board of Trustees are open to the public. The audience will be allowed to comment on specific agenda items during the time allotted on the agenda for those items, according to established procedures of the Board. This is a time for members of the public (citizens, business owners, and those living within one mile of the town limits) to express concerns or discuss issues having relevance to the town. Anyone wishing to address the Town Board during this time shall be asked to stand and identify themselves after being recognized by the Board President.
- 16) **TRUSTEE INPUT:**
- 17) **EXECUTIVE SESSION:**
- A. Motion to enter Executive Session allowable by SDCL 1-25-2.1 – Legal/Personnel/Contract
 - B. Motion to exit out of Executive Session
 - C. Motions resulting from Executive Session
- 18) **ADJOURN:** Motion by _____; Second by _____ to adjourn the meeting at _____ PM.

**HERMOSA TOWN BOARD
TUESDAY, JULY 16, 2024
REGULAR MEETING @ 6:00pm**

ROLL CALL: Kramer called the meeting to order on Tuesday, July 16, 2024, at 6:02 pm with the following members present: Ferguson, Kramer, Koontz and Henrichsen. Harris joined the meeting at 6:15 pm. Interested citizens and attorney Hagg were also present. Pledge of Allegiance led by Kramer.

CALL FOR CHANGES: Motion made and seconded to approve agenda with the following changes: Item C under Engineer: Letter from Dept of Public Safety office of Emergency Management, Item B under Claims: Kent Hagg invoice, Item D under Finance Office: set budget dates for 2025 budget, change Item C under Planning and Zoning to permit 2024-28 and allow board president to move agenda items as needed to accommodate those in attendance; vote: all aye, motion carried.

SPECIAL ITEMS: meeting protocol presented.

CONSENT CALENDAR: Motion made and seconded to approve July 2, 2024, minutes as presented: vote: three ayes, 1 abstain, motion carried.

CONFLICT OF INTEREST DECLARATION: All board members are responsible for refraining from discussion and voting on issues where they may have a conflict of interest. Motion made and seconded to move Item C Abatements under Law Enforcement to Legal; vote: all aye, motion carried.

ENGINEER: Engineer Anthony Theodorou reviewed the billing from Waterworth for \$5,000 and explained that it was included in the Rate Management agreement that was approved at the May 7, 2024, regular Town Board meeting. Anthony also reviewed a letter from Neil Putnam, Senior Planner with Benesch, regarding Planning & Zoning for the town. A letter from the South Dakota Department of Public Safety Office of Emergency Management was received stating a conditional letter of map revision or a letter of map revision application would not be warranted for the proposed wastewater improvements.

NEW BUSINESS: Discussion was held on Work Order 2024-24- Replace damaged culvert at 260 Ferguson. It was the consensus of the board that the town has plans to straighten culvert, but homeowner would be responsible for replacing or extending the culvert and would need to complete proper permits.

PLANNING & ZONING: Motion made and seconded to approve Permit 2024-03 Revised Plat Application – Parcel 9258 – Tract 8A & 8Z.; vote: all aye, motion carried. Motion made and seconded to approve Permit 2024-25 – Conditional Use Application – 749 Teneya St. – temporary office; vote: all aye, motion carried. Motion made and seconded to approve Permit 2024-28 – Conditional Use Application – 749 Teneya St. – temporary shipping container; vote: all aye, motion carried. Motion made and seconded to approve Temporary Sign Application – American Legion Post 303; vote: all aye, motion carried. Motion made and seconded to approve Temporary Sign application – Custer County Fair Association; vote: all aye, motion carried. Motion made and seconded to not reform planning and zoning; vote: all aye, motion carried.

CLAIMS: Motion made and seconded to approve Payroll and Claims as amended; vote: all aye, motion carried. BENESCH, professional services 6/3-6/30/24, \$2,263.00; CBH CO-OP, shop propane, tank rental fee, \$75.70; CONNIE LEIMER, trap/neuter/release program, \$68.00; DANR, drinking water permit fee, \$100.00; DSG – DAKOTA SUPPLY GROUP, booster pump, \$1,290.28; CHUCK FERGUSON, patch holes, street light inspection, additional locates, \$1,722.00; GOLDEN WEST TECHNOLOGIES, monthly service – July 2024, \$576, MTRUSHMORE TELEPHONE, phone/internet, \$258.19; PIONEER BANK & TRUST, street light, stamps, office supplies, adobe subscription, \$2,846.11 SANDER SANITATION, monthly sanitation service, \$4,523.80; SDARWS, annual dues, \$410.00; SOUTHERN HILLS PUBLISHING, publishing/legal notices annual subscription, \$286.40HAGG & HAGG LLP, attorney services 6/18-7/16/24, \$4,636.75; **Accounts Payable Total: \$ 19,056.23.** Payroll related: Total Paid On: 7/21/24: General, \$2,785.93, Water, \$186.11, Sewer, \$111.69, Promoting City/ BBB, \$37.15, EFTPS-Electronic Federal Tax, FED/FICA TAX, \$807.57; **Total Payroll Related Paid: \$3,928.45. REPORT TOTAL: \$22,984.68.**

