



## MASSACHUSETTS GAMING COMMISSION MEETING

May 14, 2015

10:30 a.m.

**Hynes Convention Center**  
900 Boylston Street, Room 210  
Boston, MA



Massachusetts Gaming Commission

101 Federal Street, 23rd Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)



## NOTICE OF MEETING and AGENDA

**May 14, 2015**

Pursuant to the Massachusetts Open Meeting Law, G.L. c. 30A, §§ 18-25, notice is hereby given of a meeting of the Massachusetts Gaming Commission. The meeting will take place:

**Thursday, May 14, 2015**

**10:30 a.m.**

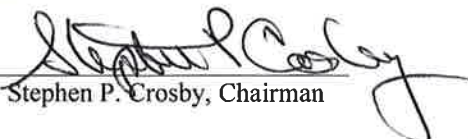
**Hynes Convention Center  
900 Boylston Street, Room 210  
Boston, MA**

### **PUBLIC MEETING - #152**

1. Call to order
2. Approval of Minutes
  - a. April 30, 2015
3. Investigations and Enforcement Bureau – Karen Wells, Director
  - a. Temporary Licenses
  - b. Region C Update
4. Research and Responsible Gaming – Mark Vander Linden, Director
  - a. Crime Measurement and Analysis – Christopher W. Bruce, Crime Analyst
5. Workforce, Supplier and Diversity Development – Jill Griffin, Director
  - a. Access and Opportunity Committee Update – Ron Marlow, Undersecretary – Executive Office of Labor and Workforce Development
6. Administrative Update – Rick Day, Executive Director
  - a. Plainridge Park Casino Floor Plan and Approval Delegation – **VOTE**
  - b. Training Assistance Emergency Regulation
  - c. Racing Capital Improvement and Promotional Funds Request – D. O'Donnell Senior Financial Analyst – Racing Division
  - d. Plainridge Racecourse Racing Days Change Request – A. Lightbown, Interim Director – Racing Division
7. Legal Division – Catherine Blue, General Counsel
  - a. Exemption Delegation – **VOTE**
  - b. Executive Session Discussion
  - c. 205 CMR 14 Supplemental Licensure Procedures and Amended SBIS
8. Other business – reserved for matters the Chair did not reasonably anticipate at the time of posting.

I certify that on this date, this Notice was posted as “Gaming Commission Meeting” at [www.massgaming.com](http://www.massgaming.com) and emailed to: [regs@sec.state.ma.us](mailto:regs@sec.state.ma.us), [melissa.andrade@state.ma.us](mailto:melissa.andrade@state.ma.us).

5/12/15  
(date)

  
Stephen P. Crosby, Chairman

**Date Posted to Website:** May 12, 2015 at 10:30 a.m.



Massachusetts Gaming Commission



---

## Meeting Minutes

---

**Date/Time:** April 30, 2015 – 10:30 a.m.

**Place:** Hynes Convention Center  
900 Boylston Street, Room 207  
Boston, Massachusetts

**Present:** Chairman Stephen P. Crosby  
Commissioner Gayle Cameron  
Commissioner Bruce Stebbins  
Commissioner James F. McHugh  
Commissioner Enrique Zuniga

**Time entries are linked to  
corresponding section in  
Commission meeting video**

### Call to Order

See transcript page 2

[10:30 a.m.](#) Chairman Crosby called to order the 150<sup>th</sup> Commission Meeting. Chairman Crosby welcomed the new State Police Troopers that have joined the Massachusetts Gaming Commission.

### Approval of the Minutes

See transcript pages 2-3

[10:31 a.m.](#) *Commissioner McHugh moved for the approval of the April 16, 2015 minutes with reservation of power to change mechanical and typographical errors. Motion seconded by Commissioner Stebbins. Commissioner Cameron abstained from the vote because she was not present for the meeting on April 16<sup>th</sup>. Motion passed unanimously.*

### Administration

See transcript pages 3-38

[10:32 a.m.](#) Director Rick Day introduced the team from Plainridge Park Casino/Penn National and Pinck & Company which included: Lance George, Jack Rauen, Philip Coleman, Shannon Wells, and Dane Wigfall.

[10:32 a.m.](#) Jack Rauen, from Penn National, presented on the Plainridge Park Casino Quarterly Report as of March 31, 2015 and noted highlights which included construction schedule and interior and exterior project photos.

[10:37 a.m.](#) Philip Coleman, from Turner Construction Company, presented an update on construction at Plainridge Park Casino.

[10:42 a.m.](#) Jack Rauen presented on Plainridge Park Casino project costs, construction activity highlights, and workforce and equipment contract diversity progress.

[10:56 a.m.](#) Shannon Wells, Vice President of Human Resources at Plainridge Park Casino, presented an overview on outreach efforts at job fairs, workforce development centers, community colleges, veteran centers, the NAACP, and chambers of commerce. Ms. Wells also presented an overview on the applicant pool, diversity goals, hiring timeline, and training schedule.

### **Information Technology Division**

See transcript pages 39-51

[11:11 a.m.](#) Chief Information Officer John Glennon presented an update on the Central Management System project which included IGT contract execution, infrastructure overview and risk chart.

[11:24 a.m.](#) The Commission took a short recess.

[11:33 a.m.](#) The meeting resumed.

### **Ombudsman**

See transcript pages 52-80

[11:33 a.m.](#) Ombudsman John Ziemba presented on the City of Brockton's notice to citizens regarding the Commission's suitability process and a request from the City of Brockton for a waiver pertaining to procedural sequence requirements.

[11:46 a.m.](#) Commissioners discussed suitability, waiver, and sequencing matters.

[11:54 a.m.](#) *Commissioner Zuniga moved that the Commission approve the waiver request from the City of Brockton as presented in the packet and discussed. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

[11:55 a.m.](#) *Commissioner Zuniga moved that the Commission approve the citizens notice from the City of Brockton as presented in the packet. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

[11:56 a.m.](#) Ombudsman Ziemba presented on the Community Mitigation Advisory Committee and upcoming meetings.

## **Legal Division**

See transcript pages 80-134

- [12:04 p.m.](#) Deputy Counsel Todd Grossman presented on draft regulation 205 CMR 138 – Internal Controls which incorporated changes discussed at the last Commission meeting.
- [12:08 p.m.](#) *Commissioner Zuniga moved that the Commission approve regulation 205 CMR 138 for final promulgation with reservation of power to make citation and typographical corrections. Motion seconded by Commissioner Cameron. Motion passed unanimously.*
- [12:10 p.m.](#) General Counsel Catherine Blue presented a briefing on the POWAAH (Protection of Working Animals and Handlers) litigation and requested delegation of authority to enter into settlement discussions to resolve the claims.
- [12:18 p.m.](#) *Commissioner Stebbins moved that the Commission delegate authority to Executive Director Day and General Counsel Blue to move forward with settlement of the POWAAH matter. Motion seconded by Commissioner Cameron. Motion passed unanimously.*
- [12:19 p.m.](#) Deputy Counsel Grossman presented on draft regulation 205 CMR 139 – Disclosure and Reporting Obligations which included recommended changes and comments received from MGM pertaining to confidentiality of reports.
- [12:47 p.m.](#) Deputy Counsel Grossman presented on draft regulation 205 CMR 140 – Gaming Revenue and recommended changes.
- [1:00 p.m.](#) General Counsel Blue presented on 205 CMR 102.03 – Construction and Application which included a request to amend the section on waivers and variances.
- [1:03 p.m.](#) *Commissioner Zuniga moved that the Commission approve the mechanical correction to regulation 205 CMR 102.3 as presented in the packet and to promulgate by emergency and start the formal promulgation process. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

## **Investigation and Enforcement Division**

See transcript pages 135-146

- [1:04 p.m.](#) Director Karen Wells presented on key gaming executive license application for Jeremy Howland with Plainridge Park Casino.
- [1:09 p.m.](#) *Commissioner Cameron moved that the Commission approve the license for Jeremy Howland as a qualifier. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

1:09 p.m. General Counsel Blue presented on request for vendor licensing exemption delegation to the Director of IEB and Legal Division. General Counsel Blue will draft a written delegation for the Commission.

1:14 p.m. Director Wells presented on temporary key gaming employee license issued to Jason Gittle, IT Director with Plainville Gaming and Redevelopment.

**Other Business Not Reasonably Anticipated**

See transcript page 146-147

1:15 p.m. Chairman Crosby noted there will be a special Commission meeting at the Boston Convention Center on Wednesday, May 6, 2015, for the Brockton suitability application. The next regular Commission meeting will be held on Thursday, May 14, 2015 at the Hynes Convention Center.

1:16 p.m. *Having no further business, a motion to adjourn was made. Motion passed unanimously.*

**List of Documents and Other Items Used**

1. Massachusetts Gaming Commission, April 30, 2015, Notice of Meeting and Agenda
2. Massachusetts Gaming Commission, April 16, 2015, Draft Meeting Minutes
3. Penn National Gaming Quarterly Report as of March 31, 2015
4. Plainridge Park Casino Hiring Update dated April 30, 2015
5. Massachusetts Gaming Commission, April 30, 2015, Central Management System (CMS) Update
6. City of Brockton Notice to Voters dated May 1, 2015
7. Letter from the City of Brockton to the Massachusetts Gaming Commission, dated April 27, 2015 regarding Request for a Variance with Exhibits
8. 205 CMR 138: Uniform Standards of Accounting Procedures and Internal Controls
9. Letter from Blue Tarp Redevelopment to the Massachusetts Gaming Commission, dated April 13, 2015 regarding 205 CMR 138.00
10. Letter from Blue Tarp Redevelopment to the Massachusetts Gaming Commission, dated April 24, 2015 regarding 205 CMR 139.00
11. Amended Small Business Impact Statement – 205 CMR 139.00
12. 205 CMR 139: Continuing Disclosure and Reporting Obligations of Gaming Licensees
13. Amended Small Business Impact Statement – 205 CMR 140.00
14. 205CMR 140: Gross Gaming Revenue Tax Remittance and Reporting
15. 205 CMR 102: Construction and Application
16. Massachusetts Gaming Commission, Investigations and Enforcement Bureau Investigation Report, dated April 6, 2015 regarding Individual Qualifier Jeremy Howland
17. Massachusetts Gaming Commission, Investigations and Enforcement Bureau Memorandum dated April 30, 2015 regarding Temporary Key Gaming Employee License – Jason Gittle

/s/ Catherine Blue  
Catherine Blue  
Assistant Secretary



*Investigations & Enforcement Bureau*

To: Chairman Crosby, Commissioner Zuniga, Commissioner Stebbins, Commissioner Cameron and Commissioner McHugh

From: Karen Wells, Director, Investigations and Enforcement Bureau

Re: Temporary Primary Vendor and Key Gaming Employee Licenses Issued

Date: May 14, 2015

---

Pursuant to the authority the Commission delegated to the IEB on March 19, 2015, the IEB has granted temporary licenses to the following entities and individuals.

Key Gaming Employee

1. Gary Pecorello, Player Services Director, Plainville Gaming and Redevelopment (5/11/15)
2. Valerie Bisset, Slot Operations Manager, Plainville Gaming and Redevelopment (5/11/15)

Primary Vendors

1. Interblock USA (5/8/15)

The applications were deemed complete by the Division of Licensing. The petitioner has certified and the IEB has found, after reviewing the proposed operational plan for the facility, that the temporary licenses are necessary for the operation of the gaming establishment given the planned June 24, 2015 opening date, and are not designed to circumvent normal licensing procedures.

The IEB has found that the licenses are reasonably likely to be issued upon completion of the investigation.



Massachusetts Gaming Commission



300 WASHINGTON ST.  
SECOND FLOOR  
BROOKLINE, MA 02445

P. (617) 383-6000  
F. (617) 383-6001

From the Desk of:  
Robert L. Allen, Jr., Esq.  
ballen@bballenlaw.com

May 11, 2015

**VIA E-MAIL AND FIRST CLASS MAIL**

Karen Wells, Director of Investigations and Enforcement Bureau  
Massachusetts Gaming Commission  
101 Federal Street, 23rd Floor  
Boston, MA 02110

**Re: Crossroads Massachusetts LLC  
Request for Applications Phase 1 ("RFA-1")  
Category 1 Gaming License; Region C**

Dear Director Wells

As you are aware, this office represents Crossroads Massachusetts LLC ("Crossroads") relative to their application to the Massachusetts Gaming Commission for a Category 1 Gaming License in Region C (the "Application").

I am writing to inform you that, pursuant to 205 CMR 111.05, Crossroads regrestfully has decided to withdrawal its Application. On behalf of my client, I want to express my appreciation for your hard work on behalf of the Commission, and the courtesy extended to them by the Commission.

Please let me know if you need any additional information.

Very Truly Yours,

A handwritten signature in blue ink, appearing to read 'Robert L. Allen, Jr.', written over a white background.

Robert L. Allen, Jr.

cc: Daniel R. Avery, Esquire





## REGION C – LIST OF REQUESTS FOR EXTENSIONS

<u>Action / Date</u>	<u>RFA – 1</u> <u>Substantial</u> <u>Completeness</u>	<u>RFA - 2</u>	<u>Notes</u>
<b>1<sup>st</sup> Deadline</b> June 7, 2013 Release of RFA-1 Application	September 30, 2013	July 23, 2014	First deadlines set at April 18, 2013 commission meeting; RFA 1 Region C application released on June 7, 2013
<b>1<sup>st</sup> Deadline Change</b> April 3, 2014 Commission meeting		September 23, 2013	Commission decided to extend the RFA- 2 deadline to Extended to <u>at least</u> September 23, 2013
<b>2<sup>nd</sup> Deadline Change</b> June 26, 2014 Commission meeting	December 1, 2014	March 27, 2015	In addition to deadline change, the Commission also opened Region C to new applicants
<b>3<sup>rd</sup> Deadline Change</b> November 20, 2014 Commission meeting	January 30, 2015	May 26, 2015	The Commission extended the deadline after requests made by MG&E, Somerset on the Move, LLC, Crossroads, and Seafan Trust. Applicants were required to have RFA-1 substantially complete by March 16, 2015
<b>4<sup>th</sup> Deadline Change</b> February 5, 2015 Commission meeting	March 16, 2015 substantial completion date	May 26, 2015	RFA-1 & RFA 2 deadlines not yet changed; new substantial completion date set at March 16, 2015 after extension request by KG Urban, Somerset on the Move, LLC, Crossroads and Seafan Trust.
<b>5<sup>th</sup> Deadline Change</b> March 19, 2015	May 4, 2015 substantial completion date		Substantial completeness extension request by KG Urban and Somerset on the Move, LLC
<b>6<sup>th</sup> Deadline Change</b> April 16, 2015 Commission meeting		July 10, 2015	Commission confirmed RFA-2 no sooner than July 10, 2015

**Total Extensions: 9**

**RFA-1 only: 2**

**Substantial Completion: 2**

**RFA-2: 5**



CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

May 4, 2015

BY E-MAIL AND U.S. MAIL

Stephen Crosby, Chairman  
Massachusetts Gaming Commission  
101 Federal Street, 23rd Floor  
Boston, Massachusetts 02109

MASSACHUSETTS GAMING  
COMMISSION  
2015 MAY - 7 PM 1:16

Re: KG Urban Cannon Street Project in New Bedford

Dear Chairman Crosby:

I am informed by KG Urban that it has today submitted documents to the Commission confirming that it has assembled a financing package to fully fund the Cannon Street project, combining funding from publicly traded gaming developer Gaming and Leisure Properties, Inc. and equity funding from KG's own principals. I am also extremely pleased to see that former Foxwoods CEO Scott Butera, a Massachusetts native, will be playing a leading role in the KG partnership.

