



Lincoln, Fort Rice, Riverview, Florence Lake, Burnt Creek, Canfield, Lyman, & Phoenix
Unorganized Townships



Burleigh County Commission Meeting Agenda

Tom Baker Meeting Room, City/County Office Building, 221 N 5th St, Bismarck

Attend in Person | Watch live on Government Access Channels 2 or 602 | Listen to Radio Access 102.5 FM |
Stream on [freetv.org](https://www.freetv.org) or [Dakota Media Access Facebook Live](https://www.facebook.com/DakotaMediaAccess) | Replay later from [freetv.org](https://www.freetv.org)

July 1, 2024

5:00 PM

Invocation and Pledge of Allegiance presented by Chaplain.

COUNTY COMMISSION

1. Meeting called to order by the Chairman of the Board.
2. Roll call of members.
3. Approval of Agenda.
4. Consideration of the June 17, 2024, meeting minutes and bills.
5. Consent Agenda:
 - a. Abatements.
 - b. Applications for licenses, raffles, and special events permits.
 - c. Second Access permit application.
6. Vision Zero Coordinator Theresa Liebsch:
 - A. Vision Zero update.
7. County Engineer Hall:
 - a. **PUBLIC HEARING** for section line vacation request.
8. County Planning Director Flanagan:
 - a. Variance request.
9. Finance Director Jacobs:
 - a. Detention Center Sales tax bond update.
 - b. Continuation of Detention Center maintenance fund discussion.
10. Sheriff Leben:
 - a. Burleigh East discussion.
11. Elections Coordinator Hart:
 - a. Primary Election recap.

12. Comm. Bakken.
 - a. BNSF Railway update.
13. Other business.
14. Adjourn.

COUNTY WEED BOARD

1. Meeting called to order by the Chairman of the Board.
2. Roll call of members.
3. Consideration of the June 17, 2024, minutes, and bills.
4. Discussion on temporary worker.
5. Other business.
6. Adjourn.

The next regularly scheduled Commission meeting will be on July 15, 2024.

Mark Splonskowski
Burleigh County Auditor/Treasurer

**BURLEIGH COUNTY COMMISSION
MEETING**

JUNE 17TH, 2024

5:00 PM *Moment of silence in honor of former Burleigh County Comm. Bill Delmore and Pledge of Allegiance*

Chairman Bitner called the regular meeting of the Burleigh County Commission to order.

Roll call of the members: Commissioners Woodcox, Munson, Schwab, Bakken, and Chairman Bitner were present.

Motion by Comm. Munson, 2nd by Comm. Bakken to approve the meeting agenda. All members present voted "AYE". Motion carried.

Motion by Comm. Munson, 2nd by Comm. Bakken to approve the May 31st, 2024 special meeting and June 3rd, 2024 meeting minutes and bills. All members present voted, "AYE". Motion carried.

The following abatements were presented for the Board's consideration; a complete copy of which are on file and available for inspection in the office of the Burleigh County Auditor/Treasurer.

Owner	Tax Year	Legal Description	Credit Type	Current MV	Reduced MV
Jesse Baker	2022	Lot 16, Block 19, Meadow Valley 4th	50% Disabled Veteran	\$243,900	\$198,900
Jesse Baker	2023	Lot 16, Block 19, Meadow Valley 4th	60% Disabled Veteran	\$249,500	\$195,500
Steven & Deborah Van Berkom	2023	Block 3, Auditor's Lot 2A being a part of Lot 2, Promontory Point II	70% Disabled Veteran	\$570,400	\$444,400
Michelle Welder	2022	Lot 7, Block 1, High Meadows	True and full value exceeds market value; nonexistent improvement assessed	\$371,800	\$327,800
Michelle Welder	2023	Lot 7, Block 1, High Meadows	True and full value exceeds market value; nonexistent improvement assessed	\$399,900	\$355,900
Thomas & Kellie Erhardt	2023	Lot 4, Block 1, Rolling Meadows	50% Disabled Veteran	\$331,500	\$241,500

Harold Rants Jr	2023	2001 Yellowstone 28 x 60	100% Homestead Credit	\$67,872	\$0
Harold Rants Jr	2024	2001 Yellowstone 28 x 60	100% Homestead Credit	\$67,872	\$0
Darlene Steffan	2023	Lot 5, Block 2, Pebble Creek 9th Condo Assoc Unit 1, Garage Unit 1	100% Homestead Credit	\$199,900	\$0

Motion by Comm. Bakken, 2nd by Comm. Munson to approve the Jesse Baker (2), Steven & Deborah Van Berkom, Michelle Welder (2), Thomas & Kellie Erhardt, Harold Rants Jr (2), and Darlene Steffan abatements plus the remainder of the consent agenda in its entirety. All members present voted "AYE". Motion carried.

Doug Moser, Jared Newton, and Eric Weber from the US Fish and Wildlife Service came to the Commission to request a motion of support for the sale of land by Rice Lake in Burleigh County. Moser explained that they were approached by Virgil Gluth to sell his property to the National Wildlife Refuge System; for the process of transferring land to continue moving forward, one of the things the US Fish and Wildlife Service needs to do is reach out to the county commission to get a signed letter at a later date. Motion by Comm. Bakken, 2nd by Comm. Munson to support the sale of land by Rice Lake. Comm. Woodcox, Munson, Bakken, and Bitner voted "AYE"; Comm. Schwab voted "NAY". Motion carried.

County Planning Director Flanagan presented to the Commission an appeal of complaint from Jonathan Byers regarding the issue of two residential properties on one lot. A complaint was filed against Mr. Byers because the double garage on his property was being used as a residence. Jonathan Byers then approached the podium and explained that the original owner of the property -- Francis Sanger -- lived in the garage while he was obtaining a permit to build the main residence on the property. The garage has had a kitchen, bedroom, laundry room, and bathroom in it since its construction under Sanger, and was advertised as a guest house when the property went up for sale in 2004. Although Byers' father-in-law did live in the garage-guest house for a time until his recent passing, Byers argued that because he was a family member and never paid rent to live there, there was never any violation of Burleigh County ordinances. Byers also emphasized that he knew he was unable to rent out the garage-guest house, and never had any intentions of renting the property to anyone. Because no one was currently living in the garage-guest house and with Director Flanagan making efforts to create a countywide accessory dwelling ordinance to account for a developing nationwide trend, a motion was made by Comm. Bakken, 2nd by Comm. Munson to dismiss the complaint levied against Mr. Byers. All members present voted "AYE". Motion carried. County Engineer Hall made a quick appearance to request the Commission approve a pavement waiver as part of the approval of the Fleck subdivision. Motion by Comm. Woodcox, 2nd by Comm. Bakken to approve the request. All members present voted, "AYE". Motion carried. Flanagan then returned to present a recommendation for approval of the Fleck subdivision final plat. Motion by Comm. Bakken, 2nd by Comm. Woodcox to approve the Fleck subdivision final plat. All members present voted, "AYE". Motion carried. Flanagan thereafter presented a recommendation for approval of the Riverside 3rd final subdivision plat. Motion by Comm. Munson, 2nd by Comm. Bakken to approve the Riverside 3rd final

subdivision plat. All members present voted, "AYE". Motion carried. Flanagan lastly presented a recommendation for approval of the Peaceful View final plat. Motion by Comm. Munson, 2nd by Comm. Bakken to approve the Peaceful View final plat. All members present voted, "AYE". Motion carried.

Metropolitan Planning Organization Executive Director Rachael Lukaszewski then came forth to the Commission to request approval of the 2024 Functional Classified Network. The network helps establish urbanized boundaries for the region and is designed to allow for roads to receive federal grant aid for construction or maintenance. Lukaszewski informed the commissioners that frontage roads and new collectors were added to the network, and that the urbanized area boundaries came in a little. Motion by Comm. Woodcox, 2nd by Comm. Bakken to approve Lukaszewski's request. All members present voted "AYE". Motion carried.

County Engineer Hall presented to the Commission an underground easement request from MDU across Burleigh County property. Hall stated that after working out the finer details and rewriting the easement in a more consistent form, he recommended that the Commission approve the request. Motion by Comm. Schwab, 2nd by Comm. Bakken to approve the underground easement request. All members present voted "AYE". Motion carried.

County Finance Director Jacobs gave another update regarding the Detention Center sales tax, stating that while the sales tax measure has passed the situation on the ground has not changed. Burleigh County has the capacity to pay off its portion of the bond, but Morton County is still lagging behind. Timing remains a big issue as well. With the recent approval of the one cent sales tax in the June 11th primary election, there may not be enough time to collect funds when the tax goes into full effect, so the sooner it's enacted the more tax can be collected and used for intended purposes. Motion by Comm. Munson, 2nd by Comm. Bakken to initiate the process for the one cent sales tax based on the recent election. Comm. Woodcox, Munson, Bakken, and Bitner voted "AYE"; Comm. Schwab voted "NAY". Motion carried. Lee then stated that some bonds will need to be liquidated and proposed retaining a bidding agent to assist in the process. Motion by Comm. Woodcox, 2nd by Comm. Bakken to move forward as presented. All members present voted "AYE". Motion carried. Jacobs then went on to touch on the BMD maintenance fund; however, this item was carried over to the next commission meeting agenda for further discussion.

Auditor/Treasurer Splonskowski presented to the Commission a new liquor license application from Jocelyn Miller for the Crossroads Tavern; the Commission was informed that Hay Creek township reviewed and rejected the application for a new liquor license. Motion by Comm. Munson, 2nd by Comm. Woodcox to not approve the license application for Crossroads. Prior to voting, the discussion on the matter continued as Jocelyn Miller came forward and informed the Commission that the Crossroads Tavern was being sold to Ryan Deichert. Deichert then took to the podium and asked the Commission if Miller could be approved on the license to operate the Crossroads on the interim until Deichert can obtain a state's license. Major Hulm from the Sheriff's Department then came forward and informed the Commission that since the May 31st special meeting on the topic, on June 9th at 2:00 am deputies from the Sheriff's Department were called to the Crossroads for a medical assist; upon arriving, they were greeted by a large crowd which hindered their ability to assist. While there, they also encountered a domestic incident. Hulm also informed the Commission that the day prior on June 16th at 1:46am the Sheriff's Department had to respond to a shots fired call in the Crossroads parking lot. Motion by Comm. Munson, 2nd by Comm. Woodcox to not approve the license application for Crossroads still stood – all members present voted "AYE". Motion carried.

