

Little River Band of Ottawa Indians Gaming Commission

Gaming Commission Open Session Report for the Month of January 2021

I. Officers

Bill Willis, Chairperson
Debra Davis, Secretary
Mark Jespersen, Commissioner
Steve Parsons, Commissioner
Alyce Giltz, Commissioner

II. Activities for the month of January 2021:

1. Regular meeting held on January 5, 2021
2. Regular meeting held on January 12, 2021
3. Regular meeting held on January 19, 2021

III. Concerns/Requests/Comments:

IV. Vendors Approved:

1. Gaming Vendor – ReelMetrics BV
2. Non-Gaming Vendor – Exemption – Grand Traverse Refrigeration, Inc.
3. Gaming Vendor – Casino Cash Trac, LLC

V. Attachments (the following documents are attached to this report):

Minutes:

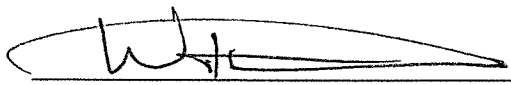
1. December 8, 2020
2. January 5, 2021
3. January 12, 2021

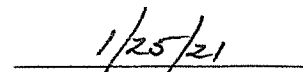
Resolutions:

1. Gaming Commission Resolution #GC21-0105-01 – Approval of Revised Gaming Commission Regulation #R400-04:GC-10 Chapter 10 – Compliance and Enforcement
2. Gaming Commission Resolution #GC21-0105-02 – Approving the Cancellation of the Gaming Commission Meeting Scheduled on September 21, 2021

Orders:

1. Gaming Commission Order #GC21-0105-01 – Granting Exemption to Grand Traverse Refrigeration, Inc. from Vendor Licensing Requirements

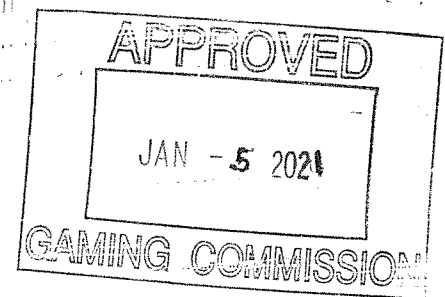

Chairperson


Date

**LITTLE RIVER BAND OF OTTAWA INDIANS
GAMING COMMISSION MEETING
OPEN SESSION MEETING**

December 8, 2020

Gaming Commission Conference Room
2840 Orchard Highway, Suite A
Manistee, MI 49660



Meeting called to order at 5:32 p.m. by Chairperson, Bill Willis

Present:

Commissioners: Steve Parsons, Alyce Giltz, Bill Willis, Debra Davis, Mark Jespersen

Commission Staff: Kelly Maser

Others: Lee Ivinson, James Henderson

Approval of Open Session Agenda:

a) December 8, 2020

Action: B. Willis made a motion to approve the Open Session Agenda for December 8, 2020. **Seconded by M. Jespersen**

Roll Call: B. Willis – Yes / M. Jespersen – Yes / D. Davis – Yes / S. Parsons – Yes / A. Giltz – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Approval of Open Session Minutes:

a) December 1, 2020

Action: M. Jespersen made a motion to approve the Open Session Minutes for December 1, 2020. **Seconded by S. Parsons**

Roll Call: D. Davis – Yes / A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Old Business:

None

New Business:

None

Discussion Period:

- a) Re-Opening update from the gaming enterprise
- b) Update on the State of Michigan – online gaming

Next Gaming Commission Meeting

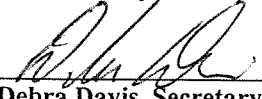
a) December 15, 2020 at 5:30 p.m.

Adjournment of Open Session:

Action: B. Willis made a motion to adjourn the Open Session at 5:38 p.m. **Seconded by D. Davis**

Roll Call: A. Giltz – Yes / D. Davis – Yes / S. Parsons – Yes / B. Willis – Yes / M. Jespersen – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Submitted by,


Debra Davis, Secretary

1-5-2021
Date

Items moved to Open Session:

a) Approval of Vendor License – SMP Communications Corporation

Action: B. Willis made a motion to approve the Gaming Vendor License for SMP Communications Corporation – license effective date July 23, 2020 – license expiration date July 23, 2021. **Seconded. M. Jespersen**

