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CHEROKEE NATION GAMING COMMISSION

MEETING DATE / LOCATION:

16 December 2021
Conference Hosted:
Multi-Purpose Room, Cherokee Casino,
Catoosa Ok. 74015

COMMISSIONERS PRESENT:

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

COMMISSIONER ABSENT:

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 System
Analyst
Heather Cain, Licensing Agent
Florence Northington, Licensing Agent

CHEROKEE NATION ENTERTAINMENT:

Gary Weddell, Casino Operations
Bear Christensen, Sr. Director of Compliance
Monica Richards, VP of Finances
Reba Chambers, Compliance Manager
Jennifer Provence, VP of Corp. Casino Marketing
Todd Hembree, CNB Legal
Donald Childers, VP Surveillance and Loss Prevention
Angelia Jobe, IT Manager
Kyle Culver, CNE Marketing
Jennifer Watkins, Compliance Manager
Paiten Qualls, CNB Legal

VIS ITORS:

Greg Calvert, Office of the Attorney General
Candessa Tehee, Cherokee Tribal Council Advisory
Board
Wesley Nofire, Cherokee Tribal Council Advisory
Board
Keith Austin, Cherokee Tribal Council
Johnny Kidwell, Cherokee Tribal Council
John Young, Cherokee Nation Tribal Council Attorney

**CHEROKEE NATION GAMING COMMISSION
MEETING MINUTES
16 December 2021**

I. CALL TO ORDER:

Chairman Sparks called the meeting to order at approximately 9:58 a.m.

II. ROLL CALL:

Present: John Sparks, Chairman
Richard Hull, Commissioner
Kendra McGeady, Commissioner
Linda O'Leary, Commissioner
- arrived at 10:40 a.m. in Executive Session.

Absent: Commissioner Frank DeLozier

A quorum was established.

III. APPROVAL OF AGENDA:

Chairman Sparks stated, the next item on the Agenda is the Approval of the Agenda. Commissioner McGeady motioned to approve the agenda; seconded by Commissioner Hull. Motion carried.

IV. APPROVAL OF MINUTES:

Commissioner Hull motioned to approve the 18 November 2021 Commission meeting Minutes; seconded by Commissioner McGeady. Motion carried.

- A. Commissioner McGeady motioned to withdraw the July 2021 incorrect minutes; seconded by Commissioner Hull. Motion carried.

Chairman Sparks provided a brief explanation on the motion regarding the July 2021 Commission meeting minutes. The error on the footer is an incorrect date but the corrected minutes reflects the correct date on the footer.

B. Commissioner Hull motioned to approve the corrected July 2021 minutes; seconded by McGeady. Motion carried.

V. INTRODUCTION OF GUESTS

Chairman Sparks stated introductions would be shortened today. Chairman Sparks stated he noticed a few Council Members were present, and asked if the Councilors would stand up and introduce themselves, and welcomed them. Introductions were made by the Council Members that were present. Chairman Sparks asked if there was anyone who feel they need special recognition and to please speak then he welcomed everyone and expressed appreciation of their participation.

VI. CNE REPORTS

Commissioner Hull motioned to enter into Executive Session at 10:04 a.m. to discuss items VI. A-D. The motion was seconded by Commission McGeady. Motion carried.

- A. FINANCIAL REPORT
- B. FACILITIES REPORT
- C. LITIGATION
- D. REGULATORY
 - 1. NIGC
 - 2. Executive Director's Report

Commissioner O'Leary arrived at 10:40 a.m.

Commissioner O'Leary motioned to exit Executive Session at 10:54 a.m. The motion was seconded by Commissioner McGeady. Motion carried.

Chairman Sparks stated the Commissioners will take a ten (10) minute break.

The meeting resumed at 11:11 a.m.

Chairman Sparks welcomed Commissioner O'Leary who came in during Executive Session.

VII. OLD BUSINESS

None

VIII. NEW BUSINESS

A. PERMITS & LICENSES – F. Northington

Florence Northington presented the following individual temporary permits, individual suitability determinations, license orders, individual renewals and recommended approval

1. Employees

- Thirty-four (34) Individuals for Temporary Permits
- Forty-six (46) Individuals for Suitability Determinations
- Forty-one (41) Orders, including David Frank DeLozier-Commissioner
- One hundred twenty-three (123) Renewals, including three (3) CNGC individuals – Walter Davis, Samantha Phillips, and Nicole Robinson.

