



## STAFF REPORT

DATE: March 4, 2020

### **CONSENT**

**AGENDA ITEM:** Lawful Gambling Permit for Stillwater Area Hockey Association  
**SUBMITTED BY:** Julie Johnson, City Clerk

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#### **BACKGROUND:**

Stillwater Area Hockey Association has applied for a premises permit to conduct lawful gambling at the new No Neck Tony's bar/restaurant in Lake Elmo. SAHA is a nonprofit organization that serves boys and girls in the Stillwater School District 834 under the rules of the Minnesota Amateur Hockey Association and USA Hockey. SAHA intends to use proceeds from lawful gambling to help support its operations.

In order for the application to be considered by the Gambling Control Board, the City must pass a Resolution approving the application. The Gambling Control Board will then review the application and supporting materials and approve or deny the application.

#### **ISSUE BEFORE COUNCIL:**

Should the Council approve a premises permit for charitable gambling at No Neck Tony's?

#### **FISCAL IMPACT:**

The City will receive 10% of net proceeds of the gambling operation each year.

#### **RECOMMENDATION:**

If removed from the Consent Agenda, staff recommends the following motion:

*“Motion to adopt Resolution 2020-017 approving the lawful gambling premises permit for Stillwater Area Hockey Association to conduct lawful gambling at No Neck Tony's, 11127 Stillwater Blvd. N., Lake Elmo, Minnesota”*

#### **ATTACHMENTS:**

- Application with attachments

**CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA**

**RESOLUTION NO. 2020-017**

**A RESOLUTION APPROVING THE LAWFUL GAMBLING PREMISES PERMIT  
APPLICATION FOR THE STILLWATER AREA HOCKEY ASSOCIATION TO  
CONDUCT LAWFUL GAMBLING AT NO NECK TONY'S LOCATED AT  
11127 STILLWATER BLVD N, LAKE ELMO, MINNESOTA**

WHEREAS, the Stillwater Area Hockey Association is submitting an application to the Minnesota Gambling Control Board for approval of a Premises Permit application to conduct lawful charitable gambling at No Neck Tony's, 11127 Stillwater Blvd. N., Lake Elmo, MN; and

WHEREAS, the gambling premises is located within the City limits of Lake Elmo, Minnesota; and

WHEREAS, the Stillwater Area Hockey Association is a lawful gambling organization within the City; and

WHEREAS, the Stillwater Area Hockey Association will be responsible for operating and managing the lawful gambling activity at the site and will comply with all applicable requirements of city code and state statutes.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Lake Elmo, Minnesota that the City Council does hereby approve the issuance of a Premises Permit to the Stillwater Area Hockey Association to conduct lawful charitable gambling activities at the No Neck Tony's, 11127 Stillwater Blvd. N., Lake Elmo, Minnesota.

Adopted by the City Council of the City of Lake Elmo, Minnesota this 4<sup>th</sup> day of March, 2020.

\_\_\_\_\_  
Mike Pearson, Mayor

ATTEST:

\_\_\_\_\_  
Julie Johnson, City Clerk



To: The City of Lake Elmo  
From: Aliya J. Taube-Gambling Manager SAHA  
Re: Premise Permit for No Neck Tony's

To whom it may concern,

Following is all of the required documents needed for our premise permit application for No Neck Tony's located at 11127 Stillwater Blvd North Lake Elmo MN 55042. You will find:

- Premise Permit application document LG214 signed by our CEO Tim McGlynn
- Lease for Lawful Gambling Activity document LG215 signed by Tim McGlynn and Jessica Junker the lessor of No Neck Tony's.
- Stillwater Area Hockey Associations Gambling License 03375
- Stillwater Area Hockey Associations IRS tax exempt letter
- All the names and addresses to our current board members
- Stillwater Area Hockey Associations articles of incorporation

In regards to where Stillwater Area Hockey Associations gambling funds will be allocated, at this time funds will be going back to us as the main charity of choice. Having just received our license in December we are still working on sites to establish ourselves in.

Under the State of Minnesota's lawful purpose expenditure allowed state statute 349.12 subdivision 25 an organization may make lawful purpose expenditures for the following:

A contribution may be made by a 501(c)(3) organization or 501(c)(4) festival organization to itself for its primary purpose if the board has determined that the organization has complied with subpart 14, item A.

We are very excited about the opportunity to have gambling at No Neck Tony's, as a community hockey association we have many kids that play hockey from Lake Elmo. If you have any questions please feel free to contact me directly.

Best regards,

Aliya J. Taube

651-246-4641-aliyataube1@gmail.com

Gambling Manager-Stillwater Area Hockey Association

Cc: Tracy Wigen

**LG215 Lease for Lawful Gambling Activity**

**LEASE INFORMATION**

Organization: Stillwater Area Hockey Association	License/Site Number: 03375	Daytime Phone: 651-246-4641
Address: 3394 Lake Elmo Avenue	City: Lake Elmo	State: Zip: MN 55042
Name of Leased Premises: No Neck Tony's	Street Address: 11127 Stillwater Blvd N	
City: Lake Elmo	State: Zip: MN 55042	Daytime Phone:
Name of Legal Owner: TJ Stillwater LLC / Lambert, Inc.	Business/Street Address: 312 County Road 5	
City: Stillwater	State: Zip: MN 55082	Daytime Phone:
Name of Lessor (if same as legal owner, write "SAME"): SAME	Address:	
City:	State: Zip:	Daytime Phone:

Check applicable item:

**New or amended lease.** Effective date: 3-01-2020. Submit changes at least ten days **before** the effective date of the change.

