

REGULAR WHITEWOOD COUNCIL MEETING**September 21, 2026**

The Whitewood City Council met in regular session on Monday the 21st of September 2026 at Whitewood City Hall. Mayor Sara Fitzgerald called the meeting to order at 5:30 pm, with Council members Jerry Davidson, Ken Noren, Shelbi Bulat, Darrell Smith, Jeremy Noren, and Roxie Cooper present. City Attorney Fitzgerald, Police Chief Bach, Public Works Werlinger, and Finance Officer Heckenlaible were also present.

Action 2026-161

Motion by J. Noren, seconded by Bulat, to approve the minutes from the regular meeting on September 8, 2026, all members present voting yes, motion carried.

Action 2026-162

Motion by Bulat, seconded by Cooper, to approve the claims as presented. Roll call, all members present voting yes, motion carried.

CLAIMS- SEPTEMBER 21, 2026**GENERAL LEDGER**

DELTA DENTAL- Employee Dental Insurance	628.70
HEALTH POOL OF SD- Employee Health Insurance	8,966.43
UNITED HEALTH CARE- Employee Life Insurance	74.10
TOTAL	\$9,669.23

GENERAL FUND

A&B BUSINESS SOLUTIONS- Police	59.99
ALL NET CONNECTIONS- Vulnerability Assess 364.00, Server Mtn 91.00	455.00
AMAZON CAPITAL- Police 139.86, Hale Hall 119.99	259.85
BH PIONEER- Legal Publications	356.10
BH ENERGY-HH 122.51, CH 128.63, Shop 194.91, Police 281.79, Parks 174.44, Lights 1409.14	2,311.42
BLUEPEAK- Police 375.13, City Hall 450.82	825.95
BUTTE ELECTRIC- Exit Lights	336.20
KETEL THORSTENSON- 2025 Audit Billing	7,210.00
MONTANA DAKOTA- Hale Hall 21.17, Police 21.17, Shop 23.55, City Hall 21.17	87.06
PIONEER BANK- Riely TIFD August 2026	3,203.81
SUMMIT FIRE PROTECTION- Police 560.00, City Hall 172.00, Shop 199.00, Hale Hall 106.50	1,037.50
MOTOROLA- Body Camera Annual License	780.00
HORSLEY SPECIALTIES- Asbestos Removal 1216 Hooker Street	12,900.00
SOUTHERN GLAZERS- September Liquor	1,252.18
FITZGERALD LAW FIRM- Legal Services	4,007.50
QUALITY BRANDS- September Liquor	763.76
RUNNINGS- Streets	219.98
MENARDS- Police	134.99
ONSOLVE- CodeRed Renewal	1,505.06
TOTAL	\$37,706.35

LIBRARY

AMAZON CAPITAL- Books/Supplies	126.23
BH ENERGY	176.31

BLUEPEAK	205.74
MONTANA DAKOTA	21.17
SUMMIT FIRE PROTECTION	97.00
TOTAL	\$626.45

WATER/SEWER FUNDS

ADVANCED ENGINEERING- Treatment Plant Upgrade 7898.51, Water Study 1334.25	9,232.76
BH ENERGY	3,181.76
BUTTE ELECTRIC- Booster 581.28, Treatment Plant 2239.75	2,821.03
DAN'S DUMPSTERS	100.00
RITEWAY BUSINESS FORMS- Water Bills	438.32
FERGUSON WATERWORKS	38.96
ALLIANCE TECHNICAL GROUP- Testing	59.75
MONTANA DAKOTA- Booster 178.14, Well 4 57.21	235.35
SUMMIT FIRE PROTECTION	106.50
SD ONE CALL	11.55
POSTMASTER	325.00
TOTAL	\$16,550.98

AUTOMATIC PAYMENTS

USDA RURAL DEVELOPMENT- Storm Sewer	1,226.50
USDA RURAL DEVELOPMENT- Laurel Stret Project	3,254.00
EFTPS- Payroll Taxes 09/18/26	5,396.36
TOTAL	\$9,876.86

Action 2026-163

Motion by Bulat, seconded by Cooper, to lift the open container ordinance at Memorial Park ball field for a softball tournament October 2, 2026, from 5:00 PM till 11:00 PM, and October 3 & 4, 2026, from 7:00 AM till 11:00 PM. All members present voting yes, motion carried.

Item #8 on the agenda was moved up for the discussion on the 3-mile platting jurisdiction. Many landowners were present to ask their questions and gather information from the city. No action was taken.

