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## Meeting Minutes

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**Date/Time:** October 23, 2014 – 9:30 a.m.

**Place:** Boston Convention and Exhibition Center  
415 Summer Street, Room 102B  
Boston, Massachusetts.

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

### **Call to Order**

See transcript page 2

9:36 a.m. Chairman Crosby called to order the 137<sup>th</sup> Commission Meeting.

### **Approval of the Minutes**

See transcript page 2-5

9:37 a.m. *Commissioner McHugh moved for the Commission to approve the minutes from the 134th Commission Meeting with changes made to the list of documents to add the signed license agreement. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

9:38 a.m. *Commissioner McHugh moved for the approval of the September 25, 2014 minutes. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

9:38 a.m. *Commissioner McHugh moved for the approval of the October 9, 2014 minutes with one correction made to indicate when Chairman Crosby joined the meeting. Motion passed unanimously.*

### **Administration**

See transcript pages 5-22

- 9:40 a.m. Director Day presented the Commission with the project monitors chosen for Regions A and B.
- 9:43 a.m. Jennifer Pinck presented on Pinck & Company's team that will be part of the project monitors for Region B.
- 9:46 a.m. Stephen Rusteika presented on PMA Consultant's team that will be part of the project monitors for Region A
- 9:46 a.m. Director Day presented an update on the public hearings held for the live racing applications for 2015.
- 9:49 a.m. John Rauen, Vice President of Development with Penn National Gaming; Lance George, General Manager of Plainridge Racecourse; and Emil Giordano, Project Executive of Turner Construction, presented the quarterly update for Penn National Gaming.
- 10:46 a.m. Commission took a brief recess.
- 11:00 a.m. Meeting resumed.

### **Ombudsman Report**

See transcript pages 22-89

- 11:01 a.m. Mike Mathis, President of MGM Springfield; David Cruise, President & CEO for Regional Employment Board of Hampden County, Inc.; Laura Lee, Senior Vice President of Regional Human Resources for MGM Resorts; Mike Knapp, CEO of SkillsSmart; Jason Green, Vice President of Business Development for SkillsSmart presented MGM's monthly progress report.
- 11:58 a.m. Commission took a short recess
- 11:03 a.m. Meeting resumed
- 11:03 a.m. Robert DeSalvio, Senior Vice President of Development for Wynn Resorts and Jacqui Krum, Senior Vice President and General Counsel for Wynn Resorts presented Wynn MA, LLC's monthly progress report.

### **Research and Problem Gambling**

See transcript pages 89-199

- 11:20 a.m. Director Vander Linden and Judith Glynn, Principal of Strategic Science presented a report on Play Management.
- 12:26 p.m. Commission recessed for lunch.

1:33 p.m. Meeting resumed.

1:34 p.m. Deputy General Counsel Grossman, Director Vander Linden, and Assistant Director of IEB Band presented on draft regulations regarding draft credit, checks, ATM and bank card regulations.

### **Workforce, Supplier and Diversity Development**

See transcript pages 200- 240

2:06 p.m. Director Griffen; Mark Erlich, Executive Secretary and Treasurer of New England Regional Council of Carpenters; and Brian Doherty, Treasurer of Boston Metropolitan District Building Trades Council presented on increasing diversity in construction.

### **Legal Division**

See transcript pages 240-272

2:47 p.m. General Counsel Blue presented on the draft Racehorse Development Fund Regulations which will be put out for informal comment.

2:59 p.m. General Counsel Blue, Deputy General Counsel Grossman, and Assistant Director of IEB Band presented the final versions of 205 CMR 141, Surveillance; 205 CMR 142, Administrative Search and Seizure; 205 CMR 122, Capital Investment regulations with their accompanying Amended Small Business Impact Statements.

3:17 p.m. *Commissioner Cameron moved for the Commission to approve the final versions of 205 CMR 141 with the changes identified, 142, and 122 along with their accompanying Amended Small Business Impact Statements. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

3:20 p.m. Commission took a short recess.

3:30 p.m. Meeting resumed.

### **Investigation and Enforcement Bureau**

See transcript pages 272-289

3:30 p.m. Director Wells reported on the suitability of a Wynn MA, LLC qualifier, Mr. Robert DeSalvio.

3:34 p.m. *Commissioner Cameron moved that the Commission approve Mr.DeSalvio as a qualifier. Motion seconded by Commissioner McHugh. Motion passed unanimously.*

- 3:35 p.m. Director Wells, Assistant Director Band, and Deputy General Counsel Grossman presented on internal controls accounting and gaming procedure regulations.
- 3:44 p.m. Assistant Director Band and Deputy General Counsel Lillios presented on the gaming equipment regulations.
- 3:50 p.m. *Having no further items for discussion, Commissioner Cameron moved to adjourn the meeting. Motion passed unanimously.*

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

1. Massachusetts Gaming Commission October 23, 2014 Notice of Meeting and Agenda
2. Massachusetts Gaming Commission September 8-17, 2014 Meeting Minutes
3. Massachusetts Gaming Commission September 25, 2014 Meeting Minutes
4. Massachusetts Gaming Commission October 9, 2014 Meeting Minutes
5. Penn National Gaming, Inc. Quarterly Report as of September 30, 2014
6. Wynn, MA LLC Monthly Update
7. Strategic Science Report on Informing Play Management Systems: International Review of Limit-Setting Tools
8. Massachusetts Gaming Commission October 21, 2014 Memorandum Regarding Estimated Cost of Play Management Tools
9. 205 CMR 138.40 to 138.47 Uniform Standards of Accounting Procedures and Internal Controls DRAFT
10. 205 CMR XX.00 Racehorse Development Fund regulations DRAFT
11. Amended Small Business Impact Statement 205 CMR 122
12. 205 CMR 122 Capital Investment regulations
13. Amended Small Business Impact Statement 205 CMR 141
14. 205 CMR 141 Surveillance of the Gaming Establishment regulations
15. Amended Small Business Impact Statement 205 CMR 142
16. 205 CMR 142 Regulatory Monitoring and Inspection regulations
17. Massachusetts Gaming Commission October 20, 2014 IEB Qualifier Report of Applicant Wynn, MA LLC for Qualifier Robert DeSalivo
18. 205 CMR 138 Uniform Standards of Accounting Procedures and Internal Controls DRAFT
19. 205 CMR 146 Gaming Equipment DRAFT

/s/ Catherine Blue  
Catherine Blue  
Assistant Secretary