**New owner.** Effective date: \_\_\_\_\_. Submit new lease **within** ten days after new lessor assumes ownership.

**CHECK ALL ACTIVITY THAT WILL BE CONDUCTED (no lease required for raffles)**

<input checked="" type="checkbox"/> Pull-Tabs (paper)	<input checked="" type="checkbox"/> Electronic Pull-Tabs
<input type="checkbox"/> Pull-Tabs (paper) with dispensing device	<input checked="" type="checkbox"/> Electronic Linked Bingo
<input checked="" type="checkbox"/> Bar Bingo <input type="checkbox"/> Bingo	Electronic games may only be conducted:
<input checked="" type="checkbox"/> Tipboards	1. at a premises licensed for the on-sale of intoxicating liquor or the on-sale of 3.2% malt beverages; or
<input checked="" type="checkbox"/> Paddlewheel <input type="checkbox"/> Paddlewheel with table	2. at a premises where bingo is conducted as the primary business and has a seating capacity of at least 100.

**PULL-TAB, TIPBOARD, AND PADDLEWHEEL RENT (separate rent for booth and bar ops)**

**BOOTH OPERATION:** Some or all sales of gambling equipment are conducted by an employee/volunteer of a licensed organization at the leased premises.

**ALL GAMES, including electronic games:** Monthly rent to be paid: 10 %, not to exceed **10%** of gross profits for that month.

- Total rent paid from all organizations for only booth operations at the leased premises **may not exceed \$1,750**.
- The rent cap does not include BAR OPERATION rent for electronic games conducted by the lessor.

**BAR OPERATION:** All sales of gambling equipment conducted by the lessor or lessor's employee.

**ELECTRONIC GAMES:** Monthly rent to be paid: 15 %, not to exceed **15%** of the gross profits for that month from electronic pull-tab games and electronic linked bingo games.

**ALL OTHER GAMES:** Monthly rent to be paid: - %, not to exceed **20%** of gross profits from all other forms of lawful gambling.

- If any booth sales conducted by a licensed organization at the premises, rent may not exceed **10%** of gross profits for that month and is subject to booth operation **\$1,750** cap.

**BINGO RENT (for leased premises where bingo is the primary business conducted, such as bingo hall)**

Bingo rent is limited to one of the following:

- Rent to be paid: N/A %, not to exceed **10%** of the monthly gross profit from all lawful gambling activities held during bingo occasions, excluding bar bingo.
- OR -
- Rate to be paid: \$ N/A per square foot, not to exceed 110% of a comparable cost per square foot for leased space, as approved by the director of the Gambling Control Board. The lessor must attach documentation, verified by the organization, to confirm the comparable rate and all applicable costs to be paid by the organization to the lessor.
  - ⇒ **Rent may not be paid for bar bingo.**
  - ⇒ Bar bingo does not include bingo games linked to other permitted premises.

**LEASE TERMINATION CLAUSE (must be completed)**

The lease may be terminated by either party with a written 30 day notice. Other terms:

**ACKNOWLEDGMENT BY LOCAL UNIT OF GOVERNMENT: APPROVAL BY RESOLUTION**

**CITY APPROVAL  
for a gambling premises  
located within city limits**

City Name: Lake Elmo

Date Approved by City Council: \_\_\_\_\_

Resolution Number: \_\_\_\_\_  
(If none, attach meeting minutes.)

Signature of City Personnel: \_\_\_\_\_

Title: \_\_\_\_\_ Date Signed: \_\_\_\_\_

**Local unit of government  
must sign.**

**COUNTY APPROVAL  
for a gambling premises  
located in a township**

County Name: \_\_\_\_\_

Date Approved by County Board: \_\_\_\_\_

Resolution Number: \_\_\_\_\_  
(If none, attach meeting minutes.)

Signature of County Personnel: \_\_\_\_\_

Title: \_\_\_\_\_ Date Signed: \_\_\_\_\_

TOWNSHIP NAME: \_\_\_\_\_

**Complete below only if required by the county.**  
On behalf of the township, I acknowledge that the organization is applying to conduct gambling activity within the township limits. (A township has no statutory authority to approve or deny an application, per Minnesota Statutes 349.213, Subd. 2.)

