

**HERMOSA TOWN BOARD
REGULAR MEETING
TUESDAY, APRIL 20, 2021 @ 6:00 PM**



ROLL CALL: Henrichsen called the meeting to order at 6:03pm with the following members present: Flug, Henrichsen, Holsworth, King and Schumack. Attorney Johnson, Daggett, Westergard, Ferguson and Boddicker also present. Several interested citizens also present.

CALL FOR CHANGES: Motion by Henrichsen to amend the agenda to move Item 12B to Item 5, second by Flug; vote; all aye, motion carried.

CONSENT CALENDAR: Motion by Holsworth, second by King, to amend the 4-6-2021 minutes to add under, "Trustee Input" Holsworth had asked Henrichsen to resign and request King finish the term; vote on amending the minutes; Flug, aye; Henrichsen, nay; Holsworth, aye; King, aye; Schumack, aye; motion carried. For the record, Henrichsen stated she is not stepping down as board president nor resigning from the board. Motion by Holsworth, second by Schumack, to amend both sets of the April 14, 2021, special meeting minutes to revise the minutes to reflect the agenda(s) were approved as presented, rather than amended as written in the minutes; vote; all aye, motion carried.

CLAIMS: Motion by Holsworth, second by Flug, to approve claims as presented; vote; all aye, motion carried. Belt, Vonda, Bug banner spray, \$13.77; Black Hills Electric Coop, Monthly charges, \$3,251.44; Code Works, Hermosa school addition inspection, \$232.62; Golden West, Monthly charges, \$561.50, Johnson Law Office, Monthly charges, \$255.00; Midcontinent Testing Laboratories, Inc., Water testing for 1st quarter 2021, \$301.25; Rural Development 1, \$1,278.00; Rural Development 2, \$417.00; Rural Development 3, \$222.00; Rushmore Communications, Radar troubleshooting, \$110.00; SD Governmental Finance Officers Assoc, Finance Officer Registration Form, \$75.00; Technichem, Inc., Sludgebugs, \$349.20; US Bank, TIF Sewer, \$3820.54 plus \$7,000.00 extra payment, \$10,820.54; Verizon Connect, Monthly services, \$32.38; Westergard, Brad, Monthly services, \$300.00; Payroll related: Finance Department, \$2,466.50; Law Enforcement, \$808.55; Janitorial, \$102.00; Meter, \$182.00; Gail Boddicker, Health insurance, \$200.00; Jim Daggett, Health insurance, \$200.00; EFTPS, 941 payroll tax deposit, \$808.39. Total: \$22,987.14. Motion by Henrichsen, second by King, to amend the 4-6-2021 claims to decrease by \$485.00; vote; all aye, motion carried.

VOLUNTEER OF THE YEAR: Candace Leigh was recognized to receive the 2019 Volunteer of the Year. Since we were unable to present the award to her last year due to COVID, the board made the presentation at this meeting. Lilah Pengra was selected to receive the 2020 Volunteer of the Year and the award was presented to Lilah at this meeting. Both citizen/volunteers have been instrumental to the success of the Hermosa Arts and History Association.

LAW ENFORCEMENT/ ABATEMENTS/ COMPLAINTS: Daggett provided updates including assisting with GF&P pursuit coming from the east; incident with a citizen walking on Highway 40, law enforcement received three medical calls involving ambulance, complaint of a juvenile being left alone, continue problem with a high-speed motorcyclist in the area, call regarding a person being held against their will, which was false. Neighborhood Watch held their second meeting and had a great turnout. Daggett and Westergard responded to a wildfire by assisting with traffic control. SD Public Assurance Alliance LE Policies, pending.

LEGAL: None.

