



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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MEETING MINUTES:	BOARD OF CHARITABLE GAMING
MEETING DATE AND TIME:	Thursday, August 2, 2012 at 1:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
APPROVED:	September 6, 2012

MEMBERS PRESENT

Scott Angelucci, Chairman, Public Member
Sharon McDowell, Vice Chair, Public Member
Janet Williams-Coger, Non-Profit Member
Tim Winstead, State Lottery Office Member
James Greene, DE Volunteer Fireman's Association Member

MEMBERS ABSENT

None

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Robert Willard, Deputy Attorney General
Sandra Wagner, Administrative Specialist III
Joe Riff, Administrative Specialist II (training)

ALSO PRESENT

Ronald Sweetman, New Castle Moose
Vincenta Galapon-Marquez, University of Philippines Medical Alumni Society in America

CALL TO ORDER

Mr. Angelucci called the meeting to order at 1:00 p.m.

REVIEW AND APPROVAL OF MINUTES

The Board reviewed the meeting minutes of July 5, 2012. Mr. Greene made a motion, seconded by Ms. Williams-Coger, to approve the minutes as presented. The motion carried unanimously.

UNFINISHED BUSINESS

Final Denials

Delaware Veterans Inc Post 1 (Instant Bingo – 501c7)

Ms. Williams-Coger made a motion, seconded by Ms. McDowell, to make a final denial of the Instant Bingo application of Delaware Veterans Inc Post 1 because the organization does not have a qualifying 501c IRS designation. The motion carried unanimously.

Re-Review of Contingent Approvals and PTD Applications

St. Elizabeth Ann Seton Parish (Bingo app tabled – promo giveaways & raffles)

Mr. Angelucci re-reviewed the bingo application of St. Elizabeth Ann Seton Parish. Ms. Wagner stated that the application was tabled at the July meeting pending clarification of promotional giveaways and raffles. After discussion, Mr. Greene made a motion, seconded by Ms. McDowell, to approve the bingo application of St. Elizabeth Ann Seton Parish. The motion carried unanimously.

NEW BUSINESS

Mr. Winstead made a motion, seconded by Ms. McDowell, to amend the agenda to add review of the following applications: Susan G. Komen Bingo, St. John Roman Catholic Church Raffle, Read Aloud Delaware Charitable Gaming, and Indian River Senior Center Bingo. The motion to amend the agenda carried unanimously.

Read Aloud Delaware (MIC) – Charitable Gaming Application

Mr. Angelucci reviewed the charitable gaming application of Read Aloud Delaware. The Board discussed two pending applications that designated different Members In Charge on the application form than were stated on the corresponding Member In Charge letter. During the discussion, Mr. Greene recognized Ronald Sweetman of New Castle Moose Lodge from the public and asked his opinion of the current requirement for a Member In Charge letter.

After discussion, Mr. Greene made a motion, seconded by Ms. McDowell, to remove the requirement for a separate Member In Charge letter. In lieu of requiring a separate Member In Charge letter, the Board agreed that a disclaimer should be added to the application form requesting that the individual completing the form attest to his/her authority within the organization. The motion carried unanimously.

After further discussion, Mr. Greene made a motion, seconded by Ms. Williams-Coger, to approve the charitable gaming application of Read Aloud Delaware, despite the discrepancies between the application form and the Member In Charge letter. The motion carried unanimously.

Susan G. Komen Breast Cancer Foundation (By-laws, MIC) – Bingo Application

Mr. Angelucci reviewed the first-time bingo application of Susan G. Komen Breast Cancer Foundation, and summarized the application for the Board. Mr. Angelucci noted that the individual who submitted the application is not a “member” of the Susan G. Komen Breast Cancer Foundation, but rather a walker who is trying to earn the funds necessary to walk in the annual 3-day breast cancer walk/fundraiser. After discussion, Mr. Greene made a motion, seconded by Ms. Williams-Coger, to propose to deny the application because the individual submitting the application is not a member of the charitable organization. The motion carried unanimously.