Commissioner McGeady motioned to approve as submitted 34 individual temporary permits, 46 suitability determinations, 41 orders and 123 renewals; seconded by Commissioner Hull. Motion carried.

Chairman Sparks stated as a point of order and for the record Commissioner DeLozier is listed in the orders. The Commission would take up orders individually and Commissioner DeLozier would abstain from the vote, if Commissioner DeLozier was present.

2. Vendor & Vendor Representatives

Florence Northington presented the following vendor company orders, individual orders, company renewals, individual renewals and recommended approval.

Commissioner O'Leary motioned to approve.

Northington stated there was a typo and the company renewals should be five (5) company renewals instead of four (4) company renewals. All five (5) company renewals are included in the packet submitted to the Commissioners; however, the count was mistakenly listed as four (4) instead of five (5).

Chairman Sparks asked to withdraw the original motion presented and confirmed the change of company renewals from four (4) company renewals to five (5) company renewals.

- One (1) Company orders for 16 December 2021
- Five (5) Individuals orders for 16 December 2021
- Five (5) Company Renewals 14 January 2022
- Fifty-nine (59) Individual Renewals 14 January 2022

Commissioner Hull motioned to approve as submitted company orders, individual orders, corrected five (5) company renewals and individual renewals; seconded by Commissioner McGeady. Motion carried.

B. GAME & SYSTEM APPROVALS – T. COCHRAN

1. EGM Memo - T. Cochran

Chairman Sparks stated the next item is game and system approval from the Compliance Department.

Tiffany Cochran presented the EGM Memo and requested approval as submitted; 51 new electronic game themes. (6 Aristocrat, 17 Scientific Games, 11 IGT, 3 Everi, 7 AGS, 3 VGT, 2 Novomatic, and 2 Gaming Arts), 3 new OS/main programs (1 Scientific Games, 1 Everi, and 1 Gaming Arts), 2 new progressive systems (2 AGS).

Chairman Sparks responded, No Affirmation of Executive Director Approval.

Electronic Game Themes

- Aristocrat 6
- Scientific 17
- IGT 11
- Everi 3
- AGS 7
- VGT 3
- Novomatic 2
- Gaming Arts 2

OS/Main Programs

- Scientific 1
- Everi 1
- Gaming Arts 1

New progressive systems

- AGS 2

Commissioner Hull motioned to approve items as listed; seconded by Commissioner O'Leary. Motion carried.

2. Hard Rock Poker Card Memo - T. Cochran

Tiffany Cochran presented the Hard Rock Poker Card Memo. Cochran stated CNE submitted a request for approval for new Poker Cards for the Hard Rock Hotel & Casino Facility. CNE has switched manufacturers due to the previous manufacturer no longer producing the cards as a result of Covid-19 related issues. The manufacturer is going through the licensing process and was issued a temporary gaming license. CNGC Compliance requested a copy of the purchase agreement. CNE will submit purchase agreement to CNGC Compliance once the order has been submitted. CNGC Compliance reviewed all items and all questions have been asked and answered; CNGC Compliance recommended approval and requested approval from the Commission.

Commissioner Hull motioned to approve the Hard Rock Poker Card Memo as submitted; seconded by McGeady. Motion carried.

3. Casino Cash Trac i24 Module Memo- T. Cochran

Tiffany Cochran presented the Casino Cash Trac i24 module that was submitted by CNE for approval.

This product will allow CNE to have real time data and reports used by management as tools to evaluate the business and react to competition. The i24 module will link to Casino Insight and other databases.

Commissioner McGeady motioned to approve the Casino Cash Trac i24 Module; seconded by Commissioner O'Leary. Motion carried.

4. Masque Table Game Progressive system-DUB Memo-T. Cochran

Tiffany Cochran presented the Masque Table Game Progressive system. CNE submitted a request for approval for the installation and implementation of the Masque Progressive Table Game System for DUB (Down Under Blackjack). Based on the review of the items provided, CNGC Compliance recommended approval for the installation and implementation.

Commissioner Hull motioned to approve as submitted Masque Table Game Progressive System; seconded by Commissioner O'Leary. Motion carried.