Chairman Bitner shared with the Commission that he received a phone call from a county resident concerning the ballot language on the one cent sales, and how it wasn't as clear as it should've been. Bitner also shared with the Commission another phone call from a different county resident concerning the mowing of grasses & lawns next to roadways, asking to publicize the risks of blowing grass onto roads and how they affect traffic. Bitner also mentioned that after some discussion with the county auditor and elections director that the county hopes to see in the future a Q&A survey and summary from election poll workers to gauge how the election went and where operations can improve.

Meeting Adjourned.

Mark Splonskowski, County Auditor/Treasurer

Brian Bitner, Chairman

DRAFT

The following list of abatements and settlement of taxes is forwarded for action to the Burleigh County Commission:

Abate #	Owner	Tax Year	Legal Description	Credit Type	Current MV	Reduced MV
24-634	Marjean Schwehr	2023	Block 2, Gateway Commons, Tract 2705A of part of Lot 1 Gateway Plaza Condo, Building 2705 Unit 5	50% Homestead Credit	\$127,700	\$63,850
24-635	Mary Magstadt	2023	Lot 2, Block 1, Ashwood 4th	100% Homestead Credit	\$415,500	\$215,500
24-636	Karen Baumgartner	2023	Block 1, Grandview Heights, Lots 4-5 & Lot A of Lot 6 Grandview Arms Condo Unit 15	50% Homestead Credit	\$107,200	\$53,600



GAMING SITE AUTHORIZATION
 ND OFFICE OF ATTORNEY GENERAL
 SFN 17996 (4-2023)

24-007

G - _____ (_____) _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization
Bismarck Cancer Center Foundation

This organization is authorized to conduct games of chance under the license granted by the North Dakota Attorney General at the following location

Name of Location
Capital City Sporting Clays

Street 12945 71st Avenue NE	City Bismarck	ZIP Code 58501	County Burleigh
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Beginning Date(s) Authorized Sept. 27, 2024	Ending Date(s) Authorized Sept 27, 2024	Number of Twenty-One tables, if zero, enter "0" 0
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Specific location where games of chance will be conducted and played at the site (required)
Under the awning of the building

If conducting Raffle or Poker activity provide date(s) or month(s) of the event(s) if known
September

RESTRICTIONS FOR CITY/COUNTY USE ONLY

The organization must provide the City/County a list of game types included in their Internal Control Manual and have the manual available upon request. The manual must thoroughly explain each game type to be conducted. The City/County can only approve these games at the site.

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

<input type="checkbox"/> Bingo	<input type="checkbox"/> Club Special	<input type="checkbox"/> Sports Pools
<input type="checkbox"/> ELECTRONIC Quick Shot Bingo	<input type="checkbox"/> Tip Board	<input type="checkbox"/> Twenty-One
<input checked="" type="checkbox"/> Raffles	<input type="checkbox"/> Seal Board	<input type="checkbox"/> Poker
<input type="checkbox"/> ELECTRONIC 50/50 Raffle	<input type="checkbox"/> Punchboard	<input type="checkbox"/> Calcuttas
<input type="checkbox"/> Pull Tab Jar	<input type="checkbox"/> Prize Board	<input type="checkbox"/> Paddlewheel with Tickets
<input type="checkbox"/> Pull Tab Dispensing Device	<input type="checkbox"/> Prize Board Dispensing Device	<input type="checkbox"/> Paddlewheel Table
<input type="checkbox"/> ELECTRONIC Pull Tab Device		

Days of week of gaming operations (if restricted)	Hours of gaming (if restricted)
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If any information above is false, it is subject to administrative action on behalf of the State of North Dakota Office of Attorney General

APPROVALS

Attorney General	Date
Signature of City/County Official	Date
PRINT Name and official position of person signing on behalf of city/county above	

INSTRUCTIONS:

1. City/County - Retain a **copy** of the Site Authorization for your files.
2. City/County - Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 OR 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (7-2023)

License Number (Office Use Only)

Site Owner (Lessor) Capital City Sporting Clays		Site Name Capital City Sporting Clays		Site Phone Number
Site Address 12945 71st Avenue NE	City Bismarck	State ND	Zip Code 58501	County Burleigh
Organization Bismarck Cancer Center Foundation	Rental Period 9/27/24 to 9/27/24		Monthly Rent Amount	
1. Is Bingo going to be conducted at the site?		<input type="checkbox"/> No	<input type="checkbox"/> Yes	
1a. If "Yes" to number 1 above, is Bingo the primary game conducted? - If Bingo is the primary game, enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts.		<input type="checkbox"/> No	<input type="checkbox"/> Yes	\$
2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____		<input type="checkbox"/> No	<input type="checkbox"/> Yes	\$
Number of Tables with wagers over \$5 _____ X Rent per Table \$ _____				\$
3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____		<input type="checkbox"/> No	<input type="checkbox"/> Yes	\$
4. Is Pull Tabs involving either a jar bar or standard dispensing device conducted at this site? Please Check: <input type="checkbox"/> Jar Bar <input type="checkbox"/> Standard Dispensing Device		<input type="checkbox"/> No	<input type="checkbox"/> Yes	\$
5. Are Electronic Pull-Tabs conducted at this site? If "Yes" please indicate the number of devices _____		<input type="checkbox"/> No	<input type="checkbox"/> Yes	\$
Total Monthly Rent				\$
6. If the only gaming activity to be conducted at the site is a raffle drawing, please check here. <input checked="" type="checkbox"/>				

TERMS OF RENTAL AGREEMENT:

This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance. The LESSOR agrees that no game will be directly operated as part of the lessor's business.

The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a credit ticket voucher from an electronic tab device, winning pull tab involving a dispensing device, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device, and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessors on call or temporary or permanent employee(s) will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

If the LESSEE provides the Lessor with a temporary loan of funds for redeeming credit ticket vouchers from an electronic pull-tab device, or pull tabs or prize boards involving a dispensing device, the lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.

The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.

The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.

A LESSOR who is an officer or board member of an organization may not participate in the organization's decision-making that is a conflict of interest.

At the LESSOR's option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

Signature of Lessor <i>Mark Sanchez</i>	Title <i>Owner</i>	Date <i>5-24-24</i>
Signature of Lessee <i>Amy Gross</i>	Title <i>Executive Director</i>	Date <i>5-29-24</i>

24-006



GAMING SITE AUTHORIZATION
ND OFFICE OF ATTORNEY GENERAL
SFN 17996 (4-2023)

G - _____ (_____) _____
Site License Number
(Attorney General Use Only)

Full, Legal Name of Gaming Organization
Dakota Junior Golf Association

This organization is authorized to conduct games of chance under the license granted by the North Dakota Attorney General at the following location

Name of Location
Apple Creek Country Club

Street 8921 E Highway 10	City Bismarck	ZIP Code 58501	County Burleigh
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Beginning Date(s) Authorized 7/1/2024	Ending Date(s) Authorized 6/30/2026	Number of Twenty-One tables, if zero, enter "0" 2
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Specific location where games of chance will be conducted and played at the site (required)
South side of site. Excludes restrooms.

If conducting Raffle or Poker activity provide date(s) or month(s) of the event(s) if known

RESTRICTIONS FOR CITY/COUNTY USE ONLY

The organization must provide the City/County a list of game types included in their Internal Control Manual and have the manual available upon request. The manual must thoroughly explain each game type to be conducted. The City/County can only approve these games at the site.

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

<input type="checkbox"/> Bingo	<input type="checkbox"/> Club Special	<input type="checkbox"/> Sports Pools
<input type="checkbox"/> ELECTRONIC Quick Shot Bingo	<input type="checkbox"/> Tip Board	<input checked="" type="checkbox"/> Twenty-One
<input type="checkbox"/> Raffles	<input type="checkbox"/> Seal Board	<input type="checkbox"/> Poker
<input type="checkbox"/> ELECTRONIC 50/50 Raffle	<input type="checkbox"/> Punchboard	<input type="checkbox"/> Calcuttas
<input type="checkbox"/> Pull Tab Jar	<input type="checkbox"/> Prize Board	<input type="checkbox"/> Paddlewheel with Tickets
<input checked="" type="checkbox"/> Pull Tab Dispensing Device	<input type="checkbox"/> Prize Board Dispensing Device	<input type="checkbox"/> Paddlewheel Table
<input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device		

Days of week of gaming operations (if restricted)	Hours of gaming (if restricted)
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If any information above is false, it is subject to administrative action on behalf of the State of North Dakota Office of Attorney General

APPROVALS

Attorney General	Date
Signature of City/County Official	Date
PRINT Name and official position of person signing on behalf of city/county above	

INSTRUCTIONS:

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RETURN ALL DOCUMENTS TO:

Office of Attorney General
Licensing Section
600 E Boulevard Ave, Dept. 125
Bismarck, ND 58505-0040
Telephone: 701-328-2329 OR 800-326-9240



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (7-2023)

License Number (Office Use Only)

Site Owner (Lessor) Apple Creek Country Club		Site Name Apple Creek Country Club		Site Phone Number [REDACTED]
Site Address 8921 East Highway 10	City Bismarck	State ND	Zip Code 58504	County Burleigh
Organization Dakota Junior Golf Association		Rental Period 7/1/2024 to 6/30/2026		Monthly Rent Amount
1. Is Bingo going to be conducted at the site?		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	
1a. If "Yes" to number 1 above, is Bingo the primary game conducted? - If Bingo is the primary game, enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts.		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____		<input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes	\$
Number of Tables with wagers over \$5 2 X Rent per Table \$ _____				\$
3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
4. Is Pull Tabs Involving either a jar bar or standard dispensing device conducted at this site? Please Check: <input type="checkbox"/> Jar Bar <input type="checkbox"/> Standard Dispensing Device		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
5. Are Electronic Pull-Tabs conducted at this site? If "Yes" please indicate the number of devices 5		<input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes	\$ 875.00
Total Monthly Rent				\$ 875.00
6. If the only gaming activity to be conducted at the site is a raffle drawing, please check here. <input type="checkbox"/>				

TERMS OF RENTAL AGREEMENT:

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The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a credit ticket voucher from an electronic tab device, winning pull tab involving a dispensing device, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device, and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessors on call or temporary or permanent employee(s) will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

If the LESSEE provides the Lessor with a temporary loan of funds for redeeming credit ticket vouchers from an electronic pull-tab device, or pull tabs or prize boards involving a dispensing device, the lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.

