



Massachusetts Gaming Commission Meeting Minutes

Date/Time: June 12, 2019 – 10:00 a.m.

Place: Massachusetts Gaming Commission
101 Federal Street, 12th Floor
Boston, MA 02110

Present: Chair Cathy Judd-Stein
Commissioner Eileen O'Brien
Commissioner Bruce Stebbins
Commissioner Enrique Zuniga

Absent: Commissioner Gayle Cameron

Time entries are linked to the
corresponding section in the
Commission meeting video.



Call to Order

See transcript page 1

[10:05 a.m.](#) Chair Cathy Judd-Stein called to order public meeting #272 of the Massachusetts Gaming Commission.

Approval of Minutes

See transcript page 1

[10:05 a.m.](#) *Commissioner Stebbins moved to approve the minutes from the Commission meeting of May 23, 2019, subject to correction for typographical errors and other nonmaterial matters. Commissioner Zuniga seconded the motion. The motion passed 4 – 0.*

Ombudsman

See transcript pages 1 - 12

10:06 a.m. **Encore Boston Harbor Opening Traffic Plan Presentation**

Ombudsman Ziemba first reviewed and summarized what the Commission will be approving for the final stages for opening. Ombudsman Ziemba gave a brief overview of the plan.

Bob DeSalvio, President of Encore Boston Harbor, introduced Jacqui Krum, Senior Vice President and General Counsel, Jason Stump, Vice President and CIO, Bill Pangoras, Director of Casino Finance, Ed Collins, Director of Casino Credit, Susie McDaniel, Vice President of Human Resources, Rich Prior, Executive Director of Security and Investigations, and Peter Campot, Director of Construction.

The Commission then reviewed a slide presentation that illustrated all of the services Encore is offering to the public. Mr. DeSalvio reported that the shuttle services are all up and running.

Mr. DeSalvio then reported new information on the Maritime Traffic Plan. They have set up a schedule so that on opening day, there will be a limit to the number of openings of the Alford Street Bridge to accommodate traffic.

Commissioner Stebbins asked what the best way was to get to Encore on opening day. Mr. DeSalvio showed the presentation slide of a pedestrian path to the property that begins at the Gateway Connector. He stated that this path is the safest route.

Mr. DeSalvio then reported on Encore's coordination with law enforcement. He presented a slide that illustrates how many state troopers and local Everett officers will be on details in the area. State and local law enforcement have all committed to work with Encore for as long as needed.

Ombudsman Ziemba requested that Mr. DeSalvio explain to the Commission in more detail the additional measures that were put in place to manage traffic. Mr. DeSalvio explained that they re-created the employee scheduling model to coordinate shifts so that they were opposite of peak traffic hours. There are no nine to five shifts, for example. He also mentioned the interconnect agreement that Encore has with Boston and Everett, noting how the Boston Transportation Department has coordinated both cities' transportation technology assets together in a centralized command center.

Commissioner Zuniga asked how Encore would handle it if, say, the demand for water transport to the casino was more than anticipated. Mr. DeSalvio stated that the state police will have their mobile operations unit there, and

will have additional motor coaches as a backup. Encore has procured services for a fourth boat as well.

Commissioner Zuniga asked about large crowd management. Mr. DeSalvio stated that there will be six locations that run the perimeter of the harbor walk where free water and snacks will be offered. Restroom facilities will be accessible.

Encore will keep this opening plan for the first week, with all the additional resources in place, and then they will re-assess needs.

Mr. DeSalvio then reviewed the outreach objectives of the traffic plan. They are broken down into three groups: the general public, potential guests, and guests. Encore's message is ultimately encouraging patrons not to drive.

The Commission reviewed Encore's mass marketing campaign presentation. Mr. DeSalvio described Encore's investment in media and communications and the strategy of the campaign.