Print Township Name: \_\_\_\_\_

Signature of Township Officer: \_\_\_\_\_

Title: \_\_\_\_\_ Date Signed: \_\_\_\_\_

**ACKNOWLEDGMENT AND OATH**

- |  |   |
|--|---|
| <ol style="list-style-type: none"> <li>1. I hereby consent that local law enforcement officers, the Board or its agents, and the commissioners of revenue or public safety and their agents may enter and inspect the premises.</li> <li>2. The Board and its agents, and the commissioners of revenue and public safety and their agents, are authorized to inspect the bank records of the gambling account whenever necessary to fulfill requirements of current gambling rules and law.</li> <li>3. I have read this application and all information submitted to the Board is true, accurate, and complete.</li> <li>4. All required information has been fully disclosed.</li> <li>5. I am the chief executive officer of the organization.</li> </ol> | <ol style="list-style-type: none"> <li>6. I assume full responsibility for the fair and lawful operation of all activities to be conducted.</li> <li>7. I will familiarize myself with the laws of Minnesota governing lawful gambling and rules of the Board and agree, if licensed, to abide by those laws and rules, including amendments to them.</li> <li>8. Any changes in application information will be submitted to the Board no later than ten days after the change has taken effect.</li> <li>9. I understand that failure to provide required information or providing false or misleading information may result in the denial or revocation of the license.</li> <li>10. I understand the fee is non-refundable regardless of license approval/denial.</li> </ol> |
|--|---|

Signature of Chief Executive Officer (designee may not sign) \_\_\_\_\_ Date 2-20-2020

Data privacy notice: The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your organization's qualifications to be involved in lawful gambling activities in Minnesota. Your organization has the right to refuse to supply the information; however, if your organization refuses to supply this information, the Board may not be able to determine your organization's qualifications and, as a consequence, may refuse to issue a permit. If your organization supplies the information requested, the Board will be able to process your organization's application. Your organization's name and address will be public information when received by the Board. All other information provided will be private data about your organization until the Board issues the permit. When the Board issues the permit, all information provided will become public. If the Board does not issue a permit, all information provided remains private, with the exception of your organization's name and address which will remain public. Private data about your organization are available to: Board members, Board staff whose work requires access to the information; Minnesota's Department of Public Safety, Attorney General, Commissioners of Administration, Minnesota Management & Budget, and Revenue; Legislative Auditor, national and international gambling regulatory agencies; anyone pursuant to court order; other individuals and agencies specifically authorized by state or federal law to have access to the information; individuals and agencies for which law or legal order authorizes a new use or sharing of information after this notice was given; and anyone with your written consent.

**LG214 Premises Permit Application**

**Annual Fee \$150 (NON-REFUNDABLE)**

**REQUIRED ATTACHMENTS TO LG214**

- 1. If the premises is leased, attach a copy of your lease. Use **LG215 Lease for Lawful Gambling Activity**.
- 2. \$150 annual premises permit fee, for each permit (non-refundable). Make check payable to "**State of Minnesota**."

**Mail the application and required attachments to:**

Minnesota Gambling Control Board  
1711 West County Road B, Suite 300 South  
Roseville, MN 55113

**Questions?** Call 651-539-1900 and ask for Licensing.

**ORGANIZATION INFORMATION**

Organization Name: Stillwater Area Hockey Association License Number: 03375

Chief Executive Officer (CEO) Tim McGlynn Daytime Phone: 651-785-4372

Gambling Manager: Aliya J Taube Daytime Phone: 651-246-4641

**GAMBLING PREMISES INFORMATION**

Current name of site where gambling will be conducted: No Neck Tony's

List any previous names for this location:  
\_\_\_\_\_

Street address where premises is located: \_\_\_\_\_  
(Do not use a P.O. box number or mailing address.)

City: <b>OR</b> Township:	County:	Zip Code:
Lake Elmo	Washington	55042

Does your organization own the building where the gambling will be conducted?  
 Yes  No **If no, attach LG215 Lease for Lawful Gambling Activity.**

A lease is not required if only a raffle will be conducted.

Is any other organization conducting gambling at this site?  Yes  No  Don't know

Note: Bar bingo can only be conducted at a site where another form of lawful gambling is being conducted by the applying organization or another permitted organization. Electronic games can only be conducted at a site where paper pull-tabs are played.

Has your organization previously conducted gambling at this site?  Yes  No  Don't know

**GAMBLING BANK ACCOUNT INFORMATION; MUST BE IN MINNESOTA**

Bank Name: Lake Elmo Bank Bank Account Number: 970269

Bank Street Address: 11465 39th Street N City: Lake Elmo State: **MN** Zip Code: 55042

**ALL TEMPORARY AND PERMANENT OFF-SITE STORAGE SPACES**

Address (Do not use a P.O. box number):	City:	State:	Zip Code:
<u>3394 Lake Elmo Avenue North</u>	<u>Lake Elmo</u>	<b>MN</b>	<u>55042</u>
_____	_____	<b>MN</b>	_____
_____	_____	<b>MN</b>	_____

# LG215 Lease for Lawful Gambling Activity

**Lease Term:** The term of this agreement will be concurrent with the premises permit issued by the Gambling Control Board (Board).

**Management:** The owner of the premises or the lessor will not manage the conduct of lawful gambling at the premises. The organization may not conduct any activity on behalf of the lessor on the leased premises.

