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CHEROKEE NATION GAMING COMMISSION

MEETING DATE / LOCATION:

14 January 2022
Conference Hosted:
Chota Center, Cherokee Casino, Tahlequah
3307 Seven Clans Ave
Tahlequah, Ok. 74464

COMMISSIONERS PRESENT:

John Sparks, Chairman
Richard Hull, Commissioner
Kendra McGeady, Commissioner
Linda O'Leary, Commissioner
Frank DeLozier, Commissioner

COMMISSION STAFF:

Janice Walters Purcell, Executive Director
Tiffany Cochran, Compliance Manager
Audra Imhoff, Audit Manager
Bess Wiginton, Licensing Manager
Samantha Phillips, Gaming Systems
Analyst
Heather Cain, Licensing Agent

CHEROKEE NATION ENTERTAINMENT:

Gary Weddell, Casino Operations
Bear Christensen, Sr. Director of Compliance
Monica Richards, VP of Finances
Todd Hembree, CNB Legal

VISITORS:

Greg Calvert, Office of the Attorney General
Wesley Nofire, Cherokee Nation Tribal Council
John Young, Cherokee Nation Tribal Council Attorney

CHEROKEE NATION GAMING COMMISSION
MEETING MINUTES
14 January 2022

I. CALL TO ORDER:

Chairman Sparks called the meeting to order at approximately 9:59 a.m.

II. ROLL CALL:

Heather Cain called Roll

Present: Chairman Sparks
Commissioner Hull
Commissioner McGeady
Commissioner O'Leary
Commissioner DeLozier

All commissioners were present and a quorum was established.

III. APPROVAL OF AGENDA:

Chairman Sparks, first item on the agenda is the approval of the agenda.

Commissioner O'Leary moves for a motion to approve the agenda.

Commissioner McGeady seconds the motion.

Chairman Sparks, All in favor say aye.

Chairman Sparks, Do we have a motion to amend the motion to approve the agenda?

Commissioner O'Leary motions to amend the agenda.

Commission McGeady seconded the motion.

Chairman Sparks, We have a motion to amend the agenda. We have an amended agenda that has been circulated and provided to the Commissioners. In particular, the proposed amended agenda includes a change to the location of the Executive Director's report. It also includes item G. to the (VIII) New Business. Are there any further questions? Any questions, any debate? Seeing none, all in favor say aye.

Chairman Sparks, Any opposed? Hearing none, the motion to amend is passed. We are now back on the motion to approve the agenda as amended. Are there any questions? Any debate? Seeing none, all in favor say aye.

Chairman Sparks, Any opposed? Hearing none, the motion to approve the agenda as amended is passed.

IV. APPROVAL OF MINUTES:

Chairman Sparks, The next item on the agenda is the approval of the minutes.

Commissioner Hull makes a motion to approve the minutes.

Commissioner DeLozier seconds the motion.

Chairman Sparks, We have a motion and a second. Are there any questions? Seeing none, is there any debate? Seeing none, all in favor say aye.

Chairman Sparks, Any opposed? Hearing none, the motion is passed. The minutes are approved.

V. INTRODUCTION OF GUESTS:

Chairman Sparks, The next item is the introduction of guests.

Chairman Sparks asked all guests to stand and introduce themselves. Introductions were made by attendees from the Cherokee Nation Gaming Commission (CNGC), Cherokee Nation Entertainment (CNE), Cherokee Nation Businesses (CNB), Cherokee Nation (CN), and guests.

VI. CNE REPORTS:

Chairman Sparks, The next item on the agenda is items VI. and VII., CNE Reports and the Executive Director's Report. I would entertained a motion to enter into Executive Session to receive those reports, all items under VI. and VII... do we have such a motion?

Commissioner DeLozier makes the motion to enter into Executive Session.

Commissioner O'Leary seconds the motion.

Chairman Sparks, We have a motion and a second. Do we have any questions on the motion? Any questions? Any debate? Hearing none, all in favor say aye.

Chairman Sparks, any opposed? Hearing none, the motion is passed. We are now entering into Executive Session.

Motion passed and the Commission entered into Executive session at approximately 10:04 a.m.

A. FINANCIAL REPORT

B. FACILITIES REPORT

C. LITIGATION

D. REGULATORY

1. NIGC

VII. Executive Directors Report

The reports were received in Executive Session and no action was taken. Commissioner O'Leary motioned to exit Executive Session at 10:47 a.m. The motion was seconded by Commissioner Hull. Motion carried.

VIII. OLD BUSINESS

Chairman Sparks, next item on the agenda is Old Business, I don't believe we have any old business. Would anyone like to be recognized for item number VIII?

Executive Director Janice Walters Purcell requested to be recognized and stated there were two (2) items under old business. One (1) item was the SICS regulation. The SICS regulation was previously posted through the APA process; no comments were received; as a matter of operation of law, the regulation does go into effect. The CNGC will work on implementation of the SICS regulation. The other item is the Vendor Licensing Rules & Regulations will be posted under the APA process. At this time, that is all under old business.

Chairman Sparks, Thank you, would anyone else like to be recognized for Old Business? Seeing none, let's move then to New Business, A. Permits and Licenses.

IX. NEW BUSINESS

A. PERMITS & LICENSES – B. Wiginton

Chairman Sparks, the next item on the agenda is New Business.

Bess Wiginton presented the Permits & Licenses and recommended approval. Chairman Sparks, what would you like to address first (regarding the employee approvals)?

Ms. Wiginton, We do have two (2) Commissioners on one of the action items for employee licenses so we would like to take our (CNGC) four (4) employee licenses

separately.

