

Little River Band of Ottawa Indians Gaming Commission

Gaming Commission Open Session Report for the Month of March 2022

I. Officers

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

II. Activities for the month of March 2022:

1. Regular meeting held on March 1, 2022
2. Regular meeting held on March 15, 2022
3. Regular meeting held on March 22, 2022

III. Concerns/Requests/Comments:

Gaming Commission 2022 budget remains unapproved

IV. Vendors Approved:

1. Gaming Vendor – Gaming Tickets, Inc.
2. Gaming Vendor – Incredible Technologies, Inc.
3. Gaming Vendor – Patriot Gaming & Electronics, Inc.
4. Non-Gaming Vendor Exemption – Acrisure, LLC d/b/a Larkin Group of Traverse City
5. Non-Gaming Vendor Exemption – Little River Holdings, LLC

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

Minutes:

1. February 15, 2022
2. March 1, 2022
3. March 15, 2022

Resolutions:

Orders:

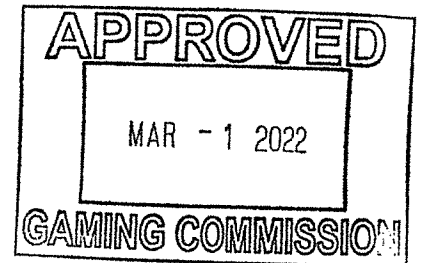
1. Gaming Commission Order #GC22-0322-04 – Granting Exemption to Acrisure, LLC d/b/a Larkin Group of Traverse City
2. Gaming Commission Order #GC22-0322-05 – Granting Exemption to Little River Holdings, LLC

Chairperson

3/23/22
Date

**LITTLE RIVER BAND OF OTTAWA INDIANS
GAMING COMMISSION MEETING
OPEN SESSION MEETING
February 15, 2022**

**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, Mark Jespersen, Debra Davis (absent)
Commission Staff: Kelly Maser
Others:

Approval of Open Session Agenda:

a) February 15, 2022

Action: B. Willis made a motion to approve the Open Session Meeting Agenda for February 15, 2022. **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**

Approval of Open Session Minutes:

a) February 8, 2022

Action: B. Willis made a motion to approve the Gaming Commission Open Session Meeting Minutes for February 8, 2022. **Seconded by M. Jespersen**

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:

a) External Auditors Update

Next Gaming Commission Meeting

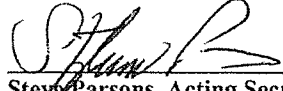
a) February 22, 2022 at 5:30 p.m.

Adjournment of Open Session:

Action: B. Willis made a motion to adjourn Open Session at 5:35 p.m. **Seconded by M. Jespersen**

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

Submitted by,



Steve Parsons, Acting Secretary

3-2-22

Date

Items moved to Open Session:

a) Approval of Gaming Vendor License – Rush Street Interactive MI, LLC

Action: B. Willis made a motion the approve the renewal Gaming Vendor application for Rush Street Interactive MI, LLC – license effective date March 3, 2022 – license expiration date March 3, 2023. **Seconded by M. Jespersen**

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

b) Approval of Gaming Vendor License – Everi Games, Inc.

Action: B. Willis made a motion the approve the renewal Gaming Vendor application for Everi Games, Inc. – license effective date March 5, 2022 – license expiration date March 5, 2023. **Seconded by S. Parsons**

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

c) Approval of Gaming Vendor License – Everi Payments, Inc. d/b/a Central Credit, LLC

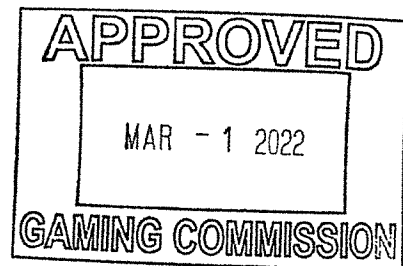
Action: B. Willis made a motion the approve the renewal Gaming Vendor application for Everi Payments, Inc. d/b/a Central Credit Inc. – license effective date March 5, 2022 – license expiration date March 5, 2023. **Seconded by M. Jespersen**

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

d) Approval of Gaming Vendor License – Acres Manufacturing Company

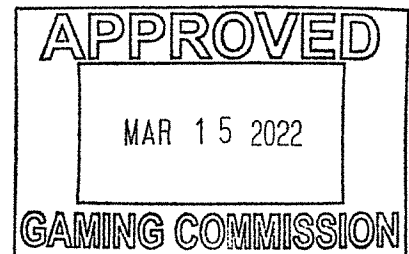
Action: B. Willis made a motion the approve the initial Gaming Vendor application for Acres Manufacturing Company – license effective date February 15, 2022 – license expiration date February 15, 2023. **Seconded by M. Jespersen**