Indian River Senior Center (MIC) – Bingo Application

Mr. Angelucci reviewed the bingo application of Indian River Senior Center. After discussion, Ms. Williams made a motion, seconded by Ms. McDowell, to approve the application, despite the discrepancies between the application and Member In Charge letter. The motion carried unanimously.

St. John Roman Catholic Church – 3 Raffle Applications

Mr. Angelucci reviewed three raffle applications of St. John Roman Catholic Church. After discussion, Ms. Williams-Coger made a motion, seconded by Ms. McDowell, to approve all three applications. The motion carried unanimously.

Executive Session - None

Board Member Reports

Letters Mailed to Organizations Regarding Membership Lists – Mr. Angelucci **Vietnam Veterans of America Chapter 546** **Georgetown-Ellendale VFW Post 2931**

Mr. Angelucci stated that Vietnam Veterans of America Chapter 546 and Georgetown-Ellendale VFW Post 2931 each mailed a letter to the Board stating that they would not be providing membership lists during their upcoming games. Per Mr. Angelucci's instructions, a letter was mailed to each of the organizations explaining the requirement for membership lists. Once the organizations understood the requirement, they each responded in writing to the Board rescinding their original letters, and agreeing to supply a complete membership roster to inspectors upon request at future gaming events.

Delegation of Authority

Sojourner's Place (raffle – Mr. Angelucci)

Mr. Angelucci stated that he approved a raffle application for Sojourner's Place under delegation of authority. Mr. Greene made a motion, seconded by Ms. McDowell, to ratify the approval. The motion carried unanimously.

Review of Applications for Texas Hold'Em Tournaments - None

Review of Applications for Charitable Gaming Events - None

Review of Applications for Instant Bingo Events

RENEWAL – Terrace Athletic Club (501c7, correspondence, refund?)

Mr. Angelucci stated that Terrace Athletic Club was previously approved to hold Instant Bingo events. However, since the last renewal, the Board has tightened its policy on what defines a charitable organization, and Terrace Athletic Club's 501c7 designation does not qualify them for charitable gaming permits in the State of Delaware. Terrace Athletic Club is interested in changing its IRS designation from a 501c7 to a 501c3, and has requested written documentation from the Board's attorney as to why the current 501c7 designation is unacceptable. Mr. Willard will draft a letter to Terrace Athletic Club on the Board's behalf. Mr. Angelucci stated that Terrace Athletic Club attempted to renew its Instant Bingo permit online, and paid the \$300 renewal fee. Ms. Wagner explained that a permit has not been issued to Terrace Athletic Club, but the \$300 fee is still pending. Mr. Greene made a motion, seconded by Ms. Williams-Coger, to refund the fee paid by Terrace Athletic Club, pending the Division's approval. The motion to refund the fee carried unanimously.

Review of Applications for Bingo Events

Bowers Fire Company Auxiliary (door prizes? Raffles? See prize list)

Mr. Angelucci reviewed the bingo application of Bowers Fire Company. After discussion, Ms. McDowell made a motion, seconded by Ms. Williams-Coger, to approve the application. The motion carried unanimously.

Howard J. Weston Community & Senior Center (1st time, door prize on prize list)

Mr. Angelucci reviewed the first-time bingo application of Howard J. Weston Community & Senior Center. After discussion, Ms. Williams-Coger made a motion, seconded by Ms. McDowell, to approve the application. The motion carried unanimously.

Review of Applications for Raffles

NUR Shrine (AOR)

Mr. Angelucci reviewed the raffle application of NUR Shrine. After discussion, Ms. McDowell made a motion, seconded by Ms. Williams-Coger, to approve the application contingent upon receipt of all delinquent After Occasion Reports. The motion carried unanimously.

Autism Delaware, Inc. (alcohol?)

