

**HERMOSA TOWN BOARD  
REGULAR MEETING  
TUESDAY, NOVEMBER 2, 2021 @ 6:00pm**



**ROLL CALL:** Holsworth called the meeting to order at 6:00 pm with the following members present: Flug, Holsworth, King, Schumack. Henrichsen absent. Johnson, Hagg, Berg, Ferguson, Daggett, Westergard and several interested citizens also in attendance. Pledge of Allegiance led by Holsworth.

**CALL FOR CHANGES:** Motion made and seconded to approve agenda as presented; vote; all aye, motion carried.

**CONSENT CALENDAR:** Motion made and seconded to approve the October 19, 2021, regular meeting minutes and October 27, 2021, 1:00PM and 6:00PM, special board meeting minutes; vote; all aye, motion carried.

**CLAIMS:** Motion made and seconded to approve the claims as presented; vote; all aye, motion carried. A&B Business Solutions, Copier lease payment, \$532.08; ACES, Utility plats, \$8,916.00; ACES, Water/sewer expansion, \$20,680.00; Allen, Tyler, Customer deposit refund, 300 Main #6, \$5.02; Black Hills Electric Co-op, Monthly charge, \$3,832.57; Cole, Chasen, Customer deposit refund, 101 3rd St, \$125.00; EFTPS, 941 payroll tax, \$1,082.10; Ferguson Construction, Inspections, install rock, \$480.00; Ferguson Construction, Contract Agreement, \$2,266.67; Hawkins, Pump tube, powder pillows, \$216.50; Health Pool of South Dakota, Monthly Premium, \$841.42; Horst Trucking, Clean rock, trucking, \$286.94; Johnson Law Office, Monthly charge, \$773.50; K&D Perforators, Inc, Perforating, \$9,100.00; Lingo, Monthly charge, \$33.11; Mt. Rushmore Telephone, Monthly charge, \$237.17; Pioneer Bank and Trust, Monthly charge, \$1,097.96; Pioneer Bank and Trust, 2 Signature Account Charge, \$25.00; Riteway, Utility billing forms, \$187.87; Sander Sanitation, Monthly charge, \$2,820.95; SD One Call, Locate tickets, \$178.08; SD Retirement System, October retirement, \$657.24; US Bank, TIF/Sewer, \$3,820.54; US Bank, TIF/Sewer - Extra payment, \$150,000.00; SDML Workers Compensation, 2022 renewal billing, \$1,469.00; USPS, First class, postcard stamps, \$298.00; Van Diest, Chemical, pellets, \$1,173.35; Wasson, Samantha, Customer deposit refund, 234 Donna, \$47.47; Westergard, Brad, Stipend, \$300.00; Whiting, Hagg, Hagg, Retainer, \$7,500.00; Yesco, Pole light across from school to LED, \$267.86; Southern Hills Publishing, Monthly Charge, \$180.31; Payroll related: Board of Trustees, \$950.00; Finance Department, \$2,653.50; Law Enforcement, \$1,425.00; Public Works (Meter) and Custodial, \$271.50. TOTAL: \$224,731.71

**LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS:** Daggett provided Hermosa updates. Motion made and seconded to approve mileage and per diem (receipts required) for Daggett and Westergard to attend November 10, hearing in Sioux Falls; vote; all aye, motion carried. Motion made and seconded to send a letter to citizen requesting their cooperation by not burning inappropriate items in their wood burner as it is affecting the air quality; vote; all aye, motion carried.

**LEGAL:** Johnson reported he sent the Extraterritorial Agreement with Pennington County to Pennington County, issue pending their review and response. Preston Family, Inc. Letter of Support: motion made and seconded to remove item from the agenda; vote; all aye, motion carried. Discussion of water/sewer extension project: the funds in the water and sewer funds are reserved for water and sewer projects and have been identified for use for the intended project which is the development and extension of the water and sewer lines. The board has been discussing plans since 2007 to develop the town's infrastructure in order for the town to be able to grow and thrive for future generations. In accordance with the provisions of SDCL 9-21-10, as finance officer, Boddicker confirms adequate funding existed in the sewer and water funds of Hermosa and if necessary, additional unrestricted funding may be transferred pursuant to SDCL 9-22-24 Municipal interfund loans, to cover all costs associated with the bid award for the continuation of the Town of Hermosa Water and Sewer Extension Project approved by the board on October 29, 2021. Motion made and seconded to appropriate any unrestricted funds currently held in the water and sewer funds and otherwise be designated to be used for the Town of Hermosa Water and Sewer Extension Project; vote; all aye, motion carried. The town will proceed with the annexation of, 1) 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; 2) UTILITY LOT 1 LOCATED IN THE NE1/4 SECTION 30, T2S, R8E, B.H.M., CUSTER COUNTY, SOUTH DAKOTA; 3) 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, 4) PRESTON TRACT 1 LOCATED IN SECTION 19, T2S, R8E, BHM, CUSTER COUNTY, SOUTH DAKOTA. Boddicker will publish the Public Hearing notice to be scheduled for November 23, 2021, at 10:30 am.

