

**HERMOSA TOWN BOARD
TUESDAY, JUNE 20, 2023
REGULAR MEETING @ 6.00pm**

ROLL CALL: Holsworth called the meeting to order on Tuesday, June 20th at 6.05 pm with the following members present: Henrichsen, Holsworth, Kramer, Schumack. Also present: Jerry Styles, Donna Ferguson, Kent Hagg, Chuck Ferguson, Mitch Johnson and citizens. Pledge of Allegiance led by Dan Holsworth.

CALL FOR CHANGES: Changes made to add items to the agenda: Conflict of interest declaration to follow after Claims, Liaison assignment for Custer County Commissioners meetings under Assignment of Subcommittees section, public meeting room microphones-pricing as 15) I. item, also move item 11) Legal before adjournment of Old Board members and add Kent Hagg comments under this section. Motion made, seconded to approve agenda as amended; Vote: unanimous, motion carried.

CONSENT CALENDAR: Motion made, seconded to approve June 5th, 2023 regular meeting minutes as presented; Vote: unanimous, motion carried. Motion made, seconded to approve June 12th 2023 Special Meeting minutes as presented; Vote: abstained by Kramer, 4 ayes, motion carried.

CLAIMS Chuck Irvine Training expense June 2023 \$105.00; Custer County Sheriff: Law enforcement contract 6666.67; Flowers Plus: 5 Potted planters- Town office \$94.05; Golden West Technologies: Monthly service-June23 \$563.50; Hagg & Hagg LLP: DANR Issue/Legal Water/Sewer \$9,641.90; Monika Serviss: Annual FO school travel expense \$552.10; Sanders Sanitation: Monthly sanitation service 05/23 \$3,873.87; Southern Hills Publishing: Legal/Election notices \$1,281.42. Accounts Payable Total: \$22,778.51; Payroll related: 6/15/23 Financial administration \$1,920.49, Water \$157.94; Sewer \$263.24; Promoting City/ BBB \$52.64; Health Pool of SD: FO/Admin single health/life 06/23 \$1,835.74; EFTPS-Electronic Federal Tax: FED/FICA TAX \$604.03; Payroll Total: \$4,834.08. *REPORT TOTAL * \$27,612.59. GENERAL \$26,887.87; BBB GROSS RECEIPTS TAX \$68.83; WATER \$399.30; SEWER \$256.59. Discussion held for Hagg & Hagg invoice. Motion made by Kramer, seconded by Schumack to approve claims list as presented; Vote: unanimous, motion carried.

CONFLICT OF INTEREST DECLARATION: None

OLD BUSINESS: Annexation: Gumbo Lilly, Fairgrounds Place, McDermant Street-pending. Town Sign- pending. Town Office and Library deck Staining-pending. Hermosa connects- minutes included in the packet. Farmer's Market & Vendor Fair: Saturday June 24th with over 50 vendors. Information about Hermosa Connects group and upcoming events can be found at www.hermosaconnects.com website as well as Facebook page. Law enforcement contract – will be discussed at Custer County Commissioners meeting on Wednesday 06/21/2023 – pending. Town interest in hiring a police officer has been advertised and one interest has been received, will discuss setting up an interview with Law enforcement committee. Sidewalk extension: Motion made by Holsworth, seconded by Henrichsen to accept the sidewalk extension project proposed and costs covered by DOT 100%, from Ingalls Blvd. to Senior center/American legion location; Vote: Unanimous, motion carried.

LEGAL: Update on legal side of Engineering projects by Kent Hagg. Additional requested testing for ammonia levels in the sewer delayed the approval process in which the town is not meeting settlement agreement with DANR dates for lagoon expansion project. Mr. Hagg continues monitoring the situation. Citizens voiced concerns about the Engineer for the Lagoon Design not meeting the Settlement Agreement deadlines for the project and the fines that are occurring as a result of the noncompliance

ADJOURN Motion made by Schumack, seconded by Kramer to adjourn the meeting with the old board members at 6.44 pm; Vote Unanimous, motion carried.