Mr. Angelucci reviewed the raffle application of Autism Delaware, Inc. After discussion, Ms. Williams-Coger made a motion, seconded by Mr. Winstead, to approve the application. The motion carried unanimously.

St. Nicholas Ukrainian Catholic Church

Mr. Angelucci reviewed the raffle application of St. Nicholas Ukrainian Catholic Church. After discussion, Ms. McDowell made a motion, seconded by Ms. Williams-Coger, to approve the application. The motion carried unanimously.

New Castle Moose 1578

Mr. Angelucci reviewed the raffle application of New Castle Moose 1578. The Board acknowledged Mr. Ronald Sweetman, who questioned why certain documents needed to be resubmitted with applications. Mr. Sweetman also questioned why the organization's Mission Statement and Bylaws are required for a raffle application. Mr. Greene and Mr. Willard responded. Mr. Sweetman stated it took 3 ½ months to get his initial application approved. Mr. Greene recommended that the Board Chairman research why processing took 3 ½ months, and apologized to Mr. Sweetman for the delay. After clarification, Mr. Sweetman was referring to his first raffle application which was submitted in 2011. After discussion, Ms. Williams-Coger made a motion, seconded by Ms. McDowell, to approve the raffle application of New Castle Moose. The motion carried unanimously. Mr. Sweetman questioned whether the organization would receive its raffle permits in time for the August 8th event. Mr. Sweetman would like the raffle permits issued immediately following the meeting. Mr. Greene stated that the permits would be issued as soon as possible.

Little Sisters of the Poor

University of the Philippines Alumni Society in America (1st time)

Henry Francis duPont Winterthur Museum

Mr. Angelucci reviewed the raffle applications of Little Sisters of the Poor, University of the Philippines Alumni Society in America, and Henry Francis DuPont Winterthur Museum. After discussion, Ms. Williams-Coger made a motion, seconded by Ms. McDowell, to approve all three raffle applications. The motion carried unanimously. Ms. Galapon-Marquez was present during the review of her application, and questioned if she could start selling raffle tickets. Mr. Greene confirmed that she would receive her raffle permit by email the next day.

Review of Requests to Amend Previously Approved Event - None

Inclement Weather/State of Emergency Requests - None

Approval of Licensure List – attached - None

Ratification of Charitable Gaming Event Permits Issued - attached

Ms. Williams-Coger read aloud the Charitable Gaming ratification list. Ms. McDowell made a motion, seconded by Mr. Greene, to ratify the Charitable Gaming licensure of Debra L. Sipple and FOP Lodge 9 Sussex County. The motion carried unanimously.

Ratification of Bingo Event Permits Issued - attached

Ms. Williams-Coger read aloud the Bingo ratification list. Ms. McDowell made a motion, seconded by Ms. Williams-Coger, to ratify the Bingo licensure of Dover Elks Lodge 1903, Harrington Fire Company, Bowers Fire Company, Sgt. William Lloyd Nelson VFW Post 3792, Newark Elks Lodge 2281, Adas Kodesch Shel Emeth Congregation, Camden Wyoming Moose Lodge 203, Walter L. Fox American Legion Post 2, Carlisle Fire Company Ladies Auxiliary, Friends for Rescue & Pet Care, Mill Creek Fire Company Ladies Auxiliary, Aetna Hose Hook & Ladder, Frederica Spring Creek Lions, Friends for Rescue & Pet Care, Camden Wyoming Fire Company, Seaford Elks Lodge, Milford Elks 2401, and Lewes Senior Center. The motion carried unanimously.

Hearings/Consent Agreements

Complaint 22-06-12 Review Proposed Consent Agreement (Mr. Angelucci recused)

As the Board contact for complaint 22-06-12, Mr. Angelucci recused himself from the discussion and vote. The Board reviewed the proposed Consent Agreement. After discussion, Mr. Greene made a motion, seconded by Ms. McDowell, to accept the Consent Agreement as presented. The motion carried by a majority vote, with Mr. Angelucci recused. The Consent Order was circulated for signatures.

