

**HERMOSA TOWN BOARD  
EXECUTIVE SESSION  
TUESDAY, JUNE 7, 2022 @ 5:00pm  
REGULAR MEETING  
TUESDAY, JUNE 7, 2022 @ 6:00pm**

ROLL CALL: Holsworth called the meeting to order at 5:02 pm, with the following members present; Holsworth, Kramer and Schumack. Henrichsen, absent. Johnson, Berg, Finch, Preston and attorney, and Boddicker also in attendance.

**EXECUTIVE SESSION:** Motion to enter into executive session at 5:02 allowable by SDCL 1-25-2 personnel and contract; vote; all ayes, motion carried. Motion made and seconded to exit executive session at 6:07; vote; all ayes; motion carried. No motions made from executive session. Motion made and seconded to adjourn meeting at 6:08 and reconvene regular meeting vote; all ayes, motion carried.

Holsworth called the meeting to order at 6:11 pm, with the following members present; Holsworth, Kramer and Schumack. Pledge of Allegiance led by President Holsworth.

CALL FOR CHANGES: Motion made and seconded to accept the agenda as amended – to discuss Dollar General under Engineer and move Item D from New Business to Legal; vote; all ayes, motion carried.

CONSENT CALENDAR: Motion made and seconded to approve the May 17 regular meeting minutes as amended: to note, “No motions made from executive session”; vote; all ayes, motion carried.

CONFLICT OF INTEREST: Schumack asked to refrain from discussing issues related to Pop’s Grocery as she has a conflict of interest.

CLAIMS: Motion made and seconded to approve the June 7, 2022, claims as presented; vote; all ayes, motion carried. A&B Business Solutions, Monthly charge, \$579.89; ACES, Annexation study, facility plan revision, permit reviews, \$13,960.00; Black Hills Electric, Monthly charge, \$3,067.41; Custer County Sheriff’s Office, Law enforcement services: May 21 - July 21, 2022, \$7,000; Dakota Supply Group, Supplies, \$23.24; Ferguson, Chuck, inspections, repair water leak, install 3 boosters on Folsom Ct., \$690.00; Ferguson, Chuck, Contract (May 2022 Contract), \$2,446.34; Flowers Plus, Town office flowers, \$88.82; Flug, Berni, Customer deposit refund, 160 N 3rd, \$14.08; Golden West Technologies, Monthly charge, \$563.50; Harris, Joan, Bikes, \$1,084.90; Irvine, Chuck, Gas for patrol car, \$10.00; Johnson Law Office, May 2022 services, \$1,411.00; Lingo, Monthly charge, \$36.94; Mt. Rushmore Telephone Co., Monthly charge, \$240.02; Northwest Pipe Fittings, Inc., Tower Hill, \$858.69; Payment Service Network, Monthly charge, \$130.10; Rural Development (RD1), \$1,278.00; Rural Development (RD2), \$417.00; Rural Development (RD), \$222.00; Sander Sanitation Service, Monthly charge, \$2,922.15; Schwenn, Doug, Customer deposit refund, 350 Vilas St, \$14.08; SD Department of Revenue, Sales tax payable, \$485.69; Southern Hills Publishing, Monthly charge, \$582.01; Teel, Kenneth, Customer deposit refund, 805 Marie St, \$35.20; US Bank, SRF Loan Payment, \$1,493.23; Payroll related: Finance Department, \$2,800.35; Planning & Zoning, \$950.00; Janitorial, \$117.00; Meter, \$157.50; EFTPS, 941 payroll tax deposit, \$867.03; Health Pool of South Dakota, Monthly premium, \$882.97; SD Retirement Fund, May-22, \$696.08. TOTAL: \$46,125.22.

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: Hermosa will continue with contracting with the county on a month-to-month basis for law enforcement services. Road condition concern and animal complaints were received and trustees will follow up with investigating and letters to be sent to citizens. Attorney to send response letter to citizen requesting refund on Operating Agreement payments and a letter to citizen regarding his concern with a board member’s conflict of interest issue.

LEGAL: Medical marijuana dispensary discussion: there was discussion regarding the measurement processes Hermosa follows to measure the distance from a dispensary to the school. Hermosa plans to adhere to the policy the dispensary must be 1,000 feet from a school using the property line to property line measurement. Motion made and seconded to remove this item from the agenda; vote; all ayes, motion carried.

ENGINEER: Water Rehab Project (WRT System): pending due to awaiting water test results. Hermosa Sidewalk Project: pending. Sewer Project (Lagoon expansion): no update. Water/Sewer Facility Plans: pending. Town of Hermosa Water and Sewer Extension Project: motion made and seconded to approve Change Order 2; vote; all ayes, motion carried. Motion made and seconded to approve Final Pay App; vote; all ayes, motion carried. Hermosa Hills Drainage: pending. Whitney Street Drainage, pending. Hermosa School Certificate of Occupancy: pending. 5<sup>th</sup> Street Repair: Holsworth requesting meeting with contractor to discuss finalizing the completion of the repairs on 5<sup>th</sup> Street. Roy’s Drive In Sewer Line: pending. Facility Plan for Booster, water meters; pending. ACES will send Rural Development the facility plan to have them look at the project to see if there are additional grant opportunities

through Rural Development. Dollar General: As there are a few remaining issues at DG – protect the swale at Heartland Storage, sodding/seeding/irrigation, and a fence between the DG and the backside of the store – that have not yet been resolved, Holsworth/Boddicker will follow up with DG to request their intentions to complete the project .