It is my understanding that all of the KG principals have submitted RFA 1 applications, and that Mr. Butera and a number of the GLPI executives have already been found suitable by the Commission. I trust that any remaining administrative details will be handled in due course, as may be required by the Commission, in cooperation with KG executives, their new partners and counsel.

The City is thrilled that the Cannon Street project can now move to the next stage in the licensing process, and we remain highly supportive of the project and the economic opportunities it will bring to the City of New Bedford, particularly its historic waterfront and downtown business district.

The City looks forward to holding its referendum on June 23<sup>rd</sup>, and will continue to work with the KG Urban team in support of its RFA 2 application. Please let me know if I can be of further assistance to the Commission.

Sincerely,

Jon Mitchell  
Mayor

# Analyzing the Effects of Casinos on Public Safety



**Christopher W. Bruce**  
*Trainer and Consultant in  
Crime Analysis and Data-  
Driven Policing*

05/14/2015

Massachusetts Gaming Commission



Filter by Name, Address, or Notes:  Filter See All


PersonID: 948 DOB: 07/26/1969  
 Last: MENTUS JR. SSN: 897-40-58  
 First: JARION Middle: ODALIS

StNo: 1891 Street: WINDSOR ST. Unit: 1  
 City: DANBURY State: CT  
 Add. History in: Cambridge  Everett  Somerville

Incarceration Date: Location: Rel.

Categorizations: Gang Member, Illegal Immigrant, Psychological, Sex Offender

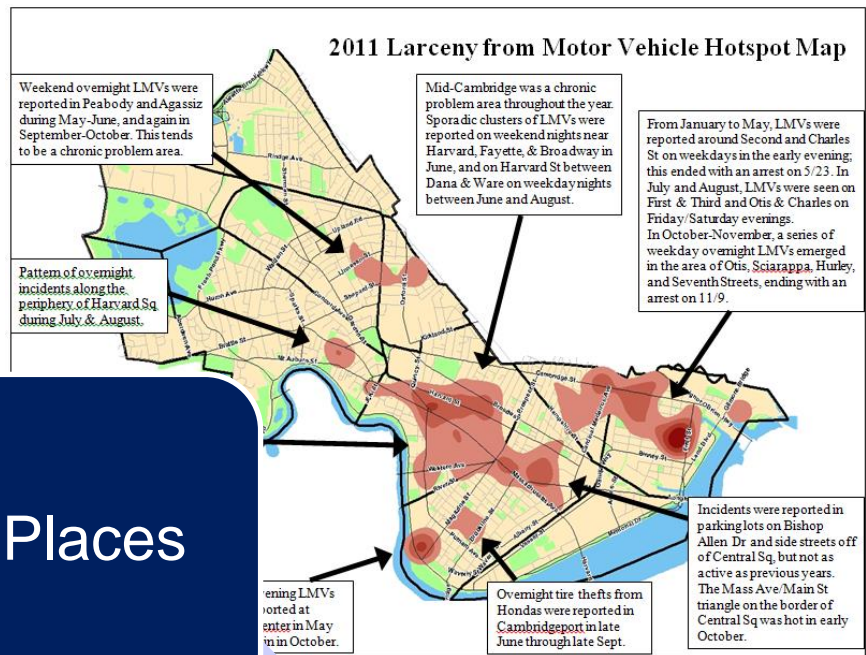
General Notes: Street person accused numerous times of physically accosting passers-by and demanding cash. Considered "obnoxious" by fellow homeless people, frequent victim of assaults himself. Suspected schizophrenic, stays at the YMCA with panhandled money.

Photo: 

Status: Incapacitated

Related Incidents: Address History Offender Notes Response Notes Tweaking

InchNum	Record Type	Date	Agency	Location	Role	Offense
13843	Incident	11/07/2013	CAM-PD	MYSTIC & FLAGG ST, Cambridge	Suspect	Other Theft
12188	Incident	09/17/2013	CAM-PD	983 DUNSTER RD, Cambridge	Suspect	Vandalism
12188	Incident	09/17/2013	CAM-PD	983 DUNSTER RD, Cambridge	Suspect	Vand
11885	Incident	08/15/2013	CAM-PD	983 DUNSTER RD, Cambridge	Defendant	O
11885	Incident	08/15/2013	CAM-PD	983 DUNSTER RD, Cambridge	Defendant	O
11507	Incident	07/05/2013	CAM-PD	379.A GARLAND ST, Cambridge	Suspect	Suspect
11507	Incident	07/05/2013	CAM-PD	379.A GARLAND ST, Cambridge	Suspect	Suspect
11309	Incident	06/14/2013	CAM-PD	983 DUNSTER RD, Cambridge	Involved	I
11309	Incident	06/14/2013	CAM-PD	983 DUNSTER RD, Cambridge	Involved	I
11096	Incident	05/24/2013	CAM-PD	277 ATHENAEUM ST, Cambridge	Victim	V
11096	Incident	05/24/2013	CAM-PD	277 ATHENAEUM ST, Cambridge	Victim	V
10790	Incident	04/26/2013	CAM-PD	BROADWAY ST & EASTERN FLOWERS, Cambridge	Defendant	D



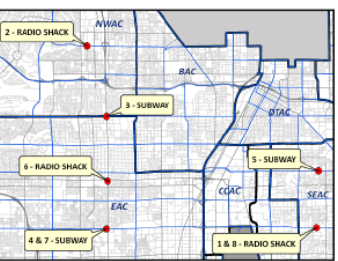
## SNCT | CRIME ANALYSIS

04/11/12 - 06/16/12 WM Mustache Robbery Series

**Summary:**  
 Between April 11<sup>th</sup> and June 16<sup>th</sup> a series of 8 robbery events occurred at Subway and Radio Shack businesses in the following area commands: Enterprise (4 events), Southeast (3 events), and Northwest (1 event). Five (5) of the incidents occurred on or near **Rainbow Blvd**. The last two robberies were committed at businesses the suspect had previously robbed, both are located off of Tropicana Ave (Subway, [redacted] (EA/52) and Radio Shack [redacted] (SE/R4)).

The suspect is described as a white male adult, approximately 6'0, 200 pounds, between 35-40 years of age, with a mustache. The suspect is typically seen wearing a long-sleeved shirt, blue jeans, a bandana tied around his head (or covering his face) under a light green camouflaged or dark colored baseball hat, and white shoes or work boots.

Upon entering the business, the suspect orders the employees behind the counter near the cash register and to put their hands on the counter. He then simulates a handgun under his shirt and demands the money from the register. The suspect then has the employees get down on the ground before he flees the business. In 3 events, the suspect was seen flee small white older model 2-door pickup truck.



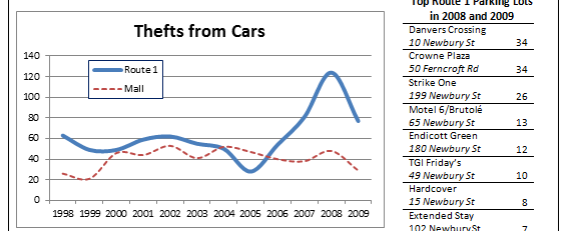
**Target Day of Week and Time of Day:**  
 Based on previous behavior, it is likely that the suspect will hit on a Wednesday or Saturday, between 1700 and 2059 hours. On average, there have been 11 days between robbery events. In recent events, the suspect has robbed the businesses between 1720 and 1825 hours. Potential target locations are shown on page 2.

### Danvers Police Department

#### Thfts from Cars in Route 1 Parking Lots

Route 1, with its many businesses, has long been a hot spot for thefts from cars, but it began to rise precipitously in 2008 and achieved record high levels in 2008. (These figures include parking lots on streets directly off Route 1, such as the Crowne Plaza on Ferncroft Road and the stores on Archmeadow Drive.) It has risen while thefts at other locations—notably the Liberty Tree Mall—have fallen.

Route 1 is an attractive location for thefts for several reasons. First, it has a large number of restaurants, apartment complexes, and hotels and motels, where thieves know cars will be unattended for a long time. Second, it provides easy access to escape routes; both Route 95 and Route 128 are only minutes away. Third, out-of-town thieves are more likely to be aware of Route 1 and its various businesses than any other location in Danvers except for perhaps the Liberty Tree Mall. In truth, the real mystery is that thefts haven't always been higher on Route 1.



Although there was a slight decrease in thefts in 2009, activity remained high. Much of the decrease occurred when the bottom fell out of the stolen GPS market; GPS thefts made up a majority of thefts on Route 1 in 2008.

Danvers Police have arrested or charged 15 individuals with thefts from vehicles on Route 1 in the past two years. Evidence suggests that most of the thieves are drug-addicted adults (30 or above) working in groups—often boyfriend/girlfriend teams—who come from cities and towns north of Boston. They have nothing against Danvers in particular and are equally as likely to strike Peabody, Saugus, and other towns with the same volume of commercial activity along their major arteries.

**Thfts from Vehicles on Route 1 by Location and Time, 2008 and 2009**

Type of Location	Daytime	Evening	Overnight	Total
Hotels/Motels	13	23	2	40
Restaurants	6	36	2	44
Games/Amusements	11	17	2	28
Fitness Clubs	13	8	2	23
General Retail	9	10	2	21
Residences	1	5	6	12
Business Offices	3	3	3	3
<b>Total</b>	<b>56</b>	<b>99</b>	<b>36</b>	

*Thfts at completely unknown times are not included*

# Previous studies on casino impact

## CASINOS, CRIME, AND COMMUNITY COSTS

3

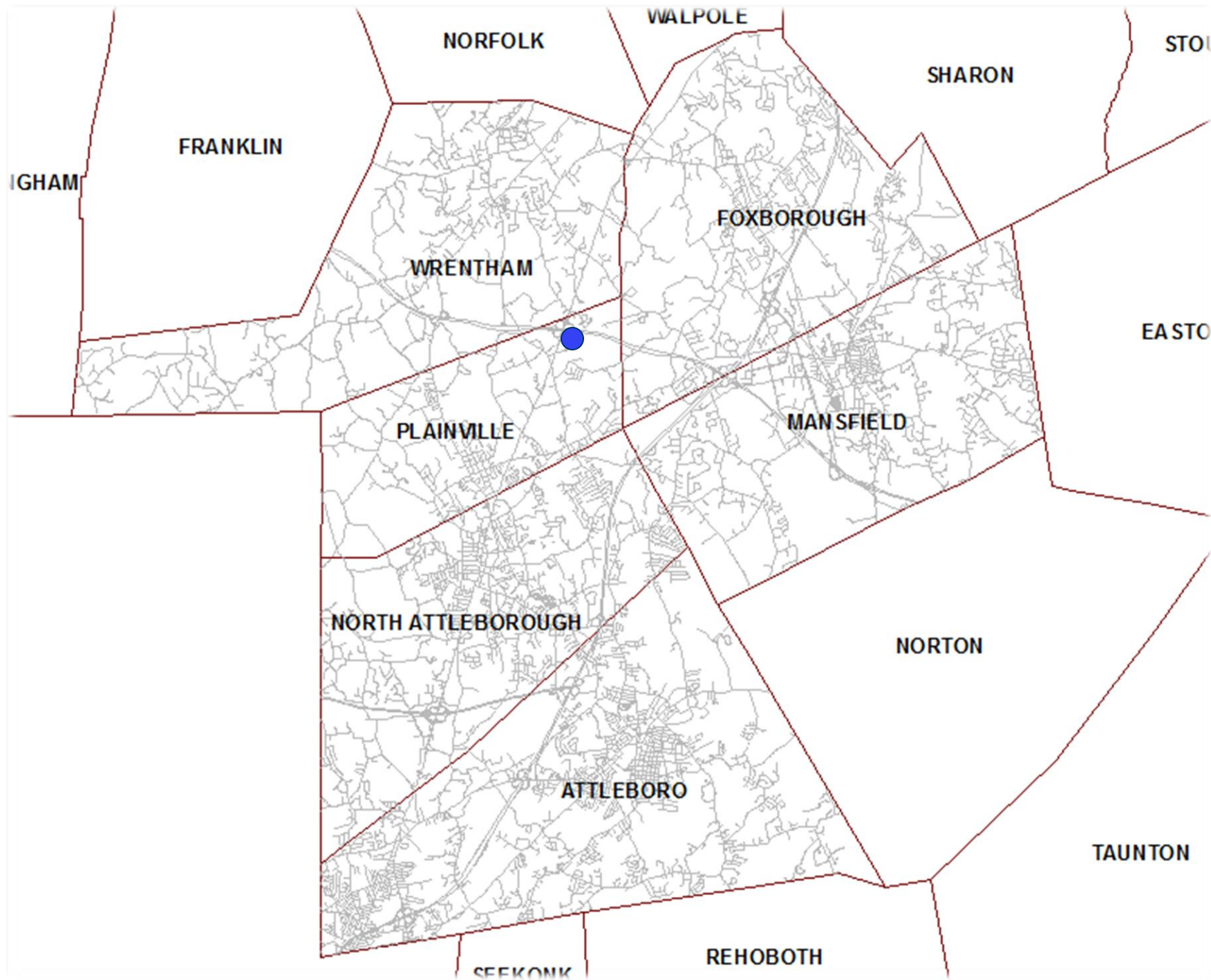
TABLE 1.—DEMOGRAPHIC AND CRIME DATA: CASINO VERSUS NONCASINO COUNTIES

Variable	Casino Counties			Noncasino Counties		
	Mean	Std. Dev.	Sample Size	Mean	Std. Dev.	Sample Size
Population	145,330	288,149	3,533	73,209	252,381	59,053
Population density (pop./sq. mi.)	204	491	3,533	217	1,462	59,045
Area (square miles)	2,021	3,056	3,533	1,008	2,883	59,060
Per capita personal income	\$11,306	\$2,689	3,533	\$10,808	\$2,618	59,040
Per capita unemployment ins.	\$78	\$54	3,533	\$65	\$51	59,024
Per capita retirement comp.	\$10,771	\$6,544	3,538	\$9,831	\$6,243	59,028
Aggravated assault rate	259	276	3,245	188	245	54,551
Rape rate	29	28	3,182	20	32	53,882
Robbery rate	82	136	3,254	44	143	54,623
Murder rate	5.9	9.3	3,254	5.5	10.5	54,628
Larceny rate	2,548	1,423	3,254	1,738	1,940	54,622
Burglary rate	1,056	666	3,254	770	1,110	54,619
Auto theft rate	267	264	3,254	167	276	54,627

Notes: Crime rates are annual incidents per 100,000 population. Monetary amounts are in 1982–1984 dollars.

