



PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board May 15, 2008 Minutes

A meeting of the Pennsylvania Gaming Control Board was held on May 15, 2008 in the Mahoning Township Community Center, Hillsville, PA. The meeting began at 1:30 p.m.

Members in attendance were:

Mary DiGiacomo Colins, Chairman
Raymond S. Angeli
Jeffrey W. Coy
James B. Ginty
Kenneth T. McCabe
Sanford Rivers
Gary A. Sojka

Individuals who appeared officially before the Board:

Anne LaCour Neeb – agency new hires
Frank Donaghue – withdrawals of gaming and non-gaming applications
Richard Sandusky – regulations
Cyrus Pitre – enforcement - petition
E. Barry Creany – enforcement - petition
Susan Hensel – licensing update
Melinda Tucker – racetrack gaming
Marie Jones – counsel, Washington Trotting Association
Linda Kaufman – esquire, Cooper Levinson

A quorum of the Board being present, Chairman Colins called the meeting to order.

ANNOUNCEMENTS

Chairman Colins announced that the Board held an executive session on May 14 in accordance with the Sunshine Act, to discuss personnel issues, privileged agency business, and to consult with counsel and other professional advisors to the Board concerning current litigation or matters in which complaints are expected to be filed.

Chairman Colins announced that the matter concerning Penn National will be reconvened on May 29th.

TRANSCRIPTS/MINUTES

On a motion by Board Member Sojka, seconded by Board Member Rivers, the minutes and transcript of the April 10, 2008 meeting were unanimously approved.

EXECUTIVE DIRECTOR

PGCB MOTION NO. 2008-105 HR – Employment

Motion Made: Board Member Rivers
Seconded: Board Member McCabe

New Hires:

Julia Foster-Franklin – Casino Enforcement Agent – The Meadows
James Strauss – Casino Enforcement Agent – Penn National
Chris Mendola – Casino Enforcement Agent – Mount Airy
Shawn Flynn – Technical Field Representative – Gaming Laboratory Operations

Resolved, the Board hereby approves the hiring of the above candidates for employment.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-106 EXE – RFP for Financial Consulting Services

Motion Made: Board Member McCabe
Seconded: Board Member Ginty

Resolved, the Board hereby approves the issuance of a request for proposals to provide financial consulting services including, but not limited, to financial suitability analysis, accounting services and auditing services and training.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-107 EXE – RFP for Case Management and Document Imaging Consulting Services

Motion Made: Board Member Ginty
Seconded: Board Member Coy

Resolved, the Board hereby approves the issuance of a request for proposals to provide information technology assistance in customizing software and implementing a case management system including assistance with converting a significant number of existing documents to the new system and training users on the new system.

Board Decision: Passed by unanimous vote

OFFICE OF CHIEF COUNSEL

PGCB MOTION NO. 2008-108 REG – Proposed Regulation No. 125-88

Motion Made: Board Member Coy
Seconded: Board Member Angeli

Resolved, the Board hereby adopts Proposed Regulation No. 125-88 amending Chapters 461a, 463a, 465a and 467a; establishes a public comment period of 30 days; and directs that the proposed regulation be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-109 REG – Proposed Regulation No. 125-89

Motion Made: Board Member Angeli
Seconded: Board Member Sojka

Resolved, the Board hereby adopts Proposed Regulation No. 125-89 amending Chapters 435a, 441a and 465a; establishes a public comment period of 30 days; and directs that the proposed regulations be posted on the Board's website.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-110 REG – Final-Form Regulation No. 125-81

Motion Made: Board Member Sojka
Seconded: Board Member Rivers

Resolved, the Board hereby adopts the Final-Form Regulation No. 125-81 amending Chapter 441a and directs that the amendments be posted to the Board's website and published in the Pennsylvania Bulletin.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-111 OCC – Washington Trotting Association Petition

Motion Made: Board Member McCabe
Seconded: Board Member Ginty

Resolved, the Board hereby approves the petition filed by Washington Trotting Association for additional slot machines and modifications to its temporary facility.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-112 OCC – W&W Glass, LLC Petition

Motion Made: Board Member Ginty
Seconded: Board Member Coy

Resolved, the Board hereby approves the petition filed by W&W Glass, LLC to be removed from the Prohibited Vendors list.

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING

PGCB MOTION NO. 2008-113 LIC – Applications for Vendor Certification

Motion Made: Board Member Coy
Seconded: Board Member Angeli

Resolved, the Board hereby approves the Order approving the applications for vendor certification as follows:

Associated Components
Battaglia Electric, Inc.
Cash Systems, Inc.
Dempsey Uniforms & Linen Supply, Inc.
Gasser Chair Company, Inc.
PACE/CM INC.
Parisi, Incorporated
Specialized Productions, Inc.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2008-114 LIC – Board Order Delegating Authority to Bureau of Licensing

Motion Made: Board Member Angeli
Seconded: Board Member Sojka

Resolved, the Board hereby approves the Order delegating authority to the Bureau of Licensing for routine withdrawals of permit, registration and licensing applications.

Board Decision: Passed by unanimous vote

RACETRACK GAMING

PGCB RESOLUTION NO. 2008-4 RG – Horse Health and Safety

Motion Made: Board Member Sojka
Seconded: Board Member Rivers

WHEREAS The Pennsylvania Race Horse Development and Gaming Act of 2004 is delivering on its promise of strengthening the Commonwealth's horse and harness racing industries. To date, slot machine gaming has generated more than \$190 million for purses, breeder and sire stakes awards and health and pension benefits for horsemen, their families and employees; and

WHEREAS The Gaming Control Board, through its Director of Racetrack Gaming, works closely with the racing industry and the Horse and Harness Racing Commissions to ensure the Gaming Act's provisions related to racing are followed; and

WHEREAS The Board applauds the recent action by the Pennsylvania Department of Agriculture, the Horse and Harness Racing Commissions and Governor Rendell to protect the equine athlete by banning anabolic steroids in racing; and

WHEREAS Catastrophic injuries to horses on the national stage, including 2006 Kentucky Derby winner Barbaro and the filly Eight Belles in this year's Derby, have focused attention on the need for a comprehensive examination of every facet of equine health, ranging from breeding practices to medication; and

WHEREAS Racetracks located at Philadelphia Park, Penn National, Presque Isle Downs, Mohegan Sun, Harrah's Chester, The Meadows and the future Valley View Downs represent an important economic engine in Pennsylvania. Together, they produce an annual economic impact in the hundreds of millions of dollars; and

WHEREAS Funding for horse health and welfare is a worthwhile investment in the future of an important industry; and Pennsylvania is home to outstanding equine researchers and facilities; and

WHEREAS The Board recognizes it does not have regulatory oversight in the area of horse health and safety, but nevertheless offers its support and cooperation to the Horse and Harness Racing Commissions, the Department of Agriculture, horsemen, breeders, and all other stakeholders who are committed to the health and welfare of the equine athlete; now therefore be it

RESOLVED That the Pennsylvania Gaming Control Board supports efforts to invest in horse health and welfare to prevent and manage life-threatening athletic injuries, prevent economic loss, ensure the integrity of racing, improve the health of the industry, increase the longevity of competing and breeding horses, and maintain the strength of the gene pool.

Board Decision: Passed by unanimous vote

ADJOURNMENT

There being no further business before the Board, Chairman Colins adjourned the meeting.