



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

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PUBLIC MEETING MINUTES:	DELAWARE GAMING CONTROL BOARD
MEETING DATE AND TIME:	Thursday, March 5, 2009 at 1:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B, second floor of the Cannon Building
MINUTES APPROVED:	April 2, 2009

MEMBERS PRESENT

James Greene, Chairman, DE Volunteer Fireman's Association Member
Deborah Messina, Vice-Chair, Public Member
Brad Barrie, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Debbie Heinsch, Administrative Specialist II
Robert Willard, Deputy Attorney General
Kay Warren, Deputy Director, Division of Professional Regulation

ALSO PRESENT

Herb Dulin, Go All In
Laura Meylan, Miss Delaware
Ken Steele, Premier Poker
Brian Talley

MEMBERS ABSENT

Sharon McDowell, Public Member
Thomas Trader, Public Member

CALL TO ORDER

Mr. Greene called the meeting to order at 1:03 p.m.

REVIEW OF MINUTES

The Board reviewed the minutes of the meeting held on February 5, 2009. Ms. Messina made a motion, seconded by Mr. Barrie to approve the minutes as presented. The motion was unanimously carried. Ms. Messina would like it noted that the meeting minutes are very detailed and accurate.

UNFINISHED BUSINESS

Final Denials (Proposal to Deny – No Hearing Requested) - None

NEW BUSINESS

Executive Session for Review of Individual Texas Hold'Em License Application(s) – None

Executive Session for Review of Procedures –

Ms. Messina made a motion, seconded by Mr. Barrie to enter into executive session at 1:04 p.m.

The Board discussed procedures regarding charitable gambling dealers, Texas Hold'Em and Charitable Gambling having separate entrances, and revisited inquiries regarding the status of applications.

Adjournment of Executive Session –

Ms. Messina made a motion, seconded by Mr. Barrie to adjourn executive session at 1:26 pm.

Mr. Greene announced that Executive Session was to confer with the Deputy Attorney General. Mr. Willard reported that one member dealer must be at each table and not one per facility. Mr. Greene announced that the Board discussed at a previous Board meeting and one member per facility is required. Mr. Greene announced that Texas Hold'Em and Charitable Gambling events must have separate entrances. Minors can absolutely not walk through a Texas Hold'Em event to get to a Charitable Gambling event/room. This is effective immediately. Mr. Greene reiterated the Board's stance that the status of applications is given to the applicant and not third party vendors. He also reminded everyone that ONLY the applicant should be completing the application; it should not be completed by the third party vendor.

Review of Application for Texas Hold 'Em Tournament(s)

The Board reviewed the applications for Indian River Volunteer Fire Company, Dover Lioness Club, Smyrna Lions Club, Bowers Fire Company, Police Unity Tour, Georgetown Fire Company, Inc., and Harmony Lodge. Mr. Barrie made a motion, seconded by Ms. Messina to approve all events listed. The motion was unanimously carried.

Review of Original Charitable Gambling Application(s) - None

Review of Charitable Gambling Event Application(s) –

The Board reviewed the applications for Indian River Volunteer Fire Company, Delaware Storm Travel Teams, Inc., Police Unity Tour, Georgetown Fire Company, and Harmony Lodge No. 13. Ms. Messina made a motion, seconded by Mr. Barrie to approve all events listed. The motion was unanimously carried.

The Board reviewed the application for Survivors of Abuse in Recovery, Inc. The Board questioned if gambling can be held on State facilities/property. Mr. Willard determined this event was okay. Ms. Messina made a motion, seconded by Mr. Barrie to approve their event. The motion was unanimously carried.

The Board reviewed the application for Fraternal Order of Police Lodge #3. Mr. Barrie made a motion to approve, seconded by Mr. Greene. The motion carried, Ms. Messina abstained.

The Board reviewed the application for Debra L. Sipple Memorial. Mr. Greene made a motion, seconded by Mr. Barrie to approve their event and request an updated IRS determination letter for future events. The motion was unanimously carried.