# This project

- More detailed analysis of changes
  - Crimes
  - Non-crime police incidents (calls for service)
  - Collisions
- Changes in hot spots
- Identification of specific “casino-related” incidents
- Analysis of specific patterns and problems

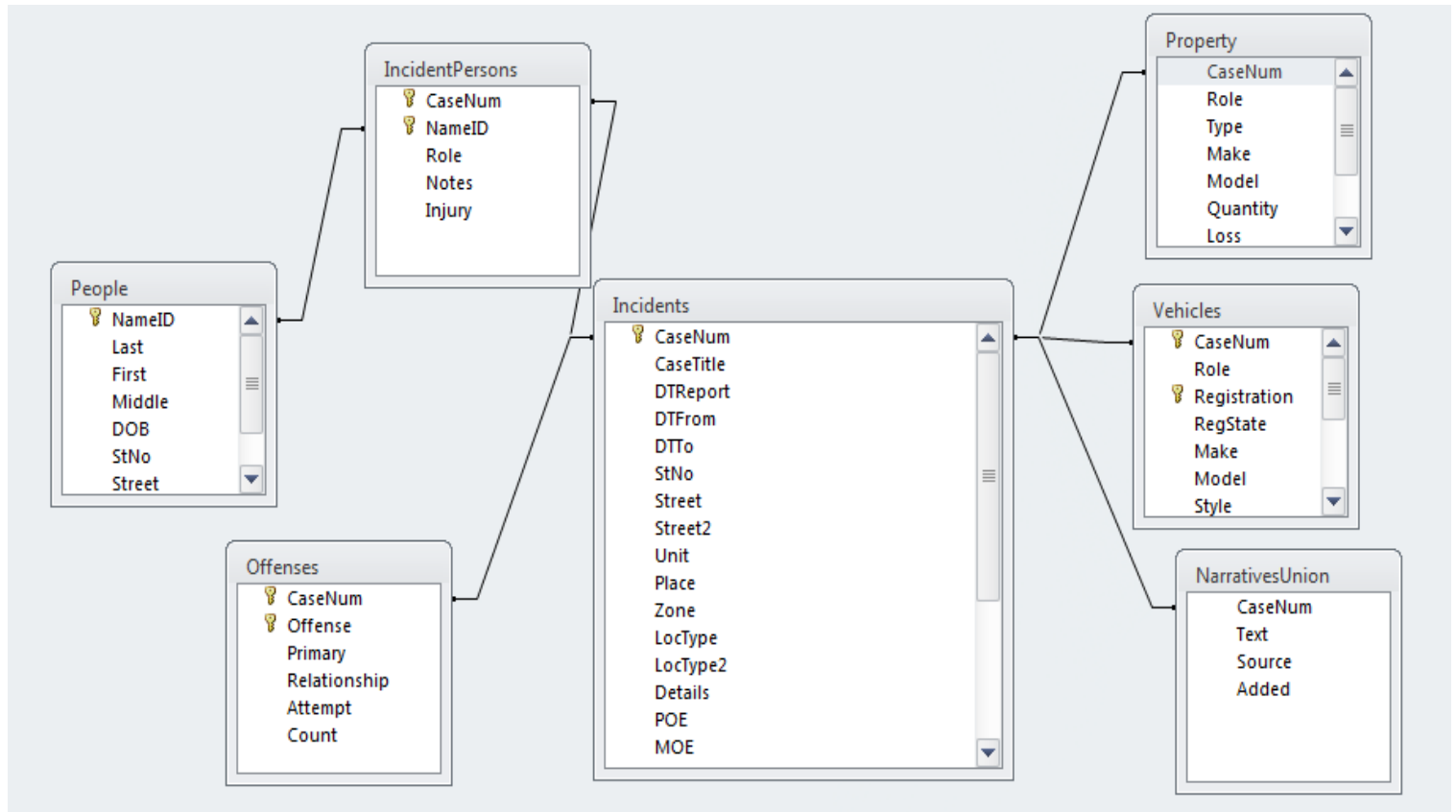


# Major project areas

- Extract data from each police agency's computer-aided dispatch and records management system
- Establish baseline volume of calls for service, crime, and collisions in cities and towns near casinos
- Train agencies to record "casino-related" incidents after casino opens
- Analyze changes after casino opening
- Work with SEIGMA to integrate crime and public safety analysis with other social and economic impacts



# Police data systems



# Establishing a baseline

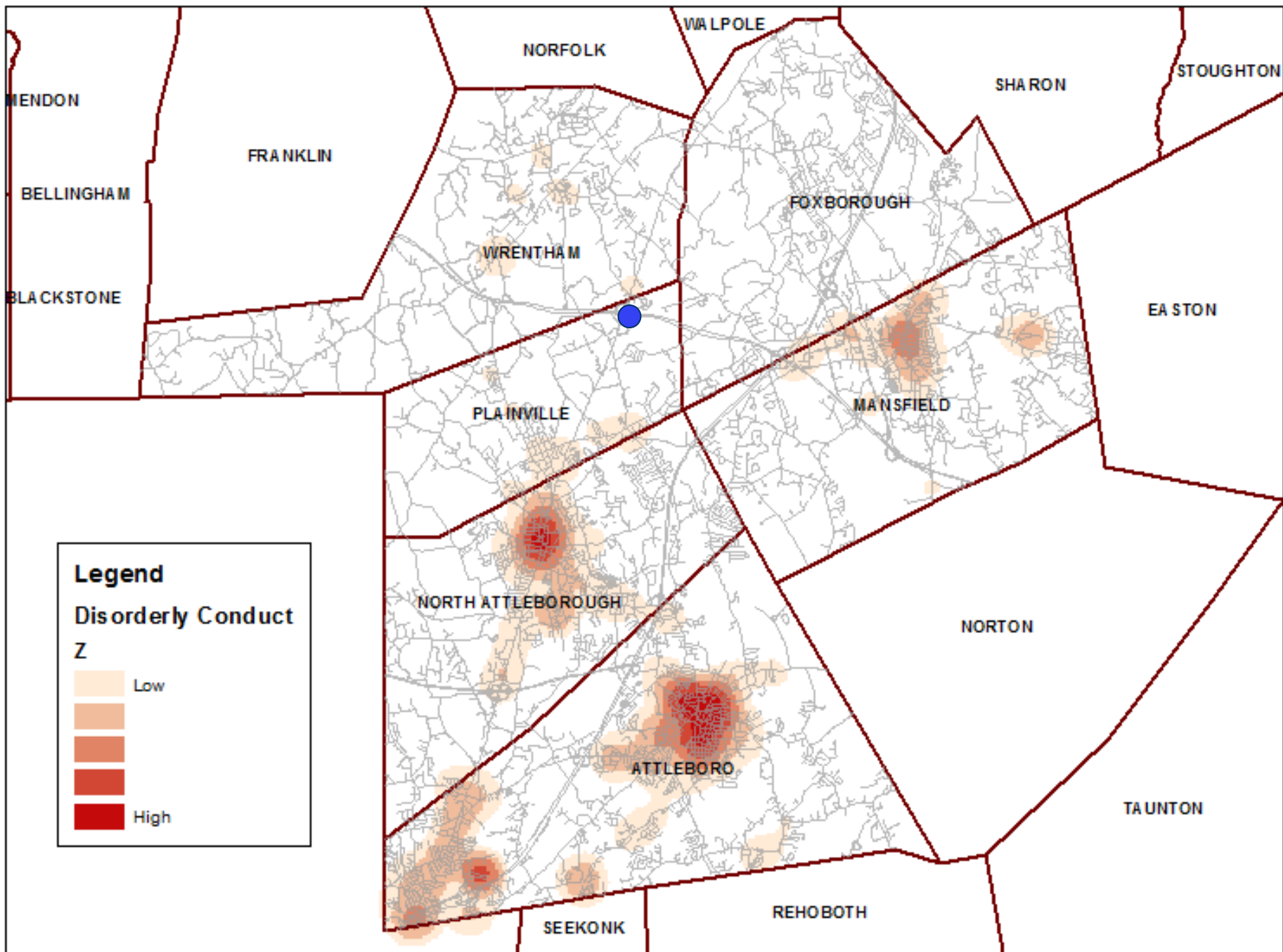
Type	2010	2011	2012	2013	2014	Avg	St. Dev.	CV
Alarm	361	380	325	390	473	385.8	48.9	0.13
Burglary	30	32	20	33	26	28.2	4.7	0.17
Disabled Vehicle	123	118	114	132	160	129.4	16.4	0.13
Disorderly	157	158	146	160	187	161.6	13.6	0.08
Suspicious Activity	608	579	566	645	635	606.6	30.6	0.05
Traffic Collision	285	311	269	305	335	301.0	22.6	0.08
Traffic Complaint	245	219	177	238	253	226.4	27.1	0.12
Vandalism	59	63	49	56	41	53.6	7.8	0.15
Vehicle Stops	1788	1565	1723	1854	1876	1761.2	111.8	0.06

# “Casino-related” flags

- Offender was in the area to use the casino
- Victim was in the area to use the casino
- Incident occurred on casino property
- Incident involved an employee or contractor
- Incident involved a vehicle seen entering/leaving casino
- Incident occurred on property of ancillary business
- Other casino involvement

# Examples of possible changes

- Thefts from vehicles in casino parking lot and parking lots of nearby businesses
- Forged checks, fraudulent credit cards at area businesses
- Increases in lost property calls
- General increase in traffic collisions
- Stolen vehicles recovered in casino and nearby parking areas
- Drug and alcohol-related medical aids at nearby hotels



# In-depth analysis

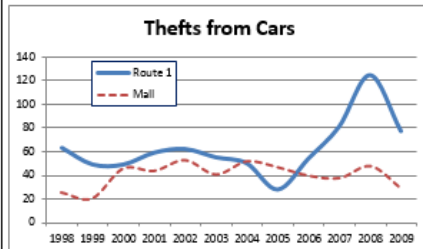
16

Danvers Police Department

## Thefts from Cars in Route 1 Parking Lots

Route 1, with its many businesses, has long been a hot spot for thefts from cars, but it began to rise precipitously in 2006 and achieved record high levels in 2008. (These figures include parking lots on streets directly off Route 1, such as the Crowne Plaza on Ferncroft Road and the stores on Archmeadow Drive.) It has risen while thefts at other locations—notably the Liberty Tree Mall—have fallen.

Route 1 is an attractive location for thefts for several reasons. First, it has a large number of restaurants, apartment complexes, and hotels and motels, where thieves know cars will be unattended for a long time. Second, it provides easy access to escape routes; both Route 95 and Route 128 are only minutes away. Third, out-of-town thieves are more likely to be aware of Route 1 and its various businesses than any other location in Danvers except for perhaps the Liberty Tree Mall. In truth, the real mystery is that thefts haven't always been higher on Route 1.



### Top Route 1 Parking Lots in 2008 and 2009

Danvers Crossing	34
10 Newbury St	34
Crowne Plaza	34
50 Ferncroft Rd	34
Strike One	26
199 Newbury St	26
Motel 6/Brutale	13
65 Newbury St	13
Endicott Green	12
180 Newbury St	12
TGI Friday's	10
49 Newbury St	10
Hardcover	8
15 Newbury St	8
Extended Stay	7
102 Newbury St	7

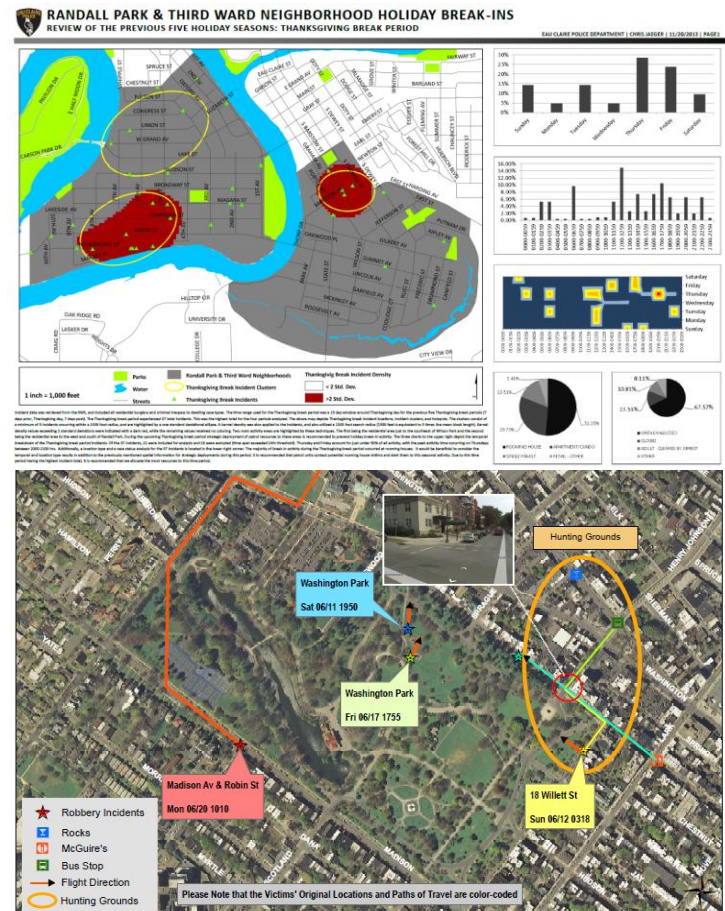
They favor wallets and purses from which they can glom credit cards, quickly using those cards at stores on their way back home (the Square One Mall in Saugus is a frequent location). When these aren't available, they happily steal anything portable and electronic, including GPS systems, laptop computers, iPods and MP3 players, cameras, and cell phones. Backpacks, bags, briefcases, and other containers that look like they might contain such items are also popular targets.

### Thefts from Vehicles on Route 1 by Location and Time, 2008 and 2009

Type of Location	Daytime	Evening	Overnight	Total
Hotels/Motels	13	23	24	60
Restaurants	6	36	2	44
Games/Amusements	11	17		28
Fitness Clubs	13	8	2	23
General Retail	9	10	2	21
Residences	1	5	6	12
Business Offices	3			3
<b>Total</b>	<b>56</b>	<b>99</b>	<b>36</b>	

Thefts at completely unknown times are not included

The times of day they strike depend on the type of location. As the chart shows, the hottest locations are hotels during the evening and overnight hours, restaurants during the dinner hours, and other business during the day and evening. These patterns, of course, correspond to the times when patrons are most likely to be parked at the types of locations in question.