BOARD OF TRUSTEES Oath of Office by Donna Ferguson, Jerry Styles and Vicki Henrichsen. Certificate of election: THIS IS TO CERTIFY that on the 6th day of June 2023, at the municipal election held throughout the city of Hermosa Jerry Styles and Vicki Henrichsen was duly elected by the qualified voters of the city of Hermosa to the office of Trustee for a term of 3 year(s) beginning June 20, 2023. Donna Ferguson was duly elected by the qualified voters of the city of Hermosa to the office of Trustee for a term of 2 year beginning June 20, 2023

RECOMMENCEMENT WITH NEW BOARD OF TRUSTEES Holsworth reconvened the meeting at 6:53 p.m. with the following members present: Henrichsen, Styles, Ferguson, Holsworth and Kramer. Officers presented and signed Policy 1.1, Trustee & Board Conduct and Obligations 2023.

2023-2024 APPOINTMENTS:

PRESIDENT: Motion made by Henrichsen and seconded by Ferguson to nominate Jerry Styles as Town Board President for one year term. Vote: unanimous; motion carried.

VICE PRESIDENT: Motion made by Ferguson and seconded by Styles to nominate Vicki Henrichsen as Town Board Vice President for one year term. Vote: unanimous; motion carried.

Assignment of Subcommittees:

Motion made and seconded to appoint Henrichsen as Chairman and Kramer as Vice Chair of the Water Committee; Vote: Unanimous, motion carried.

Motion made and seconded to appoint Kramer as Chairman and Holsworth as Vice Chair of the Sewer Committee; Vote: Unanimous, motion carried.

Motion made and seconded to appoint Holsworth as Chairman and Styles as Vice Chair of the Streets Committee; Vote: Unanimous, motion carried.

Motion made and seconded to appoint Ferguson as Chairman and Styles as Vice Chair of the Law Enforcement ; Vote: Unanimous, motion carried.

Motion made and seconded to appoint Styles as Chairman and Henrichsen as Vice Chair of the Finance Committee; Vote: Unanimous, motion carried.

Motion made, seconded to appoint Styles as Liaison and Henrichsen as an alternate for The Planning and Zoning board meetings for one year; Vote: Unanimous, motion carried.

Motion made, seconded to appoint Kramer as Liaison and Henrichsen as an alternate for Custer County Commissioners meetings for one year; Vote: Unanimous, motion carried.

Motion made and seconded to appoint Mitch Johnson as town attorney valid through June 18, 2024; Vote; Unanimous, motion carried. Oath of Office by Mitch Johnson, Town Attorney. Motion made and seconded to appoint Elmer Claycomb as floodplain administrator valid through June 18, 2024; vote; Unanimous, motion carried. Oath of Office by Elmer Claycomb, Floodplain Administrator. Motion made and seconded to allow Monika Serviss to take an Oath of Office as Finance officer, hired employee for the Town of Hermosa; Vote; Unanimous, motion carried. Oath of Office by Monika Serviss.

LAW ENFORCEMENT/ ABATEMENTS/COMPLAINTS: May's Custer County Log included in the meeting packet. Abatements:

Motion made, seconded to appoint the Chairman of Law enforcement, Donna Ferguson, to be the head of abatements and work together with Linda Kramer; Vote: Unanimous, motion carried. Linda Kramer and Jerry Styles to attend Custer County Commissioners meeting on 06/21/2023.

ENGINEER: Water Rehab Project (WRT System)- designs submitted June 13th to DANR-pending. Hermosa Sidewalk Project- projected start date in August and completion in October of 2023-pending. Sewer Project (Lagoon design & expansion) –plans resubmitted on June 6th to DANR for review and approval-pending. Motion made, seconded to leave Water/Sewer Facility Plans as pending; Vote: Unanimous, motion carried. Black Hills Council of Local Governments – pending. Town of Hermosa Water and sewer extension project-pending. Motion made, seconded to allow Elmer Claycomb to review last water/sewer extension design denial letter sent by DANR and request Mr. Claycomb and ACES engineering to attend next BOT meeting to discuss possible solutions; Vote: Unanimous, motion carried. Hermosa Hills drainage-awaiting final walk-through. Whitney street drainage- pending for purposes of monitoring the situation. Facility plans for booster, water meters and Rural development - pending. Motion made, seconded to remove item SDARWS Report, Pending technician assistance, update on timeline and Camera drainage/awaiting meeting with school board items under 12) H. section from the agenda; Vote: Unanimous, motion carried. Motion made by Holsworth, seconded by Henrichsen to continue using ACES engineering on the 3 active projects: WRT system, Sewer project (Lagoon expansion) and Water/Sewer extension to the North project, but any future projects to be advertised for bids and directed to a different Engineering company; Vote: Unanimous, motion carried.