Administrative Update

See transcript pages 12 – 53

[10:49 a.m.](#)

Racing Update

Executive Director Ed Bedrosian provided an update on thoroughbred racing in Massachusetts. The last scheduled day of racing for Suffolk Downs is scheduled for June 29, 2019. He also noted the legislative efforts that will be happening before the end of July that will affect racing and simulcasting into the next calendar year.

Commissioner Zuniga suggested that the Commission go back and review statistics for breeders and funding that has been distributed to see how some of that funding has translated into the racehorse fund.

Encore Boston Harbor Operations Certificate Status Presentations

Director Bedrosian stated that Encore is in substantial compliance with all agreements and is ready to open subject to approved test nights. He asked that the Commission delegate a Commissioner to oversee for a Conditional Operations Certificate.

Director Bedrosian thanked Janice Reilly, Chief of Staff, and Maryann Dooley, Executive Assistant, for timely presentation materials under strict time constraints. He also thanked Joan Matsumoto, Chief Project Manager, who was instrumental in working with directors and her commitment tracking software for months to keep all directors up to date on commitments. He also thanked Ombudsman John Ziemba and Joe Delaney, Construction Project

Oversight Manager, supported by Mary Thurlow, Program Manager, who have all done a substantial amount of work in the preparations.

10:55 a.m. **Presentation i. – Construction and Commitments**

Ombudsman Ziemba reviewed Appendix A from a memorandum with the Commission to illustrate how Encore has exceeded commitment requirements in all areas. He then stated that the completed requirements so far are only a small portion of the requirements, and he will continue to monitor progress.

He went on to thank his staff and gave a special thanks to Ms. Thurlow, Mr. Delaney, and Catherine Blue, General Counsel, who he stated continue to demonstrate such a high degree of dedication and professionalism in their work and in overcoming all challenges that arise.

11:04 a.m. Joe Delaney reviewed compliance under [205 CMR 135.00: Monitoring of Project Construction and Licensee Requirements](#) with the Commission. He reported that Encore is in compliance with each of the eight items in that regulation. He determined on June 5, 2019, with Director Bedrosian and Ombudsman Ziemba that everything is complete and of superior quality. Mr. Delaney noted that they still need to check the retail spaces and a couple of the food and beverage outlets. All off-site construction is substantially complete. He has received approval letters from all required entities.

Joe described the system for the construction project and how it was utilized to the Commission. The Commission reviewed a memorandum that detailed the requirements of the regulations 205 CMR 135.00, 205 CMR 151.00 and M.G.L. c. 23K §10(c). The memorandum also included appendices providing further information about specific requirements.

11:21 a.m. **Presentation ii. – Workforce and Economic Development Commitments**

Jill Griffin, Director of Workforce, Supplier and Diversity Development, reviewed a memorandum with the Commission that includes recommendations to the Executive Director regarding diversity, economic development, workforce, and other related commitments. With her was Mr. DeSalvio, Attorney Krum, and Susie McDaniel, Vice President of Human Resources. Also included in the memorandum is a highlight of the work performed and a summary to the Commission relative to the approval of related pre-opening license conditions before the opening of the facility.

Ms. Griffin reported on the status of Encore's operational components. Specifically, she focused on operational hiring commitments; Encore's Impacted Live Entertainment Venue Agreement, and the Regional Tourism and Marketing Plan/ Food, Beverage, and Retail Plan.

Ms. Griffin stated that based on the completion of these operational components discussed, staff believes that Encore Boston Harbor demonstrates compliance with the pre-opening requirements related to Workforce and Supplier Diversity and other items listed in her memorandum.

The Commission then reviewed Encore's slide presentation, illustrating the Workforce Development Commitments Update, presented by Ms. McDaniel. She reviewed primary commitments about workforce diversity to the host and local/surrounding communities, as well as company-wide.

[11:44 a.m.](#) Commissioner O'Brien asked what will be provided to employees who need a parental leave in their first year of employment with Encore, as they will not be qualified for paid leave in their first year. Ms. McDaniel stated that Encore offers personal leaves (for example, 30 days), depending on time with the company, as well as utilization of the Family Medical Leave Act (FMLA) for up to one year.

