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BEFORE THE MISSOURI GAMING COMMISSION

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TRANSCRIPT OF HEARING

OCTOBER 26, 2022

9:30 A.M.

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ST. CHARLES CITY HALL  
200 North Second Street  
St. Charles, Missouri

P R O C E E D I N G S

1  
2 CHAIRMAN LEARA: We'll call the meeting of the Missouri  
3 Gaming Commission to order. Angie, please call the roll.

4 MS. FRANKS: Chairman Leara?

5 CHAIRMAN LEARA: Present.

6 MS. FRANKS: Commissioner Conway?

7 COMMISSIONER CONWAY: Present.

8 MS. FRANKS: Commissioner Hane?

9 COMMISSIONER HANE: Present.

10 MS. FRANKS: Commissioner Zimmerman?

11 COMMISSIONER ZIMMERMAN: Present.

12 CHAIRMAN LEARA: All right, we have a quorum. First  
13 item is the Approval of the Agenda. I move that we approve  
14 the agenda as printed. Is there a second?

15 COMMISSIONER CONWAY: Second.

16 CHAIRMAN LEARA: Any discussion? Seeing none, Angie,  
17 call the roll.

18 MS. FRANKS: Chairman Leara?

19 CHAIRMAN LEARA: Approved.

20 MS. FRANKS: Commissioner Conway?

21 COMMISSIONER CONWAY: Approved.

22 MS. FRANKS: Commissioner Hane?

23 COMMISSIONER HANE: Approved.

24 MS. FRANKS: Commissioner Zimmerman?

25

1           COMMISSIONER ZIMMERMAN:    Approved.

2           MS. FRANKS:    By your vote, you've adopted the agenda.

3           CHAIRMAN LEARA:    Before we get started, I think we have  
4 a presentation.    Would that be correct?    Tim, you have the  
5 floor.

6           MR. McGRAIL:    Good morning.    If I could have Amy  
7 Blankenship come forward, please.    She's not very happy about  
8 this.    So some of you may know Amy.    Amy came to us from  
9 another state agency three and a half years ago and took over  
10 as the Assistant Director of Admin, which is really handling  
11 the operation of our agency as far as our billing, our IT, our  
12 HR, any duties assigned that we actually give her.    She's  
13 basically a Jackie of all trades in what she does.    So she's  
14 very good at it.

15           Unfortunately, as similar to last month we had one,  
16 she's leaving us to go to another agency.    It's a great  
17 opportunity for her, and so we're going to miss her, the fact  
18 that she is leaving us and leaving us kind of empty handed.  
19 She understands that.    But she has everything in order for us,  
20 so we're not too worried as far as where we'll be in the  
21 future down the road.

22           Like I say, she has a talent that we knew that sooner  
23 or later another state agency was probably going to snatch her  
24 and take her away from us.    We wish her the best, and so we'd  
25

1 I like to present her, on behalf of the Commissioners as well as  
2 the Judge, a Certificate of Appreciation.

3 Thank you for all your hard work and dedication to the  
4 Missouri Gaming Commission throughout the three and a half  
5 years. Congratulations on your new position, we wish you the  
6 best in your new career.

7 MS. BLANKENSHIP: Thank you. Thank you for that.

8 CHAIRMAN LEARA: Thanks, Tim, and the best wishes for  
9 you, Amy.

10 MS. BLANKENSHIP: Thank you.

11 CHAIRMAN LEARA: Thank you. I'd like to take a moment  
12 of silence for the tragedy that happened this week at CVPA,  
13 which is Central Visual Performing Arts School, formerly known  
14 as Southwest High School where I attended, and so for a moment  
15 we'll recognize a moment of silence with them. Thank you.

16 [MOMENT OF SILENCE]

17 CHAIRMAN LEARA: All right, thank you all.

18 Next item on the agenda, Consideration of Minutes From  
19 September 28. I move for the approval. Is there a second?

20 COMMISSIONER ZIMMERMAN: Second.

21 CHAIRMAN LEARA: Any discussion on the minutes? Seeing  
22 none, Angie, call the roll.

23 Ms. FRANKS: Chairman Leara?

24 CHAIRMAN LEARA: Approved.

25

1 MS. FRANKS: Commi ssi oner Conway?

2 COMMI SSI ONER CONWAY: Approved.

3 MS. FRANKS: Commi ssi oner Hane?

4 COMMI SSI ONER HANE: Approved.

5 MS. FRANKS: Commi ssi oner Zimmerman?

6 COMMI SSI ONER ZIMMERMAN: Approved.

7 MS. FRANKS: By your vote you've adopted the minutes of  
8 the September 28, 2022 meeting.

9 CHAIRMAN LEARA: Next item on the agenda, Consideration  
10 of Rel icensure of Class B, Century Casi no Cape Gi rardeau. I  
11 think we will have Lyl e Randol ph do a presentation. You have  
12 the floor. Wel come.

13 MR. RANDOLPH: Good morni ng, Chai rman, Commi ssi oners,  
14 Executive Di rector and Staff. Thank you for the opportuni ty  
15 to be here in St. Charles to present this request for renewal  
16 for the Class B License for Century Casi no Cape Gi rardeau.  
17 I'm Lyl e Randol ph, the Vice President and General Manager of  
18 the casi no.

19 Joi ning me today we have kind of a large group come up  
20 from southeast Mi ssouri, some important members of our team.  
21 I'll ask them all to stand and kind of run through it real  
22 quickl y.

23 Gi nger Al brecht, our Di rector of Fi nance; Roger El edge,  
24 our Di rector of Casi no Operati ons; Chri s Roth, our Pl anni ng

25

1 and Analysis Manager; Susan Poe, our Compliance Manager. We  
2 have Tatiana Parham, our Marketing Manager; Chuck Holbrook  
3 that's our Director of HR; Lisa McMahan, our Director of  
4 Marketing.

5 We also have some folks from the Caruthersville  
6 property. Those will stand. Denny will be addressing the  
7 group a little later, but we have Denny Callen, General  
8 Manager at Caruthersville; David Lynn, the Director of  
9 Finance. We also have Corporate Director of Compliance, Angie  
10 Tiery. So we appreciate those folks coming up and joining us.

11 It was October 30, 2012 that the casino opened in Cape  
12 Girardeau, so our team is proudly celebrating our tenth  
13 anniversary of the property this month. I've served as the  
14 general manager for nine of those ten years, but I still feel  
15 relatively new. I transferred to Cape in 2013 after having  
16 been at the Caruthersville property for approximately 18  
17 years.

18 Our Caruthersville team is certainly proud of the ten  
19 years of positive impact to the community and the state. The  
20 casino has generated 10 million dollars in real estate and  
21 property tax on a parcel of land that had largely sat vacant  
22 for a dozen years. It actually had been donated to the  
23 Chamber of Commerce at one point.

24 Our team is proud of the 118 billion dollars for the  
25

1 Missouri Education Fund that's been generated, 28 million  
2 dollars in gaming and admission tax to the City of Cape  
3 Girardeau, and 116 million in wages and benefits that have  
4 been provided to our employees.

5 I am personally very proud of the approximately 20  
6 percent of our current team members that have been with the  
7 casino since day one. On the left, some of the photos we took  
8 at a special reception we held earlier this month to honor  
9 those employees. On the right, those aren't mug shots, those  
10 are their original photos from their badges from day one.  
11 You might recognize a few of those folks in there; Roger and  
12 Ginger and Susan were all day one employees, and they're still  
13 with us and here today.

14 The City of Cape Girardeau entered into a favorable  
15 development agreement prior to the casino opening in 2012.  
16 After the initial payment of over two million dollars, two  
17 funding mechanisms that really are in addition to gaming and  
18 admission tax have provided some ongoing additional revenue  
19 for the community. One of those was triggered by the  
20 formation of the neighborhood property owners approving a  
21 downtown community improvement district, and that's generated  
22 over \$100,000 since 2015. And the city's Riverfront Region  
23 Economic Development Fund has received over 1.9 million that's  
24 used primarily for improvements in the downtown region.  
25

1           The city -- and we're very pleased to have Mayor Stacy  
2 Kinder with us here today -- has done really an excellent job  
3 in leveraging all those casino funds for maximum value in the  
4 community. And again, those are on top of the admission and  
5 gaming tax.

6           During the specific licensure period, the casino paid  
7 out over 68 million dollars in gaming, sales, and property  
8 tax. The casino has also contributed to local economy by  
9 providing nearly 33 million dollars in salary and wages and 11  
10 million in employee taxes and benefits.

11           The initial Cape Girardeau project was an investment of  
12 128 million dollars. We've added an additional 14 and a half  
13 million in capital to improve the property since that time.  
14 Three years ago this Commission approved the license transfer  
15 of the casino in Cape Girardeau from Eldorado Resorts to  
16 Century Casino. That was in December of '19. Just a few  
17 months later is the pandemic, all of those challenges, we were  
18 in the middle of rebranding to Century Casinos.

19           Despite those challenges and that uncertainty, Century  
20 continued to make significant improvements at the property  
21 including in technology. Within the first year of ownership,  
22 Century invested 2.3 million dollars in system upgrades.  
23 They've spent an additional 1.6 million in slot machine and  
24 new slot tournament software in Cape Girardeau.

25



1           We also enhanced the food and beverage venues. In May  
2 of '21, the Red Star Grill was renovated and opened with great  
3 casual food and live entertainment. The name is actually a  
4 tribute to the local neighborhood known as the Red Star  
5 Neighborhood. The old shoe factory that used to be there had  
6 a large red star painted, Star Brand shoes, and so the  
7 neighborhood's still referred to as Red Star, and we kind of  
8 pay homage to that with the venue.

9           The other venue we're very excited about with its  
10 amazing views of the Mississippi River opened with upscale  
11 dining and cocktails, Beacon 53. It derives its name from the  
12 casino's location on the river at Mile Marker 53 on the upper  
13 Mississippi. Century has invested over 800,000 in renovations  
14 in these outlets using both our in-house team and local  
15 contractors.

16           Safety and security. The safety of our guests and  
17 employees are a top priority. In this changing world there's  
18 always those challenges and we take that very seriously. We  
19 maintain a strong relationship with local law enforcement and  
20 I'd say that we have an exceptional MGC enforcement team at  
21 the property. As public locations face evolving challenges,  
22 we've added additional security measures to control access by  
23 securing doors and adding additional proximity cards.

24           But we still don't think that's enough. We've had  
25

1 ongoing conversations and we think that there's more that we  
2 can do there, and we will -- we have a project where we're  
3 going to enhance that really to protect back of house and add  
4 additional security from that standpoint.

5 Responsible gaming. We understand the duty we have as  
6 a license holder to be a responsible steward. Century Casino  
7 will always focus to minimize any negative impact that we have  
8 on the community relating to underage or compulsive gaming,  
9 provide annual training for all of our team members and  
10 provide incentives for the team to properly identify underage  
11 or disassociated persons trying to enter the casino.  
12 During the licensure period our security team validated over  
13 236,000 customer IDs. Out of that, over 3,000 were turned  
14 away for being underage, presenting false ID or being  
15 intoxicated.

16 Our team also understands the importance of social  
17 responsibility.

18 CHAIRMAN LEARA: Lyle, can I interrupt? I have a  
19 question.

20 MR. RANDOLPH: Yeah, sure.

21 CHAIRMAN LEARA: What's the Bounty Hunter program?

22 MR. RANDOLPH: The Bounty Hunter program is a reward  
23 program for team members if they do identify, then there's a  
24 cash award that's paid out to the team member; and so we will  
25

1 pay those to encourage that they look and try to identify fake  
2 IDs or if they identify underage. Again, it's a -- if an  
3 underage is on the floor, it's a potential error that we've  
4 made, but we want to still encourage them to report that.

5 CHAIRMAN LEARA: Okay, thank you.

6 MR. RANDOLPH: Our team understands the importance of  
7 social responsibility. While many companies say it, I believe  
8 Century Casino truly has demonstrated that the support of the  
9 local people, the community and our team members are really  
10 what make a company a success. Century Cares is our  
11 charitable brand which we launched with the Missouri  
12 properties. We actually started that here in Missouri. We've  
13 made over 1.2 million in charitable contributions since the  
14 property opened, with over 650,000 in cash and in-kind  
15 donations during the licensure period.

16 Our team members are truly a part of the community,  
17 they volunteer their time in Cape Girardeau and the  
18 surrounding communities. And while Century strongly supports  
19 their efforts, it really is that the team members consider our  
20 region their home and are vested in ensuring it remains a  
21 great place to live.

22 Century has reinvested back in Missouri's team members.  
23 At the beginning of the year we announced two million dollars  
24 in additional pay and incentives for our team members in 2022.  
25

1 We launched a unique incentive program that provides a 25 cent  
2 raise for hourly team members for every 500 hours worked.  
3 Every 500 hours worked you get that pay rate increase. For a  
4 full-time employee, that's roughly around every three months.  
5 Century allowed us to launch that program in Missouri, and  
6 we've seen strong success with it.

7 Also below you can see the positive minority employment  
8 and female management numbers on the screen. I want to say  
9 that there's no question that Century Casino in Cape is a  
10 choice employer really for all diverse persons. We maintain a  
11 sincere approach to treat everyone with dignity and respect.  
12 It's not just words in an employee manual, or on a  
13 presentation. Come to Cape Girardeau and visit with our team.  
14 You will find people of all backgrounds and experiences that  
15 may not have fit in in school or may not fit in in certain  
16 parts of the community that have found a home with us at the  
17 casino in Cape Girardeau.

18 Vendor diversity. This has really been a challenging  
19 period for vendor diversity. The pandemic certainly impacted  
20 the ability to source any materials and products, let alone  
21 from diverse vendors, and it's made it difficult in many  
22 cases. Despite this, our MBE spend for 2022 is at its highest  
23 percentage since before 2018 levels. We're focused on  
24 bringing the WBE back to those levels.  
25

1 I would like to point out the letter on the bottom  
2 right is from the Commission staff to our finance team for  
3 recognizing them for their excellent record keeping relating  
4 to this. Tracking these purchases and validating that  
5 information is not a simple task, as I'm sure the MGC staff  
6 can attest to, so it's something we take very seriously.

7 As far as our approach, success in this really comes  
8 from, to me, developing strong local businesses that can  
9 provide the products that we need in the industry. We would  
10 love to buy all of our supplies from Missouri-based companies,  
11 minority and women-owned businesses, but as an example, for  
12 cards, dice, slot tickets, there currently are no Missouri  
13 licensed suppliers based in Missouri; not talking about MB or  
14 WB, but no Missouri-based licensed suppliers currently.  
15 Midwest Game Supply out of -- was purchased recently and that  
16 was the last one that's on the list, so it is a challenge from  
17 that standpoint and something that we should work and focus  
18 on.

19 One of the things -- part of the Century Casino mission  
20 statement is that the casino should add value to the  
21 community. One way we try to achieve that is hosting events  
22 such as this two-day Shipyard Music Festival. This is a  
23 family friendly event, so in addition to customers, this  
24 really is about the community. It's done in conjunction with  
25

1 several local partners and has been on our property for the  
2 past two years. This is a great day of music and food from  
3 local vendors and booths set up by community organizations;  
4 and this year it brought over 3,000 people to the property.

5 I'm very excited to update the Commission on our  
6 partnership with Southeast Missouri State University. I  
7 believe it was last year during the visit to Cape I described  
8 a proposed idea to bring the university level culinary classes  
9 to some of our underutilized kitchen space.

10 In August in coordination with Dr. Vargas, who's seen  
11 in the picture there, the president of SEMO, we launched a  
12 pilot program in which the university is currently holding  
13 four classes, a total of 13 credit hours, in the former buffet  
14 space. Initially, we see this as a great opportunity to  
15 promote additional collaboration between the community. We  
16 also see it as a great work force development opportunity, and  
17 in the future we see it kind of transitioning even into  
18 entrepreneurship and business and marketing opportunities.

19 You know, we don't know exactly where this program will  
20 lead us, but I think it would be great to see this grow into a  
21 collaborative space that's focused on food and hospitality  
22 that utilizes this former buffet space as an entrepreneurial  
23 food hall and training center.

24 For those that have visited the casino in Cape  
25

1 Girardeau in downtown, you may recall that it kind of anchors  
2 the north part of the downtown. It is approximately a quarter  
3 mile from kind of what we consider the key intersection of  
4 Main and Broadway. That stretch between the businesses of  
5 downtown and the casino has always kind of been  
6 underdeveloped. When you make that left turn and go to the  
7 casino, there were some industrial locations but a lot of  
8 vacant lots and so forth.

9 It's really been a goal of mine to see growth along  
10 this connection, and I'm pleased to report that there's been  
11 several important pieces that have come together during the  
12 licensure period. From the north heading south, the historic  
13 James Reynolds house built in 1857 has been renovated by a  
14 non-profit. We have some members of our -- some employees  
15 that are on the board of that organization.

16 Catholic Charities of Southeast Missouri is doing an  
17 eight million dollar investment on Main Street on a project  
18 called Life House that will just be a couple of blocks away  
19 from the casino. Two residential condominium developments,  
20 something relatively new for Cape Girardeau, are being  
21 located. These are high quality residences that bring a whole  
22 new level of residential living to downtown Cape.

23 Additional development ideas are in the planning  
24 stages, and we're also excited to see how our hotel  
25

1 development is going to spur even more, so I always tell  
2 everybody to come back in five years, ten years and see the  
3 additional development between the downtown and the casino and  
4 what we've been able to accomplish.

5 All of the things I've discussed would not be possible  
6 without the exceptional results produced with Century and our  
7 Missouri teams. As publicly reported for both the Missouri  
8 properties, our EBITDAR, a profitability measure, in 2021 was  
9 58.6 million, double from obviously the pandemic impact in  
10 2020, but you can see the numbers from prior to that.

11 For the first six months reported so far in '22,  
12 EBITDAR is already at 26 million, not far from those annual  
13 totals of pre-Covid operations. On the right you can see that  
14 in '21 our two Missouri properties generated 32 percent of  
15 Century Casino's revenue and 59 percent of its profits, so  
16 Missouri is very important to our company and Century has  
17 certainly responded by approving significant reinvestment at  
18 both of the properties in Caruthersville and in Cape  
19 Girardeau.

20 In Cape, we're excited to give an update on the  
21 construction of our new hotel. This six-story hotel will  
22 connect to the south part of our existing facility. Our new  
23 hotel lobby and coffee shop will connect to the existing  
24 casino entrance. You can see on the right a glass enclosed  
25



1 stairwell provide a spectacular new entrance to the recently  
2 renovated Beacon 53.

3 Our primary partners in this project are all Missouri -  
4 based companies. Penzel Construction of Jackson is the  
5 general contractor, Kuhlman Design Group out of St. Louis is  
6 the design firm, Navigate Building Solutions also out of St.  
7 Louis serves as the owner's representative of the project.

8 We held a groundbreaking ceremony in May. This photo  
9 shows the employees of various departments standing together  
10 with the Co-CEO Erwin Hartzmann and other members of the  
11 Century Board of Directors that traveled from Austria for the  
12 event. We got our current employees along with the board, the  
13 important players that helped us break ground on that project.

14 And as you can see, construction is well underway.  
15 Because of our proximity to the river and seismic zone  
16 requirements, significant foundation work is necessary and it  
17 is nearing completion. We expect most of the subsurface work  
18 to be completed within the next few weeks, and then we'll  
19 really start to see some things moving above ground level.

20 I'll show you some renderings of the project. This is  
21 the lobby -- the hotel lobby entrance, kind of another view  
22 looking the opposite way, a rendering of one of the king hotel  
23 rooms. And one of the things I'm real excited about, the top  
24 floor will feature five premier suites, including this  
25

1 remarkable circle suite with a 180-degree view of the river  
2 and a view of downtown Cape Girardeau. We're excited to hold  
3 events and offer that for the public.

4 CHAIRMAN LEARA: Lyle, does the hotel have any sort of  
5 hospitality branding name or is it Century?

6 MR. RANDOLPH: It's currently going to be just Century  
7 and not a flagged brand as well, will be internal brand.

8 The hotel at Century Casino in Cape Girardeau will make  
9 the property clearly visible from the downtown area, Main  
10 Street and even from the bridge as travelers come across from  
11 Illinois.

12 Century Casino has committed 30 million dollars of this  
13 project, that's a little more than I told you last time. We  
14 continue to face challenges with costs. The hotel is  
15 estimated for completion in the first half of 2024.

16 I kind of made this comment last year at the Class A  
17 license renewal, and I want to say it once more. In our three  
18 years with Century Casino, they have always given our  
19 leadership teams the flexibility to make decisions that are in  
20 the best interest of our local operations, decisions that make  
21 financial sense but are still profitable, but also have a true  
22 positive impact to our community and to our team members.

23 On behalf of the entire Century team, I want to thank  
24 the Commission staff for their continued assistance and  
25

1 support in helping us to continue to make a positive impact on  
2 Cape Girardeau. I'll be happy to answer any questions.

3 CHAIRMAN LEARA: Any questions for Mr. Randolph? Okay,  
4 no questions for Mr. Randolph. Thank you.

5 MR. RANDOLPH: We have the mayor of the City of Cape  
6 Girardeau that will be presenting next.

7 CHAIRMAN LEARA: The mayor's welcome to take the floor.

8 MR. RANDOLPH: Mayor Stacy Kinder.

9 CHAIRMAN LEARA: Welcome, Madam Mayor.

10 MAYOR KINDER: Well, thank you all for having me. I'm  
11 thrilled to be here. I appreciate this chance to brag a  
12 little bit about Century and our partnership in Cape  
13 Girardeau. As Lyle referenced, in 2012 the city developed --  
14 well, of course, we saw the casino arrive, but the city  
15 developed the Casino Funding Policy which spells out exactly  
16 how revenue from the casino is allocated.

17 And beyond all of the community support that Lyle  
18 mentioned earlier, what this translates to us in the city are  
19 the following numbers, which I have just from 2021. We have  
20 unallocated cash of 2.7 million dollars. We have an endowment  
21 built up of \$500,000. We have downtown allocations of  
22 \$170,000. We have a regional economic activity allocation to  
23 surrounding municipalities of \$75,000 and total allocations of  
24 \$1,735,000. So that's just from last year, which we know was  
25

1 even a challenging year; so just seeing some tremendous  
2 success in having the casino in our city.

3 Century Casino continues to be not only an important  
4 financial partner to the City of Cape but also an important  
5 community partner, as Lyle spelled out clearly. They are  
6 involved in dozens of activities in the city and also serve as  
7 a very important venue for large-scale events. Most notably,  
8 as Lyle mentioned, the parking lot serves as a prime location  
9 for our two-day music festival, Shipyard.

10 And I'll just add, you saw a picture that Lyle showed  
11 of the parking lot during Shipyard. I will say -- this sounds  
12 silly, but I'm very pleased with their parking lot. It's very  
13 nicely landscaped. Surrounding the casino -- I don't know if  
14 you could tell in those pictures -- there are residences, it's  
15 just plopped right in the middle of a neighborhood. And the  
16 casino has really done a great job in blending their lighting  
17 and their landscaping. And so having a music festival in  
18 their parking lot, don't imagine that you're sitting in the  
19 middle of a giant, you know, Sam's Club or Wal-Mart parking  
20 lot; it's actually a wonderful venue.

21 And then inside the casino they have conference rooms  
22 that are used probably daily, I'm not sure -- a lot, often --  
23 for larger events.

24 Century Casino, as Lyle discussed clearly, is bringing  
25

1 the new hotel to the city next year. In events like Shipyard  
2 our patrons actually have to stay in other towns due to the  
3 shortage of hotel rooms, so the city often sees our hotels  
4 completely booked up, even when large sport events or other  
5 events come to town; and so having a facility like that in our  
6 downtown overlooking our river is going to be extremely  
7 welcome to many.

8 The area the casino is located in is getting a lot of  
9 attention right now from developers, and this is going to  
10 serve our community just in a wide variety of very positive  
11 ways. Most importantly, the addition of the hotel will bring  
12 more people to our downtown which will in turn generate more  
13 development, more business and really a safer environment for  
14 everyone.

15 So we see it all as a very, very positive facility to  
16 have in our community, a great partner, great partner. I  
17 can't really overstate that enough. That concludes my  
18 comments. If you have any questions, I'd be happy to try to  
19 answer them.

20 CHAIRMAN LEARA: Any questions for Mayor Kinder?  
21 Mayor, thank you.

22 MAYOR KINDER: Thank you so much.

23 CHAIRMAN LEARA: Thanks for traveling up here for that,  
24 and your comments were well received. Thank you.

25

1           MAYOR KINDER: All right, thanks.

2           CHAIRMAN LEARA: I'd like to recognize the mayor of St.  
3 Charles, Mayor Borgmeyer. Welcome.

4           MAYOR BORGMEYER: Thank you.

5           CHAIRMAN LEARA: Thanks for having us here and allowing  
6 us to use your facility.

7           MAYOR BORGMEYER: Yes, you kicked me out of my meeting  
8 this morning. This is a very auspicious occasion, A, because  
9 you're here; and B, because it's the fifth time I've worn a  
10 tie in three and a half years of being mayor, so there's  
11 something to be said about that.

12           We're very honored that you're here. Gaming, as you  
13 know, is a very important element in our community here in St.  
14 Charles. Also I'm a member of the Dock City Mayors, which are  
15 all of us mayors along the river that have casinos involved,  
16 and we all have our VLT concerns, which I'm sure has been  
17 brought to your attention before. We hope that you look into  
18 that and give us some relief. I believe our exposure on  
19 that's a million-four in St. Charles, so it's something that  
20 we're very concerned about.

21           That being aside, very pleased that you're here. I  
22 have a lot of respect for what you do and the issues that you  
23 must deal with, and welcome to come back anytime. We're a  
24 tourism city and the casino's doing very well. I'm pleased to  
25

1 say that after Covid we seem to have rebounded fairly well,  
2 and it's just a good thing for the City of St. Charles.

3 So pleased to be with you.

4 CHAIRMAN LEARA: Any questions for the mayor?

5 MAYOR BORGMEYER: Don't adjust my chair, okay. I'll  
6 never get it back where I want it if you do that.

7 CHAIRMAN LEARA: It's quite comfortable, thank you.  
8 Mr. Mayor, thank you; and thanks for having us or allowing us  
9 to use your facility.