**Participation as Players Prohibited:** The lessor will not participate directly or indirectly as a player in any lawful gambling conducted on the premises. The lessor's immediate family and any agents or gambling employees of the lessor will not participate as players in the conduct of lawful gambling on the premises, except as authorized by Minnesota Statutes, Section 349.181.

**Illegal Gambling:** The lessor is aware of the prohibition against illegal gambling in Minnesota Statutes 609.75, and the penalties for illegal gambling violations in Minnesota Rules 7865.0220, Subpart 3. In addition, the Board may authorize the organization to withhold rent for a period of up to 90 days if the Board determines that illegal gambling occurred on the premises or that the lessor or its employees participated in the illegal gambling or knew of the gambling and did not take prompt action to stop the gambling. Continued tenancy of the organization is authorized without payment of rent during the time period determined by the Board for violations of this provision, as authorized by Minnesota Statutes, Section 349.18, Subd. 1(a).

To the best of the lessor's knowledge, the lessor affirms that any and all games or devices located on the premises are not being used, and are not capable of being used, in a manner that violates the prohibitions against illegal gambling in Minnesota Statutes, Section 609.75.

Notwithstanding Minnesota Rules 7865.0220, Subpart 3, an organization must continue making rent payments under the terms of this lease, if the organization or its agents are found to be solely responsible for any illegal gambling, conducted at this site, that is prohibited by Minnesota Rules 7861.0260, Subpart 1, item H, or Minnesota Statutes, Section 609.75, unless the organization's agents responsible for the illegal gambling activity are also agents or employees of the lessor.

The lessor must not modify or terminate the lease in whole or in part because the organization reported, to a state or local law enforcement authority or to the Board, the conduct of illegal gambling activity at this site in which the organization did not participate.

**Other Prohibitions:** The lessor will not impose restrictions on the organization with respect to providers (distributor or linked bingo game provider) of gambling-related equipment and services or in the use of net profits for lawful purposes.

The lessor, the lessor's immediate family, any person residing in the same residence as the lessor, and any agents or employees of the lessor will not require the organization to perform any action that would violate statute or rule. The lessor must not modify or terminate this lease in whole or in part due to the lessor's violation of this provision. If there is a dispute as to whether a violation occurred, the lease will remain in effect pending a final determination by the Compliance Review Group (CRG) of the Board. The lessor agrees to arbitration when a violation of this provision is alleged. The arbitrator shall be the CRG.

**Access to Permitted Premises:** Consent is given to the Board and its agents, the commissioners of revenue and public safety and their agents, and law enforcement personnel to enter and inspect the permitted premises at any reasonable time during the business hours of the lessor. The organization has access to the premises during any time reasonable and when necessary for the conduct of lawful gambling.

**Lessor Records:** The lessor must maintain a record of all money received from the organization, and make the record available to the Board and its agents, and the commissioners of revenue and public safety and their agents upon demand. The record must be maintained for 3-1/2 years.

**Rent All-Inclusive:** Amounts paid as rent by the organization to the lessor are all-inclusive. No other services or expenses provided or contracted by the lessor may be paid by the organization, including but not limited to:

- trash removal
- electricity, heat
- snow removal
- storage
- janitorial and cleaning services
- other utilities or services
- lawn services
- security, security monitoring
- cost of any communication network or service required to conduct electronic pull-tabs games or electronic bingo
- in the case of bar operations, cash shortages.

Any other expenditures made by an organization that is related to a leased premises must be approved by the director of the Board. Rent payments may not be made to an individual.

## ACKNOWLEDGMENT OF LEASE TERMS

I affirm that this lease is the total and only agreement between the lessor and the organization, and that all obligations and agreements are contained in or attached to this lease and are subject to the approval of the director of the Gambling Control Board.

**Other terms of the lease:**

Signature of Lessor:

Date:

Signature of Organization Official (Lessee):

Date:

Print Name and Title of Lessor:

Print Name and Title of Lessee:

**Questions?** Contact the Licensing Section, Gambling Control Board, at 651-539-1900. This publication will be made available in alternative format (i.e. large print, braille) upon request. **Data privacy notice:** The information requested on this form and any attachments will become public information when received by the Board, and will be used to determine your compliance with Minnesota statutes and rules governing lawful gambling activities.

**Mail or fax lease to:**

Minnesota Gambling Control Board  
1711 W. County Road B, Suite 300 South  
Roseville, MN 55113

Fax: 651-639-4032

STILLWATER AREA HOCKEY BOARD NAMES AND HOME ADDRESSES:

- Tim McGlynn-President-332 Melville Court Stillwater MN 55082
- Thomas Garrity-Vice President-164 Rutherford Road Stillwater MN 55082
- Bill Rhody-Boys Traveling Director-964 Germain Court St. Paul MN 55106
- Doug Schmidt-Treasurer-1171 56<sup>th</sup> St N Lake Elmo MN 55042
- Jeanette Geisbauer-Secretary-3412 Gadiant Way Stillwater MN 55082
- Jill Gerard-Inter Association Director-307 Country Road Stillwater MN 55082
- Dan Pavel-Initiation Program Director-395 Liberty Parkway Stillwater MN 55082
- Eric St. Martin-Director of Girls Hockey-1121 88<sup>th</sup> St North Stillwater MN 55082
- Aliya Taube-Gambling Manager-14250 Upper 54<sup>th</sup> St N Oak Park Heights MN 55082



**STILLWATER AREA HOCKEY ASSOCIATION  
BY LAWS  
AS AMENDED JUNE 2019**

**ARTICLE I: NAME**

The name of this organization is "The Stillwater Area Hockey Association". The association is a corporation that complies with the provisions of the Minnesota Non-Profit Corporation Act, Minnesota Statutes Chapter 317A, and all amendments thereof.