The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.

The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

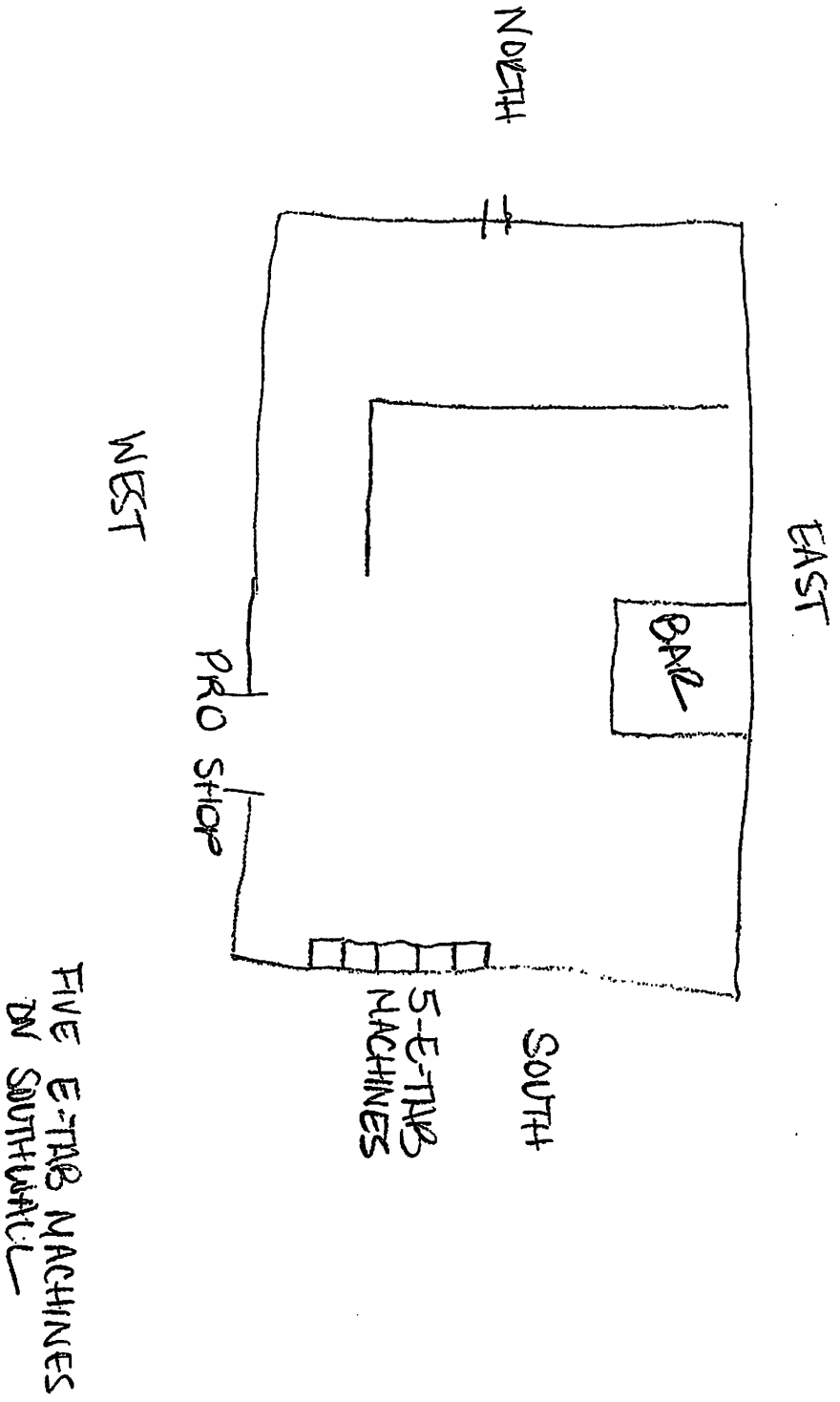
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A LESSOR who is an officer or board member of an organization may not participate in the organization's decision-making that is a conflict of interest.

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Signature of Lessor 	Title GM	Date 1-24-24
Signature of Lessee 	Title Treasurer	Date 1-24-24

APPEALWEEL COUNTRY CLUB



FIVE 5-TAB MACHINES
BY SOUTHWALL



GAMING SITE AUTHORIZATION
ND OFFICE OF ATTORNEY GENERAL
 SFN 17996 (2-2023)

24-005

G - _____ (____) _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization
Dakota Junior Golf Association

This organization is authorized to conduct games of chance under the license granted by the North Dakota Attorney General at the following location

Name of Location
Hawktree, Inc.

Street 3400 Burnt Boat Drive	City Bismarck	ZIP Code 58503	County Burleigh
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Beginning Date(s) Authorized 7/1/2023	Ending Date(s) Authorized 6/30/2025	Number of Twenty-One tables, if zero, enter "0" 2
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Specific location where games of chance will be conducted and played at the site (required)
East side of bar. Excludes restrooms.

If conducting Raffle or Poker activity provide date(s) or month(s) of the event(s) if known

RESTRICTIONS FOR CITY/COUNTY USE ONLY

The organization must provide the City/County a list of game types included in their Internal Control Manual and have the manual available upon request. The manual must thoroughly explain each game type to be conducted. The City/County can only approve these games at the site.

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

<input type="checkbox"/> Bingo	<input type="checkbox"/> Club Special	<input type="checkbox"/> Sports Pools
<input type="checkbox"/> ELECTRONIC Quick Shot Bingo	<input type="checkbox"/> Tip Board	<input checked="" type="checkbox"/> Twenty-One
<input type="checkbox"/> Raffles	<input type="checkbox"/> Seal Board	<input type="checkbox"/> Poker
<input type="checkbox"/> ELECTRONIC 50/50 Raffle	<input type="checkbox"/> Punchboard	<input type="checkbox"/> Calcuttas
<input type="checkbox"/> Pull Tab Jar	<input type="checkbox"/> Prize Board	<input type="checkbox"/> Paddlewheel with Tickets
<input checked="" type="checkbox"/> Pull Tab Dispensing Device	<input type="checkbox"/> Prize Board Dispensing Device	<input type="checkbox"/> Paddlewheel Table
<input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device		

Days of week of gaming operations (if restricted)	Hours of gaming (if restricted)
---	---------------------------------

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APPROVALS

Attorney General	Date
Signature of City/County Official	Date
PRINT Name and official position of person signing on behalf of city/county above	

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 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 OR 800-326-9240



GAMING SITE AUTHORIZATION
 ND OFFICE OF ATTORNEY GENERAL
 SFN 17996 (2-2023)

AUG 24 2023

23-005

G-1068008A

Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization
Dakota Junior Golf Association

This organization is authorized to conduct games of chance under the license granted by the North Dakota Attorney General at the following location

Name of Location
Hawktree, Inc.

Street 3400 Burnt Boat Drive	City Bismarck	ZIP Code 58503	County Burleigh
--	-------------------------	--------------------------	---------------------------

Beginning Date(s) Authorized 7/1/2023	Ending Date(s) Authorized 6/30/2025	Number of Twenty-One tables, if zero, enter "0" 2
---	---	--

Specific location where games of chance will be conducted and played at the site (required)
East side of bar. Excludes restrooms.

If conducting Raffle or Poker activity provide date(s) or month(s) of the event(s) if known

RESTRICTIONS FOR CITY/COUNTY USE ONLY

The organization must provide the City/County a list of game types included in their Internal Control Manual and have the manual available upon request. The manual must thoroughly explain each game type to be conducted. The City/County can only approve these games at the site.

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

- | | | |
|--|--|---|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input checked="" type="checkbox"/> Twenty-One |
| <input type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input checked="" type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheel with Tickets |
| <input checked="" type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input checked="" type="checkbox"/> ELECTRONIC Pull Tab Device | | |

Days of week of gaming operations (if restricted)

Hours of gaming (if restricted)

If any information above is false, it is subject to administrative action on behalf of the State of North Dakota Office of Attorney General

APPROVALS

Attorney General <i>[Signature]</i>	Date JUL 01 2023
Signature of City/County Official <i>[Signature]</i>	Date 5/16/2023
PRINT Name and official position of person signing on behalf of city/county above <i>Mark Splawski</i>	<i>8/23/2023</i>
<i>[Signature]</i>	<i>[Signature]</i>

INSTRUCTIONS:

1. City/County - Retain a copy of the Site Authorization for your files.
2. City/County - Return the original Site Authorization form to the Organization.
3. Organizations - Send the original, signed, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval.

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 OR 800-326-9240

RECEIVED
 ATTY. GENERAL'S LICENSING DEPT.

AUG 23 2023

RECEIVED
 ATTY. GENERAL'S LICENSING DEPT.

JUN 14 2023

Check _____
 Draft _____
 Cash _____ M.O. _____

Check _____
 Draft _____
 Cash _____ M.O. _____



RENTAL AGREEMENT
 OFFICE OF ATTORNEY GENERAL
 LICENSING SECTION
 SFN 9413 (Rev. 08-2019)

License Number (Office Use Only)

Site Owner (Lessor) Hawktree, Inc.		Site Name Hawktree		Site Phone Number [REDACTED]
Site Address 3400 Burnt Creek Loop		City Bismarck	State ND	Zip Code 58503
County Burleigh		Rental Period 7/1/2023 to 6/30/2025		Monthly Rent Amount
Organization (Lessee) Dakota Junior Golf Association				
1. Is Bingo going to be conducted at this site? 1a. If "Yes" to number 1 above, is Bingo the primary game conducted? If "Yes," enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts.		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		\$
2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____ Number of Tables with wagers over \$5 <u>2</u> X Rent per Table \$ _____		<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		\$
3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		\$
4. Is Pull Tabs involving either a jar bar, standard, or electronic dispensing device conducted at this site? Please check: <input type="checkbox"/> Jar Bar <input checked="" type="checkbox"/> Standard Dispensing Device		<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes		\$ 200.00
<input checked="" type="checkbox"/> Electronic Dispensing Device Number of Electronic Devices <u>3</u>				\$ 300.00
Total Monthly Rent				\$ 500.00

5. If the only gaming activity to be conducted at this site is a raffle drawing, please check here.

TERMS OF RENTAL AGREEMENT:

This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.

The LESSOR agrees that no game will be directly operated as part of the lessor's business.