10 MAYOR BORGMEYER: Sure, it was great. Thank you.

11 CHAIRMAN LEARA: It's very nice, and we think highly of  
12 St. Charles, so thank you.

13 MAYOR BORGMEYER: Thank you.

14 CHAIRMAN LEARA: Any public comment further about the  
15 Century Casino? We're going to go back to that. We'll open  
16 that. If not, we'll move on to the investigative side.

17 Sergeant Masters [sic], you have the floor.

18 Before you get started, Sergeant, is there anyone else  
19 from St. Charles here, from the county, from the city? No one  
20 else? Council members? None, okay. So we've recognized  
21 everyone. Sergeant Masters [sic]?

22 SERGEANT SEATON: Mr. Chairman and Commissioners, good  
23 morning. IOC-Cape Girardeau, LLC, doing business as Century  
24 Casino Cape Girardeau submitted a relicensing application to  
25

1 the Commission on April 25, 2022, for the renewal of its Class  
2 B Riverboat Gaming License which is scheduled to expire on  
3 October 31, 2022. Missouri State Highway Patrol investigators  
4 and Missouri Gaming Commission financial investigators  
5 conducted an investigation into the suitability of Century  
6 Cape to continue operating as a Class B licensee.

7 The investigation included, but was not limited to, a  
8 review of disciplinary actions, a review of pending  
9 litigation, inquiries with multiple governmental agencies in  
10 the City of Cape Girardeau, inquiries with multiple county and  
11 state agencies, financial reviews, and general character  
12 inquiries of associated Key and Level One personnel.

13 The findings of the investigation were provided to the  
14 Gaming Commission staff for their review, and you possess a  
15 summary before you. Investigators are available to entertain  
16 any questions you may have at this time.

17 CHAIRMAN LEARA: Any questions? Seeing none, thank  
18 you, Sergeant.

19 Next item is the minority review from Jennifer Hemmel.  
20 You have the floor when you're ready.

21 MS. HEMMEL: Good morning, Mr. Chairman and  
22 Commissioners. On July 6, 2022, the Missouri Gaming  
23 Commission staff conducted 100 percent audit of the MBE/WBE  
24 records for the Class B licensee Century Cape Girardeau. The  
25



1 results of our audit and the specific details related to those  
2 findings are contained within the summary report in your  
3 possession. I'll be happy to answer any questions you may  
4 have.

5 CHAIRMAN LEARA: Any questions on that report? Okay,  
6 we've seen that, thank you. Staff recommendation?

7 MR. GREWACH: Staff recommends approval.

8 CHAIRMAN LEARA: Any questions on that? Seeing none, I  
9 move for Resolution Number 22-058 be approved. Is there a  
10 second?

11 COMMISSIONER ZIMMERMAN: Second.

12 CHAIRMAN LEARA: We have a second. Any discussion?  
13 Seeing none, Angie, call the roll.

14 MS. FRANKS: Chairman Leara?

15 CHAIRMAN LEARA: Approved.

16 MS. FRANKS: Commissioner Conway?

17 COMMISSIONER CONWAY: Approved.

18 MS. FRANKS: Commissioner Hane?

19 COMMISSIONER HANE: Approved.

20 MS. FRANKS: Commissioner Zimmerman?

21 COMMISSIONER ZIMMERMAN: Approved.

22 MS. FRANKS: By your vote you've adopted Resolution  
23 Number 22-058.

24 CHAIRMAN LEARA: Next item on the agenda, the  
25

1 Relicensure of St. Louis Gaming Ventures, LLC, and we have a  
2 presentation from Mr. Jerlecki.

3 MR. JERLECKI: Good morning, everyone. My name is Mike  
4 Jerlecki. I'm the Vice President and General Manager of the  
5 Hollywood Hotel and Casino in St. Louis. Much appreciate the  
6 opportunity to come and present the relicensure for the  
7 property this morning.

8 What I'd like to do first is introduce some of the team  
9 members that are here. I'll ask them to stand as well and try  
10 to go around the room, and hopefully I don't forget anyone.

11 So some of the team members from Hollywood this  
12 morning, we've got Ben Kowalski, he's our Vice President of  
13 Gaming Operations; Stacey Lutjen, who's our Vice President of  
14 Human Resources; Sara Panek, who's our Vice President of  
15 Marketing; Robert Ruiz, who is our Vice President of Hotel and  
16 Hospitality; Steve Peate, Steve's here, he's actually the  
17 General Manager of River City Hotel and Casino as well; and  
18 also from -- let's see, I think I got everybody there.

19 And then also from PENN Entertainment, in the back of  
20 the room is Mr. Aaron Rosenthal, he's our Senior Vice  
21 President of Regional Operations. And then I may cover that,  
22 and I think -- oh, and then Kevin Meyer, Kevin's here to my  
23 left, he's our Director of Compliance; and then on hand as  
24 well that will make a statement later today is the mayor,  
25

1 Mr. Mike Moeller, and then our City Administrator, Ms. Tracey  
2 Anderson.

3           Again, thank you, everyone, for the opportunity today.  
4 Just a brief overview of our property. PENN Entertainment,  
5 it's actually PENN -- it was PENN National Gaming, PENN  
6 Entertainment -- acquired the property in 2012 and in two  
7 thousand and -- later that year, GLPI, who's our landlord, we  
8 have a triple net lease with that corporation, acquired the  
9 assets and the real estate. It's a 220-acre property,  
10 multiple dining outlets, entertainment venues, 502-room hotel,  
11 120,000 square feet of gaming. Those are some of the logos of  
12 our current food outlets that are at the property.

13           The company was founded in 1972 just as a small race  
14 course in Pennsylvania, and it has grown exponentially over  
15 the years. The most notable change that you'll see throughout  
16 these slides is really our parent company's name. It changed  
17 this year from PENN National Gaming to PENN Entertainment, and  
18 it really just reflects our position now as North America's  
19 leading provider of integrated entertainment, sports content,  
20 gaming experiences, and the brand really displays that we're  
21 in the business of fun. It aligns with our mission of being a  
22 first class provider of those different entertainment options,  
23 and Hollywood is definitely in line with that; and we continue  
24 as a corporation to have the most diverse and wide-reaching  
25

1 portfolio of casinos throughout the country.

2 As noted on this slide, the four-year period for this  
3 relicensure, '18 basically to '21, Hollywood Casino through  
4 these various mechanisms of personal property tax, real estate  
5 tax, has collected north of -- and paid north of 250 million  
6 dollars in all those different types of taxes as well as  
7 during that window of time the employee compensation, really  
8 just wages for our team members, has exceeded well north of  
9 87, almost 88 million dollars.

10 In terms of property performance, the AGR and  
11 admissions was really solid for the years leading into 2020,  
12 and then you can see the dip there. Unfortunately, 2020  
13 happened. And a member that's not here today, Chris Bruno,  
14 he's our Vice President of Finance, he's out with Covid, so  
15 apparently we're still dealing with that a few years later.

16 But really, for the majority of 2020 and then really  
17 into 20 -- for the majority of 2020 and then even into a  
18 period of 2021, the safety and wellbeing of our guests and  
19 team members was really at the fore; and with some of the  
20 restrictions and different things that were in place for us in  
21 St. Louis County, we were unable to fully utilize the assets  
22 of our facility to drive the business that we're typically  
23 used to; but I think, as you can see, there's a rebound there  
24 in 2021 and then 2022 so far, the numbers look good and things  
25

1 are moving definitely in the right direction, and I think  
2 that's going to allow us to continually bounce back and  
3 actively market and reinvest in our assets as we focus on  
4 growing our business.

5 In terms of capital investments, the next few slides  
6 really highlight some of the capital investment that we've  
7 done on the property over the past four years. The general  
8 maintenance category there that's listed also includes new  
9 slot machines that help us provide our guests with some of the  
10 latest and most attractive slot product. The casino currently  
11 is also just in the midst of refreshing the casino as well as  
12 our casino carpet.

13 The pictures on this slide, the upper left, as I  
14 mentioned, we're just in the midst of working on our casino  
15 carpet. It's about a two million dollar investment that we're  
16 hoping to have finished -- I won't put Ben, our VP of Casino  
17 Ops on the spot, who's managing that project for us, but we're  
18 hoping to have that done in the next month, month and a half  
19 or so, as well as this slide highlights just the exterior of  
20 our building, our Hops House patio that we utilize when we  
21 bring customers back and forth throughout the campus, our  
22 large amphitheatre.

23 There's also a picture in the lower center that was  
24 actually taken from the St. Louis Music Park towards the  
25

1 casino. The parking areas, as someone mentioned parking areas  
2 earlier today, we utilize the parking areas throughout the  
3 entire campus for the large events and things that happen on  
4 our facility.

5 On the right-hand side, and unfortunately it's cut off  
6 a little bit, I don't know how we -- you might be able to see  
7 it over here. Some of the investment and the technology that  
8 we're doing at our property includes some of the different  
9 robots. One of those is used to serve food, the other one  
10 helps us with clean carpets and different things like that, as  
11 well as in the packet that the Commission was given there's  
12 other investments in the property that we're currently  
13 undertaking, things that are going to happen over the next  
14 years that really right now only our internal stakeholders,  
15 our partners at the city are aware of at this time.

16 Another exciting investment that we've done at the  
17 property -- first I've got to give a shout out to Judge Peggy,  
18 Tim, Cheryl, Kelly, Kelly, a bunch of the folks that are here  
19 in attendance today -- is our investment in our cashless  
20 gaming technology. This is really the most cutting edge  
21 technology that's proliferating throughout the gaming industry  
22 right now, and the benefits of this technology are highlighted  
23 on the slide. And we expect this to really put a product in  
24 front of our guests, our current guests as well as help us  
25

1 attract the next generation of casino gamers.

2 Currently PENN Entertainment has ten properties live in  
3 four states around the country with this technology, and this  
4 quarter, fingers crossed, when we include Missouri, we'll have  
5 11 more properties in five additional states that's going to  
6 bring this technology to the fore; and we're confident this is  
7 going to be a smash hit again for keeping our current  
8 customers engaged as well as attracting new customers.

9 Some potential future investment, in the lower left-  
10 hand corner is a picture of a sports book, so anything any of  
11 us can do to help move that legislation forward would be  
12 greatly appreciated, but hopefully at some point when that  
13 legislation is approved we can implement and put some type of  
14 sports betting facility sports book on our property. That  
15 will help bring in entertainment gambling, sports gambling  
16 experience to our facility.

17 We're also looking at reinvesting in some dining  
18 outlets as well as some underutilized meeting space as well as  
19 refurbishing some of our additional meeting space. Over the  
20 past few years as well as in the future, as I've called it,  
21 I've termed it our "campus," we continue to reinvest in some  
22 of the infrastructure when it comes to signage, outdoor areas,  
23 parking, monument signs, different things like that that will  
24 help us further integrate into the experience of the campus,  
25

1 the large Hollywood amphitheatre, the ice center, the music  
2 park and the casino.

3 Security and safety, always at the fore for our  
4 property. A lot of the statistics were provided in the  
5 documents that you've received, but we're happy to announce  
6 our total medical incidents for both employees and guests have  
7 decreased over the years since 2018. We focus diligently on  
8 safety, front of the back of the house, monthly training on  
9 safety topics, the safety committee, in-depth investigations.  
10 I'd also like to give a thanks and a shout out to our  
11 Pattonville first responders. Basically it's located right  
12 across the street from Hollywood Casino that allows them to  
13 respond almost immediately to any serious incidents that we  
14 have on property.

15 The picture on this slide, it's interesting technology.  
16 We have an archway that covers the main drive into basically  
17 the casino, the music park and the ice center; and albeit that  
18 picture may not be the best representation of it, it takes  
19 very high definition pictures of vehicles that come in and out  
20 of the property, it captures the license plate, the vehicle  
21 make and model, it uses smart technology to do that, it also  
22 captures pictures of the driver. We work with the Maryland  
23 Heights Police Department to flag vehicles that we just want  
24 to know if they come in and out, stolen vehicles, things like  
25



1 that. So that technology has been very, very beneficial for  
2 us to help prevent crime and incidents on the property.

3 And I'll also give another shout out to Master Sergeant  
4 Amy Johnson and the MGC agents that are located on our  
5 facility; they do a great job to help us promote and support  
6 the safety efforts on our facility.

7 In terms of our MBE/WBE numbers, as of right now, the  
8 latest stats on there in terms of the end of 2021 combined,  
9 those numbers are at 38.4 percent, which I'm extremely proud  
10 of and proud of the job that the team at the facility does.  
11 There's fluctuations from year to year, and some of that has  
12 to do with some of the capital projects that we do year to  
13 year. Some years it's more, some years it's less, but a 38.4  
14 percent number in combined is -- we're very proud of that and  
15 we're trying to push that north, and members of our team  
16 continue to participate in vendor fairs, we host vendor fairs,  
17 we participate in different Chamber events that feature both  
18 MBE and WBE vendors, and that helps us find qualified vendors.

19 Additionally, our purchasing team, any time we spend  
20 more than \$3,000 on an item or a service or things like that,  
21 we always try to seek at least one MBE/WBE vendor whenever  
22 we're going to spend anything even close to that, so numbers  
23 that we're pretty proud of.

24 In terms of the diversity initiatives, the executive  
25

1 team in St. Louis as far as the percentage that we have of  
2 women right now is at 25 percent. When we combine women and  
3 minorities, we're at almost 40 percent. We've got -- this  
4 highlights our PENN Diversity Initiative, our Women Leading at  
5 PENN and our PENN Entertainment Foundation.

6 We believe now more than ever that our community and  
7 team member partners, it's more than critical than ever that  
8 our core values, our foundation and how we conduct ourselves  
9 at Hollywood unquestionably helps us achieve our business  
10 objectives. The PENN Entertainment Foundation helps us -- or  
11 we participate in that and we help team members throughout the  
12 country, not just in Maryland Heights, but throughout the  
13 country, when like Katrina happened and it impacted some of  
14 our team members in the South, we were able to support some of  
15 those folks down there.

16 We've got our Women in Leadership, Women Leading at  
17 PENN Initiatives that we support women to advance and be  
18 promoted within our organization. We also have different  
19 things like our Sunshine Fund at the property. There was some  
20 recent flooding in Maryland Heights that we were able to help  
21 some team members who unfortunately lost everything, things in  
22 their home, their vehicles; but our property, our company, our  
23 team members rallied to help some of those folks as well.

24 The next few slides highlight our commitment and  
25

1 efforts towards some of our environmental, sustainable and  
2 governance standards that all of our team members believe in  
3 and adhere to. Some of our diversity initiatives, we've  
4 partnered with Lincoln University, Harris Stowe University  
5 here in St. Louis where we've conducted career fairs, business  
6 school fairs, internship opportunities we've helped some of  
7 those folks with.

8 When we look at diversity as well and inclusion, some  
9 of the things that we've also done at the property is when our  
10 ice center -- the ice center that's located on our campus will  
11 host tournaments or events that involve hockey players that  
12 are blind or some that have some physical disabilities, we  
13 have accommodated things like sled hockey and blind hockey and  
14 things like that. So again, we look at all different ways of  
15 inclusion and diversity in some of our initiatives at the  
16 facility.

17 I made mention internally when I'd chat with our team  
18 members or others that there's -- my two favorite days of the  
19 year, notwithstanding a day when I need to come and present to  
20 all of you, is when we recognize our team member of the year  
21 at the casino as well as this day. This slide, what happens  
22 at the property, these were our diversity scholarship winners,  
23 and the pictures on the outside are of myself with some of our  
24 team members and their kids and then the two in the middle is  
25

1 of Steve, our GM at River City, and two of the team members at  
2 River City and their kids.

3 We have a program where our team members can basically  
4 apply on behalf of their children for scholarships for  
5 college, and they go through different criteria based on need  
6 and things like that, and team members are chosen. We hold a  
7 surprise event, they don't know it's happening, we just  
8 basically say, "Hey, we need you to come and fill out some  
9 paperwork" and go from there in terms of applying for the  
10 scholarship award.

11 And on these days we were able to bring the team  
12 member, we have two dealers -- there were two dealers actually  
13 at Hollywood and their kids in the property and we surprised  
14 them with checks for \$20,000 for each of them that they were  
15 able to use for their college education. River City, the same  
16 thing, those two team members there each received \$20,000 for  
17 their college education as well. So super exciting day, that  
18 was a lot of fun for us to conduct those.

19 This is just an example of our My Heroes program. This  
20 is a program at Hollywood where it helps celebrate and  
21 recognize not only our guests but our team members that have  
22 served our country, and these are some of the inclusions in  
23 that program.

24 From a sustainability initiative and our commitment to  
25

1 the community and our environment, Hollywood has really been  
2 the leader within PENN Entertainment when it comes to  
3 sustainability initiatives. We're sort of a test lab, if you  
4 will, and I'm proud to say that many, if not all of our other  
5 properties throughout the country, have adopted some of these  
6 practices.

7 And as you can see on this slide, our implementation of  
8 using bulk amenity dispensers in the hotel rooms, restroom  
9 hand dryers, EV charging stations that we allow our guests and  
10 team members to use those for free, through working  
11 collaboratively with our team, our customers, business  
12 partners, you know, we've made fantastic inroads.

13 There's always more to do. We look at the paper straws  
14 which I know some people don't like, but we still look at and  
15 test those, waste management programs, things like that; so  
16 this is an initiative we're going to continue, and there's  
17 always ways to improve and continue to get better, but  
18 sustainability is a big part of our operating culture.

19 Responsible gaming. Another cornerstone of our  
20 operation is our commitment to responsible gaming. A lot of  
21 notes on this program, our Veridocs system for checking and  
22 verifying IDs, the self-exclusion system, self-exclusion  
23 program, as well as we have mandatory training in our  
24 different departments when it comes to know your customer,  
25

1 Title 31, suspicious activity reporting, structuring, money  
2 laundering.

3 We also -- the last bullet there is basically our  
4 Exclude One/Exclude All policy. PENN Entertainment -- I'm not  
5 sure we're the only, but we're one of very, very few, if there  
6 are others, where it's an exclude one, exclude all policy  
7 where basically if at any of our properties throughout the  
8 country, if a person identifies themselves or we identify them  
9 as someone that has a problem gaming, they are then excluded  
10 from all PENN National Gaming properties throughout the  
11 country, so it's an initiative and it's a program that, again,  
12 anything related to responsible gaming we take very, very  
13 seriously.

14 On this slide, our charitable contributions, this is  
15 just an example of some of the things that our team, our  
16 customers, our vendors, we do on an annual basis to help  
17 support those in our community that are in need. It just  
18 lists some of the organizations that we support, the Crisis  
19 Nursery, the Kaufman Fund, Arch City Pride. From 2018 through  
20 2022 we've committed monetary and in-kind close to \$400,000 to  
21 these various efforts.

22 In terms of community outreach, on this slide in the  
23 lower right-hand corner -- again, it's cut off, you have to  
24 look over here -- that's the Kaufman Fund, that's one we've  
25

1 gotten behind recently. It's a group of local gentlemen that  
2 donate all of their time, 90 percent of the money -- excuse  
3 me, in excess of 90 percent of the money that they collect  
4 goes directly to helping veterans in the community in need.

5 Hollywood conducts our annual golf tournament, and all  
6 proceeds from that tournament go directly to the Kaufman Fund.  
7 Last year we were able to basically write them a check for  
8 over \$31,000 that benefited the Kaufman Fund, and as that  
9 tournament continues to grow, we're excited about being able  
10 to contribute more for those folks.

11 And then there's some other pictures on here, the  
12 Pattonville Fire Department, they came to property, did some  
13 training, we were able to write them a check for \$2,500 just  
14 in appreciation.

15 The middle picture, there's an acrylic box, we place  
16 that located to our ATM machines, anyone that has a few  
17 pennies or a few dollars left over from slot tickets that they  
18 just want to get rid of, we collect those and donate those.  
19 There's months where that number approaches \$2,000, you know,  
20 one cent, seven cents, seventeen cents at a time; but those  
21 dollars are impactful for sure to the organizations that we  
22 support.

23 On the left, last week that's a copy of a letter  
24 addressed to me from the Maryland Heights Chamber of Commerce.  
25

1 I was informed I was the recipient of the Maryland Heights  
2 Chamber of Commerce Business Leader of the Year Award for the  
3 positive contributions that the casino has made to the local  
4 community. Honestly, I was humbled to receive that and truly  
5 it's an award that recognizes all of the team members at  
6 Hollywood for all the hard work that they do, and our team  
7 will celebrate in that for sure.

8 As part of our economic development plan, on this slide  
9 it highlights the community improvement district. You've  
10 heard me use the word "campus," and this is sort of the campus  
11 that I refer to. It's made up of the casino, all the existing  
12 land. The land on Parcel 2 is where the Centene Music Park --  
13 I'm sorry, the St. Louis Music Park and the Centene Community  
14 Ice Center sits. That was land that was owned by our  
15 landlord, the casino helped facilitate sale of that to the  
16 Legacy Ice Foundation City of Maryland Heights Centene  
17 Community Ice Center and Music Park sits there on basically  
18 where Parcel 2 is. And then just below Parcel 6 and 7 is  
19 where the Hollywood Hotel and Casino amphitheatre where we  
20 have naming rights and partner with that facility where that  
21 sits.

22 Community Improvement District tax, I mentioned that  
23 earlier, we participate in that where one percent of all the  
24 cash, food and beverage and hotel sales -- hotel room sales go  
25



1 to help repay the bonds for the ice center. And from 2019 to  
2 2021, Hollywood was able to contribute about \$265,000 to that  
3 to help again repay the bonds. It got off to slow start.  
4 Again, the facility opened in late '19 and then 2020 happened,  
5 so we're hoping over the next few years that that dollar  
6 amount will continue to increase.

7 The campus -- also Hollywood Casino expends many hours  
8 and hundreds of thousands of dollars a year annually in  
9 helping benefit the campus through flood protection,  
10 infrastructure improvement, managing outdoor operations and  
11 parking.

12 The other note on this slide in the lower left-hand  
13 corner, the Home Dock Association, myself with the support of  
14 our lobbyist, corporate government relations team members were  
15 also aligned with our mayor, our city administrator, the  
16 Maryland Heights Police Department, Chief Carson and other  
17 Home Dock mayors in support, individuals in helping fight the  
18 presence of illegal slot machines and the expansion of those  
19 throughout our area as well as the rest of the state.

20 And this is just another slide of part of the campus.  
21 That's the large Hollywood Casino amphitheatre, there's some  
22 of the stats there from performance of the amphitheatre and  
23 the St. Louis Music Park from this past summer. That really  
24 brings a lot of excitement and dynamics to this part of  
25

1 Maryl and Heights.

2 And these are just a couple of photos of the community  
3 center and different things throughout Maryl and Heights. With  
4 that, I will introduce Mr. Mayor Mike Moeller to come up and  
5 make a few remarks.

6 CHAIRMAN LEARA: We have at least one question for you,  
7 Mr. Jerlecki.

8 MR. JERLECKI: Sure.

9 CHAIRMAN LEARA: I'm going to go to Mr. Conway after  
10 I -- I know I've asked you this before. Is the amphitheatre  
11 owned by the casino?

12 MR. JERLECKI: The amphitheatre's not owned by the  
13 casino. It's owned by Live Nation. We have an agreement with  
14 them where we have naming rights and different marketing --  
15 back and forth marketing, shared data. It's a place where we  
16 can bring customers back and forth from that venue to our  
17 facility.

18 CHAIRMAN LEARA: I understand now. We're going to go  
19 to Mr. Conway has a question.

20 COMMISSIONER CONWAY: Thank you. One of the numbers I  
21 was looking at, and this is not specifically in reference to  
22 your property because we have I think nine jurisdictions that  
23 deal with casino properties, but the tax, real estate and  
24 personal, has decreased by five million since the first number  
25

1 you gave us. Is that a standard depreciation schedule of the  
2 personal property and just a re-evaluation of the real estate,  
3 and is that in any way related to income levels that were  
4 decreased because of Covid?

5 MR. JERLECKI: It's not related to the income levels,  
6 and it's more so due to basically a reassessment of the value  
7 of the property if that -- I don't know if that answered your  
8 question.

9 COMMISSIONER CONWAY: And that comes from the St. Louis  
10 County --

11 MR. JERLECKI: Correct.

12 COMMISSIONER CONWAY: And like I said, my question is  
13 not just specifically this property, but I think it's  
14 something I personally want to look at to see how -- I don't  
15 know if there is some communication between the local  
16 assessors in regard to establishing a value for those types of  
17 properties since we only have 13, and I -- we'll look into  
18 that.

19 MR. JERLECKI: I know our internal finance, our  
20 internal tax, our corporate tax team members work on that with  
21 our -- with the local regulating authority or the local  
22 taxing, local assessor, St. Louis County to determine those  
23 numbers.

24 COMMISSIONER CONWAY: Okay, thank you.  
25

1 MR. JERLECKI: Sure.

2 CHAIRMAN LEARA: Have you appealed their assessments?

3 MR. JERLECKI: We did, yes.

4 CHAIRMAN LEARA: And that's common in St. Louis County.

5 That's not an uncommon thing.

6 MR. JERLECKI: Unfortunately, that's correct.

7 CHAIRMAN LEARA: Thank you. Any other questions for

8 Mr. Jerlecki? I think we'll move on to Mayor Moeller. Mr.

9 Mayor, you have the floor.

10 MAYOR MOELLER: Thank you. Thank you for allowing me

11 to speak here today. I'm here today in support of the renewal

12 of the gaming license for Hollywood Casino St. Louis.

13 Hollywood Casino is a committed corporate citizen of Maryland

14 Heights, a significant supporter of the Chamber of Commerce

15 and an active participant in the Maryland Heights Convention

16 and Tourism Board.

17 Hollywood is committed to continue its support of the

18 adjacent Centene Community Ice Center. This facility houses

19 the St. Louis Blues practice ice, Lindenwood University, Mercy

20 Healthcare, the St. Louis Music Park and a number of youth and

21 amateur hockey-focused organizations.

22 Based upon recent meeting with casino management, we

23 are realizing the long held and shared dream of transforming

24 the casino from a stand-alone attraction to an entertainment

25

1 district anchor. The city will continue to move forward to  
2 attract development and growth to the area. This development  
3 is communitive of key infrastructure investments made by the  
4 city, the State of Missouri and St. Louis County over many  
5 years. The city's contribution to these projects, which most  
6 notably include the extension of Route 141 Maryland Heights  
7 Expressway, would not be possible without gaming tax revenue  
8 generated by Hollywood Casino.