**ENGINEER:** Water Rehab Project (WRT System), pending. N Second Street Box Replacement, Guard Rail, pending. Lone Coyote Subdivision (Preston Sub) Preliminary Plat Application – Permit #2021-18, pending until annexation has been completed. Hermosa Sidewalk Project, pending. Sewer Project (Lagoon expansion), pending. Lone Coyote Water and Sewer Project, award was made to contractor, contractor will begin ordering pipe. Motion made and seconded to remove Lone Coyote Water and Sewer Project from the agenda and to rename with the correct title which is the Town of Hermosa Water and Sewer Extension Project; vote; all aye, motion carried. Water/Sewer Facility Plans: engineer will be submitting applications for: drilling a new well, the WRT System, the Gumbo Lily loop plus the lagoon expansion. Projects will be submitted separately as DANR will then have the option to award and fund certain options as opposed to if it all is submitted as one project. Holsworth requested to ensure we stay under the debt limit. Hermosa Hills Drainage, no update, pending. Claycomb/Dollar General: Berg working with Claycomb to resolve drainage issues at Dollar General site.

**PLANNING & ZONING:** Canceled meeting, no minutes to review. Permit 2021-36 – Preston Tract 3/Pennington Co., Subdivision Plat Application, Lone Coyote Subdivision, pending approval until mylar is presented. Leah Killian, Parcel 011738, Pumpkin Patch: motion made and seconded to remove as item needs to go back to P&Z; vote; all aye, motion carried.

**PUBLIC WORKS:** Ferguson provided updates on streets, lights, water issues. Lagoon has been pumped. Boddicker to send Neugebauer Brothers the land application contract as the current contract will expire after the first of the year.

**FINANCE OFFICE:** Boddicker provided financial reports for October 2021. Appropriate adequate funds for water/sewer extension project: this issue was discussed under Legal. Water/Sewer Facilities Funding Application: motion made and seconded to approve Boddicker to contact bond counsel to confirm they will approve to be the town’s bond counsel on the Water/Sewer Facility Projects; vote; all aye, motion carried. Rease’s Senior Project: Reace, a student at Custer School, is working on her required student senior project and requested the town to contribute to her project, which is a community BBQ and dance to help bond the community through food, games and music. The board all supports Reace’s project but are unable to contribute to the project using town funds.

**OLD BUSINESS:** Annexation: Gumbo Lilly, Fairgrounds Place: the board is proceeding with plans to annex Gumbo Lilly and Fairgrounds Place properties. Johnson is developing annexation petitions. Town Sign: a new sign will be erected depicting town businesses. Boddicker to request Mike Willey, Rosenbaum’s Signs Company, to attend November 23 meeting to discuss sign location details and other matters. Utility Plats, Preston Plat: 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 LOCATED IN THE NE1/4 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. Motion made and seconded to remove items from the agenda; vote; all aye, motion carried.

**NEW BUSINESS:** Hermosa School, Phase 2 Traffic Control Plan: pending until completion of project. Fees for Travel Park: 2021 retroactive or remainder of year, pending Work Session discussion. Dollar General Malt Beverage/Wine License, pending response from Dollar General. 1<sup>ST</sup> Reading: ADU Zoning Ordinance: ordinance was not introduced for first reading as there were a few details to correct. Ordinance to be returned to P&Z for review.

**Operating Agreement Renewal:** MG Oil Co-Hermosa Deli & Lounge: Retail On-Sale Liquor License, Corner Pantry Travel Center: Package Off-Sale Liquor License. Motion made and seconded to approve; vote, all aye, motion carried. Lazy R Bar and Grill: Retail On-Sale Liquor-Restaurant: Motion made and seconded to approve; vote, all aye, motion carried.

**Uniform Alcoholic Beverage License Renewal:** Motion made and seconded to approve RL-5208, M G Oil Co – Hermosa Deli & Lounge, Retail (on-sale) Liquor; vote; all aye, motion carried. Motion made and seconded to approve PL-4469, Corner Pantry Travel Center, Package (off-sale) Liquor; vote; all aye, motion carried. Motion made and seconded to approve RR-22505, Lazy R Bar and Grill; Retail (on-sale) Liquor-Restaurant; vote; all aye, motion carried. Motion made and seconded to remove the liquor licenses and Operating Agreements from the agenda; vote; all aye, motion carried.

**ITEMS FROM CITIZENS:** Discussion on location of new town sign. Concern with the location of the street light on Whitney; no action.

**TRUSTEE INPUT:** Trustees appreciated the productive meeting; appreciated citizens attending the meeting.

**ADJOURN:** Motion made and seconded to adjourn the meeting at 8:45pm.

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Dan Holsworth, Town Board President

ATTEST:

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Gail Boddicker, Finance Officer

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