The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and, except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a winning pull tab, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessor's on call or temporary or permanent employee will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

If the LESSEE provides the Lessor with a temporary loan of funds for redeeming pull tabs or prize boards, or both, involving a dispensing device, the Lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.

The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.

The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

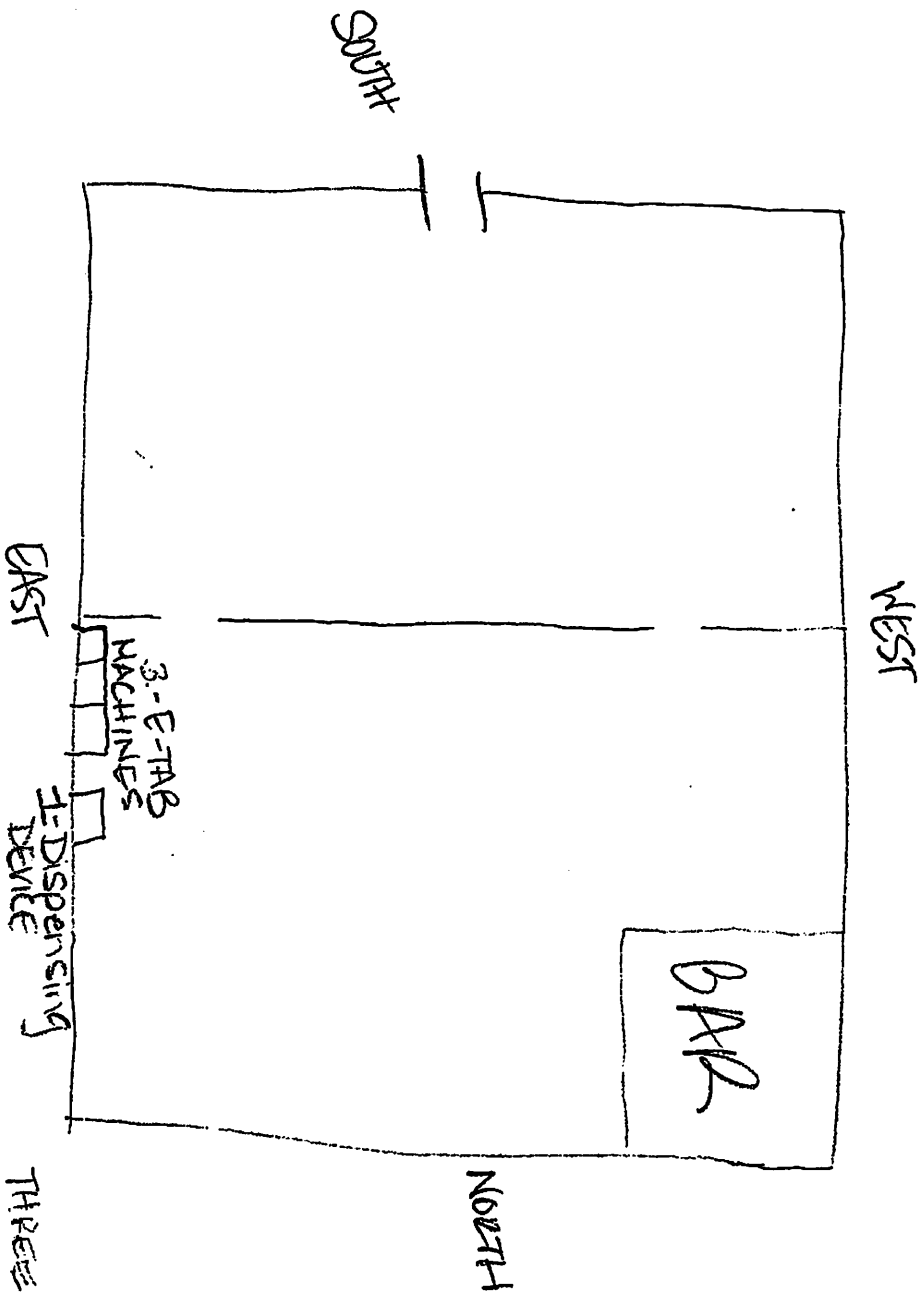
The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.

At the LESSOR'S option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

Signature of Lessor 	Title GM / HEADPRO	Date 4/13/2023
Signature of Lessee 	Title Treasurer	Date 3/24/2023

(over)

LAUREL GOLF CLUB



THREE E-TAB MACHINES
ON EASTSIDE
ONE DISPENSING DEVICE
ON EASTSIDE



GAMING SITE AUTHORIZATION
 ND OFFICE OF ATTORNEY GENERAL
 SFN 17996 (4-2023)

24-008

G - _____ (_____) _____
 Site License Number
 (Attorney General Use Only)

Full, Legal Name of Gaming Organization
Furry Friends Rockin Rescue

This organization is authorized to conduct games of chance under the license granted by the North Dakota Attorney General at the following location

Name of Location
Flash's Place

Street 1401 Hwy 83 NE	City Sterling	ZIP Code 58572	County Burleigh
---------------------------------	-------------------------	--------------------------	---------------------------

Beginning Date(s) Authorized July 20, 2024	Ending Date(s) Authorized July 20, 2024	Number of Twenty-One tables, if zero, enter "0"
--	---	---

Specific location where games of chance will be conducted and played at the site (required)
Raffle drawing will be outside - 50/50 Raffle

If conducting Raffle or Poker activity provide date(s) or month(s) of the event(s) if known
July 20, 2024

RESTRICTIONS FOR CITY/COUNTY USE ONLY

The organization must provide the City/County a list of game types included in their Internal Control Manual and have the manual available upon request. The manual must thoroughly explain each game type to be conducted. The City/County can only approve these games at the site.

ACTIVITY TO BE CONDUCTED Please check all applicable games to be conducted at site (required)

- | | | |
|--|--|---|
| <input type="checkbox"/> Bingo | <input type="checkbox"/> Club Special | <input type="checkbox"/> Sports Pools |
| <input type="checkbox"/> ELECTRONIC Quick Shot Bingo | <input type="checkbox"/> Tip Board | <input type="checkbox"/> Twenty-One |
| <input checked="" type="checkbox"/> Raffles | <input type="checkbox"/> Seal Board | <input type="checkbox"/> Poker |
| <input type="checkbox"/> ELECTRONIC 50/50 Raffle | <input type="checkbox"/> Punchboard | <input type="checkbox"/> Calcuttas |
| <input type="checkbox"/> Pull Tab Jar | <input type="checkbox"/> Prize Board | <input type="checkbox"/> Paddlewheel with Tickets |
| <input type="checkbox"/> Pull Tab Dispensing Device | <input type="checkbox"/> Prize Board Dispensing Device | <input type="checkbox"/> Paddlewheel Table |
| <input type="checkbox"/> ELECTRONIC Pull Tab Device | | |

Days of week of gaming operations (if restricted)	Hours of gaming (if restricted)
---	---------------------------------

If any information above is false, it is subject to administrative action on behalf of the State of North Dakota Office of Attorney General

APPROVALS

Attorney General	Date
Signature of City/County Official	Date
PRINT Name and official position of person signing on behalf of city/county above	

INSTRUCTIONS:

1. City/County - Retain a **copy** of the Site Authorization for your files.
2. City/County - Return the **original** Site Authorization form to the Organization.
3. Organizations - Send the **original, signed**, Site Authorization to the Office of Attorney General with any other applicable licensing forms for final approval

RETURN ALL DOCUMENTS TO:

Office of Attorney General
 Licensing Section
 600 E Boulevard Ave, Dept. 125
 Bismarck, ND 58505-0040
 Telephone: 701-328-2329 OR 800-326-9240



RENTAL AGREEMENT
OFFICE OF ATTORNEY GENERAL
LICENSING SECTION
 SFN 9413 (7-2023)

License Number (Office Use Only)

Site Owner (Lessor) Wendelyn Krous		Site Name Flash's Place		Site Phone Number [REDACTED]
Site Address 1401 Hwy 83 NE	City Sterling	State ND	Zip Code 58572	County Burleigh
Organization Furry Friends Rockin Rescue	Rental Period July 20, 2024 to July 20, 2024		Monthly Rent Amount	
1. Is Bingo going to be conducted at the site?		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	
1a. If "Yes" to number 1 above, is Bingo the primary game conducted? - If Bingo is the primary game, enter the monthly rent amount to be paid. Then answer questions 2 - 7 but do not enter any rent amounts.		<input type="checkbox"/> No	<input type="checkbox"/> Yes	\$
2. Is Twenty-One conducted at this site? Number of Tables with wagers up to \$5 _____ X Rent per Table \$ _____		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
Number of Tables with wagers over \$5 _____ X Rent per Table \$ _____				\$
3. Is Paddlewheels conducted at this site? Number of Tables _____ X Rent per Table \$ _____		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
4. Is Pull Tabs involving either a jar bar or standard dispensing device conducted at this site? Please Check: <input type="checkbox"/> Jar Bar <input type="checkbox"/> Standard Dispensing Device		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
5. Are Electronic Pull-Tabs conducted at this site? If "Yes" please indicate the number of devices _____		<input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes	\$
Total Monthly Rent				\$ ϕ
6. If the only gaming activity to be conducted at the site is a raffle drawing, please check here.		<input checked="" type="checkbox"/>		

TERMS OF RENTAL AGREEMENT:

This RENTAL AGREEMENT is between the Owner (LESSOR) and Organization (LESSEE) that will be leasing the site to conduct games of chance.

The LESSOR agrees that no game will be directly operated as part of the lessor's business.

The LESSOR agrees that the (lessor), (lessor's) spouse, (lessor's) common household members, (management), (management's) spouse, or an employee of the lessor who is in a position to approve or deny a lease may not conduct games at any of the organization's sites and except for officers and board of directors members who did not approve the lease, may not play games at that site. However, a bar employee may redeem a credit ticket voucher from an electronic tab device, winning pull tab involving a dispensing device, pay a prize board cash prize, and award a prize board merchandise prize involving a dispensing device, and sell raffle tickets or sports pool chances on a board on behalf of an organization.

The LESSOR agrees that the lessors on call or temporary or permanent employee(s) will not, directly or indirectly, conduct games at the site as an employee of the lessee on the same day the employee is working in the area of the bar where alcoholic beverages are dispensed or consumed.

If the LESSEE provides the Lessor with a temporary loan of funds for redeeming credit ticket vouchers from an electronic pull-tab device, or pull tabs or prize boards involving a dispensing device, the lessor agrees to repay the entire loan immediately when the lessee discontinues using the device at the site.