Roll Call: A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / D. Davis – Yes / 5–Yes, 0–No, 0–Abstain, 0–Absent. **MOTION CARRIED**

b) Approval of Vendor License – Hanna & Associates, Incorporated

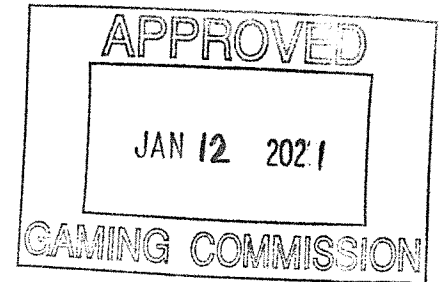
Action: B. Willis made a motion for the Vendor License for Hanna & Associates, Incorporated – license effective date January 29, 2021 – license expiration date January 29, 2022. **Seconded. M. Jespersen**

Roll Call: B. Willis – Yes / M. Jespersen – Yes / A. Giltz – Yes / D. Davis – Yes / S. Parsons – Yes / 5–Yes, 0–No, 0–Abstain, 0–Absent. **MOTION CARRIED**

**LITTLE RIVER BAND OF OTTAWA INDIANS
GAMING COMMISSION MEETING
OPEN SESSION MEETING**

January 5, 2021

Gaming Commission Conference Room
2840 Orchard Highway, Suite A
Manistee, MI 49660



Meeting called to order at 5:33 p.m. by Chairperson, Bill Willis

Present:

Commissioners: Steve Parsons, Alyce Giltz, Bill Willis, Mark Jespersen, Debra Davis

Commission Staff: Kelly Maser, Erford Edmondson

Others: Lee Iverson, Rebecca Liebing, Ryan O'Brien

Approval of Open Session Agenda:

a) January 5, 2021

Action: B. Willis made a motion to approve the Open Session Agenda for January 5, 2021 **Seconded by M. Jespersen**

Roll Call: B. Willis – Yes / M. Jespersen – Yes / D. Davis – Yes / S. Parsons – Yes / A. Giltz – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Approval of Open Session Minutes:

a) December 8, 2020

Action: M. Jespersen made a motion to approve the December 8, 2020 Open Session Minutes. **Seconded by S. Parsons**

Roll Call: D. Davis – Yes / A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Old Business:

None

New Business:

a) Gaming Commission Regulation – Chapter 10 – Compliance and Enforcement

Action: B. Willis made a motion to approve Gaming Commission Resolution #GC21-0105-01 approval of revised Gaming Commission Regulation #R400-04:GC-10– Chapter 10 – Compliance and Enforcement. **Seconded by M. Jespersen**

Roll Call: M. Jespersen – Yes / S. Parsons – Yes / D. Davis – Yes / A. Giltz – Yes / B. Willis – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

b) Approval of Amendment to Gaming Commission Meeting Schedule for 2021

Action: B. Willis made a motion to approve Gaming Commission Resolution #GC21-0105-02 canceling the Gaming Commission's September 21, 2021 meeting. **Seconded by M. Jespersen**

Roll Call: S. Parsons – Yes / D. Davis – Yes / B. Willis – Yes / A. Giltz – Yes / M. Jespersen – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

c) Approval of Everi Enrollment Kiosks and Software

Action: B. Willis made a motion to approve the installation and use of the Everi Enrollment kiosks and Trilogy software at Little River Casino Resort. **Seconded by M. Jespersen**

Roll Call: A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / D. Davis – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Discussion Period:

- a) NIGC CJIS-NIS final audit report

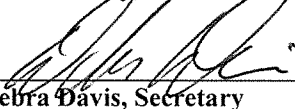
Next Gaming Commission Meeting

- a) January 12, 2021 at 5:30 p.m.

Adjournment of Open Session:

Action: B. Willis made a motion to adjourn the Open Session at 5:53 p.m. **Seconded by M. Jespersen**
Roll Call: B. Willis – Yes / M. Jespersen – Yes / D. Davis – Yes / S. Parsons – Yes / A. Giltz – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

Submitted by


Debra Davis, Secretary

1-12-2021
Date

Items moved to Open Session:

- a) Approval of Vendor License – ReelMetrics BV

Action: B. Willis made a motion to approve the Vendor License for ReelMetrics BV – license effective date February 6, 2021 – license expiration date February 6, 2022. **Seconded. M. Jespersen**
Roll Call: A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / D. Davis – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

- b) Licensing Exemption Request – Grand Traverse Refrigeration, Inc.

