



Meeting Minutes

Date/Time: February 5, 2015 – 10:30 a.m.

Place: Boston Convention and Exhibition Center
415 Summer Street, Room 107B
Boston, Massachusetts

Present: Commissioner Gayle Cameron
Commissioner James F. McHugh
Commissioner Bruce Stebbins
Commissioner Enrique Zuniga

Absent: Chairman Stephen P. Crosby

Call to Order

See transcript page 2

10:30 a.m. Commissioner McHugh called to order the 144th Commission Meeting.

Approval of the Minutes

See transcript pages 2-3

10:31 a.m. *Commissioner McHugh moved for the approval of the January 22, 2015 minutes. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

Administration

See transcript pages 3-5

10:32 a.m. Director Day presented the Commission with an administrative update which included recent hires, the licensing management system and contract discussions with GTECH.

Ombudsman Report

See transcript pages 5-63

- 10:33 a.m. Ombudsman Ziemba provided a background for Wynn's presentation on their final environmental impact report and public outreach efforts.
- 10:36 a.m. Robert DeSalvio, President of Wynn MA, presented the Commission with an update on Wynn's supplemental final environmental impact report, design process and Charlestown outreach event.
- 10:50 a.m. Ombudsman Ziemba provided the Commission with an update on the Community Mitigation Funding applications.
- 10:54 a.m. Sheriff Michael Ashe and CFO William Christofori, Hampden County Sheriff's Office, presented on request for an expedited review of their mitigation fund application regarding the Western Massachusetts Correctional Alcohol Center.
- 11:30 a.m. Commission took a short recess.
- 11:37 a.m. Meeting resumed.

Workforce, Supplier and Diversity Development

See transcript pages 64-98

- 11:37 a.m. Director Griffin presented the Commission with an overview of the process, public comments and key points in the Wynn diversity plan.
- 11:44 a.m. Robert DeSalvio, President of Wynn MA, and Ulrico Izzaguirre, Vice President of Community Affairs, Wynn Resorts, presented on the Wynn Design and Construction Diversity Strategy Plan.
- 12:10 p.m. *Commissioner Stebbins moved that the Commission approve the Wynn diversity strategy for design and construction as presented, with subsequent details to be discussed and negotiated with respect to the design phase and MBE, WBE, and VBE participation, and report back at a future meeting.*

Commissioner McHugh moved to refine the motion to approve the plan as presented by Wynn with the condition that they reexamine the role of and goals for veteran business participation in the design phase. Amended motion seconded by Commissioner Cameron. Motion passed unanimously.

Legal Division

See transcript pages 99-114

- 12:16 p.m. Deputy General Counsel Grossman presented on draft regulation 205 CMR 136 – Sale and Distribution of Alcoholic Beverages at Gaming Establishments.
- 12:27 p.m. IEB Deputy Director Lillios presented on draft regulation 205 CMR 150 – Protection of Minors and Underage Youth.

Investigation and Enforcement Division

See transcript pages 115-212

- 12:33 p.m. Director Wells presented on the following regulations: 205 CMR 140 – Gross Gaming Revenue Tax Remittance and Reporting and 205 CMR 139 – Continuing Disclosure and Reporting Obligations of Gaming Licensees and Qualifiers.
- 12:38 p.m. *Commissioner Zuniga moved that the Commission approve and start the formal promulgation process for regulations 205 CMR 140 and 205 CMR 139. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*
- 12:40 p.m. Commission recessed for lunch.
- 1:17 p.m. Meeting resumed.
- 1:17 p.m. Director Wells presented an update on status of Region C applicants.
- 1:25 p.m. Attorney John Donnelly representing Mass Gaming and Entertainment, presented on opposition to RFA-1 application extension.
- 1:32 p.m. George Carney, Owner of the Raynham Park and partner with Mass Gaming and Entertainment, presented on his roots in the Brockton community and support from public officials for the Mass Gaming and Entertainment application.
- 1:36 p.m. David Stern, CEO of DJS Global Advisors, and Attorney Kevin Conroy of Foley Hoag, representing KG Urban, presented on their project and request for 60 day extension.
- 1:47 p.m. David Hanlon, CEO of Somerset on the Move, and Attorney Robert Allen representing Crossroads, presented on their project and request for 60 day extension.