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: Ferguson updated on presence of law enforcement in the Town. Custer County log was provided to board members.

LEGAL: Kent Hagg shared town attorney job description with the board. Motion made and seconded to accept job description and post on town website; vote: all aye, motion carried. Motion made to table abatements until information is received from Benesch Engineering and only address those abatements that affect the health, safety, and welfare of the citizens of this community. Motion died for a lack of a second. Motion made and seconded to limit town enforcement of abatements for a period of six months, to act only on nuisance abatements including grass, weeds, and other items as noted in Ordinance 91.04 and to remove item from the agenda, vote: 4 aye, 1 nay, motion carried. Henrichsen had a discussion on the abatement and complaint procedure. For complete verbiage please listen to the recording of this meeting that is posted on the Town of Hermosa website.

PUBLIC WORKS: Ferguson provided updates on streets, water, and sewer departments. Motion made and seconded to approve the purchase of 60 tons of road base and 40 gallons of oil for binding of gravel; vote: all aye, motion carried. Ferguson requested Bolted Tank Interior Floor Reseal be taken off the agenda.

FINANCE OFFICE: Monthly financials were presented. The new checking account at Bank West has been opened. Motion made and seconded to allow finance officer to review CD rates at other banks to provide greatest interest to the town and authorize finance officer to transfer current CD to the best choice; vote: all aye, motion carried. Budget meeting dates were set for August 12th, 13th and 15th starting at 6:00 pm each night.

OLD BUSINESS: Appointment of Subcommittees:

Kelburn Koontz as Chairman and Shanna Harris as Vice Chair of the Water Committee

Kelburn Koontz as Chairman and Linda Kramer as Vice Chair of the Sewer Committee

Shanna Harris as Chairman and Linda Kramer as Vice Chair of the Streets Committee

Donna Ferguson as Chairman and Kelburn Koontz as Vice Chair of the Law Enforcement Committee

Linda Kramer as Chairman and Kelburn Koontz as Vice Chair of the Finance Committee

Linda Kramer and Jill Dybvig as authorized agents for code enforcement

Motion made and seconded to accept the quote from Cholik Signs for change on the dumpster sign. Motion amended to allow finance officer to get more quotes on the more detailed option and order best quote after consulting with board president and vice president; vote: all aye, motion carried. Motion made and seconded to remove Item D: Motion to send letters for follow-up of previous complaints received from the agenda; vote: all aye, motion carried.

NEW BUSINESS: Work Order 2024-24 and Revision of Ordinance 91.10 were discussed previously in the meeting.

ITEMS FROM CITIZENS/TRUSTEE INPUT: Audience and trustees had input.

EXECUTIVE SESSION: No items for Executive Session.

ADJOURN: Motion made and seconded to adjourn meeting at 9:23 pm, vote: all aye, motion carried.

ATTEST:

Terri Cornelison
Finance Officer

Linda Kramer
Town Board President

Published once at the approximate cost of _____.

HERMOSA TOWN ATTORNEY POSITION AVAILABLE

Essential Duties and Responsibilities:

The Town of Hermosa hereby requests proposals from licensed attorneys meeting the specifications below:

The intent of this job description is to provide a representative summary of the major duties and responsibilities performed by the Town Attorney. The position may require job-related tasks other than those specifically presented in this description.

- Attend Town Board meetings every other week or as requested by Board President.
- Provide legal advice, verbally and in writing, to the Town Board, Department Directors and staff on legal matters involving the Town.
- Assist with the development and implementation of programs, policies, and procedures to carry out the activities of the Town, draft proposals, rules and regulations.
- Represent or oversee the representation of the Town at all stages of litigation, including hearings, trials and other legal proceedings.
- Prepare, review and maintain Town contracts, legal reports, records and correspondence.
- Review and sign all municipal bond issues.
- Draft and review of Town Ordinances.
- Prosecute Town ordinance violations, including abatements.