PLANNING & ZONING: P&Z May 24, 2022, minutes – board reviewed; no action. Motion made and seconded to approve Permit 2022-16; Residential Bldg/Digging; G&G Subdivision; Lot A5-Parcel 015093, per Staff Report; vote; all ayes, motion carried. Motion made and seconded to approve Permit 2022-18; Commercial Bldg/Digging; Custer County Fairgrounds; Parcel 009305- Hermosa Ballfield per Staff Report, BOT approved to waive the permit fees but will invoice for the inspection and staff report fees; vote; all ayes, motion carried. Motion made and seconded to waive the tap fees for Permit 2022-18 Hermosa Ballfield; vote; all ayes, motion carried. Motion made and seconded to approve Permit 2022-19; Subdivision Plat Application; Parcel 000207; Tract 2A & 2B; per Staff Report; vote; all ayes, motion carried. Citizen requested to bring back the mylar for approval with the citizen responsible for filing the mylar at the county. Motion made and seconded to approve Permit 2022-20; Demolition, Digging; Harty’s Property; vote; all ayes, motion carried. Motion made and seconded to remove Permits 2022-16, 2022-18, 2022-19, 2022-20, from the agenda; vote; all ayes, motion carried.

PUBLIC WORKS: Holsworth plans to work on repairing potholes on several Hermosa roads. Will speak to developer regarding Hermosa Hills roads. No report on streetlights. SDARWS to return to perform flow tests. Kramer to follow up with Ferguson regarding the meter being installed on the bulk water station.

FINANCE OFFICE: FO presented the financial reports for May 2022 month end. FO reported the auditor will be picking up documents to begin the 2021 audit. Budget meetings were scheduled for July 13, 14, and 15, beginning at 6:00 p.m. – public is welcome to attend. FO applied for the 2022 Mosquito Grant. Midco price sheet was introduced; no action. Presentation by Metering and Technology Solutions was rescheduled for June 20, 2022, at 6:00 p.m. – public is welcome. Motion made and seconded to approve FO to sign the SDML Workers Compensation Intergovernmental Contract; vote; all ayes, motion carried. Motion made and seconded to approve to enter into a contract with gWorks for Hermosa Utility Billing, Fund Accounting, and Payroll services; vote; all ayes, motion carried. Motion made and seconded to remove Midco, Intergovernmental Contract and gWorks from agenda; vote; all ayes, motion carried.

OLD BUSINESS: Annexation: Gumbo Lilly, Fairgrounds Place, McDermand Street, pending. Town Sign, pending. Town Office: Deck Staining, pending. Library: Deck Staining, Mud Jacking, pending. Trustees to walk areas to consider the repairs needed to be made to town sidewalks.

NEW BUSINESS: Approval/signature for ARPA Grant: pending. Removal of citizen(s) from BOT meeting: disruptive citizens during the meetings will not be tolerated. Motion made and seconded to approve a warning letter be sent to citizen(s) who do not adhere to the conduct rules during board meetings; if the situation continues to occur, the board will review and make other recommendations; vote; all ayes, motion carried. The culvert off of Whitney Street continues to have a considerable amount of water running out of it. Motion made and seconded to approve contractor to camera the area to find out what is occurring; vote; all ayes, motion carried.

ITEMS FROM CITIZENS: Citizen concerned about condition of property with the fiber optics installation. She was informed the contractor will be responsible for ensuring her property is returned to its original condition. Citizen requesting update regarding the sewer line on Highway 79, asked for item to be placed on board agendas; this is under legal advisement and unable to discuss. Citizen asked for assurance the fire hydrant in front of her house is in good order as her insurance company requested verification the hydrant is compliant. SDARWS scheduled to test hydrants the week following the board meeting.

TRUSTEE INPUT: Schumack asked for feedback from citizens regarding the garbage bill increase; suggested removing the dumpsters and spring cleanup which would lead to decreasing the garbage bill. Kramer: appreciates the timeframe of the meetings. Holsworth: thanked everyone for attending, Neighborhood Watch distributed flyers depicting locations citizens can go to in case of weather or other emergency issues. Motion made and seconded to approve closing the office on June 22, 2022, in order for Dybvig and Boddicker to attend Budget Training Workshop; vote; all ayes, motion carried.

ADJOURN: Motion made and seconded to adjourn the meeting at 6:50pm; vote; all ayes, motion carried.

ATTEST:

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Gail Boddicker  
Finance Officer

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Dan Holsworth  
Town Board President

Published once at the approximate cost of \_\_\_\_\_.