

**HERMOSA TOWN BOARD
REGULAR MEETING
TUESDAY, NOVEMBER 1, 2022 @ 6:00pm**



ROLL CALL: Holsworth called the meeting to order at 6:00 pm with the following members present: Holsworth, Kramer, Thomason, and Henrichsen. Schumack absent. Attorneys Hagg and Johnson, Ferguson and several interested citizens also present.

CALL FOR CHANGES: Henrichsen requested the Items from Citizens paragraph be discussed for review; will be noted, no action. Motion made and seconded to approve agenda as presented; vote; one, nay, three, ayes, motion carried.

CONSENT CALENDAR: Motion made and seconded to approve October 18, 2022, minutes as presented; vote; one, abstained, three, ayes, motion carried.

CONFLICT OF INTEREST DECLARATIONS: None.

CLAIMS: Motion made and seconded to approve the November 1, 2022, Payroll and Claims as amended (to place the lagoon pumping portion of Ferguson Construction invoice as pending); vote: one, nay; three, ayes, motion carried. A&B Business Solutions, Monthly Charge, \$542.64; ACES, Permit review: 2022-33, 2022-34, \$520.00; American Legal Publishing, Ordinance publishing, \$2,637.45; Dakota Supply Group, Silicone, Plug, \$18.76; DANR, Per Settlement Agreement, \$13,000.00; Ferguson Construction, Inspections (245), Lagoon pumping, fuel (1400) Weed spraying (450), \$2,095.00; Hagg and Hagg, Monthly service, \$7,611.49; Holsworth, Dan, Custer Co Commissioner's Meeting, Per Minutes Approval, 10/18/22, \$75.00; Lingo, Monthly service, \$60.63; Mt Rushmore Telephone, Monthly service, \$241.63; Northwest Pipe Fittings, Water: Gasket, \$28.76; Pioneer Bank and Trust, Charge for 2 signature account, \$25.00; Pioneer Bank and Trust (VISA), Office supplies, \$147.66; Rural Development (RD1), \$1,278.00; Rural Development (RD2), \$417.00; Rural Development (RD), \$222.00; Sander Sanitation, Monthly services, \$3,924.18; SDPAA, Annual insurance invoice, \$13,777.73; Southern Hills Publishing, October 2022 services, \$161.63; US Bank, SRF Loan Payment, \$1,493.23; Van Diest Supply Company, Mosquito control, \$1,426.80; EFTPS, 941 payroll tax deposit (10-31-2022 Payroll), \$836.75; Health Pool of South Dakota, Monthly premium, \$882.97; SD Retirement Fund, October 2022, \$695.24; Payroll related: Board of Trustees, \$825.00; Finance Department, \$2,772.00; Janitorial, \$104.00; Meter, \$147.00. TOTAL: \$55,967.55.

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: No report from Custer County.

LEGAL: Hagg presented the draft letter composed by Claycomb addressed to DANR regarding the north sewer line issue for board review. Hearing no objections, Hagg will contact Claycomb and provide approval to have him send the letter to DANR.

ENGINEER: Water Rehab Project (WRT System): pending release of ARPA funds. Hermosa Sidewalk: pending. Sewer Project: pending. Water/Sewer Facility Plans: pending. Town of Hermosa Water and Sewer Extension Project, pending. Hermosa Hills Drainage: an on-site meeting was held with Preston, Pulis, Holsworth, Berg and Boddicker to discuss the project. Preston/Pulis will conduct core test to ensure there is at least 10" of gravel on road. If so, gravel can be pulled to center of road to create a crown, otherwise, there must be additional gravel in order to get water off the road to prevent erosion of the road surface. To extend the life of the road and help with dust control, the developer is required to apply magnesium chloride (MAG) on the road. Whitney Street Drainage: there is concern as water continues to flow through the culvert. Motion made and seconded to approve SDARWS to return to Hermosa to retest city water lines; vote; all aye, motion carried. 5th Street Repair: pending. Roy's Drive In Sewer Line: second warning letter to be sent to Roy's Drive In regarding the sewer line. Facility Plan for Booster, Water Meters: pending. Rural Development Application: pending.

PLANNING & ZONING: Review of October 25, 2022, P&Z minutes; no action taken.

Permit 2022-18 - Moving Permit/Informational-Custer County Fairgrounds-moving 20x20 garage from 194 Fairgrounds Pl, pending response from the fairgrounds board.

PUBLIC WORKS: Holsworth conducted research and provided an inventory of areas in town where streetlights would be beneficial for the public's safety; an estimate of the costs associated with installing new lights will be provided at a future meeting. Ferguson: lagoon pumping is completed. Ferguson to complete the DANR required reports. Discussion regarding the DANR Notice of Violation/Penalty. Ferguson told he must have a trustee and representative from the finance office in attendance when he speaks with DANR or other government official and he must adhere to requirements in the Capacity, Management, Operation, and Maintenance (CMOM) Program. Per the Settlement Agreement with DANR, a motion was made and seconded, the town will not apply the DANR penalties to Ferguson for Hermosa's Noncompliance with its Surface Water Discharge Permit, a letter of reprimand to Ferguson will be placed in his file, he must not have any conversations with DANR, SDARWS or other government officials without a department chair, other trustee and finance officer or finance office employee in attendance or a letter of reprimand will be sent with a possible fine and/or termination of his position with the Town of Hermosa; vote; all ayes, motion carried.

Motion made and seconded to remove, Notice of Violation and Approval for Fluoride Test, from the agenda; vote; all ayes, motion carried.

FINANCE OFFICE: Financial reports provided in packet. Introduction of Monika Serviss, selected as the incoming Finance Officer. Motion made and seconded to add Monika to the signature card at Pioneer Bank and Trust; vote: all ayes, motion carried. gWorks training to begin next week. Thomason to review Golden West Technologies contract with Boddicker. Motion made and seconded to remove Introduction of Monika Serviss from agenda; vote; all ayes, motion carried.

OLD BUSINESS: Annexation: Gumbo Lily, Fairgrounds Place, McDermand Street, Town Sign, Town Office and Library Deck Staining, Camera drainage, all pending.

NEW BUSINESS: Hermosa Library: pending final lease agreement. Custer County Commissioner's Meeting: one representative to be paid for attending meeting. Fencing Estimate: quote given to town at last meeting to utilize the old fence material plus new material to fence pump house property; no action. **Resolution 06-2022, Water Rate Structure Reading; vote; all ayes, motion carried.** Hazard Mitigation: motion made and seconded to approve state rate mileage plus \$75.00 for representative to attend the Hazard Mitigation meetings; vote; all ayes, motion carried.

ITEMS FROM CITIZENS: No citizen input.

EXECUTIVE SESSION: No executive session.

TRUSTEE INPUT: Three Board of Trustees had input. Brett Thomason, submitted his letter of resignation as a Trustee on the Hermosa Board of Trustees.

Motion made and seconded to adjourn at 9:02 pm; unanimous.

ATTEST:

Dan Holsworth, Town Board President

Gail Boddicker, Finance Officer
Published once at the approximate cost of ___