ENGINEER: Water Rehab Project: Holsworth requested approval to contact Bill Lass, Black Hills Council of Local Government, to discuss the discrepancy with the original loan agreement in the original well rehab project. Question what was in the full bid package for scope. N Second Street Box Replacement: pending. Sewer project: PER has been re-submitted to Bill Lass with a recommendation of a lagoon expansion. Motion by Holsworth, second by Flug, to have Flug and King work with Boddicker to make several revisions to the Sanitary Sewer Preliminary Engineering Report (PER) to be sent to engineer for revisions; vote; all aye, motion carried. Hermosa Sidewalk Project: final plans being submitted to SD DOT this week. Harris also reported as part of the Walk Audit Grant, the non-infrastructure portion of the grant allows for three bike racks (school, library, and ballfield), with installation. Harris would like to see the ballfield and the library get their bike racks as soon as possible. In addition, the "Earn a Bike" safety program is part of the Safe Routes to School initiative and will be handing out permission/sign up forms as well as Hold Harmless document. The program prepares students to learn to ride safely and encourages them to start riding bicycles. Westergard will be handing out informational flyers with the goal of May 5 as the return date. Attorney instructed Boddicker to send the Permission Sign Up and Hold Harmless documents to the town's insurer company for approval. Hermosa GIS Asset Management: Hermosa was provided a trial basis program through the Midwest Assistance Program to collect water and wastewater features in Hermosa for online mapping. MAP extended the assistance through August of 2022 at no cost to the town. Motion by Holsworth, second by Schumack, to allow the town to continue with the MAP program with One Field Worker, One Viewer Licenses, plus any hourly that may be needed through the MAP program; with discussion.

Flug to follow up with MAP on the available options and will present to the board at a future meeting. Vote; all aye; motion carried. Motion by Holsworth, second by King, to contact Interstate Engineering to inform them the town is declining their program as the town plans to continue with the MAP assistance; vote; Flug, aye, Henrichsen, nay; Holsworth, aye; King, aye; Schumack, aye; motion carried. Water project: project on state water plan, funding application has been delayed and needs to be submitted by December 2021. Renner Associates, ACES, and Interstate Engineering will be asked to provide proposals for plumbing and Ferguson to put together information on the pressure line.

PUBLIC WORKS: Ferguson spoke with R. Zacher with the SD DOT to discuss the town purchasing millings which will be available from a state project on Highway 40. Holsworth will provide Ferguson with measurements for 4th, 5th, Vilas, and Manning Street(s) to understand the quantity of millings needed to improve town roads. Consensus to lay 2", another 2", then compact with an end result of a 4" lift. Motion by King, second by Flug, to purchase 22 ton of base course for \$330.00, to expend \$480 to screen the existing pile of millings by Miller Construction; vote; all aye, motion carried. Citizen voiced concern with the product placed on roads; seems to be more like clay than gravel. Although it was discussed to bring in clean rock to add to the top of the road, no action was taken. Streetlights: there are a few old bulbs to be replaced with the new LED bulbs; continuing process. Water: during the three water line breaks on North Second Street, the master meter on the north side of town was compromised as it is not working; Ferguson will plan to work on it immediately. Ferguson spoke with representative at DENR regarding the water test results indicating the water is in non-compliance. Ferguson was told DENR is willing to work with us to get the issue resolved as long as the town is addressing the issue. Sewer: Pond Doctor is back in the lagoon and working. If the town plans to pump the lagoon, it must be completed before May 1 as crop planting will occur soon after May 1.

FINANCE OFFICER: Boddicker provided the monthly financial reports; no action. The application submitted to the SDDOT program to conduct transportation studies using the Statewide Planning & Research funds was denied; town encouraged to apply in 2022. Western Dakota Missouri River – no update. Boddicker requested an extension on submitting annual report but was denied due to the state statute does not allow for extension. Annual report must be presented at first meeting in May. Motion by Holsworth, second by Henrichsen, to allow overtime for Boddicker to complete 2020 Annual Report; vote; all aye, motion carried. Finance Officer training is scheduled for June 9-11 in Pierre; Hermosa was awarded a \$175.00 scholarship. Discussion regarding federal stimulus funds available for municipal infrastructure projects; Boddicker requested to follow up.