Qualifications:

Education and/or experience: Juris Doctorate degree (J.D.), with experience in municipal law. A combination of education and experience deemed appropriate to fulfill role and responsibilities of this position will be considered.

Certificates, Licenses and registrations:

Admission to South Dakota Bar and all courts in the state of South Dakota.

Compensation:

To be determined based.

**HERMOSA TOWN BOARD
TUESDAY, AUGUST 6, 2024
REGULAR MEETING @ 6.00pm**

- 1) **ROLL CALL:**
 - A. BOT Roll Call: Henrichsen, Kramer, Ferguson, Koontz, Harris
 - B. Acknowledgement of other Attendees
 - C. Pledge of Allegiance to be led by Kramer
- 2) **CALL FOR CHANGES:**
 - A. Review of current agenda items
 - B. Motion to accept the agenda as presented/amended
- 3) **SPECIAL ITEMS:**
 - A. Meeting Protocol
- 4) **CONSENT CALENDAR:**
 - A. Approval of the July 16, 2024, regular meeting minutes
- 5) **CONFLICT OF INTEREST DECLARATION:**
- 6) **ENGINEER:**
 - A. Summary and timelines of the Water and Sewer Projects
 - B. North Water Tower – Proposed site Plan and Engineer’s Estimate of Cost
- 7) **PLANNING & ZONING:**
 - A. 2024-26 – Plat Application – 850 Marie St. – Parcel 015391
 - B. 2024-27 – Plat Application - 440 Main St. – Parcel 013913
 - C. 2024-30 – Digging/Grading – 24549 SD Hwy 79
 - D. 2024-09 – Informational Permit- Temporary Water Line for parcel 003927 from parcel 009317
- 8) **CLAIMS:**
 - A. Review payroll and claims. Motion to approve as presented/amended
- 9) **LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS:**
 - A. Marshal’s Report
 - B. Custer County Log
 - C. Abatements
- 10) **LEGAL:**
 - A. Kent Hagg proposal for town attorney
- 11) **PUBLIC WORKS:**
 - A. Committee Report
 - B. Streets, Street Light Repairs, Water & Sewer Department Updates
 - C. Open Work Orders
- 12) **FINANCE OFFICE:**
 - A. Monthly financials
 - B. Department updates
 - C. Amend budget meeting dates

**HERMOSA TOWN BOARD
TUESDAY, AUGUST 6, 2024
REGULAR MEETING @ 6:00pm**

ROLL CALL: Kramer called the meeting to order on Tuesday, August 6, 2024, at 6:00 pm with the following members present: Ferguson, Kramer, and Koontz. Harris joined the meeting via Zoom. Henrichsen was absent. Interested citizens and attorney Hagg were also present. Pledge of Allegiance led by Kramer.

Finance Officer Cornelison shared an email she had received from Vicki Henrichsen giving her resignation as Board Trustee effective August 6, 2024.

CALL FOR CHANGES: Motion made and seconded to approve agenda with the following change: Item 7D under Planning & Zoning: Change parcel 003927 to parcel 009327; vote: all aye, motion carried.

SPECIAL ITEMS: meeting protocol presented.

CONSENT CALENDAR: Motion made and seconded to approve July 16, 2024, minutes as presented: vote: all aye, motion carried.

CONFLICT OF INTEREST DECLARATION: All board members are responsible for refraining from discussion and voting on issues where they may have a conflict of interest.

ENGINEER: Engineer Anthony Theodorou reviewed the summary and timelines of the water and sewer projects. Motion made and seconded to allow Anthony to attend Custer County commission meeting to ask for permission to use ARPA funds received from the county for the water tank project; vote: all aye, motion carried. Anthony also reviewed the proposed site plan and engineer's estimate of cost for the north water tower.

PLANNING & ZONING: Motion made and seconded to approve Permit 2024-26 Plat Application – 850 Marie St. – Parcel 015391; vote: 3 aye and 1 abstain, motion carried. Permit 2024-27 – Plat Application – 440 Main St. – Parcel 013913 was moved to the next meeting. Motion made and seconded to approve Permit 2024-30 – Digging/grading – 24549 SD Hwy 79; vote: all aye, motion carried. Permit 2024-09 – Informational Permit – Temporary Water Line for parcel 009327 from parcel 009317 is pending.