- 2:00 p.m. Kathryn Wheaton, Trustee, The Seafan Trust dba Sun Moon Resort, presented on her request for extension to file application fee.
- 2:09 p.m. Commissioners deliberate Region C applications and application fee extension requests.
- 2:44 p.m. Kathryn Wheaton, Trustee, The Seafan Trust dba Sun Moon Resort, provided comments regarding the application timeline.
- 2:50 p.m. *Commissioner Cameron moved that the Commission hold fast to the deadline for the application fee and the application, authorize Director Wells to send out deficiency letters for those pieces of the application which are incomplete, and that the deadline for full submission is March 16, 2015. Motion seconded by Commission Zuniga. Motion passed unanimously.*

Other Business Not Reasonably Anticipated

See transcript page 212

- 2:51 p.m. *Having no further business, a motion to adjourn was made by Commissioner Cameron. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

List of Documents and Other Items Used

1. Massachusetts Gaming Commission February 5, 2015 Notice of Meeting.
2. Massachusetts Gaming Commission January 22, 2015 Draft Meeting Minutes.
3. Memorandum from Ombudsman Ziemba to MGC Commissioners, dated February 2, 2015 regarding 2015 Community Mitigation Fund with attachments.
4. Wynn Design & Construction Diversity Strategy Executive Summary with attachments.
5. 205 CMR 136 Sale and Distribution of Alcoholic Beverages at Gaming Establishments
6. 205 CMR 150 Protection of Minors & Underage Youth
7. 205 CMR 140 Gross Gaming Revenue Tax Remittance and Reporting
8. Letter from MA State Representatives Brady and Cronin to the MGC, dated February 4, 2015 regarding Region C.
9. Letter from Kevin Conroy to Chairman Crosby, dated February 4, 2015 regarding KG Urban with attached letter of support from New Bedford City Councilors.
10. Letter from Attorney John Donnelly to Director Wells, dated February 2, 2015 regarding RFA-1 Region C.
11. Letter from Director Wells to Attorney Kevin Conroy, dated January 23, 2015 regarding KG New Bedford Region C Scope of Licensing.

12. Letter from Attorney Kevin Conroy to Director Wells, dated January 9, 2015 regarding KG Urban.
13. Letter from Attorney Kevin Conroy to Director Wells, dated January 30, 2015 regarding KG New Bedford.
14. Letter from Attorney Kevin Conroy to Chairman Crosby, dated January 26, 2015 regarding KG Urban.
15. Letter from Kevin Considine to Director Wells, dated August 27, 2013 regarding KG New Bedford with enclosure.
16. Letter from Director Wells to David Hanlon, dated January 26, 2015 regarding Somerset on the Move.
17. Letter from David Hanlon to Lt. Brian Connors, dated January 29, 2015 regarding Somerset on the Move.
18. Letter from David Hanlon to Director Wells, no date, regarding Somerset on the Move.
19. Letter from David Hanlon to Director Wells, dated January 9, 2015 regarding Somerset on the Move with enclosure.
20. Letter from Director Wells to Kathryn Wheaton, dated January 26, 2015 regarding The Seafan Trust, dba Sun Moon Resort.
21. Letter from Kathryn Wheaton to Lt. Brian Connors, dated January 30, 2015 regarding The Seafan Trust dba Sun Moon Resort.
22. Letter from Kathryn Wheaton to MGC/Director Wells, dated January 9, 2015 regarding The Seafan Trust dba Sun Moon Resort with enclosure.
23. Letter from Mary Jane Nunes to the MGC, dated January 29, 2015 regarding David Nunes and Region C application.

/s/ Catherine Blue
Catherine Blue
Assistant Secretary