# Thank You!

**Christopher W. Bruce**

Trainer and consultant in crime  
analysis and data-driven policing

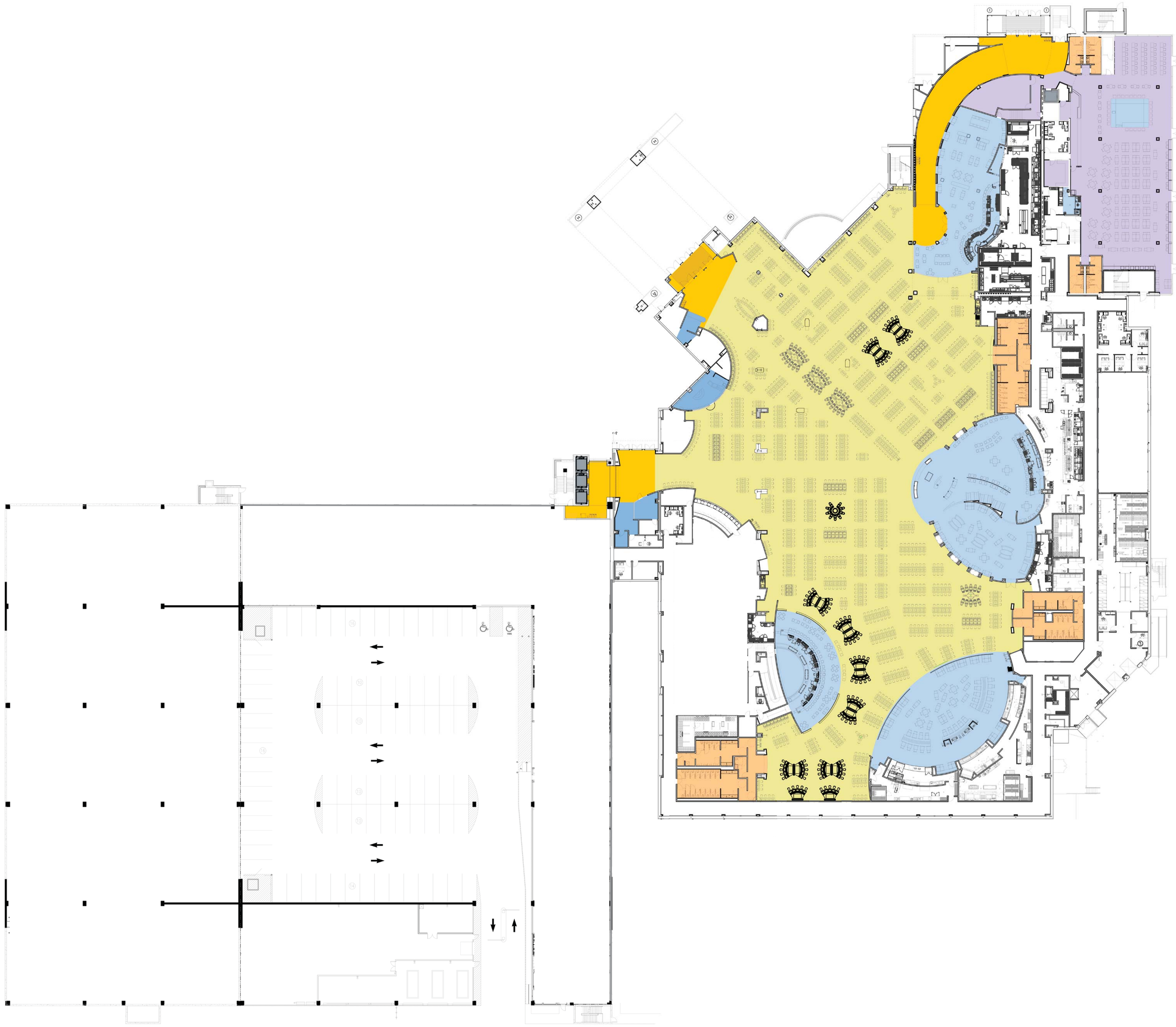
978-853-3502

[cwbruce@gmail.com](mailto:cwbruce@gmail.com)

**No Documents**



# OVERALL FIRST FLOOR PLAN



**PLAINRIDGE PARK CASINO – PLAINVILLE, MA**

SPRINGFIELD GAMING AND REDEVELOPMENT, LLC

**JCJ** ARCHITECTURE

H13045.00 / 2015-0316

# PARTIAL FIRST FLOOR PLAN

## LEGEND

- Gaming Floor
- Lobby/Circulation
- Office
- State Offices
- Human Resources
- Dining/Bars
- Retail/Guest Services
- Simulcast
- Meeting Room
- Public Areas
- Employee Restroom
- Utilities
- Game Sense
- Game Sense Kiosk
- Lottery Kiosk