CLAIMS: Motion made and seconded to approve Payroll and Claims as amended; vote: all aye, motion carried. A & B BUSINESS; monthly printer/fax, \$535.72; AARDVARK PEST CONTROL; pest control at town office, \$168.86; BENESCH, civil service/process/design/plan/permit, \$16,758.50; BLACK HILLS ELECTRIC COOP, utilities-electric 7/2024, \$2,983.14; CUSTER COUNTY AUDITOR, election costs, \$320.08; CUSTER COUNTY SHERIFF, dispatch contract, \$2,000.00; DSG – DAKOTA SUPPLY GROUP, water test gauge, \$6.39; CHUCK FERGUSON, July 2024 services, \$3,120.00; CHUCK FERGUSON, street light inspection/pump repair/pump and transfer to lagoon, \$1,375.00; GOLDEN WEST TECHNOLOGIES, monthly service – town email access, \$90.00; HAWKINS INC., bushing/valve/main connection, \$42.18; METERING & TECH SOLUTIONS, meters and meter supplies, \$1,360.84; MIDCONTINENT TESTING LAB, water testing 2nd quarter 2024, \$844.50; RURAL DEVELOPMENT, RD1 loan-July interest/principal, \$1,278.00, RD2 loan-July interest/principal, \$417.00, RD3 loan-July interest/principal, \$222.00; SD DEPARTMENT OF REVENUE, sales tax May/June 2024, \$563.63; SOUTH DAKOTA 811, message fees/voice out, April-June, 2024, \$276.78; SUMMIT SIGNS AND SUPPLY, overlay patch for dumpster sign, \$71.00; **Accounts Payable Total: \$ 32,433.62. Utility Deposit Refunds:** Debi Behm, \$35.23; Jenni Haas, \$28.85; Marilyn Wetzberger, \$91.75. **Deposit Refund Total: \$155.83.** Payroll related: Total Paid On: 7/31/2024: General, \$3,147.05, Water, \$432.26, Sewer, \$188.06, Promoting City/ BBB, \$62.73, EFTPS-Electronic Federal Tax, FED/FICA TAX, \$973.35; South Dakota Retirement, \$902.40; Health Pool of South Dakota, \$1,990.00 **Total Payroll Related Paid: \$7,695.85. REPORT TOTAL: \$40,285.30.**

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: Ferguson updated on speeding issues in Ferguson Subdivision. Custer County log was provided to board members. Current abatement list was provided.

LEGAL: Kent Hagg shared his proposal for the town attorney position. This item was moved to the next meeting.

PUBLIC WORKS: Ferguson provided updates on streets, water, and sewer departments.

FINANCE OFFICE: Monthly financials were presented. The CD has been moved from Pioneer Bank & Trust to Bank West due to a better interest rate. Dumpster sign has been updated. Budget meeting dates were changed to August 22nd, 27th and 29th (if needed) starting at 6:00 pm each night. Discussion was held on the possible loss of sales tax revenue if Initiated Measure 28 is passed.

OLD BUSINESS: Chuck Ferguson gave an update on the gravel on Tower Road. Joan Harris gave an update on Headwaters. The Town of Hermosa was very fortunate to receive two FEMA grants.

NEW BUSINESS: Motion made and seconded to fine Daniel Milbrandt \$50 for illegal dumping in the Yard Waste dumpster; vote: 3 aye, 1 abstain, motion carried. Kramer gave update on Custer County commission meeting. Kramer volunteered to attend the Annual Meeting for Western Dakota Regional Water System on September 5, 2024, in Box Elder, SD. Motion made and seconded to remove Item D under New Business – update applicant agent for Resolution 07-2023; vote: all aye, motion carried. Motion made and seconded to approve SD DOT Application for Permit to Occupy the Right of Way (for Custer State Fair); vote; all ayes, motion carried.

ITEMS FROM CITIZENS/TRUSTEE INPUT: Audience and trustees had input.

EXECUTIVE SESSION: No items for Executive Session.

ADJOURN: Motion made and seconded to adjourn meeting at 9:07 pm, vote: all aye, motion carried.

ATTEST:

Terri Cornelison
Finance Officer

Linda Kramer
Town Board President

Published once at the approximate cost of _____.