9 The city takes its roll as a steward of tax dollars  
10 very seriously. We are especially recognizant of our  
11 responsibility to ensure that gaming tax revenue are spent in  
12 a way that magnifies the impact of the regional economy. In  
13 addition to Route 141, the city has made significant  
14 investments in capital projects, including partnering with the  
15 St. Louis Blues to construct the Centene Community Ice Center  
16 and working with the Howard Bend Levee District to support  
17 future pumping stations to prevent flooding in the area  
18 adjacent to the casino.

19 The city has upgraded every collector street, replaced  
20 deteriorating curbs and gutters, installed sidewalks in  
21 residential areas and widened roads at our industrial parks  
22 with the help of the casino revenue.

23 Gaming tax revenues has allowed the city to expand  
24 recreational service. Our 92,000 square foot community center  
25

1 features a fitness center, aquatics, gymnastics, a senior  
2 center, an indoor track and rentable meeting rooms. These  
3 funds financed half the cost of the construction of the center  
4 as well as helping to support government operations.

5 The infrastructure funded by gaming revenue has enabled  
6 us to attract major commercial investments, including  
7 expansion of Edward Jones and Worldwide Technology and future  
8 construction by the NorthPoint Development along 141 corridor.

9 Maryland Heights is now home to over 17,000 businesses  
10 that have collectively brought thousands of jobs to Maryland  
11 Heights and the entire St. Louis region. Maryland Heights  
12 celebrates its diverse economy and expanding hospitality and  
13 entertainment industries. In addition to the Hollywood  
14 Casino, Maryland Heights has more than 25 hotels, two major  
15 music concert venues and more than 50 restaurants. The casino  
16 has only served to enhance that industry and attract  
17 additional development.

18 Over 10 million visitors a year now visit the many  
19 thriving hospitality venues in Maryland Heights. Between  
20 being an economic hub, a major employment center and a  
21 thriving hospitality entertainment center, there's a lot going  
22 on in Maryland Heights. We work hard to best serve, connect  
23 with our residents and businesses. They feel secure making  
24 the most important investments in their life in Maryland  
25

1 Heights because our government provides the services that  
2 protect their property, employees and patrons.

3 Our police force is responsive and proactive. The  
4 department collaborates with hotels, restaurants, the casino  
5 and ice center and other entertainment venues to monitor  
6 activity in an effort to prevent crime before it happens and  
7 to respond swiftly and professionally if it does.

8 Again, this level of service and professionalism would  
9 not be attainable if not for gaming revenues. The Hollywood  
10 Casino and gaming tax revenue it provides allows us to provide  
11 a superior level of municipal service. The city has used  
12 these proceeds to enrich the lives of our residents and  
13 amplify the economic activity occurring within Maryland  
14 Heights.

15 I thank you, and I support their relicensing. If you  
16 have any questions, I'd be happy to answer them.

17 CHAIRMAN LEARA: Any questions for the mayor? I have a  
18 couple.

19 MAYOR MOELLER: Okay.

20 CHAIRMAN LEARA: Roughly what's the population of  
21 Maryland Heights?

22 MAYOR MOELLER: The nighttime population is like  
23 27,000; the daytime population is about 110,000.

24 CHAIRMAN LEARA: So is Earth City part of Maryland  
25

1 Heights?

2 MAYOR MOELLER: No. Earth City is north of 70. Our  
3 border is Highway 70.

4 CHAIRMAN LEARA: Okay. And did you say you have 50  
5 hotels in Maryland Heights?

6 MAYOR MOELLER: Pardon?

7 CHAIRMAN LEARA: Did you say you have 50 hotels in  
8 Maryland Heights?

9 MAYOR MOELLER: We have -- yeah, uh-huh. We have, at  
10 last count, about 3,800 hotel rooms, second only to the City  
11 of St. Louis.

12 CHAIRMAN LEARA: That's impressive. Any other  
13 questions? Mr. Mayor, thank you for coming. Thank you for  
14 your comments.

15 MAYOR MOELLER: Thank you.

16 CHAIRMAN LEARA: Now, any public comment on the  
17 relicensure of St. Louis Gaming Ventures Hollywood? Seeing  
18 none, Sergeant Masters, you have the floor.

19 SERGEANT MASTERS: Good morning, Mr. Chairman and  
20 Commissioners. St. Louis Gaming Ventures, LLC, doing business  
21 as Hollywood Casino St. Louis, submitted an application to the  
22 MGC on May 2, 2022, for the renewal of its Class B Riverboat  
23 Gaming License which is set to expire on October 31, 2022.

24 Investigators from the Missouri State Highway Patrol,  
25



1 along with MGC financial analysts conducted the relicensing  
2 investigation of Hollywood Casino. The investigation  
3 included, but was not limited to, feedback from affected  
4 local, state and federal governmental agencies, a financial  
5 analysis, a review of disciplinary actions, litigation and  
6 business credit profiles as well as a review of key persons  
7 associated with the company.

8 The findings of this investigation were provided to the  
9 MGC staff, and investigating officers are present to answer  
10 any questions you might have. Thank you.

11 CHAIRMAN LEARA: Any questions on the background  
12 investigation? Seeing none, Sergeant, thank you.

13 SERGEANT MASTERS: Thank you, sir.

14 CHAIRMAN LEARA: Next, the minority compliance review,  
15 Jennifer Hemmel.

16 MS. HEMMEL: Good morning, Mr. Chairman, Commissioners.  
17 On July 19, 2022, the Missouri Gaming Commission staff  
18 conducted 100 percent audit of the MBE/WBE records for the  
19 Class B licensee, Hollywood Casino St. Louis. The results of  
20 our audit and specific details related to those findings are  
21 contained within the summary report in your possession. I'm  
22 happy to answer any questions you may have.

23 CHAIRMAN LEARA: Any questions for Jennifer? Seeing  
24 none, thank you. Staff recommendation?

25

1 MR. GREWACH: Staff recommends approval.

2 CHAIRMAN LEARA: Any other questions? All right, I  
3 move for the approval of Resolution Number 22-059. Is there a  
4 second?

5 COMMISSIONER HANE: Second.

6 CHAIRMAN LEARA: Second, Mr. Hane. Any other  
7 discussion? Seeing none, Angie, call the roll.

8 MS. FRANKS: Chairman Leara?

9 CHAIRMAN LEARA: Approved.

10 MS. FRANKS: Commissioner Conway?

11 COMMISSIONER CONWAY: Approved.

12 MS. FRANKS: Commissioner Hane?

13 COMMISSIONER HANE: Approved.

14 MS. FRANKS: Commissioner Zimmerman?

15 COMMISSIONER ZIMMERMAN: Approved.

16 MS. FRANKS: By your vote you've adopted Resolution  
17 Number 22-059.

18 CHAIRMAN LEARA: Next item on the agenda, Consideration  
19 of Relicensure of Certain Supplier. Sergeant Seaton, you have  
20 the floor.

21 SERGEANT SEATON: Mr. Chairman and Commissioners,  
22 Missouri State Highway Patrol officers and Missouri Gaming  
23 Commission financial analysts conducted a supplier license  
24 renewal investigation for the purpose of assisting the  
25

1 Commission in determining the suitability of SG Gaming,  
2 Incorporated to continue operating as a licensed gaming  
3 supplier company in the State of Missouri.

4 This investigation consisted of, but was not limited  
5 to, financial reviews, feedback from Missouri gaming facility  
6 operators, jurisdictional inquiries, a review of disciplinary  
7 actions, litigation, business credit profile and a review of  
8 the key persons associated with the company.

9 The investigative findings were provided to the MGC  
10 staff for their review, and I'd be happy to answer any  
11 questions you might have.

12 CHAIRMAN LEARA: Questions for Sergeant Seaton? Seeing  
13 none, thank you.

14 I move for the approval of Resolution Number 22-060.  
15 Is there a second?

16 COMMISSIONER CONWAY: Second.

17 CHAIRMAN LEARA: Second, Mr. Conway. Any further  
18 discussion? Seeing none, Angie, call the roll.

19 MS. FRANKS: Chairman Leara?

20 CHAIRMAN LEARA: Approved.

21 MS. FRANKS: Commissioner Conway?

22 COMMISSIONER CONWAY: Approved.

23 MS. FRANKS: Commissioner Hane?

24 COMMISSIONER HANE: Approved.  
25

1 MS. FRANKS: Commi ssi oner Zi mmerman?

2 COMMI SSI ONER ZI MMERMAN: Approved.

3 MS. FRANKS: By your vote you've adopted Resol uti on  
4 Number 22-060.

5 CHAIRMAN LEARA: Next item on the agenda, Consi derati on  
6 of Li censure of Level 1 Key Appl icants. Serge ant McThe eney,  
7 you have the fl oor.

8 SERGEANT McTHEENEY: Good morni ng, Mr. Chai rman and  
9 Commi ssi oners. Mi ssouri State Hi ghway Patrol i nvesti gators  
10 and Mi ssouri Gami ng Commi ssi on fi nanci al i nvesti gators  
11 conducted compre hensi ve backgrou nd i nvesti gati ons on Key and  
12 Level 1 appl icants. The i nvesti gati ons i ncl uded, but were not  
13 li mi ted to, ci vil , cri mi nal , fi nanci al and ge ne ral cha rac ter  
14 i nqui ri es that were made i n the juri sdi cti ons where the  
15 appl icants have li ved, worked and fre quented.

16 The fol lowi ng appl icants are bei ng presented for your  
17 consi derati on:

18 Andrey Kopot, BMM North Ameri ca, Inc. as Group Manager.

19 Tri ci a Tayl or Bouras, The Uni ted States Pl ayi ng Card  
20 Company as Presi dent and Treasurer.

21 El i zabeth Amand a Orol a, BMM North Ameri ca, Inc. as  
22 Seni or Di rector, Servi ce Del i very.

23 Investi gati ve fi ndi ngs were provi ded to the Mi ssouri  
24 Gami ng Commi ssi on staff for thei r revi ew, and i nvesti gators  
25

1 are available to answer any questions you might have. Thank  
2 you.

3 CHAIRMAN LEARA: And these are new applications; is  
4 that correct? There are no renewals in this portion?

5 SERGEANT McTHEENEY: That's correct.

6 CHAIRMAN LEARA: We have a question. Mr. Hane?

7 COMMISSIONER HANE: I've got a couple of questions on  
8 Mr. Kopot. I'm assuming as a Test Engineer, he was not  
9 required to have a license to work in Missouri with BMM?  
10 That's correct?

11 SERGEANT McTHEENEY: That is correct.

12 COMMISSIONER HANE: Okay. But he does need a Level 1  
13 license, occupational license, as a Group Manager?

14 SERGEANT McTHEENEY: That's correct.

15 COMMISSIONER HANE: Now, we weren't aware until our  
16 onsite compliance audit in March that we even knew of  
17 Mr. Kopot's change in position from Test Engineer to Group  
18 Manager; is that correct?

19 SERGEANT McTHEENEY: That's correct.

20 CHAIRMAN LEARA: So BMM did not notify us of a change  
21 in position leaving -- I mean the other Group Manager leaving  
22 and then them promoting Mr. Kopot?

23 SERGEANT McTHEENEY: So I'm not going to speculate as  
24 if somebody left; that could be a new position that hasn't  
25

1 been looked into as that far, but the rest of that would be  
2 correct.

3 COMMISSIONER HANE: Okay. BMM North America was  
4 founded in 2000. Do you know how long they have been doing  
5 business in Missouri? Any speculation --

6 SERGEANT McTHEENEY: I just did that relicensing report  
7 a month or two ago. I think -- I want to say 2008 is on the  
8 top of my head.

9 JUDGE RICHARDSON: I'd have to look that up to tell you  
10 for certain. A while.

11 COMMISSIONER HANE: Okay, but I'm saying, they've been  
12 doing business with us in Missouri for quite some time?

13 SERGEANT McTHEENEY: That's correct.

14 COMMISSIONER HANE: Okay, so they know the rules. They  
15 should know the rules.

16 SERGEANT McTHEENEY: That's correct.

17 COMMISSIONER HANE: Okay. Now, Mr. Kopot, you reported  
18 that he is licensed in the State of Kansas, he does have a  
19 license in the State of Kansas.

20 SERGEANT McTHEENEY: That is correct.

21 COMMISSIONER HANE: And upon discovery of him having  
22 this position as Group Manager, we told them that he needed a  
23 license on March 15 of 2022?

24 SERGEANT McTHEENEY: Yes.

25

1           COMMISSIONER HANE: So we received the application on  
2 April 14, and then on May 23 of 2022, we issued him a  
3 temporary license?

4           SERGEANT McTHEENEY: Correct.

5           COMMISSIONER HANE: Okay. But actually he'd been  
6 working as a Group Manager since October 8 of 2021 without a  
7 license?

8           SERGEANT McTHEENEY: November 8.

9           COMMISSIONER HANE: I'm sorry. Yeah, November 8 of  
10 2021 without a license?

11          SERGEANT McTHEENEY: Yes, sir.

12          COMMISSIONER HANE: Okay. So basically he worked for  
13 seven months until a temporary was issued to him in May?

14          SERGEANT McTHEENEY: Correct.

15          COMMISSIONER HANE: So the background check of him  
16 turns out okay.

17          SERGEANT McTHEENEY: Correct.

18          COMMISSIONER HANE: But if it hadn't, then basically he  
19 would have been operating for the last seven months without a  
20 license?

21          SERGEANT McTHEENEY: Correct.

22          COMMISSIONER HANE: So what is the -- Tim, Ed, what is  
23 the penalty for operating without a license in the State of  
24 Missouri?

25

1 MR. GREWACH: Well, it's a violation, and it's  
2 potentially a violation of both this individual and BMM. I  
3 think Sergeant McTheeney has quoted the rule in 4.260 in his  
4 summary report, but also there's a separate regulation we have  
5 that requires every licensee, including BMM, to make  
6 arrangements for compliance with all federal, state and laws  
7 and regulations.

8 So the question in this case is which of the two, you  
9 know, if you were going to pursue discipline, would you pursue  
10 it against the individual or against the company, depend a lot  
11 upon the facts; but once there is a violation, then the entire  
12 realm of disciplines is available, anything from a nonpunitive  
13 or warning letter to a fine or possibly suspension, you know,  
14 in the case of an individual.

15 So you would -- it hasn't -- there's been some  
16 preliminary discussions about that, about this case as to  
17 whether or not to pursue it, pass it on to DRB, and so we're  
18 really kind of early in the process to make much of a  
19 prediction as to what recommendation may come to you in the  
20 future.

21 COMMISSIONER HANE: Okay. Well, I guess I'll be  
22 looking forward to that recommendation, and we'll see where we  
23 go from here. But again, I'm concerned about people not  
24 operating with proper credentials.

25



1 MR. GREWACH: Yes.

2 COMMISSIONER HANE: And we can't legally drive without  
3 a license, and so I would think that we couldn't operate as a  
4 Group Manager without one either. So --

5 MR. GREWACH: Yes, correct.

6 COMMISSIONER HANE: I'll be looking forward to that  
7 recommendation. Thanks, that's all I have.

8 CHAIRMAN LEARA: Madam Zimmerman?

9 COMMISSIONER ZIMMERMAN: Sergeant McTheeney, in your  
10 report you say that he admitted during the interview that he  
11 was working without a license since November 8. Did he  
12 provide any further information like "I didn't know" or was  
13 there any other, other than his admission?

14 SERGEANT MCTHEENEY: Yes. So what happened in this  
15 instance was the promotion was made, HR was aware and that  
16 reflected on an org chart, and then when our folks, the EGD  
17 folks were doing their investigation, they noticed on the org  
18 chart, so they brought that to the attention of BMM. It was  
19 really a failure of BMM's HR department to communicate with  
20 their licensing department. The licensing department would  
21 have known, and they've licensed Group Managers for some time  
22 in the BMM organization.

23 COMMISSIONER ZIMMERMAN: So to Commissioner Hane's  
24 point, it appears to be more a failing on the part of BMM as

25

1 an organization rather than Mr. Kopot maybe individually?

2 SERGEANT McTHEENEY: Yeah, so historically applicants  
3 are not subject to gaming reports and discipline, so the  
4 company would be the one that would be cited in any gaming  
5 report.

6 COMMISSIONER ZIMMERMAN: Thank you.

7 JUDGE RICHARDSON: Mr. Chairman, we did look, and BMM  
8 has been doing business in the State of Missouri since  
9 September 29, 2010. Mr. Hane, did that answer your question?

10 COMMISSIONER HANE: Yes, thank you.

11 CHAIRMAN LEARA: Mr. Grewach, there is no disciplinary  
12 action in process right now relating to this?

13 MR. GREWACH: Well, it's still in the discussion stage.

14 CHAIRMAN LEARA: It's in the discussion stage, but  
15 there is --

16 MR. GREWACH: Yeah, right. I've spoken to both  
17 Sergeant McTheeney and Lieutenant Fitzgerald, and as we gather  
18 more facts and through the process, then the sergeant will,  
19 you know, will file the gaming report, it will then go through  
20 the DRB process as it goes. Right now, there's nothing that  
21 has either hit the gaming report system or the DRB yet. It's  
22 very early in this investigation.

23 CHAIRMAN LEARA: That answered my question. Thank you.  
24 Any other questions for Sergeant McTheeney? Seeing none,

25

1 thank you, Sergeant.

2 SERGEANT McTHEENEY: Thank you.

3 CHAIRMAN LEARA: I will move for the approval of  
4 Resolution Number 22-061. Is there a second?

5 COMMISSIONER ZIMMERMAN: Second.

6 CHAIRMAN LEARA: Second. Any other discussion? Seeing  
7 none, Angie, call the roll.

8 MS. FRANKS: Chairman Leara?

9 CHAIRMAN LEARA: Approved.

10 MS. FRANKS: Commissioner Conway?

11 COMMISSIONER CONWAY: Approved.

12 MS. FRANKS: Commissioner Hane?

13 COMMISSIONER HANE: Approved.

14 MS. FRANKS: Commissioner Zimmerman?

15 COMMISSIONER ZIMMERMAN: Approved.

16 MS. FRANKS: By your vote you've adopted Resolution  
17 Number 22-061.

18 CHAIRMAN LEARA: Next item on the agenda, Relicensure,  
19 Key Persons. Sergeant Coulson, you have the floor.

20 SERGEANT COULSON: Mr. Chairman and Commissioners,  
21 Missouri State Highway Patrol investigators conducted  
22 background investigation updates on Key Person License  
23 renewals. The investigations included an application review  
24 as well as civil, criminal and general character inquiries  
25

1 made in the jurisdictions where the applicants currently  
2 reside.

3 The following renewals are being presented for your  
4 consideration:

5 Rachel Marie Barber, Senior Vice President and CTO,  
6 International Game Technology PLC.

7 Arnaud Jean-Louis de Cartier de Marchienne, Director,  
8 Cartamundi NV.

9 Emile Jean Raymond Ghislain de Cartier de Marchienne,  
10 Director, Brepols Group NV.

11 Jean-Louis Marie Ghislain de Cartier de Marchienne,  
12 Director, Cartamundi NV.

13 Raoul Emile Andre Marie Ghislain de Cartier de  
14 Marchienne, Director, Brepols Group NV.

15 Dimitri Philippe de Somer, Director, Cartamundi NV.

16 Jean Marie Joseph Auguste Hubert de Somer, Shareholder,  
17 Cartamundi NV.

18 Frederic Christian Jean Marie de Somer, Director,  
19 Cartamundi NV.

20 John August Marie Hubert de Somer, Director, Van  
21 Genechten NV.

22 Philippe Edmond Marie Hubert Jean de Somer, Director,  
23 Van Genechten NV.

24 Lance Matthew George, Vice President/General Manager,  
25

1 PENN Entertainment, Incorporated, doing business as Argosy  
2 Riverside Casino.

3 Adam Terry Jerusalem, Chief Financial Officer, NRT  
4 Technology Corporation.

5 Mark Foster Labay, Executive VP, CFO, Treasurer,  
6 Director, Everi Payments, Incorporated.

7 Stefaan Dami aan Luc Merckx, Director, Carta Mundi ,  
8 Incorporated.

9 Patrick Joseph Ramsey, Non-Executive Director,  
10 Aristocrat Leisure Limited.

11 Pierfrancesco Boccia, Corporate Secretary,  
12 International Game Technology PLC.

13 Jean-Desire Marie Frederic de Somer, Director, Van  
14 Genechten NV.

15 Julia Lynn Sol a, SVP and General Manager, Caesars  
16 Entertainment, Incorporated.

17 James Sottile IV, EVP and Chief Legal Officer, Light &  
18 Wonder, Incorporated.

19 Kneel and Conner Youngblood, Director, Light & Wonder  
20 Incorporated.

21 There is one law enforcement request still pending  
22 regarding Kneel and Conner Youngblood. All other investigative  
23 findings were provided to the Missouri Gaming Commission staff  
24 for their review, and I would be glad to answer any questions  
25

1 you might have. Thank you.

2 CHAIRMAN LEARA: Sergeant Coulson, you said you have  
3 one still with a pending response?

4 SERGEANT COULSON: With the Dallas Police Department.

5 CHAIRMAN LEARA: Is that person on this list?

6 SERGEANT COULSON: It's Kneel and Connor Youngblood, the  
7 very last one.

8 CHAIRMAN LEARA: It's the last one, I see. And you're  
9 comfortable with us moving forward with the licensure there?

10 SERGEANT COULSON: Yes, I see no reason not to.

11 CHAIRMAN LEARA: Okay, very good. Any questions for  
12 Sergeant Coulson? I guess they liked what you said. So thank  
13 you, Sergeant.

14 SERGEANT COULSON: Yes, sir.

15 CHAIRMAN LEARA: I move for the approval of Resolution  
16 Number 22-062, the Relicensure of Key Persons as listed. Is  
17 there a second?

18 COMMISSIONER CONWAY: Second.

19 CHAIRMAN LEARA: Second, Mr. Conway. Any further  
20 discussion? Seeing none, Angie, call the roll.

21 MS. FRANKS: Chairman Leara?

22 CHAIRMAN LEARA: Approved.

23 MS. FRANKS: Commissioner Conway?

24 COMMISSIONER CONWAY: Approved.

25

1 MS. FRANKS: Commi ssi oner Hane?

2 COMMI SSI ONER HANE: Approved.

3 MS. FRANKS: Commi ssi oner Zi mmerman?

4 COMMI SSI ONER ZI MMERMAN: Approved.

5 MS. FRANKS: By your vote you've adopted Resol uti on  
6 Number 22-062.

7 CHAIRMAN LEARA: Next i tem on the agenda, Di sci pli nary  
8 Actions. Mr. Grewach, you have the floor.

9 MR. GREWACH: Thank you, Mr. Chai rman, Commi ssi oners.  
10 Under Tab G we have a Prel i mi nary Order of Di sci pli ne  
11 addressed to Ameri star Casi no St. Char les for fi ve audi t  
12 fi ndings that were not corrected when the audi tors performed  
13 thei r fol lowup. The audi t was for a time peri od of July 1,  
14 2018 to October 31, 2020. As wi th all audi ts, through out the  
15 audi t the audi tors met wi th casi no management to di scuss any  
16 viol ation at the time that they found them.

17 After the audi t was complete, a formal exit conference  
18 was held wi th casi no management on December 2, 2020 i n whi ch  
19 all the fi ndings of the audi tors were presented to them  
20 formally. The casi no management then suppli es responses to  
21 i ndicate how they i ntend to -- or what thei r plan i s to  
22 correct the fi ndings that were presented. After recei vi ng the  
23 management responses, then a fi nal audi t report was i ssued on  
24 December 30, 2020.

25

1           The auditors then followed up on all their findings in  
2 the spring of 2021. And they found, as I said, five findings  
3 from the original audit report that were not corrected when  
4 they followed up.

5           The first audit report found key access for two  
6 employees who had been terminated, that the key access had not  
7 been updated within 72 hours of termination. Now when you see  
8 these numbers it's important to note whenever they do an  
9 audit, they always do a sample size; so in a case like this,  
10 it might be a two-month time period, sometimes it's just a  
11 number of transactions. But when they fouled up, they looked  
12 at it -- followed up, they looked at a two-month time table,  
13 found two employees terminated whose key access had not been  
14 updated within the 72 hours.

15           The second violation involved the audit report finding  
16 that three employees who transferred from the cage department  
17 to another department still had proximity card access to the  
18 main bank six months after their transfer. During the  
19 followup one employee was identified who was transferred from  
20 the cage department to security and still had proximity card  
21 access to the main bank two months after that transfer.

22           The third finding in the audit report involved a  
23 violation of a rule that allows only ticketing employees and  
24 table game supervisors and pit managers to have the ability to  
25



1 create player access and the accounts. And the audit report  
2 found there were four non-ticketing employees who had access  
3 to create player accounts. The followup found that the cage  
4 and credit manager, along with ten casino hosts, had system  
5 access to create accounts.

6 The fourth finding in the audit report found six  
7 employees transferred who were not listed on the required form  
8 that shows their access to the player tracking system being  
9 removed. And the followup found six different employees who  
10 again had been transferred and who were not listed on the  
11 required report.

12 The fifth finding involved the Aristocrat Casino  
13 slot -- critical IT and slot accounting system user log that  
14 did not list the time the last login for each account user.  
15 It listed all the last login time as midnight the day before.  
16 The followup found that they -- the problem still exists, that  
17 for all the users their last login was midnight the time  
18 before.

19 DRB recommended a fine of \$12,500. In response to the  
20 14-day letter, they only addressed the third finding of access  
21 to create player accounts. They provided a June 21, 2021  
22 report showing that the unauthorized employee access had been  
23 removed; however, MGC auditors had a document dated 5-20-2021  
24 which showed that those persons listed in the followup finding  
25

1 did in fact have that access to create player accounts. The  
2 DRB's position was to continue with the recommendation of the  
3 \$12,500 fine.

4 CHAIRMAN LEARA: Questions for Mr. Grewach?

5 COMMISSIONER ZIMMERMAN: Mr. Grewach, I do have a  
6 question. I know we're going to be considering another  
7 discipline action on this casino following this one. What is  
8 their previous record in audits? Do you have any other  
9 information about previous fines or --

10 MR. GREWACH: If I could have just a second,  
11 Commissioner Zimmerman. I'm just trying to see if I have that  
12 information here with me. I do not. I would call, if she  
13 doesn't mind, on Compliance Audit Manager Leshia Kempker to  
14 see if she has any knowledge of their prior audit history.