The LESSOR agrees not to interfere with or attempt to influence the lessee's selection of games, determination of prizes, including a bingo jackpot prize, or disbursement of net proceeds.

The LESSOR agrees not to loan money to, provide gaming equipment to, or count drop box cash for the lessee.

The LESSOR agrees any advertising by the lessor that includes charitable gaming must include the charitable gaming organization's name.

A LESSOR who is an officer or board member of an organization may not participate in the organization's decision-making that is a conflict of interest.

At the LESSOR's option, the lessee agrees that this rental agreement may be automatically terminated if the lessee's gaming license is suspended at this site for more than fourteen days or revoked.

Signature of Lessor <i>Wendelyn Krous</i>	Title <i>owner</i>	Date <i>6-18-2024</i>
Signature of Lessee <i>[Signature]</i>	Title <i>FFRR President</i>	Date <i>6-18-24</i>

BRIAN MARQUART

4. List the name and residence of anyone having a financial interest in the proposed enterprise:

Name	Residence	P. O. Address
------	-----------	---------------

see attached list

Date and type of any prior or present liquor business:

Current type D license held 7/1/2023- 6/30/2024.

Exact legal description of proposed enterprise:

Addition Name: The Ridge at Hawktree; TWN:139; RNG:81; BLK:01; LOT 17 & 44; Burleigh Co.
Addition Name: The Ridge at Hawktree; TWN:140; RNG:81; BLK:01; LOT 45; Burleigh Co.

Does building meet all state and local sanitation and safety requirements? Yes No

Have you ever had a liquor license revoked or rejected by any authority? Yes No

If yes, give date and details:

Have you ever been convicted of the violation of any local, state or Federal law regarding liquor:

Yes No

If yes, give date and details:

Have you ever been charged with or convicted of any crime in this state (do not include minor traffic violations), or any other state, or under any Federal Law? Yes No

If yes, give date and details:

List three business references, including one bank, and state briefly the nature and extent of business relations with each:

1. Bremer Bank - lender [REDACTED]
2. Acushnet Co. - vendor of golf merchandise [REDACTED]
3. Callaway - vendor of golf merchandise [REDACTED]

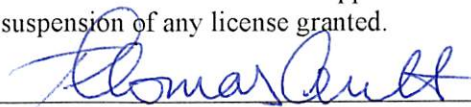
The following two items shall accompany this application:

1. The receipt from the County Treasurer indicating that the prescribed fee for the license has been deposited with the County Treasurer.
2. A statement from the County Treasurer indicating that all property taxes and special assessments of the applicant(s) have been paid.

I hereby agree and consent that authorized officers or representatives of the County may enter the premises licensed at any time to inspect the same and records of the business, and hereby waive any and all rights under the Constitution of the United States or State of North Dakota, relative to searches and seizures without issuance or use of a search warrant, and agree that I will not claim such immunities, and that such search, inspection and seizure may be made at any time without a warrant.

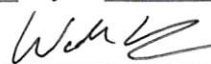
I also agree that should any of the information contained in this application change within the period of the license, if granted, that I will inform County officials immediately and furnish such details as may be requested by such officials concerning any such changes. I also agree that, should there be a change in ownership during the period of the license, prior approval of the Board of County Commissioners is required.

I further agree that any misrepresentation, false statement or omission in this application shall be grounds for rejection of said application or for revocation or suspension of any license granted.

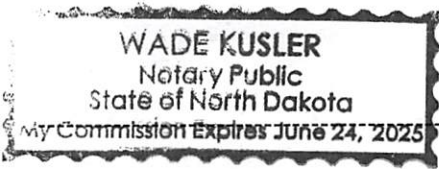


Signature of Applicant

Subscribed and sworn to before me this 4th day of June, 2024



Notary Public



Recommend application be approved _____ denied _____

Reasons for negative recommendation

County Auditor

APPLICATION FOR LIQUOR LICENSE
TOWNSHIP BOARD APPROVAL

To: Burleigh County Auditor

We, the Township Board of Hay Creek approve the
(Name of Township)

application for a Type D Retail Liquor License for

Hawktree Golf Club

(Name of Establishment)

owned by Hawktree, Inc. 3400 Burnt Creek Loop, Bismarck, ND 58503
(Licensee) (Address)

Mary L Rennick
Chairman

Larry Hardy
Member

James L Martel
Member

ATTEST

Alfred J. Helmer
(Township Clerk)

Hawktree, Inc.
Attachment to Application for Liquor License
Ownership Information

<u>Name</u>	<u>Home Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	<u>Ownership</u>
-------------	---------------------	-------------	--------------	------------	------------------

Parties holding one or more percent:

Steve McCormick	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Karen McCormick	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Dan Waldoch	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Robb Sattler	[REDACTED]	Bismarck	ND	58501	[REDACTED]

All other parties having a financial interest:

Terrance Deeter	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Matthew Deeter	[REDACTED]	Bismarck	ND	58504	[REDACTED]
William Fleck	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Thomas Ault	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Mike Halpern Estate c/o Deb Wagner, PR	[REDACTED]	Oxford	MS	38655	[REDACTED]
Gary Johnson	[REDACTED]	Bismarck	ND	58504	[REDACTED]
Fred Schmidt	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Tracy Scott	[REDACTED]	Bismarck	ND	58504	[REDACTED]
Chatree Wongjirad	[REDACTED]	Las Vegas	NV	89138	[REDACTED]
Tim Herrmann	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Craig Johnson	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Dave Andrisen	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Albert Frank	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Steven Bietz	[REDACTED]	Bismarck	ND	58503	[REDACTED]
Treasury stock	[REDACTED]				[REDACTED]

**LOCAL PERMIT OR RESTRICTED EVENT PERMIT**

NORTH DAKOTA OFFICE OF ATTORNEY GENERAL
 GAMING DIVISION
 SFN 17926 (2-2023)

Permit Number 24-008

Permit Type (check one)							
<input checked="" type="checkbox"/> Local Permit				<input type="checkbox"/> Restricted Event Permit*			
Games Authorized							
<input type="checkbox"/> Bingo	<input checked="" type="checkbox"/> Raffle	<input type="checkbox"/> Raffle Board	<input type="checkbox"/> Calendar Raffle	<input type="checkbox"/> Sports Pool	<input type="checkbox"/> Poker*	<input type="checkbox"/> Twenty-One	<input type="checkbox"/> Paddlewheels*

*See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted Only with a Restricted Event Permit. Only one permit per year.
LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS

ORGANIZATION INFO

Name of Organization or Group Heartview Foundation		Dates Authorized (Read Instruction 2) July 18, 2024	
Organization or Group Contact Person Jennifer Greuel	E-mail [REDACTED]	Telephone Number [REDACTED]	
Mailing Address [REDACTED]	City Bismarck	State ND	ZIP Code 58501

SITE INFO

Site Name Apple Creek Country Club		County Burleigh	
Site Address 8921 County Rd 10	City Bismarck	State ND	ZIP Code 58501

If the city or county is placing restrictions on the permit, please explain

Provide the exact date(s) & frequency of each event & type (Ex. Bingo every Friday 10/1-12/31, Raffle - 10/30, 11/30, 12/31, etc.)
Raffle at Golf Tournament - July 18, 2024
(proceeds are for Client Care)

Permits must be issued prior to the 1st event date.

Local governing bodies please see the instructions on the backside of this form on how to complete the permit. Be certain to provide the organization or group with the "Information Required to be Preprinted on a Standard Raffle Ticket" found on the backside of this forms if a raffle is being conducted. If a "Restricted Event Permit" is being issued, either provide organization or group with SFN 52880 "Report on a Restricted Event Permit" or make them aware that the report must be filed with the city or county and the Office of Attorney General within 30 days after the event. Before approving a site location, ensure compliance with the gaming law below

Before approving a local permit or restricted event permit the local governing body should review North Dakota Century Code 53-06.1-03(3)(a) which states:

3. A licensed organization or organization that has a permit shall conduct games as follows:
- a. Only one licensed organization or organization that has a permit may conduct games at an authorized site on a day, except that a raffle may be conducted for a special occasion by another licensed organization or organization that has a permit when one of these conditions is met:
 - (1) When the area for the raffle is physically separated from the area where games are conducted by the regular organization.
 - (2) Upon request of the regular organization and with the approval of the alcoholic beverage establishment, the regular organization's license or permit is suspended for that specific time of day by the Attorney General.

Local governing bodies should also review North Dakota Administrative Code 99-01.3-01-05 (Permits) for the administrative rules governing permits. These rules may be viewed on the North Dakota Attorney General's website at <https://attorneygeneral.nd.gov/licensing-and-gaming/gaming/gaming-laws-rules-and-publications>

CITY OR COUNTY CONTACT PERSON

Name Mark Splonskowski	Title Burleigh County Auditor	Telephone Number 701-712-2887	E-mail Address msplonskowski@nd.gov
Signature of City or County Official		Date	Issuing Governing Body <input type="checkbox"/> City <input checked="" type="checkbox"/> County

City or County must submit a copy of the permit above to the Office of Attorney General within 14 days of issuance.



APPLICATION FOR A LOCAL PERMIT OR RESTRICTED EVENT PERMIT

NORTH DAKOTA OFFICE OF ATTORNEY GENERAL

GAMING DIVISION

SFN 9338 (4-2023)

Applying for (check one)

Local Permit Restricted Event Permit*

Games to be conducted Raffle by a Political or Legislative District Party

Bingo Raffle Raffle Board Calendar Raffle Sports Pool Poker* Twenty-One* Paddlewheels*

*See Instruction 2 (f) on Page 2. Poker, Twenty-One, and Paddlewheels may be conducted Only with a Restricted Event Permit. Only one permit per year.