**ARTICLE II: ARTICLES OF INCORPORATION**

The corporation exists as an association of its incorporators and members. The Articles of Incorporation shall govern in the event there is any conflict between these Bylaws, as from time to time amended, and the Articles of Incorporation of the association.

**ARTICLE III: OBJECTIVES**

The objectives of the association are:

- a. To promote and develop an inclusive, safe and fun hockey environment for all girls and boys who reside in the School District 834.
- b. To create a respected hockey association that focuses on development of good sportsmanship, character, teamwork and individual achievement in hockey.

**ARTICLE IV: BASIC POLICIES**

- a. The name of the association or any of its incorporators, officers, or members shall not be used in any connection or for any purpose not related to the objectives of this association. Use of the corporations name to conduct business of any kind shall be allowed only if approved in writing by the board of directors.
- b. This association shall cooperate with School District 834, the City of Stillwater, and other communities in School District 834.
- c. The association will cooperate with and abide by all rules and requirements of the Minnesota Amateur Hockey Association and USA Hockey.

**ARTICLE V: MEMBERSHIP**

- a. Membership in the association shall be on an annual basis and is open to all persons who are parents or legal guardians of players registered in the current year. Parent or legal guardians shall be admitted to membership upon payment of an annual registration fee to be determined by the Board of Directors, regardless of any position they hold with the association. Persons who hold a position with the association as coach, employee, gambling manager, elected officer, or hold a Board appointed volunteer position, shall also be members during the time of their tenure in such position, without 1 payment of an annual fee unless they are also parents or legal guardians of currently registered players. A person must be an active

member of the association for at least the most recent 90 days prior to taking the position of gambling manager.

- b. Only members of the association shall be eligible to participate in its business meetings.
- c. Each Member shall be entitled to one vote. Voting by proxy shall not be permitted
- d. A member shall not be expelled or suspended, and a membership shall not be terminated or suspended before the end of the stated term, other than for nonpayment of dues or fees, except where the member is given: 1) not less than 15 days' prior written notice of the expulsion, suspension, or termination, and the reasons for it; and 2) an opportunity for the member to be heard, orally or in writing, not less than five days before the effective date of the expulsion, suspension, or termination by the person authorized to decide that the proposed expulsion, termination, or suspension not take place. All expulsion, suspensions, and termination matters shall be heard and decided by a panel of three Board of Director members selected by the Board, at a hearing presided over by the President. Any party aggrieved by the Board panel decision may appeal their expulsion, suspension, or termination of the full Board, by filing an appeal request in writing with the president or the recording secretary within five days of written notice of the panel decision to expel, suspend, or terminate. A hearing before the Board shall then take place with the same notice and opportunity to be heard as with the Board panel hearing.

## **ARTICLE VI: OFFICERS, BOARD OF DIRECTORS AND THEIR ELECTIONS**

### ***SECTION 1: Officers and Board of Directors***

- a. The officers of this association shall consist of a President, Vice President, Secretary, and Treasurer. All officers shall be members of the Board of Directors.
- b. In addition to the officers above, the Board of Directors shall consist of a Director of Boys Traveling Hockey, Director of Girls Traveling Hockey, Director of Inter-association Hockey, and Director of the Initiation Program.
- c. All Officers and Directors shall serve without compensation and shall be elected by the general membership.

### ***SECTION 2: Officers and Board of Director Elections***

- a. At least forty days prior to the annual meeting there shall be a Nomination Committee selected, composed of one member of the association selected by the president, and two members of the association selected by the Board of Directors. The member appointed by the president shall be chairman.
- b. The Nomination Committee shall nominate at least one person for each office to be filled and report its nominees at the monthly meeting before the annual meeting.
- c. All members interested in serving on the board shall submit their request to the chairman of the Nomination Committee at least 35 days prior to the annual meeting.
- d. Nominations for office may also be made from the floor at the monthly meeting before the annual meeting if there are no nominations listed on the ballot.
- e. Officers and Board of Directors shall be elected by ballot by a majority of the association members present at the annual meeting. At the annual meeting on each even-numbered year, the President, Secretary, Director of Inter-association Hockey, and Director of Girls Traveling Hockey, shall be elected for a term of two years. At the annual meeting on each

odd-numbered year, the Vice President, Treasurer, Director of Boys Traveling Hockey, and the Director of the Initiation Program shall be elected for a term of two years.

- f. To encourage new ideas and involvement, an Officer or Director shall not serve more than three (3) terms (6 consecutive years) at any one position.

