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## Meeting Minutes

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**Date/Time:** October 17, 2013 – 9:30 a.m.

**Place:** Hynes Convention Center  
900 Boylston Street, Room 202  
Boston, MA

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

**Absent:** None

Clicking on the time posted in the margin will link directly to the appropriate section of the video.

### Call to Order

See transcript page 2.

9:30 a.m. Chairman Crosby opened the 81st public meeting. Commissioner Stebbins was not present at the start of the meeting.

### Approval of Minutes

See transcript page 2-3.

9:30 a.m. Commissioner McHugh stated that the minutes for the October 3 and October 7 public meetings are ready for approval.

*Motion made by Commissioner McHugh that the minutes of October 3, 2013 and the minutes of October 7, 2013 be accepted subject to any mechanical or typographical corrections that may later be found. Motion seconded by Commissioner Cameron. The motion passed unanimously by a 4-0-0 vote.*

**Ombudsman Report**

See transcript pages 3-53.

- 9:32 a.m. Ombudsman Ziemba provided an update on the status of surrounding communities and an overview of the relevant timeframes.
- 9:44 a.m. Joseph Weinberg, representing the applicant PPE Casino Resorts MA LLC, described the applicant's plans for executing the necessary surrounding community agreements.
- 9:51 a.m. Eric Schippers, Alex Stolyar, and Jeff Morris, representing the applicant Springfield Gaming and Redevelopment LLC, described the applicant's plans for executing the necessary surrounding community agreements.
- 10:05 a.m. Tom Bonner and Tom Carney, representing the applicant Raynham Park LLC, described the applicant's plans for executing the necessary surrounding community agreements.
- 10:13 a.m. Deputy General Counsel Grossman went over the process that occurs if the applicant and community agree on surrounding community status but have not signed a surrounding community agreement.
- 10:19 a.m. Ombudsman Ziemba described the public input process that will be occurring in communities surrounding the Category 2 applicants on October 21, 22, and 23. The meetings will begin at 4pm and anyone living in the host community, surrounding communities, or potential surrounding communities can sign up to speak. The meetings will not be live streamed but will be transcribed.
- 10:24 a.m. The Commission took a brief recess. Commissioner Stebbins entered the public meeting.

**Discussion of Gaming in Foreign Jurisdictions**

See transcript pages 53-171.

- 10:41 a.m. Chairman Crosby opened the discussion on the role of applicant's business practices in foreign jurisdictions when determining suitability. Director Wells provided an overview of the scope of the discussions.
- 10:45 a.m. John McManus, Patrick Madamba, Mark Lipparelli, and Peter Cohen, on behalf of MGM Resorts, presented a general overview of gaming in foreign jurisdictions and responded to Commission questions.
- 11:48 a.m. The Commission took a brief recess.
- 11:55 a.m. Steven Wynn, Kim Sinatra, Jay Schall, and Jim Stern, on behalf of Wynn Resorts, discussed gaming in Macau and responded to Commissioner questions.

1:02 p.m. The Commission took a recess for lunch.

### **Western Mass Tourism Presentation**

See transcript pages 171-209.

1:49 p.m. Mary Kay Wydra, president of the Greater Springfield Convention and Visitors Bureau, and Peter Rosskothien, the former chair of the board of the directors for the bureau and the current chair of the gaming committee, presented on their efforts in Western Massachusetts to promote tourism and answered the Commission's questions.

### **Administration**

See transcript pages 209-213.

2:30 p.m. Executive Director Day introduced Derek Lennon, the Commission's new Chief Financial and Accounting Officer, and John Glennon, the Commission's new Chief Information Officer.

### **Racing Division**

See transcript pages 213-236.

2:35 p.m. Director Durenberger provided an administrative update. She summarized what occurred during the horse racing forum the prior day and how the industry is being impacted by expanded gaming. Currently pending in the State Legislature is Senate Bill 1879, which would reduce the number of live racing days and races required to conduct simulcasting. Suffolk Downs was reaccredited by the National Thoroughbred Racing Association Safety and Integrity Alliance.

2:42 p.m. Director Durenberger presented the 2012 Annual Racing Report to the Commission and answered the Commissions questions.

2:47 p.m. *Motion made by Commissioner McHugh that the Commission accept and approve the annual report of the racing operations in the Commonwealth in the form contained in the meeting materials. Motion seconded by Commissioner Stebbins. The motion passed unanimously.*

2:48 p.m. Director Durenberger discussed the memo provided in the Commission packet regarding the proposed changes to 205 CMR 3.29 and 4.52 and answered questions from the Commission.

2:55 p.m. *Motion made by Commissioner McHugh that the Commission approve and adopt the changes to 205 CMR 3.29 and 4.52 in the form contained in the meeting materials and authorize the Director of Racing to forward the changes to the Legislature for appropriate action or inaction. Motion seconded by Commissioner Cameron. The motion passed unanimously.*

## **Administration**

See transcript pages 236-305.

- 2:57 p.m. Executive Director Day discussed the changes to the Master Schedule. Due to the extension of the time period for petitions by potential surrounding communities, the Commission's expected award date for a Category 2 license is being moved from December 17, 2013 to January 10, 2014.
- 3:05 p.m. Deputy General Counsel Grossman discussed the statutory requirements for opening a gaming establishment.
- 3:13 p.m. The Commission discussed whether to allow a temporary gaming facility to be opened prior to a permanent facility. The Commission was not opposed to considering proposals that contemplate a temporary gaming establishment. The Commission will schedule its operations to be ready in the event that it awards a Category 2 license to a developer proposing a temporary facility.
- 3:25 p.m. Executive Director Day discussed the timeframe related to the research agenda and construction monitoring. The Commission discussed the level of involvement it will have in monitoring construction.
- 3:36 p.m. Executive Director Day presented an organizational chart to the Commission and discussed the positions that still need to be filled.
- 3:48 p.m. The Commission discussed the timeline as it relates to enforcement and investigations and the Commission's plans to bring in State Police, investigators, and other personnel.
- 4:06 p.m. The Commission took a brief recess.
- 4:14 p.m. The Commission discussed the timelines for licensing, general administrative matters, and horseracing.
- 4:26 p.m. Meeting adjourned.

## **List of Documents and Other Items Used**

1. Massachusetts Gaming Commission October 17, 2013 Notice of Meeting and Agenda
2. Massachusetts Gaming Commission October 3, 2013 Meeting Minutes
3. Massachusetts Gaming Commission October 7, 2013 Meeting Minutes
4. Resume of Derek Lennon
5. Resume of John Glennon

6. Massachusetts Gaming Commission 10-11-2013 Licensing Schedule Update
7. Massachusetts Gaming Commission 10-11-2013 Summary Master Schedule Update
8. Massachusetts Gaming Commission 10-15-2013 Draft Organizational Chart
9. Massachusetts Gaming Commission Outstanding Policy Questions Relative to Phase 2 – Parts 2 and 3
10. Greater Springfield Convention and Visitors Bureau Pioneer Valley Presentation
11. Timeline for Slots License
12. Seventy-Seventh Annual Report of the Massachusetts State Racing Commission for Year Ending December 31, 2012
13. October 17, 2013 Massachusetts Gaming Commission Memorandum with attachments Regarding Proposed Changes to 205 CMR 3.29 and 4.52

/s/ Catherine Blue  
Catherine Blue  
Assistant Secretary