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## Meeting Minutes

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**Date:** July 25, 2013

**Time:** 9:30 a.m.

**Place:** Boston Convention and Exhibition Center  
415 Summer Street, Room 102-B  
Boston, MA 02210

**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.

9:31 a.m. Chairman Crosby opened the 72nd public meeting.

### **Approval of Minutes**

See transcript pages 2-3.

9:32 a.m. Commissioner McHugh stated that the minutes for the July 11 meeting are ready for approval.

*Motion made by Commissioner McHugh that the minutes of July 11, 2013 be accepted. Motion seconded by Commissioner Cameron. The motion passed unanimously.*

### **Administration**

Report by Executive Director Day. See transcript pages 3-24.

- 9:33 a.m. Executive Director Day stated that the Commission will hold its next public meeting on August 9th rather than August 8th as previously anticipated.
- 9:33 a.m. Executive Director Day introduced David Acosta, the Commission's new Director of Licensing. Mr. Acosta expressed his enthusiasm for working with the Commission. The Commission was in agreement that Mr. Acosta would be a great fit for the position.
- 9:39 a.m. The Commission is currently in the process of finalizing its decision for the Project Manager position and conducting the necessary background checks. Executive Director Day anticipates introducing the successful bidder at the next public meeting.
- 9:42 a.m. The Commission and its consultants have reached a decision about extension of the contract with the gaming consultants for non- investigative services. The monthly retainer will be reduced by 25% for the first three months of the new contract. The consultants will then present data on how many hours they worked during those three months. Based on this information, the parties will negotiate the method and amount of payment going forward.
- 9:45 a.m. Executive Director Day presented the procurement chart, and Commissioner Zuniga mentioned one modification to the dates for the financial advisor hiring process.
- 9:48 a.m. Executive Director Day provided an overview of the changes to the Master Schedule. The Commission expects to complete Category 2 suitability by August 29 and begin the review of Category 1 suitability reports on August 22.

### **Racing Division**

Report by Director Durenberger. See transcript pages 24-34.

- 9:55 a.m. Director Durenberger provided an update on the equine drug testing at racetracks. The 1000th sample was tested this week and there have been no findings of prohibited substances. The tests uncovered ten instances of a therapeutic substance being present in a horse. This number is only slightly higher than the national average.
- 10:00 a.m. Director Durenberger corrected an error from the prior public meeting. The list of additional simulcasting outlets approved to receive the export signal from Suffolk Downs incorrectly identified Monarch Management as one of the outlets. The list should have instead identified Saddle Brook Jockey Club.
- 10:00 a.m. Under the authority the Commission delegated to the Director of Racing, Director Durenberger conditionally approved Suffolk's request to simulcast the Hambletonian Card from the Meadowlands.

- 10:01 a.m. At an earlier public meeting the Commission approved a list of racing officials conditioned upon successful completion of background investigations. All of the background investigations were completed successfully.
- 10:01 a.m. Director Durenberger described the upcoming events scheduled at Suffolk Downs and Plainridge.
- 10:03 a.m. Representatives from the Department of Revenue are scheduled to speak with the Commission's staff about the changes in the tax law relating to withholding on winnings from wagering. The staff will then determine the best way to present this information to the Commission as a whole.
- 10:05 a.m. Meeting adjourned.

### **List of Documents and Other Items Used at the Meeting**

1. Massachusetts Gaming Commission July 25, 2013 Notice of Meeting and Agenda
2. Curriculum Vitae David Acosta
3. Massachusetts Gaming Commission 7-29-2013 Licensing Schedule Update

/s/ Catherine Blue  
Catherine Blue  
Assistant Secretary