[11:44 a.m.](#) Commissioner Zuniga asked Ms. McDaniel if she had received feedback from employees relative to the earlier/later start times in their shifts, in connection to the traffic mitigation effort. Ms. McDaniel stated that as Encore is in an urban setting, public transportation has made it easier for employees than expected. Attorney Krum responded that initial feedback received on the shifts is that people appreciate the flexibility.

[11:51 a.m.](#) Commissioner Stebbins asked what kind of interest is being expressed by employees regarding the childcare program. Ms. McDaniel stated that they had not marketed this internally to the employees yet, but anticipates a great amount of interest once they start doing so. She has only had three people reach out regarding this to date.

[11:53 a.m.](#) Commissioner O'Brien asked if Encore is struggling to hire women because of a lack of interest, or a lack of qualifications in certain areas (such as security). Ms. McDaniel stated that they are working on training and developing women, but they need experienced applicants for high-risk areas in the facility. So she believes it is a combination of both scenarios. Commissioner Zuniga suggested that women are good at diffusing situations in security situations and wants her to promote that moving forward?

[11:55 a.m.](#) The Chair asked if part-time employees receive a benefits package and how that works. Ms. McDaniel and Mr. DeSalvio stated that part-time employees receive abbreviated benefits. Encore reviews employee status annually to eventually have all staff eligible for full-time benefits, as they will be working around 30 hours per week.

[12:13 p.m.](#)

Presentation iii. – Technology

Katrina Jagroop-Gomes, CIO, and Scott Helwig, Gaming Technical Compliance Manager, were with Jason Stump, CIO of Encore to review with the Commission a memorandum that highlights work performed and contains recommendations to the Executive Director. These recommendations are relative to the Information/Network Security Plan and summary to the Commission relative to the approval of the Electronic Gaming Devices and Slot Management System before the opening of the facility.

Ms. Gomes reported the results of the staff's review of Certification and Verification of Slot Software, Permitting for Platforms and Advantage tests, CMS Testing, and MGC's Information/Network Security Plan.

Ms. Gomes stated that the Commission's Gaming Technical Compliance Team will plan to conduct a security audit sometime during the first year of operations.

Ms. Gomes then thanked her team members Priya Gandotra, Gaming Technical Compliance Manager, Tim Drain, Senior Systems Engineer, Kevin Gauvreau, Senior Converged Engineer, and Bijay Lama, Desktop Support Specialist for all their hard work and due diligence.

She then recommended that the Commission approve the Information/Network Security plan be approved as presented.

[12:24 p.m.](#)

Commissioner Stebbins noted that there is a preference in the statute for domestically manufactured machines, and asked Ms. Gomes to comment. Ms. Gomes responded that out of the ten manufacturers on the casino floor, six are U.S.-based and manufactured in the U.S. As for the other four, she stated, they are internationally based, but they have headquarters in the U.S., and they manufacture in the U.S.

[12:25 p.m.](#)

Presentation iv. – Responsible Gaming

Mark Vander Linden, Director of Research and Responsible Gaming, and Teresa Fiore, Program Manager, presented the Responsible Gaming Plan that was submitted and accepted by Encore, and the GameSense communication campaign that supports the opening of Encore. The Commission reviewed a memorandum that highlighted several key responsible gaming initiatives that must be operational and policies that must be approved by the MGC for Encore to open.

Director Vander Linden reviewed the training of Encore employees in compliance with strategies employed by the Responsible Gaming Division. He highlighted the Voluntary Self-Exclusion (VSE) program, the GameSense Information Center, and Encore Boston Harbor's Responsible Gaming Program.

[12:35 p.m.](#) Commissioner Stebbins asked how the Voluntary Self-Exclusion program will be implemented at Encore. Director Vander Linden explained that there are three lines to be able to respond to an individual who would like to enroll in the voluntary self-exclusion program. The first line is the GameSense advisers. Second, gaming agents will be trained in the absence of GameSense advisers being present. Finally, the operator, in the context of security and supervisors who can assure 24/7 coverage.