15 MS. KEMPKER: Good morning, Leshia Kempker, Compliance  
16 Audit Manager. I do not have that information in front of me  
17 for a list basis. Is it in the packet that's provided to  
18 them, the priors?

19 MR. GREWACH: No.

20 MS. KEMPKER: Okay. I do know that there have been  
21 other previous repeat findings. I can't state specific what  
22 they have been fined for repeat findings. I can only speak to  
23 this case right now. I can do that history and get back to  
24 you.

25

1           COMMISSIONER ZIMMERMAN: That would be great. I'm  
2 just -- having two disciplines in this packet on the same  
3 casino, I just wondered if this was a pattern of behavior or  
4 maybe an outlier. Thank you.

5           MS. KEMPKER: Uh-huh.

6           CHAIRMAN LEARA: So there has been a response letter  
7 from Ameristar on this -- on this disciplinary action which  
8 encompasses five issues, and it's asking for one of them to be  
9 removed. Which one was that?

10          MS. KEMPKER: It was Finding 3 regarding their creation  
11 of the player accounts. And we agree that the report they  
12 provided on June 21 does show that the access was removed, but  
13 the auditors were provided a report on May 20 which our  
14 finding is based on that shows that those 11 employees do have  
15 that access to create accounts.

16          COMMISSIONER ZIMMERMAN: So it was after the fact then,  
17 that they -- they're responding after your finding?

18          MS. KEMPKER: Correct. They couldn't find the source  
19 of that report. The report was provided by corporate  
20 employees, so they didn't really know where they were getting  
21 that information. The casino couldn't provide us that  
22 information, but we had to go with the reports we were  
23 provided at the time.

24          COMMISSIONER ZIMMERMAN: Of course.  
25

1 CHAIRMAN LEARA: Okay. Any other questions? Any  
2 questions on this action? Seeing none, thank you.

3 All right, I move for the approval of Disciplinary  
4 Action Number DC-22-073. Is there a second?

5 COMMISSIONER ZIMMERMAN: Second.

6 CHAIRMAN LEARA: We have a second. Any discussion?  
7 Seeing none, Angie, call the roll.

8 MS. FRANKS: Chairman Leara?

9 CHAIRMAN LEARA: Approved.

10 MS. FRANKS: Commissioner Conway?

11 COMMISSIONER CONWAY: Approved.

12 MS. FRANKS: Commissioner Hane?

13 COMMISSIONER HANE: Approved.

14 MS. FRANKS: Commissioner Zimmerman?

15 COMMISSIONER ZIMMERMAN: Approved.

16 MS. FRANKS: By your vote you've adopted DC-22-073.

17 CHAIRMAN LEARA: Staying on disciplinary actions,  
18 Mr. Grewach, the second item.

19 MR. GREWACH: Thank you. Under Tab H we have a  
20 Preliminary Order of Discipline directed to Ameristar Casino  
21 St. Charles for failing to secure assets.

22 On February 27, 2022, a casino slot technician, Stevie  
23 Bowen, entered a slot machine to work on a bill validator. He  
24 removed over \$6,000 in cash and 31 TITO tickets and placed  
25

1 them inside the slot machine main door. He repaired the bill  
2 validator but left the funds lying loose inside the slot  
3 machine's door.

4 When two times that day the casino employees opened the  
5 casino main floor to access the machine for service and it  
6 also occurred twice the next day, including a time when  
7 Mr. Bowen went back in to perform more service on the slot  
8 machines while the funds were laying there in the open on the  
9 inside of the slot machine's main door.

10 At 9:06 AM on the 28th, a casino employee entered the  
11 slot machine, noticed the cash and TITO's and notified his  
12 supervisor and the MGC. The discipline review board  
13 recommended a fine of \$5,000.

14 In the company's response to the 14-day letter, they  
15 did not contest the fine or the violation, but indicated that  
16 they had instructed their slot techniques that for any bill  
17 validator malfunction that required removal of funds, that  
18 that needed to be handled under MGC rules as an emergency drop  
19 and to get the drop team involved in that process.

20 CHAIRMAN LEARA: Questions for Mr. Grewach? I have  
21 one. How often are those slot machines dropped? Is that the  
22 proper term, dropped, where they remove the cash?

23 MR. GREWACH: Can I call on Compliance Audit Manager  
24 Leshia Kempker?  
25

1 MS. KEMPKER: Leshia Kempker, Compliance Audit Manager.  
2 It really depends on the casino's own drop schedule. They  
3 could drop them every day or they could drop them once every  
4 two weeks, so I would have to look at their drop schedule for  
5 that specific machine because it varies based on zone as well.

6 CHAIRMAN LEARA: So anywhere from a day to two weeks?

7 MS. KEMPKER: Correct.

8 CHAIRMAN LEARA: This wasn't dropped for a few days,  
9 two or three days, because several people entered the machine  
10 with the cash --

11 MS. KEMPKER: Yeah, over a two- or three-day period,  
12 correct.

13 CHAIRMAN LEARA: Okay.

14 MR. GREWACH: I will say that when they finally checked  
15 it out, there was no variance, so there was no money taken.

16 CHAIRMAN LEARA: That's fine, but there was cash  
17 flapping in the door.

18 MR. GREWACH: Right, right.

19 CHAIRMAN LEARA: And several people entering the  
20 machine.

21 MR. GREWACH: Yeah. But the risk there obviously, you  
22 know, and the violation causes --

23 CHAIRMAN LEARA: Would it be normal for an employee to  
24 see that cash there in the door like that and request a drop  
25

1 or report that; right?

2 MS. KEMPKER: I would think you would see a stack of  
3 bills and tickets.

4 CHAIRMAN LEARA: Six thousand in cash.

5 MS. KEMPKER: It depends on how quickly the employee  
6 was in and out of the machine and kind of where it was at in  
7 the machine and what they were doing in the machine based on  
8 their line of sight.

9 CHAIRMAN LEARA: But the accounting part of it was  
10 correct and there was no missing funds?

11 MR. GREWACH: That's correct.

12 CHAIRMAN LEARA: Okay.

13 COMMISSIONER ZIMMERMAN: But then obviously one of the  
14 employees did see it and did report it, so I mean -- whose  
15 responsibility, I guess, in the hierarchy, you know --

16 CHAIRMAN LEARA: Okay, I think we understand.

17 COMMISSIONER ZIMMERMAN: Absolutely.

18 CHAIRMAN LEARA: Trying to understand the bigger  
19 picture. All right, thank you. Mr. Conway?

20 COMMISSIONER CONWAY: Now you got me curious, and you  
21 know how that works. Okay, if the money from 6,000 sits there  
22 for two weeks, does the electronic funding become part of the  
23 daily report on what the casino action were on that bank of  
24 machines? Does collecting the money have anything to do with  
25

1 their actual daily reports of what they generate from a given  
2 slot set?

3 MR. GREWACH: I'm afraid I'm going to have to go ahead  
4 and call on Cheryl Alonzo, Assistant Director, because I'm  
5 aware of the fact that there is some reconciliation process  
6 between the meters and the money that's actually counted in  
7 the count room; but Assistant Director Alonzo would be able to  
8 give you a better answer to that question.

9 COMMISSIONER CONWAY: I expected that.

10 MS. ALONZO: Cheryl Alonzo, Missouri Gaming Commission.  
11 The tax reports, if they don't drop a machine or an area of  
12 the slot floor, they just use the estimates from the slot  
13 accounting system, so eventually when they do drop it, they  
14 count the physical tickets and cash, and then that's  
15 reconciled back to what was supposed to be there based on the  
16 metering, and any variances will be investigated. So they're  
17 going to still pay taxes, even though we took that money  
18 aside, the machine knew it got that money and those tickets.  
19 Does that make sense?

20 COMMISSIONER CONWAY: I guess the only thing is a lot  
21 of times we look at the daily transactions of the table games  
22 or the machines and see -- so the electronic part of it is  
23 reporting it on a daily basis and then when they get around to  
24 clearing the machines, the money would come up; but some of  
25



1 the money that they pick up two weeks later would be reflected  
2 back to the Saturday or two Saturdays before; right?

3 MS. ALONZO: Correct.

4 COMMISSIONER CONWAY: Okay. Thanks.

5 MS. ALONZO: You're welcome.

6 CHAIRMAN LEARA: Any other questions? Okay, seeing  
7 none, I move for the approval of Disciplinary Action Number  
8 DC-22-074. Is there a second?

9 COMMISSIONER CONWAY: Second.

10 CHAIRMAN LEARA: Second, Mr. Conway. Any other  
11 discussion? Seeing none, Angie, call the roll.

12 MS. FRANKS: Chairman Leara?

13 CHAIRMAN LEARA: Approved.

14 MS. FRANKS: Commissioner Conway?

15 COMMISSIONER CONWAY: Approved.

16 MS. FRANKS: Commissioner Hane?

17 COMMISSIONER HANE: Approved.

18 MS. FRANKS: Commissioner Zimmerman?

19 COMMISSIONER ZIMMERMAN: Approved.

20 MS. FRANKS: By your vote you've adopted DC-22-074.

21 CHAIRMAN LEARA: Next item on the agenda, Consideration  
22 of Waiver of Institutional Investors, Mr. Grewach.

23 MR. GREWACH: Thank you, Mr. Chairman and  
24 Commissioners. Under Tabs I, J and K, we have three requests  
25

1 from institutional investors. The first one, FMR and its  
2 various fidelity subsidiaries are asking to renew their  
3 existing waiver. They are a privately held company, they're  
4 registered with the SEC as an investment advisor. They have  
5 approximately 10 trillion dollars of assets that they manage.  
6 They currently own 13.8 percent of PENN Entertainment and 8.8  
7 percent of Caesars Entertainment.

8 If you'd like for me to proceed with all three?

9 CHAIRMAN LEARA: Yeah, go ahead with all of them, then  
10 we'll discuss.

11 MR. GREWACH: Under Tab J we have Rice Hall James &  
12 Associates. Again, this is a renewal of an existing waiver.  
13 They're a privately held company. They're 100 percent  
14 employee owned with an employee stock ownership plan. They  
15 manage three billion dollars in assets for approximately 320  
16 clients. They currently own a 5.19 percent interest in  
17 Century Casinos.

18 And under Tab K we have Janus Henderson Group PLC who  
19 is a publicly traded asset management group. They are also  
20 registered with the SEC as investment advisors. They have 300  
21 billion dollars of assets under management and currently hold  
22 7.2 percent interest in Century Casinos and a 5.1 percent  
23 interest in Caesars Entertainment.

24 CHAIRMAN LEARA: Questions for Mr. Grewach? I have  
25

1 one. Rice Hall James, did you say they were an investment  
2 advisor?

3 MR. GREWACH: They are.

4 CHAIRMAN LEARA: Are they a mutual fund company? I  
5 don't remember.

6 MR. GREWACH: They are --

7 CHAIRMAN LEARA: Because with three billion, it doesn't  
8 sound like they --

9 MR. GREWACH: Oh, I take that back. No, they are not  
10 registered. I apologize.

11 CHAIRMAN LEARA: Are they a hedge fund, are they a  
12 private equity firm? What are they?

13 MR. GREWACH: I'd like to call on Kylee Wieberg, our  
14 Financial Investigations Manager, who may have some more  
15 information on that.

16 MS. WIEBERG: Hi, Chairman, Commissioners. My name is  
17 Kylee Wieberg. I'm the Financial Investigations Manager.  
18 Rice Hall James & Associates is a -- they manage -- they  
19 manage for institutional investors and private clients. I  
20 would -- they handle managing micro-small and mid-cap  
21 investments.

22 They had very little information online that I could  
23 find since they are privately held, so every time I searched I  
24 got the same generic paragraph that says their core competency  
25

1 is constructing portfolios for micro- to mid-capitalization  
2 stocks and our unique investment process relies on bottom-up  
3 fundamental research to identify compelling stories of  
4 undervalued and undiscovered growth within this universe, is a  
5 quote from their website.

6 If that answers your question, I could get more -- I  
7 could research that and get more information to you at a later  
8 time.

9 CHAIRMAN LEARA: Yeah, I am trying to figure out what  
10 their structure is. They're not SEC registered?

11 MS. WIEBERG: I don't -- I believe that they are  
12 registered with the SEC as an investment advisor.

13 CHAIRMAN LEARA: Oh, they are?

14 MS. WIEBERG: Yes.

15 CHAIRMAN LEARA: Okay.

16 MR. GREWACH: Sorry about that, Mr. Chairman. My notes  
17 didn't include that.

18 CHAIRMAN LEARA: It seems that there's a difference  
19 between Rice Hall and we know Fidelity, 10 trillion, 10  
20 trillion in Janus Funds, I mean those are mutual fund  
21 companies. I'm just curious -- how long is this license for  
22 or this -- or I'm sorry, it's a waiver.

23 MR. GREWACH: The waivers are for two years.

24 CHAIRMAN LEARA: So we'll have time to revisit this  
25

1       agai n.

2               MR. GREWACH:   Yeah.

3               CHAIRMAN LEARA:  I would just like the staff in that  
4 process in the coming year to kind of figure out what it is  
5 they exactly do, you know.  An investment advisor is pretty  
6 broad, but if they have three billion in assets and they're  
7 making calls, they're getting close to 10 percent ownership of  
8 a casino.

9               MR. GREWACH:  We certainly will.  I mean being  
10 privately traded or actually an ESOP, you know, what our  
11 approach will be will to just contact them directly and try to  
12 elicit as much information as we can.

13              CHAIRMAN LEARA:  Yeah, just going forward.

14              MR. GREWACH:  And any SEC filings they have, we can --

15              CHAIRMAN LEARA:  How long have they been -- is this  
16 their initial request or is this a renewal?

17              MR. GREWACH:  This is a renewal.

18              CHAIRMAN LEARA:  So they have been waived previously?

19              MR. GREWACH:  That is correct.

20              CHAIRMAN LEARA:  And do we know how long they've been  
21 in Missouri?

22              COMMISSIONER HANE:  Two years ago, right?

23              MR. GREWACH:  I don't know.  I know this is a renewal  
24 of their last.  I don't have the history of their prior  
25

1 renewal s.

2 CHAIRMAN LEARA: Fair enough. Thank you. Any other  
3 questions? Seeing none, I move for the approval of  
4 Consideration of Waiver of Institutional Investors for  
5 Fidelity, Resolution Number 22-063. Is there a second?

6 COMMISSIONER HANE: Second.

7 CHAIRMAN LEARA: We have a second. Any discussion?  
8 Seeing none, Angie, please call the roll.

9 MS. FRANKS: Chairman Leara?

10 CHAIRMAN LEARA: Approved.

11 MS. FRANKS: Commissioner Conway?

12 COMMISSIONER CONWAY: Approved.

13 MS. FRANKS: Commissioner Hane?

14 COMMISSIONER HANE: Approved.

15 MS. FRANKS: Commissioner Zimmerman?

16 COMMISSIONER ZIMMERMAN: Approved.

17 MS. FRANKS: By your vote you've adopted Resolution  
18 Number 22-063.

19 CHAIRMAN LEARA: I now move for the approval of  
20 Resolution Number 22-064, Waiver of Institutional Investor for  
21 Rice Hall James. Is there a second?

22 COMMISSIONER ZIMMERMAN: Second.

23 CHAIRMAN LEARA: We have a second. Any other  
24 discussion? Seeing none, Angie, call the roll.

25

1 MS. FRANKS: Chairman Leara?  
2 CHAIRMAN LEARA: Approved.  
3 MS. FRANKS: Commissioner Conway?  
4 COMMISSIONER CONWAY: Approved.  
5 MS. FRANKS: Commissioner Hane?  
6 COMMISSIONER HANE: Approved.  
7 MS. FRANKS: Commissioner Zimmerman?  
8 COMMISSIONER ZIMMERMAN: Approved.  
9 MS. FRANKS: By your vote you've adopted Resolution  
10 Number 22-064.  
11 CHAIRMAN LEARA: Next item, Waiver of Institutional  
12 Investor for Janus Henderson Group, Resolution Number 22-065.  
13 I move for the approval. Is there a second?  
14 COMMISSIONER CONWAY: Second.  
15 CHAIRMAN LEARA: We have a second. Any discussion?  
16 Seeing none, Angie?  
17 MS. FRANKS: Chairman Leara?  
18 CHAIRMAN LEARA: Approved.  
19 MS. FRANKS: Commissioner Conway?  
20 COMMISSIONER CONWAY: Approved.  
21 MS. FRANKS: Commissioner Hane?  
22 COMMISSIONER HANE: Approved.  
23 MS. FRANKS: Commissioner Zimmerman?  
24 COMMISSIONER ZIMMERMAN: Approved.  
25

1 MS. FRANKS: By your vote you've adopted Resolution  
2 Number 22-065.

3 CHAIRMAN LEARA: Next item on the agenda, Consideration  
4 of Rulemaking, Mr. Grewach.

5 MR. GREWACH: Thank you. Under Tab L we have three  
6 proposed rule amendments. Under Item 1 is an amendment to  
7 Rule 7.010 to first change it to clarify the purpose  
8 statement, and the second is in the text of the rule to change  
9 the classification from A to B. As you know, Class A is the  
10 parent company, Class B is the boat. These are surveillance  
11 requirements in this rule, so they all would apply to the B.

12 7.120 again is a change to clarify the purpose  
13 statement and in Paragraph 1 to change the designation from  
14 Class A to Class B.

15 Item 3, 7.145 again is a change to clarify the purpose  
16 statement. It would change the classification from A to B.  
17 It deleted the requirement that the licensees to be billed  
18 monthly basis. This gives us flexibility. Some bills are  
19 billed on a monthly basis, some are quarterly, and it just  
20 depends on the type of the reimbursement that we're seeking  
21 from the company.

22 And we received approval from the Governor's office to  
23 proceed with these amendments on October 12, 2022. If you  
24 approve them today, there will be a 30-day public comment  
25



1 period beginning on December 1, 2022. There will be a public  
2 hearing on January 4, 2023, and the rules will come back to  
3 you, along with any comments or suggested changes, at your  
4 February 22, 2023 meeting. And if you approve at that time,  
5 the rules will become effective on June 30, 2023.

6 CHAIRMAN LEARA: At that point we would be approving in  
7 the 2023 final order of rulemaking?

8 MR. GREWACH: Final order of rulemaking would be at  
9 your February meeting next year.

10 CHAIRMAN LEARA: So this is kind of the middle part of  
11 the process then?

12 MR. GREWACH: Actually the very beginning of the  
13 process.

14 CHAIRMAN LEARA: This is very beginning.

15 MR. GREWACH: Yes.

16 CHAIRMAN LEARA: But the Governor's actions got us here  
17 so --

18 MR. GREWACH: Right after that, right.

19 CHAIRMAN LEARA: All right. Any questions for  
20 Mr. Grewach? Seeing none, I move for the approval of  
21 Resolution Number 22-066. Is there a second?

22 COMMISSIONER HANE: Second.

23 CHAIRMAN LEARA: We have a second. Any further  
24 discussion? Seeing none, Angie, call the roll.

25

1 MS. FRANKS: Chairman Leara?  
2 CHAIRMAN LEARA: Approved.  
3 MS. FRANKS: Commissioner Conway?  
4 COMMISSIONER CONWAY: Approved.  
5 MS. FRANKS: Commissioner Hane?  
6 COMMISSIONER HANE: Approved.  
7 MS. FRANKS: Commissioner Zimmerman?  
8 COMMISSIONER ZIMMERMAN: Approved.  
9 MS. FRANKS: By your vote you've adopted Resolution  
10 Number 22-066.

11 CHAIRMAN LEARA: Next item on the agenda, Extension of  
12 Renewal of Key Persons. Mr. Grewach?

13 MR. GREWACH: Thank you. This is a resolution to  
14 extend the license of two key persons that will expire prior  
15 to your December 7, 2022 meeting. We did the same thing in  
16 the June agenda because the two months that we don't have  
17 meetings, July and November, we do have key persons that  
18 expire at the end of those months. So just like in June, we  
19 extended them into July so we could get them renewed at the  
20 next meeting.

21 And here there were two people -- we tried to get as  
22 many of the November expirations done, you know, in this  
23 agenda item you approved earlier. Two we just couldn't get  
24 finished, so these two persons will be extended basically to  
25

1 the end of the year, but they'll be on the December 7 meeting  
2 agenda.

3 CHAIRMAN LEARA: Any questions? I don't know if this  
4 is a comment or a question. Judge, you may want to chime in  
5 on this. Is this part of the process of we're trying to get  
6 these renewals in sync, or did we have this every time -- I  
7 mean are we trying to get away from November renewals?

8 JUDGE RICHARDSON: We are, but we won't totally be away  
9 from November renewals simply because it doesn't work to quite  
10 match everybody up; but all of the new applications that come  
11 in, we will not have a November expiration date. There will  
12 still in the future, according to Ms. McCarthy, LeAnn, tells  
13 me there will still be a few that it just didn't quite work to  
14 match up, and these two may be on that list, but you shouldn't  
15 be seeing very many in the future.

16 CHAIRMAN LEARA: Okay, question. We grant this  
17 extension basically until the December meeting; is that right?

18 MR. GREWACH: I think as worded in the resolution it  
19 just went to the end of December, the extension.

20 CHAIRMAN LEARA: Somewhere in there. So then if we  
21 approve in December at our meeting, does it go -- is their  
22 license renewed for 24 months or is it renewed for 22 months?

23 JUDGE RICHARDSON: I believe her plan was to keep them  
24 on the November renewal.

25

1 CHAIRMAN LEARA: That was my question.

2 JUDGE RICHARDSON: But in the future, Chairman, what we  
3 hope to be able to do -- and again, we just didn't get these  
4 two done -- what we hope to be able to do is to bring those to  
5 you at your request and for convenience for everyone at an  
6 earlier meeting on an agenda, say in October. And if you'll  
7 note, as Mr. Grewach indicated, on your agenda today were some  
8 November expirations, but we got them done for your meeting  
9 today; so that is certainly our plan going forward so that we  
10 don't have to extend anybody, that you are able to have those  
11 addressed prior to their expiration date.

12 CHAIRMAN LEARA: Thank you. Very good. Any other  
13 discussion? Seeing none, I move for the approval of  
14 Resolution Number 22-067, Extension of Renewal of Key Persons.  
15 Is there a second?

16 COMMISSIONER ZIMMERMAN: Second.

17 CHAIRMAN LEARA: We have a second. Any other  
18 discussion? Seeing none, Angie?

19 MS. FRANKS: Chairman Leara?

20 CHAIRMAN LEARA: Approved.

21 MS. FRANKS: Commissioner Conway?

22 COMMISSIONER CONWAY: Approved.

23 MS. FRANKS: Commissioner Hane?

24 COMMISSIONER HANE: Approved.

25

1 MS. FRANKS: Commi ssi oner Zi mmerman?

2 COMMI SSI ONER ZI MMERMAN: Approved.

3 MS. FRANKS: By your vote you've adopted Resol uti on  
4 Number 22-067.

5 CHAIRMAN LEARA: Next item on the agenda, we have a  
6 Petiti on for Approval of Temporary Relocati on. Mr. Ellinger,  
7 you have the floor.

8 MR. ELLINGER: Thank you, Mr. Chairman, members of the  
9 Commi ssi on. My name is Marc Ellinger. I am the outside  
10 counsel and represent Century Casinos, Inc. We thank you for  
11 the expedited nature that we're appearing today with regards  
12 to a petiti on which was filed on Monday for the temporary  
13 relocation of a casino being in Caruthersville pending the  
14 completion and approval of a new facility.

15 We have a very short presentation we wanted to walk  
16 through very quickly here. I just want to give a little  
17 background very quickly on where we're at with respect to the  
18 new process in Caruthersville. Denny Callen will come up and  
19 talk a little bit about the kind of unique circumstances we're  
20 under right now physically due to the water levels on the  
21 Missi ssi pi Ri ver. Lyle Randolph will come up and talk a  
22 little bit about the process for the new facility that's being  
23 constructed and the layout for the temporary facility, and  
24 then we'll conclude and ask you to approve the resolution  
25

1 approving the petition.

2 By way of background, as everyone knows, Article III  
3 39(d) of the Constitution provides for gaming to be done on  
4 the Missouri and Mississippi Rivers or within an artificial  
5 space within 1,000 feet and delegates the authority to the  
6 General Assembly to define the various terms and conditions.

7 In 2021 Senate Bill 26 was passed by the General  
8 Assembly. It amended Chapter 313 to allow a new entity or new  
9 topic called a non-floating facility. That would be a  
10 facility that has -- it is within 1,000 feet of the Missouri  
11 and Mississippi Rivers and has at least 2,000 gallons of water  
12 in semi-rigid or rigid containers on or beneath the gaming  
13 floor.

14 Century filed a Petition for Preliminary Approval of a  
15 New Facility Construction that was presented to the Commission  
16 December 1 of 2021. You approved that resolution and that  
17 preliminary approval to start the construction process in  
18 Resolution 21-060.

19 Since then, Century's commenced a lot of the design  
20 work, construction development work -- I won't steal your  
21 thunder. So we're making progress on that. There was also,  
22 just by way of being very upfront and above board, there was  
23 litigation that was involved in Senate Bill 26 that was  
24 unrelated to the changes to Chapter 313; and as a result, in  
25

1 the 2022 session, two bills were passed, Senate Bill 987 and  
2 House Bill 2400, both of which were signed by the Governor  
3 which also amended Chapter 313 and dealt with these same  
4 provisions. And as a result, we have very clear law that  
5 defines what is a non-floating facility and how it would be  
6 construed by this Commission.

7 In the interim since that has occurred, that was only  
8 this summer in June that those bills were passed, we've had  
9 some pretty extreme low water conditions that have begun to  
10 develop on the Mississippi River. And with that, I'm going to  
11 turn it over to Denny Callen; and, Denny, if you want to talk  
12 a little bit about that, please.

13 MR. CALLEN: Thank you. Denny Callen, General Manager,  
14 Century Casino Caruthersville. We started experiencing low  
15 water situations in August of this year, and the property has  
16 steps that we can take to minimize that impact to our  
17 operations and stay in operations. Unfortunately, in October  
18 we started seeing historic low river levels, and right here is  
19 a photo that was taken behind our facility that normally has a  
20 lot of water in it and allows us to float. So we did end up  
21 closing that riverboat access on October 13 just because of  
22 safety reasons and the transition ramps between that barge and  
23 that riverboat.