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



**LITTLE RIVER BAND OF OTTAWA INDIANS
GAMING COMMISSION MEETING
OPEN SESSION MEETING
March 1, 2022**

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



Meeting called to order at 5:38 p.m. by Chairperson, Bill Willis

Present:

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

Commission Staff: Kelly Maser

Others: Julie Wolfe, Lee Iverson, Joseph Riley

Approval of Open Session Agenda:

a) March 1, 2022

Action: B. Willis made a motion to approve the Open Session Agenda for March 1, 2022. **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) February 15, 2022

Action: B. Willis made a motion to approve the Gaming Commission Open Session Meeting Minutes for February 15, 2022. **Seconded by S. Parsons**

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

Old Business:

None

New Business:

a) Gaming Commissioner Officer Elections

Action: M. Jespersen made a motion to nominate Bill Willis as Chairperson of the Gaming Commission. **Seconded by S. Parsons**

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

Action: M. Jespersen made a motion to nominate Deb Davis as Secretary. **Seconded by B. Willis**

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

Discussion Period:

- a) Health and Safety Protocols – Facility License**
- b) Employee Licensing Protocols for gaming enterprise**
- c) National Indian Gaming Commission (NIGC) Remote Site Visit**

Next Gaming Commission Meeting

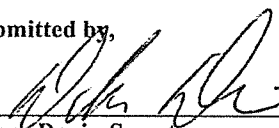
a) March 8, 2022 at 5:30 p.m.

Adjournment of Open Session:

Action: B. Willis made a motion to adjourn Open Session at 6:19 p.m. **Seconded by D. Davis**

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

Submitted by,


Debra Davis, Secretary

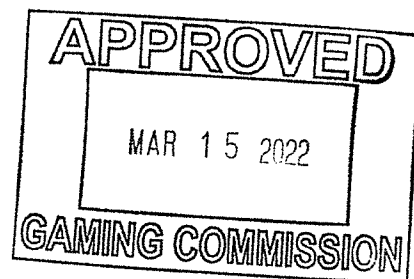
3-15-22
Date

Items moved to Open Session:

a) **Approval of Gaming Vendor License – Gaming Tickets, Inc.**

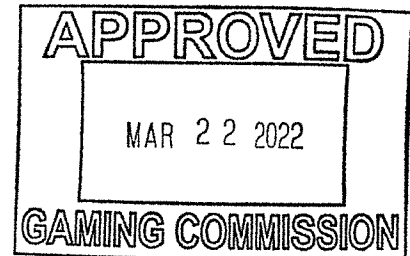
Action: B. Willis made a motion the approve the renewal Gaming Vendor license for Gaming Tickets, Incorporated – license effective date April 2, 2022 – license expiration date April 2, 2023. **Seconded by M. Jespersen**

Roll Call: D. Davis – Yes / M. Jespersen – Yes / A. Giltz – Yes / B. Willis – 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
March 15, 2022**

**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 (arrived at 5:35 p.m.), Debra Davis
Commission Staff: Kelly Maser
Others: Lee Iverson, Pam Johnson

Approval of Open Session Agenda:

a) March 15, 2022

Action: B. Willis made a motion to approve the Open Session Meeting Agenda for March 15, 2022. **Seconded by S. Parsons**

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) March 1, 2022

Action: D. Davis made a motion to approve the Gaming Commission Open Session Minutes for March 1, 2022. **Seconded by M. Jespersen**

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) Directing the Little River Casino Resort to Provide Specific Information Related to Non-Gaming Employees

Action: B. Willis made a motion directing the Executive Director to prepare/ a written communication from the Gaming Commission to the Little River Casino Resort outlining the requirements as it incident reporting as caused to ensure the Gaming Commission is performing its regulatory responsibilities in accordance with the Gaming Ordinance. **Seconded. S. Parsons**

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

Discussion Period:

a) National Indian Gaming Commission (NIGC) Remote Site Visit Update

Next Gaming Commission Meeting

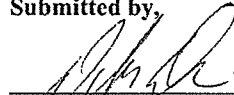
a) March 22, 2022 at 5:30 p.m.