LOTTERY KIOSK

SECURITY PODIUM

LOCAL ARTIST DISPLAY

LOTTERY KIOSK

GAME SENSE KIOSK

GAME SENSE

GAME SENSE KIOSK

SECURITY PODIUM

'ARTIST OF THE FUTURE' DISPLAY

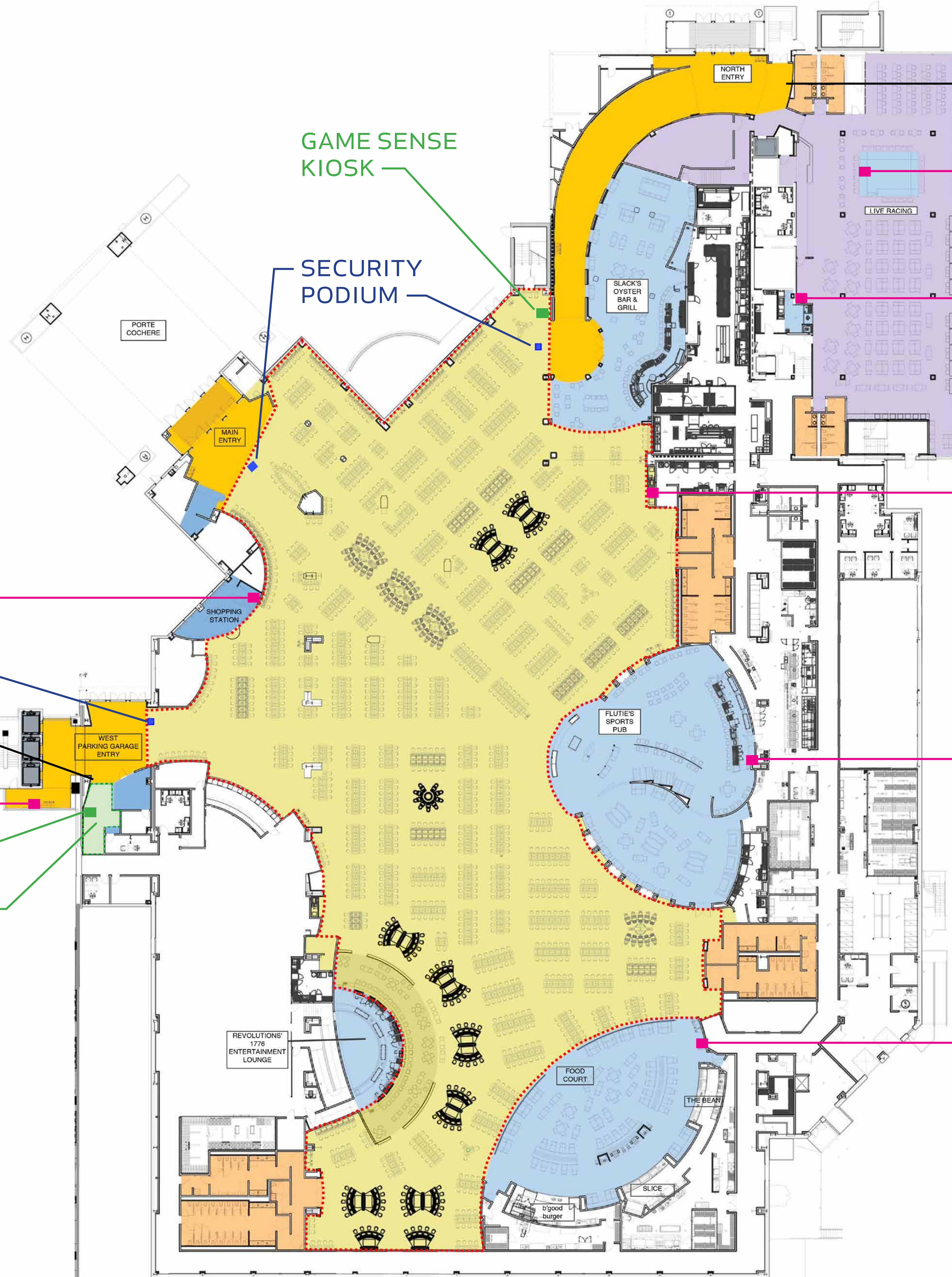
LOTTERY KENO

LOTTERY KIOSK

LOTTERY KIOSK

LOTTERY KENO

LOTTERY KIOSK



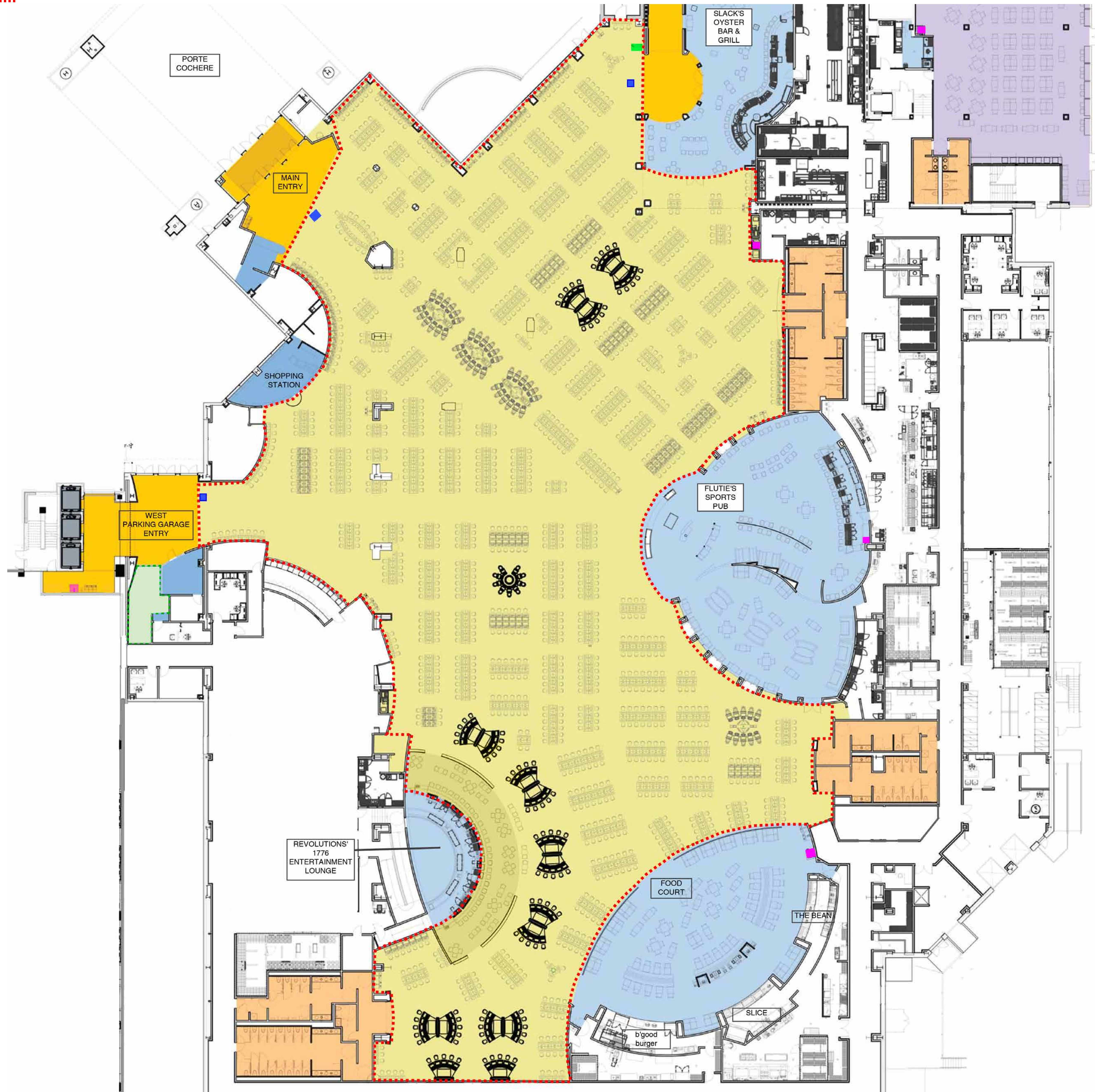
PLAINRIDGE PARK CASINO – PLAINVILLE, MA

SPRINGFIELD GAMING AND REDEVELOPMENT, LLC

JCJ ARCHITECTURE

H13045.00 / 2015-0316

# GAMING AREA



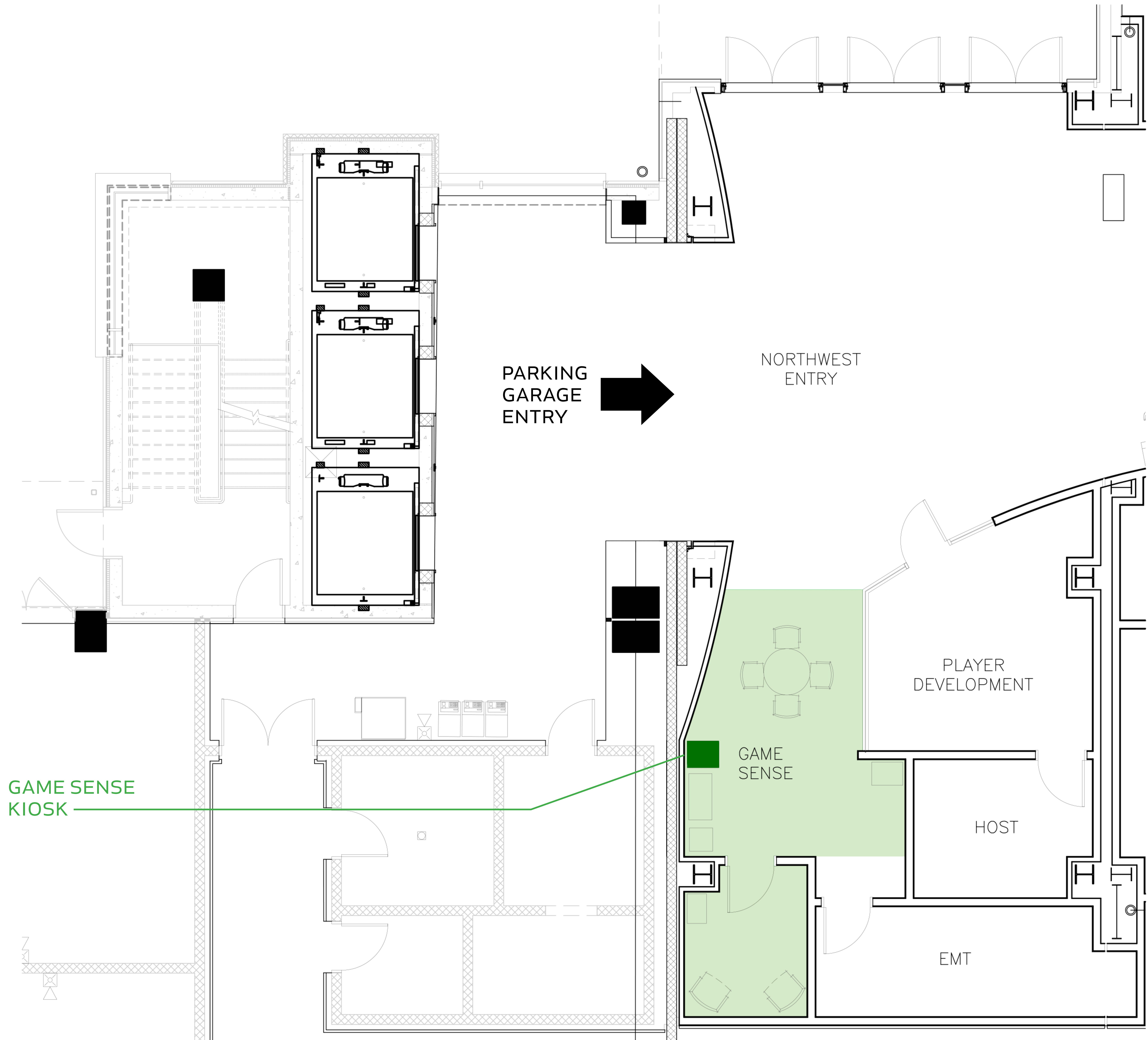
PLAINRIDGE PARK CASINO – PLAINVILLE, MA

SPRINGFIELD GAMING AND REDEVELOPMENT, LLC

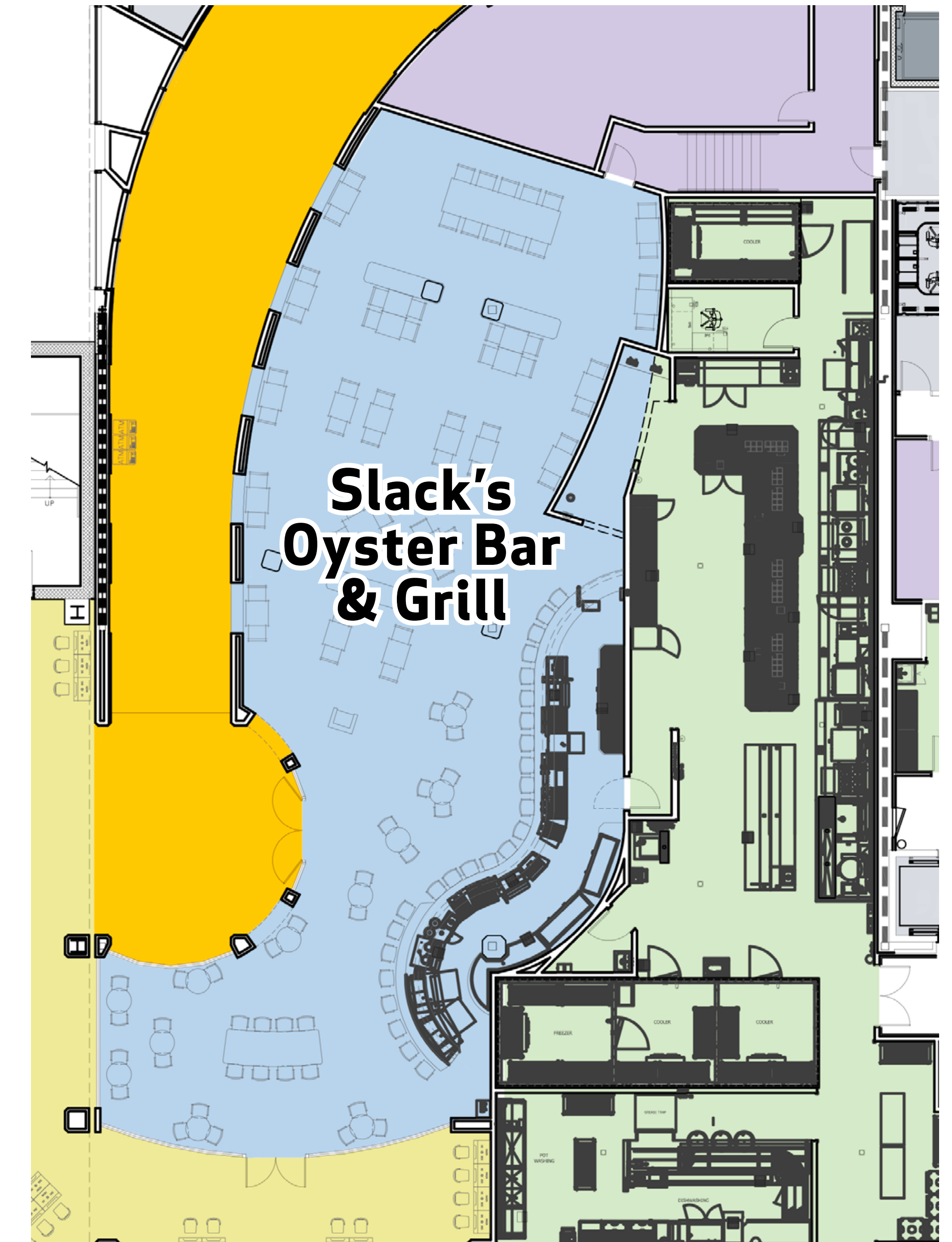
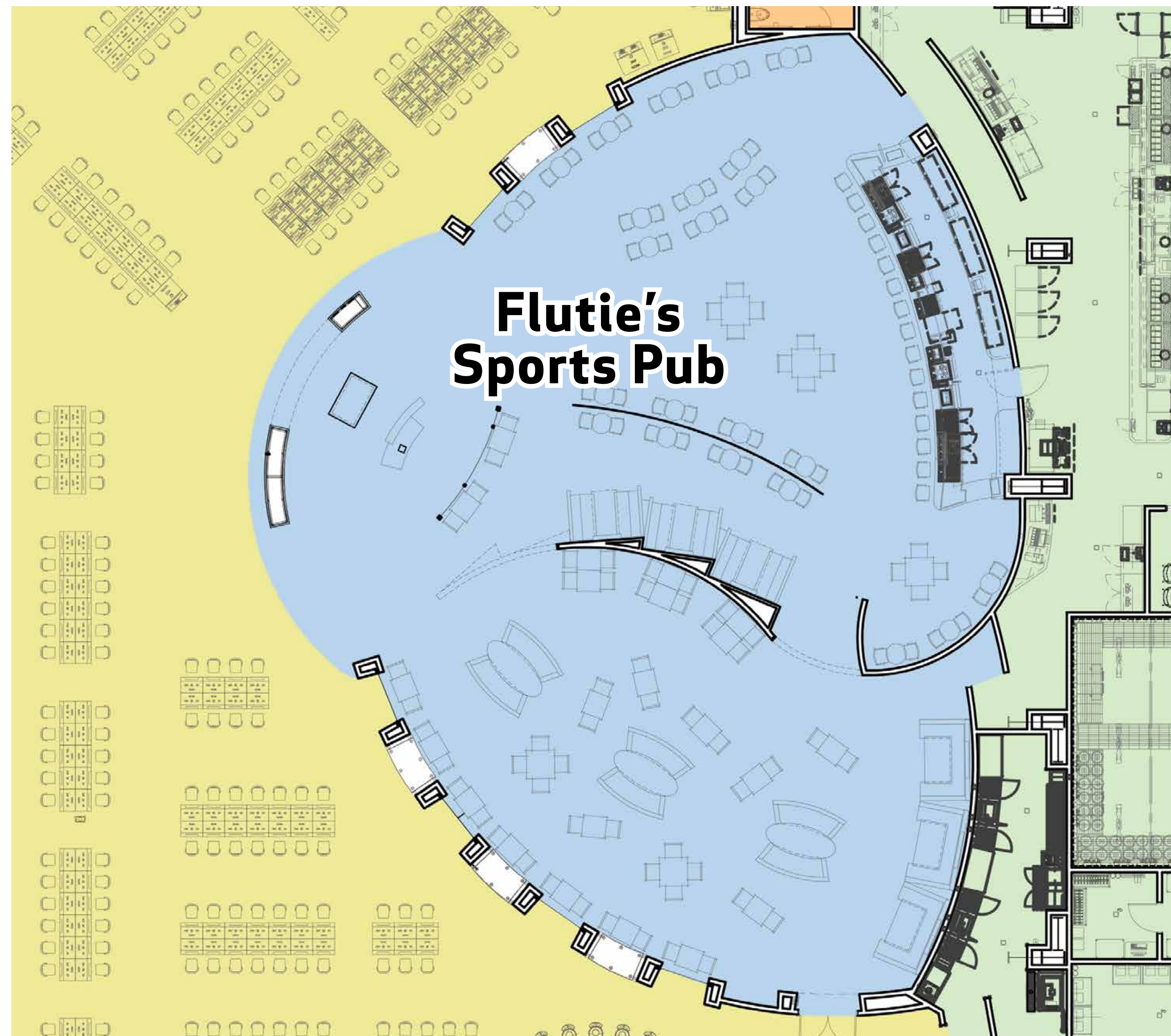
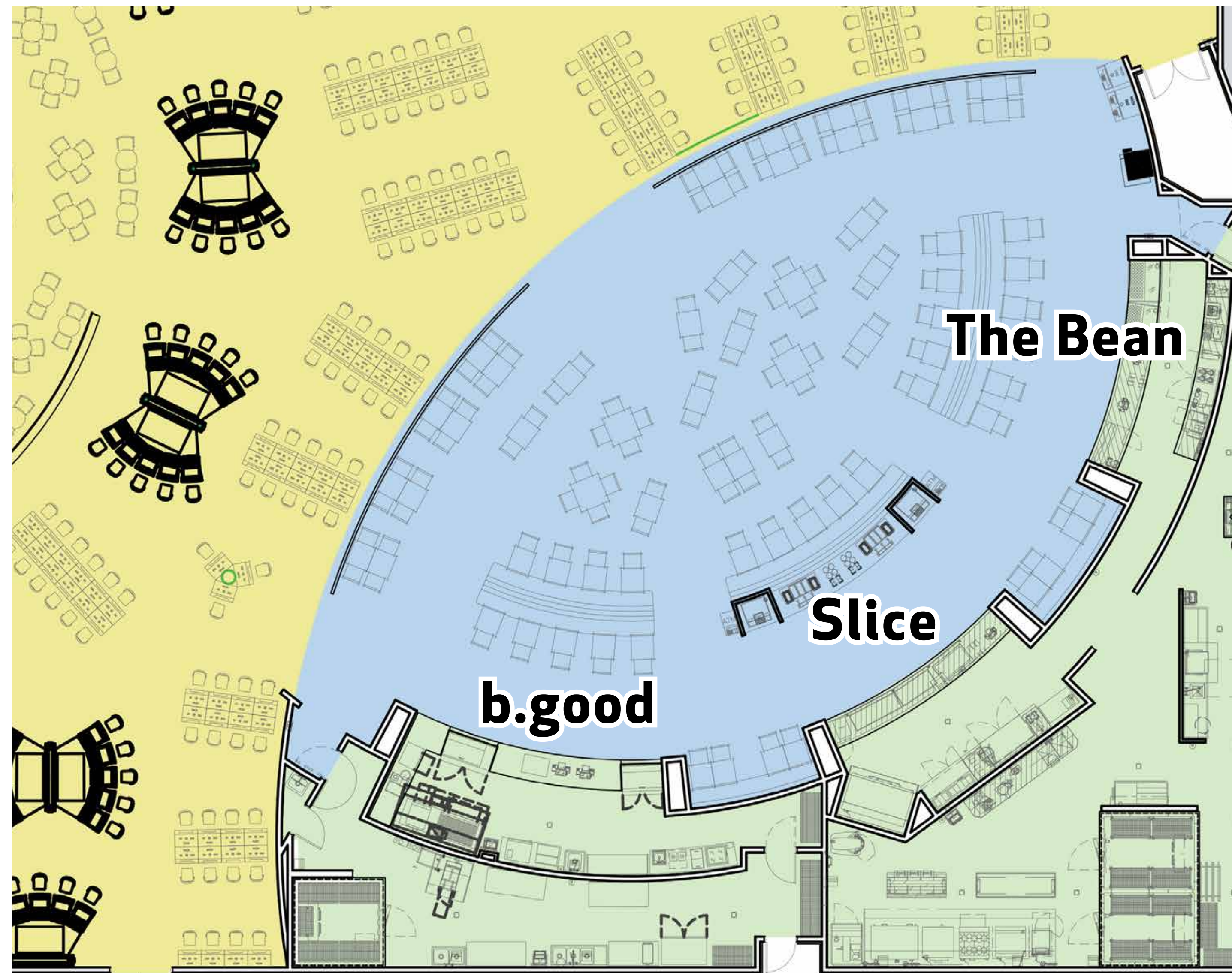
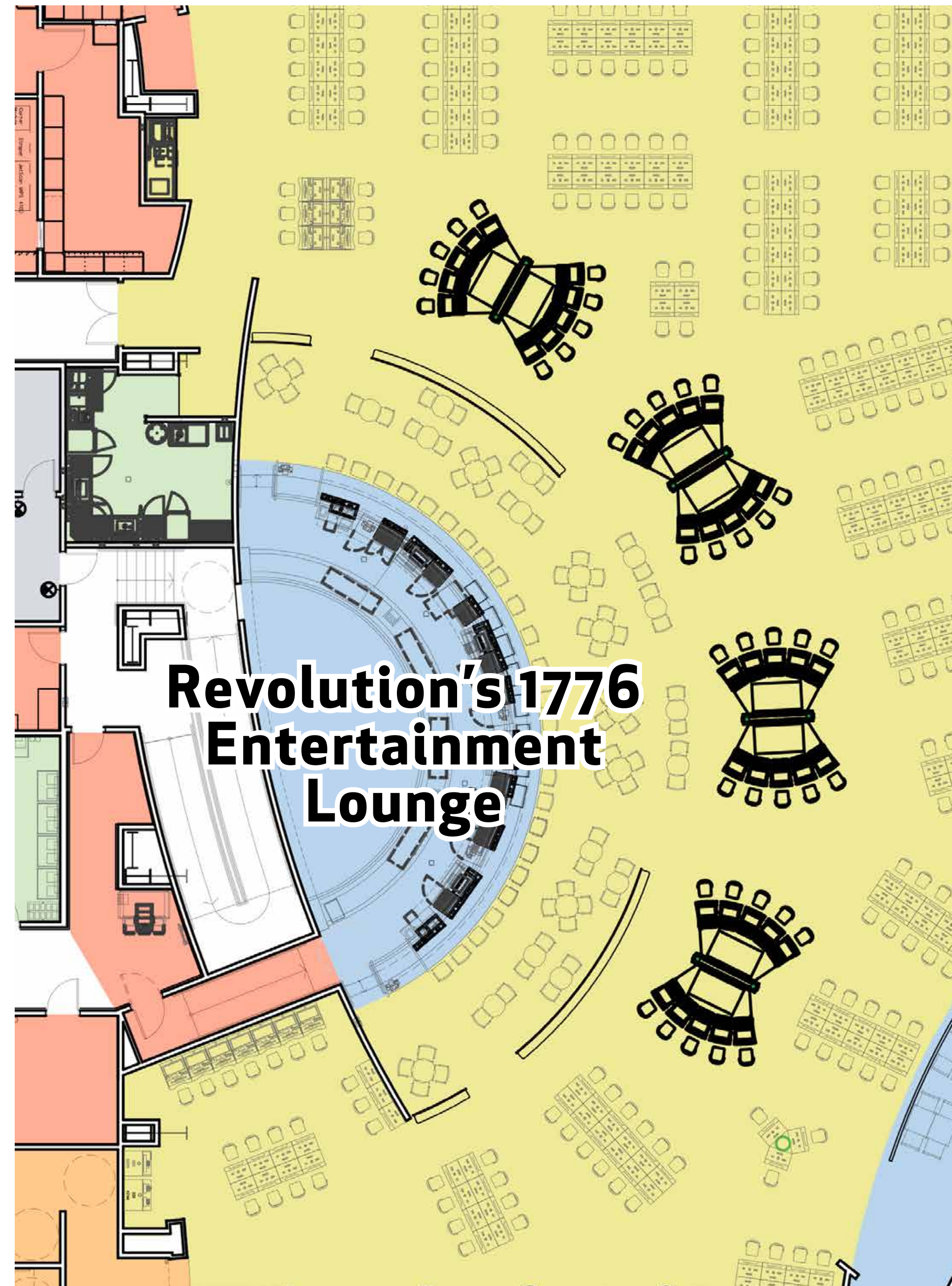
JCJ ARCHITECTURE