### ***SECTION 3: Vacant Positions***

- a. Vacancy occurring in any office shall be filled for the unexpired term by a person elected by a majority vote of the remaining members of the Board of Directors.

## **ARTICLE VII: BOARD OF DIRECTORS MEETINGS**

- a. The Board shall be responsible for the complete operation and enforcement of these Bylaws for the Stillwater Area Hockey Association. Such business shall be conducted at any time between board members within the authority of their positions and at such scheduled board meetings as defined in this section.
  - b. The Board shall conduct at least 12 regular board meetings per year at such place and time as the board determines.
  - c. Board meetings shall be open to all members. Notice of regular meetings shall be published on the corporation's website at least five days in advance of the scheduled meeting.
  - d. A majority of the board shall constitute a quorum at any regular or special meeting.
  - e. Each Board Member (except the President) shall have one vote at any regular or special meetings in all decisions.
  - f. The President shall have one vote only in the event that a tie should occur at any regular or special meeting, except for the election of Officers.
  - g. Officers and Directors shall not vote by proxy.
  - h. The Officers of the corporation shall have the authority to add, delete, or amend these bylaws should Minnesota Hockey or USA Hockey mandate changes that affect SAHA, provided these changes do not violate the rules and regulations of our Minnesota Hockey and USA Hockey Affiliations. Any other bylaw changes shall be approved by the general membership.
  - i. The officers may schedule a General Membership Meeting in addition to the Annual Meeting as required in these bylaws. Publication and posting of the notice of such general membership meeting shall be in accordance with these bylaws.
  - j. Any Officer or Director that fails to attend five regular or special meetings in a given membership year without prior notice given to an officer or who fails to complete the duties assigned to him or her as a committee chair or member, may be subject to dismissal from the board. Any removal under this section shall be on a majority vote of the Board of Directors.
  - k. The rules contained in Robert's Rules of Order shall govern the proceedings of all meetings of the corporation to which they are applicable and in which they are not inconsistent with the by-laws.
-

## **ARTICLE VIII: BOARD APPOINTED COORDINATOR POSITIONS**

- a. The Board shall have the authority to appoint the Coordinator positions outlined below or to create additional Coordinator positions as it deems necessary or appropriate from time to time in order to meet the needs of the association. Such appointments shall be for 2 year terms. There is no term limit, but at least annually the board must perform formal nomination, discussion, and a vote to fill any open coordinator roles.
- Ice Scheduling Coordinator
  - Registration Coordinator
  - Fundraising Coordinator
  - Operations Coordinator
  - C Teams Coordinator
  - D2 Coordinator
  - Coordinator of Player Development
  - Communications Coordinator
  - Goalie Equipment Coordinator
  - Girls Traveling level Coordinators
  - Boys Traveling level Coordinators
  - Mites/U8 Coordinator
  - Tournaments Coordinator
  - Character Building / HEP Coordinator
  - ACE Coordinator

## **ARTICLE IX: MEMBERSHIP MEETINGS**

- a. The annual meeting for members of this association shall be in the month of April.
- b. A special meeting of the members of this association shall be held if called by the Board, or if the President or Secretary is given a written notice of demand for a special meeting dated and signed by at least 50 members or ten percent of the members, whichever is less.
- c. Notice of the annual membership meeting, the monthly membership meetings, or any special meetings shall be by the current standard notification process of the association such as publication on the association's website and/or email notification. Notice published under this section shall be deemed sufficient for all purposes and for all members.
- d. Ten (10) members, in good standing, present in person shall constitute a quorum for the transaction of business at any membership meeting. The date for determination of members entitled to vote shall be the date of the meeting, and all members present at the meeting whose membership has not been terminated or suspended shall be eligible to vote. The affirmative vote of the majority of the members with voting rights present and entitled to vote is the act of the members. In the event of a tie vote, the motion or other action shall fail.

## **ARTICLE X: DUTIES OF OFFICERS**

### ***SECTION 1: General Duties***

- a. The Board of Directors is vested with the management responsibility of the association and its affairs including the authority to hold meetings, appoint committees from the membership or members of the Board, audit bills and disburse the funds of the Association; print and circulate documents, employ individuals or agents, devise and carry into execution such other measures it deems proper and necessary to promote the objectives of the Association and to best protect the interest of the members.

### ***SECTION 2: Specific Duties***

- a. **President.** The President shall be the chief executive of the association and shall have general active management of the association; when present, preside at all meetings of membership and the Board of Directors; see that all orders and resolutions of the membership and the Board of Directors are carried into effect; submit to the members at their annual meeting a report of the operation of the association; from time to time report to the Board of Directors concerning all matters that the interest of the association may require; sign and deliver in the name of the association any documents, including checks, pertaining to the business of the association; and perform such other duties as prescribed by the Board of Directors and/or consistent with the management of the association and the overseeing of its activities.
- b. **Vice President.** The Vice President performs the duties of the president in the absent of the latter, and such additional duties as may be assigned by the Board of Directors or the president. The Vice President shall also oversee the Director of Operations. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.
- c. **Secretary.** The Secretary shall keep the minutes of the meetings for the members and the Board of Directors and shall attend to the giving and certifying to all notices of all such meetings. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.
- d. **Treasurer.** The Treasurer shall have the custody of all funds of the corporation, shall deposit such funds in the name of the corporation in the bank or banks that the Board of Directors may designate. He/she shall be authorized to sign or countersign all checks, drafts, and notes of the corporation and shall disperse the funds of the corporation under the direction of the Board of Directors. He/she shall verify charges and expenditures and shall report to the membership at the annual meeting as to the financial condition of the association. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.

