

South Dakota Ellsworth Development Authority

Meeting of the Members

Board Meeting Minutes

August 5, 2011 - 9:00 AM MDT

University Center - Rapid City
4300 Cheyenne Blvd.
Rapid City, SD

Room 127

1. Call to Order: Chairman Burchill called the meeting to order (9:01 AM MDT)

Board members present: Michael Bender, Pat Burchill, Kenny McNenny, Kent Mundon, Stanley Porch, Mark Roby, and Bob Sutton. Members Sutton, Roby, and Bender joined the meeting via videoconference and were in Pierre, Watertown, and Sioux Falls respectively.

2. Approval of the Agenda

MOTION: Kenny McNenny made a motion to approve the agenda. Stanley Porch seconded the motion. The agenda was unanimously approved.

3. Approval of the minutes from the May 13, 2011 board meeting

MOTION: Kent Mundon made a motion to approve the minutes from the May 13, 2011 Board meeting. Mark Roby seconded the motion. The minutes were unanimously approved.

4. Executive Session

MOTION: Kenny McNenny made a motion to go into executive session pursuant to the provisions provided for executive sessions under S.D.C.L. 1-25-2 and/or S.D.C.L. 1-16J-18. Stanley Porch seconded the motion. The motion was unanimously approved and the Members entered into executive session at approximately 9:15 AM MDT.

5. Recess out of Executive Session

Chairman Burchill declared the Members out of Executive Session at approximately 9:46 PM at which time the Board recessed until 10:00 AM MDT.

6. Public Comment Period

The public comment period started immediately after the board reconvened from recess at 10:00 AM. There were three members of the public that made comments.

7. Old Business – None

8. New Business -

a. Resolution to appoint Executive Director

Chairman Burchill announced that Executive Director Merchen had submitted his resignation and thanked Mark Merchen for his excellent service to the board. Chairman Burchill indicated that Scott Landguth, who has been the Managing Director, had agreed to take on the position of Executive Director, upon approval of the board.

MOTION: Kent Mundon made a motion to appoint Scott Landguth as Executive Director. Stanley Porch seconded the motion. The board discussed whether the Authority had enough staff to execute all of its activities. The motion was unanimously approved.

b. Resolution to approve Bond Counsel for Regional Waste Water Treatment Plant

Chairman Burchill introduced the Bond Counsel resolution and that the staff had recommended Meierhenry Sargent, LLP to serve in this capacity.

MOTION: Bob Sutton made a motion to approve the agreement with Meierhenry Sargent LLP to serve as bond counsel for the Regional Waste Water Treatment Plant. Mark Roby seconded the motion. The motion was unanimously approved.

c. Resolution to approve Accounting Services Agreement

Chairman Burchill introduced the Accounting Services agreement resolution and that staff had recommended Casey Peterson and Associates as the accounting firm to be used.

MOTION: Michael Bender made a motion to approve the Accounting Services Agreement with Casey Peterson and Associates. Kent Mundon seconded the motion. The motion was unanimously approved.

d. Resolution to accept FLEX Loan

Chairman Burchill introduced the resolution to accept the FLEX Loan for \$586,156 from the South Dakota Housing Development Authority to purchase Freedom Estates.

MOTION: Kenny McNenny made a motion to accept the Flex Loan from the South Dakota Housing Development Authority. Stanley Porch seconded the motion. The motion was unanimously approved.

e. Resolution to accept Future Fund Grant

Chairman Burchill introduced the resolution to accept the Future Fund Grant from the State of South Dakota.

MOTION: Michael Bender made a motion to accept the Future Fund Grant from the State of South Dakota. Kent Mundon seconded the motion. The motion was unanimously approved.

f. Resolution to approve Operational Budget for FY2012

Chairman Burchill introduced the resolution to accept the Operational Budget for Fiscal Year 2012.

MOTION: Kent Mundon made a motion to approve the FY 2012 Operational budget contingent upon funding sources being available. Stanley Porch seconded the motion. Following discussion about the budget and funding sources the motion was unanimously approved.

g. Resolution to approve GIS Project Contract

Chairman Burchill introduced the resolution to approve the GIS Project Contract with Ferber Engineering Company Inc.

MOTION: Kent Mundon made a motion to approve the GIS Project contract with Ferber Engineering Company Inc. Kenny McNenny seconded the motion. The motion was unanimously approved.

h. Resolution to approve Audit Services Agreement

Chairman Burchill introduced the resolution to approve the Audit Services Agreement with Ketel Thorstenson LLP.

MOTION: Mark Roby made a motion to approve the Audit Services Agreement with Ketel Thorstenson LLP. Michael Bender seconded the motion. The motion was unanimously approved.

9. Adjournment (approximately 10:25 AM MDT)

Stanley Porch made a motion to adjourn the meeting. Kenny McNenny seconded the motion. The motion was approved unanimously.

Minutes Approved:

Chairman Burchill: _____