24 So we moved our gaming operations just strictly onto  
25

1 that barge which prior to this just had about 300 slot  
2 machines. Now it has about 290 slot machines and four table  
3 games, and that's where we're limited to right now. You can  
4 see the sandbar that has come to the surface there beneath us  
5 that just keeps coming towards our facility. Our barge is  
6 currently -- half of that barge is currently grounded and the  
7 forward end, the bow or the front area of that barge is still  
8 floating in what river remains.

9 We do float between a negative -- the old record was a  
10 negative .82 where now we've been as low as a negative 1.8, so  
11 we have set a new historic low record. This here just  
12 demonstrates some of the damage that we see on our barge.  
13 This is our lower level back of house areas. It's just stress  
14 fractures, stress cracks on our sheetrock.

15 I do want to show you that our hull is safe, it's  
16 secure. We check our ballast tanks and there's no buckling on  
17 our hull, so there's no indications of damage to that hull as  
18 of yet. And we do check our tanks frequently throughout each  
19 day, and we do document that to make sure that there's no  
20 cracks or any challenges with that.

21 We've also been in touch with Lay Pitman, our naval  
22 engineers in Florida, that are very familiar with this  
23 facility. They set this up, so we've been going by their  
24 guidance as well. There is no more ballast water in our  
25



1 tanks, which is what we use to float that barge in normal  
2 water conditions.

3 So as you can see here, historic crest, that's the  
4 other challenge. The top photo shows what a normal river  
5 looks like for our facility and everything works perfect.  
6 That bottom picture is just the other extreme that we deal  
7 with from time to time, and that's flood waters. That picture  
8 was actually from 2011 with a historic river crest of I  
9 believe 47 and a half feet that happened in May of 2011.

10 But you can see through that list on the right we've  
11 exceeded 40 feet on that river multiple times since we've been  
12 on the river, which is another reason we're working to get off  
13 that river and get to a more land-based type facility.

14 This here is just our river gauge from the Army Corps  
15 of Engineers, and the highlighted pieces just show where we  
16 matched the record low. On the 15th, we exceeded that record  
17 low and on the 16th, we set an all-time new record low. As of  
18 today, we're still below zero on the river gauge at  
19 Caruthersville.

20 And on this next picture, what that shows you, that  
21 solid black line above the graph piece is zero on the river  
22 gauge, so you can see our forecast that goes out four weeks  
23 continues to show up and down river levels all below zero, and  
24 then a continued fall four weeks out where we'll still be at a  
25

1 negative 1.5 feet on that river on November 22.

2 These extended forecasts do change, depending on rain,  
3 and they also -- the latest increase that we've seen is on the  
4 Ohio River, they've started releasing water out of the  
5 Kentucky Dam just to keep the channel on the Mississippi River  
6 open for barge traffic. They have already reduced the size of  
7 tows on barge traffic, and the grain elevators in our area can  
8 only load barges half full because of the low water issues.

9 So this is the situations that we're facing right now.  
10 I'll turn this over to Lyle Randolph at this time. He will  
11 talk about the development at the property and our commitment  
12 to get off the river.

13 MR. RANDOLPH: Again, Lyle Randolph, I'm the General  
14 Manager and Vice President of Operations for Missouri for both  
15 properties as well.

16 Century really wants to reiterate that this request for  
17 the temporary location is being made in conjunction with our  
18 continued commitment to the new casino and hotel project in  
19 Caruthersville. As noted here, VICI Properties, which is our  
20 landlord at both of the Missouri properties, the REIT that  
21 owns the real estate, has confirmed their commitment to fund  
22 the project in Caruthersville.

23 Century's board of directors passed a new resolution  
24 earlier this month that approved the full amount cost. They  
25

1 had previously passed a resolution and with some additional  
2 costs of the project, they've now passed a full resolution to  
3 ensure that the entire project is ready to go.

4 Our local contractors provided an updated lump sum cost  
5 amendment to our contract to give us fixed costs moving  
6 forward, and they are already mobilizing on the site as we  
7 speak to begin this process with the new casino. We  
8 anticipate significant foundation work. Our plan is what you  
9 saw in Cape Girardeau, the equipment, the drills will be moved  
10 directly when that project finishes in a couple of weeks, will  
11 move directly down to Caruthersville and begin work there.

12 In addition to that, I wanted to kind of show a little  
13 bit about what we see as far as the layout of the property.  
14 This view shows that the temporary casino work that is being  
15 proposed is essentially the same distance from the river as  
16 the new future casino and hotel development, so the building  
17 in the center is the pavilion and the upper level's where  
18 we're proposing to relocate the temporary casino.

19 You will note on the left you can actually see a little  
20 bit of construction. When this photo was taken several months  
21 ago, that's the Farmstead, that's our hotel project that we're  
22 working on as well; so again, there is already construction  
23 going on on the site, but that actually will be coming online  
24 shortly with soft opening in a couple of weeks and will be  
25

1 available for public room rental in December.

2 The pavilion currently is used for non-gaming purposes.  
3 It primarily is administrative offices downstairs. Upstairs  
4 was formerly the restaurant and bar. The bar has been closed  
5 for several years. The restaurant was opened, we even leased  
6 that to a third party. The timing was not good with Covid and  
7 they were -- are no longer in operation as well, so it's  
8 really underutilized.

9 It is within 1,000 feet of the Mississippi River as  
10 Mr. Ellinger explained. It really is a common sense solution  
11 to our problem that we can relocate and meet the requirements  
12 and provide a safe location for our customers and employees.

13 This diagram shows again the natural high bank which is  
14 defined by the Army Corps of Engineers and the thousand mark  
15 on the right and the red box, the location of the pavilion or  
16 the temporary casino; and again, you can also notice the new  
17 casino and new hotel development.

18 In your packet and here on the slides, these are two  
19 letters from the Corps. The one on the left defines what the  
20 natural high bank definition is. The one on the right  
21 specifically talks about the location in Caruthersville and  
22 identifies that location and that mark for the location.

23 Here's another view of the property just to give you  
24 another perspective because I think it's important to  
25

1 understand kind of specifically what we're looking for. You  
2 can see the barge and the vessel on the other side, the  
3 pavilion up front. That upper level pavilion is what we're  
4 looking for for the temporary casino. The parking lot to the  
5 right is where the new casino construction will take place.  
6 Down in the bottom right corner you see the Farmstead Hotel.

7 As Denny mentioned, I wanted to make sure that we are  
8 currently less than half operation in Caruthersville as we  
9 speak today. The riverboat, the original day one riverboat  
10 that's moored to the barge is not accessible to customers  
11 because of the difference in the way -- the draft of those two  
12 buildings. You have one that's potentially sitting on a  
13 sandbar, the other one that's free floating, and because of  
14 that difference between those two facilities, the riverboat is  
15 no longer accessible for customers.

16 So the number of machines currently is 290 machines.  
17 Typically we're running 520, so significantly reduced  
18 operation as we speak.

19 I wanted to show a few pictures of what the -- for  
20 those that have been here, just a little recollection, but  
21 also some may not have seen. This is the interior location of  
22 the pavilion that we're proposing to use as the casino.  
23 Again, it was previously used as a bar and restaurant.  
24 There's about 12,000 square feet that is readily available to  
25

1 use. The entire pavilion is about 20,000, but it includes  
2 back of house, kitchen and restrooms and so forth.

3 We think that -- here's a draft layout of what that  
4 casino would look like. We think we can get up to 425 games  
5 in this location, which gets us obviously much closer to what  
6 kind of operation we were in previously.

7 And again, we have a letter from the mayor that  
8 explains a little bit about their support, obviously. The  
9 casino is very important to the City of Caruthersville,  
10 they're concerned about the situation and ask for the  
11 Commission's support in this regard.

12 I wanted to put this picture -- this is the ultimate  
13 goal, which is to get the new facility built, get the hotel  
14 built which is in between the pavilion. Our goal is that this  
15 casino -- new casino is built, the hotel, then we're able to  
16 go back in and renovate the pavilion for future use as an  
17 ancillary service to the existing casino.

18 I think I'll turn it back over to Mr. Ellinger for some  
19 additional comments.

20 MR. ELLINGER: Thank you, Lyle. As you can notice, we  
21 wanted to wrap up just by reiterating we want to make sure  
22 that it's very clear we're within 1,000 feet of the  
23 Mississippi River, we will have the rigid and fixed storage  
24 containers with the water in them, and this is a temporary  
25

1 relocation pending the completion of the new project which is,  
2 as we said, getting ready to go under construction.

3 We'd be happy to answer any questions. We'd just ask  
4 that the Commission approve Resolution 22-068 and allow this  
5 temporary relocation to occur pending the movement and the  
6 inspections that are required by the staff to make sure that  
7 its safety, security and operations are contiguous and do not  
8 present any problems and ask that the Executive Director then  
9 issue a license to allow gaming to commence on that facility  
10 as a temporary location.

11 CHAIRMAN LEARA: Any questions for Mr. Ellinger or  
12 Mr. Randolph?

13 COMMISSIONER ZIMMERMAN: Either I think could answer.  
14 When you say temporary, time frame? Do you all have an idea?  
15 I know permanence and all those things, construction is --

16 MR. RANDOLPH: So this move, when we ask for temporary,  
17 we don't plan to go back to the barge and the motor vessel.  
18 This would be during the construction, which is anticipated to  
19 continue until the first part of 2025; so this is about a  
20 two-year project that we anticipate from a construction  
21 standpoint.

22 So that's really what we're looking for. From a timing  
23 in the temporary casino, if this is approved, our plan is to  
24 move forward immediately and move as quickly as possible.  
25

1 We've been asked several times about what kind of timing that  
2 looks like. I think in our conversations with the Judge, you  
3 know, that is 90 days reasonable, but our goal is to move as  
4 quickly as possible to get off that river and to get machines  
5 there and to work with the staff to try to make that --  
6 accomplish that and do it in a safe way and make sure that the  
7 facility is ready.

8 But really, we just want to make -- really move quickly  
9 on that and at the same time move quickly with our  
10 construction project so we can get in the permanent facility.

11 COMMISSIONER ZIMMERMAN: Thank you.

12 MR. ELLINGER: And I might also add that before we go  
13 into the permanent facility, we would come back to the  
14 Commission on a new petition to approve the new facility in  
15 the new location also, so we will be back before any of that  
16 final movement occurs to the new facility.

17 CHAIRMAN LEARA: Mr. Ellinger, basically this petition  
18 is for the elimination of the boat and the --

19 MR. ELLINGER: That's correct. The boat and the barge  
20 would no longer be used as a gaming facility.

21 CHAIRMAN LEARA: We're accelerating your initial  
22 request from December and --

23 MR. ELLINGER: Correct.

24 CHAIRMAN LEARA: But into the pavilion versus the new  
25



1       casi no?

2               MR. ELLINGER: That is correct, Mr. Chairman.

3               CHAIRMAN LEARA: So that will be the end. How long do  
4 you expect this -- if this is approved, I would assume you  
5 would start moving some things right away, so now we have two  
6 places where gaming occurs. Could you address some of the  
7 security?

8               MR. RANDOLPH: Sure, absolutely. So obviously the  
9 motor vessel currently is not in operation and there are  
10 machines and, you know, there's equipment, cameras located  
11 there. Our plan would be to continue to try to operate the  
12 barge as long as it was safely possible to do so and then to  
13 begin removing all of the equipment from the motor vessel,  
14 which is about half of the number of games and so forth; so we  
15 could begin to move that and get those games wired and  
16 connected, again working with staff and understanding what  
17 their requirements are. I know that we even have staff here  
18 listening to this presentation to understand what the request  
19 is.

20               We kind of see that as -- if you think about we were  
21 opening an expansion, the way you would work that, you would  
22 get the machines wired up, get them ready to go, it doesn't  
23 open until the Gaming Commission gives us approval that this  
24 space is ready. This is a little bit different in that we

25

1 will also have turnstiles and it will completely move. We  
2 don't necessarily anticipate both trying to operate at the  
3 same time, just the logistics of that doesn't make sense, I  
4 think is what we've decided.

5 So it would be -- but we're -- we are fortunate that we  
6 have all that equipment that's sitting on the barge that's not  
7 being used right now that our plan is to try to move that if  
8 it's safe to do so. I mean that's one of our challenges right  
9 now, is even getting that equipment off the boat in its  
10 current location. That's why we want to move as quickly as  
11 possible.

12 CHAIRMAN LEARA: You don't have the surveillance system  
13 in the pavilion that you have where the games are?

14 MR. RANDOLPH: So we don't have the surveillance  
15 system. The fortunate piece is that we have moved all of the  
16 central controls of surveillance and the casino system into  
17 the pavilion. It's already there, so the wiring from those  
18 systems is actually -- will be a shorter run. Currently we  
19 run it all the way down to the barge and boat and back up.  
20 Surveillance is housed in the lower level pavilion, IT is  
21 housed there, so we think that is a -- you know, this is not  
22 an easy task we're going to be undertaking, but we see that  
23 this is certainly, again, the common sense approach and the  
24 right way to move. Judge?

25

1 JUDGE RICHARDSON: Mr. Chairman, Commission, the way  
2 it's been presented to us in our discussions is there would  
3 not be two facilities operating at the same time. That would  
4 not happen.

5 CHAIRMAN LEARA: Okay.

6 JUDGE RICHARDSON: Secondly, that they are fully aware,  
7 of course, that they would have to comply with all the rules  
8 and regulations with regard to the surveillance, having the  
9 turnstiles --

10 CHAIRMAN LEARA: Yeah, this petition doesn't waive any  
11 of that?

12 JUDGE RICHARDSON: It doesn't waive any of that, and  
13 Mr. Randolph and the folks down there have actually even said  
14 that this may be the impetus to go ahead and buy their new  
15 surveillance and cameras and things of that nature which they  
16 would likely have to do anyway for their new facility. That  
17 way they can go ahead with beginning the installations and all  
18 of that while they're still able to operate on the barge  
19 somewhat.

20 Further, it's been represented to us that they've had  
21 structural engineers take a look at the pavilion just to make  
22 sure that it was appropriate and safe to house this many  
23 machines, the weight from the machines, patrons, et cetera, so  
24 that structurally it is secure and there's no integrity  
25

1 problems there with the facility in operating it as their  
2 casino going forward.

3 CHAIRMAN LEARA: And what about occupancy of the number  
4 of occupants allowed? I guess it's by the city or is it the  
5 county?

6 MR. CALLEN: It's set by the city, but they follow the  
7 International Building Code, so I've talked with Jeff Boyle  
8 about that, and he would help set that. It's on a  
9 formula-based, so many square feet per person, but it would be  
10 probably at or less than a thousand.

11 CHAIRMAN LEARA: Okay, so that should work. I have a  
12 question. I'm going to drag Captain Tourney into this. Are  
13 you captain now?

14 CAPTAIN TOURNEY: I am.

15 CHAIRMAN LEARA: All right, congratulations on that.  
16 Are any of your forces from Caruthersville here?

17 CAPTAIN TOURNEY: No.

18 CHAIRMAN LEARA: Okay. And are you all comfortable  
19 with making this move and feel that you can provide your  
20 surveillance and whatever else you --

21 CAPTAIN TOURNEY: Absolutely.

22 CHAIRMAN LEARA: Okay, very good. Any other questions  
23 for any of the guests? Seeing none, I move for the approval  
24 of Resolution Number 22-068. Is there a second?

25

1           COMMISSIONER CONWAY:    Second.

2           CHAIRMAN LEARA:    Second, Mr. Conway.    Any other  
3   discussi on?   Mr. Hane?

4           COMMISSIONER HANE:    I just wanted to make sure that  
5   corporate is fully behind this move, and I mean it's just a  
6   little bit earlier than what they had anticipated anyway  
7   except that we're going into the pavilion rather than into the  
8   new facility, but they're behind you?

9           MR. RANDOLPH:    Yes, absolutely.    In fact, our Vice  
10   President of Operations has called the Judge to specifically  
11   ensure that the Commission was aware that they support this.  
12   This is kind of speaking on behalf of that situation, so we  
13   talk about the funding to be able to buy all new cameras and  
14   so forth.   We will -- corporate has given us the direction to  
15   move forward with that if we can get those items in in time,  
16   so we have the option of being able to buy it or remove it  
17   from the vessel.   We'll do whatever makes the most sense from  
18   our timing standpoint, but they are asking us to move forward  
19   with this project.   Again, we have their full support.

20          COMMISSIONER HANE:    Thank you.

21          CHAIRMAN LEARA:    All right, any other discussi on?    We  
22   have a motion and a second.    With no other discussi on, Angie,  
23   please call the roll.

24          MS. FRANKS:    Chairman Leara?

25

1 CHAIRMAN LEARA: Approved.  
2 MS. FRANKS: Commissioner Conway?  
3 COMMISSIONER CONWAY: Approved.  
4 MS. FRANKS: Commissioner Hane?  
5 COMMISSIONER HANE: Approved.  
6 MS. FRANKS: Commissioner Zimmerman?  
7 COMMISSIONER ZIMMERMAN: Approved.  
8 MS. FRANKS: By your vote you've adopted Resolution  
9 Number 22-068.

10 CHAIRMAN LEARA: Before we move on to the next motion,  
11 I want to thank the City of St. Charles, everybody for coming  
12 here, making the trip, and it was enjoyable. Thank you.

13 At this time I make a motion for closed meeting under  
14 Sections 313.847, RSMo., Investigatory, Proprietary and  
15 Application Records and Section 610.021(1), RSMo., Legal  
16 Actions and Matters Subject to Attorney Client Privilege and  
17 Legal Work Product, (3) and (13), Personnel, (12), Contracts,  
18 and (14), Records Protected from Disclosure by Law.

19 COMMISSIONER HANE: Second.

20 CHAIRMAN LEARA: We have a second. Any discussion on  
21 the motion? Seeing none, Angie, please call the roll.

22 MS. FRANKS: Chairman Leara?

23 CHAIRMAN LEARA: Approved.

24 MS. FRANKS: Commissioner Conway?  
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COMMISSIONER CONWAY: Approved.

MS. FRANKS: Commissioner Hane?

COMMISSIONER HANE: Approved.

MS. FRANKS: Commissioner Zimmerman?

COMMISSIONER ZIMMERMAN: Approved.

MS. FRANKS: By your vote, we are adjourned to go into closed.

CHAIRMAN LEARA: We are going into closed. Thank you all.

[THE MEETING ADJOURNED]

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REPORTER' S CERTI FI CATE

I, Susanne E. Moon, Registered Professional Reporter, Certified Real-time Reporter, and Certified Court Reporter, certify that on October 26, 2022, I was present and reported the proceedings held before the Missouri Gaming Commission, and I further certify that the foregoing 103 pages contain a true and accurate transcription of the proceedings.

Susanne Moon  
Susanne E. Moon, RPR, CRR, CCR #473



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- 1 -

**1,735,000** [1] 19:24  
**1,000** [4] 86:5, 10; 92:9; 94:22  
**100,000** [1] 7:22  
**110,000** [1] 47:23  
**12,500** [2] 65:19; 66:3  
**12,000** [1] 93:24  
**120,000** [1] 27:11  
**13.8** [1] 74:6  
**14-day** [2] 65:20; 69:14  
**15th** [1] 89:16  
**16th** [1] 89:17  
**17,000** [1] 46:9  
**170,000** [1] 19:22  
**180-degree** [1] 18:1  
**1857** [1] 15:13  
**1972** [1] 27:13

---

- 2 -

**2,500** [1] 39:13  
**2,000** [2] 39:19; 86:11  
**20,000** [3] 36:14, 16; 94:1  
**2000** [1] 54:4  
**2008** [1] 54:7  
**2010** [1] 58:9  
**2011** [2] 89:8, 9  
**2012** [4] 6:11; 7:15; 19:13; 27:6  
**2013** [1] 6:15  
**2015** [1] 7:22  
**2018** [4] 12:23; 32:7; 38:19; 63:14  
**2019** [1] 41:1  
**2020** [9] 16:10; 28:11, 12, 16, 17; 41:4; 63:14, 18, 24  
**2021** [12] 16:8; 19:19; 28:18, 24; 33:8; 41:2; 55:6, 10; 64:2; 65:21; 86:7, 16  
**2022** [20] 1:13; 5:8; 11:24; 12:22; 24:1, 3, 22; 28:24; 38:20; 48:22, 23; 49:17; 54:23; 55:2; 68:22; 80:23;  
81:1; 82:15; 87:1; 104:7  
**2023** [4] 81:2, 4, 5, 7  
**2024** [1] 18:15  
**2025** [1] 95:19  
**21-060** [1] 86:18  
**22-058** [2] 25:9, 23  
**22-059** [2] 50:3, 17  
**22-060** [2] 51:14; 52:4  
**22-061** [2] 59:4, 17  
**22-062** [2] 62:16; 63:6  
**22-063** [2] 78:5, 18

1 22-064 [2] 78:20; 79:10  
2 22-065 [2] 79:12; 80:2  
3 22-066 [2] 81:21; 82:10  
4 22-067 [2] 84:14; 85:4  
5 22-068 [3] 95:4; 100:24; 102:9  
6 220-acre [1] 27:9  
7 236,000 [1] 10:13  
8 2400 [1] 87:2  
9 265,000 [1] 41:2  
10 27,000 [1] 47:23  
11 28th [1] 69:10

---

- 3 -

8 3,000 [3] 10:13; 14:4; 33:20  
9 3,800 [1] 48:10  
10 30-day [1] 80:24  
11 31,000 [1] 39:8  
12 313.847 [1] 102:14  
13 38.4 [2] 33:9, 13

---

- 4 -

12 4.260 [1] 56:3  
13 400,000 [1] 38:20

---

- 5 -

14 5,000 [1] 69:13  
15 5-20-2021 [1] 65:23  
16 5.19 [1] 74:16  
17 500,000 [1] 19:21  
18 502-room [1] 27:10  
19 58.6 [1] 16:9

---

- 6 -

20 6,000 [2] 68:24; 71:21  
21 610.021 [1] 102:15  
22 650,000 [1] 11:14

---

- 7 -

23 7.010 [1] 80:7  
24 7.120 [1] 80:12  
25 7.145 [1] 80:15  
75,000 [1] 19:23

1  
2  
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- 8 -

**800,000** [1] 9:13

---

- 9 -

**92,000** [1] 45:24

---

- A -

**a.m.** [1] 1:14  
**aaron** [1] 26:20  
**ability** [2] 12:20; 64:24  
**above** [3] 17:19; 86:22; 89:21  
**absolutely** [4] 71:17; 97:8; 100:21; 101:9  
**accelerating** [1] 96:21  
**access** [17] 9:22; 64:5, 6, 13, 17, 21; 65:1, 2, 5, 8, 20, 22; 66:1; 67:12, 15; 69:5; 87:21  
**accessible** [2] 93:10, 15  
**accommodated** [1] 35:13  
**accomplish** [2] 16:4; 96:6  
**according** [1] 83:12  
**account** [1] 65:14  
**accounting** [3] 65:13; 71:9; 72:13  
**accounts** [7] 65:1, 3, 5, 21; 66:1; 67:11, 15  
**accurate** [1] 104:10  
**achieve** [2] 13:21; 34:9  
**acquired** [2] 27:6, 8  
**across** [2] 18:10; 32:12  
**acrylic** [1] 39:15  
**action** [7] 58:12; 66:7; 67:7; 68:2, 4; 71:23; 73:7  
**actions** [7] 24:8; 49:5; 51:7; 63:8; 68:17; 81:16; 102:16  
**active** [1] 44:15  
**actively** [1] 29:3  
**activities** [1] 20:6  
**activity** [4] 19:22; 38:1; 47:6, 13  
**actual** [1] 72:1  
**adam** [1] 61:3  
**added** [2] 8:12; 9:22  
**adding** [1] 9:23  
**addition** [6] 7:17; 13:23; 21:11; 45:13; 46:13; 91:12  
**additional** [15] 7:18; 8:12, 23; 9:22, 23; 10:4; 11:24; 14:15; 15:23; 16:3; 31:5, 19; 46:17; 91:1; 94:19  
**additionally** [1] 33:19  
**address** [1] 97:6  
**addressed** [4] 39:24; 63:11; 65:20; 84:11  
**addressing** [1] 6:6  
**adhere** [1] 35:3  
**adjacent** [2] 44:18; 45:18  
**adjourned** [2] 103:6, 10  
**adjust** [1] 23:5

1 **admin** [1] 3:10  
2 **administrative** [1] 92:3  
3 **administrator** [2] 27:1; 41:15  
4 **admission** [4] 7:2, 18; 8:4; 57:13  
5 **admissions** [1] 28:11  
6 **admitted** [1] 57:10  
7 **adopted** [16] 3:2; 5:7; 25:22; 37:5; 50:16; 52:3; 59:16; 63:5; 68:16; 73:20; 78:17; 79:9; 80:1; 82:9;  
8 85:3; 102:8  
9 **advance** [1] 34:17  
10 **advisor** [4] 74:4; 75:2; 76:12; 77:5  
11 **advisors** [1] 74:20  
12 **affected** [1] 49:3  
13 **afraid** [1] 72:3  
14 **against** [2] 56:10  
15 **agencies** [3] 24:9, 11; 49:4  
16 **agency** [4] 3:9, 11, 16, 23  
17 **agenda** [19] 2:13, 14; 3:2; 4:18; 5:9; 25:24; 50:18; 52:5; 59:18; 63:7; 73:21; 80:3; 82:11, 16, 23; 83:2;  
18 84:6, 7; 85:5  
19 **agents** [1] 33:4  
20 **agree** [1] 67:11  
21 **agreement** [2] 7:15; 42:13  
22 **ahead** [4] 72:3; 74:9; 99:14, 17  
23 **albeit** [1] 32:17  
24 **albrecht** [1] 5:23  
25 **aligned** [1] 41:15  
**aligns** [1] 27:21  
**all-time** [1] 89:17  
**allocated** [1] 19:16  
**allocation** [1] 19:22  
**allocations** [2] 19:21, 23  
**allow** [5] 29:2; 37:9; 86:8; 95:4  
**allowed** [3] 12:5; 45:23; 100:4  
**allowing** [3] 22:5; 23:8; 44:10  
**allows** [4] 32:12; 47:10; 64:23; 87:20  
**almost** [3] 28:9; 32:13; 34:3  
**alone** [1] 12:20  
**along** [7] 15:9; 17:12; 22:15; 46:8; 49:1; 65:4; 81:3  
**alonzo** [6] 72:4, 7, 10; 73:3  
**amanda** [1] 52:21  
**amateur** [1] 44:21  
**amazing** [1] 9:10  
**amended** [2] 86:8; 87:3  
**amendment** [2] 80:6; 91:5  
**amendments** [2] 80:6, 23  
**amenity** [1] 37:8  
**america** [3] 52:18, 21; 54:3  
**america's** [1] 27:18  
**ameristar** [3] 63:11; 67:7; 68:20  
**amount** [2] 41:6; 90:24

