

**BOARD OF ECONOMIC DEVELOPMENT  
GOED CONFERENCE ROOM, 711 E WELLS AVE, PIERRE, SD  
WEDNESDAY, MAY 12, 2021, 10:00 A.M., CT**

Members Present

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

Staff Present

Commissioner Steve Westra, Travis Dovre, Ashley Moore, Cassidy Kulesa and Joe Fiala

Other Staff Present

Mike Bietz, Andrew Coppersmith 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 Eric Yunag to approve the agenda as amended.

Motion passed by a roll call vote.

Minutes

A motion was made by Joy Nelson and seconded by Don Kettering to approve the minutes of the meetings held April 14, 2021 and May 3, 2021, as presented.

Motion passed by a roll call 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 Dakota Protein Solutions, LLC and Fox Run Townhomes, LLC as he is a shareholder and on the Board of Directors for American Bank and Trust and he 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 Pat Burchill and seconded by Mike Luken to enter into Executive Session at 10:10 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 roll call vote.

Executive Session Report

The Chairman declared the board out of Executive Session at 10:35 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 Kevin Tetzlaff to approve the Chairman's report from Executive Session.

Motion passed by a roll call vote.

Old Business

Sonstegard Foods Company

A motion was made by Joy Nelson and seconded by Tom Jones to approve extending the construction commencement date to October 12, 2021.

Motion passed by a roll call vote.

Watertown Development Company/Dakota Tube

A motion was made by Mike Luken and seconded by David Emery to approve extending the maturity of REDI loan 18-15-A to match the maturity of REDI loan 20-07-A.

Motion passed by a roll call vote.

New Business

Dakota Protein Solutions, 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 Dakota Protein Solutions, LLC in the amount of \$3,837,000. Secured by a shared first position on real estate and equipment and unlimited, unsecured personal guaranty of 125% ownership for all owners and LLC's.

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 roll call vote with Jeff Erickson abstaining.

Fox Run Townhomes, LLC

A motion was made by Don Kettering and seconded by Joy Nelson to approve the waiver for a loan over \$1,000,000 and a loan request from Fox Run Townhomes, LLC in the amount of \$4,864,725. Secured by a shared first position CREM and assignment of lease and rents and unlimited personal guaranty of 125% ownership for all owners.

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 roll call vote with Jeff Erickson abstaining.

Adjourn

The Chairman adjourned the meeting at 10:45 a.m.

  
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Matt Judson, Treasurer