## **ARTICLE XI: DUTIES OF BOARD OF DIRECTORS**

### ***SECTION 1: General Duties***

- a. The Board of Directors is vested with the management responsibility of the association and its affairs, subject to the law, the articles of incorporation and these bylaws. As board members,

they are responsible for the long-term health and success of the specific areas of the association that they are accountable for.

### ***SECTION 2: Specific Duties***

- a. Director of Initiation Program.** The Director of the Initiation Program key shall serve as Chair on the Initiation Committee and shall manage the day-to-day functions of all mites, U8, and any other rec team that does not participate in district play. The person in this position shall report to the board monthly on any issues related to Initiation hockey. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.
- b. Director of Boys Traveling Hockey.** The Director of Boys Traveling Hockey shall serve as Chair on the Boys Traveling Hockey Committee and shall manage the day-to-day functions of all boys traveling teams that participate in district play. The person in this position shall report to the board monthly on any issues related to Boys traveling hockey. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.
- c. Director of Girls Traveling Hockey.** The Director of Girls Traveling Hockey shall serve as Chair on the Girls Traveling Hockey Committee and shall manage the day-to-day functions of all girls traveling teams that participate in district play. The person in this position shall report to the board monthly on any issues related to Girls traveling hockey. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.
- d. Director of Inter-association Hockey.** The Director of Inter-association Hockey shall be responsible for serving as a liaison between Stillwater Area Hockey Association and any other forms of organized hockey within school district 834. He/she shall perform such other duties as may be assigned to him/her by the Board of Directors or the President.

## **ARTICLE XII: COMMITTEES**

- a. The Board of Directors may from time to time designate and appoint one or more committees as it sees fit. Such committees shall have the authority and exercise such prescribed authority as is designated by the Board of Directors. The Board of Directors shall create the following five standing committees that will operate under the following guidelines.
  - i. Each Committee chair shall be an Officer or Director.
  - ii. Committee members need not be Officers or Directors.
  - iii. The President shall serve as an ex officio member of all committees.
  - iv. All committee members must be approved by the Board of Directors.
- b. Standing Committee Names, Members and Duties:
  - i. **Initiation Program Committee:** At least 5 members and up to 7 members, including but not limited to Director of Initiation Program, Director of Inter-association Hockey, Mites Coordinator, U8 Coordinator, Coordinator of Player Development, and C Team Coordinator.

Duties: Administer all functions of the mite, U8, and rec programs.
  - ii. **Girls Program Committee:** At Least 5 members and no more than 9 members, including but not limited to Director of Girls Traveling Hockey, Director of Inter-

association Hockey, Coordinator of Player Development, and all Girls Traveling Level Coordinators.

Duties: Administer all functions of the Girls Traveling Hockey program.

- iii. **Boys Program Committee:** At least 5 members and no more than 9 members, including but not limited to Director of Boys Traveling Hockey, Director of Inter-association Hockey, Coordinator of Player Development, C Teams Coordinator, and all Boys Traveling Level Coordinators.

Duties: Administer all functions of the Boys Traveling Hockey program.

- iv. **Operations Committee:** At least 7 members and no more than 11 members, including but not limited to Vice President, Coordinator of Operations, Treasurer, Secretary, Ice Scheduling Coordinator, and Registration Coordinator.

Duties: Administer all operational issues.

- v. **Fundraising Committee:** At least 3 members and no more than 7 members, including but not limited to Vice President, Fundraising Coordinator, Tournaments Coordinator, Treasurer, and Registration Coordinator.

Duties: Administer all fundraising opportunities.

### **ARTICLE XIII: MISCELLANEOUS**

- a. The Board of Directors shall determine from time to time the circumstances and conditions under which the accounts, books, and records of the association shall be open to inspection by its members; however, this privilege shall exist at least once a year at the annual meeting of the members.

### **ARTICLE XIV: AMENDMENT TO BYLAWS**

- a. These Bylaws may be amended by a two-thirds vote of the members attending the annual meeting or special membership meeting, the notice of which shall have contained notification concerning the proposed amendment and the substance of the same.



Department of the Treasury  
Internal Revenue Service  
P.O. Box 2508  
Cincinnati OH 45201

In reply refer to: 0248574149  
Apr. 04, 2011 LTR 4168C E0  
23-7139763 : 000000 00  
00016911

BODCI TE

STILLWATER AREA HOCKEY ASSOCIATION  
1675 MARKET DR STE B  
STILLWATER MN 55082-7576

028913

Employer Identification Number: 23-7139763  
Person to Contact: MS. HAMPTON  
Toll Free Telephone Number: 1-877-829-5500

Dear TAXPAYER:

This is in response to your Mar. 25, 2011, request for information regarding your tax-exempt status.

