

**ECONOMIC DEVELOPMENT FINANCE AUTHORITY
GOED CONFERENCE ROOM, 711 E WELLS AVE, PIERRE, SD
WEDNESDAY, JANUARY 12, 2022, 9:30 A.M., CT**

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Notice is further given to persons with disabilities that this meeting is being held in a physical accessible place. Please notify the above mentioned office within 48 hours of the public hearing if you have special needs for which this agency will make the necessary arrangements.

**ECONOMIC DEVELOPMENT FINANCE AUTHORITY
GOED CONFERENCE ROOM, 711 E WELLS AVE, PIERRE, SD
WEDNESDAY, JANUARY 12, 2022, 9:30 A.M., CT**

Motion Sheet

EDFA Meeting: Please note times:

Call To Order: _____

Executive Session: _____

Regular Session: _____

Adjournment: _____

Board
Members

Jeff Erickson

Don
Kettering

Sharon
Casey

Tom Jones

Mike Luken

Jim Schmidt

Matt Judson

Agenda

Motion to approve the Agenda as presented.

Motion made by _____ and seconded by _____.

Minutes

Motion to approve the minutes of December 8, 2021, as presented.

Motion made by _____ and seconded by _____.

Public Comments

Commissioners Comments

Executive Session

Motion to enter into executive session to discuss contract matters and commercial and financial information relating to loan and other assistance to applicants.

Motion made by _____ and seconded by _____.

Chairman: Declare board out of executive session. [a.m.]. Chairman: The EDFA 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.

Motion to approve the chairman's report from executive session.

Motion made by _____ and seconded by _____.

Old Business

Fromm's Hardware and Plumbing

Motion to authorize staff to take such action as staff reasonably deems necessary to protect the board's interests, including the retention of legal counsel, the engagement of an auction company, or realtor, or other means of selling the real property in Kadoka, and the payment of protective advances in an amount not to exceed \$10,000.00. Actions taken by staff to date consistent with the terms of the foregoing authorization are hereby ratified.

Motion made by _____ and seconded by _____.

Jacob Johnson

Motion to approve the beginning farmer bond issue and passing Resolution B-CD as presented.

Motion made by _____ and seconded by _____.

Bills

Motion to approve the bill payable to US Bank in the amount of \$2,500, Department of Legislative Audit in the amount of \$15,409.20 and Dorsey & Whitney LLP in the amount of \$30,750.

Motion made by _____ and seconded by _____.

Adjourn

Motion made by _____ and seconded by _____.

A

**ECONOMIC DEVELOPMENT FINANCE AUTHORITY
GOED CONFERENCE ROOM, 711 E WELLS AVE, PIERRE, SD
WEDNESDAY, JANUARY 12, 2022, 9:30 A.M., CT**

The public may participate by the following:

Call In Number: (669) 900-9128 Meeting ID: 96677988449 Participant Id: # Passcode: 421401
www.zoom.com Meeting ID: 96677988449 Passcode: 421401

REGULAR SESSION AGENDA

- 9:30 A.M. Call To Order, Chairman, Jeff Erickson
- 9:35 A.M. **Approve Agenda**
RECOMMENDED ACTION: Motion to approve Agenda as provided or amended.
- Approve Minutes**
RECOMMENDED ACTION: Motion to approve Minutes as provided or amended.
- Public Comments**
- 9:40 A.M. **Commissioner's Comments**
- 9:45 A.M. **Executive Session**
RECOMMENDED ACTION: Motion to enter into executive session to discuss contract matters and commercial and financial information relating to loan and other assistance applicants.
- 9:55 A.M. **Report from Executive Session**
RECOMMENDED ACTION: Approve Chairman's report from Executive Session.
- Other Motions**
Fromm's Hardware and Plumbing
Jacob Johnson
- Bills**
US Bank - \$2,500
Department of Legislative Audit - \$15,409.20
Dorsey & Whitney LLP - \$30,750
- Adjournment**

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B

**Economic Development Finance Authority
GOED Conference Room, 711 E Wells Ave, Pierre, SD
Wednesday, December 8, 2021, 9:30 a.m. CT**

Members Present

Vice-Chairman Don Kettering, Sharon Casey, Tom Jones and Mike Luken

Staff Present

Commissioner Steve Westra, Deputy Commissioner Chris Schilken, Travis Dovre, Ashley Moore, Jack Valentine, Cathleen Rouillard, Nadine Agneau, Joe Fiala and Ann Gesick-Johnson

Call to Order

Vice-Chairman Kettering called the meeting to order at 9:30 a.m.

Agenda

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

Motion passed by a voice vote.

Minutes

A motion was made by Sharon Casey and seconded by Tom Jones to approve the minutes of October 28, 2021, as presented.

Motion passed by a voice vote.

Public Comment Period – none

Executive Session

A motion was made by Matt Judson and seconded by Mike Luken to enter into Executive Session at 9:35 a.m. to discuss contract matters and commercial and financial information relating to loan and other assistance to applicants.

Motion passed by a voice vote.

Executive Session

The Vice-Chairman declared the board out of Executive Session at 9:47 a.m. The Economic Development Finance Authority 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 Mike Luken and seconded by Sharon Casey to approve the vice-chairman's report from Executive Session.

Motion passed by a voice vote.

New Business

Jacob Johnson

A motion was made by Matt Judson and seconded by Mike Luken to approve the beginning farmer bond application for Jacob Johnson and passing Resolution A.

Motion passed by a voice vote.