Commissioner Stebbins asked where security could inconspicuously have a sensitive conversation with an individual. Attorney Krum responded that security could take the individual into a different space to do this.

In conclusion, Director Vander Linden stated that key Responsible Gaming initiatives and policies outlined in his memorandum meet the Commission's high expectations and statutory and regulatory requirements.

He went on to thank Ms. Fiore for managing the details of this program and Marlene Warner, the Exec Director of the Council on Compulsive Gambling, who has operated the GameSense Information Centers since Plainridge Park Casino's opening. He commented that the training that she and Julie Heinz, their director of Responsible Gaming, have provided to a new cohort of GameSense advisers is nothing short of extraordinary.

Commissioner Zuniga commented that the training and placement of security personnel are critical, as GameSense advisers cannot be there 24/7.

[12:45 p.m.](#) Elaine Driscoll, Director of Communications, updated the Commission on the launch of the awareness campaign into eastern Massachusetts. The digital campaign starts June 17th, and marketing initiatives include casino signage, the announcement of the availability of the voluntary self-exclusion program, and a social media campaign.

Ms. Fiore presented slides that illustrated the GameSense program expansion. The Commission viewed brochures that target gaming, and responsible as well as problem gambling. She described on-property signage, reviewed the Encore Boston Harbor website and advertising, and the social media plan. She stated that there are 12 GameSense advisers, and added that this breadth of experience is supplemented by advisers, who have bachelor's degrees in applied psychology and mass media communication, as well as a decade of service in medical translation service and time spent in the U.S. Armed Forces. Lastly, she stated that certain members of this team are fluent in Spanish, Mandarin, Cantonese, Vietnamese, Dutch, and Papiamentu.

Ms. Fiore stated that there have been a few additional designated agents, as well as herself and Director Vander Linden, who are available to conduct VSEs. If a VSE needs to meet somewhere that is closer to their office or their home, she, Director Vander Linden, and the designated agents are available to do so.

Commissioner Zuniga asked if it would be worthwhile to remind people on the VSE list that they are excluded from all three casinos before Encore's opening. Director Vander Linden stated that they discussed discretionary direct outreach to VSE's like a reminder.

[2:02 p.m.](#)

Presentation v. – Gaming Regulatory Compliance

Bruce Band, Assistant Director of the Investigations and Enforcement Bureau (IEB)/ Gaming Agents Division Chief, and Burke Cain, Field Manager of Gaming Operations/Deputy Gaming Agent Division Chief, presented slides to the Commission that illustrated Encore's floor plan and status of inspections (including slots and table games) for final approval from the Commission.

Mr. Band detailed each slide, describing their findings after review of the surveillance plan, Emergency & Critical Incident Response plan placed on file with the City of Everett, credit procedures and suspension of credit, liquor license compliance review and status of final walkthrough, slot operations plan, and the final inspection plan for test nights.

Mr. Band gave special thanks to Mr. Cain and Luis Lozano, Senior Supervising Gaming Agent, for all of the hard work they have done in this process.

[2:13 p.m.](#)

Presentation vi. – Employee and Vendor Licensing

Karen Wells, IEB Director, reviewed a memorandum with the Commission written by Bill Curtis, Licensing Manager. The memorandum contained information ensuring compliance with the Commission's employee, vendor, and gaming beverage regulations associated with the opening of Encore Boston Harbor.

She stated that Mr. Curtis asked her to specifically thank Marianne Bratton, Licensing Specialist, Mary Pulgarin, Licensing Specialist, Lisa Brookner, Licensing Intake Officer, Tara DeMoe, Licensing Technician, and Connor McCurt, Licensing Specialist, on his behalf, as he is unable to attend today.