1 **amphitheatre** [6] 29:22; 32:1; 40:19; 41:21, 22; 42:10  
2 **amphitheatre's** [1] 42:12  
3 **amplify** [1] 47:13  
4 **analysis** [2] 6:1; 49:5  
5 **analysts** [2] 49:1; 50:23  
6 **anchor** [1] 45:1  
7 **anchors** [1] 15:1  
8 **ancillary** [1] 94:17  
9 **anderson** [1] 27:2  
10 **andre** [1] 60:13  
11 **andrey** [1] 52:18  
12 **angie** [18] 2:3, 16; 4:22; 6:9; 25:13; 50:7; 51:18; 59:7; 62:20; 68:7; 73:11; 78:8, 24; 79:16; 81:24; 84:18;  
13 101:22; 102:21  
14 **anniversary** [1] 6:13  
15 **announce** [1] 32:5  
16 **announced** [1] 11:23  
17 **annual** [4] 10:9; 16:12; 38:16; 39:5  
18 **annually** [1] 41:8  
19 **answer** [13] 19:2; 21:19; 25:3; 47:16; 49:9, 22; 51:10; 53:1; 58:9; 61:24; 72:8; 95:3, 13  
20 **answered** [2] 43:7; 58:23  
21 **answers** [1] 76:6  
22 **anticipate** [3] 91:8; 95:20; 98:2  
23 **anticipated** [2] 95:18; 101:6  
24 **anybody** [1] 84:10  
25 **anyone** [3] 23:18; 26:10; 39:16  
**anytime** [1] 22:23  
**anyway** [2] 99:16; 101:6  
**anywhere** [1] 70:6  
**apologize** [1] 75:10  
**apparently** [1] 28:15  
**appealed** [1] 44:2  
**appearing** [1] 85:11  
**appears** [1] 57:24  
**applicants** [6] 52:6, 12, 15, 16; 58:2; 60:1  
**application** [5] 23:24; 48:21; 55:1; 59:23; 102:15  
**applications** [2] 53:3; 83:10  
**apply** [2] 36:4; 80:11  
**applying** [1] 36:9  
**appreciate** [3] 6:10; 19:11; 26:5  
**appreciated** [1] 31:12  
**appreciation** [2] 4:2; 39:14  
**approach** [4] 12:11; 13:7; 77:11; 98:23  
**approaches** [1] 39:19  
**appropriate** [1] 99:22  
**approval** [22] 2:13; 4:19; 25:7; 50:1, 3; 51:14; 59:3; 62:15; 68:3; 73:7; 78:3, 19; 79:13; 80:22; 81:20;  
84:13; 85:6, 14; 86:14, 17; 97:23; 100:23  
**approve** [7] 2:13; 80:24; 81:4; 83:21; 85:24; 95:4; 96:14  
**approved** [72] 2:19, 21, 23; 3:1; 4:24; 5:2, 4, 6; 8:14; 25:9, 15, 17, 19, 21; 31:13; 50:9, 11, 13, 15; 51:20,  
22, 24; 52:2; 59:9, 11, 13, 15; 62:22, 24; 63:2, 4; 68:9, 11, 13, 15; 73:13, 15, 17, 19; 78:10, 12, 14, 16;

1 79:2, 4, 6, 8, 18, 20, 22, 24; 82:2, 4, 6, 8, 23; 84:20, 22, 24; 85:2; 86:16; 90:24; 95:23; 97:4; 102:1, 3, 5, 7,  
23; 103:1, 3, 5  
2 **approving** [4] 7:20; 16:17; 81:6; 86:1  
3 **approximately** [5] 6:16; 7:5; 15:2; 74:5, 15  
4 **april** [2] 24:1; 55:2  
5 **aquatics** [1] 46:1  
6 **arch** [1] 38:19  
7 **archway** [1] 32:16  
8 **area** [8] 18:9; 21:8; 41:19; 45:2, 17; 72:11; 88:7; 90:7  
9 **areas** [6] 30:1, 2; 31:22; 45:21; 88:13  
10 **aren't** [1] 7:9  
11 **argosy** [1] 61:1  
12 **aristocrat** [2] 61:10; 65:12  
13 **army** [2] 89:14; 92:14  
14 **arnaud** [1] 60:7  
15 **around** [4] 12:4; 26:10; 31:3; 72:23  
16 **arrangements** [1] 56:6  
17 **arrive** [1] 19:14  
18 **article** [1] 86:2  
19 **artificial** [1] 86:4  
20 **arts** [1] 4:13  
21 **aside** [2] 22:21; 72:18  
22 **asked** [2] 42:10; 96:1  
23 **asking** [3] 67:8; 74:2; 101:18  
24 **assembly** [2] 86:6, 8  
25 **assessments** [1] 44:2  
**assessor** [1] 43:22  
**assessors** [1] 43:16  
**asset** [1] 74:19  
**assets** [8] 27:9; 28:21; 29:3; 68:21; 74:5, 15, 21; 77:6  
**assigned** [1] 3:12  
**assistance** [1] 18:24  
**assistant** [3] 3:10; 72:4, 7  
**assisting** [1] 50:24  
**associated** [3] 24:12; 49:7; 51:8  
**associates** [2] 74:12; 75:18  
**association** [1] 41:13  
**assume** [1] 97:4  
**assuming** [1] 53:8  
**attainable** [1] 47:9  
**attendance** [1] 30:19  
**attended** [1] 4:14  
**attention** [3] 21:9; 22:17; 57:18  
**attest** [1] 13:6  
**attorney** [1] 102:16  
**attract** [4] 31:1; 45:2; 46:6, 16  
**attracting** [1] 31:8  
**attraction** [1] 44:24  
**attractive** [1] 29:10

1 **audit** [22] 24:23; 25:1; 49:18, 20; 53:16; 63:11, 13, 15, 17, 23; 64:3, 5, 9, 15, 22; 65:1, 6; 66:13, 14, 16;  
69:23; 70:1  
2 **auditors** [6] 63:12, 15, 19; 64:1; 65:23; 67:13  
**audits** [2] 63:14; 66:8  
3 **august** [3] 14:10; 60:20; 87:15  
**auguste** [1] 60:16  
4 **auspicious** [1] 22:8  
**austria** [1] 17:11  
5 **authority** [2] 43:21; 86:5  
**available** [5] 24:15; 53:1; 56:12; 92:1; 93:24  
6 **award** [4] 10:24; 36:10; 40:2, 5  
**aware** [6] 30:15; 53:15; 57:15; 72:5; 99:6; 101:11  
7 **away** [6] 3:24; 10:14; 15:18; 83:7, 8; 97:5

---

- B -

9 **background** [6] 49:11; 52:11; 55:15; 59:22; 85:17; 86:2  
**backgrounds** [1] 12:14  
10 **badges** [1] 7:10  
**ballast** [2] 88:16, 24  
11 **bank** [5] 64:18, 21; 71:23; 92:13, 20  
**barber** [1] 60:5  
12 **barge** [17] 87:22; 88:1, 5, 6, 7, 12; 89:1; 90:6, 7; 93:2, 10; 95:17; 96:19; 97:12; 98:6, 19; 99:18  
**barges** [1] 90:8  
13 **basically** [16] 3:13; 28:3; 32:11, 16; 36:3, 8; 38:3; 39:7; 40:17; 43:6; 55:12, 18; 82:24; 83:17; 96:17  
**basis** [5] 38:16; 66:17; 72:23; 80:18, 19  
14 **beacon** [2] 9:11; 17:2  
**become** [2] 71:22; 81:5  
15 **before** [15] 1:4; 3:3; 12:23; 22:17; 23:18; 24:15; 42:10; 47:6; 65:15, 18; 73:2; 96:12, 15; 102:10; 104:8  
**begin** [4] 91:7, 11; 97:13, 15  
16 **beginning** [5] 11:23; 81:1, 12, 14; 99:17  
**begun** [1] 87:9  
17 **behalf** [4] 4:1; 18:23; 36:4; 101:12  
**behavior** [1] 67:3  
18 **behind** [4] 39:1; 87:19; 101:5, 8  
**being** [19] 10:14; 15:20; 22:10, 21; 27:21; 39:9; 46:20; 52:16; 60:3; 65:8; 77:9; 85:13, 22; 86:22; 90:17;  
19 91:14; 98:7; 101:16  
**below** [4] 12:7; 40:18; 89:18, 23  
20 **bend** [1] 45:16  
**beneath** [2] 86:12; 88:4  
21 **beneficial** [1] 33:1  
**benefit** [1] 41:9  
22 **benefited** [1] 39:8  
**benefits** [3] 7:3; 8:10; 30:22  
23 **best** [6] 3:24; 4:6, 8; 18:20; 32:18; 46:22  
**better** [2] 37:17; 72:8  
24 **betting** [1] 31:14  
**between** [11] 14:15; 15:4; 16:3; 43:15; 46:19; 72:6; 76:19; 87:22; 88:9; 93:14; 94:14  
25 **beverage** [2] 9:1; 40:24

1 **beyond** [1] 19:17  
2 **bigger** [1] 71:18  
3 **bill** [7] 68:23; 69:1, 16; 86:7, 23; 87:1, 2  
4 **billed** [2] 80:17, 19  
5 **billing** [1] 3:11  
6 **billion** [5] 6:24; 74:15, 21; 75:7; 77:6  
7 **bills** [4] 71:3; 80:18; 87:1, 8  
8 **black** [1] 89:21  
9 **blankenship** [3] 3:7; 4:7, 10  
10 **blending** [1] 20:16  
11 **blind** [2] 35:12, 13  
12 **blocks** [1] 15:18  
13 **blues** [2] 44:19; 45:15  
14 **bmm's** [1] 57:19  
15 **board** [7] 15:15; 17:11, 12; 44:16; 69:12; 86:22; 90:23  
16 **boat** [5] 80:10; 96:18, 19; 98:9, 19  
17 **boccia** [1] 61:11  
18 **bohl** [1] 100:7  
19 **bonds** [2] 41:1, 3  
20 **book** [2] 31:10, 14  
21 **booked** [1] 21:4  
22 **booths** [1] 14:3  
23 **border** [1] 48:3  
24 **borgmeyer** [6] 22:3, 4, 7; 23:5, 10, 13  
25 **both** [11] 9:14; 16:7, 18; 32:6; 33:17; 56:2; 58:16; 87:2; 90:14, 20; 98:2  
**bottom** [3] 13:1; 89:6; 93:6  
**bottom-up** [1] 76:2  
**bounce** [1] 29:2  
**bounty** [2] 10:21, 22  
**bouras** [1] 52:19  
**bowen** [2] 68:23; 69:7  
**brag** [1] 19:11  
**brand** [5] 9:6; 11:11; 18:7; 27:20  
**branding** [1] 18:5  
**break** [1] 17:13  
**brepols** [2] 60:10, 14  
**bridge** [1] 18:10  
**brief** [1] 27:4  
**bring** [9] 14:8; 15:21; 21:11; 29:21; 31:6, 15; 36:11; 42:16; 84:4  
**bringing** [2] 12:24; 20:24  
**brings** [1] 41:24  
**broad** [1] 77:6  
**broadway** [1] 15:4  
**brought** [4] 14:4; 22:17; 46:10; 57:18  
**bruno** [1] 28:13  
**buckling** [1] 88:16  
**buffet** [2] 14:13, 22  
**building** [4] 17:6; 29:20; 91:16; 100:7  
**buildings** [1] 93:12



1 **built** [5] 15:13; 19:21; 94:13, 14, 15  
2 **bulk** [1] 37:8  
3 **bullet** [1] 38:3  
4 **bunch** [1] 30:18  
5 **business** [17] 14:18; 21:13; 23:23; 27:21; 28:22; 29:4; 34:9; 35:5; 37:11; 40:2; 48:20; 49:6; 51:7; 54:5,  
6 12; 58:8; 61:1  
7 **businesses** [5] 13:8, 11; 15:4; 46:9, 23

---

- C -

8 **caesars** [3] 61:15; 74:7, 23  
9 **cage** [3] 64:16, 20; 65:3  
10 **call** [20] 2:2, 3, 17; 4:22; 25:13; 50:7; 51:18; 59:7; 62:20; 66:12; 68:7; 69:23; 72:4; 73:11; 75:13; 78:8,  
11 24; 81:24; 101:23; 102:21  
12 **called** [4] 15:18; 31:20; 86:9; 101:10  
13 **callen** [6] 6:7; 85:18; 87:11, 13; 100:6  
14 **calls** [1] 77:7  
15 **cameras** [3] 97:10; 99:15; 101:13  
16 **campus** [10] 29:21; 30:3; 31:21, 24; 35:10; 40:10; 41:7, 9, 20  
17 **cape** [30] 5:10, 16; 6:11, 15; 7:2, 14; 8:11, 15, 24; 11:17; 12:9, 13, 17; 14:7, 24; 15:20, 22; 16:18, 20;  
18 18:2, 8; 19:2, 5, 12; 20:4; 23:24; 24:6, 10, 24; 91:9  
19 **capital** [5] 8:13; 29:5, 6; 33:12; 45:14  
20 **captain** [5] 100:12, 13, 14, 17, 21  
21 **captures** [2] 32:20, 22  
22 **card** [3] 52:19; 64:17, 20  
23 **cards** [2] 9:23; 13:12  
24 **career** [2] 4:6; 35:5  
25 **cares** [1] 11:10  
**carpet** [2] 29:12, 15  
**carpets** [1] 30:10  
**carson** [1] 41:16  
**carta** [1] 61:7  
**cartamundi** [5] 60:8, 12, 15, 17, 19  
**cartier** [4] 60:7, 9, 11, 13  
**caruthersville** [16] 6:5, 8, 16, 18; 16:18; 85:13, 18; 87:14; 89:19; 90:19, 22; 91:11; 92:21; 93:8; 94:9;  
100:16  
**case** [5] 56:8, 14, 16; 64:9; 66:23  
**cases** [1] 12:22  
**cash** [12] 10:24; 11:14; 19:20; 40:24; 68:24; 69:11, 22; 70:10, 16, 24; 71:4; 72:14  
**cashless** [1] 30:19  
**casino** [116] 5:10, 16, 18, 24; 6:11, 20; 7:7, 15; 8:3, 6, 8, 15, 16; 10:6, 11; 11:8; 12:9, 17; 13:19, 20; 14:24;  
15:5, 7, 19; 16:3, 24; 18:8, 12, 18; 19:14, 15, 16; 20:2, 3, 13, 16, 21, 24; 21:8; 23:15, 24; 26:5, 17; 28:3;  
29:10, 11, 12, 14, 16; 30:1; 31:1; 32:2, 12, 17; 35:21; 40:3, 11, 15, 19; 41:7, 21; 42:11, 13, 23; 44:12, 13,  
22, 24; 45:8, 18, 22; 46:14, 15; 47:4, 10; 48:21; 49:2, 19; 61:2; 63:11, 15, 18, 20; 65:4, 12; 66:7; 67:3, 21;  
68:20, 22; 69:4, 5, 10; 71:23; 77:8; 85:13; 87:14; 90:18; 91:7, 14, 16, 18; 92:16, 17; 93:4, 5, 22; 94:4, 9,  
15, 17; 95:23; 97:1; 98:16; 100:2  
**casino's** [4] 9:12; 16:15; 22:24; 70:2  
**casinos** [6] 8:18; 22:15; 28:1; 74:17, 22; 85:10  
**casual** [1] 9:3

1 **category** [1] 29:8  
2 **catholic** [1] 15:16  
**causes** [1] 70:22  
3 **celebrate** [2] 36:20; 40:7  
**celebrates** [1] 46:12  
4 **celebrating** [1] 6:12  
**cent** [2] 12:1; 39:20  
5 **centene** [5] 40:12, 13, 16; 44:18; 45:15  
**center** [20] 14:23; 29:23; 32:1, 17; 35:10; 40:14, 17; 41:1; 42:3; 44:18; 45:15, 24; 46:1, 2, 3, 20, 21; 47:5;  
91:17  
6 **central** [2] 4:13; 98:16  
**cents** [2] 39:20  
7 **century** [38] 5:10, 16; 8:16, 18, 19, 22; 9:13; 10:6; 11:8, 10, 18, 22; 12:5, 9; 13:19; 16:6, 15, 16; 17:11;  
18:5, 6, 8, 12, 18, 23; 19:12; 20:3, 24; 23:15, 23; 24:5, 24; 74:17, 22; 85:10; 86:14; 87:14; 90:16  
8 **century's** [2] 86:19; 90:23  
**ceremony** [1] 17:8  
9 **certain** [3] 12:15; 50:19; 54:10  
**certainly** [6] 6:18; 12:19; 16:17; 77:9; 84:9; 98:23  
10 **certificate** [2] 4:2; 104:3  
**certified** [2] 104:6  
11 **certify** [2] 104:7, 9  
**cetera** [1] 99:23  
12 **chair** [1] 23:5  
**chairman** [193] 2:2, 4, 5, 12, 16, 18, 19; 3:3; 4:8, 11, 17, 21, 23, 24; 5:9, 13; 10:18, 21; 11:5; 18:4; 19:3, 7,  
13 9; 21:20, 23; 22:2, 5; 23:4, 7, 11, 14, 22; 24:17, 21; 25:5, 8, 12, 14, 15, 24; 42:6, 9, 18; 44:2, 4, 7; 47:17,  
20, 24; 48:4, 7, 12, 16, 19; 49:11, 14, 16, 23; 50:2, 6, 8, 9, 18, 21; 51:12, 17, 19, 20; 52:5, 8; 53:3, 6, 20;  
14 57:8; 58:7, 11, 14, 23; 59:3, 6, 8, 9, 18, 20; 62:2, 5, 8, 11, 15, 19, 21, 22; 63:7, 9; 66:4; 67:6; 68:1, 6, 8, 9,  
17; 69:20; 70:6, 8, 13, 16, 19, 23; 71:4, 9, 12, 16, 18; 73:6, 10, 12, 13, 21, 23; 74:9, 24; 75:4, 7, 11, 16;  
15 76:9, 13, 15, 16, 18, 24; 77:3, 13, 15, 18, 20; 78:2, 7, 9, 10, 19, 23; 79:1, 2, 11, 15, 17, 18; 80:3; 81:6, 10, 14,  
16 16, 19, 23; 82:1, 2, 11; 83:3, 16, 20; 84:1, 2, 12, 17, 19, 20; 85:5, 8; 95:11; 96:17, 21, 24; 97:2, 3; 98:12;  
99:1, 5, 10; 100:3, 11, 15, 18, 22; 101:2, 21, 24; 102:1, 10, 20, 22, 23; 103:8  
**challenge** [2] 13:16; 89:4  
17 **challenges** [7] 8:17, 19; 9:18, 21; 18:14; 88:20; 98:8  
**challenging** [2] 12:18; 20:1  
18 **chamber** [5] 6:23; 33:17; 39:24; 40:2; 44:14  
**chance** [1] 19:11  
19 **change** [10] 27:15; 53:17, 20; 80:7, 8, 12, 13, 15, 16; 90:2  
**changed** [1] 27:16  
20 **changes** [2] 81:3; 86:24  
**changing** [1] 9:17  
21 **channel** [1] 90:5  
**chapter** [3] 86:8, 24; 87:3  
22 **character** [3] 24:11; 52:13; 59:24  
**charging** [1] 37:9  
23 **charitable** [3] 11:11, 13; 38:14  
**charities** [1] 15:16  
24 **charles** [12] 1:20, 22; 5:15; 22:3, 14, 19; 23:2, 12, 19; 63:11; 68:21; 102:11  
**chart** [2] 57:16, 18  
25 **chat** [1] 35:17

1 **check** [5] 39:7, 13; 55:15; 88:16, 18  
2 **checked** [1] 70:14  
3 **checking** [1] 37:21  
4 **checks** [1] 36:14  
5 **cheryl** [3] 30:18; 72:4, 10  
6 **chief** [3] 41:16; 61:3, 17  
7 **children** [1] 36:4  
8 **chime** [1] 83:4  
9 **choice** [1] 12:10  
10 **chosen** [1] 36:6  
11 **chris** [2] 5:24; 28:13  
12 **christian** [1] 60:18  
13 **chuck** [1] 6:2  
14 **circle** [1] 18:1  
15 **circumstances** [1] 85:19  
16 **cited** [1] 58:4  
17 **citizen** [1] 44:13  
18 **city** [41] 1:20; 7:2, 14; 8:1; 19:5, 13, 14, 18; 20:2, 4, 6; 21:1, 3; 22:14, 24; 23:2, 19; 24:10; 26:17; 27:1;  
19 30:15; 36:1, 15; 38:19; 40:16; 41:15; 45:1, 4, 9, 13, 19, 23; 47:11, 24; 48:2, 10; 94:9; 100:4, 6; 102:11  
20 **city's** [2] 7:22; 45:5  
21 **civil** [2] 52:13; 59:24  
22 **clarify** [3] 80:7, 12, 15  
23 **class** [13] 5:10, 16; 18:16; 24:1, 6, 24; 27:22; 48:22; 49:19; 80:9, 10, 14  
24 **classes** [2] 14:8, 13  
25 **classification** [2] 80:9, 16  
**clean** [1] 30:10  
**clear** [2] 87:4; 94:22  
**clearing** [1] 72:24  
**clearly** [3] 18:9; 20:5, 24  
**client** [1] 102:16  
**clients** [2] 74:16; 75:19  
**close** [3] 33:22; 38:20; 77:7  
**closed** [4] 92:4; 102:13; 103:7, 8  
**closer** [1] 94:5  
**closing** [1] 87:21  
**club** [1] 20:19  
**co-ceo** [1] 17:10  
**cocktails** [1] 9:11  
**code** [1] 100:7  
**coffee** [1] 16:23  
**collaborates** [1] 47:4  
**collaboration** [1] 14:15  
**collaborative** [1] 14:21  
**collaboratively** [1] 37:11  
**collect** [2] 39:3, 18  
**collected** [1] 28:5  
**collecting** [1] 71:24  
**collectively** [1] 46:10  
**collector** [1] 45:19

1 **college** [3] 36:5, 15, 17  
2 **combine** [1] 34:2  
3 **combined** [2] 33:8, 14  
4 **comfortable** [3] 23:7; 62:9; 100:18  
5 **coming** [6] 6:10; 48:13; 77:4; 88:5; 91:23; 102:11  
6 **commence** [1] 95:9  
7 **commenced** [1] 86:19  
8 **comment** [5] 18:16; 23:14; 48:16; 80:24; 83:4  
9 **comments** [5] 21:18, 24; 48:14; 81:3; 94:19  
10 **commerce** [4] 6:23; 39:24; 40:2; 44:14  
11 **commercial** [1] 46:6  
12 **commission** [28] 1:4; 2:3; 4:4; 8:14; 13:2; 14:5; 18:24; 24:1, 4, 14, 23; 30:11; 49:17; 50:23; 51:1; 52:10,  
13 24; 61:23; 72:10; 85:9; 86:15; 87:6; 95:4; 96:14; 97:23; 99:1; 101:11; 104:8  
14 **commission's** [1] 94:11  
15 **commissioner** [161] 2:6, 7, 8, 9, 10, 11, 15, 20, 21, 22, 23, 24; 3:1; 4:20; 5:1, 2, 3, 4, 5, 6; 25:11, 16, 17, 18,  
16 19, 20, 21; 42:20; 43:9, 12, 24; 50:5, 10, 11, 12, 13, 14, 15; 51:16, 21, 22, 23, 24; 52:1, 2; 53:7, 12, 15;  
17 54:3, 11, 14, 17, 21; 55:1, 5, 9, 12, 15, 18, 22; 56:21; 57:2, 6, 9, 23; 58:6, 10; 59:5, 10, 11, 12, 13, 14, 15;  
18 62:18, 23, 24; 63:1, 2, 3, 4; 66:5, 11; 67:1, 16, 24; 68:5, 10, 11, 12, 13, 14, 15; 71:13, 17, 20; 72:9, 20; 73:4,  
19 9, 14, 15, 16, 17, 18, 19; 77:22; 78:6, 11, 12, 13, 14, 15, 16, 22; 79:3, 4, 5, 6, 7, 8, 14, 19, 20, 21, 22, 23, 24;  
20 81:22; 82:3, 4, 5, 6, 7, 8; 84:16, 21, 22, 23, 24; 85:1, 2; 95:13; 96:11; 101:1, 4, 20; 102:2, 3, 4, 5, 6, 7, 19,  
21 24; 103:1, 2, 3, 4, 5  
22 **commissioners** [12] 4:1; 5:13; 23:22; 24:22; 48:20; 49:16; 50:21; 52:9; 59:20; 63:9; 73:24; 75:16  
23 **commitment** [6] 34:24; 36:24; 37:20; 90:11, 18, 21  
24 **committed** [4] 18:12; 38:20; 44:13, 17  
25 **committee** [1] 32:9  
**common** [3] 44:4; 92:10; 98:23  
**communicate** [1] 57:19  
**communication** [1] 43:15  
**communities** [1] 11:18  
**communitive** [1] 45:3  
**community** [32] 6:19; 7:19, 21; 8:4; 10:8; 11:9, 16; 12:16; 13:21, 24; 14:3, 15; 18:22; 19:17; 20:5; 21:10,  
16; 22:13; 34:6; 37:1; 38:17, 22; 39:4; 40:4, 9, 13, 17, 22; 42:2; 44:18; 45:15, 24  
**companies** [4] 11:7; 13:10; 17:4; 76:21  
**company** [15] 11:10; 16:16; 27:13; 34:22; 49:7; 51:3, 8; 52:20; 56:10; 58:4; 74:3, 13; 75:4; 80:10, 21  
**company's** [2] 27:16; 69:14  
**compelling** [1] 76:3  
**compensation** [1] 28:7  
**competency** [1] 75:24  
**complete** [1] 63:17  
**completed** [1] 17:18  
**completely** [2] 21:4; 98:1  
**completion** [4] 17:17; 18:15; 85:14; 95:1  
**compliance** [10] 6:1, 9; 26:23; 49:14; 53:16; 56:6; 66:13, 15; 69:23; 70:1  
**comply** [1] 99:7  
**comprehensive** [1] 52:11  
**compulsive** [1] 10:8  
**concerned** [3] 22:20; 56:23; 94:10  
**concerns** [1] 22:16  
**concert** [1] 46:15

