

**Police Announce Arrest In June Shooting**

OMAHA, Neb. (AP) — Police have announced an arrest in the June shooting death of 36-year-old Terrell Brown behind an Omaha business center.

Police say 37-year-old Alandus Warren Sr. was booked Tuesday on suspicion of first-degree murder and use of a weapon to commit a felony in the June 5 killing.

Police were sent to the northeast Omaha business center area around 2:30 a.m., where they found Brown's body in a grass and gravel lot behind the businesses.

It's not Warren's first brush with the law. Court records show he was convicted of manslaughter for a 1997 killing and sentenced to 20 to 30 years in prison. He was released on Sept. 11, 2012.

**Man Killed In Motorcycle-Car Crash**

SPEARFISH (AP) — A collision involving a motorcycle and a car at a Spearfish area intersection killed the driver of the motorcycle and injured a passenger.

The Lawrence County Sheriff's Office says 46-year-old Robert Borbely, of Belle Fourche, died in the crash Monday afternoon. Forty-year-old passenger Kimberly Borbely was flown to a Rapid City hospital with what authorities said were serious injuries.

The driver of the car was not seriously hurt. The sheriff's office is continuing to investigate.

**Davison Approves Increase In Wheel Tax**

MITCHELL (AP) — Davison County commissioners have unanimously approved an increase in the county wheel tax.

The Daily Republic reports that the move increases the tax from \$2 per wheel to \$5, and the maximum per vehicle from \$8 to \$60 by raising the maximum number of taxable wheels from 4 to 12.

Wheel taxes are used to raise money for roads and bridges.

**2 Killed In Rollover Crash In Cass County**

PLATTSMOUTH, Neb. (AP) — Authorities say two people have died in a rollover accident near Beaver Lake in Cass County.

According to authorities, 22-year-old Jeremiah Ferguson of Omaha and 21-year-old Kelsey LeClaire of Council Bluffs, Iowa, died Tuesday.

Authorities say a 2006 Volkswagen GTI Hatchback went through a stop sign at a Highway 75 intersection and struck an embankment. According to the Cass County Sheriff's Department, the vehicle went over a fence before it landed upside down in a bean field.

Cass County Sheriff William Brueggemann said a local lawn care service noticed tracks and debris and found the vehicle, which was not visible from the highway.

Brueggemann said speed was likely a factor in the crash.

**UNL Suspends Alpha Tau Omega**

LINCOLN, Neb. (AP) — The University of Nebraska-Lincoln has suspended its Alpha Tau Omega fraternity chapter, citing a culture within the fraternity of alcohol use.

The fraternity has been affiliated with UNL since 1897. Following Wednesday's announcement, it will no longer be affiliated with the university and its chapter house will not be recognized as a university-approved housing unit. Freshmen will not be allowed to live in the chapter house.

The suspension is in effect until May 2017. That can be shortened by up to one year if the organization takes action to address the university's concerns.

The Alpha Tau Omega national office, based in Indianapolis, said in a statement Wednesday that the Gamma Theta chapter agreed to the sanctions and that it is expelling fraternity members whose actions led to the suspension.

**Development To Include Training Center**

OMAHA, Neb. (AP) — A two-block tract in north downtown Omaha is to be transformed into a \$50 million campus featuring a hotel, apartments, shops and a Kiewit international training facility.

The Omaha World-Herald reports that what is now a surface parking lot known as "The Yard" near TD Ameritrade Park will be redeveloped by NewStreet Properties and Noddle Cos.

Anchoring the redevelopment site is Kiewit Corp.'s education, innovation and leadership facility, a two-story building that will span nearly 63,000 square feet and train more than 3,000 salaried employees a year from the U.S., Canada and Australia.

The development will also include a five-story apartment building, a five-story national brand hotel and about 6,000 square feet retail shops and services.

Construction is set to begin this fall.

**Kearney Approves Rezoning, Annex Plan**

KEARNEY, Neb. (AP) — The Kearney City Council has voted to rezone and annex more than five acres of land just west of the Younes Hospitality Development.

Hastings television station KHAS-TV reports that the unanimous vote came Tuesday night. The approval paves the way for developers to build a new hotel, two or three restaurants and four apartment buildings.

Mayor Stan Clouse says any development is a good sign of growth for the city.

The council also approved plans for single-family housing in southwest Kearney near Yanney Heritage Park. Fourteen single family lots will now be part of the Park View Estates subdivision.

**Bank Robbery Suspect Caught**

SIOUX FALLS (AP) — Authorities have caught a man who walked away from a minimum-security prison in South Dakota and is suspected of robbing three banks in Minnesota.

KSTP-TV reports that 46-year-old Clint Eldeen was arrested early Wednesday in Prior Lake, Minnesota.

Eldeen was last seen leaving the minimum-security unit of the South Dakota State Penitentiary in Sioux Falls on Friday night. He's been named as a suspect in the robbery of a Bremer Bank early Saturday in Roseville, Minnesota, a St. Paul suburb.

Police in Richfield, Minnesota, say a man who robbed two banks in that city Tuesday afternoon matched Eldeen's description. Officers chased the suspect but lost him.

Eldeen was serving 20 years in prison for no-account checks. He was sentenced in 2000.

**Residents Approve \$250,000 Opt Out**

RUTLAND (AP) — People in the Rutland school district have approved a \$250,000, three-year opt out of the state-imposed property tax freeze.

The school board in March approved a \$450,000, five-year opt out, but the decision was referred to a public vote and defeated in May. The school board then proposed the smaller opt out and put it directly to a public vote.

The Daily Leader of Madison reports that 59 percent of the 172 people who voted Tuesday approved the proposal.

