

**HERMOSA TOWN BOARD
REGULAR MEETING & PUBLIC HEARING
TUESDAY, August 3, 2021, @ 6:00pm**



ROLL CALL: Holsworth called the meeting to order at 6:01pm with the following members present: Henrichsen, King, Schumack. Flug (available by phone), Johnson, Berg, Dybvig & 8 interested citizen also present. Pledge of Allegiance was led by Holsworth.

PUBLIC HEARING: At 6:01 pm we will do Resolution of Annexation of the following described real property to the town of Hermosa, State of South Dakota.

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.

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

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.

PRESTON TRACT 1 LOCATED IN SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA

Holsworth indicated that there will be a couple of changes for the Heartland Storage Subdivision and the Shorb property. Holsworth opened meeting for discussion. Some discussion with BOT and town citizens. Holsworth called for a motion to move forward with the next phase. Motion by King, seconded by Schumack. Vote; Henrichsen, nay; Holsworth, aye; King, aye; Schumack, aye; Flug, aye; Motion carried.

CALL FOR CHANGES: Holsworth added that we will go into Executive Session to discuss Law Enforcement and again to discuss Legal. Motion made and seconded to approve agenda as amended; motion carried.

CONSENT CALENDAR: Motion made and seconded to approve July 20, 2021; minutes as presented; Vote; all aye; motion carried.

CLAIMS: Motion made and seconded to approve August 3, 2021, Payroll and Claims; A&B Business Solutions, July/August Svcs., \$586.75; Casey Peterson, 2020 Audit, \$15,125.00; Jim Daggett, Supplies, \$24.92; G Detailing, Vehicle detailing, \$150.00; Chuck Ferguson, Profession Fees, \$2,266.67; Berni Flug, Abatements, 5hrs, \$180.24; Vicki Henrichsen, Dinner-Pierre, \$61.60; Midcontinent Lab, Water test 2nd Qtr, \$311.70; Nelson's Oil & Gas, Propane, \$163.82; Claire Scott, Deposit Refund, \$6.35; Brad Westergard, Monthly Services, \$300.00; Payroll related: Finance Department, \$2,640.00; Law Enforcement, \$808.55; EFTPS, 941 payroll tax deposit, \$856.93; Health Pool of SD, Monthly Premium, \$841.42; SD Retirement Fund, \$660.48; SD Dept of Revenue, May and June Sales Tax, \$476.11. Total \$25,952.54.

LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS: Committee report from Daggett.

EXECUTIVE SESSION: Motion by King, second by Schumack to enter executive session at 6:15pm for Law Enforcement, allowable by SDCL 1-25-2.1 personnel; Motion made and seconded to exit executive session at 6:31pm. Motion for no action taken in executive session and allowing Brad Westergard's pay to go until January 1, 2022, with his leave of absence. Motion by Schumack to approve, second by Holsworth. Vote; Holsworth, aye; King, aye; Schumack, aye; Henrichsen, nay; Flug, aye; Motion carried.

LEGAL: SBHW response; Discussion will be in Executive Session. Pending

ENGINEER: Water Rehab Project: Berg indicated that it is still pending. N. Second Street Box Replacement; Holsworth is still waiting to talk to Kyle from DOT. Pending. Lone Coyote Subdivision; Pending. Hermosa Sidewalk Project; Encroachment Survey was completed and there are no problems; Pending. Sewer Project (Lagoon Expansion), Pending; Water/Sewer Facility Plans; Pending. Hermosa Hills Drainage; Technical Memorandum provided by ACES to address a variety of issues regarding drainage and culvert sizing. Recommendations for Lot 9 included plan to construct 8 ft x 1 ft deep drainage ditch on centerline of the 10 ft drainage easement. Seed, fertilize and cover ditch area & provide erosion control blanket throughout ditch. Provide silt fence or sediment filtering device on north end of ditch section. Lot 9 & 10 driveway culvert size should be 18" CMP. Culvert ditch flowline should have 1' min. gravel cover above the pipe. Staff report provides recommendations for Marie Street and requires ditches to be maintained in the future. ACES agreed to survey and provide flow lines. Mr. Pulis has agreed to follow recommendations for all upcoming construction. Mr. Preston will need to address issues and follow recommendations for previous construction and take on the financial responsibility; Pending. Weston Closeout; After repeated attempts from Mr. Johnson to contact Weston and no response, the board agreed to sign off without Weston's approval. Motion by Schumack, second by Henrichsen to approve closeout. Vote; all aye; motion carried

