

HERMOSA TOWN BOARD
PUBLIC HEARING AND SPECIAL MEETING
TUESDAY, NOVEMBER 23, 2021 @ 10:30am



- 1) **ROLL CALL:**
 - A. BOT Roll Call: Flug, Henrichsen, Holsworth, King, Schumack
 - B. Acknowledgement of other Attendees
 - C. Pledge of Allegiance to be led by Holsworth

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

- 3) **CLAIMS:**
 - A. Review Payroll and Claims
 - B. Motion to approve the Claims as presented/amended

- 4) **PUBLIC HEARING:**

Public Hearing to consider voluntary petitions for annexation and Resolution 09-2021 for the following properties:

D & D Properties, LLC
6555 S Highway 79
Hermosa, SD 57744
UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION LOCATED IN THE N1/2 OF THE NE1/4 OF SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA

Heartland Storage Company, LLC
24543 SD Highway 79
Hermosa, SD
UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION LOCATED IN THE SE1/4 OF THE NE1/4 OF SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA

Clifford & Mary Shorb
24471 Shorb Road
Hermosa, SD
UTILITY LOT 1 LOCATED IN THE NE1/4 SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA

Preston Family, Inc.
PO Box 2
Hermosa, SD
LONE COYOTE SUBDIVISION OF PRESTON TRACT 1 LOCATED IN SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA

- 5) **OLD BUSINESS:**
 - A. Town Sign

- 6) **NEW BUSINESS:**
 - A. Schedule judging of Christmas decorating

- 7) **ITEMS FROM CITIZENS:** No action will be taken (3-minute time limit per speaker)

- 8) **TRUSTEE INPUT:**

- 9) **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

- 10) **ADJOURN:**

Motion by _____; second by _____ to adjourn the meeting at _____ pm.

**TOWN OF HERMOSA
RESOLUTION NO. 09-2021
RESOLUTION OF ANNEXATION**

WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, D & D Properties, LLC, a South Dakota Limited Liability Company has petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION
LOCATED IN THE N1/2 OF THE NE1/4 OF SECTION 30, T2S, R8E,
B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, Heartland Storage Company, LLC, a South Dakota Limited Liability Company has petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION
LOCATED IN THE SE1/4 OF THE NE1/4 OF SECTION 30, T2S, R8E,
B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, Clifford and Mary Shorb have petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**UTILITY LOT 1 LOCATED IN THE NE1/4 SECTION 30, T2S, R8E,
B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, pursuant to SDCL §§9-4-1 and 9-4-1.1, Preston Family, Inc. a South Dakota Corporation has petitioned the Town of Hermosa Board of Trustees of Hermosa, South Dakota, to annex the following described property subject to certain conditions:

**LONE COYOTE SUBDIVISION OF PRESTON TRACT 1 LOCATED IN
SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA.**

AND WHEREAS, the Town of Hermosa Board of Trustees held a public hearing concerning the foregoing petitions at its regular meeting held on November 23, 2021;

AND WHEREAS, the Town of Hermosa Board of Trustees set the hearing on the resolution to accept or reject the aforesaid petitions for annexation for November 23, 2021;

AND WHEREAS, the Town of Hermosa Board of Trustees conducted a hearing on the resolution to accept or reject the aforesaid petitions for annexation at a special meeting on November 23, 2021, at 10:30 a.m..

AND WHEREAS, the aforesaid petitions for annexation have been signed by not less than three-fourths of the registered voters and by the owners of not less than three-fourths of the value of the territory sought to be annexed;

AND WHEREAS, the territory sought to be annexed is contiguous to the Town of Hermosa's current municipal boundary;

NOW, THEREFORE, BE IT RESOLVED by the Town of Hermosa Board of Trustees

That pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by D & D Properties, LLC, a South Dakota Limited Liability Company to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**UTILITY LOT 1 OF HEARTLAND RACEWAY SUBDIVISION
LOCATED IN THE N1/2 OF THE NE1/4 OF SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by Heartland Storage Company, LLC,, a South Dakota Limited Liability Company to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**UTILITY LOT 1 OF HEARTLAND STORAGE SUBDIVISION
LOCATED IN THE SE1/4 OF THE NE1/4 OF SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by Clifford and Mary Shorb to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**UTILITY LOT 1 LOCATED IN THE NE1/4 SECTION 30, T2S,
R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that pursuant to SDCL §§9-4-1 and 9-4-1.1, the petition for annexation submitted by Preston Family, Inc. a South Dakota Corporation to the Town of Hermosa to annex the following described property is accepted upon the terms set forth in the petition for annexation:

**LONE COYOTE SUBDIVISION OF PRESTON TRACT 1 LOCATED IN
SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA.**

BE IT FURTHER RESOLVED that attached is a territorial map showing the boundaries of the foregoing properties being annexed.