H13045.00 / 2015-0316

# GAME SENSE



# RESTAURANTS



**PLAINRIDGE PARK CASINO – PLAINVILLE, MA**

SPRINGFIELD GAMING AND REDEVELOPMENT, LLC

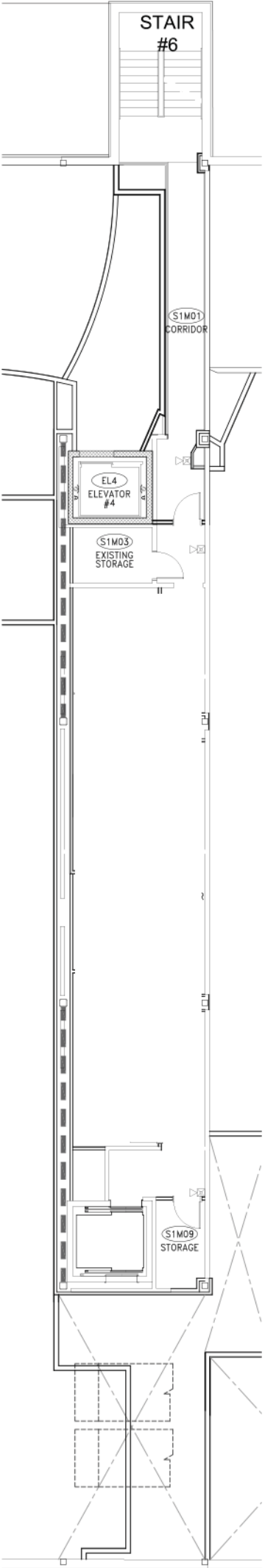
**JCJ** ARCHITECTURE

H13045.00 / 2015-0316

# OVERALL UPPER FLOOR PLANS

**LEGEND**

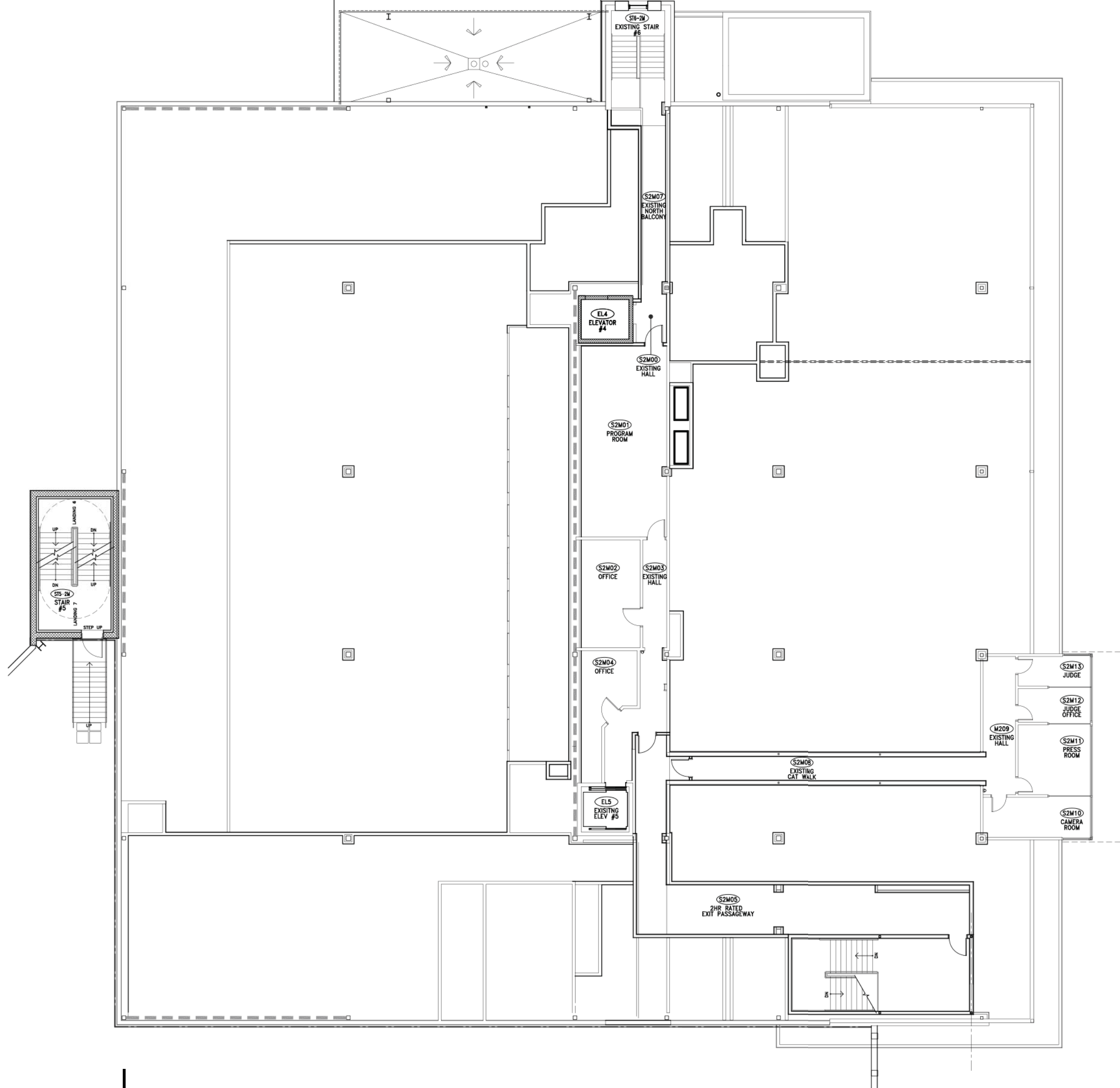
- Gaming Floor
- Lobby/Circulation
- Office
- State Offices
- Food Service
- Human Resources
- Dining/Bars
- Retail/Guest Services
- Simulcast
- Meeting Room
- Public Areas
- Employee Restroom
- Utilities