1 **conclude** [1] 85:24  
2 **concludes** [1] 21:17  
3 **conditions** [3] 86:6; 87:9; 89:2  
4 **condominium** [1] 15:19  
5 **conduct** [2] 34:8; 36:18  
6 **conducted** [8] 24:5, 23; 35:5; 49:1, 18; 50:23; 52:11; 59:21  
7 **conducts** [1] 39:5  
8 **conference** [2] 20:21; 63:17  
9 **confident** [1] 31:6  
10 **confirmed** [1] 90:21  
11 **congratulations** [2] 4:5; 100:15  
12 **conjunction** [2] 13:24; 90:17  
13 **connect** [3] 16:22, 23; 46:22  
14 **connected** [1] 97:16  
15 **connection** [1] 15:10  
16 **conner** [2] 61:19, 22  
17 **connor** [1] 62:6  
18 **consider** [2] 11:19; 15:3  
19 **consideration** [9] 4:18; 5:9; 50:18; 52:5, 17; 60:4; 73:21; 78:4; 80:3  
20 **considering** [1] 66:6  
21 **consisted** [1] 51:4  
22 **constitution** [1] 86:3  
23 **construct** [1] 45:15  
24 **constructed** [1] 85:23  
25 **constructing** [1] 76:1  
**construction** [16] 16:21; 17:4, 14; 46:3, 8; 86:15, 17, 20; 91:20, 22; 93:5; 95:2, 15, 18, 20; 96:10  
**construed** [1] 87:6  
**contact** [1] 77:11  
**contain** [1] 104:9  
**contained** [2] 25:2; 49:21  
**containers** [2] 86:12; 94:24  
**content** [1] 27:19  
**contest** [1] 69:15  
**contiguous** [1] 95:7  
**continually** [1] 29:2  
**continue** [15] 18:14; 19:1; 24:6; 27:23; 31:21; 33:16; 37:16, 17; 41:6; 44:17; 45:1; 51:2; 66:2; 95:19; 97:11  
**continued** [4] 8:20; 18:24; 89:24; 90:18  
**continues** [3] 20:3; 39:9; 89:23  
**contract** [1] 91:5  
**contractor** [1] 17:5  
**contractors** [2] 9:15; 91:4  
**contracts** [1] 102:17  
**contribute** [2] 39:10; 41:2  
**contributed** [1] 8:8  
**contribution** [1] 45:5  
**contributions** [3] 11:13; 38:14; 40:3  
**control** [1] 9:22  
**controls** [1] 98:16

1 **convenience** [1] 84:5  
2 **convention** [1] 44:15  
3 **conversations** [2] 10:1; 96:2  
4 **conway** [55] 2:6, 7, 15, 20, 21; 5:1, 2; 25:16, 17; 42:9, 19, 20; 43:9, 12, 24; 50:10, 11; 51:16, 17, 21, 22;  
5 59:10, 11; 62:18, 19, 23, 24; 68:10, 11; 71:19, 20; 72:9, 20; 73:4, 9, 10, 14, 15; 78:11, 12; 79:3, 4, 14, 19,  
6 20; 82:3, 4; 84:21, 22; 101:1, 2; 102:2, 3, 24; 103:1  
7 **coordination** [1] 14:10  
8 **copy** [1] 39:23  
9 **core** [2] 34:8; 75:24  
10 **corner** [4] 31:10; 38:23; 41:13; 93:6  
11 **cornerstone** [1] 37:19  
12 **corporate** [8] 6:9; 41:14; 43:20; 44:13; 61:11; 67:19; 101:5, 14  
13 **corporation** [3] 27:8, 24; 61:4  
14 **corps** [3] 89:14; 92:14, 19  
15 **correct** [30] 3:4; 43:11; 44:6; 53:4, 5, 10, 11, 14, 18, 19; 54:2, 13, 16, 20; 55:4, 14, 17, 21; 57:5; 63:22;  
16 67:18; 70:7, 12; 71:10, 11; 73:3; 77:19; 96:19, 23; 97:2  
17 **corrected** [2] 63:12; 64:3  
18 **corridor** [1] 46:8  
19 **cost** [3] 46:3; 90:24; 91:4  
20 **costs** [3] 18:14; 91:2, 5  
21 **coulson** [8] 59:19, 20; 62:2, 4, 6, 10, 12, 14  
22 **counsel** [2] 23:20; 85:10  
23 **count** [3] 48:10; 72:7, 14  
24 **counted** [1] 72:6  
25 **country** [8] 28:1; 31:3; 34:12, 13; 36:22; 37:5; 38:8, 11  
**county** [8] 23:19; 24:10; 28:21; 43:10, 22; 44:4; 45:4; 100:5  
**couple** [6] 15:18; 42:2; 47:18; 53:7; 91:10, 24  
**cover** [1] 26:21  
**covers** [1] 32:16  
**covid** [4] 23:1; 28:14; 43:4; 92:6  
**cracks** [2] 88:14, 20  
**create** [6] 65:1, 3, 5, 21; 66:1; 67:15  
**creation** [1] 67:10  
**credentials** [1] 56:24  
**credit** [4] 14:13; 49:6; 51:7; 65:4  
**crest** [2] 89:3, 8  
**crime** [2] 33:2; 47:6  
**criminal** [2] 52:13; 59:24  
**crisis** [1] 38:18  
**criteria** [1] 36:5  
**critical** [2] 34:7; 65:13  
**crossed** [1] 31:4  
**culinary** [1] 14:8  
**culture** [1] 37:18  
**curbs** [1] 45:20  
**curious** [2] 71:20; 76:21  
**current** [6] 7:6; 17:12; 27:12; 30:24; 31:7; 98:10  
**currently** [18] 13:12, 14; 14:12; 18:6; 29:10; 30:12; 31:2; 60:1; 74:6, 16, 21; 88:6; 92:2; 93:8, 16; 97:9;  
98:18

1 **customer** [2] 10:13; 37:24  
2 **customers** [10] 13:23; 29:21; 31:8; 37:11; 38:16; 42:16; 92:12; 93:10, 15  
3 **cutting** [1] 30:20  
4 **cvpa** [1] 4:12

---

- D -

5 **daily** [5] 20:22; 71:23; 72:1, 21, 23  
6 **dallas** [1] 62:4  
7 **damage** [2] 88:12, 17  
8 **damiaan** [1] 61:7  
9 **data** [1] 42:15  
10 **date** [2] 83:11; 84:11  
11 **dated** [1] 65:23  
12 **david** [1] 6:8  
13 **days** [5] 35:18; 36:11; 70:8, 9; 96:3  
14 **daytime** [1] 47:23  
15 **dc-22-073** [2] 68:4, 16  
16 **dc-22-074** [2] 73:8, 20  
17 **deal** [3] 22:23; 42:23; 89:6  
18 **dealers** [2] 36:12  
19 **dealing** [1] 28:15  
20 **dealt** [1] 87:3  
21 **december** [12] 8:16; 63:18, 24; 81:1; 82:15; 83:1, 17, 19, 21; 86:16; 92:1; 96:22  
22 **decided** [1] 98:4  
23 **decisions** [2] 18:19, 20  
24 **decreased** [3] 32:7; 42:24; 43:4  
25 **dedication** [1] 4:3  
**define** [1] 86:6  
**defined** [1] 92:14  
**defines** [2] 87:5; 92:19  
**definitely** [2] 27:23; 29:1  
**definition** [2] 32:19; 92:20  
**delegates** [1] 86:5  
**deleted** [1] 80:17  
**delivery** [1] 52:22  
**demonstrated** [1] 11:8  
**demonstrates** [1] 88:12  
**denny** [7] 6:6, 7; 85:18; 87:11, 13; 93:7  
**department** [11] 32:23; 39:12; 41:16; 47:4; 57:19, 20; 62:4; 64:16, 17, 20  
**departments** [2] 17:9; 37:24  
**depend** [1] 56:10  
**depending** [1] 90:2  
**depends** [3] 70:2; 71:5; 80:20  
**depreciation** [1] 43:1  
**derives** [1] 9:11  
**described** [1] 14:7  
**design** [3] 17:5, 6; 86:19  
**designation** [1] 80:13

1 **despite** [2] 8:19; 12:22  
2 **details** [2] 25:1; 49:20  
3 **deteriorating** [1] 45:20  
4 **determine** [1] 43:22  
5 **determining** [1] 51:1  
6 **develop** [1] 87:10  
7 **developed** [2] 19:13, 15  
8 **developers** [1] 21:9  
9 **developing** [1] 13:8  
10 **development** [16] 7:15, 23; 14:16; 15:23; 16:1, 3; 21:13; 40:8; 45:2; 46:8, 17; 86:20; 90:11; 91:16; 92:17  
11 **developments** [1] 15:19  
12 **diagram** [1] 92:13  
13 **dice** [1] 13:12  
14 **difference** [3] 76:18; 93:11, 14  
15 **different** [15] 27:22; 28:6, 20; 30:8, 10; 31:23; 33:17; 34:18; 35:14; 36:5; 37:24; 42:3, 14; 65:9; 97:24  
16 **difficult** [1] 12:21  
17 **dignity** [1] 12:11  
18 **diligently** [1] 32:7  
19 **dimitri** [1] 60:15  
20 **dining** [3] 9:11; 27:10; 31:17  
21 **directed** [1] 68:20  
22 **direction** [2] 29:1; 101:14  
23 **directly** [5] 39:4, 6; 77:11; 91:10, 11  
24 **director** [26] 3:10; 5:14, 23, 24; 6:3, 8, 9; 26:23; 52:22; 60:7, 10, 12, 14, 15, 18, 20, 22; 61:6, 7, 9, 13, 19;  
25 72:4, 7; 95:8  
**directors** [2] 17:11; 90:23  
**disabilities** [1] 35:12  
**disassociated** [1] 10:11  
**disciplinary** [9] 24:8; 49:5; 51:6; 58:11; 63:7; 67:7; 68:3, 17; 73:7  
**discipline** [6] 56:9; 58:3; 63:10; 66:7; 68:20; 69:12  
**disciplines** [2] 56:12; 67:2  
**disclosure** [1] 102:18  
**discovery** [1] 54:21  
**discuss** [2] 63:15; 74:10  
**discussed** [2] 16:5; 20:24  
**discussion** [21] 2:16; 4:21; 25:12; 50:7; 51:18; 58:13, 14; 59:6; 62:20; 68:6; 73:11; 78:7, 24; 79:15;  
81:24; 84:13, 18; 101:3, 21, 22; 102:20  
**discussions** [2] 56:16; 99:2  
**dispensers** [1] 37:8  
**displays** [1] 27:20  
**distance** [1] 91:15  
**district** [5] 7:21; 40:9, 22; 45:1, 16  
**diverse** [4] 12:10, 21; 27:24; 46:12  
**diversity** [8] 12:18, 19; 33:24; 34:4; 35:3, 8, 15, 22  
**dock** [3] 22:14; 41:13, 17  
**document** [2] 65:23; 88:19  
**documents** [1] 32:5  
**dollar** [3] 15:17; 29:15; 41:5



1 **dollars** [20] 6:20, 24; 7:2, 16; 8:7, 9, 12, 22; 11:23; 18:12; 19:20; 28:6, 9; 39:17, 21; 41:8; 45:9; 74:5, 15,  
21  
2 **donate** [2] 39:2, 18  
3 **donated** [1] 6:22  
4 **donations** [1] 11:15  
5 **door** [5] 69:1, 3, 9; 70:17, 24  
6 **doors** [1] 9:23  
7 **double** [1] 16:9  
8 **downstairs** [1] 92:3  
9 **downtown** [12] 7:21, 24; 15:1, 2, 5, 22; 16:3; 18:2, 9; 19:21; 21:6, 12  
10 **dozen** [1] 6:22  
11 **dozens** [1] 20:6  
12 **draft** [2] 93:11; 94:3  
13 **drag** [1] 100:12  
14 **drb's** [1] 66:2  
15 **dream** [1] 44:23  
16 **drills** [1] 91:9  
17 **drive** [3] 28:22; 32:16; 57:2  
18 **driver** [1] 32:22  
19 **drop** [9] 69:18, 19; 70:2, 3, 4, 24; 72:11, 13  
20 **dropped** [3] 69:21, 22; 70:8  
21 **dryers** [1] 37:9  
22 **during** [10] 8:6; 10:12; 11:15; 14:7; 15:11; 20:11; 28:7; 57:10; 64:18; 95:18  
23 **duties** [1] 3:12  
24 **duty** [1] 10:5  
25 **dynamics** [1] 41:24

---

- E -

16 **each** [4] 36:14, 16; 65:14; 88:18  
17 **earlier** [8] 7:8; 19:18; 30:2; 40:23; 82:23; 84:6; 90:24; 101:6  
18 **early** [2] 56:18; 58:22  
19 **earth** [2] 47:24; 48:2  
20 **easy** [1] 98:22  
21 **ebitdar** [2] 16:8, 12  
22 **economic** [5] 7:23; 19:22; 40:8; 46:20; 47:13  
23 **economy** [3] 8:8; 45:12; 46:12  
24 **edge** [1] 30:20  
25 **edmond** [1] 60:22  
**education** [3] 7:1; 36:15, 17  
**edward** [1] 46:7  
**effective** [1] 81:5  
**effort** [1] 47:6  
**efforts** [4] 11:19; 33:6; 35:1; 38:21  
**eight** [1] 15:17  
**either** [3] 57:4; 58:21; 95:13  
**eldorado** [1] 8:15  
**electronic** [2] 71:22; 72:22  
**elledge** [1] 5:23

1 **element** [1] 22:13  
2 **elevators** [1] 90:7  
3 **elicit** [1] 77:12  
4 **elimination** [1] 96:18  
5 **elizabeth** [1] 52:21  
6 **ellinger** [12] 85:6, 8, 9; 92:10; 94:18, 20; 95:11; 96:12, 17, 19, 23; 97:2  
7 **else** [3] 23:18, 20; 100:20  
8 **emergency** [1] 69:18  
9 **emile** [2] 60:9, 13  
10 **employee** [11] 8:10; 12:4, 12; 28:7; 64:19; 65:22; 69:10; 70:23; 71:5; 74:14  
11 **employees** [21] 7:4, 9, 12; 9:17; 15:14; 17:9, 12; 32:6; 47:2; 64:6, 13, 16, 23; 65:2, 7, 9; 67:14, 20; 69:4;  
12 71:14; 92:12  
13 **employer** [1] 12:10  
14 **employment** [2] 12:7; 46:20  
15 **empty** [1] 3:18  
16 **enabled** [1] 46:5  
17 **enclosed** [1] 16:24  
18 **encompasses** [1] 67:8  
19 **encourage** [2] 11:1, 4  
20 **endowment** [1] 19:20  
21 **enforcement** [3] 9:19, 20; 61:21  
22 **engaged** [1] 31:8  
23 **engineer** [2] 53:8, 17  
24 **engineers** [4] 88:22; 89:15; 92:14; 99:21  
25 **enhance** [2] 10:3; 46:16  
**enhanced** [1] 9:1  
**enjoyable** [1] 102:12  
**enough** [3] 9:24; 21:17; 78:2  
**enrich** [1] 47:12  
**ensure** [3] 45:11; 91:3; 101:11  
**ensuring** [1] 11:20  
**enter** [1] 10:11  
**entered** [4] 7:14; 68:23; 69:10; 70:9  
**entering** [1] 70:19  
**entertain** [1] 24:15  
**entertainment** [23] 9:3; 26:19; 27:4, 6, 10, 17, 19, 22; 31:2, 15; 34:5, 10; 37:2; 38:4; 44:24; 46:13, 21;  
47:5; 61:1, 16; 74:6, 7, 23  
**entire** [6] 18:23; 30:3; 46:11; 56:11; 91:3; 94:1  
**entity** [1] 86:8  
**entrance** [3] 16:24; 17:1, 21  
**entrepreneurial** [1] 14:22  
**entrepreneurship** [1] 14:18  
**environment** [2] 21:13; 37:1  
**environmental** [1] 35:1  
**equipment** [5] 91:9; 97:10, 13; 98:6, 9  
**equity** [1] 75:12  
**error** [1] 11:3  
**erwin** [1] 17:10  
**esop** [1] 77:10

1 **especially** [1] 45:10  
2 **essentially** [1] 91:15  
3 **establishing** [1] 43:16  
4 **estate** [6] 6:20; 27:9; 28:4; 42:23; 43:2; 90:21  
5 **estimated** [1] 18:15  
6 **estimates** [1] 72:12  
7 **even** [13] 14:17; 16:1; 18:10; 20:1; 21:4; 28:17; 33:22; 53:16; 72:17; 92:5; 97:17; 98:9; 99:13  
8 **event** [3] 13:23; 17:12; 36:7  
9 **events** [10] 13:21; 18:3; 20:7, 23; 21:1, 4, 5; 30:3; 33:17; 35:11  
10 **eventually** [1] 72:13  
11 **ever** [2] 34:6, 7  
12 **everi** [1] 61:6  
13 **every** [9] 12:2, 3, 4; 45:19; 56:5; 70:3; 75:23; 83:6  
14 **everybody** [4] 16:2; 26:18; 83:10; 102:11  
15 **everyone** [7] 12:11; 21:14; 23:21; 26:3; 27:3; 84:5; 86:2  
16 **everything** [3] 3:19; 34:21; 89:5  
17 **evolving** [1] 9:21  
18 **exactly** [3] 14:19; 19:15; 77:5  
19 **example** [3] 13:11; 36:19; 38:15  
20 **exceeded** [3] 28:8; 89:11, 16  
21 **excellent** [2] 8:2; 13:3  
22 **except** [1] 101:7  
23 **exceptional** [2] 9:20; 16:6  
24 **excess** [1] 39:3  
25 **excited** [7] 9:9; 14:5; 15:24; 16:20; 17:23; 18:2; 39:9  
**excitement** [1] 41:24  
**exciting** [2] 30:16; 36:17  
**exclude** [4] 38:4, 6  
**excluded** [1] 38:9  
**excuse** [1] 39:2  
**executive** [4] 5:14; 33:24; 61:5; 95:8  
**existing** [6] 16:22, 23; 40:11; 74:3, 12; 94:17  
**exists** [1] 65:16  
**exit** [1] 63:17  
**expand** [1] 45:23  
**expanding** [1] 46:12  
**expansion** [3] 41:18; 46:7; 97:21  
**expect** [3] 17:17; 30:23; 97:4  
**expected** [1] 72:9  
**expedited** [1] 85:11  
**expends** [1] 41:7  
**experience** [2] 31:16, 24  
**experiences** [2] 12:14; 27:20  
**experiencing** [1] 87:14  
**expiration** [2] 83:11; 84:11  
**expirations** [2] 82:22; 84:8  
**expire** [4] 24:2; 48:23; 82:14, 18  
**explained** [1] 92:10  
**explains** [1] 94:8

1 exponentially [1] 27:14  
2 exposure [1] 22:18  
3 expressway [1] 45:7  
4 extend [2] 82:14; 84:10  
5 extended [3] 82:19, 24; 90:2  
6 extension [5] 45:6; 82:11; 83:17, 19; 84:14  
7 exterior [1] 29:19  
8 extreme [2] 87:9; 89:6  
9 extremely [2] 21:6; 33:9

---

- F -

7 face [2] 9:21; 18:14  
8 facilitate [1] 40:15  
9 facilities [2] 93:14; 99:3  
10 facility [41] 16:22; 21:5, 15; 22:6; 23:9; 28:22; 30:4; 31:14, 16; 33:5, 6, 10; 35:16; 40:20; 41:4; 42:17;  
11 44:18; 51:5; 85:14, 22, 23; 86:9, 10, 15; 87:5, 19; 88:5, 23; 89:5, 13; 94:13; 95:9; 96:7, 10, 13, 14, 16, 20;  
12 99:16; 100:1; 101:8  
13 facing [1] 90:9  
14 fact [5] 3:17; 66:1; 67:16; 72:5; 101:9  
15 factory [1] 9:5  
16 facts [2] 56:11; 58:18  
17 failing [2] 57:24; 68:21  
18 failure [1] 57:19  
19 fair [1] 78:2  
20 fairly [1] 23:1  
21 fairs [4] 33:16; 35:5, 6  
22 fake [1] 11:1  
23 fall [1] 89:24  
24 false [1] 10:14  
25 familiar [1] 88:22  
family [1] 13:23  
fantastic [1] 37:12  
farmstead [2] 91:21; 93:6  
favorable [1] 7:14  
favorite [1] 35:18  
feature [2] 17:24; 33:17  
features [1] 46:1  
february [3] 68:22; 81:4, 9  
federal [2] 49:4; 56:6  
feedback [2] 49:3; 51:5  
feel [3] 6:14; 46:23; 100:19  
feet [10] 27:11; 86:5, 10; 89:9, 11; 90:1; 92:9; 93:24; 94:22; 100:9  
female [1] 12:8  
festival [3] 13:22; 20:9, 17  
fidelity [3] 74:2; 76:19; 78:5  
fifth [2] 22:9; 65:12  
fight [1] 41:17  
figure [2] 76:9; 77:4

1 **file** [1] 58:19  
2 **filed** [2] 85:12; 86:14  
3 **filings** [1] 77:14  
4 **fill** [1] 36:8  
5 **final** [4] 63:23; 81:7, 8; 96:16  
6 **finally** [1] 70:14  
7 **finance** [5] 5:23; 6:9; 13:2; 28:14; 43:19  
8 **financed** [1] 46:3  
9 **financial** [13] 18:21; 20:4; 24:4, 11; 49:1, 4; 50:23; 51:5; 52:10, 13; 61:3; 75:14, 17  
10 **find** [4] 12:14; 33:18; 67:18; 75:23  
11 **finding** [9] 64:15, 22; 65:6, 12, 20, 24; 67:10, 14, 17  
12 **findings** [14] 24:13; 25:2; 49:8, 20; 51:9; 52:23; 61:23; 63:12, 19, 22; 64:1, 2; 66:21, 22  
13 **fine** [6] 56:13; 65:19; 66:3; 69:13, 15; 70:16  
14 **fined** [1] 66:22  
15 **fines** [1] 66:9  
16 **fingers** [1] 31:4  
17 **finished** [2] 29:16; 82:24  
18 **finishes** [1] 91:10  
19 **fire** [1] 39:12  
20 **firm** [2] 17:6; 75:12  
21 **first** [13] 2:12; 8:21; 16:11; 18:15; 26:8; 27:22; 30:17; 32:11; 42:24; 64:5; 74:1; 80:7; 95:19  
22 **fitness** [1] 46:1  
23 **fitzgerald** [1] 58:17  
24 **five** [7] 16:2; 17:24; 31:5; 42:24; 63:11; 64:2; 67:8  
25 **fixed** [2] 91:5; 94:23  
**flag** [1] 32:23  
**flagged** [1] 18:7  
**flapping** [1] 70:17  
**flexibility** [2] 18:19; 80:18  
**float** [3] 87:20; 88:9; 89:1  
**floating** [2] 88:8; 93:13  
**flood** [2] 41:9; 89:7  
**flooding** [2] 34:20; 45:17  
**floor** [17] 3:5; 5:12; 11:3; 17:24; 19:7; 23:17; 24:20; 44:9; 48:18; 50:20; 52:7; 59:19; 63:8; 69:5; 72:12;  
85:7; 86:13  
**florida** [1] 88:22  
**fluctuations** [1] 33:11  
**focus** [4] 10:7; 13:17; 29:3; 32:7  
**focused** [2] 12:23; 14:21  
**folks** [11] 6:5, 10; 7:11; 30:18; 34:15, 23; 35:7; 39:10; 57:16, 17; 99:13  
**follow** [1] 100:6  
**followed** [3] 64:1, 4, 12  
**following** [4] 19:19; 52:16; 60:3; 66:7  
**followup** [6] 63:13; 64:19; 65:3, 9, 16, 24  
**food** [8] 9:1; 14:2, 21, 23; 27:12; 30:9; 40:24  
**foot** [1] 45:24  
**force** [2] 14:16; 47:3  
**forces** [1] 100:16  
**fore** [3] 28:19; 31:6; 32:3

1 **forecast** [1] 89:22  
2 **forecasts** [1] 90:2  
3 **foregoing** [1] 104:9  
4 **forget** [1] 26:10  
5 **form** [1] 65:7  
6 **formal** [1] 63:17  
7 **formally** [1] 63:20  
8 **formation** [1] 7:20  
9 **former** [2] 14:13, 22  
10 **formerly** [2] 4:13; 92:4  
11 **formula-based** [1] 100:9  
12 **forth** [7] 15:8; 29:21; 42:15, 16; 94:2; 97:14; 101:14  
13 **fortunate** [2] 98:5, 15  
14 **forward** [14] 3:7; 31:11; 45:1; 56:22; 57:6; 62:9; 77:13; 84:9; 88:7; 91:6; 95:24; 100:2; 101:15, 18  
15 **foster** [1] 61:5  
16 **fouled** [1] 64:11  
17 **found** [10] 12:16; 63:16; 64:2, 13; 65:2, 3, 6, 9, 16  
18 **foundation** [6] 17:16; 34:5, 8, 10; 40:16; 91:8  
19 **founded** [2] 27:13; 54:4  
20 **four** [7] 14:13; 29:7; 31:3; 65:2; 88:2; 89:22, 24  
21 **four-year** [1] 28:2  
22 **fourth** [1] 65:6  
23 **fractures** [1] 88:14  
24 **frame** [1] 95:14  
25 **franks** [84] 2:4, 6, 8, 10, 18, 20, 22, 24; 3:2; 4:23; 5:1, 3, 5, 7; 25:14, 16, 18, 20, 22; 50:8, 10, 12, 14, 16;  
51:19, 21, 23; 52:1, 3; 59:8, 10, 12, 14, 16; 62:21, 23; 63:1, 3, 5; 68:8, 10, 12, 14, 16; 73:12, 14, 16, 18, 20;  
78:9, 11, 13, 15, 17; 79:1, 3, 5, 7, 9, 17, 19, 21, 23; 80:1; 82:1, 3, 5, 7, 9; 84:19, 21, 23; 85:1, 3; 101:24;  
102:2, 4, 6, 8, 22, 24; 103:2, 4, 6  
**frederic** [2] 60:18; 61:13  
**free** [2] 37:10; 93:13  
**frequented** [1] 52:15  
**frequently** [1] 88:18  
**friendly** [1] 13:23  
**front** [5] 30:24; 32:8; 66:16; 88:7; 93:3  
**full** [4] 90:8, 24; 91:2; 101:19  
**full-time** [1] 12:4  
**fully** [3] 28:21; 99:6; 101:5  
**fund** [11] 7:1, 23; 34:19; 38:19, 24; 39:6, 8; 75:4, 11; 76:20; 90:21  
**fundamental** [1] 76:3  
**funded** [1] 46:5  
**funding** [4] 7:17; 19:15; 71:22; 101:13  
**funds** [7] 8:3; 46:3; 69:2, 8, 17; 71:10; 76:20  
**further** [8] 23:14; 31:24; 51:17; 57:12; 62:19; 81:23; 99:20; 104:9  
**future** [12] 3:21; 14:17; 31:9, 20; 45:17; 46:7; 56:20; 83:12, 15; 84:2; 91:16; 94:16