LOCAL PERMIT RAFFLES MAY NOT BE CONDUCTED ONLINE AND CREDIT CARDS MAY NOT BE USED FOR WAGERS

ORGANIZATION INFO

Name of Organization or Group Heartview Foundation		Dates of Activity (Does not include dates for the sales of tickets) July 18	
Organization or Group Contact Person Jennifer Greuel	E-mail [REDACTED]	Telephone Number [REDACTED]	
Business Address [REDACTED]	City Bismarck	State ND	ZIP Code 58501
Mailing Address (if different)	City	State	ZIP Code

SITE INFO

Site Name Apple Creek Country Club	County Burleigh
Site Physical Address 8921 County Rd 10	City Bismarck
	State ND
	ZIP Code 58501
Provide the exact date(s) & frequency of each event & type (Ex. Bingo every Friday 10/1-12/31, Raffle - 10/30, 11/30, 12/31, etc.) Raffle at golf tournament- 7/18	

PRIZE / AWARD INFO (If More Prizes, Attach An Additional Sheet)

Game Type	Description of Prize	Exact Retail Value of Prize
50/50 Raffle	Approx \$300 cash	
	<i>(Client Care)</i>	
Total (limit \$40,000 per year)		\$

Intended Uses of Gaming Proceeds

Substance use treatment

Does the organization presently have a state gaming license? (If yes, the organization is not eligible for a local permit or restricted event permit and should call the Office of Attorney General at 1-800-326-9240)

Yes No

Has the organization or group received a restricted event permit from any city or county for the fiscal year July 1 - June 30 (If yes, the organization or group does not qualify for a local permit or restricted event permit)

Yes No

Has the organization or group received a local permit from an city or county for the fiscal year July 1 - June 30 (If yes, indicate the total retail value of all prizes previously awarded)

No Yes - Total Retail Value: [REDACTED] (This amount is part of the total prize limit for \$40,000 per fiscal year)

Is the organization or group a state political party or legislative district party? (If yes, the organization or group may only conduct a raffle and must complete SFN 52880 "Report on a Restricted Event Permit" within 30 days of the event. Net proceeds may be for political purposes.)

Yes No

Name Jennifer Greuel	Title Director of Communicatio	Telephone Number [REDACTED]	E-mail Address [REDACTED]
Signature of Organization or Group's Top Official <i>Jf Greuel</i>		Title Director of Communications	Date 6/17/24

All Items required for this Permit have been meet.

These Items are on file and can be seen upon request.

BURLEIGH COUNTY CHECK REPLACEMENT
(4-17)

Carefully read the AFFIDAVIT AND AGREEMENT; then sign it before a Notary Public.

When we receive the signed and notarized Affidavit and Agreement a duplicate payment will be issued and forwarded to you. In the event you recover possession of the original check, DO NOT CASH IT, please advise the Burleigh County Auditor/Treasurer immediately. Our telephone number is (701) 222-6718.

MAIL THE SIGNED AND NOTARIZED AFFIDAVIT AND AGREEMENT TO:
Burleigh County Auditor/Treasurer, P.O. Box 5518, Bismarck, ND 58506-5518.

NAME AND ADDRESS OF PAYEE:

LASALLE SHOPPING CENTER LLC
3512 ROOSEVELT DR
BISMARCK, ND 58503-5853

Check Date: 03/27/2024
Original Check #: 128906
Check Amount: \$96,989.23

AFFIDAVIT AND AGREEMENT

I execute this AFFIDAVIT AND AGREEMENT for the purpose of obtaining a duplicate payment from the County of Burleigh, North Dakota.

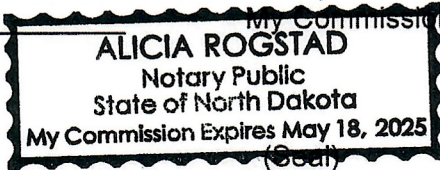
I hereby state under oath that the above-described check has never been presented to me for payment, nor transferred to any other person or persons, and the same is believed to have been lost or destroyed, and that I hereby request the County of Burleigh to issue a duplicate payment for said check.

I agree to indemnify, compensate, or make restitution to the County of Burleigh for any and all loss, damage and expense as a result of this issue of said new duplicate payment. If said original check alleged to have been lost or destroyed shall come into my possession, or under my control, I shall immediately return same to the Burleigh County Auditor, PO Box 5518, Bismarck, ND 58506-5518, for cancellation. If the aforesaid check shall at any time be cashed or presented to the Burleigh County Auditor/Treasurer by me or transferred to another person by me and result in a loss to the County of Burleigh, I shall promptly reimburse the Burleigh County Auditor/Treasurer for any such loss.

Subscribed and sworn to before me:

Ronald Krutson
Signature of Payee
Date 6/19/2024

Alicia Rogstad
Notary Public - County of Burleigh
My Commission Expires May 18, 2025



Application approved by the Burleigh County Commission on _____, 20__.

Duplicate warrant # _____ issued this _____ day of _____, 20__

Burleigh County Auditor/Treasurer

Date

BURLEIGH COUNTY CHECK REPLACEMENT
(4-17)

Carefully read the AFFIDAVIT AND AGREEMENT; then sign it before a Notary Public.

When we receive the signed and notarized Affidavit and Agreement a duplicate payment will be issued and forwarded to you. In the event you recover possession of the original check, DO NOT CASH IT, please advise the Burleigh County Auditor/Treasurer immediately. Our telephone number is (701) 222-6718.

MAIL THE SIGNED AND NOTARIZED AFFIDAVIT AND AGREEMENT TO:
Burleigh County Auditor/Treasurer, P.O. Box 5518, Bismarck, ND 58506-5518.

NAME AND ADDRESS OF PAYEE:
LASALLE SHOPPING CENTER LLC
150 S 5TH STE 2500
MINNEAPOLIS, MN 55402-4209

Check Date: 03/27/2024
Original Check #: 128907
Check Amount: \$75,255.21

AFFIDAVIT AND AGREEMENT

I execute this AFFIDAVIT AND AGREEMENT for the purpose of obtaining a duplicate payment from the County of Burleigh, North Dakota.

I hereby state under oath that the above-described check has never been presented to me for payment, nor transferred to any other person or persons, and the same is believed to have been lost or destroyed, and that I hereby request the County of Burleigh to issue a duplicate payment for said check.

I agree to indemnify, compensate, or make restitution to the County of Burleigh for any and all loss, damage and expense as a result of this issue of said new duplicate payment. If said original check alleged to have been lost or destroyed shall come into my possession, or under my control, I shall immediately return same to the Burleigh County Auditor, PO Box 5518, Bismarck, ND 58506-5518, for cancellation. If the aforesaid check shall at any time be cashed or presented to the Burleigh County Auditor/Treasurer by me or transferred to another person by me and result in a loss to the County of Burleigh, I shall promptly reimburse the Burleigh County Auditor/Treasurer for any such loss.

Subscribed and sworn to before me:

Ronald Knutsen

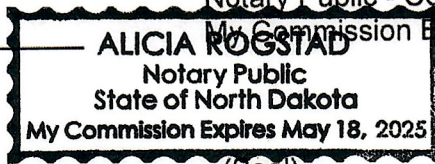
Signature of Payee

Date 6/19/2024

Alicia Rogstad

Notary Public - County of Burleigh

My Commission Expires May 18, 2025



(Seal)

Application approved by the Burleigh County Commission on _____, 20__.

Duplicate warrant # _____ issued this _____ day of _____, 20__

Burleigh County Auditor/Treasurer

Date



BURLEIGH COUNTY HIGHWAY DEPARTMENT

8100 43RD AVENUE NE
BISMARCK, ND 58503
701-204-7748
FAX 701-204-7749
www.burleighco.com

Memo

Date: July 1, 2024

To: Mark Splonskowski
County Auditor

From: Marcus J. Hall P.E.
County Engineer

RE: Second access permit for Matthew Routledge

Matthew Routledge from 7529 Country Hills Drive (Country Hills Second Subdivision Block 5, Lot 1) has requested a second access permit to his property. The first access approach is off of Country Hills Drive. He wishes to have a second approach off of Outland Road in order to have better access to the east side of his property. We have reviewed the location of the new proposed access off of Outland Road and have determined that it will meet our requirements.

Please place the approval of a 2nd approach for Matthew Routledge on the July 1, 2024 County Board Consent Agenda.

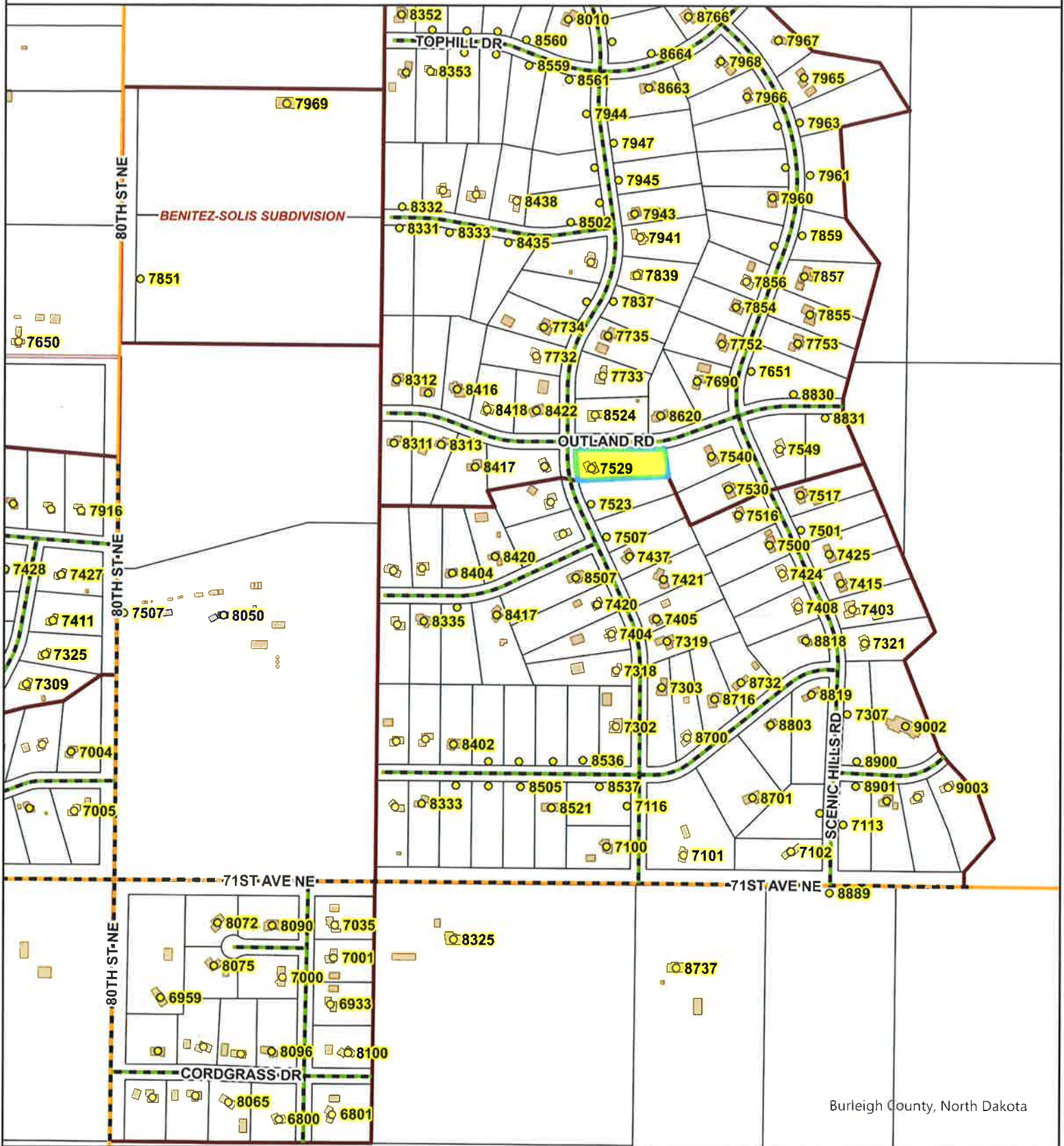
2nd Approach Permits Requirements

A second approach permit shall be granted by the County Engineer unless the application does not meet one of the following criteria:

