

**HERMOSA TOWN BOARD
TUESDAY, NOVEMBER 4, 2025
REGULAR MEETING @ 6:00pm**

amended 11-18-2025

ROLL CALL: Koontz called the meeting to order on Tuesday, November 4, 2025, at 6:00 p.m. Roll Call was held with Kramer, Ferguson, Koontz and Serviss in attendance. Interested citizens and Town Attorney James were also present. Pledge of Allegiance led by Koontz.

CALL FOR CHANGES: Motion by Kramer and seconded by Serviss to add Item 2.5 Oath of Office for Town Attorney, Item 7 A Discussion on Christmas Parade and Christmas Party and approve agenda as amended; vote: all aye, motion carried.

OATH OF OFFICE: President Koontz administered the Oath of Office to Town Attorney James.

EXECUTIVE SESSION: Motion by Koontz and seconded by Serviss to enter Executive Session allowable by SDCL 1-25-2 – Contracts and Legal at 6:06 p.m. (after a two-minute recess); vote: all aye, motion carried. Motion by Koontz and seconded by Ferguson to exit Executive Session at 6:33 p.m.; vote: all aye, motion carried. There were no motions made from Executive Session.

CONSENT CALENDAR: Motion by ~~Ferguson~~ **Kramer** and seconded by ~~Kramer~~ **Ferguson** to approve October 7, 2025, regular meeting minutes as presented; vote: all aye, motion carried.

CONFLICT OF INTEREST DECLARATION: All board members are responsible for refraining from discussion and voting on issues where they may have a conflict of interest.

LEGAL: Discussion was held on Attorney James providing an opinion on the operational use of Vactor truck by private contract and drafting an agreement for the Brophy Road water users. These topics will be placed on the next regular meeting agenda.

TOWN/FEMA UPDATES: Discussion was held on the Christmas Parade on December 15, 2025, and a Christmas party. The board will host a town board Christmas Party prior to their regular meeting on December 16, 2025, with the party beginning at 4:30 p.m.

ENGINEER: No items were presented.

PLANNING & ZONING: Motion by Koontz and seconded by Kramer to approve Town Planner to consult with Town Attorney regarding Extraterritorial Agreements with Custer and Pennington County; vote: all aye, motion carried.

CLAIMS: Motion by Koontz and seconded by Kramer to approve the Payroll and Claims as presented: vote: all aye, motion carried. .A & B BUSINESS, monthly printer/fax fee, \$554.05; BANKWEST, monthly classic web banking fee, \$25.00; BANKWEST CREDIT CARD, keys/stamps/adobe/staples/copy paper/certified mail, \$259.74; BAROQUE ADVANTAGE LLC, final pay application #12/processing and stockpiling; \$135,726.53; BENESCH, engineering fees for WWTP, North Water Tank, FY22 DWSRF, TIF #2, Operations Contract and On-call Inspection Agreement, \$17,132.13; BLACK HILLS ELECTRIC COOP, electric utilities-September 2025, \$3,007.01; DAKOTA PUMP, shipping for lagoon pump, \$502.98; CHUCK FERGUSON, contract services for October 2025, \$3,120.00; GWORKS, annual subscription, \$9,000.00; MIDCONTINENT TESTING LAB, water an lagoon testing, \$608.00; MINDY HOLSWORTH, reimbursement for demo permit #2025-20, \$25.00; QUINN CONSTRUCTION, pay application #1 North Water Tank Project, \$32,647.36; US BANK, November 2025 quarterly SRF loan payment, \$1,493.23; **Accounts Payable Total: \$204,101.03.** UTILITY DEPOSIT REFUNDS: JUSTINA PETERS, \$42.68; KYLE SHARPE, \$200.00; **Deposit Refund Total: \$242.68.** Payroll related: Total Paid on 10/31/2025; General, \$4,463.69; Water, \$341.15; Sewer, \$125.48;

Promoting City/BBB, \$41.82; EFTPS-Electronic Federal Tax, FED/FICA TAX, \$1,332.16; SOUTH DAKOTA RETIREMENT, \$1,196.42; HEALTH POOL OF SD, \$1043.57; **Total Payroll Related Paid: \$8,544.29.**
REPORT TOTAL: \$212,888.00.