Hagg & Hagg, LLP
Attorneys at Law

Brian D. Hagg

601 West Boulevard
Rapid City, South Dakota 57701
MAILING ADDRESS:
P.O. Box 750
Rapid City, SD 57709-0750

Kent R. Hagg*
*Also licensed to practice in Nebraska

Telephone 605-348-6521

August 6, 2024

Hermosa Town Board
PO Box 298
Hermosa, SD 57744

Re: *Proposal for City Attorney*

Dear President Kramer and Hermosa Town Board Members:

The purpose of this letter is to submit this firm's proposal to act as Attorney for the Town of Hermosa. The monthly retainer fee would be \$2,500 plus costs, which would include up to 10 hours of legal services each month. This fee is a monthly, non-cumulative retainer fee due on or about the 1st of each consecutive month. Any legal services provided over said ten hours would be billed at the hourly rate of \$300.

\$2,750.00
I appreciate the opportunity to be of service.

Sincerely,

HAGG & HAGG, LLP

Kent R. Hagg

**HERMOSA TOWN BOARD
TUESDAY, AUGUST 20, 2024
REGULAR MEETING @ 6:00pm**

ROLL CALL: Kramer called the meeting to order on Tuesday, August 20, 2024, at 6:02 pm with the following members present: Ferguson, Kramer, Koontz, and Harris. Interested citizens and attorney Hagg were also present. Pledge of Allegiance led by Kramer.

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

SPECIAL ITEMS: meeting protocol presented.

CONSENT CALENDAR: Motion made and seconded to approve August 6, 2024, minutes with the correction of changing the date under Roll Call to August 6, 2024: vote: all aye, motion carried.

CONFLICT OF INTEREST DECLARATION: All board members are responsible for refraining from discussion and voting on issues where they may have a conflict of interest.

EXECUTIVE SESSION: Motion made and seconded to enter Executive Session allowable by SDCL 1-25-2.1 – Contracts 5:36 p.m.; vote: all aye, motion carried. Motion made and seconded to exit Executive Session at 6:30 p.m.; vote: all aye, motion carried. No action taken.

ENGINEER: Engineer Anthony Theodorou reviewed the Wastewater Treatment Plant Purchase Agreement Proposal and the WaterGEMS Model Preliminary Analysis.

PLANNING & ZONING: Permit #2024-09 and Permit #2024-27 are pending.

CLAIMS: Motion made and seconded to approve Payroll and Claims as amended; vote: all aye, motion carried. BENESCH, professional service/survey/design/construction administration/civil service/design/permitting, \$34,462.62; CHERYL NEUGEBAUER, prairie dog control, \$300.00; CHUCK FERGUSON, ball valve/repair street sign/round trip to Belle Fourche, \$179.13; GOLDEN WEST TECHNOLOGIES, monthly service, \$543.00; HARRIS CONTRACTING, research/meeting/minutes/emails, \$168.75; IXOM, tether cable, \$363.84; MT RUSHMORE TELEPHONE, phone/internet, \$264.36; PIONEER BANK & TRUST, software/furnace filters/labels/2 signature account, \$5,380.01; SANDER SANITATION, monthly sanitation service, \$4,590.88; SOUTHERN HILLS PUBLISHING, publishing/legal notices July 2024, \$175.86; SUMMIT SIGNS AND SUPPLY, stop sign/no outlet sign/fairgrounds place sign, \$227.50; TURBIVILLE repair 3HP grinder pump, \$3,139.50; **Accounts Payable Total: \$ 49,795.45.** Payroll related: Total Paid On: 8/15/2024: General, \$2,631.69, Water, \$307.99, Sewer, \$184.77, Promoting City/ BBB, \$61.69, EFTPS-Electronic Federal Tax, FED/FICA TAX, \$828.70; **Total Payroll Related Paid: \$4,014.84. REPORT TOTAL: \$53,810.29.**

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: Ferguson gave an update on a speed monitoring sign and will have more information at the next meeting. No Custer County log was received. Kramer reviewed current abatements and complaints. Board member Vicky Hendricksen had tendered her resignation at the August 6, 2024, meeting and full verbiage of her resignation letter and discussion can be heard on the town website. Motion made and seconded to not approve the request from Vicki Hendricken to include her full resignation letter in the published Town of Hermosa board meeting minutes; vote: three aye and one abstained, motion carried. Motion made and seconded to have Trustee Ferguson and Town of Hermosa write an apology letter to Auralee Jobgen and thank her for her J-A Trucking business; vote: all aye, motion carried.