**Mental Health Center Replaces Building**

LINCOLN, Neb. (AP) — The city-county Public Building Commission has approved a \$3.87 million bid to renovate the Benesch Building in Lincoln to house the Mental Health Crisis Center.

The Lincoln Journal Star reports that the approval was made Tuesday.

Work on the Benesch Building and on the former county jail across the street marks the start of a shuffle of county departments into new headquarters. The Benesch Building renovation will almost entirely remake the interior to accommodate the 15-bed crisis center's patients and staff.

The Lancaster County Board must still approve the Benesch Building renovation bid.

**Tribe's Partner In Marijuana Venture Faces Challenges**

BY REGINA GARCIA CANO  
Associated Press

FLANDREAU — When the Flandreau Santee Sioux Tribe announced an agreement with an outside business for advice on how to grow and sell marijuana on its land, it touted the consultant's experience advising other groups on the topic and that it's a publicly traded company.

But documents filed by Colorado-based Monarch America Inc. with the Securities and Exchange Commission show its auditor has raised "substantial doubt" over its ability to continue as a going concern, with management estimating it needs more than \$2.5 million in revenue by the end of March to stay afloat.

Flandreau Santee Sioux President Anthony Reider told The Associated Press that tribal officials knew of Monarch's financial challenges but chose it because the company was willing to sign a short-term deal and sought a smaller share of profits than other consulting firms.

"Obviously, it raised a red flag," Reider said of the SEC filings. "But ... there are so many people in the industry that would be able to step in and help in the event that they were to close."

Monarch CEO Eric Hagen said in an interview that efforts to raise the revenue are going "very well," but wouldn't elaborate. He downplayed Monarch's financial challenges, saying the company is "in a good position currently."

The tribe already operates a casino and other businesses on its land and sees marijuana as a way to bring in more money to develop housing and other pro-

jects. It's estimating a monthly profit of up to \$2 million from a 15,000-square-foot recreational area that would include bowling, arcade games, gambling machines, bar and food service and an outdoor music venue.

The legalization vote in June came six months after the Justice Department outlined a new policy allowing Indian tribes, which are considered sovereign nations, to grow and sell marijuana on tribal lands under the same conditions laid out for states that have legalized the drug.

Federal officials aren't tracking tribes that will be selling pot, but groups monitoring nationwide developments believe the Flandreau tribe is the first to take advantage of the new policy in a state that has not decriminalized the use of marijuana.

Monarch is advising the tribe on the facility's engineering as well as the best practices for growing marijuana. It isn't managing either the indoor growing site or the recreational lounge where people may use the drug.

The company was founded in Nevada in 2010 as Lingas Ventures Inc., a mineral exploration company. Current management took over in 2014, acquired a hydroponic light and indoor gardening supplies company called The Big Tomato and renamed the company Cannabis Kinetics Corp. It became Monarch America in December.

Monarch touts services that can "elevate the business of cultivation from the erratically stocked, sparsely staffed and managed, independent-store model to that of an efficient and consistently

managed organization," according to an SEC filing.

Hagen said Monarch manages growing sites in Washington state and Colorado, one of which tribal officials visited before signing the agreement in June. The company expects to begin receiving monthly payments of \$50,000 starting in August under a management services agreement with Green Sky Inc., an indoor growing site in Denver.

But in a recent quarterly filing, the company said it doesn't have enough cash to cover expenses over the next 12 months. It warned that failure to raise enough capital "will have a severe negative impact on its ability to remain a viable company."

A going concern doubt, meaning auditors believe a firm doesn't have the resources to stay in business, complicates a company's chances of finding investors, said Ashwinpaul Sondhi, president of the A.C. Sondhi & Associates investment and consulting firm in Florida.

"The basic question for any new investor would be 'How are they going to get their money out?' There are so many other investments that are available," Sondhi said. "So in order to invest in something that is so risky that it has a going concern problem, you need to not only make sure that you get your money back, but of course the normal problem of how are you going to get a return on your investment."

Construction began this week and marijuana cultivation is expected to start in October, with the tribe hoping to have product ready for sale in December.

**Projects Push Along Track**

BY BOB MERCER  
State Capitol Bureau

PIERRE — Two projects intended to promote the production and processing of various kinds of peas in central South Dakota received assistance Wednesday from the state Railroad Board.

The board approved placing switches for a siding at Reliance along the state-owned Mitchell-Rapid City line that is being redeveloped.

Reliance Rail LLC, represented by Brad Karlen, wants to build a loading facility there.

The board also agreed to loan \$696,000 to South Dakota Pulse Processors for construction of a siding at Harrold along the Rapid City, Pierre and Eastern Railroad's line.

The company has work underway on a new processing plant. CEO Steve Brown told the state board the building materials are at the site and processing should begin by the end of 2015.

The loan is at a rate of 2 percent interest, amortized over 15 years, with a balloon payment due after seven years.

The board also heard from Jerry Cope, a board member who is employed by Dakota Mill and Grain at Rapid City, about the company's continued interest in possibly purchasing land along the state-owned line at Presho.

Cope formally recused himself before explaining that Dakota Mill and Grain wants to proceed with platting and appraisal work. The company is considering both sides of the track, he said.

"We're just asking to explore it and proceed," Cope said.

Rosebud Concrete also is interested in possibly having access to the state-owned line at Presho.

"We're not in it to shut anybody off or shut anybody out," Cope said.

State board chairman Todd Yeaton said the two companies should work with officials in the state railroad office on reaching a tentative agreement on access at Presho.

The old siding is on the north side of the track.

"We sure support what you want to do moving forward," Yeaton said.

A major rehabilitation project began this summer from Chamberlain to Presho along the line.

Wheat Growers has already committed to major grain-loading and fertilizer distribution facilities at Kennebec along the route.

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