[2:24 p.m.](#)

Presentation vii. – Finance

Derek Lennon, Chief Financial Officer and Doug O'Donnell, Revenue Manager, provided the Commission with a recommendation on the procedures for verifying taxes on Gross Gaming Revenue (GGR). Mr. Lennon advised the Commission that there is nothing in their packet on this because the relevant documents are highly sensitive, and have been covered under nondisclosure agreements.

Mr. Lennon thanked Mr. O'Donnell and his team of Sarah Gangi, Revenue Accountant, and Noelle Low, Senior Revenue Accountant, who have all been instrumental in the Gross Gaming Revenue component of opening Encore. He also thanked Agnes Beaulieu, Finance Budget Office Manager, and Jay Lee, Fiscal Specialist, AP, who have worked tirelessly to make sure that the supplies and technology are ordered on time.

Mr. O'Donnell discussed the timeline and details of the activity that has taken place to the present status. He described how Encore will be calculating the GGR. He detailed several meetings that he attended between the MGC and Encore to review internal controls and procedures for the slot and table game GGR calculations, slot audit observations and detail, table game audits, gaming audit, and accounting compliance.

Mr. O'Donnell recommended that the Commission approve the daily GGR package, controls, and tax package the Encore team has submitted to the finance office for usage during test nights.

[2:35 p.m.](#)

Presentation viii. – Legal

Catherine Blue, General Counsel, reported on the status of the MOU between the Department of Revenue, Encore Boston Harbor and the Commission, and the status of the lottery agreement between the lottery and Encore Boston Harbor.

Counsel Blue stated that the MOU between the Department of Revenue, the Commission and Encore Boston Harbor is required under MGL c. 23K, §§ [51](#) and [52](#) to set the process for sharing information between the Department of Revenue and the licensee regarding winnings, and that agreement is complete. She then stated that Encore is also in compliance with the requirement for an agreement with the lottery pursuant to [MGL c. 23K § 15](#).

Ombudsman

See transcript pages 53 – 54

[2:38 p.m.](#)

Determination of Final Stage of Construction

Joe Delaney explained to the Commission that under [205 CMR 135.05: Certification of Final Stage of Construction: Category 1 Gaming Establishments](#) before a bond is released, a determination needs to be made that the project has reached the final stage of construction.

Staff recommends that the Commission determine that the Encore Boston Harbor project has reached the final stage of construction as of the proposed Opening Day, June 23, 2019, subject to the receipt of the Encore Boston Harbor certification that the project has reached the final stage of

construction. After such receipt of such certification, staff would then take the necessary steps so that the bond may be released.

[2:41 p.m.](#) *Commissioner Stebbins moved that the Commission determine that the Encore Boston Harbor project has reached the final stage of construction as of the proposed opening day, June 23rd, 2019, subject to the receipt of the Encore Boston Harbor certification that the project has reached the final stage of construction. And after such receipt of such certification, staff would then take the necessary steps so that the bond may be released. Commissioner Zuniga seconded the motion.
The motion passed 4 – 0.*

Legal Division

See transcript pages 54 – 63

[2:42 p.m.](#) **Encore Boston Harbor Regional Marketing and Tourism Plan**
Director Griffin recommended that the Commission approve the Encore Boston Harbor Regional Marketing and Tourism Plan as required by license condition 15.

She summarized that Encore submitted a revised version of the plan on May 24, 2019, based on feedback from the Commission, the Massachusetts Office of Travel & Tourism (MOTT) and the Regional Tourism Council. Both representatives of the MOTT and the Regional Tourism Council recommend approval of the final plan.

[2:43 p.m.](#) *Commissioner Stebbins moved, to fulfill pre-opening requirements of license condition 15, that the Commission approve Encore Boston Harbor's regional tourism and marketing plan presented at the June 6th, 2019, Commission meeting and as shown in the attached documents, provided that such approval shall not be construed to supersede any obligations pursuant to MGL c. 23K or to the conditions in Encore Boston Harbor's license, including but not limited to condition number nine, which is relative to compliance with the information included in the application filed by the designated licensee in the evaluation reports filed by the Commission. Commissioner O'Brien seconded the motion.
The motion passed 4 – 0.*

Encore Boston Harbor Design and Construction Diversity Commitments

Director Griffin recommended that the Commission approve the Encore Boston Harbor Design and Construction Diversity Commitments. She confirmed to the Commission that Encore has satisfied all of the requirements related to construction diversity and pre-opening relative to MGL c. 23K, the Affirmative Marketing Program, the Affirmative Action Program for Equal Opportunity, setting the diversity goals, and regular reporting.