PLANNING & ZONING: Review of P&Z 06-13-2023 minutes. Permit 2022-25-Digging/Row– pending. Permit 2023-06–commercial remodeling permit application – pending. Motion made, seconded to remove item 13) D. Permits for Custer County Fairgrounds from the agenda; Vote: Unanimous, motion carried. ADA compliance – Hermosa Community Center: Motion made, seconded to allow Town attorney to review the rules and regulations for enforcing ADA compliance onto local businesses; Vote: 1 Nay, 4 Ayes, motion carried. Motion made, seconded to leave ADA compliance item as pending until the Town Attorney reviews the information and can advise the board on what actions need to be taken; Vote: Unanimous, motion carried. Motion made, seconded to approve 2023-18 – Manufactured Home Moving Permit Application – Walnut Grove Mobile Home Park – Lot #57; Vote: Unanimous, motion carried. Motion made, seconded to approve Vendors Application/Fireworks – Black Powder Fireworks – June 27 – July 5 at Hermosa Community Center for a fee of \$150 due 06/20/2023 and additional 5% fee from the gross sales amount after July 5th; Vote: Unanimous, motion carried. Contractor's licensing ordinance: discussion, Motion made, seconded to allow Mitch Johnson to review the changes considered and advice the Town Board on further actions; Vote: Unanimous, motion carried.

PUBLIC WORKS: Streets, streetlights, water, sewer update report by Chuck Ferguson: Considering getting an additional water well pump to have for emergencies, additional samples for sewer/lagoon project to detect the source of high ammonia levels has been performed-pending results. Public works agreement – pending. Chuck Irvine's training expenses included in the Claims. Stop sign has been moved. Motion made, seconded to remove section: move "Stop" sign request, from the agenda item 14) E and leave section "add gravel"; Vote: Unanimous, motion carried.

FINANCE OFFICE: Monthly financials will be presented at the next BOT meeting. Department updates: FO school was very informative. Motion made, seconded to choose Battle Mountain Humane society as a Black Hills nonprofit organization for 20% donation from Custer County Chronicle subscription fee; Vote: 1 Nay, 4 Ayes, motion carried. Custer County Sherriff informed about upcoming events in Town. SDPAA renewal – pending. Grant research – further research for Community forestry grant. 2024 Budget – pending. State sales tax changing from 4.5% to 4.2%. Microphone pricing – pending research.

NEW BUSINESS: Agenda – public comments, discussion held, changes accepted. Motion made, seconded to approve amended 2023 Policy #2 Fees & Payments schedule showing Sales tax for Copies/fax and Notary charges; Vote: Unanimous, motion carried. Motion made, seconded for Jerry Styles, Donna Ferguson, Vicki Henrichsen and Linda Kramer to attend 2023 Elected Officials Workshop on July 26th, 2023 in Pierre; Vote: Unanimous, motion carried. Motion made, seconded to leave chicken ordinance/permit application form as pending and forward it to the next P & Z meeting for review and discussion; Vote: 1 Nay, 4 Ayes, motion carried. Motion made, seconded to renew the MAP GIS contract including Editors license of \$385.00 and Hosting fee of \$100; Vote: Unanimous, motion carried. Motion made, seconded to remove items 15) F. and H. also items 16) B. C. and E. from the agenda; Vote: Unanimous, motion carried.

ITEMS FROM CITIZENS: Audience had input.

EXECUTIVE SESSION: Motion made by Kramer, seconded by Holsworth at 9.46 pm for personnel issues; Vote: Linda Aye, Holsworth Aye, Henrichsen Nay, Ferguson Nay, Styles Nay, motion failed. No Executive session.

TRUSTEE INPUT: Welcome to new board members. Good meeting.

ADJOURN: Motion made, seconded to adjourn the meeting at 9.51 pm; Vote: Unanimous, motion carried.

ATTEST:

Jerry Styles, Town Board President

Monika Serviss, Finance Officer

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