Action: B. Willis made a motion for approve Gaming Commission Order #GC21-0105-01 approving a one-time exemption from the Non-Gaming Vendor licensing requirements for Grand Traverse Refrigeration, Incorporated. **Seconded. M. Jespersen**
Roll Call: B. Willis – Yes / A. Giltz – Yes / S. Parsons – Yes / D. Davis - Yes / M. Jespersen – Yes / 5-Yes, 0-No, 0-Abstain, 0-Absent. **MOTION CARRIED**

**LITTLE RIVER BAND OF OTTAWA INDIANS
GAMING COMMISSION MEETING
OPEN SESSION MEETING**

January 12, 2021

Gaming Commission Conference Room
2840 Orchard Highway, Suite A
Manistee, MI 49660

Meeting called to order at 5:32 p.m. by Chairperson, Bill Willis

Present:

Commissioners: Steve Parsons, Alyce Giltz (arrived at 5:34 p.m.), Bill Willis, Mark Jespersen, Debra Davis (absent)

Commission Staff: Kelly Maser, Erford Edmondson

Others: Joseph Riley

Approval of Open Session Agenda:

a) January 12, 2021

Action: B. Willis made a motion to approve the Open Session Agenda for January 12, 2021 Seconded by M. Jespersen

Roll Call: B. Willis – Yes / M. Jespersen – Yes / D. Davis – Absent / S. Parsons – Yes / A. Giltz – Absent / 3-Yes, 0-No, 0-Abstain, 2-Absent. MOTION CARRIED

Approval of Open Session Minutes:

a) January 5, 2021

Action: B. Willis made a motion to approve the Open Session Minutes for January 5, 2021. Seconded by S. Parsons

Roll Call: D. Davis – Absent / A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / 4-Yes, 0-No, 0-Abstain, 1-Absent. MOTION CARRIED

Old Business:

None

New Business:

None

Discussion Period:

None

Next Gaming Commission Meeting

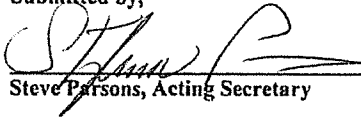
a) January 19, 2021 at 5:30 p.m.

Adjournment of Open Session:

Action: B. Willis made a motion to adjourn the Open Session at 5:36 p.m. Seconded by M. Jespersen

Roll Call: B. Willis – Yes / M. Jespersen – Yes / D. Davis – Absent / S. Parsons – Yes / A. Giltz – Yes / 4-Yes, 0-No, 0-Abstain, 1-Absent. MOTION CARRIED

Submitted by,


Steve Parsons, Acting Secretary

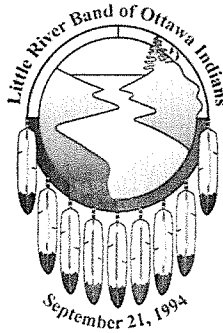
1-20-21
Date

Items moved to Open Session:

a) Approval of Vendor License – Casino Cash Trac, LLC

Action: B. Willis made a motion to approve the Gaming Vendor License for Casino Cash Trac, LLC – license effective date March 14, 2021 – license expiration date March 14, 2022. **Seconded.** M. Jespersen

Roll Call: A. Giltz – Yes / B. Willis – Yes / M. Jespersen – Yes / S. Parsons – Yes / D. Davis – Yes / 5–Yes, 0–No, 0–Abstain, 0–Absent. **MOTION CARRIED**



Gaming Commission
2840 Orchard Hwy., Suite "A"
Manistee, MI 49660
Tel: (231) 723-7755 • Fax: (231) 723-7788

Gaming Commission Resolution #GC21-0105-01

Approval of Revised Gaming Commission Regulation #R400-04:GC-10 – Chapter 10 – Compliance and Enforcement

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. § 1300k et seq.); and

WHEREAS, the Tribe adopted a Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, the Tribal Council has, pursuant to Gaming Commission Ordinance #04-400-04, created a Gaming Commission and delegated to such Commission the authority to regulate all gaming activities authorized by the Tribe and to enforce all Tribal and federal laws governing the conduct of Tribally-licensed gaming activities; and

WHEREAS, Section 6.04 (a) of the Gaming Commission Ordinance permits the Gaming Commission to promulgate regulations and internal operational policies and procedures of the Gaming Commission and its staff; and

WHEREAS, Gaming Commission Regulation #R400-04:GC-10 – Chapter 10 – Gaming Employee Licensing was last approved by the Gaming Commission on February 1, 2003 and was recently reworked/revised to better serve the regulatory function of the Gaming Commission.

