

PUBLIC HEARING NOTICE

Town of Buffalo Gap, Custer County, South Dakota
June 17, 2025, 6:00 PM Buffalo Gap Town Hall

Subject: Mandatory Water Meter Upgrade for Continued Water Service

Notice is hereby given that the Town of Buffalo Gap will hold a public hearing to discuss an upcoming water infrastructure project affecting water customers who opted out of installing new water meters.

The Town is implementing a water system improvement project that will bypass properties with non-upgraded meters. To ensure continued water service, affected customers must install the new water meters and pay monthly non-user fees in accordance with Ordinance 2018-002. Failure to comply will result in discontinuation of water service to the property and additional fees will apply for future connection to the Town of Buffalo Gap Water System.

All interested persons are encouraged to attend the hearing to provide comments or ask questions. Those interested persons not able to attend are invited and encouraged to send written comments to President, Board of Trustees, PO Box 295, Buffalo Gap, SD 57722 or email: buffalogapservicescfo@outlook.com

Christine Wells, President

ATTEST

Shelley Harris, Finance Officer

Published once at the approximate cost of: _____

TOWN OF BUFFALO GAP, SOUTH DAKOTA
NOTICE OF SPECIAL MEETING

June 17, 2025, 6:00pm, Buffalo Gap Town Hall

NOTICE IS HEREBY GIVEN that the Town of Buffalo Gap, South Dakota, will hold a Special Meeting on the above date, time, and location to discuss and act upon the following agenda items:

1. Call to Order and Roll Call
2. Pledge of Allegiance
3. Approval of Agenda
4. Drinking Water Project Phase 2 - Review Engineering Contract from Helms
 - Discussion and potential action regarding Drinking Water Project Phase 2.
5. Town Water System and Maintenance Plan
 - Review and discussion of the town's water system operations and proposed upgrades to the well pump house.
 - Potential action to approve or amend the deficiencies lists and maintenance plan.
6. Town Attorney Resolution
 - Adoption of a resolution regarding the appointment or contract of the town attorney.
7. Finance Officer Appointment
8. Hire Water Operator
9. Public Hearing Opt Out Customers
10. Other Business
 - Discussion of any additional items properly brought before the council, as permitted under SDCL 1-25-1.1.
 - Pay bills not presented at the monthly town hall meeting.
 - Discuss potential budget issues or making funds available as a result of decisions made with the agenda items above.
11. Public Comment (This is time for citizens to discuss issues or concerns for the Town of Buffalo Gap directly to the Board of Trustees. The amount of time for discussion or presentations can be limited by the President of the Board. Individuals shall refrain from discussing personalities. No action will be taken by the Board of Trustees without first being placed on a future agenda)
12. Adjournment

Christine Wells, President Board of Trustees

ATTEST:

Shelley Harris, Finance Officer

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Oath of Office

Town of Buffalo Gap, County of Custer, State of South Dakota

"I (STATE YOUR NAME) having been appointed to the position of Buffalo Gap Finance Officer, do solemnly swear, or affirm, that I will support, obey, and defend the Constitution of the United States and the Constitution of the State of South Dakota, and that I will discharge the duties of my office to the best of my ability."

Nicole Guerrieri

STATE OF SOUTH DAKOTA
COUNTY OF CUSTER

SWORN to me, this 5th day of May, 2025

Signature

Name:

Title:

Town of Buffalo Gap

REF: SDCL, 3-1-5, 9-14-6, 18-3-1

RESOLUTION 2025-6

AGREEMENT FOR SERVICES

WHEREAS, the Board of Trustees for the Town of Buffalo Gap, County of Custer, South Dakota resolves to provide a listing of Town Attorney specific services and fees rendered for the period commencing June 17, 2025;

AND WHEREAS, Town Attorney specific services rendered must be listed in accordance with SDCL 9-14-22 and SDCL 9-14-23;

AND WHEREAS, the specific services rendered and payment herein shall be as follows;

- (a) To furnish legal opinions on any matter relating to the affairs of the municipality or the official duties of such officer.
- (b) Conduct the prosecution of all actions or proceedings out of the violation of any ordinance.
- (c) Perform such other professional services incident to the office or as may be required by ordinance, resolution, or directed by the governing body.
- (d) Payment by the Town of Buffalo Gap to the law firm of Gunderson, Palmer, Nelson, & Ashmore, LLP ("GPNA") at a rate of \$285 per hour for attorney fees, at a rate of \$145.00 per hour for paralegal and certified legal assistant fees, and mileage at the established federal rate with payment of billed expenses on a monthly basis upon approval the board of trustees.
- (e) Agreement byThe Town of Buffalo Gap to add the municipal attorney (GPNA) as a named insured under the Town's Liability Insurance, Errors & Omissions Coverage and Legal Defense Coverage.

AND WHEREAS, the parties agree that the term of this Agreement for Services is from June 17, 2025, to July 1, 2026.

AND WHEREAS, the parties further agree that this agreement shall only be terminated for good cause or agreement of both parties.

NOW THEREFORE, BE IT RESOLVED that these specific services, fees, and payment methods to the law firm of Gunderson, Palmer, Nelson, & Ashmore, LLP ("GPNA") are hereby approved this 17th day of June 2025.

Buffalo Gap Town Board President

Vote:

Trustee Ray Hussey - aye/nay

Trustee Christine Wells - aye/nay

Trustee Travis Lasseter - aye/nay

First Reading: June 17, 2025

Published: _____

ATTEST:

Signature

Name:

Title:

Town of Buffalo Gap

(SEAL)