Chairman Sparks, A Point of Order, would you see any problem doing the thirty-one (31) temporary, two (2) suitability, and forty-two (42) orders together?

Ms. Wiginton replied no.

Chairman Sparks, Do we have a motion to approve?

The Permits & Licenses were taken in two (2) separate approvals; individual temporary permits, individual suitability determinations, and license orders in one (1) approval and individual renewals in another approval, as listed.

1. Employees

- Thirty-one (31) Individual Temporary Permits
- Two (2) Individual Suitability Determinations
- Forty-two (42) Orders - one (1) CNGC individual: Mikal Yahola

Commissioner Hull moved to approve thirty-one (31) individual temporary permits, two (2) suitability determinations, and forty-two (42) orders as submitted; seconded by Commissioner O'Leary. There were no questions or debate. None opposed.

Motion carried.

- One hundred-four (104) Renewals; included three (3) CNGC individuals – Tristan Trumbla and two (2) Commissioners – Richard Hull and Kendra McGeady.

Chairman Sparks, The next item, the Chair will entertain a motion to approve the one hundred-four (104) Renewals.

Commissioner DeLozier motioned to approve one hundred-four (104) Renewals as submitted; seconded by Commissioner O'Leary. There were no questions or debate. None opposed.

Motion carried.

Chairman Sparks recognized Commissioners Hull and McGeady to make a record.

Both commissioners were recognized by the chair as abstaining from the vote on the one hundred-four (104) Renewals

2. Vendor & Vendor Representatives

Bess Wiginton presented the Vendor & Vendor Representatives and recommended approval. The following vendor individual orders, company renewals, and individual renewals as listed.

- Fourteen (14) Individuals Orders
- Four (4) Company Renewals
- Thirty-nine (39) Individual Renewals

Chairman Sparks, Do we have a motion to approve the vendor permit licenses as listed, fourteen (14) new individuals, four (4) companies, and thirty-nine (39) individual renewals?

Commissioner Hull made the motion to approve fourteen (14) individual orders, four (4) company renewals and thirty-nine (39) individual renewals as submitted; seconded by Commissioner O'Leary. Motion carried.

B. GAME & SYSTEM APPROVALS – T. COCHRAN

1. EGM Memo – T. Cochran

Chairman Sparks, the next item on the agenda is Game and System Approvals. Tiffany Cochran presented the EGM Memo and recommended approval as submitted; fifty-nine (59) new electronic game themes, one (1) new gaming component, five (5) Executive Director approved items for affirmation of Executive Director's approval.

Electronic Game Themes

- 3 Aristocrat
- 11 AGS
- 43 IGT
- 1 VGT
- 1 Scientific Games

New Gaming Component

- 1 AGS

Executive Director Approvals

- 2 IGT
- 3 Incredible Technologies

Chairman Sparks, Is there a motion to approve the fifty-nine (59) new electronic

game themes, the one (1) new game component, and affirm the five (5) Executive Director items that were previously approved?

Commissioner O'Leary made the motion to approve.

Commissioner McGeady seconded the motion.

Chairman Sparks, The motion passes.

Commissioner O'Leary motioned to approve items as listed as well as affirmation of approval for the five (5) Executive Director Approval items; seconded by Commissioner Hull. Motion carried.

C. SICS Memo – T. Cochran

Tiffany Cochran presented the SICS Memo. Based upon CNGC review, CNGC Compliance recommended approval for one (1) revised SICS as listed.

Chairman Sparks, Ms. Cochran is also here to present the SICS Memo.

Chairman recognized Commissioner O'Leary.

Commissioner O'Leary motioned to approve the SICS Memo as submitted; seconded by McGeady. Motion carried.

D. Promotions Memo – T. Cochran

Chairman Sparks recognized Tiffany Cochran.

Ms. Cochran presented the Promotions Memo.

Chairman Sparks, Point of Inquiry to Ms. Cochran for a motion to affirm the approvals previously provided by the Executive Director?

CNGC Compliance then recommended affirmation of approval of nine (9) corporate promotions and three (3) Catoosa promotions.

Commissioner Hull motioned to affirm approval of the nine (9) corporate promotions and three (3) Catoosa promotions.

Commissioner DeLozier seconded the motion. Motion carried.

E. IHP Transfer Request Memo – T. Cochran

Tiffany Cochran presented and recommended approval for the transfer of retired in-house progressive (IHP) funds to promotional funds for the direct benefit of E-games patrons.

Commissioner Hull motioned to approve the IHP Transfer Request Memo as submitted; seconded by Commissioner McGeady. Motion carried.

F. 22-02 AP Surveillance FAR- A. Imhoff

Chairman Sparks recognizes Ms. Imhoff, Audit Manager.

The Chair recognized Audra Imhoff to present the 22-02AP Surveillance FAR. CNGC Audit requested approval to release of the 22-02AP Surveillance Final Audit Report (FAR).

Chairman Sparks, a Point of Order, the request to release, can you remind us to whom exactly it will be released?

Ms. Imhoff, NIGC.

Chairman Sparks, Do we have a motion to release the FAR?

Commissioner DeLozier motioned to approve the release of the 22-02AP Surveillance FAR; seconded by Commissioner O'Leary. Motion carried.

G. Chairman Sparks, next item is a motion to designate Commissioner McGeady as Vice Chair.

Commission O'Leary motioned to designate Commissioner McGeady to Vice Chairman of the CNGC; seconded by Commissioner Hull.

Motion carried.


X. Open Session:

None

XI. Adjournment:

Commissioner DeLozier motioned to adjourn at 11:17 a.m.; seconded by Commissioner O'Leary. Motion carried.

Approval of Minutes:

 Feb. 11, 2022
CHAIRMAN SPARKS DATE