

TRANSCRIPT OF PROCEEDINGS

BEFORE THE

TEXAS LOTTERY COMMISSION

AUSTIN, TEXAS

COMMISSION MEETING)
FOR THE TEXAS)
LOTTERY COMMISSION)

COMMISSION MEETING

FEBRUARY 03, 2021

9:00 a.m.

AT

TEXAS LOTTERY COMMISSION

611 East 6th Street
Austin, Texas 78701

VIA ZOOM WEBINAR

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APPEARANCES

CHAIRMAN: Robert G. Rivera

COMMISSIONERS: Cindy Lyons Fields
Mark A. Franz
Erik C. Saenz
James H. C. "Jamey" Steen

GENERAL COUNSEL: Robert F. Biard

ASSISTANT GENERAL COUNSEL: Tyler Vance

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	Roll Call for Commissioners.	
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	A. To deliberate personnel matters, including the appointment, employment, and duties of an Acting Charitable Bingo Operations Director; and the appointment and employment of a Charitable Bingo Operations Director, pursuant to §551.074 of the Texas Government Code.	
IV.	Return to open session for further deliberation and possible action on any matter posted for discussion in Executive Session. Any matter posted for Executive Session also may be the subject of discussion and/or action in open session	6
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P R O C E E D I N G S

WEDNESDAY, FEBRUARY 3, 2021

AGENDA ITEM NO. I

CHAIRMAN RIVERA: Good morning,
everyone. This is Robert Rivera. And I am calling the
meeting of the Texas Lottery Commission to order.
Today is February 3rd. It is 9:00 a.m. First, let's
do a roll call of Commissioners. Commissioner Fields.

COMMISSIONER FIELDS: Here.

CHAIRMAN RIVERA: Commissioner Franz.

COMMISSIONER FRANZ: Here.

CHAIRMAN RIVERA: Commissioner Saenz.

COMMISSIONER SAENZ: Here.

CHAIRMAN RIVERA: Commissioner Steen.

COMMISSIONER STEEN: Here.

CHAIRMAN RIVERA: Awesome. Good to hear
everybody's voice. I hope you all are having a good
start to your day. We have a quorum. This meeting is
being conducted on Zoom pursuant to Governor Abbott's
temporary suspension of certain open meeting laws
during COVID-19 Disaster Declaration. Public comment
requests were due by 5:00 p.m. yesterday, and I
understand that there were none.

For the benefit of the audience and our
court reporter, we ask everyone to state their name

1 before they speak.

2 I want to advise everyone joining us
3 that Bingo Director Tom Hanson has tendered his
4 resignation on January the 25th. We want to thank him
5 for his years of service to the Commission.

6 The purpose of this meeting is to
7 consider appointing an Acting Bingo Director and to
8 start the process of hiring a permanent Bingo Director.

9 AGENDA ITEM NO. II

10 CHAIRMAN RIVERA: The first item is
11 public comment and I understand there are none.

12 AGENDA ITEM NO. III

13 CHAIRMAN RIVERA: So, Commissioners, I
14 believe that concludes the business of the Commission.
15 At this point we need to go into Executive Session,
16 provided there is a motion to do so.

17 COMMISSIONER SAENZ: This is Erik. I
18 make a motion.

19 COMMISSIONER FIELDS: This is Cindy. I
20 second.

21 CHAIRMAN RIVERA: Okay. I heard
22 Cindy for a second. Thank you, Commissioners. All in
23 favor say aye.

24 (Chorus of "ayes")

25 Okay. Let's call into Executive and

1 then we will reconvene in a few minutes here after we
2 get out of Executive.

3 MR. BIARD: And Commissioners, this is
4 Bob Biard. Just briefly, it's, just for the record,
5 it's 9:02 a.m. and the purpose of the Executive Session
6 is to deliberate personnel matters. Thank you.

7 (Executive Session from 9:02 a.m. until 9:32 a.m.)

8 AGENDA ITEM NO. IV

9 CHAIRMAN RIVERA: Okay. We are
10 reconvening the open session at 9:32. Wait a moment
11 for all of our Commissioners to get back on and then we
12 will wait for any type of motion, if any Commissioners
13 would like to do so. Commissioners?

14 COMMISSIONER FRANZ: Just to confirm
15 that we're all here. This is Mark. I'm on.

16 COMMISSIONER SAENZ: This is Erik. I'm
17 back on. Sorry. I'm having some connectivity issues,
18 but I think I'm back on now.

19 CHAIRMAN RIVERA: Okay.

20 COMMISSIONER FIELDS: This is Cindy.
21 I'm here.

22 CHAIRMAN RIVERA: Okay. Commissioner
23 Steen? Commissioner Steen, are you on? Okay.
24 Commissioner Steen, are you there?

25 MR. BIARD: I see him in attendance,

1 Chairman, but I'm not hearing him.

2 CHAIRMAN RIVERA: Okay. Well, maybe his
3 voice is muted somehow.

4 So we are now back in open session. Is
5 there any direction that Commissioners would like to
6 potentially take?

7 COMMISSIONER FIELDS: Mr. Chairman, I
8 would like to make a motion.

9 CHAIRMAN RIVERA: Go ahead.

10 COMMISSIONER FIELDS: I move that the
11 Commission appoint Tyler Vance as Acting Charitable
12 Bingo Operations Director at an annual salary of
13 \$125,000 effective today, February 3rd, 2021.