FIRST LEVEL  
MEZZANINE

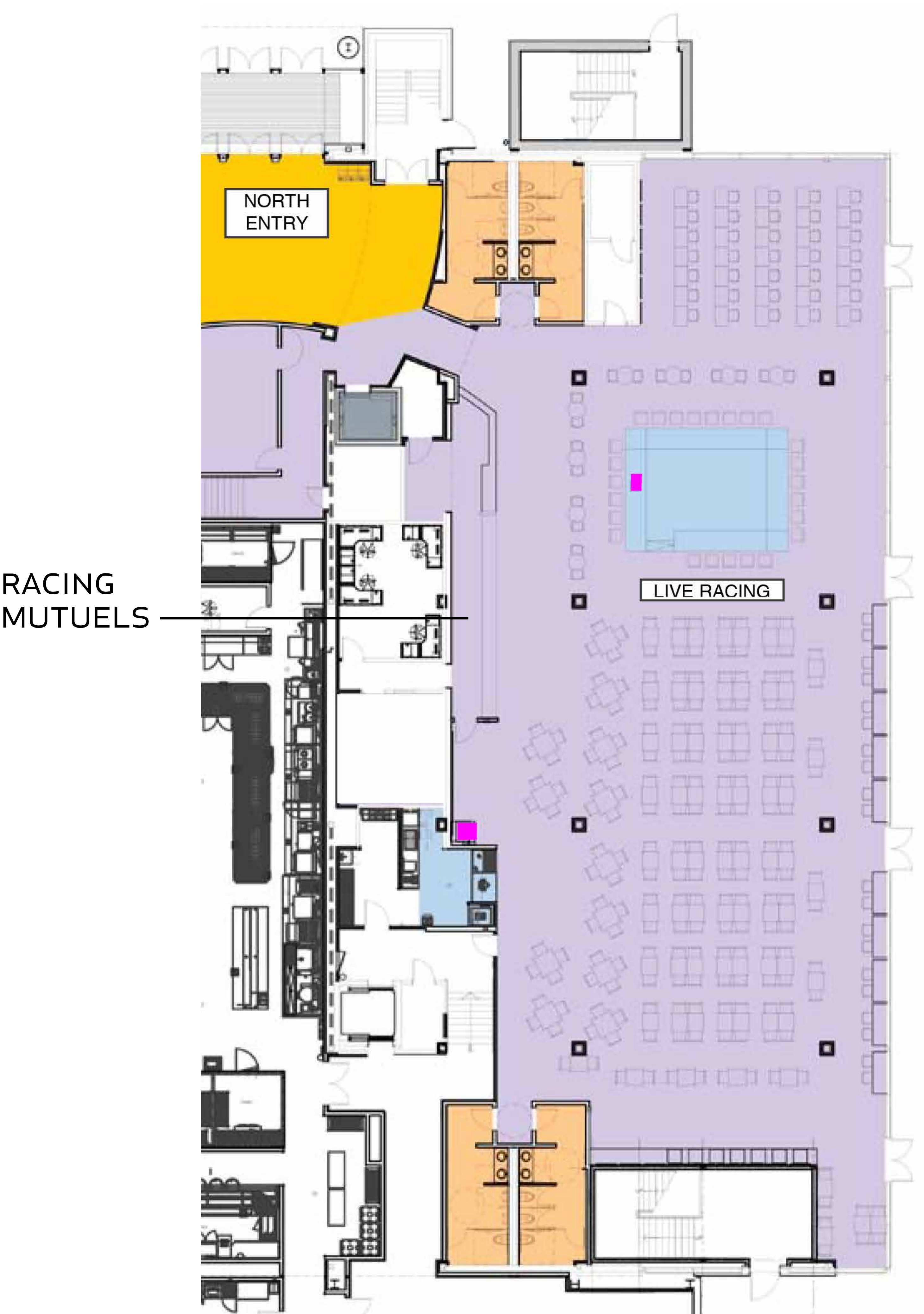


SECOND  
LEVEL

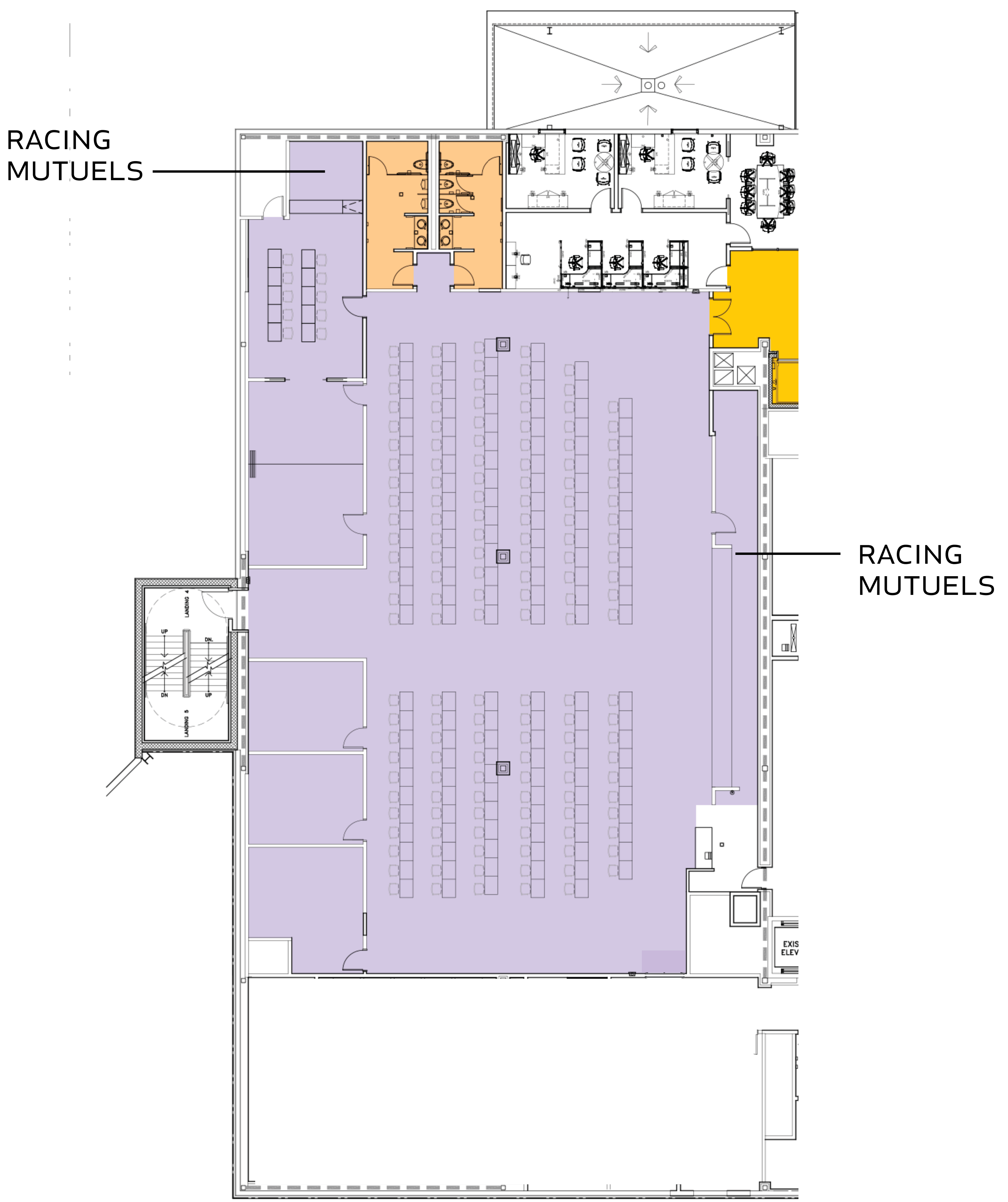


SECOND LEVEL  
MEZZANINE

# RACING AREA PROGRAM

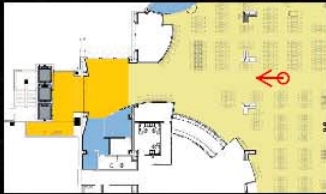


FIRST LEVEL  
LIVE RACING



SECOND LEVEL  
SIMULCAST THEATER















## memorandum

**Date:** March 31, 2015  
*Revised April 10, 2015*

**To:** Dane Wigfall, Pinck

**From:** Ray Porfilio, EJA

**RE:** Plainridge Park Casino  
Design Review 3: Interiors  
March 18, 2015

---

On March 18, 2015 a design review was completed in accordance with 205 CM 135.03: Design Review Process. The purpose of this Design Review 3 is to ensure that the interior design approach as reflected in the current floor plans and finishes is consistent with that presented to the Commission and the public during the License Application process.

The following documents were referenced in this review:

*RFA-2 documents:*

- 4-02 Relationship With Surroundings
- 4-05 Schematic Design
- 4-10 Gaming
- 4-11 Non-Gaming Amenities
- 4-12 Exhibition Spaces
- 4-13 Conference Spaces
- 4-15 Entertainment Venues
- 4-16 Public Spaces
- 4-19 Quality of Amenities
- 4-20 Art

*Construction documents:*

- A-110 Series Floor Plans
- AC-110 and 120 Series Reflected Ceiling Plans
- AF Series Finish Schedule
- ID Series Interior Design
- AV Series Audio Visual
- Interior Finishes Specifications, dated 11/20/2014

*Supplemental materials:*

- Color-coded plans with area comparisons, undated, copy attached

## COMMENTS

1. Overall Plan. The overall area proposed for Plainridge Park Casino (PPC) is unchanged from the RFA-2 Application (see attached color-coded plans). As is to be expected during the development of a design, the particular mix of program areas has been adjusted.

Program areas that vary by more than 10% from the RFA-2 application include:

- a. Lobby / circulation has been reduced.
- b. Office space has been reduced.
- c. State offices have been increased.
- d. Meeting room has been increased.
- e. Public areas have been reduced.
- f. Employee restroom has increased.
- g. Utilities has increased.

Recognizing these adjustments, the program areas currently proposed appear appropriate for their intended uses and remain consistent with those presented in the RFA-2 application.

2. Gaming. The total square footage of the gaming floor is unchanged and provides 1,250 gaming machines subject to 205CMR143.01(3). Specific areas for electronic table games and for high-limit have been identified.
3. Non-Gaming Amenities. The RFA-2 application referenced non-gaming amenities such as a "Casual Dining Restaurant, a Sports Bar/Pub, a Food Court, Multi-purpose function room, Live Horse racing and a Simulcast theater to enhance the patron experience." These amenities continue to be a part of the project but have been better defined. Thus, the Casual Dining Restaurant will be an Oyster Bar & Grille called Slacks, situated between the gaming floor and the simulcast area and accessible without entering either. The Sports Bar/Pub will be Flutie's providing dining and lounge areas off the gaming floor. The Food Court will have a b.good burger, Slice pizza, and The Bean for coffee and pastry. A multi-function meeting room, live horse racing, and simulcast theater continue to be part of the program.

Note that the RFA-2 Food Court anticipated a four-venue offering. In the current design, the Food Court has three (3) venues. In our opinion, it remains consistent with the design intent indicated in RFA-2 and would not be considered a deviation from the application.

4. Exhibition and Conference Spaces. The multi-purpose room has grown from 5,200 sf to 7,500 sf suggesting that it can now accommodate groups upwards of 300 (an increase from the capacity of 200 indicated in the RFA-2). It is shown as a space that can be subdivided.
5. Entertainment Venues. The interior of PPC originally envisioned an entertainment venue adjacent to the Sports Pub. The current design (under construction) relocates the entertainment venue to an edge of the gaming floor opposite the Sports Pub. The current venue, called Revolutions, has a raised semi-circular performance platform, ringed by a bar, a series of tables, and a dance floor adjacent to the gaming floor. This is consistent with the application response in 3-33 indicating that the

entertainment venue would have a “capacity of less than 100 seats” and feature “complimentary year-round entertainment.”

In our opinion, locating the entertainment venue independent of the Sports Pub makes it accessible to a broader cross-section of patrons.

6. Public Spaces. In their RFA-2 application, PPC identified the exterior Viewing Concourse and the Multi-purpose function room as public spaces. Both spaces continue to be significant features of the design with the function room increasing in size from the application phase.
7. Quality of Amenities. During the review of applications, the “quality of amenities” embraced both the programmatic offerings and the level of finishes proposed. In both aspects, the current design direction is substantially similar to that proposed: the offerings (including modifications and refinements since the application phase) have been described above; the finishes reflected in the Interior Design drawings and specifications vary by the particular use and appear to be appropriate for the intended applications.

We are available to provide additional detail should that be of interest and/or value to the Commission.

8. Art. The art program has not been reviewed as part of this Design Review.
9. Relationship to Surroundings. The RFA-2 Application expressed an intent to “make a direct relationship between the proposed facility and the architecture, history and culture of the immediate and regional surroundings.” On the exterior this is visibly represented in the use of stone on vertical elements of the building; on the interior, the connection is reflected in the naming of the Oyster Bar or the display of memorabilia from a local sporting figure at Flutie’s.

## RECOMMENDATIONS

1. Our understanding is that the state offices as presently configured are consistent with prior discussions with the Commission and have not reviewed that layout.
2. Based on the review outlined above, our recommendation would be that the Commission accept the attached plans as generally consistent with, and reflecting a similar quality to, the design included in the RFA-2 Application.

## CONCLUSION

The interior design as developed to date is generally consistent with—and of a similar quality to—the design communicated by the Licensee during the application phase.

## Attachments

Color-coded plans with area comparisons, undated

205 CMR: MASSACHUSETTS GAMING COMMISSION  
205 CMR 134.00: LICENSING AND REGISTRATION OF EMPLOYEES, VENDORS,  
JUNKET ENTERPRISES AND REPRESENTATIVES, AND LABOR ORGANIZATIONS

Section

134.03: Gaming Service Employees

(1) An individual employed in a gaming establishment who is not classified as a key gaming employee in accordance with 205 CMR 134.01, or a gaming employee in accordance with 205 CMR 134.02, shall be designated as a gaming service employee and shall register in accordance with 205 CMR 134.09 prior to engaging in the provision of employment services. An individual employed by a vendor of a gaming establishment for work in a gaming establishment shall be considered a gaming service employee unless otherwise specified in 205 CMR 134.02.

(2) During the pre-opening phase of a gaming establishment, and continuing for up to 30 days from the date an Operation Certificate is issued in accordance with 205 CMR 151.00, a gaming licensee may temporarily allow an individual(s) who is employed at a gaming property which is owned and/or operated by it, its parent, or an affiliated company to assist with gaming establishment employee training and related purposes for up to 60 days without those individuals having to become licensed or registered in accordance with 205 CMR 134.00, provided that the gaming licensee does the following:

- a) Supplies the IEB a reasonable time in advance of arrival with the name of the individual, name of the gaming property at which they are employed, the position at the gaming property at which they are employed, a description of the reason for the individual being at the gaming establishment including the services to be performed, the anticipated duration of their stay, and any other information requested by IEB;
- b) Ensures all individuals performing services under 205 CMR 134.03(2) carry identification and wear a badge issued by the gaming licensee that is distinguishable from those that are issued to employees of the gaming establishment and that is clearly visible at all times while at the gaming establishment;
- c) If the individual is licensed, certified, or otherwise approved for employment by the jurisdiction which the gaming property in which they are employed is located, an individual licensed as a key gaming employee in accordance with 205 CMR 134.00 shall attest in writing that the individual is in good standing in that jurisdiction; and
- d) Ensures that the individual is accompanied by an individual who is licensed or registered in accordance with 205 CMR 134.00 anytime they are in a restricted area of the gaming establishment.





## MEMORANDUM

**TO:** Massachusetts Gaming Commission / State Racing Division  
**FROM:** Rick Day, Executive Director  
**SUBJECT:** Suffolk Downs request for Capital Improvement Trust Fund Monies  
**DATE:** May 14, 2015

“The trustees may expend without appropriation all or any part of the capital improvement trust funds to the appropriate track licensee in proportion to the amount deposited in each said fund by the track licensee for use as all or part of a capital expenditure for alterations, additions, replacements, changes, improvements or major repairs to or upon the property owned or leased by the licensee and used by it for the conduct of racing, but not for the cost of maintenance or of other ordinary operations, whether the costs have been incurred or not.” G.L. c. 128A, §5(g). The trustees shall hire the services of architectural and engineering consultants or the services of such other consultants as they deem appropriate to advise them generally and to evaluate proposed capital improvement and promotional projects submitted to them for approval. G. L. c. 128A, §5(g). The following capital fund requests have been reviewed.

- Project # SCI 2012-2 (Storm Water Management Improvement)
- Original Request for Consideration \$4,000,000.00
- Reimbursement to date \$3,076,597.99
- Balance of project \$923,402.01
- Current Capital Improvement Trust Fund Amount (5/4/15) \$325,754.35
- Request for Reimbursement \$325,754.35

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the manager of the licensee setting forth the capital improvements completed with funds obtained under this section.

After review and confirmation of request, with your authorization, we will make payment to the track from the appropriate trust fund.



Massachusetts Gaming Commission

**MASSACHUSETTS GAMING COMMISSION**

**Sterling Suffolk Racecourse, LLP (600177133)**

**Capital Improvement Trust Fund (1050 0022)**

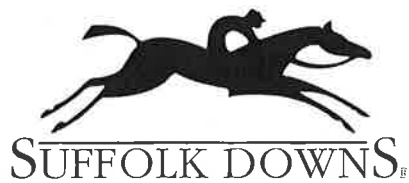
**Statement of Activities**

FY 2015 - July 1, 2014 through June 30, 2015

	<u>Fiscal year to date</u>
Fund balance, beginning of period	\$ 92,466.02
Program revenue & interest	<u>799,045.09</u>
Funds available	891,511.11
Less expenditures	<u>565,756.76</u>
Fund balance, end of period	325,754.35
Funds required for approved projects	<u>923,402.01</u>
Excess or (deficit) of funds available for approved projects	<u><u>\$ (597,647.66)</u></u>

**Status of Individual Projects**

<u>Work Item</u>	<u>Project Number</u>	<u>Approved Reim. or RFR Amount</u>	<u>RFC Rec'd</u>	<u>RFR Rec'd</u>	<u>FY2015 Expenditures</u>	<u>Status/ Funds Required</u>
Storm Water Management	SCI 2012-2	1,489,158.77	Y	Y	565,756.76	923,402.01
		<u>\$ 1,489,158.77</u>			<u>\$ 565,756.76</u>	<u>\$ 923,402.01</u>



April 17, 2015

Alex Lightbown, Interim Director of Racing  
Massachusetts Gaming Commission  
101 Federal Street, 23<sup>rd</sup> Floor  
Boston, MA 02110

Dear Dr. Lightbown:

Re: Project SCI 2012-2

At your earliest convenience kindly forward any and all amounts due representing balance for Project SCI 2012-2 (Storm Water Management Improvement).

It is my understanding that there is a balance due of \$506,776.57 from Request dated August 20, 2013.

If you have any questions, please do not hesitate to call.

Thank you for your attention to this matter.

Very truly yours,

Chip Tuttle  
Chief Operating Officer

c.c. Derek Lennon, Chief Financial and Accounting Officer  
Douglas A. O'Donnell, Senior Financial Analyst

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



## MEMORANDUM

**TO:** Massachusetts Gaming Commission / State Racing Division  
**FROM:** Rick Day, Executive Director  
**SUBJECT:** Suffolk Downs request for Promotional Trust Fund Monies  
**DATE:** May 14, 2015

“The trustees may expend without appropriation all or any part of the promotional trust funds to the appropriate track licensee in proportion to the amount deposited in each fund by the track licensee for use in promotional marketing, to reduce the costs of admission, programs, parking and concessions and to offer other entertainment and giveaways. The trustees may expend to a licensee all amounts accumulated in the trust funds which are attributable to racing operations conducted at each applicable track.” G.L. c. 128A, §5(g). The following promotional fund requests have been reviewed.

- Project # SPT 2010-1
- Original request for Consideration \$475,380.27
- Reimbursement to date \$207,798.28
- Balance due on project \$267,581.99
- Current promotional Trust Fund Balance (5/4/15) \$88,580.42
- Request for Reimbursement \$88,580.42

All financial statements required under section 6 shall be accompanied by a statement signed under the pains and penalties of perjury by the manager of the licensee setting forth the promotions completed with funds obtained under this section.

After review and confirmation of request, with your authorization, we will make payment to the track from the appropriate trust fund.