NOW THEREFORE IT IS RESOLVED THAT the Little River Band of Ottawa Indians Gaming Commission hereby approves Gaming Commission Regulation #400-04:GC-10 – Chapter 10 – Compliance and Enforcement; and

IT IS FURTHER RESOLVED THAT Gaming Commission Regulation #400-04:GC-10 – Chapter 10 – Compliance and Enforcement be forwarded to the Tribal Council Recorder for filing in accordance with Gaming Commission Ordinance Section 6.04 (b).

Certificate of Adoption

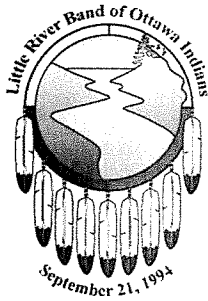
I, Debra Davis, Secretary of the Gaming Commission do hereby certify that this resolution was adopted on January 5, 2021 by a vote of 5 in favor, 0 opposed, and 0 abstentions and 0 absent. This resolution has not been amended or rescinded in any way.

Attest:



Debra Davis, Secretary

Distribution: Commission Records
Tribal Council Liaison



**Little River Band of Ottawa Indians
Gaming Commission**

2840 Orchard Highway, Suite "A"
Manistee, MI 49660
Tel: (231) 723-7755 • Fax: (231) 723-7788

Gaming Commission Resolution #GC21-0105-02

*Approving the Cancellation of the Gaming Commission Meeting
Scheduled on September 21, 2021*

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. § 1300k et seq.); and

WHEREAS, the Tribe adopted a Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribal Council has, pursuant to Gaming Commission Ordinance # 02-400-04, created a Gaming Commission and delegated to such Commission the authority to regulate all gaming activities authorized by the Tribe and to enforce all Tribal and federal laws governing the conduct of Tribally-licensed gaming activities; and

WHEREAS, the Gaming Commission By-Laws – Section 4.01 (a) requires the Gaming Commission to hold at least two (2) regular meetings per month and at such other times as may be deemed necessary to perform assigned duties; and

WHEREAS, the Gaming Commission's By-Laws – Section 4.0 (c) requires the Gaming Commission to establish a schedule for its regular meetings for each calendar year and requires amendments to the schedule be approved by resolution of the Gaming Commission and notice be posted in accordance to the Ordinance; and

WHEREAS, the Gaming Commission approved its 2020 Meeting Schedule on October 20, 2020 and recognized after the approval and dissemination that a meeting was scheduled on a Tribal holiday.

Gaming Commission Resolution #GC21-0105-02
Approving the Cancellation of the Gaming Commission
Meeting Scheduled on September 21, 2021
Page Two

NOW THEREFORE IT IS RESOLVED THAT the Gaming Commission of the Little River Band of Ottawa Indians hereby approves the amendment to its 2021 Meeting Schedule by canceling its meeting on September 21, 2021.

Certificate of Adoption

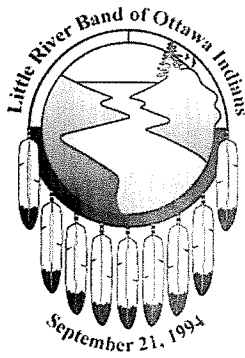
I, Debra Davis, Secretary of the Gaming Commission do hereby certify that this resolution was adopted on January 05, 2021 by a vote of 5 in favor, 0 opposed, and 0 abstentions and 0 absent. This resolution has not been amended or rescinded in any way.