Adjourn

A motion was made by Sharon Casey and seconded by Matt Judson to adjourn the meeting at 9:49 a.m.

Motion passed by a voice vote.

Matt Judson, Secretary/Treasurer

G

**Economic Development Finance Authority
January 12, 2022**

BILLS REQUIRING ACTION

US Bank	\$2,500.00
Department of Legislative Audit	\$15,409.20
Dorsey & Whitney LLP	\$30,750.00



DES MOINES OFFICE
515-283-1000

(Tax Identification No. 41-0223337)

STATEMENT OF ACCOUNT FOR PROFESSIONAL SERVICES

South Dakota Economic Development Authority
Attn: Jack Valentine
Attn: Ashley Moore
711 East Wells Avenue
Pierre SD 57501-3182

December 2, 2021
Invoice No. 3710736

Client-Matter No.: 440365-00046
Project Number 5-0017

INVOICE TOTAL

Total For Current Legal Fees	\$30,750.00
Total For Current Invoice	\$30,750.00

**Note: Waiver of bond counsel fees for Project Number: 2-0093
Hockenbrock.**

For your convenience, please remit payment to the address below or we offer the option of remitting payment electronically by wire transfer. If you have any questions regarding this information, please contact the lawyer you are working with on this project or Dorsey's Accounts Receivable Department at 1-800-861-0760. Thank you.

Mailing Instructions:
Dorsey & Whitney LLP
P.O. Box 1680
Minneapolis, MN 55480-1680

Wire Instructions:
U.S. Bank National Association
800 Nicollet Mall
Minneapolis, MN 55402

(This account is only for Wire/ACH payments)
ABA Routing Number: 091000022
Account Number: 1047-8339-8282
Swift Code: USBKUS44IMT

Please make reference to the invoice number

Service charges are based on rates established by Dorsey & Whitney. A schedule of those rates has been provided and is available upon request. Disbursements and service charges, which either have not been received or processed, will appear on a later statement.

ALL INVOICES ARE DUE 30 DAYS FROM DATE OF INVOICE UNLESS OTHERWISE EXPRESSLY AGREED BY DORSEY & WHITNEY



Corporate Trust Services
EP-MN-WN3L
60 Livingston Ave.
St. Paul, MN 55107

Invoice Number: 6338855
Account Number: 272195000
Invoice Date: 11/24/2021
Direct Inquiries To: DAN E. SHEFF
Phone: 651-466-6302

SOUTH DAKOTA ECONOMIC DEVELOPMENT
FINANCE AUTHORITY
ATTN CASSIE STOESER
711 EAST WELLS AVE
PIERRE SD 57501
SDEDFA 2013A MARMEN ENERGY HOLDING ACCT

The following is a statement of transactions pertaining to your account. For further information, please review the attached.

STATEMENT SUMMARY

PLEASE REMIT BOTTOM COUPON PORTION OF THIS PAGE WITH CHECK PAYMENT OF INVOICE.

TOTAL AMOUNT DUE \$2,500.00

All invoices are due upon receipt.

Please detach at perforation and return bottom portion of the statement with your check, payable to U.S. Bank.

SDEDFA 2013A MARMEN ENERGY HOLDING ACCT

Invoice Number: 6338855
Account Number: 272195000
Current Due: \$2,500.00

Direct Inquiries To: DAN E. SHEFF
Phone: 651-466-6302

Wire Instructions:
U.S. Bank
ABA # 091000022
Acct # 1-801-5013-5135
Trust Acct # 272195000
Invoice # 6338855
Attn: Fee Dept St. Paul

Please mail payments to:
U.S. Bank
CM-9690
PO BOX 70870
St. Paul, MN 55170-9690





Corporate Trust Services
 EP MN-WN3L
 60 Livingston Ave.
 St. Paul, MN 55107

Invoice Number: 6338855
 Invoice Date: 11/24/2021
 Account Number: 272195000
 Direct Inquiries To: DAN E. SHEFF
 Phone: 651-466-6302

SDEDFA 2013A MARMEN ENERGY HOLDING ACCT

Accounts Included 272195000 272195001
 In This Relationship:

CURRENT CHARGES SUMMARIZED FOR ENTIRE RELATIONSHIP

Detail of Current Charges	Volume	Rate	Portion of Year	Total Fees
07200 Trustee	1.00	2,500.00	100.00%	\$2,500.00
Subtotal Administration Fees - In Arrears 11/01/2020 - 10/31/2021				\$2,500.00
TOTAL AMOUNT DUE				\$2,500.00



Finance Authority
Governor's Office of Economic Development
Dolly-Reed Plaza
Pierre SD 57501

From: Department of Legislative Audit
427 S. Chapelle
C/O 500 E. Capitol
Pierre, SD 57501-5070

For the audit of the fiscal affairs of the Finance Authority for the period ended June 30, 2021.

Total Hours: 139.7 hours

Non-billable General Fund: 0.0 hours

and 205.5 hours billable at the following rates:

6.6 hours at the Fiscal 2021 rate of	\$74.50 per hour	\$491.70
<u>198.9 hours at the Fiscal 2022 rate of</u>	<u>\$75.00 per hour</u>	<u>\$14,917.50</u>
205.5		\$15,409.20

Cost Center Breakdown:

General Programs	<u>205.5 hours</u>	<u>\$15,409.20</u>
	205.5 hours	\$15,409.20

I declare and affirm under the penalties of perjury that this claim has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.

Dated this 16th day of December, 2021.



Russell A. Olson
Auditor General