Our records indicate that you were recognized as exempt under section 501(c)(3) of the Internal Revenue Code in a determination letter issued in APRIL 1973.

Our records also indicate that you are not a private foundation within the meaning of section 509(a) of the Code because you are described in section 509(a)(2).

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Please refer to our website [www.irs.gov/eo](http://www.irs.gov/eo) for information regarding filing requirements. Specifically, section 6033(j) of the Code provides that failure to file an annual information return for three consecutive years results in revocation of tax-exempt status as of the filing due date of the third return for organizations required to file. We will publish a list of organizations whose tax-exempt status was revoked under section 6033(j) of the Code on our website beginning in early 2011.





**Minnesota  
Gambling Control  
Board**

has issued

**Lawful Gambling License**  
**03375**

to  
**Stillwater Area Hockey Assoc**

Effective Date: Dec 01 2019

A handwritten signature in black ink, appearing to read "Steve Kelly", written over a circular official seal.

*Licensing Supervisor*

Timothy Michael McGlynn  
Stillwater Area Hockey Assoc  
1675 Market Dr Ste B  
Stillwater, MN 55082

Issued by:  
Minnesota Gambling Control Board  
Suite 300 South  
1711 W. County Road B  
Roseville, MN 55113



**Minnesota  
Gambling Control  
Board**

has issued

**Gambling Manager License  
G-03375  
Stillwater Area Hockey Assoc**

to  
**Aliya Taube**

Effective Date: Dec 01 2019

A handwritten signature in black ink, appearing to read "Timothy Michael McGlynn", written over a circular official seal.

*Licensing Supervisor*

Timothy Michael McGlynn  
Stillwater Area Hockey Assoc  
1675 Market Dr Ste B  
Stillwater, MN 55082

Issued by:  
Minnesota Gambling Control Board  
Suite 300 South  
1711 W. County Road B  
Roseville, MN 55113

(FOR NONPROFIT CORPORATIONS ONLY)

FORM 960

H-525

CERTIFICATE OF AMENDMENT OF ARTICLES OF INCORPORATION OF

St. Croix Valley Amateur Hockey Association, Inc.

(Name of Corporation)

We, the undersigned, Mike Drepenke and John Kuhn

respectively the president (or president) and secretary (or assistant secretary) of St. Croix Valley Amateur Hockey Association, Inc.

(Name of Corporation)

a corporation subject to the provisions of Chapter 317, Minnesota Statutes, known as the Minnesota Nonprofit Corporation Act, do hereby certify that resolutions as hereinafter set forth were adopted by a two-thirds vote of the directors pursuant to Minnesota Statutes 317.27, Subd. 3, 4, or by a unanimous written authorization pursuant to Minnesota Statutes 317.22, Subd. 0, or at a meeting of the members of said corporation, pursuant to Minnesota Statutes 317.27 Subd. 2, notice of such meeting, proposal to amend and nature of such proposal having been mailed to each member entitled to vote thereon at least five days prior to such meeting, held at Community Center Bldg. in the city of Stillwater, County of Washington, as designated in such notice, on the 11th day of November, 1982, by a UNANIMOUS vote of said members presented in person or proxy:

"Resolved that the following article(s) of the articles of incorporation of St. Croix Valley

(Name of Corporation)

Amateur Hockey Association, Inc. be, and the same hereby (is) (are) amended to read as follows:

Article 1

This corporation is organized exclusively for educational purposes. Our specific goal is to encourage and develop the growth of youth amateur hockey in and about the St. Croix Valley by teaching the sport of hockey to young people 18 years of age and under.

113024

116753

IN WITNESS WHEREOF, we have subscribed our names this 19 day of November, 1987.

*Mike Grapenta*  
President  
*John Rahm*  
Secretary

STATE OF MINNESOTA }  
County of WASHINGTON } ss.

The foregoing instrument was acknowledged before me this 19 day of November, 1987 by MIKE GRAPENTA and JOHN RAHM respectively the president (~~vice president~~) and the secretary (~~assistant secretary~~) of St. Croix Valley Amateur Hockey Association, Inc. a Minnesota corporation, on behalf of the corporation.

NOTARIAL SEAL

*Richard H. Stafford*  
Richard H. Stafford  
Notary Public - Minnesota  
Washington County  
Co., Minn.

**DIRECTIONS**

1. Type of print with dark black ink.
2. Filing fee is \$2.00. 4.50
3. If the amendment changes the registered office to a new county, the total fee is approximately \$15.00.
4. Mail or bring completed form to:  
  
SECRETARY OF STATE  
CORPORATION DIVISION  
180 STATE OFFICE BUILDING  
ST. PAUL, MN 55155  
  
(612) 296-2803

FOR USE BY SECRETARY OF STATE

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
JAN 5 1988  
*Just Andrew Morris*  
Secretary of State