Attest:



Debra Davis, Secretary

Distribution: Commission Records
Tribal Council Liaison



Little River Band of Ottawa Indians
GAMING COMMISSION
2840 Orchard Highway, Suite A
Manistee MI 49660
(231) 723-7755

Gaming Commission Order #GC21-0105-01

*Granting One-Time Exemption to Grand Traverse Refrigeration, Inc. from
Vendor Licensing Requirements*

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. § 1300k et seq.); and

WHEREAS, the Tribe adopted a Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(I) to take action, not inconsistent with the Constitution or Federal law, which is necessary and proper to carry out the sovereign powers of the Tribe; and

WHEREAS, the Tribal Council has in Gaming Commission Ordinance #04-400-04, created a Gaming Commission and delegated to such Commission the authority to regulate all gaming activities authorized by the Tribe and to enforce all Tribal, federal, and applicable state laws governing the conduct of gaming conducted on the Tribe's reservation; and

WHEREAS, in Section 6.04 (a) of Gaming Commission Ordinance, the Gaming Commission is authorized to promulgate regulations as may be necessary to carry out the orderly performance of its duties and powers; and

WHEREAS, Chapter 19 – Section 3-1 of the Gaming Commission approved regulations states that every person supplying any goods, services, and/or concessions to any gaming enterprise must obtain a Non-Gaming Vendor License unless exempt from

licensing requirements pursuant to Section 3-4 or Section 3-5 or meeting the definition of Service Vendor; and

WHEREAS, Chapter 19 – Section 3-2 of the Gaming Commission approved regulations states that the gaming enterprise shall be responsible for notifying any person with which it is considering conducting business of the licensing requirements prior to contracting with such person; and

WHEREAS, Chapter 19 – Section 3-3 of the Gaming Commission approved regulations states that prior to the purchase of any goods, services, and/or concessions from any person, the gaming enterprise shall forward a written “Notice of Intent to Conduct Business” to the Gaming Commission. The “Notice of Intent to Conduct Business” shall describe the goods, services, and/or concessions to be provided by the vendor, together with a good faith estimate of the annual dollar amount of the projected purchases from the vendor. The gaming enterprise may not commit to any binding contracts or business transactions until the vendor has been licensed by the Gaming Commission; and

WHEREAS, Chapter 19 – Section 3-4 (a) and (b) of the Gaming Commission approved regulations states that the Gaming Commission, at its sole discretion, may exempt persons (or businesses) from vendor licensing requirements in certain highly regulated fields or may grant special exemptions for persons or businesses providing professional services or unique services; and

WHEREAS, Chapter 19 – Section 3-6 of the Gaming Commission approved regulations states that the gaming enterprise is prohibited from entering into any contract until the vendor has been exempt by the Gaming Commission. Vendors granted an exemption by the Gaming Commission shall be required to provide a completed Conflict of Interest Disclosure in a form satisfactory to the Gaming Commission prior to the commencement of business with the gaming enterprise; and

WHEREAS, Chapter 19 – Section 10-3 (e) of the Gaming Commission approved regulations requires the gaming enterprise to provide advance notice to the Gaming Commission if the gaming enterprise has reason to believe that the sales to the gaming enterprise by a Service Vendor will reach or exceed \$200,00.00 in any calendar year. Such notice shall describe the circumstances warranting the increased volume of business, and, if appropriate under the circumstances, a request for exemption from the licensing requirements. The Gaming Commission may deem it appropriate to exempt a Service Vendor from the licensing requirements if the gaming enterprise demonstrates specific circumstance apply as written; and

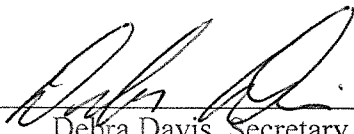
WHEREAS, the gaming enterprise has requested an exemption from the Non-Gaming Vendor licensing requirements for Grand Traverse Refrigeration, Inc. as they will exceed the Service Vendor threshold for an isolated project.

NOW THEREFORE IT IS THE ORDER of the Little River Band of Ottawa Indians Gaming Commission that Grand Traverse Refrigeration, Inc. shall be issued a one-time exemption from the Non-Gaming Vendor licensing requirements strictly for the construction project (food court) not to exceed \$250,000.00. This one-time exemption will expire after the completion of the project. This exemption is valid once the Gaming Commission is in receipt of the Conflict of Interest Disclosure form between the Little River Casino Resort and Grand Traverse Refrigeration, Inc.

Certificate of Adoption

I, Debra Davis, Secretary of the Little River Band of Ottawa Indians Gaming Commission do hereby certify that this order was approved on January 5, 2021 by a vote of 5 in favor, 0 opposed, and 0 abstentions and 0 absent. This order has not been amended or rescinded in any way.

Attest:


Debra Davis, Secretary

Distribution: Commission Records
Little River Casino Resort
Tribal Council Recorder