

HERMOSA TOWN BOARD
TUESDAY, MAY 20, 2025
REGULAR MEETING @ 6:00pm

ROLL CALL: Koontz called the meeting to order on Tuesday, May 20, 2025, at 6:01 p.m. with the following members present: Ferguson, Koontz, Harris and Serviss. Kramer was available via the phone. Interested citizens, Attorney Hagg and Town Engineer Theodorou were also present. Pledge of Allegiance led by Koontz.

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

CONSENT CALENDAR: Motion by Ferguson and seconded by Serviss to approve May 6, 2025, regular meeting 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.

TOWN UPDATES: Town clean-up day was held Saturday, April 26, 2023, and was a success. A public meeting regarding the comprehensive plan was held at the Hermosa Community Center on April 29, 2025, and good information was received. Joan Harris gave an update on the generator grant which will be submitted by May 28, 2025.

ENGINEER: Motion by Harris and seconded by Ferguson to approve Benesch Consulting Agreement for FRA conceptual for pedestrian bridge grant over RR on Vilas Street in the amount of \$29,800, with payment to be taken out of the BBB Fund in 2026; vote: four aye and 1 abstain, motion carried. Motion by Serviss and seconded by Ferguson to approve Benesch Consulting Agreement for 2025 CMOM Program Update in the amount of \$7,900, to be paid out of the sewer fund; vote: aye, motion carried. Motion by Serviss and seconded by Kramer to approve Benesch Work Authorization No. 3 for Town Engineer to provide environmental consulting services to acquire State Historic Preservation Office (SHPO) clearance of all six critical infrastructure sites that require back up propane generators, in the amount of \$3,500; vote: all aye, motion carried. Motion by Serviss and seconded by Harris to move Benesh Work Authorization No. 1 for On-Call Building Official in the amount of \$2,176 to the next work session; vote: four aye and 1 abstain, motion carried.

BREAK: Board took a short break and reconvened at 7:29 p.m.

PLANNING & ZONING: Motion by Serviss and seconded by Kramer to table Permit #2025-11- New Residential Structure – Parcel #009324 – Todd Stainbrook until the next Special Meeting to be held on May 29, 2025; vote: four aye and 1 nay, motion carried. Motion by Harris and seconded by Koontz to request contractor to provide bond or letter of credit for water and sewer; vote: three aye, 1 nay and 1 abstain, motion carried. Discussion was held on the Annexation Resolution that was provided for Preston Family property located in Custer County and Pennington County. This will be put on the June 4, 2025 BOT Regular Meeting agenda. Permit #2025-12 – Extraterritorial Area -Tim Hurlbert – Barnier Tract 4 of McDermand Subdivision – Pole Shed is pending until the next regular BOT meeting on June 4, 2025.

CLAIMS: Motion made by Ferguson and seconded by Harris to approve the Payroll and Claims as presented; vote: four aye and one abstain, motion carried. BAROQUE ADVANTAGE LLC, Pay Application #5, \$108,323.10; BATTLE CREEK FIRE DEPARTMENT, January/February/March 2025 TIF #1 taxes, \$1,675.62; BENESCH, Wastewater Treatment Plant Engineering Fees, \$3,612.00, BENESCH, North Water Tank Engineering Fees, \$6,976.88, BENESCH, FY22 Drinking Water SRF Engineering Fees, \$5,185.00, BENESCH, Watersmart Grant Application Engineering Fees, \$1,254.96; CUSTER COUNTY AUDITOR, January/February/March 2025 TIF #1 taxes, \$5,401.03; CUSTER COUNTY SCHOOL DISTRICT, January/February/March 2025 TIF #1 taxes, \$19,772.33; SD DEPARTMENT OF AGRICULTURE & NATURAL RESOURCES, Water rights permit fee and drinking water permit fee, \$1,252.50; GOLDENWEST TECHNOLOGIES, monthly service fee and sonic wall security bundle, \$1,832.75; HAGG & HAGG LLP, June 2025 retainer/1 billable hour @ \$275/hr/certified mail and copies, \$2,858.12; MT RUSHMORE TELEPHONE, monthly service May 2025, \$263.62; SANDER SANITATION, monthly sanitation service for April 2025, \$5,305.01; SOUTH DAKOTA DEPARTMENT OF REVENUE, March and April 2025 sales \$587.28 and tax/half malt beverage fees, \$300.00; SOUTHERN HILLS PUBLISHING, publishing/legal notices for April 2025, \$84.30; **Accounts Payable Total: \$164,684.50.** Payroll related: Total Paid On:05/15/2025: General, \$2,703.11;; EFTPS-Electronic Federal Tax, FED/FICA TAX, \$730.81; **Total Payroll Related Paid: \$3,433.92. REPORT TOTAL: \$168,118.42.**

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: The board will discuss the hiring of a new part-time Town Marshal in Executive Session.

LEGAL: No items were presented.

PUBLIC WORKS: Ferguson provided updates on streets, street light repairs, water and sewer departments. It was noted that the town had received a drinking water sampling violation notice for failure to provide a drinking water sample in the month of April. As required by DANR, notices have been posted on the town website and bulletin board outside the town office and will be included on the back of the May utility billings. Serviss and Holsworth gave an update on current street repair being completed. Discussion was held on the town purchasing a crack sealer machine.

FINANCE OFFICE: Finance Officer Cornelison provided the April 2025 bank reconciliation and monthly financial reports. The town has received a check from Progressive Insurance in the amount of \$3,265 to cover the cost of replacing the digital speed sign that was damaged in an accident in December 2024. The 2024 Annual Report was presented and will be sent to South Department of Legislative Audit and also advertised in the newspaper. Motion by Serviss and seconded by Ferguson to approve the SDPAA renewal; vote: all aye, motion carried. Motion by Kramer and seconded by Harris to approve the \$40 registration cost for Finance Officer to attend Budget Training in Rapid City on June 18, 2025; vote: all aye, motion carried.

OLD BUSINESS: SDPAA Insurance renewal was addressed under Finance Office.

NEW BUSINESS: Motion by Harris and seconded by Ferguson to deny the request for utility reimbursement based on circumstances being completely different than the water leak adjustments that were discussed and voted on at the May 6, 2025, BOT Regular Meeting; vote: four aye and one abstain, motion carried. Motion by Harris and seconded by Serviss to approve Application to Occupy Right of Way for Hermosa Hucksters on June 21, 2025, from approximately 1:00 p.m. to 2:30 p.m.; vote: all aye, motion carried.

CITIZENS/TRUSTEE INPUT: Audience and trustees had input.

BREAK: Board took a five minute break.

EXECUTIVE SESSION: Motion by Ferguson and seconded by Serviss to enter Executive Session allowable by SDCL 1-25-2.1 – Personnel at 9:29 p.m.; vote: all aye, motion carried. Motion made by Serviss and seconded by Ferguson to exit Executive Session at 9:58 p.m.; vote: all aye, motion carried. Motion by Serviss and seconded by Ferguson to offer the part-time Town Marshal position to Aric Alias; vote: all aye, motion carried.

ADJOURN: Motion made by Harris and seconded by Serviss to adjourn meeting at 9:59 p.m., vote: all aye, motion carried.

ATTEST:

Terri Cornelison
Finance Officer

Kelbourn Koontz
Town Board Vice-President

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