PLANNING & ZONING: Citizen questioned the validity of Permit 2017-23, 105 2nd St., Residential Building Permit as the original permit had been submitted in 2017; requested the permit be reevaluated to ensure the permit is valid. Motion by King, second by Henrichsen, to obtain the 2017 original permit and extensions to understand if the permit is currently valid; vote; Flug, nay; Schumack, nay; Henrichsen, aye; King, aye; Holsworth, abstained; motion failed. Motion by Flug, second by Schumack, to approve Permit 2017-23 with discussion; vote; Flug, aye, Schumack, aye; King, aye, Henrichsen, nay; Holsworth, abstained; motion carried. Motion by Flug, second by King, to approve Permit 2021-08 per Staff Report for Lots 9-14, Digging Permit Hermosa Hills; vote; all aye, motion carried. Motion by Holsworth, second by King, to approve Permit 2021-09, 267 Main St., Conditional Use Permit per Staff Report; vote; all aye; motion carried. Pre-inspection form, pending. Boddicker to ensure the ADU Ordinance is on the May 4, 2021, agenda for First Reading.

OLD BUSINESS: Henrichsen received a request from Southern Black Hills Water (SBHW) requesting the Hermosa trustees delay making decisions so they can present a proposal to the town at the first meeting in May. Motion by Henrichsen, second by Flug with discussion, to delay any decisions until SBHW is able to present their proposal. Flug recommends the town continue on the path with obtaining bids for the projects, Holsworth does not think there should be a motion for this issue, no motion to stall or stop our direction, give them permission, make sure they are on the agenda, vote; Flug, aye; Henrichsen, aye; Holsworth, nay; King, aye; Schumack, aye; motion carried. Hermosa will continue on the path to obtain engineering design proposals for the WRT System, High Pressure Water Line and the Town Water and Sanitary Sewer. Southern Hills RV Park and Campground; waiting for final drawings, pending. Preston Family Inc: Preston requested a timeline for when the water and sewer infrastructure to his new development will be in place. Motion by Holsworth, second by King, to bring from town infrastructure at Lazy R, to the DOT ROW, to provide the Preston Family Development, Inc. with water and sewer infrastructure and to request ACES, Interstate Engineering, and Renner Associates to provide proposals for the costs associated to provide the professional engineering services for the project, discussion; vote; Flug, aye; Henrichsen, nay; Holsworth, aye; King, aye; Schumack, aye; motion carried.

April 24, 2021, Annual Clean Up Day: motion by Schumack, second by King, to remove this item from the agenda; vote; all aye, motion carried. Southern RV Park Owner Concerns: citizen withdrew agenda item at this time. Motion by Holsworth, second by Schumack, to approve the renewal of Retail (On-Off Sale) Malt Beverage & SD Farm Wine Licenses: Corner Pantry Travel Center, License #RB2776 and Pop's Grocery, License #RB25133; vote; all aye, motion carried. Trails West Request: town received request from Lakota Funds bank to forgive penalties on past due water/sewer invoices on the Trails West property. Lakota Funds has paid the invoice in full and the property has been sold. Motion

by Flug, second by Holsworth, to deny the request as the ordinance provides for full payment; vote; all aye, motion carried.

Water/sewer tap fees and rates: water and sewer tap fees were increased at the 4-19-2021 special meeting. Boddicker requested assistance from attorney to assist with the process for legally increasing the rates; attorney will research town ordinance to understand if the rates are established by ordinance or by resolution.

ITEMS FROM CITIZENS: A plaque depicting the past awards for Volunteer of the Year was taken down when the town office was recently painted; citizen would appreciate the plaque to be put back up.

TRUSTEE INPUT: Schumack, interesting meeting; Flug, thanked everyone for coming; Holsworth, look forward to all the projects coming up and hoping everything will go well, looking forward to the Preston Family Development project; King, very good meeting, good exchange, hope we can move forward for the good of the community and citizens.

EXECUTIVE SESSION: None

ADJOURN: Motion by King; second by Henrichsen to adjourn the meeting at 8:40 p.m.

Vicki Henrichsen, Town Board President

ATTEST:

Gail Boddicker, Finance Officer

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