

**HERMOSA TOWN BOARD  
TUESDAY, JANUARY 23, 2024  
REGULAR MEETING @ 6:00pm**

ROLL CALL: Styles called the meeting to order on Tuesday, January 23, 2024, at 6:00 pm with the following members present: Ferguson, Henrichsen, Holsworth and Kramer. Attorney Johnson absent. Interested citizens also present. A special thanks to the public members, Chuck the public works contractor, and Gail the town Finance Officer. Pledge of Allegiance led by Styles.

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

**CONSENT CALENDAR:**

Motion made and seconded to approve the January 9, 2024, regular meeting minutes as amended; discussion. Specific board meeting trustee input will not be published in the minutes.

The following January 9, 2024 minutes stated the following: *Motion made and seconded to enter Executive Session allowable by SDCL 1-25-2.1 – Legal/Personnel/Contract at 7:44 pm; vote: all ayes, motion carried. No motions made in executive session. Motion made and seconded to exit executive session at 8:50 pm; vote: all ayes, motion carried. Motion made and seconded to adjourn at 8:52 pm; vote: all ayes, motion carried.*

*Amend the January 9, 2024, minutes to: Motion made and seconded to enter Executive Session allowable by SDCL 1-25-2.1 – Legal/Personnel/Contract at 7:44 pm; vote: all ayes, motion carried. **No motions made coming out of executive session.** Motion made and seconded to exit executive session at 8:50 pm; **vote: three ayes, two absent, motion carried.** Motion made and seconded to adjourn at 8:52 pm; **vote: three ayes, two absent, motion carried.** The minutes should also reflect Kramer and Holsworth departed the meeting at 8:17 pm. Holsworth pointed out that the recording of the minutes on the website did not include the portion of the meeting following the adjournment of the executive session; finance officer to ensure it is on the website.*

Amend the January 12, 2024, special meeting minutes to reflect the meeting was called to order at 9:08 am.

Vote on approving the amended January 9, 2024 and January 12, 2024, minutes; vote all ayes, motion carried.

**CONFLICT OF INTEREST DECLARATION:**

All board members are responsible to refrain from discussion and voting on issues they have a conflict of interest with.

**Planning and Zoning:**

No permit issued/approved since the last meeting.

CLAIMS: Motion made and seconded to approve Payroll and Claims as amended; vote: all ayes, motion carried.

A & B Business Solutions, Monthly printer/Fax fee, \$581.81; Black Hills Electric Coop. Inc., Utilities - December 2023, \$2,374.94; Federal Emergency Management Agency, CLOMR, \$8,250.00; Ferguson, Chuck, Boat dock fabrication, snow removal, Inspection, De Icer, \$2,097.58; Hawkins, Aqua Hawke, Sodium Hypochlorite, Freight, \$742.34; Mid Continent, Water testing 4th quarter 2023, \$752.75; Pro-Tech Computers Services, Inc., Connect computers to network, move documents, SimpleCity, \$597.38; Slade Heeb, Reimbursement for Marshal badges (3), \$414.02; South Dakota 811, Message fees October - December 2023, Voice Out, \$108.57; SD Dept. of Revenue, Sales tax Nov/Dec 2023, \$562.77; SD Dept of Transportation, Share of costs - Sidewalk, \$59,022.96; Payable Total: **\$75,505.12**. Payroll related: Financial administration, \$2,669.48, Water, \$240.80, Sewer, \$144.46, Promoting City/ BBB, \$48.11, EFTPS-Electronic Federal Tax, FED/FICA TAX, \$878.40. Total Payroll Related Paid: **\$3,981.25**. REPORT TOTAL: **\$ 79,486.37**. GENERAL: \$66,224.01, BBB GROSS RECEIPTS TAX: \$ 62.44, WATER: \$2,613.36, SEWER: \$10,586.56, Total **\$79,486.37**.

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: The town marshal position is open and advertisement has been published. Motion made and seconded to approve to abate the prairie dogs at the outdoor theater at a cost of \$700 and invoice the owners; if no payment is received from owner, the town will place lien on the property; vote; four ayes, one nay, motion carried.

LEGAL: No report.

