



221 West Capitol Avenue, Suite 101
c/o 1320 East Sioux Avenue
Pierre, South Dakota 57501-3185
Phone: 605-773-6050
Fax: 605-773-6053

**South Dakota Commission on Gaming Quarterly Business Meeting
And Public Hearing on Proposed Rules
Deadwood City Hall, Deadwood, South Dakota**

MINUTES
September 12, 2012

At 9:00 a.m. the meeting was called to order. Commissioners Ralph Kemnitz, Karen Crew, and Tim Holland participated in the meeting in person. Commissioner Harry Christianson participated in the meeting via telephone conference. Commissioner Dennis Duncan was unable to participate. Staff members present for the meeting were Michael Shaw, Commission Attorney; Larry Eliason, Executive Secretary; Craig Sparrow, Director of Operations and Enforcement.

The meeting was called to order by Commissioner Kemnitz and a quorum was present to conduct the meeting.

Public Hearing on Proposed Rule Changes

Commissioner Christianson made a motion to adopt the 3 proposed rules changes as listed in the meeting packet on pages 2-15 and on page 6 change "licensee" to "operator" in ARSD 20:08:15:06. Commissioner Crew seconded the motion which carried unanimously.

General Meeting

Upon conclusion of the public hearings on proposed rules Commissioner Kemnitz called the general meeting to order at 9:34 am.

Approval of Agenda

Commissioner Crew made a motion to approve the agenda. Commissioner Holland seconded the motion which carried unanimously.

No conflicts of interest on any agenda item were noted by any of the commissioners participating.

June 6, 2012 Meeting

Commissioner Holland made a motion to adopt the minutes as drafted for the June 6, 2012 meeting. Commissioner Crew seconded the motion which carried unanimously.

Complaint by Brad Otten

Mr. Brad Otten addressed the Commission regarding promotional drawings. The Commission has directed staff to research the issues and report to the Commission at a later date.

Racing Regulatory Costs at Horse Tracks

As requested by Commissioner Christianson, Larry Eliason compiled a report to show regulatory expenses incurred in the regulation of horse racing at the race tracks in Ft. Pierre and Aberdeen.

Signatories on Bettor Racing Bond

Commissioner Crew made a motion to remove Karl Fischer and add Michael Shaw as signatory on the Certificate of Deposit serving as bond for Bettor Racing Bond as stated in Resolution 09-12-12. Commissioner Holland seconded the motion which carried unanimously.

Deadwood Licensing Matters

Key License Approvals Recommendations

Director of Operations/Enforcement Sparrow recommended approval of the following Key Licenses:

- ✓ Steve Foss
- ✓ Debra Brink
- ✓ Nyla Griffith
- ✓ Gary Glover
- ✓ Darin Kirk

Business License Approval and License Requests

Director of Operations/Enforcement Sparrow recommended that the following requests be approved:

- ✓ Approval of Brian Hinchley, Louis Forretti, and Gary Loebig as Directors on the Table Trac, Inc. Manufacturer licenses **(0127-MA)**.
- ✓ Approval of Harms Vending, Inc. with Brian and Jennifer Harms as Owner of a Manufacturers license **(0129-MA)**.
- ✓ Approval of Deals Publications, Inc. to move their 3 retail licenses **(0241, 0256, & 0257-RT's)** to an unassigned location effective the end of September 2012.
- ✓ Approval of Ken Gienger to move his two retail licenses **(0274 & 0410-RT's)** to an unassigned location effective the end of September 2012.
- ✓ Approval of Rolling Hills Farm Investments, LLC with Brian Holcomb as the owner of an Operator and five retail licenses **(0229-OP, 0574, 0575, 0576, 0577, & 0578-RT's)**. Licenses are to be assigned to Celebrity Hotel effective the beginning of October 2012.
- ✓ Approval of Ron Island as the owner of two retail licenses **(0579 & 0580-RT's)** to be assigned to the Comfort Inn effective the beginning of October 2012.
- ✓ Approval of Robert Blue as the owner of a retail license **(0581-RT)** to be left unassigned at the current time.

Commissioner Holland made a motion to approve the Key License approvals, Business License approvals and License requests as recommended by staff. Commissioner Crew seconded the motion which carried unanimously.

Schedule of Next Meeting

The next commission meeting has been scheduled for Wednesday November 28, 2012.

Commissioner Crew moved to go into Executive Session pursuant to SDCL 42-7B-8.1 (4) at 10:50 a.m. Commissioner Holland seconded the motion which carried unanimously.

Executive Session

Executive Session was concluded at 11:15 a.m.

No further business to be discussed.

Commissioner Crew made a motion to adjourn the meeting. Commissioner Holland seconded the motion which carried unanimously.

Meeting was adjourned at 11:20 a.m.

Respectfully Submitted,

Kathy Fredericksen



Ralph A. Kemnitz, Chairman



Larry B. Eliason, Executive Secretary