[2:46 p.m.](#)

Commissioner Stebbins moved that the Commission determine that Encore Boston Harbor has reasonably met their construction diversity pre-opening compliance requirements and commitments. Commissioner Zuniga seconded the motion.

The motion passed 4 – 0.

Approval of Encore Boston Harbor Gaming Floor

Mr. Band described the floor plans of the casino, reviewing slides with the Commission that illustrated the boundaries of gaming and non-gaming areas.

[2:54 p.m.](#)

Commissioner Stebbins moved that the Commission approve the designated first and second-floor casino floor plans as well as the first-floor walking plan as provided in the packet. Commissioner Zuniga seconded the motion.

The motion passed 4 – 0.

Approval of Encore Boston Harbor to Open for Test and Evaluation

Counsel Blue requested that the Commission approve Encore Boston Harbor's test and evaluation process.

Commissioner Stebbins asked about the status of the first-floor walking plan. He noted that this was a topic with MGM in the past and acknowledged that people may bring their families to go to the dining establishments. Mr. Band stated that he feels comfortable with the locations of security posts and the number of security staff they have. Mr. DeSalvio stated that Encore has eliminated allowing any underage people to cut through the casino floor, and stated that they must go around on the designated pathway.

Mr. Band stated that the first test night is slated for June 17th, from noon to 8:00 p.m., then there are two more test nights, the 19th and 20th, from 4:00 to midnight.

[2:57 p.m.](#)

Commissioner O'Brien moved pursuant to 205 CMR 151.03 that the Commission authorize Wynn MA LLC d/b/a Encore Boston Harbor, referred to as the licensee, to open for test play on June 17, for an evaluation and test period on June 17, June 19 and June 20, 2019, provided the following:

- 1. that prior to before June 17 Wynn MA LLC d/b/a Encore Boston Harbor has received a certificate of occupancy from the City of Everett;*
- 2. the licensee may accept currency in exchange for chips and other items of gaming value at the cage and gaming tables;*
- 3. the licensee may process currency and other items of value in the count room;*
- 4. the licensee may operate slot machines and other electronic gaming devices previously approved and certified in accordance with 205 CMR 144;*

5. *the licensee shall determine how the gross gaming revenues from the evaluation and test period are utilized and advise the Commission at the next public Commission meeting of such utilization; and*
6. *the licensee may serve alcoholic beverages pursuant to the terms and conditions of its gaming beverage license.*

*Commissioner Zuniga seconded the motion.
The motion passed 4 – 0.*

Delegation of Authority to a Single Commissioner to Observe and Review the Results of Test Nights and to Issue a Conditional Operations Certificate on Behalf of the Commission

Counsel Blue recommended that the Commission delegate authority to a single Commissioner to observe the test nights. And then to ultimately, if that Commissioner is comfortable, issue the conditional operations certificate subject to any conditions that that Commissioner wishes to add to that. The Commissioner would observe and meet with staff periodically during that period to determine how things are working, and if improvements or changes are needed, there can be conditions on the license to reflect that.

3:06 p.m.

Commissioner Stebbins moved, pursuant to [205 CMR 151.01: Issuance and Posting of Operations Certificate\(1\)](#) that the Commission grant to Commissioner Eileen O'Brien the authority to observe and review the results of the test and evaluation nights to be held by Wynn Mass LLC, DBA Encore Boston Harbor; and based upon that observation and review and any prior approvals granted by the full Commission the authority if she is satisfied that the licensee has met the legal requirements described in Chapter 23K § 10, and 205 CMR § 135 and 151.01; and subject to any conditions necessary and her discretion to issue a conditional operations certificate effective 12:01 a.m. June 21st, 2019, through 12:01 a.m. June 28th, 2019, which shall be subject to ratification by the full Commission at its June 27th, 2019, public meeting or at such earlier meeting as the Commission determines appropriate.

