



---

## Meeting Minutes

---

**Date/Time:** May 14, 2015 – 10:30 a.m.

**Place:** Hynes Convention Center  
900 Boylston Street, Room 210  
Boston, Massachusetts

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

**Absent:** Commissioner James F. McHugh

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

### **Call to Order**

See transcript page 2

[10:32 a.m.](#) Chairman Crosby called to order the 152<sup>nd</sup> Commission Meeting.

### **Approval of the Minutes**

See transcript page 2

[10:33 a.m.](#) *Commissioner Zuniga moved for the approval of the April 30, 2015 minutes subject to typographical and mechanical corrections. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

### **Investigation and Enforcement Division**

See transcript pages 3- 50

[10:33 a.m.](#) IEB Director Karen Wells presented on the granting of temporary primary vendor and key gaming employee licenses to the following: Interblock USA; Gary Pecorello, Player Services Director, Plainville Gaming and Redevelopment; and Valerie Bisset, Slot Operations Manager, Plainville Gaming and Redevelopment.

- [10:35 a.m.](#) Director Wells presented a status update for Region C which included the following: John Donnelly, Attorney for Rush Street Properties, self-reported to the IEB an issue with a vendor in their Illinois facility which will require follow up; Crossroads Massachusetts LLC has withdrawn their gaming license application; and KG Urban has identified partners but has not finalized the term sheet.
- [10:39 a.m.](#) Andrew Stern and Scott Butera, representing KG Urban, reported on status of negotiations.
- [10:50 a.m.](#) Director Wells expressed concern pertaining to scheduling and the timeframe for the RFA-2 process.
- [10:52 a.m.](#) Commissioners discussed if applicant KG Urban is substantially complete.
- [11:07 a.m.](#) *Commissioner Cameron moved that the Commission consider applicant KG Urban substantially complete. Commissioner Zuniga modified the motion with the condition that KG Urban come back in two weeks with status on progress of term sheet or the submission of additional qualifiers as discussed. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*
- [11:12 a.m.](#) Chairman Crosby noted that the RFA- 2 application is being slightly revised but that applicants can still proceed with working on forms.

### **Research and Responsible Gaming**

See transcript pages 50-86

- [11:24 a.m.](#) Director Mark Vander Linden introduced Chief of Police James Alfred from Plainville, Det. Lt. Brian Connors from the MA Gaming Commission, and Crime Analyst Christopher Bruce. Director Vander Linden provided background on need for crime measures and professional background information on Christopher Bruce.
- [11:29 a.m.](#) Christopher Bruce, Trainer and Consultant in Crime Analysis and Data-Driven Policy, presented on report – Analyzing the Effects of Casinos on Public Safety which included the following project highlights: Collection of police department data from multiple jurisdictions, hotspots, analysis of changes, recording of casino related incidents, analysis of patterns, and establishing a baseline of data. He also noted examples of changes that may occur, including: increased traffic, parking lot vehicle thefts, loss of property, credit card and check fraud, and drug and alcohol related medical aid.
- [12:01 p.m.](#) The Commission recessed for lunch.
- [1:01 p.m.](#) The meeting resumed.

## **Legal Division**

See transcript pages 87- 96

- [1:01 p.m.](#) General Counsel Blue presented on the exemption delegation – delegation of authority to the Director of the IEB to accept and grant or deny petitions for an exemption from non-gaming vendor licensing and registration requirements under 205 CMR 134.
- [1:05 p.m.](#) *Commissioner Stebbins moved that the Commission delegate to the Director of the IEB the authority to accept and grant or deny a petition for exemption under 205 CMR 134.04 6(n) from the non-gaming vendor requirements under 205 CMR 134. Motion seconded by Commissioner Cameron. Motion passed unanimously.*
- [1:06 p.m.](#) General Counsel Blue presented on the Executive Session Review Policy which provides a process for regular review of minutes taken in executive session to determine whether they should be released.
- [1:08 p.m.](#) *Commissioner Stebbins moved that the Commission adopt the Executive Session Review Policy as presented in the packet. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*
- [1:09 p.m.](#) General Counsel Blue presented on the Amended Small Business Impact Statement for regulation 205 CMR 14 – Supplemental Licensure Procedures.
- [1:10 p.m.](#) *Commissioner Stebbins moved that the Commission approve the Amended Small Business Impact Statement for regulation 205 CMR 14 – Supplemental Licensure Procedures. Motion seconded by Commissioner Cameron. Motion passed unanimously.*

## **Administration**

See transcript pages 97- 137

- [1:10 p.m.](#) Director Rick Day introduced individuals from Penn National.
- [1:12 p.m.](#) General Counsel Blue presented an update on a letter received from Counsel representing the Mashpee Wampanoag Tribe pertaining to slot machines and a request that the Attorney General's Office review our regulations on this issue. General Counsel Blue also noted that review of the Penn floor plan today does not pertain to this regulation.
- [1:16 p.m.](#) Jack Rauen from Penn National presented brief comments on report of Ray Porfilio, the consulting architect.
- [1:17 p.m.](#) Michael McGrew from Penn National provided an overview of the floor plans including orientation of 1<sup>st</sup> level entrances, lottery kiosk locations, local artist display, gaming area, security, garage, GameSense kiosk, food court, entertainment lounge and live racing areas.

