

**BOARD OF ECONOMIC DEVELOPMENT
GOED CONFERENCE ROOM, 711 E WELLS AVE, PIERRE, SD
WEDNESDAY, SEPTEMBER 8, 2021, 10:00 A.M., CT**

Members Present

Chairman Jeff Erickson, Matt Judson, Sharon Casey, Mike Luken, Don Kettering, Tom Jones, Joy Nelson, Eric Yunag, Pat Burchill, Kevin Tetzlaff, David Emery and Reynold Nesiba

Staff Present

Deputy Commissioner Chris Schilken, Travis Dovre, Ashley Moore, Jack Valentine, Cathleen Rouillard and Joe Fiala

Other Staff Present

Mike Bietz and Penny Kelley – BankWest, Inc.

Call to Order

Chairman Erickson called the meeting to order at 10:01 a.m.

Agenda

A motion was made by Matt Judson and seconded by Joy Nelson to approve the agenda as approved.

Motion passed by a voice vote.

Minutes

A motion was made by Pat Burchill and seconded by Don Kettering to approve the minutes of the meetings held August 11, 2021 and August 30, 2021, as presented.

Motion passed by a voice vote.

Conflicts Disclosure

Chairman Erickson opened the floor for board members to identify potential conflicts under SDCL Chapter 3-23. There were none from board members and no objection to proceeding with the agenda.

Public Comments – none

Executive Session

A motion was made by Mike Luken and seconded by Sharon Casey to enter into Executive Session at 10:07 a.m. to discuss contract matters and commercial and financial information relating to loan and other assistance to applicants. SDCL 1-25-2(4) and SDCL 1-16G-11.

Motion passed by a voice vote.

Executive Session Report

The Chairman declared the board out of Executive Session at 10:40 a.m. The Chairman reported that the Board of Economic Development entered into Executive Session to discuss contract matters and commercial and financial information relating to loan and other assistance to applicants. No action was taken.

A motion was made by Don Kettering and seconded by Eric Yunag to approve the Chairman's report from Executive Session.

Motion passed by a voice vote.

Grant Reviews

Turner County (LIIP), FIMCO, Inc. and Royal Canin, US (RPP), Mark Fuoss and Matt Storm (SDJP)

A motion was made by Joy Nelson and seconded by Mike Luken to approve the grant reviews and recommendations as presented.

Motion passed by a voice vote.

Loan Review Summary

Century Custom Molding, Inc. and MW Properties, LLC

A motion was made by Pat Burchill and seconded by Kevin Tetzlaff to approve the loan reviews and recommendations as presented.

Motion passed by a voice vote.

Old Business

Belle Fourche Development Corporation

A motion was made by Sharon Casey and seconded by Eric Yunag to approve an extension of the grant agreement to September 9, 2022.

Motion passed by a voice vote.

City of Volga

A motion was made by David Emery and seconded by Pat Burchill to approve an extension of the grant agreement to September 9, 2022.

Motion passed by a voice vote.

Dairy Wise Builders-SD, LLC

A motion was made by Don Kettering and seconded by Mike Luken to approve changing the project owner to Dairy Wise Builders-SD II, LLC.

Motion passed by a voice vote.

Northern States Power Company

A motion was made by Joy Nelson and seconded by Tom Jones to approve extending the permit date to February 12, 2022.

Motion passed by a voice vote.

Norway Pork OP, LLC

A motion was made by Don Kettering and seconded by Pat Burchill to approve extending the construction commencement date to August 24, 2022.

Motion passed by a voice vote.

Sioux Falls Development Foundation

A motion was made by Tom Jones and seconded by Eric Yunag to approve an extension of the grant agreement to September 9, 2022.

Motion passed by a voice vote.

New Business

WPW, LLC

A motion was made by Pat Burchill and seconded by Mike Luken to approve the waiver for a loan over \$1,000,000 and a loan request from WPW, LLC in the amount of \$4,685,625. Secured by a shared first position on the lots and structures for phase 2 & 3 and the personal and corporate guaranties with 5% or more composite ownership.

The loan is approved according to the terms and conditions of the commitment letter; all documents may be executed on behalf of the Board by the Commissioner of the Governor's Office of Economic Development or the Commissioner's designee.
Motion passed by a voice vote.

Reinvestment Payment Program
Moody Biogas, LLC

A motion was made by David Emery and seconded by Don Kettering to approve the Reinvestment Payment Program grant application to Moody Biogas, LLC as recommended by staff.

Based on the representations and project description contained in the application for reinvestment payment, including but not limited to the representations concerning jobs created or retained and wages and benefits to be paid, a new or expanded facility reinvestment payment of \$546,477.00 but not to exceed 50% of the State Sales/Use Tax paid on eligible project costs, is approved for Moody Biogas, LLC. The project as completed must be substantially similar to the project described in the application and must comply with the deadlines set out SDCL Ch. 1-16G and ARSD Ch. 68:02:07. The board has considered the factors set out in SDCL 1-16G-59 and ARSD 68:02:07:04 and the likelihood the project would not be located in South Dakota absent the reinvestment payment. Staff is authorized to issue a permit consistent with the application, this approval and the applicable provisions of SDCL Ch. 1-16G and ARSD Ch. 68:02:07.

Motion passed by a voice vote.

South Dakota Jobs Program
AM&M, LLC

A motion was made by Kevin Tetzlaff and seconded by Pat Burchill to approve the South Dakota Jobs Program grant application to AM&M, LLC as recommended by staff.

Having considered the applicable factors and the likelihood the project would not occur in South Dakota without a grant, a South Dakota Jobs grant in the amount of \$47,078.48, but not to exceed 100% of the State Sales and Use Tax paid on eligible equipment costs, is approved for AM&M, LLC. The project as completed must be substantially similar to the project described in the application and must comply with the applicable deadlines and requirements set forth in statute and administrative rule.

Motion passed by a voice vote.

Adjourn

The Chairman adjourned the meeting at 10:48 a.m.

Matt Judson, Treasurer