

HERMOSA TOWN BOARD
Special Meeting
Tuesday, November 29, 2022 @ 6:00pm



- 1) **ROLL CALL:**
 - A) BOT Roll Call: Henrichsen, Holsworth, Kramer, Schumack
 - B) P&Z Roll Call: Harris, Waltman, Irvine, Stockham & Klaski
 - C) Acknowledgement of other attendees

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

- 3) **NEW BUSINESS:**
 - A) Lagoon design & expansion
 - B) Surplus funding through Custer County
 - C) DANR penalty
 - D) Ferguson Construction invoice #147226 – review
 - E) Citizen input-BOT agenda – review of language.

- 4) **WORK SESSION ITEMS**
 - A) Hazard Mitigation - Pending
 - B) Annexation: Gumbo Lily, Fairgrounds Place, McDermard Street. - Pending
 - C) Update sign next to yard waste dumpsters. Pending quotes due by December 8, 2022

- 5) **ITEMS FROM CITIZENS:** No action will be taken (3-minute time limit per speaker)
Meetings of the Board of Trustees are open to the public. The audience may be allowed to comment on specific agenda items during the time allotted on the agenda for those items, according to established procedures of the Board. This is a time for members of the in-town municipal boundary citizens to express concerns or discuss issues having relevance to the town. Anyone wishing to address the Town Board during this time shall be asked to identify themselves. The number of presentations and time allotted to individuals may be limited by the board president and individuals shall refrain from discussing personalities. The president at his discretion, may recognize patrons at other times during the board meeting. No action will be taken by the board on any issue related without being first placed on a future agenda, by the board, to allow for proper notice.

- 6) **TRUSTEE INPUT:**

- 7) **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

- 8) **ADJOURN:**
Motion by _____; second by _____ to adjourn the meeting at _____ pm.

ATTEST:

Monika Serviss
Finance Officer

Dan Holsworth
Town Board President



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

30

November 15, 2022

Dan Holsworth
President, Town of Hermosa
PO Box 298
Hermosa, SD 57744

RE: Violation of Settlement Agreement

Dear President, Holsworth,

This letter is to inform you that the town of Hermosa has violated the terms of the Settlement Agreement that was issued July 28, 2022. The town of Hermosa land applied without approval on October 28 – November 1, 2022. This was not approved due to an *E. coli* sample result of 48,800 MPN/100 mL. The town's *E. coli* limit is 126/ 100mL.

Settlement Agreement #12 states that the town shall pay \$500 within 30 days of the violation for any unauthorized land application.

The town of Hermosa land applied domestic wastewater on November 1, 2022. This is a violation of the land application seasons set forth in the permit and Settlement Agreement #7.

Settlement Agreement #12 states that the town shall pay \$500 within 30 days of the violation for any unauthorized land application.

The town of Hermosa shall pay the \$1,000 fine by November 27, 2022. If you have any questions or concerns about this letter, feel free to contact me at (605) 773-3351.

Sincerely,

Tina McFarling, P.E.
Surface Water Discharge Team Leader
Surface Water Quality Program

cc: SWD File – Pierre

Ferguson Construction

- *hrs. Pumping of Lagoon
2 10/27 Thursday - plu tractor & pump from
+6 Neugebauer's shop - repair dead battery
8hrs. situation - flat tires on pump, repair, - U-
joints out of PTO - took drive line to CF's
shop - replace drive line - grinding for
release - fueled, air tried, took to lagoon
hook up - blew apart connection, CF
took a soaking in liquid - gasket
blown - gasket replaced - packed in
valve 8AM - 2pm 6 hrs.
- * +2 10/28 Friday - Waited for Dan - Lon to
possibly assist with laying pipe
+3 No show - Bob King assisted. Replaced
5hrs. gaskets and gates in pipe Ran 1⁴⁵pm - 9pm
Recheck 3pm (1 hr minimum.) Shut down
9pm. (1 hr minimum.) CIS plu. vacuum
- 10/29 Saturday
* 2 Print 11¹⁵ Shut down 7pm. 1
+3 2 hrs pool preventive 1 fueled Checked
5hrs. gates / adjust pipeline 1 (11³⁰ - 12³⁰)
- 10/30 Sunday 11AM - 6pm running Tractor
* 2 over heating - had to cool - added 2 gallons
* 2 of antifreeze - ⌀ charge as purchased
continued →
- * Note Each day 2 hrs. to do connections & bring ↑ to running temp.

Ferguson Construction (cont)

Lagoon

+2
6 hrs 10/30 Sunday (continued) in bulk.
but cost could have been 2 gallons @ \$10 gallon. *restarts / 4 pm recheck monitoring, recheck flow pipes 2 hrs off and on /

* 2 hrs 10/31 Monday 5 pm more fuel - restarted
1.5 Add 2 sections of pipe - walk field and fence line Check absorption 1.5 hr
3.5

* 2 hrs 11/1 Tuesday ^{plug in pumps} 9 am start pumping. Recheck noon 1 hr (Top off fuel - receipt to be provided) Additional: pick up pipe 2.5 hr
3.5 Return tractor / aw up tires on pump 1 hr
5.5

30 total hrs @ \$50 per hour for 2 men = \$1500

Notes: Parts runs: mileage not billed but would have been 30 miles per trip @ \$.51 per mile
\$20 antifreeze not billed
\$5.30 per trip

+ Each trip to lagoon billed @ * 1 hr. minimum

ITEMS FROM CITIZENS: No action will be taken (3-minute time limit per speaker) Meetings of the Board of Trustees are open to the public. The audience may be allowed to comment on specific agenda items during the time allotted on the agenda for those items, according to established procedures of the Board. This is a time for members of the in-town municipal boundary citizens to express concerns or discuss issues having relevance to the town. Anyone wishing to address the Town Board during this time shall be asked to identify themselves. The number of presentations and time allotted to individuals may be limited by the board president and individuals shall refrain from discussing personalities. The president at his discretion, may recognize patrons at other times during the board meeting. No action will be taken by the board on any issue related without being first placed on a future agenda, by the board, to allow for proper notice.