The Board reviewed the application for Harrington Moose Lodge #534. Mr. Greene made a motion, seconded by Mr. Barrie to approve the event(s) contingent upon receipt of reason why the event will not be held on site and the reason can not be personal reasons. The motion was unanimously carried. Upon receipt of the information it will be reviewed and approved by a Board member.

The Board reviewed the application for Ladies of the Elks #1903. Mr. Barrie made a motion, seconded by Ms. Messina to approve their event and send a letter reminding that the member in charge can not play. The motion was unanimously carried.

The Board reviewed the application for Washington Lodge No. 1. Ms. Messina made a motion, seconded by Mr. Barrie to approve contingent upon receipt of number 7 on the application being answered (when was the organization established). The motion was unanimously carried.

Review of Original Bingo Application(s)

The Board reviewed the application for Dover High School Chorus Boosters. Ms. Messina made a motion, seconded by Mr. Barrie to approve contingent upon receipt on an IRS determination letter. The motion was unanimously carried.

The Board reviewed the application for Eastern Shore American Youth Football League. Ms. Messina made a motion, seconded by Mr. Barrie to approve contingent upon receipt of a letter from the Moose authorizing use of their facility. The motion was unanimously carried.

Review of Bingo Event Application(s)

The Board reviewed the application for Camden Wyoming Lions Club. Mr. Barrie made a motion, seconded by Ms. Messina to approve their event. The motion was unanimously carried.

The Board reviewed the application for Nanticoke Little League. Mr. Barrie made a motion, seconded by Ms. Messina to approve and send a letter advising that they do not need to include door prizes or minor raffles in the listing of bingo prizes. The motion was unanimously carried.

The Board reviewed the application for Bridgeville Fire Company Ladies Auxiliary. Mr. Barrie made a motion, seconded by Ms. Messina to approve the event and send a letter requesting an IRS determination letter. The motion was unanimously carried.

The Board reviewed the application for Pot-Nets Homeowners Association. Ms. Messina made a motion, seconded by Mr. Barrie to approve their IRS determination letter that indicates their status of 501c4 as it is acceptable. The motion was unanimously carried.

The Board reviewed the application for Mill Creek Fire Company Ladies Auxiliary. Ms. Messina made a motion, seconded by Mr. Barrie to approve contingent upon receipt of a completed application for the events. The motion was unanimously carried.

The Board reviewed the application for Mill Creek Fire Company Ladies Auxiliary. Ms. Messina made a motion, seconded by Mr. Barrie to approve contingent upon receipt of the required fees. The motion was unanimously carried.

Review of Raffle Application(s) –

The Board reviewed the application for Horsey Family Youth Foundation, Inc. Ms. Messina made a motion, seconded by Mr. Greene to propose to deny with the right of the applicant to request a hearing. The motion was unanimously carried. The proposal is based upon the lack of an IRS determination letter. This event has previously been approved under Delaware Community Foundation as they have an IRS determination letter. The date of the event listed on the application is not specific, it indicates October 2009.

Review of Instant Bingo Application(s) - None

Request to Change Date of Approved Event - None

Approval of Licensure List–

Ms. Messina made a motion, seconded by Mr. Barrie to approve the Texas Hold'Em Poker Tournament permits for: Magnolia Volunteer Fire Company, Rehoboth Beach Volunteer Fire Company, Dover Elks Lodge #1903, Hartly Volunteer Fire Company, Virgil Wilson VFW Post 2961, Lewes Fire Department, Inc., and Oak Orchard Riverdale American Legion Post #28. The motion was unanimously carried.

Rev. Dulin inquired why Seaford VFW was not listed on the agenda. It was reported that the Seaford VFW is Virgil Wilson VFW Post 4961.