LEGAL: Two proposals were received for the Town Attorney position and will be discussed at an Executive Session at the end of the meeting. A request was received from Rick Mills with Hermosa Connects for a transcript of one of the July Town Board meetings. The town does not provide a transcript of their meetings, but voice recordings are available on the town website.

PUBLIC WORKS: Ferguson provided updates on streets, water, and sewer departments.

FINANCE OFFICE: Monthly financial reports will be provided at the next meeting. Finance Officer Cornelison gave an update on the repairs needed for the air conditioning unit. Discussion was held on the date for the next regular board

meeting as it falls right after the Labor Day Holiday. Consensus was to leave the meeting date on Tuesday, September 3, 2024. Discussion was held on software to allow board members and public to participate in town board meetings via electronic means, teleconferencing, telephone or the like as per Ordinance 30.07. Cornelison gave an update on Initiated Measure 28.

OLD BUSINESS: Gravel on Tower Road is pending.

NEW BUSINESS: Motion made and seconded to accept the resignation of Vicky Hendricksen effective August 6, 2024; vote: all aye, motion carried. The town will advertise for letters of interest for the open board position. Discussion was held on a SD DOT Application for Permit to Occupy the Right of Way (for parade of lights on Saturday, December 14, 2024) and the board requested more information. This item will be addressed at the next regular meeting.

ITEMS FROM CITIZENS/TRUSTEE INPUT: Audience and trustees had input.

EXECUTIVE SESSION: Motion made and seconded to enter Executive Session allowable by SDCL 1-25-2.1-Contracts; vote: all aye, motion carried. Motion made and seconded to exit Executive Session at 8:32 p.m.; vote: all aye, motion carried. Motion made and seconded to accept the revised proposal from Kent Hagg for the town attorney position; vote: all aye, motion carried.

ADJOURN: Motion made and seconded to adjourn meeting at 8:35 p.m., vote: all aye, motion carried.

ATTEST:

Terri Cornelison
Finance Officer

Linda Kramer
Town Board President

Published once at the approximate cost of _____.

Page 1

Project Name:		Hermosa North Water Tank	
Project Number:		1125-600002	
Bid Opening Date:		7/18/2025	
	Engineers Estimate	Quinn Construction	Marshall Construction
	Total	Total	Total
	830,745. ⁰⁰	897,050. ³⁵	945,343. ⁶⁰
Description	Unit	Qty	Total
Hermosa North Water Tank	LS	1	\$500,000.00

CONSULTANT

I certify that, to the best of my knowledge, this is a true tabulation of bids received for this project.

Anthony Theodorou, PE Date 7/18/25
Benesch

TOWN OF HERMOSA

Reviewed by:

Terri Cornelison Date 7/18/25
Terri Cornelison
Finance Officer

40



Bay City • RepairZone

611 Andre Street
Bay City, MI 48706

989-684-7460

yorkrepair.com
repairzone.com

Attn

John Burckhard

cc

Phone:

(605) 390-2612 x

Fax:

4E Quote

Quote Number

MRQ19960

Customer Information

Cash - Tax Exempt

Ship To Information

Benesch

Attn: John Burckhard

Quote Date: 8/20/2025

Customer ID: CCA011

Quoted By: Dakota Krupp

RFQ #:

Salesperson: House- BC

Terms: Credit Card/Due Now

Nameplate Information

ID M21369
Motor-Make Watt Drive

Motor-Model KUA 80C 1A90
Motor-Serial # TR22K01381

Ship Via: UPS-Customer

Reason For Work: Estimate to recondition Watt Drive gear reducer

Cause of Failure: TBD

Required Work: GEARBOX RECONDITION: Disassemble and inspect, detailed mechanical inspection, clean parts, paint parts, install bearings, replace seals, check/re-lube gearhead, re-assemble, paint unit

- Price does NOT include any machining that may be required

* Estimate is based on customer supplied information and is subject to amendment upon inspection

	Pick Up On	Lead Time	Total Price
Work Based on Straight Time:		15 Business Days	\$2,473.00

Quotes Do Not Include Sales Tax or Freight, Unless Otherwise Noted. Tax Exempt Form must be on file. Quote is valid for 30 days. Quotes are subject to York Repair Standard Terms and Conditions. For approval email custsupport@yorkrepair.com.

SIGNATURE: _____ DATE: _____

PRINT NAME: _____ PO# (If not yet issued) _____