- [1:25 p.m.](#) Commissioner Stebbins the noted close proximity of the EMT and GameSense areas and concern regarding access through those areas.
- [1:29 p.m.](#) Darlene Whitmore from JCJ Architecture presented on construction progress, materials used in design, and various views of casino and game floor.
- [1:35 p.m.](#) *Commissioner Stebbins moved that the Commission approve the Plainridge Park Casino floor plan and recommendations from Epstein Joslin Architects. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*
- [1:36 p.m.](#) *Commissioner Zuniga moved that the Commission delegate to Commissioner Cameron the authority to make floor plan changes. Motion seconded by Commissioner Stebbins. Motion passed unanimously. Commissioner Cameron abstained from the vote.*
- [1:37 p.m.](#) Director Rick Day and Deputy Counsel Todd Grossman presented on amendment to 205 CMR 134.03 that will allow Penn National to temporarily utilize employees from other Penn properties to assist with training new employees without going through a license or registration process.
- [1:40 p.m.](#) *Commissioner Zuniga moved that the Commission adopt 205 CMR 134.03-Gaming Service Employee, as an emergency regulation. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*
- [1:43 p.m.](#) Senior Financial Analyst Doug O'Donnell presented on Suffolk Downs request for capital improvement trust fund monies and promotional trust fund monies.
- [1:49 p.m.](#) *Commissioner Zuniga moved that the Commission approve the Suffolk Downs requests for capital improvement trust fund monies and promotional trust fund monies as presented and discussed and further delegate to Director Day approval of subsequent requests for disbursements. Motion seconded by Commissioner Cameron. Motion passed unanimously.*
- [1:50 p.m.](#) Dr. Alexander Lightbown, Interim Director of Racing, presented on request to reschedule live racing days at Plainridge Park Casino.
- [1:54 p.m.](#) *Commissioner Cameron moved that the Commission approve the request by Plainridge Park Casino to change their racing days as presented in their letter in the packet dated May 11, 2015. Motion seconded by Commissioner Zuniga. Motion passed unanimously.*

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

See transcript pages 137-152

[1:56 p.m.](#) Director Jill Griffin welcomed Corrine Reynolds, the first intern at the Massachusetts Gaming Commission, who will be supporting the work of the Access and Opportunity Committee. Director Griffin presented an update on activities of the Access and Opportunity Committee which included the establishment of two regional subcommittees and a second meeting that was held in Springfield and attended by Commissioners Stebbins and Zuniga.

[1:59 p.m.](#) Undersecretary Ron Marlow, Executive Office of Labor and Workforce Development, presented on the Access and Opportunity Committee and the development of relationships and partnerships to achieve common goals.

## **Other Business Not Reasonably Anticipated**

See transcript page 152

[2:11 p.m.](#) *Having no further business, a motion to adjourn was made by Commissioner Zuniga. Motion seconded by Commissioner Stebbins. Motion passed unanimously.*

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

1. Massachusetts Gaming Commission May 14, 2015 Notice of Meeting and Agenda
2. Massachusetts Gaming Commission April 30, 2015 Draft Meeting Minutes
3. Massachusetts Gaming Commission May 14, 2015 Memorandum Regarding Temporary Primary Vendor and Key Gaming Employee Licenses Issued
4. Letter from Attorney Robert Allen to Director Karen Wells, dated May 11, 2015 regarding Crossroads Massachusetts LLC
5. Massachusetts Gaming Commission List of Requests for Extensions – Region C
6. Letter from City of New Bedford Mayor Jon Mitchell to Chairman Crosby, dated May 4, 2015 regarding KG Urban
7. Presentation: Analyzing the Effects of Casinos on Public Safety (Christopher Bruce)
8. Plainridge Park Casino Floor Plans
9. Memorandum of Epstein Joslin Architects dated March 31, 2015 and Revised April 10, 2015 regarding Plainridge Park Casino Design Review
10. Draft 205 CMR 134 - Licensing and Registration of Employees, Vendors, Junket Enterprises and Representatives, and Labor Organizations (*134.03 – Gaming Service Employees*)
11. Massachusetts Gaming Commission May 14, 2015 Memorandum Regarding Suffolk Downs Request for Capital Improvement Trust Fund Monies with attachment
12. Massachusetts Gaming Commission May 14, 2015 Memorandum Regarding Suffolk Downs Request for Promotional Trust Fund Monies with attachment
13. Massachusetts Gaming Commission May 12, 2015 Memorandum Regarding Plainridge Park Casino, Rescheduling Live Racing Days with attachments
14. Massachusetts Gaming Commission May 14, 2015 Memorandum Regarding Delegation of Authority to the Director of the Investigations and Enforcement Bureau

15. Massachusetts Gaming Commission Executive Session Minutes Policy
16. Amended Small Business Impact Statement, 205 CMR 14.00 – Supplemental Licensure Procedures
17. Draft 205 CMR 14.00 – Supplemental Licensure Procedures
18. Letter from Todd & Weld to Chairman Crosby, dated May 13, 2015 regarding the Mashpee Wampanoag Tribe
19. Letter from Todd & Well to Attorney General Healey, dated May 13, 2015 regarding the Massachusetts Gaming Commission Regulations as to Category 2 Licenses

/s/ Catherine Blue  
Catherine Blue  
Assistant Secretary