Commissioner Stebbins further moved that Commissioner O'Brien will report on the results of the test nights to the full Commission at the next regularly scheduled Commission meeting. Commissioner Zuniga seconded the motion. The motion passed 3 – 0 with Commissioner O'Brien abstaining.

Approval of the Form of the Conditional and Permanent Certificate of Operations

Counsel Blue recommended that the Commission approve the forms of the temporary and the permanent certificates of operation.

3:09 p.m.

Commissioner Zuniga moved that the Commission approve the form of both the temporary and permanent operating certificates as those documents appear in the Commission packet. Commissioner Stebbins seconded the motion.

The motion passed 4 – 0.

Approval of Compliance with the Terms of MGL c. 23K, 205 CMR and Category 1 Gaming Establishment License Conditions

Counsel Blue recommended that the Commission move that Encore Boston Harbor has met all of the requirements needed to be met up to this point and be allowed to open and allow them 90 days after opening to supply the remainder of paperwork they owe to the Commission.

[3:13 p.m.](#) *Commissioner Zuniga moved that the Commission find and determine that based upon the reports provided to the Commission at the June 6 and June 12, 2019 Commission meetings and the project updates provided to the Commission at previous meetings, subject to any terms and conditions expressed by the Commission at those meetings and any terms and conditions determined by the single Commissioner in their discretion after the test and evaluation period, that Wynn MA LLC d/b/a Encore Boston Harbor has demonstrated material compliance with M.G.L. chapter 23K, 205 CMR, the terms and conditions of the Agreement to Award a license and the license issued to Wynn MA LLC on September 17, 2014 and effective November 7, 2014, subject to any further terms or conditions deemed appropriate or necessary by the Commission and subject to the Commission's right to review or revisit such material compliance in the Commission's discretion.*

Commissioner Zuniga further moved that as a condition of the Wynn MA LLC d/b/a Encore Boston Harbor permanent operations certificate, Wynn MA LLC d/b/a Encore Boston Harbor shall provide to the Commission any further documentation needed to confirm its compliance with the commitments described in the Commitment Closeout Update included in the Commission packet or any other commitments described at the June 12, 2019 Commission meeting, not later than 90 days after the opening of Encore Boston Harbor subject to any further extensions of time granted by the Commission in the Commission's sole discretion. Commissioner O'Brien seconded the motion. The motion passed 4 – 0.

Commissioner's Updates

See transcript page 63

[3:17 p.m.](#) There are no Commissioner updates.

[3:17 p.m.](#) *With no further business, Commissioner Zuniga moved to adjourn the meeting. Commissioner Stebbins seconded the motion. The motion passed 4 – 0.*

List of Documents and Other Items Used

1. Notice of Meeting and Agenda, dated June 12, 2019

2. Draft Commission Meeting Minutes dated May 23, 2019
3. Presentation: Encore Boston Harbor Grand Opening Transportation Plan
4. Presentation: Encore Boston Harbor Transportation Public Outreach Campaign dated June 12, 2019
5. Memorandum re: Encore Boston Harbor Compliance with 205 CMR 135 & 151; Determination that Gaming Establishment May Open for Business, dated June 12, 2019
6. Memorandum re: Determination that Gaming Establishment may Open for Business, dated June 11, 2019
7. Memorandum re: Encore Boston Harbor Diversity Pre-Opening Compliance Regarding Operations, dated June 10, 2019
8. Presentation: Encore Boston Harbor Commitments Update, dated June 12, 2019
9. Encore Boston Harbor Workforce Development & Diversity Plan, dated June 14, 2018

/s/ Catherine Blue
Assistant Secretary