C. SICS Memo- T. Cochran

Tiffany Cochran presented the SICS Memo as listed and requested approval of the TGM435 Down Under Blackjack, revision. The policy was recently approved without the progressive. To add the progressive option, the only updates to the policy were in VII. O. & P. CNGC Compliance recommended approval.

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

D. 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 McGeady motioned the IHP Transfer Request to promotions as set forth in the memo as submitted; seconded by Commissioner O'Leary. Motion carried.

E. Annual State Audit Reports-Information Only - T. Cochran

Tiffany Cochran presented the Annual State Audit Report for information purposes only. CNGC Compliance accompanied the Compliance Officers with the State of Management and Enterprise Services while they conducted their annual inspections of all eleven (11) Cherokee Nation Entertainment (CNE) gaming facilities. Due to Covid the State did not inspect the gaming facilities in year 2020. No exceptions were noted during the inspections. No action is needed by the Commissioners. Information noted and received by the Commissioners.

F. 22-01 AP Player Tracking FAR- A. Imhoff

Audra Imhoff presented the 22-01 AP Player Tracking FAR (Final Audit Report). The CNGC Audit department is requesting release of the 22-01 final audit report. There was management discussion with CNE and any questions were addressed and corrected.

Commissioner Hull motioned to approve the release of the 22-01 AP Player Tracking FAR; seconded by Commissioner McGeady. Motion carried.

G. Implementation Follow-up Memo-A. Imhoff

Audra Imhoff presented the implementation follow up memo for informational purposes only. As noted in the implementation follow-up memo, all information highlighted in green was completed/verified and will be removed from future review. All other outstanding items, the audit team is working with Tiffany Cochran and CNE to close out remaining issues. Information purposes only, no action is needed by the Commissioners.

This information was provided and received by the Commissioners with no objection.

H. Temporary ID Request- J. Walters Purcell

Executive Director Janice Walters Purcell stated, due to the REAL ID Act, DPS is substituting a temporary paper ID until the REAL ID Act documentation is processed and a card is ready for the individual license holder. After a review of the TICS, Executive Director Approval was given on December 2, 2021 to allow the temporary Oklahoma ID's and Driver's license to be recognized as Official identification cards. CNGC is requesting Affirmation of Executive Director Approval to accept State issued paper IDs as valid IDs and State issued paper Driver's License as official identification cards, the CNGC is requesting affirmation of approval

Commissioner O'Leary motions for affirmation of Executive Director Approval of temporary paper Oklahoma ID's and Driver's Licenses to be recognized as valid ID's and Driver's Licenses; seconded by Commissioner Hull. Motion carried.

I. ~~Revised Proposed 2022 Commission Meeting Schedule-~~ J. Walters Purcell

Executive Director Janice Walters Purcell presented the Revised Proposed 2022 Commission Meeting Schedule as submitted. The previous meeting dates as approved last month, had June 4, 2021 listed as a meeting date, however, June 4 is a Saturday. Counsel Calvert pointed that out and the date should be changed to June 3 which is a Friday. The other meeting dates are correct.

Commissioner Hull motioned to approve the revised proposed 2022 Commissioners Meeting schedule; seconded by Commissioner McGeedy. Motion carried.

J. Facilities License Renewals- J. Walters Purcell

Executive Director Janice Walters Purcell presented the Facilities License Renewals and is requesting the approval of all eleven (11) facility license renewals.

Commissioner Hull motions to approve the eleven (11) Facility License Renewals; seconded by Commissioner O'Leary. Motion carried.

Executive Director Janice Walters Purcell stated, 25 CFR 559.1 requires that each place/facility or location conducting Class II or III Gaming will occur... obtains an attestation certifying that certifies the construction and maintenance of the gaming facility, and the operation of that gaming, is conducted in a manner that adequately protects the environment and the public health and safety pursuant to the Indian Gaming Act. Compliance Manager Tiffany Cochran and members of the compliance department performed the inspections of the facilities.

II. OpenSession:

Commissioner O'Leary would like to thank the CNGC staff for the gifts.

XI. Adjournment:

Commissioner Hull motioned to adjourn at 11:46 a.m.; seconded by
Commissioner O'Leary. Motion carried.

Approval of Minutes:



CHAIRMAN SPARKS



DATE