- 1) The distance between adjacent approaches and the requested approach must be larger than 100 feet (center to center distance)
- 2) The requested approach provides adequate sight distance for the given speed zone (As set forth in "A Policy on Geometric Design of Highways and Street" by AASHTO.)
- 3) The second approach meets standards set out in the existing Burleigh County Zoning Ordinance.

BURLEIGH COUNTY, NORTH DAKOTA
LOCATION MAP

N
6/20/2024

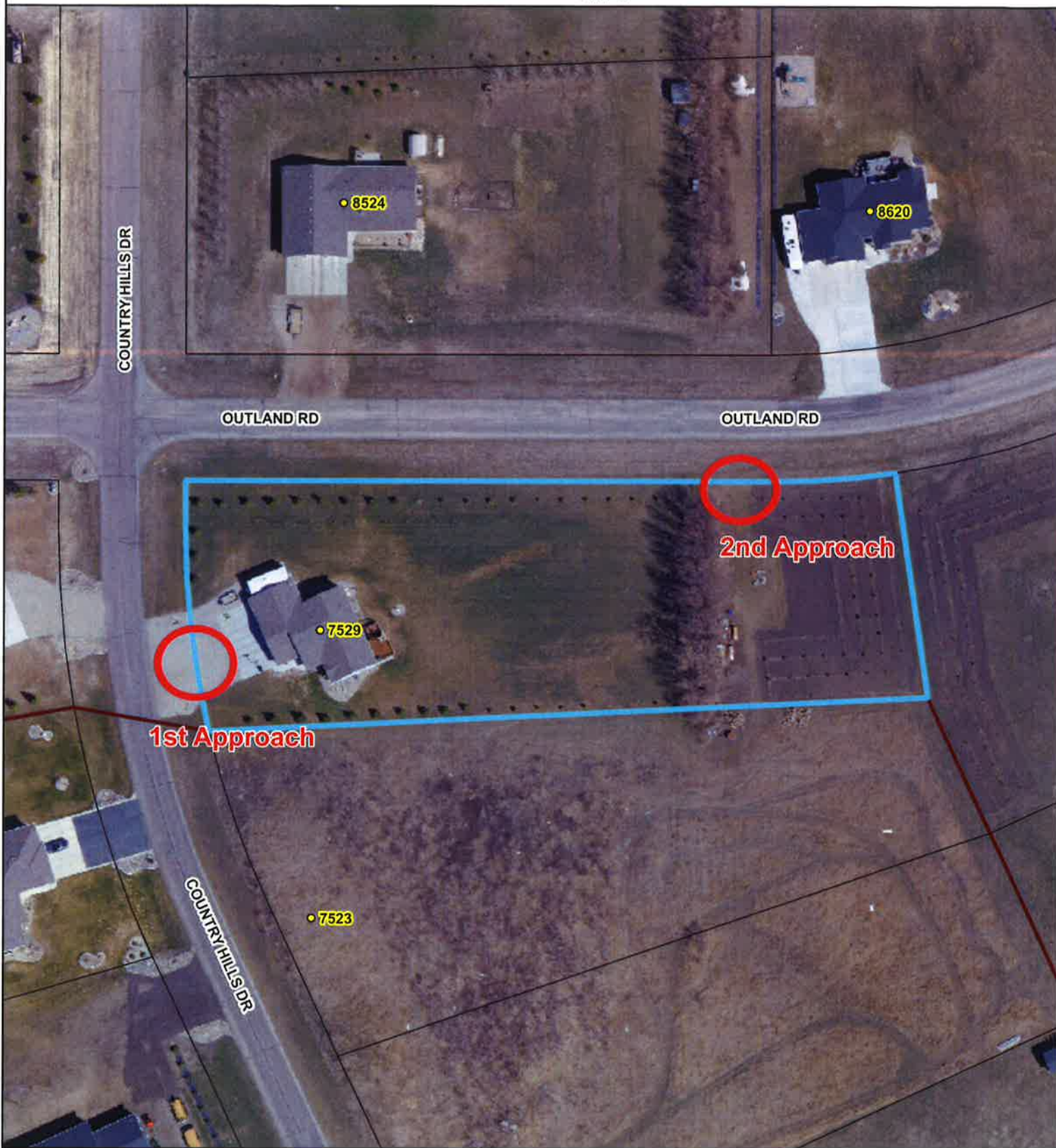


Burleigh County, North Dakota

PARCEL ID: 32-139-79-39-05-010 OWNER: ROUTLEDGE, MATTHEW & JENNIFER ACRES: 1.55
SITE ADDRESS: 7529 COUNTRY HILLS DR
MAIL ADDRESS: 7529 COUNTRY HILLS DR, BISMARCK, ND 58503
LEGAL: COUNTRY HILLS SECOND Block 05 LOT 1

BURLEIGH COUNTY, NORTH DAKOTA
LOCATION MAP

N
6/20/2024



PARCEL ID: 32-139-79-39-05-010 OWNER: ROUTLEDGE, MATTHEW & JENNIFER ACRES: 1.55
SITE ADDRESS: 7529 COUNTRY HILLS DR
MAIL ADDRESS: 7529 COUNTRY HILLS DR, BISMARCK, ND 58503
LEGAL: COUNTRY HILLS SECOND Block 05 LOT 1

ITEM

7

PUBLIC HEARING



BURLEIGH COUNTY HIGHWAY DEPARTMENT

8100 43RD AVENUE NE
BISMARCK, ND 58503
701-204-7748
FAX 701-204-7749
www.burleighco.com

Request for County Board Action

DATE: July 1, 2024

TO: Mark Splonskowski
County Auditor

FROM: Marcus J. Hall
County Engineer

RE: Petition to Vacate Section line – PUBLIC HEARING

Please place the following item on the next Burleigh County Board agenda.

ACTION REQUESTED:

Review petition to vacate section line, conduct Public Hearing, and direct staff on how to proceed.

BACKGROUND:

Under North Dakota Century Code (NDCC 24-07-03), the Board of County Commissioners may close a section line if the request meets certain criteria (if petitioned by a person having an interest in the adjoining land and after a public hearing). North Cape Properties LLP (Lyndon & Mona Mertz) has filed a petition (see attached Application) with the County (Under NDCC 24-07) to vacate a portion of a section line on their property. In order to vacate this section line, the County/Township must conduct a Public Hearing, determine the public benefit of vacating this section line and ascertain any damages that are caused by discontinuing this roadway.

RECOMMENDATION:

It is recommended that the Board review the attached application, conduct the Public Hearing and direct staff on how to proceed.



BURLEIGH COUNTY
UNIFIED DEVELOPMENT APPLICATION

Application submitted for (check all that apply):

- | | | | |
|---|--|--|---|
| <input type="checkbox"/> Preliminary Plat | <input type="checkbox"/> Final Plat | <input type="checkbox"/> Minor Plat Modification | <input type="checkbox"/> Plat Vacation |
| <input type="checkbox"/> Road Vacation | <input type="checkbox"/> Zoning Change | <input type="checkbox"/> Development Permit | <input type="checkbox"/> Special Use Permit |
| <input type="checkbox"/> Lot Modification | | | |

PROPERTY INFORMATION:		
Name of plat: N/A		
Legal description of property (lot, block, addition): Riverview Township Section 28 N 65' of Lot 1 28-140-81		
Street address of property: 10924 67th St. NW Bismarck ND 58503		
Existing Zoning:	Proposed zoning:	
Acreage: .98	Number of lots: 1	
Description of development proposal, including reason(s) for the request:		
APPLICANT/DEVELOPER:		
Name: Lyndon & Mona Mertz		Mailing address: 3204 sandy Lane SE Mandan ND 58554
Daytime telephone number: [REDACTED]	FAX number: [REDACTED]	E-mail address: [REDACTED]
PROPERTY OWNER (IF DIFFERENT THAN APPLICANT/DEVELOPER):		
Name: North Cape Properties LLP		Mailing address: 3204 Sandy Lane SE Mandan ND 58554
Daytime telephone number: [REDACTED]	FAX number: [REDACTED]	E-mail address: [REDACTED]
CONTACT PERSON/AGENT:		
Name/Firm: Lyndon or Mona Mertz		Mailing address: 3204 Sandy Lane SE Mandan ND 58554
Daytime telephone number: [REDACTED]	FAX number: [REDACTED]	E-mail address: [REDACTED]

NOTE: APPLICATIONS ARE NOT COMPLETE UNTIL ALL REQUIRED SUBMITTALS HAVE BEEN RECEIVED

The following checklist must be completed and submitted with the application form.

