

**BOARD OF ECONOMIC DEVELOPMENT
GOED CONFERENCE ROOM, 711 E WELLS AVE, PIERRE, SD
WEDNESDAY, NOVEMBER 13, 2024, 10:00 A.M., CT**

Members Present

Chairman Jeff Erickson, Don Kettering, Matt Judson, Sharon Casey, Mike Luken, Tom Jones, Joy Nelson, Kevin Tetzlaff, David Emery, Craig Christianson and Reynold Nesiba

Staff Present

Commissioner Joe Fiala, Deputy Commissioner Jesse Fonkert, Ashley Moore, Jack Valentine, Stephanie Deyo, Lexxy Phillips, Nick Rabern, Nadine Agneau, Adam Molseed, Curtis Egan and Alex Kahnke

Other Staff Present

Shawn Hofer – BankWest, Inc.

Others Present

Bob Mercer – Keloland News

Call to Order

Chairman Erickson called the meeting to order at 10:00 a.m.

Agenda

A motion was made by Mike Luken and seconded by Don Kettering to approve the agenda as presented.

Motion passed by a voice vote.

Minutes

A motion was made by Joy Nelson and seconded by Kevin Tetzlaff to approve the minutes of the meeting held October 9, 2024, October 30, 2024 and November 4, 2024, 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. Jeff Erickson declared a potential conflict with Benedictine Sisters of Mother of God Monastery due to banking relations and would not partake in the discussion or vote on the project. Joy Nelson declared a potential conflict with Benedictine Sisters of Mother of God Monastery due to banking relations and would not partake in the discussion or vote on the project. The Chairman opened up the floor for questions and discussion concerning the potential conflicts; there were none from the board members and no objection to proceeding with the agenda.

Public Comments – none

Executive Session

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

Motion passed by a voice vote.

Executive Session Report

The Chairman declared the board out of Executive Session at 10:44 a.m. The Chairman reported that the Board of Economic Development entered into Executive Session to discuss contract matters, commercial and financial information relating to loan and other assistance to applicants. No action was taken.

A motion was made by Joy Nelson and seconded by David Emery to approve the Chairman's report from Executive Session.
Motion passed by a voice vote.

Old Business

City of Viborg

A motion was made by Don Kettering and seconded by Kevin Tetzlaff to approve the LIIP grant agreement expiration date to December 31, 2025.
Motion passed by a voice vote.

Engineered Concrete Products, LLC

A motion was made by Matt Judson and seconded by Mike Luken to approve the SD Works commitment extension to May 10, 2025.
Motion passed by a voice vote.

TTL Holdings, LLC

A motion was made by Joy Nelson and seconded by David Emery to approve the REDI commitment extension to May 10, 2025.
Motion passed by a voice vote.

TM Industries, LLC

A motion was made by Mike Luken and seconded by Don Kettering to approve the REDI commitment extension to January 11, 2025.
Motion passed by a voice vote.

SWAT Properties, LLC

A motion was made by Don Kettering and seconded by Kevin Tetzlaff to approve the changes as presented.
Motion passed by a voice vote.

New Business

CNF Enterprises, LLC

A motion was made by Mike Luken and seconded by David Emery to approve a SD Works loan request from CNF Enterprises, LLC up to \$600,000. Secured by a first lien position on inventory and accounts receivable, second position UCC, personal guaranties from principals with 10% or more ownership and a corporate guaranty as applicable.

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.

Benedictine Sisters of Mother of God Monastery

A motion was made by Sharon Casey and seconded by Kevin Tetzlaff to approve a SD Works loan request from Benedictine Sisters of Mother of God Monastery in the amount of \$500,000. Secured by a sole second position on real estate, sole second UCC and a corporate guaranty.

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 with Jeff Erickson and Joy Nelson abstaining.

South Dakota Jobs Program

A motion was made by Joy Nelson and seconded by Matt Judson to approve the South Dakota Jobs Program application to Smack Pet Food USA.

Having considered the applicable factors and the likelihood the project would not occur in South Dakota without a grant, a South Dakota Jobs grant of \$101,591 but not to exceed 75% of the actual sales and use taxes paid on eligible project costs not to exceed \$4,985,800, is approved for Smack Pet Food USA. 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

A motion was made by Craig Christianson and seconded by Kevin Tetzlaff to adjourn the meeting at 10:53 a.m.

Motion passed by a voice vote.

Matt Judson, Treasurer