Action 2026-164

Motion by J. Noren, seconded by Bulat, to approve the Guaranteed Maximum Price (GMP) of \$6,775,740.48 submitted by RCS Construction, Inc. and award the construction contract to RCS Construction, Inc. Roll call, all members present voting yes, motion carried.

Action 2026-165

Motion by Bulat, seconded by K. Noren, to authorize the mayor to sign and issue the Notice of Award and to execute the construction agreement after RCS Construction, Inc. supplies the required signed agreement, bonds, and insurance documentation. Roll call, all members present voting yes, motion carried.

Action 2026-166

Motion by K. Noren, seconded by Bulat, to approve the second reading of Ordinance 2026-04- The 2027 Appropriation Ordinance. Roll call, all members present voting yes, motion carried.

Action 2026-167

Motion by Bulat, seconded by J. Noren, to approve the following resolution. Roll call, all members present voting yes, motion carried.

RESOLUTION NO. 2026-05

A RESOLUTION AUTHORIZING THE GRATUITOUS TRANSFER AND DONATION OF A MUNICIPAL VEHICLE TO A NONPROFIT CORPORATION PURSUANT TO SDCL 6-5-2

WHEREAS, the City of Whitewood, is the registered and legal owner of a certain motor vehicle described as a 2023 Ford, Eldorado Bus, bearing Vehicle Identification Number (VIN) 1FDXE45F23HA53899; and

WHEREAS, the City of Whitewood, Whitewood Police Department D.A.R.E. Program, is a registered nonprofit corporation organized for charitable, educational, and public safety purposes, specifically providing drug abuse resistance education to youth; and

WHEREAS, pursuant to South Dakota Codified Law SDCL §6-5-2, a municipality is authorized to convey and transfer personal property to a nonprofit corporation for public, charitable, or humanitarian purposes without offering the property for sale and without requiring payment; and

WHEREAS, the Common Council of the City of Whitewood has determined that said vehicle is no longer required for direct public use by the municipality, and that transferring it to the aforementioned nonprofit corporation serves a vital public and humanitarian purpose for the community's youth;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF WHITEWOOD, SOUTH DAKOTA:

1. **Donation Authorized:** That pursuant to SDCL 6-5-2, the Common Council hereby approves the gratuitous transfer and donation of the aforementioned vehicle to Black Hills Baptist Church, SBC, whose address is, 12205 South Dakota Highway 34, Whitewood, SD 57793, a South Dakota non-profit church.
2. **Execution of Title:** The Mayor and the Finance Officer are hereby authorized and directed to execute a South Dakota certificate of title and any required Department of Revenue transfer documentation to legally convey ownership of the vehicle to the nonprofit entity.
3. **Exemption from Public Sale:** This transfer is explicitly declared exempt from the public auction and surplus appraisal requirements of SDCL Chapter 6-13, as authorized by the public accommodation provisions of SDCL 6-5-2.

Dated this 21st day of September 2026.

Mayor, City of Whitewood
A South Dakota Municipal Corporation

Sara Fitzgerald

ATTEST:

Cory Heckenlaible, City Finance Officer

Action 2026-168

Motion by K. Noren, seconded by Bulat, to have public works blade and maintain South Street leading to the Twin Parks Subdivision. Roll call, all members present voting yes, motion carried.

Action 2026-169

Motion by J. Noren, seconded by Bulat, to postpone any action on Riley TIFD 2, Phase 1 payments until the next regular meeting on October 5, 2026, so that Roger Riley can consult with his attorney and draft an agreement with the city. Roll call, all members present voting yes, motion carried.

Action 2026-170

Motion by J. Noren, seconded by Bulat, to accept the resignation of Library Director Deb Terhune with regret, her last day being October 15, 2026. All members present voting yes, motion carried.

Action 2026-171

Motion by Bulat, seconded by Cooper, to approve first reading of Ordinance 2026-05- Oak Street speed limit change. Roll call, Davidson no, Bulat yes, Cooper yes, J. Noren yes, K. Noren no, Smith yes. Motion carried.

Action 2026-172

Motion by J. Noren, seconded by Bulat, to enter into Executive Session for legal matters pursuant to SDCL 1-25-2 (3) at 7:06 PM. All members present voting yes, motion carried.

At 7:16 PM, Mayor Fitzgerald announced that Executive Session had ended.

There being no further business, the meeting was adjourned at 7:16 PM.

SARA J. FITZGERALD
Mayor

Attest:

CORY HECKENLAIBLE
Finance Officer