Complaint 22-02-11 (MERR Institute) Status of Compliance with Consent Agreement

Mr. Willard summarized the complaint and the status of the respondent's compliance with the Consent Agreement to the Board. The respondent, Suzanne Thurman, submitted records reflecting the status of the refund of raffle proceeds to date. Mr. Willard noted that the Complainant who filed the original request has made subsequent complaints regarding the refund of funds and Ms. Thurman's compliance with the Consent Agreement. Mr. Greene questioned whether the Division would take charge of monitoring the refunds made by Ms. Thurman to ensure that she is complying with the terms of her Consent Agreement. Ms. Wagner confirmed that the Division would follow up with Ms. Thurman.

Complaint 22-05-11 (Greene) Pending Scheduling of Hearing

Complaint 22-07-11 (Messina) Pending Hearing with DPR Hearing Officer – Mr. Winstead

Complaint 22-03-12 (McDowell) Pending Hearing with DPR Hearing Officer

Mr. Angelucci stated the above listed hearing statuses for each complaint.

Complaint Assignment and Updates

Complaint 22-01-12 (Angelucci) Dismissed by Attorney General's Office

Complaint 22-06-11 (Angelucci) Dismissed by Attorney General's Office

Complaint 22-01-11 (Messina) Dismissed by Attorney General's Office

Complaint 22-03-11 (Greene) Forwarded to Attorney General's Office

Complaint 22-04-11 (Greene) Forwarded to Attorney General's Office

Complaint 22-09-12 (Winstead) Assignment of Board Contact

Mr. Angelucci stated the above listed complaint updates. Per Mr. Greene's request, Ms. Wagner will reassign Complaint 22-01-11 to another Board member, since Ms. Messina is no longer on the Board. Mr. Winstead volunteered to be the new Board contact for any complaints previously assigned to Ms. Messina.

Inspection Reports

Mr. Greene recommended that the Chairman not read the inspection reports aloud, since there was no public in attendance at the meeting during the review. All Board members agreed to read the inspection reports after the meeting.

Holy Family Church

Mr. Angelucci stated that Holy Family Church was recently inspected and had 5 violations.

Lewes Little League, Inc.

Mr. Angelucci stated that Lewes Little League, Inc. was recently inspected and had 14 violations.

Metropolitan Community Church

Mr. Angelucci stated that Metropolitan Community Church was recently inspected and had 8 violations.

Vietnam Veterans of America Chapter 546

Mr. Angelucci stated that Vietnam Veterans of America Chapter 546 was recently inspected and had 4 violations.

Clayton Fire Company

Mr. Angelucci stated that Clayton Fire Company was recently inspected and had 1 violation.

Homeless Cat Helpers

Mr. Angelucci summarized the inspection report of Homeless Cat Helpers, noting that they had 1 violation.

Indian River Senior Center, Inc.

Mr. Angelucci stated that Indian River Senior Center, Inc. was recently inspected and had 3 violations.

OTHER BUSINESS BEFORE THE BOARD

Senate Bill 178 – Mr. Willard

Mr. Willard summarized Senate Bill 178 for the Board.

Mr. Greene made a request that all board members receive a certificate of appreciation at the end of their term. He specifically requested that Ms. Wagner send a certificate of appreciation to Ms. Messina.

PUBLIC COMMENT

None

NEXT MEETING

The next scheduled Board meeting is September 6, 2012 at 1:00 p.m., at 861 Silver Lake Boulevard, Cannon Building Conference Room B Dover, Delaware.

ADJOURNMENT

There being no further business before the Board, Mr. Greene made a motion, seconded by Ms. McDowell, to adjourn the meeting at 2:14 p.m. The motion carried unanimously.

Respectfully Submitted,



Michele Howard
Administrative Specialist II

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.