LAW ENFORCEMENT/ABATEMENTS/COMPLAINTS: Marshal Alias gave a Marshal report. He has been responding to a lot of wildlife calls. Motion by Serviss and seconded by Koontz to approve the change of Law Enforcement title form Marshal to Chief of Police; vote: all nay, motion failed. Motion by Serviss to approve use of title Chief of Police by Marshal Alias with no change to duties or pay. Motion failed for a lack of a second.

PUBLIC WORKS: Ferguson reported on four streetlights that need repair. Open Work Orders were provided in the packet. Koontz and Holsworth will meet to review work that has been completed by Holsworth on streets. Item 12 D Approve protocol for notifying residents when public utilities work being performed was tabled until the next regular meeting. A Vak Truck Operator proposal was received from Serviss. It was suggested that Serviss find another municipality that could give him guidance and training on operating the Vak Truck. The item was pended until the next regular meeting or if needed a special meeting will be called to approve.

ECONOMIC DEVELOPMENT: Motion by Serviss and seconded by Kramer to table Resolution 06-2025 Resolution Establishing the Hermosa Economic Development Committee until the second meeting in January 2026; vote: all aye, motion carried. Discussion was held on the ambulance meeting held on Tuesday, October 28, 2025. A second informational forum is planned for Thursday, December 11, 2025, with discussion on the ambulance, BHEC progress on moving office and Battle Creek Fire Department explaining results of opt-out.

FINANCE OFFICE: October financial report was provided in the packet. Cornelison developed a new format for the report as requested at a prior meeting. Cornelison will gather information on phone and internet service costs and have Koontz and Serviss review and make recommendations. Motion by Serviss and seconded by Ferguson to approve the switch to the HP 3500 HSA health plan for 2026 at a proposed single rate of \$875.96 per month and approve the town contribution of \$75 per month toward an employee HSA debit card for a net saving from previous plan cost; vote: all aye, motion carried.

OLD BUSINESS: Motion by Koontz and seconded by Kramer to approve the 2026 Operating Agreements for Corner Pantry, Hermosa Deli & Lounge, Lazy R Bar and Grill and Pop's Grocery Shoppe, pending review from Town Attorney James and Board President Koontz to ensure that we have the correct reference to the new fee schedule and then also listing what that amount would be per month for that purveyor under their current number of hours of operation; vote: all aye, motion carried. Items 15 B and C are pending until the next regular meeting.

NEW BUSINESS: Kathy Pillen and Trena Matheny were given the opportunity to introduce themselves and state the reason they are interested in the appointment for the vacant trustee position. Motion by Kramer and seconded by Koontz to nominate Trena Matheny for the vacant trustee position; vote: two aye and two nays, motion failed. Motion by Serviss and seconded by Ferguson to nominate Kathy Pillen for the vacant trustee position; vote: two ayes, Koontz abstained, motion failed. Motion by Ferguson and seconded by Koontz to extend the timeframe for accepting letters of interest for the vacant trustee position until 5:00 p.m. on November 17, 2025, and vote to fill the vacant trustee position at the November 18, 2025 meeting; vote: all aye, motion carried. Item 16 B is tabled until the next regular meeting.

CITIZENS/TRUSTEE INPUT: Audience and trustees had input. For full verbiage, please see the video recording posted on the town's You Tube channel.

ADJOURN: Motion made by Koontz and seconded by Kramer to adjourn meeting at 9:26 p.m., vote: all aye, motion carried.

ATTEST:

Terri Cornelison
Finance Officer

Kelburn Koontz
Town Board President

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