Massachusetts Gaming Commission

**MASSACHUSETTS GAMING COMMISSION**

**Sterling Suffolk Racecourse, LLP (600177133)**

**Promotional Trust Fund (1050 0021)**

**Statement of Activities**

FY 2015 - July 1, 2014 through June 30, 2015

	<u>Fiscal year to date</u>
Fund balance, beginning of period	\$ 77,697.98
Program revenue & interest	<u>218,680.72</u>
Funds available	296,378.70
Less expenditures	<u>207,798.28</u>
Fund balance, end of period	88,580.42
Funds required for approved projects	<u>267,581.99</u>
Excess or (deficit) of funds available for approved projects	<u>\$ (179,001.57)</u>

**Status of Individual Projects**

<u>Work Item</u>	<u>Project Number</u>	<u>Approved Reim. or RFR Amount</u>	<u>RFC Rec'd</u>	<u>RFR Rec'd</u>	<u>FY2015 Expenditures</u>	<u>Status/ Funds Required</u>
2010 Direct mail advertising	SPT2010-1	475,380.27	Y	Y	207,798.28	267,581.99
		<u>\$ 475,380.27</u>			<u>\$ 207,798.28</u>	<u>\$ 267,581.99</u>



MASSACHUSETTS GAMING  
COMMISSION  
2015 APR 21 PM 1:00

April 17, 2015

Alex Lightbown, Interim Director of Racing  
Massachusetts Gaming Commission  
101 Federal Street, 23<sup>rd</sup> Floor  
Boston, MA 02110

Dear Dr. Lightbown:

At your earliest convenience kindly forward any and all amounts due representing the following projects:

SPT 2010-1 - \$347,081.57 (balance)  
SPT 2011-1 - \$312,672.59  
SPT 2012-1 - \$326,684.24  
SPT 2013-1 - \$194,523.01

Should you have any questions, please do not hesitate to call.

Thank you for your consideration in this matter.

Very truly yours,

Chip Tuttle  
Chief Operating Officer

c.c. Derek Lennon, Chief Financial and Accounting Officer  
✓ Douglas A. O'Donnell, Senior Financial Analyst

Telephone: 617-567-3900  
525 McClellan Highway, East Boston, Massachusetts 02128

Made in Massachusetts



TO: Stephen Crosby, Chairman  
Gayle Cameron, Commissioner  
James McHugh, Commissioner  
Bruce Stebbins, Commissioner  
Enrique Zuniga, Commissioner

FROM: Alexandra Lightbown, Interim Director of Racing

CC: Rick Day, Executive Director  
Catherine Blue, General Counsel

DATE: May 12, 2015

RE: Plainridge Park Casino, Rescheduling Live Racing  
Days

---

Dear Commissioners:

Due to the opening of Plainridge Park Casino, Plainridge, in consultation with the Harness Horsemen's Association of New England, is requesting approval to cancel live racing on Monday June 22nd and Wednesday June 24<sup>th</sup> and reschedule those days on Sunday June 21<sup>st</sup> and Tuesday June 23<sup>rd</sup>.

Plainridge Park Casino is also requesting approval to reschedule the previously cancelled six days on Tuesdays September 8<sup>th</sup> and 22<sup>nd</sup> and October 6<sup>th</sup> and 20<sup>th</sup> with a 2:30 pm post time, and November 3<sup>rd</sup> and 17<sup>th</sup> with a 1pm post time.

**Recommendation: That the Commission approve the request of Plainridge Park Casino to cancel June 22 and 24 and add June 21 and 23 (4pm post), September 8 and 22, October 6 and 20 (2:30 pm post) and November 3 and 17 (1pm post).**



Massachusetts Gaming Commission

101 Federal Street, 23rd Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)



PLAINRIDGE PARK  
CASINO

May 11, 2015

Alexandra Lightbown  
Interim Director of Racing  
Massachusetts Gaming Commission  
101 Federal St.  
Boston, MA 02110

Dear Director Lightbown,

Plainridge Park Casino respectfully requests approval to cancel live racing scheduled on Monday, June 22<sup>nd</sup> and Wednesday, June 24<sup>th</sup>, rescheduling those days on Sunday, June 21<sup>st</sup> post time 1:00pm and Tuesday, June 23<sup>rd</sup> post time 4:00pm.

Plainridge Park Casino respectfully requests approval to reschedule the previously cancelled six live racing days by adding Tuesdays September 8 & 22, October 6 & 20 post time 2:30pm and November 3 & 17 post time 1:00pm to the 2015 racing season.

Sincerely,

Steve O'Toole  
Director of Racing

cc: Rick Day, Executive Director Mass Gaming Commission  
Christopher McErlean, VP Racing Penn National  
Lance George, VP/GM Plainridge Park Casino





PLAINRIDGE PARK  
CASINO

# 2015 Live Racing Calendar

APRIL						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

8 race days

MAY						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24/31	25	26	27	28	29	30

13 race days

JUNE						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	<del>22</del>	23	<del>24</del>	25	26	27
28	29	30				

12 race days

JULY						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

14 race days

AUGUST						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23/30	24/31	25	26	27	28	29

13 race days

SEPTEMBER						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

15 race days


OCTOBER						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31


15 race days

NOVEMBER						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

15 race days

 4:00 PM Post Time

 2:30 PM Post Time

 1:00 PM Post Time

Tue 5/12/2015 1:28 PM

Dr. Lightbown,

The Harness Horsemen's Association of New England(HHANE) has been notified of the changes in the racing schedule and has no problem with the changes.

Respectfully,

Bill Abdelnour HHANE Director

On Mar 13, 2015, at 6:03 PM, Lightbown, Alexandra R (MGC)  
<[alexandra.lightbown@state.ma.us](mailto:alexandra.lightbown@state.ma.us)> wrote:

Thank you!

Sent from my iPhone

On Mar 13, 2015, at 4:27 PM, Billy <[wfran133@charter.net](mailto:wfran133@charter.net)> wrote:

Begin forwarded message:

**From:** Billy <[wfran133@charter.net](mailto:wfran133@charter.net)>  
**Subject:** opening day at PRC  
**Date:** March 9, 2015 at 6:56:47 PM EDT  
**To:** Stephen O'Toole <[o2lprc@aol.com](mailto:o2lprc@aol.com)>

Steve,

As you are well aware this has been a very difficult winter for all of us and the horses are no exception. In light of all the bad weather we, the Harness Horseman's Association of New England (HHANE), would respectfully request that the opening of the racing season, regularly scheduled for April 1st be moved to April 15th. In addition the six racing days that would be missed could be rescheduled as you see fit. Thank you for your consideration.

Bill Abdelnour

HHANE Director



## MEMORANDUM

**To:** Stephen Crosby, Chair  
Gayle Cameron, Commissioner  
Enrique Zuniga, Commissioner  
James F. McHugh, Commissioner  
Bruce Stebbins, Commissioner

**From:** Catherine Blue, General Counsel

**Date:** May 14, 2015

**Re:** Delegation of Authority to the Director of the IEB

---

**REQUEST:** That the Commission delegate to the Director of the IEB the authority to accept and grant or deny a petition for an exemption under 205 CMR 134.04 (6)(n) from the non-gaming vendor registration requirements under 205 CMR 134.

**DISCUSSION:** 205 CMR 134 sets forth the requirements for licensing and registration of employees at the gaming establishment and vendors who conduct business and provide good or services to the gaming establishment. 205 CMR 134.04 (6) lists 14 categories of activities that the Commission finds may be exempt from the non-gaming vendor licensing requirements. Thirteen of the 14 categories list specific types of services, such as legal, accounting, financial services, utility services, or media purchases used for advertising. The last category, 134.04 (6)(n) provides the Commission with discretion to grant exemptions from non-gaming vendor registration when it is in the public interest to do so. Section (6)(n) states: “any other person that, by submission of a written petition, can demonstrate to the commission that registration as a non-gaming vendor is not necessary to protect the public interest.”

Section 6(n) as currently worded would require a petition filed under 6(n) to come before the full Commission for its consideration. This would create a cumbersome process. Given the time-sensitive nature of these determinations in light of the overall vendor process, it appears that the IEB, in its role as the manager of the licensing function will be



Massachusetts Gaming Commission

101 Federal Street, 23rd Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)



in the best position to assess requests for a 6(n) exemption. The legal department will support the IEB in reviewing requests for exemption under 6(n).

I am requesting that the Commission delegate to the Director of the IEB the authority to accept, review and grant or deny petitions for an exemption from non-gaming vendor licensing filed under 6(n). As part of this delegation, the Director of the IEB will make a report to the Commission on a regular basis describing petitions received and granted under this delegation.



Massachusetts Gaming Commission

101 Federal Street, 23rd Floor, Boston, Massachusetts 02110 | TEL 617.979.8400 | FAX 617.725.0258 | [www.massgaming.com](http://www.massgaming.com)

## Review of Executive Session Minutes Policy

### Policy Statement

This policy applies to the review and release of minutes taken when the Commission meets in executive session pursuant to M.G.L. c 30A §21a or M.G.L. c.66 and M.G.L. c.4 §7 cl 26(f)

### Applies to:

Minutes of executive sessions of the Commission.

### Procedure

1. The Massachusetts Open Meeting Law governing executive session minutes, G.L. c. 30A, § 22(f), provides as follows:

(f) The minutes of any executive session, the notes, recordings or other materials used in the preparation of such minutes and all documents and exhibits used at the session, may be withheld from disclosure to the public in their entirety under subclause (a) of clause Twenty-sixth of section 7 of chapter 4, as long as publication may defeat the lawful purposes of the executive session, but no longer; provided, however, that the executive session was held in compliance with section 21.

When the purpose for which a valid executive session was held has been served, the minutes, preparatory materials and documents and exhibits of the session shall be disclosed unless the attorney-client privilege or 1 or more of the exemptions under said clause Twenty-sixth of said section 7 of said chapter 4 apply to withhold these records, or any portion thereof, from disclosure.

For purposes of this subsection, if an executive session is held pursuant to clause (2) or (3) of subsections (a) of section 21, then the minutes, preparatory materials and documents and exhibits used at the session may be withheld from disclosure to the public in their entirety, unless and until such time as a litigating, negotiating or bargaining position is no longer jeopardized by such disclosure, at which time they shall be disclosed unless the attorney-client privilege or 1 or more of the exemptions under said clause Twenty-sixth of said section 7 of said chapter 4 apply to withhold these records, or any portion thereof, from disclosure.

2. The Massachusetts Open Meeting Law governing periodic review of public records requests for executive session minutes, G.L. c. 30A, § 22(g), provides as follows:

(1) The public body, or its chair or designee, shall, at reasonable intervals, review the minutes of executive sessions to determine if the provisions of this subsection warrant continued non-disclosure. Such determination shall be announced at the body's next meeting and such announcement shall be included in the minutes of that meeting.

(2) Upon request by any person to inspect or copy the minutes of an executive session or any portion thereof, the body shall respond to the request within 10 days following receipt and shall release any such minutes not covered by an exemption under subsection (f); provided, however, that if the body has not performed a review pursuant to paragraph (1), the public body shall

perform the review and release the non-exempt minutes, or any portion thereof, not later than the body's next meeting or 30 days, whichever first occurs. A public body shall not assess a fee for the time spent in its review.

3. The Massachusetts Gaming Commission adopts the following policy regarding compliance with the Massachusetts Open Meeting Law's requirements regarding executive session minutes and related materials:

1. It is the Commission's policy to comply in full with G.L. c. 30A, §§ 22(f) and 22(g) regarding executive session minutes.
2. Pursuant to G.L. c. 30A, § 22(g)(1), the Commission designates its General Counsel to review at reasonable intervals the minutes of executive sessions, preparatory materials for the executive sessions, and documents and exhibits used at the executive sessions, to determine if the provisions of the Open Meeting Law warrant their continued non-disclosure.
3. The General Counsel will conduct this review quarterly.
4. The General Counsel's quarterly determination will be announced at the Commission's next meeting and such announcement will be included in the minutes of that meeting.
5. If the Commission receives a public records request for executive session minutes and the General Counsel has not yet performed a review pursuant to G.L. c. 30A, §§ 22(g)(1), the General Counsel will perform the review in accordance with the foregoing process and release any non-exempt minutes, or any portion thereof, not later than the Commission's next meeting or 30 days, whichever first occurs.

#### **Responsibility**

The legal department shall be responsible for compliance with this policy.

Approved by: \_\_\_\_\_

Date: May 14, 2015

References to other

Policies/laws/regulations: M.G.L. c. 30A, §§ 22(f) and 22(g); M.G.L. c.66 and M.G.L. c.4 §7 cl 26(f)

Created: May 14, 2015

Revised: \_\_\_\_\_

Reviewed: \_\_\_\_\_



## Amended Small Business Impact Statement

The Massachusetts Gaming Commission (“Commission”) hereby files this amended small business impact statement in accordance with G.L. c.30A, §5 relative to the proposed new regulations in 205 CMR 14.00: Supplemental Licensure Procedures, for which a public hearing was held on January 22, 2015. These regulations were developed as part of the process of promulgating regulations governing horse racing in the Commonwealth. These regulations set forth the supplemental procedures for licensure for a racing meeting license. The regulations give the Commission the flexibility to waive the filing deadlines under specific circumstances, to deem a license complete as of the date of the first filing, notwithstanding supplemental information provided at a later time, and the ability to hold the required certified checks or bank drafts in escrow for thirty days after the award of a license. These regulations are intended to assist the applicants for a horse racing license within the Commonwealth, allowing for more flexibility in the application process. The proposed regulations are largely directed by G.L. c.128A, § 2.

These new regulations apply solely to the applicant for a horse racing license in the Commonwealth. To the extent that an applicant is a small business, these regulations may have an impact on small businesses. In accordance with G.L. c. 30A, §5, the Commission offers the following responses on whether any of the following methods of reducing the impact of the proposed regulation on small businesses would hinder achievement of the purpose of the proposed regulation:

1. Establishing less stringent compliance or reporting requirements for small businesses:

There are no increased compliance or reporting requirements for small businesses.

2. Establishing less stringent schedules or deadlines for compliance or reporting requirements for small businesses:

These regulations allow the Commission flexibility in establishing filing deadlines which will allow for less stringent schedules or deadlines for compliance or reporting requirements for applicants for a horse racing license which may be small businesses.

3. Consolidating or simplifying compliance or reporting requirements for small businesses:

There are no compliance or reporting requirements for small businesses impacted by this regulation.



Massachusetts Gaming Commission

4. Establishing performance standards for small businesses to replace design or operational standards required in the proposed legislation:

There are no performance standards for small businesses to replace design or operational standards required in the proposed regulations.

5. An analysis of whether the proposed regulation is likely to deter or encourage the formation of new businesses in the Commonwealth:

The regulation is not likely to deter or encourage the formation of new businesses in the Commonwealth. It is designed to give the Commission flexibility in establishing filing deadlines and as such, may encourage the filing of more licenses of horse race meetings.

6. Minimizing adverse impact on small businesses by using alternative regulatory methods:

There are no alternative regulatory methods to minimize adverse impacts on small businesses.

Massachusetts Gaming Commission  
By:

---

Cecelia M. Porché  
Paralegal/Legal Division

Dated:



Massachusetts Gaming Commission