14 CHAIRMAN RIVERA: Okay. Is there a
15 second?

16 COMMISSIONER SAENZ: I'll second.

17 CHAIRMAN RIVERA: Okay. All in favor
18 say aye.

19 (Chorus of "ayes")

20 CHAIRMAN RIVERA: Anyone opposed? Okay.

21 MR. BIARD: Chairman.

22 CHAIRMAN RIVERA: Yes.

23 MR. BIARD: I would suggest that perhaps
24 it would be prudent at this point to ask Tyler to speak
25 up and officially say whether he wants to accept this

1 position or not.

2 CHAIRMAN RIVERA: I --

3 MR. BIARD: I anticipate he will, but --

4 CHAIRMAN RIVERA: Yes. Okay. Tyler, go
5 ahead.

6 MR. VANCE: Hi. This is Tyler Vance.
7 And I accept the position and thank you all very much.

8 CHAIRMAN RIVERA: We are excited about
9 your desire to take the helm here for a while. You are
10 more than qualified for this assignment and an
11 important responsibility. And we are all grateful.
12 Cindy, if you can make some comments here to Tyler.

13 COMMISSIONER FIELDS: Tyler, I'm really
14 excited that you've agreed to take this position. And
15 I think you've totally got the skill set to be able to
16 lead this agency. And I'm just really happy that
17 you've stepped up to be able to do this for us now.
18 And I'm here for anything that you need. I'll be
19 around, so --

20 MR. VANCE: Okay.

21 COMMISSIONER FIELDS: -- we'll talk.

22 MR. VANCE: We will. Thank you all very
23 much, all the Commissioners and all the staff, all the
24 directors. And I look forward to working with
25 everybody on this.

1 CHAIRMAN RIVERA: Great. Thank you.
2 Any other comments and/or action items from the
3 Commissioners?

4 COMMISSIONER SAENZ: No. I'm good.

5 CHAIRMAN RIVERA: Okay.

6 COMMISSIONER FRANZ: Mr. Chairman, this
7 is Mark. I'd like to make a motion that the Commission
8 would like to ask our designated Bingo Commissioner,
9 Cindy Fields, to coordinate with Commission staff on
10 the application process for the Charitable Bingo
11 Operations Director position; the permanent one.

12 And therefore, I move that the
13 Commission, one, delegate to Commissioner Fields the
14 authority to coordinate with the Human Resources
15 Director and other Commission staff as she deems
16 necessary, without the need to further commission
17 discussion or action, to finalize the posting for Bingo
18 Director and post the position, and to decide on the
19 process to screen applications, to conduct background
20 investigations, schedule interviews, and other
21 administrative matters related to the application
22 process.

23 And then, two, have Commissioner Fields
24 and one other commissioner of her choice, conduct
25 initial interviews of applicants for the Bingo Director

1 position and recommend the top applicants for the
2 Commission to interview. The Commission at a later
3 posted meeting will conduct final interviews and
4 consider selecting a finalist for the position.

5 CHAIRMAN RIVERA: Perfect. Is there a
6 second?

7 COMMISSIONER SAENZ: Second.

8 CHAIRMAN RIVERA: Who seconds?

9 COMMISSIONER SAENZ: I'm sorry. This is
10 Erik Saenz. I second. Sorry. I'm having a hard time
11 hearing.

12 CHAIRMAN RIVERA: Erik.

13 COMMISSIONER SAENZ: I'm having
14 connectivity issues. Sorry about that.

15 CHAIRMAN RIVERA: Oh yeah, yeah, yeah.
16 Thank you. Yeah. Just for the record we needed that.
17 And, yeah, it was a little choppy. But, Erik, thank
18 you so much. Mark, incredible as always. Any time you
19 open your mouth, always good stuff comes out. With
20 that, we will take a vote. All in favor say aye.

21 (Chorus of "ayes")

22 CHAIRMAN RIVERA: Any opposed? Okay.
23 So, we've had a very productive morning for Charitable
24 Bingo. We are most excited about moving forward. We
25 have nothing but open field ahead for the organization.

1 As always, we are grateful to all of our dedicated
2 Bingo employees, to all of our dedicated Lottery
3 employees; everyone who comes to work daily to advance
4 what we are here to do. So, we are definitely excited
5 about moving forward.

6 We have an upcoming Commissioners
7 meeting here soon where we'll continue to discuss this
8 topic and other important issues facing Lottery and the
9 state. So, with that, Commissioners, is there any
10 other discussion items that anyone would like to talk
11 about?

12 (No responses)

13 AGENDA ITEM NO. V

14 CHAIRMAN RIVERA: Okay. With that, is
15 there a motion to adjourn?

16 COMMISSIONER STEEN: So moved.

17 COMMISSIONER SAENZ: Mr. Chairman, I'll
18 make that motion.

19 CHAIRMAN RIVERA: Perfect, Jamey. Se
20 got a second?

21 COMMISSIONER FRANZ: I'll second it.

22 CHAIRMAN RIVERA: Alrighty. All in
23 favor say aye.

24 (Chorus of "ayes")

25 CHAIRMAN RIVERA: All right. We are

1 adjourned. See you all here at our next Commissioners
2 meeting. Thank you sincerely everyone.

3 (Proceedings concluded at 9:40 a.m.)
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C E R T I F I C A T E

STATE OF TEXAS)

COUNTY OF HARRIS)

I, Kimberly C. McCright, Certified Vendor and Notary in and for the State of Texas, do hereby certify that the above-mentioned matter occurred as hereinbefore set out.

I FURTHER CERTIFY THAT the proceedings of such were reported by me or under my supervision, later reduced to typewritten form under my supervision and control and that the foregoing pages are a full, true and correct transcription of the original notes.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 11th day of February, 2021.

/s/ Kimberly C. McCright

Kimberly C. McCright

Certified Vendor and Notary Public

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