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## Massachusetts Gaming Commission Agenda Setting Meeting Minutes

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**Date/Time:** March 3, 2021 – 10:00 a.m.

**Place:** VIA CONFERENCE CALL NUMBER: 1-646-741-5293  
PARTICIPANT CODE: 111 453 3485

**Present:** Chair Cathy Judd-Stein  
Commissioner Gayle Cameron  
Commissioner Eileen O'Brien  
Commissioner Enrique Zuniga  
Jill Griffin  
Karen Wells

Nakisha Skinner  
Mark Vander Linden  
Joe Delaney  
Todd Grossman  
Alexandra Lightbown  
Loretta Lillios

### **Call to Order**

Chair Cathy Judd-Stein called to order the 96th Agenda-Setting meeting. She noted that given the unprecedented circumstances resulting from the global Coronavirus pandemic, Governor Baker issued an order to provide limited relief from certain provisions of the Open Meeting Law to protect the health and safety of individuals interested in attending public meetings. In keeping with the guidance provided, the Commission conducted a public meeting utilizing remote collaboration technology.

*The Chair confirmed a quorum for the meeting by Roll Call. The following Commissioners were in attendance:*

*Commissioner Cameron  
Commissioner O'Brien  
Commissioner Zuniga  
Chair Judd-Stein*

### **Approval of Minutes**

Commissioner O'Brien moved to approve the minutes from the Agenda Setting Meeting of February 17, 2021, subject to correction for typographical errors or other nonmaterial matters. Commissioner Cameron seconded the motion.

*Roll call vote:*

*Commissioner Cameron: Aye.*

*Commissioner O'Brien: Aye.*

*Commissioner Zuniga: Aye.*

*Chair Judd-Stein: Aye.*

*The motion passed unanimously.*



Massachusetts Gaming Commission

## **Agenda Planning for Upcoming Commission Meetings**

*The Commission discussed the anticipated agenda for the upcoming Commission meeting scheduled for March 11, 2021 and subsequent meetings as described in the attached agenda planning notes, as follows:*

Item #1 – Administrative Update. Executive Director Wells stated she had three matters to present before the Commission. (1) The onsite Casino update from Assistant IEB Director and Gaming Agents Chief Bruce Band, and IEB Director Loretta Lillios; (2) Updates about the IAGR Conference and what the current status is for the Conference. Commissioner Cameron stated if it would be better to wait until after the Conference surveys are sent out so there is a better idea of numbers for the Conference. Ms. Wells suggested moving the IAGR Conference updates to March 25, 2021; and (3) Ms. Wells also suggested adding a place holder for an internal division update for March 11, 2021.

Item #2 – Regulations- General Counsel Grossman stated there are no regulations up for approval at this time.

Item #3 – Legislative Updates- Ms. Griffin stated there were no new updates to report.

Item #4 – Second Part of Evaluation on Compensation for Executive Director Wells- Commissioner O'Brien stated that this item will be ready for discussion.

Item #5 – Massachusetts Thoroughbred Breeders Association Request for Consultation- Dr. Lightbown stated that this item was in progress. Chair Judd-Stein moved this item will go under review.

Add-On- Dr. Lightbown stated that Minnie Coleman from the Jockeys Guild will have the qualifications information for payment of the jockey benefits ready for March 11, 2021.

Item #6- MGM One Year Safety Report- Mark Vander Linden stated that he was working with MGM to sort out the data for the report. Mr. Vander Linden noted that Commissioner Cameron and Commissioner O'Brien were involved in the review, and it should be sorted before it is presented before the Commission. Mr. Vander Linden recommended pushing this item to the Public Meeting on March 25, 2021 where he would present both MGM and Encore Public Safety Reports.

Item #7 – MGM License Amendment Application- Ms. Skinner asked for this item to be postponed to another public meeting as the subject area of the license amendment, Wahlburgers, will be not opening until Memorial Day Weekend.

Add On- MGM Request for Exemption- Ms. Skinner suggested swapping this item to the agenda instead of the License Amendment and this will require a vote.

Add-On- Investigations and Enforcement Bureau- Ms. Lillios stated the IEB will have an Encore Boston Harbor Qualifier for the Commission's review for a determination on suitability. This will require a vote.

Ms. Lillios also stated the IEB had received requests from both MGM and Encore to add a fourth seat at the blackjack style tables and to reintroduce craps tables to each gaming establishment. This will require a vote.

*(Under Review)*

Item #10 – Evaluation Part 2 – Executive Director – This was a place holder in-case the Commission needed to go into deeper discussion about the compensation of Ms. Wells.

Item #11 – Committee Split- Mr. Grossman stated this Item will have to be postponed due to rescheduling of the Horse Racing Committee meeting, and the soonest the Commission can look at any proposed recommendation will be the April 22 public meeting.

Item #12 - Executive Session - Mr. Delaney noted that at the end of the March 25, 2021 public meeting the Commission will need three separate executive sessions to review the capital expenditure plans and status of each of the gaming licensees. Chair Judd-Stein noted they would also need three separate votes in enter into each executive session with each of the Licensees present for their prospective time slots.

Item #13 – Audit and Compliance Working Group Update & Process. This item will be ready for April 8, 2021.

Item #14- MGC Employee and Vendor Diversity- This item will potentially to be added to a Public Meeting in June.

Item #15- NDA Discussion- Ms. Wells and Mr. Grossman recommended that this matter be kept under review.

*Having no further business, Commissioner Zuniga made a motion to adjourn.  
Commissioner Cameron seconded the motion.*

*Roll Call Vote:*

*Commissioner Cameron: Aye.*

*Commissioner O'Brien: Aye.*

*Commissioner Zuniga: Aye.*

*Chair Judd-Stein: Aye.*

*The motion passed unanimously.*

List of Documents and Other Items Used

1. Massachusetts Gaming Commission, Notice of Meeting and Agenda dated March 1, 2021
2. Massachusetts Gaming Commission, Agenda Planning Notes
3. Meeting Minutes of the February 17, 2021 Agenda Setting meeting