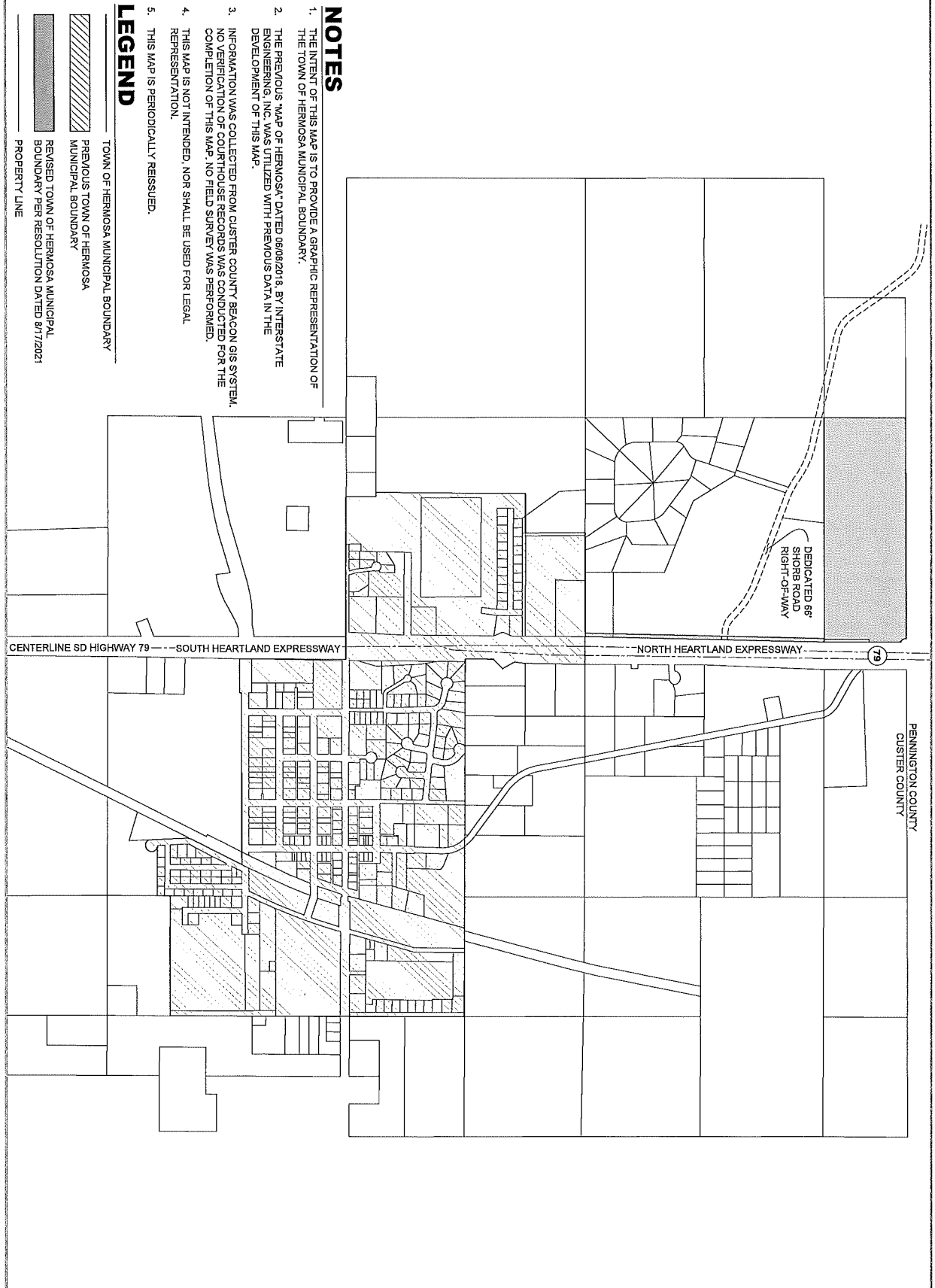
Dated this 23rd day of November, 2021

ATTEST:

HERMOSA BOARD OF TRUSTEES:

Finance Officer





President



NOTES

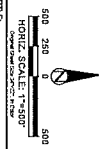
1. THE INTENT OF THIS MAP IS TO PROVIDE A GRAPHIC REPRESENTATION OF THE TOWN OF HERMOSA MUNICIPAL BOUNDARY.
2. THE PREVIOUS MAP OF HERMOSA DATED 08/08/2018, BY INTERSTATE ENGINEERING, INC. WAS UTILIZED WITH PREVIOUS DATA IN THE DEVELOPMENT OF THIS MAP.
3. INFORMATION WAS COLLECTED FROM CUSTER COUNTY BEACON GIS SYSTEM. NO VERIFICATION OF COUNTRY HOUSE RECORDS WAS CONDUCTED FOR THE COMPLETION OF THIS MAP. NO FIELD SURVEY WAS PERFORMED.
4. THIS MAP IS NOT INTENDED, NOR SHALL BE USED FOR LEGAL REPRESENTATION.
5. THIS MAP IS PERIODICALLY REISSUED.

LEGEND

-  TOWN OF HERMOSA MUNICIPAL BOUNDARY
-  PREVIOUS TOWN OF HERMOSA MUNICIPAL BOUNDARY
-  REVISED TOWN OF HERMOSA MUNICIPAL BOUNDARY PER RESOLUTION DATED 8/17/2021
-  PROPERTY LINE

**TOWN OF HERMOSA
MUNICIPAL BOUNDARY MAP**

HERMOSA, CUSTER COUNTY, SOUTH DAKOTA



500 250 0 250 500
HORIZONTAL SCALE: 1"=500'

ACES
AFFORDABLY CREATIVE ENGINEERING SERVICES

AFFORDABLY CREATIVE ENGINEERING SERVICES, INC.
324 Saint Joseph Street, Suite 200, Rapid City, SD 57701
(605) 718-4546 * Fax (605) 718-1144

DATE: 10/12/2021

PROJECT NO: 21-1144

DRAWN BY: [blank]

CHECKED BY: [blank]

REGION: [blank]

DATE: [blank]

SHEET NUMBER: **1 of 1**

DATE: [blank]