Ms. Messina made a motion, seconded by Mr. Barrie to approve the Charitable Gambling Event permits for: Delaware Veterans of Delaware Post #1, St. John's Lodge No. 2, Capitol City Lions, Dover Lioness Club, Delaware Veterans Inc Post #2, Delmar Fire Department Inc., Dover Elks #1903, FOP Lodge #15, Howard J Weston Community & Senior Center, Inc., Homeward Bound, Inc., Minquadale Fire Col Inc., St. John the Beloved, St. Helena Roman Catholic Church, Disabled American Veterans Department of Delaware, Mamie Warren Senior Center, Cape Henlopen Elks #2540, Community Athletic Association, Frederica Volunteer Fire Company, and Oak Orchard Riverdale American Legion Post #28. The motion was unanimously carried.

Ms. Messina made a motion, seconded by Mr. Barrie to approve the following Bingo event applications: Magnolia Fire Company Ladies Auxiliary, The Rainbow Chorale of Delaware, Camden Wyoming Moose Lodge #203, Dover Elks Lodge #1903 and Ladies of the Elks, Ladies Auxiliary of the Georgetown Fire Company, Oak Orchard Riverdale American Legion Post #28, Lenape Indian Tribe of Delaware, Nanticoke Memorial Hospital, St. Peters Episcopal Church, Delaware City Fire Company Ladies Auxiliary, The Southeastern PA-Delaware House Rabbit Society, Delaware Storm Travel Teams, Camden Wyoming Fire Company, Benevolent & Protective Order of Elks #2540, Lewes Lions Club, Milford Elks #2401, Milford Elks #2401, Sgt. William Lloyd Nelson VFW Post #3792, Camden Wyoming Moose #203, Friends for Responsible Pet Care, Holy Rosary Roman Catholic Church, Mamie A. Warren Senior Center, Delaware Veterans Inc. Post #2, The Rainbow Chorale of Delaware, Hartly Volunteer Fire Company, Inc., Indian River Senior Center, Inc., Cheswold Volunteer Fire company, and Middletown Loyal Order of Moose Lodge #1295. The motion was unanimously carried.

Ms. Messina made a motion, seconded by Mr. Greene to approve Newark Elks Lodge #2281 for a bingo event. The motion carried, Mr. Barrie abstained.

Ms. Messina made a motion, seconded by Mr. Barrie to approve the raffle applications for: Delaware Institute for the Arts in Education, Whitetails Unlimited, Inc., Girls Incorporated of Delaware and Milford Lions Club. The motion was unanimously carried.

Hearings

William S. Anderson	Hearing	March 5, 2009	1:00 p.m. Continued
Laurie A. Anderson	Hearing	March 5, 2009	1:00 p.m. Continued
Matthew S. Balotin	Hearing	March 5, 2009	1:00 p.m. Cancelled
Matthew S. Balotin	Consent Agreement		Deborah Messina

Ms. Messina made a motion, seconded by Mr. Greene to ratify the consent agreement for Matthew S. Balotin. The motion was unanimously carried. Mr. Willard verbally reviewed the details of the consent agreement.

Legislation

Mr. Greene is hoping to meet with Mr. Ennis next week to have the bill assigned.

Closed Complaints -None

Election of Chairman – Mr. Greene made a motion, seconded by Mr. Barrie to nominate Ms. Messina for Chairman. The motion was unanimously carried. Mr. Barrie made a motion, seconded by Ms. Messina to nominate Mr. Greene for Vice-Chairman. The motion was unanimously carried.

Other Business (for discussion only)

Public Comment

Rev. Dulin is going to Sweden in a few days.

Next Meeting Date

The Board will hold a meeting on April 2, 2009 at 1:00 p.m. in Conference Room B of the Cannon Bldg, 861 Silver Lake Blvd, Dover, Delaware, 19904.

Adjournment

Ms. Messina made a motion, seconded by Mr. Barrie to adjourn the monthly board meeting. The motion was unanimously carried. The meeting adjourned at 2:26 p.m.

Respectfully submitted,



Debbie Heinsch
Administrative Specialist II