PUBLIC WORKS: Committee Report; Lagoon has been pumped again. Waiting for pump on old well. Discussion included the Booster pumps on W. Main and gravity test still needs to be completed. Need to know results of latest RAD test.

EXECUTIVE SESSION: Motion by King, second by Schumack to enter into Executive Session at 7:06pm. Motion made and seconded to exit executive session at 9:45pm; Vote; all aye; motion carried. No action taken.

FINANCE OFFICE: Dybvig presented monthly financial reports for review; no action. Department Updates; Overtime approved for Dybvig. Fee schedule; Review of Hot Springs fee schedule. Board encouraged to take home and review and make recommendations at next meeting.

PLANNING & ZONING: BOT reviewed P&Z July 27, 2021, minutes; no action. Permit 2021-22 & Permit 2021-23; Motion by Schumack, second by King to approve per recommendations required by ACES staff report. Permit 2021-25; Discussion included questions regarding common area and drainage plan. Mr. Styles indicated all common areas, on revised plan for a total common area of 1.389 acres. ACES requested that a drainage plan or report be submitted detailing the drainage through the expansion area. Mr. Styles agreed to present drainage study prior to construction starting. Motion by Holsworth, second by Schumack to approve permit per ACES staff report and pending Drainage Report. Vote; all aye; motion carried. Permit 2021-01(Extension) Motion by Holsworth, second by King to approve; Vote; all aye; motion carried.

OLD BUSINESS: Annexation: Gumbo Lilly, Fairgrounds Place; Pending. Preston Family Inc, Bids for water/sewer lines; Pending. Resolution 2021-05 Water Rate Structure; A resolution to establish water rates and charges for the Municipality of Hermosa, Custer County, South Dakota. Be it resolved by the Municipality of Hermosa, Custer County, South Dakota that the owners or occupants connected with the Hermosa Municipal Water System shall pay for water consumed at the following rates. Motion by King, second by Flug, Vote; all aye; motion carried. 2021-16 Sewer Rate Structure. A resolution to establish sewer rates and charges for the Municipality of Hermosa, Custer County, South Dakota. Be it resolved by the Municipality of Hermosa, Custer County, South Dakota that the owners or occupants connected with the Hermosa Municipal Sewer System shall pay for discharged sewer at the following rates. Motion by Schumack, second by Holsworth, Vote; all aye; motion carried. Broadband Grant Awards-Midco August 17, 2021, presentation; Pending. Town Sign; Pending. Mosquito Control Private Property Contract; Board working on fee schedule; Pending

NEW BUSINESS: Mag Water Application; Plans are to have Mag water applied next week. Holsworth requested 3 loads of rocks. Miller Construction will help with spreading the gravel and DNS will apply the Mag water. Motion by Holsworth, second by Flug; Vote; Schumack, aye; King, Aye; Henrichsen, Nay. Motion carried.

TRUSTEE INPUT: Trustee Input: King made comment that it was a good meeting, and we have a lot of things going on. Schumack agreed that it was a good meeting. Holsworth thanked our professionals. Thanked Jill for filling in and hoped Gail is having a great time.

ADJOURN: Motion made and seconded to adjourn the meeting at 8:10 pm; unanimous.

Dan Holsworth, Town Board President

ATTEST:

Jill Dybvig, Administrative Assistant
Published once at the approximate cost of ____