ENGINEER: Hermosa Sidewalk Project: final bill presented and approved in January 23, 2024, claims.

Approval for KLJ Engineering to develop task orders; Deadline TBD.

1. Lagoon bidding and construction management, pending.
2. Engineering staff reports/office support, no new requests.
3. Feasibility study for tying into SBHW to submit to SDDANR funding/grants, pending.
4. Feasibility study for placing water, and sewer along Whitney Street from east of the railroad to Highway 79 to submit to SDDANR for funding/grants, pending.
5. Highway 79 sewer repair bidding and construction management, pending.

Request for KLJ to prepare a cost estimate and draft task order to update the Comprehensive Plan, action: requested KLJ to proceed.

Motion made and seconded to remove, “Hermosa Sidewalk Project, pending final bill from SD DOT, Town of Hermosa Water and Sewer Extension Project, and Request for KLJ to prepare a cost estimate and draft task order to update the Comprehensive Plan, from the agenda; vote all ayes, motion carried.

**PUBLIC WORKS:** Ferguson provided updates streets – will be patching pothole on Ferguson. Streetlights – ordered and soon to be shipped. Water: 1% loss. The town is compliant with the RADS and quarterly reports are not due until 2026. Sewer: thanks to Ferguson for the ramp at the lagoon. Cable that anchored the Pond Doctor broke and is now repaired. Bolted Tank Reseal – no action. Open Work Orders: Discussion on Manning Street sewer leak; homeowner is responsible for the repair/expenses.

**FINANCE OFFICE:** Boddicker provided year end revenue and expense reports; no action. Department updates: HB1010 was withdrawn, W2s and 1099s have been completed; transmittal is due. Grant research, no action. Tracking Items, no action.

**OLD BUSINESS:** Annexation: Voluntary Annexation, pending. Hermosa Connects: Business Mixer held earlier in the month was a successful event. SBHW presentation, pending. Mid to late November. Andersen Engineers, Survey; Locate 9 Corners, pending. Town office camera system investigation, pending. Requirement drainage on Lone Coyote Development and Carriage Hills, pending.

**NEW BUSINESS:** Equipment for doing locates: Ferguson will purchase locate equipment at his cost. Motion made and seconded for the BOT members who wish to attend the Legislative Day at the Capitol, to attend at their own expense; discussion. Vote; all ayes, motion carried. Motion made and seconded to approve to continue the Volunteer of the Year award for 2024; vote; all ayes, motion carried. Motion made and seconded to approve Ferguson’s contracts (Agreement for Performance of Services of Building Inspector and Agreement for Performance of Services of Public Works and Town Maintenance), discussion. Vote: four ayes, one abstained, motion carried. 1<sup>st</sup> Reading: Chapter 52 Garbage and Refuse; no action. Motion made and seconded to send letter to citizens regarding residential dumpster is in violation of the town’s ordinance. Vote: four ayes, one abstained, motion carried. Motion made and seconded to remove the following items from the agenda: Equipment for doing locates, Legislative and Municipal Day at the Legislature, Volunteer of the Year Award, Ferguson contract renewal for final approval, 1<sup>st</sup> Reading: Chapter 52, Garbage and Refuse, 120 2<sup>nd</sup> Street, Dumpster; vote: all ayes, motion carried.

**ITEMS FROM CITIZENS:** None.

**TRUSTEE INPUT:** Trustees had input.

**EXECUTIVE SESSION:**

Motion made and seconded to enter Executive Session allowable by SDCL 1-25-2.1 – Legal/Personnel/Contract at 7:12 pm; vote: all ayes, motion carried. Motion made and seconded to exit executive session at 7:59 pm; vote: all ayes, motion carried. Motion made and seconded to not accept Southern Black Hills Water proposal to provide water in Hermosa; vote; all ayes, motion carried. Motion made and seconded to approve the board president to meet with Custer County Commissioners to discuss if there is opportunity for flexibility with the ARPA funds; vote; four ayes, one nay; motion carried. Motion made and seconded to adjourn at 8:02 pm; vote: all ayes, motion carried.

Gail Boddicker, Finance Officer

Jerry Styles, Town Board Vice President

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