Adjournment of Open Session:

Action: B. Willis made a motion to adjourn Open Session at 6:09 p.m. **Seconded by D. Davis**

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

Submitted by,



Debra Davis, Secretary

3-22-22

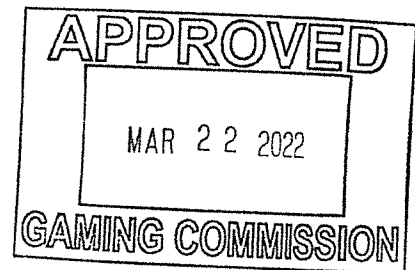
Date

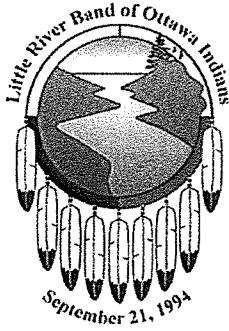
Items moved to Open Session:

a) **Approval of Gaming Vendor License – Incredible Technologies, Inc.**

Action: B. Willis made a motion the approve the renewal Gaming Vendor license for Gaming Tickets, Incorporated – license effective date May 20, 2022 – license expiration date May 20, 2023. **Seconded by D. Davis**

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





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

Gaming Commission Order #GC22-0322-04

*Granting Exemption to Acrisure, LLC d/b/a Larkin Group of Traverse City
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 3-5 of the Gaming Commission approved regulations states that in both cases listed above in 3-4 (a) and 3-4 (b), the gaming enterprise must submit a request for exemption from the licensing requirements, including documentation supporting the vendor is highly regulated or supporting documentation how the vendor qualifies for a special exemption. Also, the gaming enterprise shall forward a written “notice of Intent to Conduct Business” that describes the goods, services, and/or concession to be provided by the vendor, together with a good faith estimate of the annual dollar amount of the projected purchases from the vendor.

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

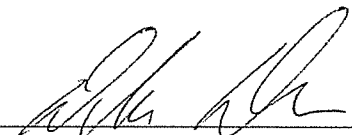
WHEREAS, the gaming enterprise has requested an exemption from the Non-Gaming Vendor licensing requirements for Acrisure, LLC d/b/a Larkin Group of Traverse City for the purpose of providing professional services of insurance need, including but not limited to general and excess liability, professional liability, errors and omissions, medical malpractice, liquor liability, casino/gaming business interruption, property, crime, automobile liability, boiler and machinery, workers' compensation, cyber, and storage and tank liability.

NOW THEREFORE IT IS THE ORDER of the Little River Band of Ottawa Indians Gaming Commission that Acrisure, LLC d/b/a Larkin Group of Traverse City is hereby exempt from the Non-Gaming Vendor licensing requirement. 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 Acrisure, LLC d/b/a Larkin Group of Traverse City.

Certificate of Adoption

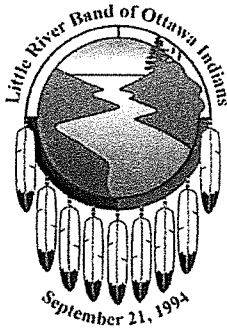
I, Debra Davis, Secretary of the Little River Band of Ottawa Indians Gaming Commission do hereby certify that this order was approved on March 22, 2022 by a vote of 5 in favor, _____ opposed, and _____ abstentions and _____ absent. This order has not been amended or rescinded in any way.

Attest:



Debra Davis, Secretary

Distribution: Commission Records
 Little River Casino Resort
 Tribal Council Recorder



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

Gaming Commission Order #GC22-0322-05

*Granting Exemption to Little River Holdings, LLC
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 3-5 of the Gaming Commission approved regulations states that in both cases listed above in 3-4 (a) and 3-4 (b), the gaming enterprise must submit a request for exemption from the licensing requirements, including documentation supporting the vendor is highly regulated or supporting documentation how the vendor qualifies for a special exemption. Also, the gaming enterprise shall forward a written “notice of Intent to Conduct Business” that describes the goods, services, and/or concession to be provided by the vendor, together with a good faith estimate of the annual dollar amount of the projected purchases from the vendor.

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

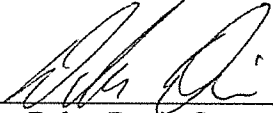
WHEREAS, the Gaming Commission finds that Little River Holdings, LLC is wholly owned by the Little River Band of Ottawa Indians and the unique services its subsidiary NativeWahl, LLC will provide to the Little River Casino Resort do not impact gaming activity.

NOW THEREFORE IT IS THE ORDER of the Little River Band of Ottawa Indians Gaming Commission that Little River Holdings, LLC is hereby exempt from the Non-Gaming Vendor licensing requirements. 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 Little River Holdings, LLC.

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 March 22, 2022 by a vote of 5 in favor, _____ opposed, and _____ abstentions and _____ absent. This order has not been amended or rescinded in any way.

Attest:



Debra Davis, Secretary

Distribution: Commission Records
 Little River Casino Resort
 Little River Holdings, LLC
 Tribal Council Recorder