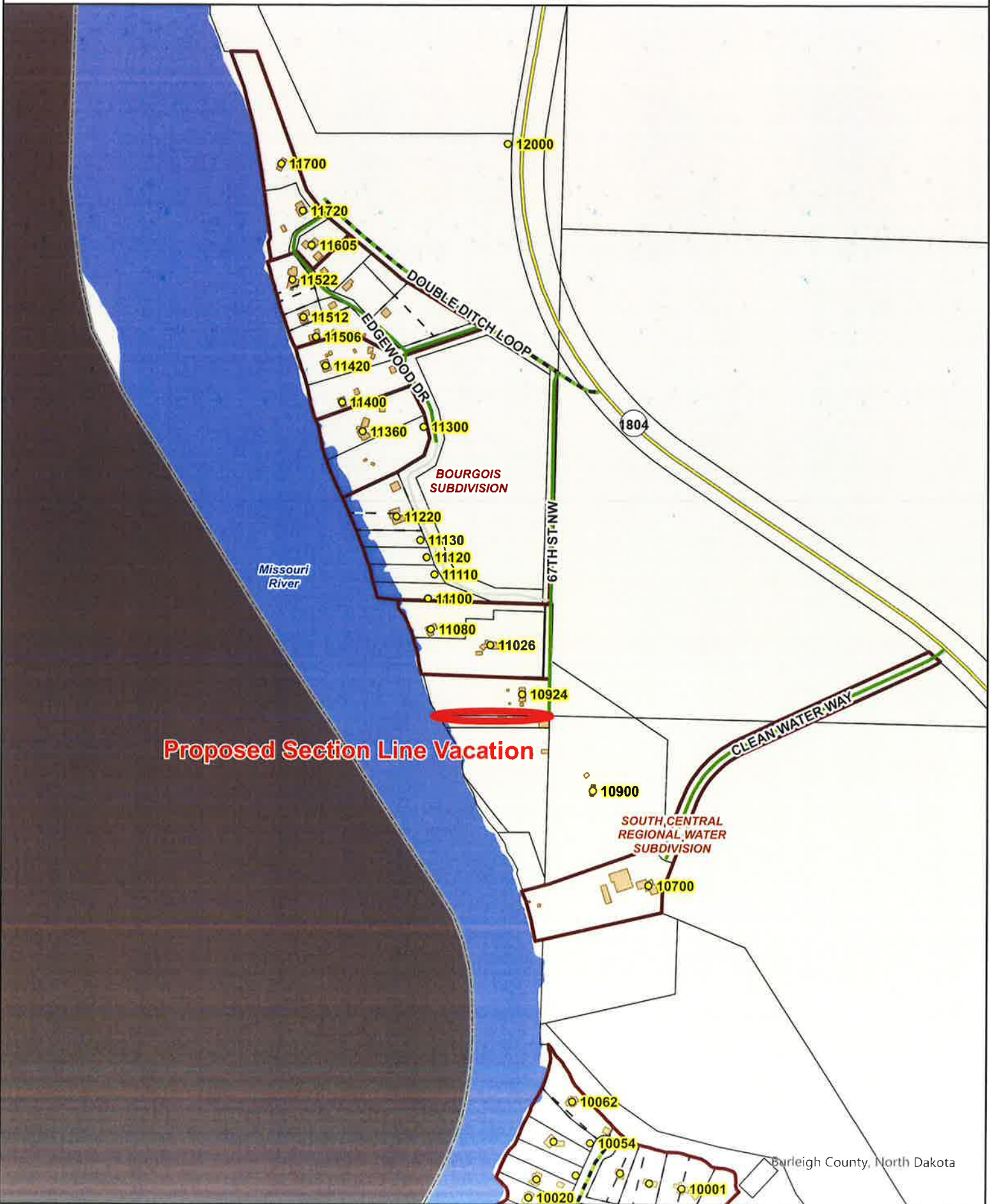
COUNTY SUBMISSION CHECKLIST			
Applying for:		Submitted	N/A
<input type="checkbox"/> Preliminary Plat	Required pre-application meeting	Date:	
	6 prints of plat, including all items listed in preliminary plat checklist		
	Preliminary plat checklist, completed by applicant		
	Fee of \$200-\$900 determined by number of lots		
	8½" x 11" reduction of plat		
	Digital copy of plat		
	Road master plan & adjacent owner's consent (if required)		
	For subdivisions proposed in areas not under the zoning jurisdiction of Burleigh County, documentation that the subdivision complies with the zoning requirements of the township		
	Written request for amendment to Fringe Area Road Master Plan (if applicable)		
<input type="checkbox"/> Final Plat	6 prints of plat, including all items listed in final plat checklist		
	Final plat checklist, completed by applicant		
	8½" x 11" reduction of plat		
	Digital copy of plat, if requested		
	Attorney's opinion of ownership, including all easement owners		
	Stormwater management plan		
<input type="checkbox"/> Minor Plat Modifications Modifications 3 lots or less	Map of property to be modified		
	Fee of \$200.00		
	4 prints of modification		
<input checked="" type="checkbox"/> Road Vacation	Map of property to be vacated		yes
	Fee of \$250.00		yes
	Legal description of property to be vacated		yes
	Letters of consent from utilities (street/alley vacation & easement release)		no
<input type="checkbox"/> Zoning Change	Fee of \$500.00 (zoning change)		
	Description of zoning change by legal description if multiple districts requested		
	Architectural/Engineered drawings (PUD only)		
	One (1) print of site plan, at 1"=100' scale (PUD only)		
	8½" x 11" reduction of site plan (PUD only)		
	Written statement (PUD only)		
<input type="checkbox"/> Special Use	Fee of \$300.00		
	3 prints of site plan, at 1"=20' or larger scale		
	8½" x 11" reduction of site plan		
	Photograph of building (moving building only)		
	Adjacent property owner petition (required for moving of a building, trap or skcet shooting range, vehicular racetrack, rodeo or rodeo event and solid waste disposal facility only)		
<input type="checkbox"/> Development Permit	Fee of \$200.00		
	Site plan, drawn to scale (no larger than 11" x 17"), with dimensions		
	Completed Development Application		

Lot Modification	Fee of \$200.00		
	Sketch of survey, showing how the lot is proposed to be modified		
	Legal description of lot(s), both existing & proposed with square footage/acreage		

COUNTY SUBMISSION CHECKLIST				
Applying for:			Submitted	N/A

BURLEIGH COUNTY, NORTH DAKOTA LOCATION MAP

N
5/24/2024



Proposed Section Line Vacation

Burleigh County, North Dakota

BURLEIGH COUNTY, NORTH DAKOTA
LOCATION MAP

N
5/24/2024



PARCEL ID: 23-140-81-00-21-610 OWNER: NORTH CAPE PROPERTIES LLP ACRES: 2.953
SITE ADDRESS: 10924 NW 67TH ST
MAIL ADDRESS: 3204 SANDY LANE SE, MANDAN, ND 58554
LEGAL: RIVERVIEW TOWNSHIP Section 21 PT SE1/4 21 BEG AT THE SE COR SEC21 W ALONG S LINE TO RIVER TH TO POB ETC (INCL PT LOT 1 BLOCK 1-CORWIN 139'X 8'+ 40' DED R/W) 21-140-81

**BURLEIGH COUNTY, NORTH DAKOTA
LOCATION MAP**

N
5/24/2024



Map created from Burleigh County's web mapping application. This map is for representation use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.

ITEM

8



Burleigh County Building, Planning & Zoning
PO Box 5518
Bismarck ND 58506

burleighcobuilding@nd.gov
701-221-3727

To: Burleigh County Commission
Re: Recommendations from the 6-12-2024 meeting of Burleigh County Planning Commission.
Date: June 24, 2024
From: Mitch Flanagan, Burleigh County Planning Director. *MF*

ITEM 1

Variance Request for 7921 Country Brook Road

Legal Description: Country Creek Third Block 05 Lot 1
Property Address: 7921 Country Brook Road

1. The owners of the above stated property intend to build a 2,240 sq./ ft. accessory building and are requesting a 30' variance due to the east property line being considered a rear lot line that normally requires a 50' setback.
2. Because this is corner lot, there are 40' setbacks on the west and north lot lines
3. The Planning Commission recommend approval of the variance with a vote of 7-2.

Recommended Motion: Approve the 20' distance from lot line variance request for 7921 Country Brook Road.

Attachments:

- Ex.1: 7921 Site location
- Ex.2: View facing south

DAKOTA COUNTRY DR

DAKOTA COUNTRY DR

DAKOTA COUNTRY DR

DAKOTA COUNTRY DR

COUNTRY BROOK RD

COUNTRY BROOK RD

BROOK RD



20'



ITEM

12

Please add the following to the next agenda as an FYI from BNSF...

June 21, 2024 BNSF Railway Update:

Trucks bringing material for the new embankment on the west side of the BNSF bridge project are expected to resume next week in double shifts as crews aim to complete the embankment this construction season. Westbound trucks will exit Liberty Memorial Bridge and travel the access road built on the ND DOT right of way adjacent to I-194, so trucks can avoid local roads. The project team would like to remind motorists to slow down and use caution throughout the work zone.

Steve Bakken, Vice Chair
Burleigh County Commission
221 N 5th St
Bismarck ND 58501

www.burleighco.com

COUNTY

WEED

BOARD

**BURLEIGH COUNTY PARK BOARD
MEETING MINUTES
JUNE 17, 2024**

6:34 P.M

Chairman Bakken called the Burleigh County Weed Board meeting to order.

A roll call of members: Commissioners Munson, Woodcox, Bitner, Schwab, and Chairman Bakken present.

Auditor/Treasurer Splonskowski presented to the Board three bids for herbicide and one bid for a chemical applicator, and asked the Board for direction on where to move forward. Comm. Schwab brought to the attention of the Board that one of the bids for herbicide was received electronically, and asked if the Board can still accept an electronic bid. After some discussion, motion by Comm. Woodcox, 2nd by Comm. Munson to allow the electronic bid for consideration. All member present voted "AYE". Motion carried. Motion by Comm. Munson, 2nd by Comm. Schwab to accept the low bid per chemical basis and to split the order on any chemical that they are the same. All member present voted "AYE". Motion carried. In terms of the applicator bid, Splonskowski expressed that the sole bid received did not fulfill all the requirements the Board desires. Motion by Comm. Bitner, 2nd by Comm. Schwab to reject the bid for chemical applicator. All member present voted "AYE". Motion carried. Some discussion ensued afterwards regarding how spraying is going to happen this year. Comm. Schwab explained that they have a weed officer now, but that they still need to be trained in order to be licensed. Comm. Schwab offered to continue calling other counties to see they could spare some manpower over to Burleigh County for work opportunities. After some more discussion, it was agreed that Auditor/Treasurer Splonskowski with Comm. Schwab would rework the bid while the Board pursued other paths and options

Meeting adjourned.

Mark Splonskowski, Auditor/Treasurer

Steve Bakken, Chairman