---

- G -

24 **gallons** [1] 86:11  
25 **gambling** [2] 31:15

1 **game** [4] 13:15; 60:6; 61:12; 64:24  
2 **gamers** [1] 31:1  
3 **games** [6] 72:21; 88:3; 94:4; 97:14, 15; 98:13  
4 **gaming** [58] 1:4; 2:3; 4:4; 7:2, 17; 8:5, 7; 10:5, 8; 22:12; 24:2, 4, 14, 22; 26:1, 13; 27:5, 11, 17, 20; 30:20,  
5 21; 37:19, 20; 38:9, 10, 12; 44:12; 45:7, 11, 23; 46:5; 47:9, 10; 48:17, 20, 23; 49:17; 50:22; 51:1, 2, 5;  
6 52:10, 24; 58:3, 4, 19, 21; 61:23; 72:10; 86:3, 12; 87:24; 95:9; 96:20; 97:6, 23; 104:8  
7 **gather** [1] 58:17  
8 **gauge** [3] 89:14, 18, 22  
9 **gave** [1] 43:1  
10 **genechten** [3] 60:21, 23; 61:14  
11 **general** [16] 5:17; 6:7, 14; 17:5; 24:11; 26:4, 17; 29:7; 52:13; 59:24; 60:24; 61:15; 86:6, 7; 87:13; 90:13  
12 **generate** [2] 21:12; 72:1  
13 **generated** [5] 6:20; 7:1, 21; 16:14; 45:8  
14 **generation** [1] 31:1  
15 **generic** [1] 75:24  
16 **gentlemen** [1] 39:1  
17 **george** [1] 60:24  
18 **gets** [1] 94:5  
19 **getting** [5] 21:8; 67:20; 77:7; 95:2; 98:9  
20 **ghislain** [3] 60:9, 11, 13  
21 **giant** [1] 20:19  
22 **ginger** [2] 5:23; 7:12  
23 **girardeau** [24] 5:10, 16; 6:12; 7:3, 14; 8:11, 15, 24; 11:17; 12:13, 17; 15:1, 20; 16:19; 18:2, 8; 19:2, 6, 13;  
24 23:23, 24; 24:10, 24; 91:9  
25 **given** [4] 18:18; 30:11; 72:1; 101:14  
**gives** [2] 80:18; 97:23  
**glad** [1] 61:24  
**glass** [1] 16:24  
**glpi** [1] 27:7  
**goal** [4] 15:9; 94:13, 14; 96:3  
**goes** [3] 39:4; 58:20; 89:22  
**golf** [1] 39:5  
**good** [16] 3:6, 14; 5:13; 23:2, 22; 24:21; 26:3; 28:24; 48:19; 49:16; 52:8; 62:11; 66:15; 84:12; 92:6;  
100:22  
**gotten** [1] 39:1  
**governance** [1] 35:2  
**government** [3] 41:14; 46:4; 47:1  
**governmental** [2] 24:9; 49:4  
**governor** [1] 87:2  
**governor's** [2] 80:22; 81:16  
**grain** [1] 90:7  
**grant** [1] 83:16  
**graph** [1] 89:21  
**great** [13] 3:16; 9:2; 11:21; 14:2, 14, 16, 20; 20:16; 21:16; 23:10; 33:5; 67:1  
**greatly** [1] 31:12  
**grewach** [50] 25:7; 50:1; 56:1; 57:1, 5; 58:11, 13, 16; 63:8, 9; 66:4, 5, 10, 19; 68:18, 19; 69:20, 23; 70:14,  
18, 21; 71:11; 72:3; 73:22, 23; 74:11, 24; 75:3, 6, 9, 13; 76:16, 23; 77:2, 9, 14, 17, 19, 23; 80:4, 5; 81:8,  
12, 15, 18, 20; 82:12, 13; 83:18; 84:7  
**grill** [1] 9:2

1 **ground** [2] 17:13, 19  
2 **groundbreaking** [1] 17:8  
3 **grounded** [1] 88:6  
4 **group** [17] 5:19; 6:7; 17:5; 39:1; 52:18; 53:13, 17, 21; 54:22; 55:6; 57:4, 21; 60:10, 14; 74:18, 19; 79:12  
5 **grow** [2] 14:20; 39:9  
6 **growing** [1] 29:4  
7 **grown** [1] 27:14  
8 **growth** [3] 15:9; 45:2; 76:4  
9 **guess** [5] 56:21; 62:12; 71:15; 72:20; 100:4  
10 **guests** [9] 9:16; 28:18; 29:9; 30:24; 32:6; 36:21; 37:9; 100:23  
11 **guidance** [1] 88:24  
12 **gutters** [1] 45:20  
13 **gymnastics** [1] 46:1

---

- H -

14 **hadn't** [1] 55:18  
15 **haitzmann** [1] 17:10  
16 **half** [12] 3:9; 4:4; 8:12; 18:15; 22:10; 29:18; 46:3; 88:6; 89:9; 90:8; 93:8; 97:14  
17 **hall** [7] 1:20; 14:23; 74:11; 75:1, 18; 76:19; 78:21  
18 **hand** [3] 26:23; 31:10; 37:9  
19 **handed** [1] 3:18  
20 **handle** [1] 75:20  
21 **handled** [1] 69:18  
22 **handling** [1] 3:10  
23 **hane** [64] 2:8, 9, 22, 23; 5:3, 4; 25:18, 19; 50:5, 6, 12, 13; 51:23, 24; 53:6, 7, 12, 15; 54:3, 11, 14, 17, 21;  
24 55:1, 5, 9, 12, 15, 18, 22; 56:21; 57:2, 6; 58:9, 10; 59:12, 13; 63:1, 2; 68:12, 13; 73:16, 17; 77:22; 78:6, 13,  
25 14; 79:5, 6, 21, 22; 81:22; 82:5, 6; 84:23, 24; 101:3, 4, 20; 102:4, 5, 19; 103:2, 3  
26 **hane's** [1] 57:23  
27 **happening** [1] 36:7  
28 **happens** [2] 35:21; 47:6  
29 **happy** [9] 3:7; 19:2; 21:18; 25:3; 32:5; 47:16; 49:22; 51:10; 95:3  
30 **hard** [3] 4:3; 40:6; 46:22  
31 **harris** [1] 35:4  
32 **hasn't** [2] 53:24; 56:15  
33 **he'd** [1] 55:5  
34 **head** [1] 54:8  
35 **heading** [1] 15:12  
36 **healthcare** [1] 44:20  
37 **heard** [1] 40:10  
38 **hearing** [2] 1:12; 81:2  
39 **hedge** [1] 75:11  
40 **heights** [24] 32:23; 34:12, 20; 39:24; 40:1, 16; 41:16; 42:1, 3; 44:14, 15; 45:6; 46:9, 11, 14, 19, 22; 47:1,  
41 14, 21; 48:1, 5, 8  
42 **held** [8] 7:8; 17:8; 44:23; 63:18; 74:3, 13; 75:23; 104:8  
43 **help** [15] 29:9; 30:24; 31:11, 15, 24; 33:2, 5; 34:11, 20, 23; 38:16; 41:1, 3; 45:22; 100:8  
44 **helped** [3] 17:13; 35:6; 40:15  
45 **helping** [5] 19:1; 39:4; 41:9, 17; 46:4  
46 **helps** [5] 30:10; 33:18; 34:9, 10; 36:20



1 **hemmel** [4] 24:19, 21; 49:15, 16  
2 **henderson** [2] 74:18; 79:12  
3 **here's** [2] 92:23; 94:3  
4 **heroes** [1] 36:19  
5 **hierarchy** [1] 71:15  
6 **high** [5] 4:14; 15:21; 32:19; 92:13, 20  
7 **highest** [1] 12:22  
8 **highlight** [2] 29:6; 34:24  
9 **highlighted** [2] 30:22; 89:15  
10 **highlights** [3] 29:19; 34:4; 40:9  
11 **highly** [1] 23:11  
12 **highway** [6] 24:3; 48:3, 24; 50:22; 52:9; 59:21  
13 **historic** [5] 15:12; 87:18; 88:11; 89:3, 8  
14 **historically** [1] 58:2  
15 **history** [3] 66:14, 23; 77:24  
16 **hockey** [3] 35:11, 13  
17 **hockey-focused** [1] 44:21  
18 **holbrook** [1] 6:2  
19 **hold** [3] 18:2; 36:6; 74:21  
20 **holder** [1] 10:6  
21 **holding** [1] 14:12  
22 **hollywood** [26] 26:5, 11; 27:23; 28:3; 32:1, 12; 34:9; 36:13, 20; 37:1; 39:5; 40:6, 19; 41:2, 7, 21; 44:12,  
23 13, 17; 45:8; 46:13; 47:9; 48:17, 21; 49:2, 19  
24 **homage** [1] 9:8  
25 **home** [6] 11:20; 12:16; 34:22; 41:13, 17; 46:9  
**honestly** [1] 40:4  
**honored** [1] 22:12  
**hope** [3] 22:17; 84:3, 4  
**hopefully** [2] 26:10; 31:12  
**hoping** [3] 29:16, 18; 41:5  
**hops** [1] 29:20  
**hospitality** [6] 14:21; 18:5; 26:16; 46:12, 19, 21  
**host** [2] 33:16; 35:11  
**hosting** [1] 13:21  
**hosts** [1] 65:4  
**hotel** [28] 15:24; 16:21, 23; 17:21, 22; 18:4, 8, 14; 21:1, 3, 11; 26:5, 15, 17; 27:10; 37:8; 40:19, 24; 48:10;  
90:18; 91:16, 21; 92:17; 93:6; 94:13, 15  
**hotels** [5] 21:3; 46:14; 47:4; 48:5, 7  
**hourly** [1] 12:2  
**hours** [6] 12:2, 3; 14:13; 41:7; 64:7, 14  
**house** [9] 10:3; 15:13, 18; 29:20; 32:8; 87:2; 88:13; 94:2; 99:22  
**housed** [2] 98:20, 21  
**houses** [1] 44:18  
**howard** [1] 45:16  
**however** [1] 65:23  
**hubert** [3] 60:16, 20, 22  
**hull** [3] 88:15, 17  
**human** [1] 26:14  
**humbled** [1] 40:4

1        **hundreds** [1] 41:8  
2        **hunter** [2] 10:21, 22

---

- I -

3        **idea** [2] 14:8; 95:14  
4        **ideas** [1] 15:23  
5        **identified** [1] 64:19  
6        **identifies** [2] 38:8; 92:22  
7        **identify** [6] 10:10, 23; 11:1, 2; 38:8; 76:3  
8        **illegal** [1] 41:18  
9        **illinois** [1] 18:11  
10       **imagine** [1] 20:18  
11       **immediately** [2] 32:13; 95:24  
12       **impact** [7] 6:19; 10:7; 16:9; 18:22; 19:1; 45:12; 87:16  
13       **impacted** [2] 12:19; 34:13  
14       **impactful** [1] 39:21  
15       **impetus** [1] 99:14  
16       **implement** [1] 31:13  
17       **implementation** [1] 37:7  
18       **importance** [2] 10:16; 11:6  
19       **important** [12] 5:20; 15:11; 16:16; 17:13; 20:3, 7; 22:13; 46:24; 64:8; 92:24; 94:9  
20       **importantly** [1] 21:11  
21       **impressive** [1] 48:12  
22       **improve** [2] 8:13; 37:17  
23       **improvement** [4] 7:21; 40:9, 22; 41:10  
24       **improvements** [2] 7:24; 8:20  
25       **in-depth** [1] 32:9  
      **in-house** [1] 9:14  
      **in-kind** [2] 11:14; 38:20  
      **incentive** [1] 12:1  
      **incentives** [2] 10:10; 11:24  
      **incidents** [3] 32:6, 13; 33:2  
      **include** [3] 31:4; 45:6; 76:17  
      **included** [4] 24:7; 49:3; 52:12; 59:23  
      **includes** [3] 29:8; 30:8; 94:1  
      **including** [6] 8:21; 17:24; 45:14; 46:6; 56:5; 69:6  
      **inclusion** [2] 35:8, 15  
      **inclusions** [1] 36:22  
      **income** [2] 43:3, 5  
      **incorporated** [7] 51:2; 61:1, 6, 8, 16, 18, 20  
      **increase** [3] 12:3; 41:6; 90:3  
      **indicate** [1] 63:21  
      **indicated** [2] 69:15; 84:7  
      **indications** [1] 88:17  
      **individual** [3] 56:2, 10, 14  
      **individually** [1] 58:1  
      **individuals** [1] 41:17  
      **indoor** [1] 46:2

1 **industrial** [2] 15:7; 45:21  
2 **industries** [1] 46:13  
3 **industry** [3] 13:9; 30:21; 46:16  
4 **information** [11] 13:5; 57:12; 66:9, 12, 16; 67:21, 22; 75:15, 22; 76:7; 77:12  
5 **informed** [1] 40:1  
6 **infrastructure** [4] 31:22; 41:10; 45:3; 46:5  
7 **initial** [4] 7:16; 8:11; 77:16; 96:21  
8 **initially** [1] 14:14  
9 **initiative** [4] 34:4; 36:24; 37:16; 38:11  
10 **initiatives** [5] 33:24; 34:17; 35:3, 15; 37:3  
11 **inquiries** [6] 24:9, 10, 12; 51:6; 52:14; 59:24  
12 **inroads** [1] 37:12  
13 **inside** [4] 20:21; 69:1, 2, 9  
14 **inspections** [1] 95:6  
15 **installations** [1] 99:17  
16 **installed** [1] 45:20  
17 **instance** [1] 57:15  
18 **institutional** [6] 73:22; 74:1; 75:19; 78:4, 20; 79:11  
19 **instructed** [1] 69:16  
20 **integrate** [1] 31:24  
21 **integrated** [1] 27:19  
22 **integrity** [1] 99:24  
23 **intend** [1] 63:21  
24 **interest** [4] 18:20; 74:16, 22, 23  
25 **interesting** [1] 32:15  
**interim** [1] 87:7  
**interior** [1] 93:21  
**internal** [4] 18:7; 30:14; 43:19, 20  
**internally** [1] 35:17  
**international** [3] 60:6; 61:12; 100:7  
**internship** [1] 35:6  
**interrupt** [1] 10:18  
**intersection** [1] 15:3  
**interview** [1] 57:10  
**intoxicated** [1] 10:15  
**introduce** [2] 26:8; 42:4  
**invest** [2] 74:20; 76:12  
**invested** [2] 8:22; 9:13  
**investigated** [1] 72:16  
**investigating** [1] 49:9  
**investigation** [12] 24:5, 7, 13; 49:2, 8, 12; 50:24; 51:4; 57:17; 58:22; 59:22  
**investigations** [6] 32:9; 52:11, 12; 59:23; 75:14, 17  
**investigative** [4] 23:16; 51:9; 52:23; 61:22  
**investigators** [8] 24:3, 4, 15; 48:24; 52:9, 10, 24; 59:21  
**investigatory** [1] 102:14  
**investment** [12] 8:11; 15:17; 29:6, 15; 30:7, 16, 19; 31:9; 74:4; 75:1; 76:2; 77:5  
**investments** [7] 29:5; 30:12; 45:3, 14; 46:6, 24; 75:21  
**investor** [2] 78:20; 79:12  
**investors** [4] 73:22; 74:1; 75:19; 78:4

1 **involve** [1] 35:11  
2 **involved** [7] 20:6; 22:15; 64:15, 22; 65:12; 69:19; 86:23  
3 **ioc-cape** [1] 23:23  
4 **issue** [1] 95:9  
5 **issued** [3] 55:2, 13; 63:23  
6 **issues** [3] 22:22; 67:8; 90:8  
7 **item** [19] 2:13; 4:18; 5:9; 24:19; 25:24; 33:20; 50:18; 52:5; 59:18; 63:7; 68:18; 73:21; 79:11; 80:3, 6, 15;  
8 82:11, 23; 85:5  
9 **items** [1] 101:15

---

- J -

7 **jackie** [1] 3:13  
8 **jackson** [1] 17:4  
9 **james** [6] 15:13; 61:17; 74:11; 75:1, 18; 78:21  
10 **january** [1] 81:2  
11 **janus** [3] 74:18; 76:20; 79:12  
12 **jean** [4] 60:9, 16, 18, 22  
13 **jean-desire** [1] 61:13  
14 **jean-louis** [2] 60:7, 11  
15 **jeff** [1] 100:7  
16 **jennifer** [3] 24:19; 49:15, 23  
17 **jerlecki** [13] 26:2, 3, 4; 42:7, 8, 12; 43:5, 11, 19; 44:1, 3, 6, 8  
18 **jerusalim** [1] 61:3  
19 **jobs** [1] 46:10  
20 **john** [1] 60:20  
21 **johnson** [1] 33:4  
22 **joining** [2] 5:19; 6:10  
23 **jones** [1] 46:7  
24 **joseph** [2] 60:16; 61:9  
25 **judge** [14] 4:2; 30:17; 54:9; 58:7; 83:4, 8, 23; 84:2; 96:2; 98:24; 99:1, 6, 12; 101:10  
**julia** [1] 61:15  
**july** [5] 24:22; 49:17; 63:13; 82:17, 19  
**june** [6] 65:21; 67:12; 81:5; 82:16, 18; 87:8  
**jurisdictional** [1] 51:6  
**jurisdictions** [3] 42:22; 52:14; 60:1

---

- K -

20 **kansas** [2] 54:18, 19  
21 **katrina** [1] 34:13  
22 **kaufman** [4] 38:19, 24; 39:6, 8  
23 **keep** [2] 83:23; 90:5  
24 **keeping** [2] 13:3; 31:7  
25 **keeps** [1] 88:5  
**kelly** [2] 30:18  
**kempker** [14] 66:13, 15, 20; 67:5, 10, 18; 69:24; 70:1, 7, 11; 71:2, 5  
**kentucky** [1] 90:5  
**kevin** [1] 26:22

1 **kevin's** [1] 26:22  
2 **kicked** [1] 22:7  
3 **kids** [3] 35:24; 36:2, 13  
4 **kind** [21] 3:18; 5:19, 21; 9:7; 14:17; 15:1, 3, 5; 17:21; 18:16; 56:18; 71:6; 77:4; 81:10; 85:19; 91:12;  
5 93:1; 94:6; 96:1; 97:20; 101:12  
6 **kinder** [6] 8:2; 19:8, 10; 21:20, 22; 22:1  
7 **king** [1] 17:22  
8 **kitchen** [2] 14:9; 94:2  
9 **kneeland** [3] 61:19, 22; 62:6  
10 **knowledge** [1] 66:14  
11 **known** [3] 4:13; 9:4; 57:21  
12 **knows** [1] 86:2  
13 **kopot** [5] 52:18; 53:8, 22; 54:17; 58:1  
14 **kopot's** [1] 53:17  
15 **kowalski** [1] 26:12  
16 **kuhlman** [1] 17:5  
17 **kylee** [2] 75:13, 17

---

- L -

18 **labay** [1] 61:5  
19 **lance** [1] 60:24  
20 **land** [4] 6:21; 40:12, 14  
21 **land-based** [1] 89:13  
22 **landlord** [3] 27:7; 40:15; 90:20  
23 **landscaped** [1] 20:13  
24 **landscaping** [1] 20:17  
25 **large** [7] 5:19; 9:6; 21:4; 29:22; 30:3; 32:1; 41:21  
26 **large-scale** [1] 20:7  
27 **largely** [1] 6:21  
28 **larger** [1] 20:23  
29 **late** [1] 41:4  
30 **latest** [3] 29:10; 33:8; 90:3  
31 **launch** [1] 12:5  
32 **launched** [3] 11:11; 12:1; 14:11  
33 **laundering** [1] 38:2  
34 **laws** [1] 56:6  
35 **laying** [1] 69:8  
36 **layout** [3] 85:23; 91:13; 94:3  
37 **lead** [1] 14:20  
38 **leader** [2] 37:2; 40:2  
39 **leadership** [2] 18:19; 34:16  
40 **leading** [4] 27:19; 28:11; 34:4, 16  
41 **leann** [1] 83:12  
42 **leara** [176] 2:2, 4, 5, 12, 16, 18, 19; 3:3; 4:8, 11, 17, 21, 23, 24; 5:9; 10:18, 21; 11:5; 18:4; 19:3, 7, 9;  
43 21:20, 23; 22:2, 5; 23:4, 7, 11, 14; 24:17; 25:5, 8, 12, 14, 15, 24; 42:6, 9, 18; 44:2, 4, 7; 47:17, 20, 24; 48:4,  
44 7, 12, 16; 49:11, 14, 23; 50:2, 6, 8, 9, 18; 51:12, 17, 19, 20; 52:5; 53:3, 6, 20; 57:8; 58:11, 14, 23; 59:3, 6,  
45 8, 9, 18; 62:2, 5, 8, 11, 15, 19, 21, 22; 63:7; 66:4; 67:6; 68:1, 6, 8, 9, 17; 69:20; 70:6, 8, 13, 16, 19, 23;  
46 71:4, 9, 12, 16, 18; 73:6, 10, 12, 13, 21; 74:9, 24; 75:4, 7, 11; 76:9, 13, 15, 18, 24; 77:3, 13, 15, 18, 20; 78:2,

1 7, 9, 10, 19, 23; 79:1, 2, 11, 15, 17, 18; 80:3; 81:6, 10, 14, 16, 19, 23; 82:1, 2, 11; 83:3, 16, 20; 84:1, 12, 17,  
2 19, 20; 85:5; 95:11; 96:17, 21, 24; 97:3; 98:12; 99:5, 10; 100:3, 11, 15, 18, 22; 101:2, 21, 24; 102:1, 10,  
3 20, 22, 23; 103:8  
**lease** [1] 27:8  
4 **leased** [1] 92:5  
**least** [3] 33:21; 42:6; 86:11  
5 **leaving** [5] 3:16, 18; 53:21  
**left** [11] 7:7; 15:6; 26:23; 29:13; 31:9; 39:17, 23; 53:24; 69:2; 91:19; 92:19  
6 **left-hand** [1] 41:12  
**legacy** [1] 40:16  
7 **legal** [3] 61:17; 102:15, 17  
**legally** [1] 57:2  
8 **legislation** [2] 31:11, 13  
**leisure** [1] 61:10  
9 **leshia** [4] 66:13, 15; 69:24; 70:1  
**less** [3] 33:13; 93:8; 100:10  
10 **let's** [1] 26:18  
**letter** [7] 13:1; 39:23; 56:13; 65:20; 67:6; 69:14; 94:7  
**letters** [1] 92:19  
11 **levee** [1] 45:16  
**level** [12] 14:8; 15:22; 17:19; 24:12; 47:8, 11; 52:6, 12; 53:12; 88:13; 93:3; 98:20  
**level's** [1] 91:17  
12 **levels** [7] 12:23, 24; 43:3, 5; 85:20; 87:18; 89:23  
**leveraging** [1] 8:3  
13 **license** [26] 5:16; 8:14; 10:6; 18:17; 24:2; 32:20; 44:12; 48:23; 50:23; 53:9, 13; 54:19, 23; 55:3, 7, 10,  
20, 23; 57:3, 11; 59:22; 76:21; 82:14; 83:22; 95:9  
14 **licensed** [5] 13:13, 14; 51:2; 54:18; 57:21  
**licensee** [4] 24:6, 24; 49:19; 56:5  
15 **licensees** [1] 80:17  
**licensing** [2] 57:20  
16 **licensure** [6] 8:6; 10:12; 11:15; 15:12; 52:6; 62:9  
**lieutenant** [1] 58:17  
17 **life** [2] 15:18; 46:24  
**light** [2] 61:17, 19  
18 **lighting** [1] 20:16  
**liked** [1] 62:12  
19 **likely** [1] 99:16  
**limited** [6] 24:7; 49:3; 51:4; 52:13; 61:10; 88:3  
20 **lincoln** [1] 35:4  
**lindenwood** [1] 44:19  
21 **lisa** [1] 6:3  
**list** [6] 13:16; 62:5; 65:14; 66:17; 83:14; 89:10  
22 **listed** [6] 29:8; 62:16; 65:7, 10, 15, 24  
**listening** [1] 97:18  
23 **lists** [1] 38:18  
**litigation** [4] 24:9; 49:5; 51:7; 86:23  
24 **little** [15] 6:7; 18:13; 19:12; 30:6; 75:22; 85:16, 19, 22; 87:12; 91:12, 19; 93:20; 94:8; 97:24; 101:6  
**live** [4] 9:3; 11:21; 31:2; 42:13  
25 **lived** [1] 52:15

1 **lives** [1] 47:12  
2 **living** [1] 15:22  
3 **load** [1] 90:8  
4 **lobby** [3] 16:23; 17:21  
5 **lobbyist** [1] 41:14  
6 **local** [17] 8:8; 9:4, 14, 19; 11:9; 13:8; 14:1, 3; 18:20; 39:1; 40:3; 43:15, 21, 22; 49:4; 91:4  
7 **located** [7] 15:21; 21:8; 32:11; 33:4; 35:10; 39:16; 97:10  
8 **location** [13] 9:12; 20:8; 90:17; 92:12, 15, 21, 22; 93:21; 94:5; 95:10; 96:15; 98:10  
9 **locations** [2] 9:21; 15:7  
10 **login** [3] 65:14, 15, 17  
11 **logistics** [1] 98:3  
12 **logos** [1] 27:11  
13 **longer** [3] 92:7; 93:15; 96:20  
14 **loose** [1] 69:2  
15 **lost** [1] 34:21  
16 **lots** [1] 15:8  
17 **louis** [24] 17:5, 7; 26:1, 5; 28:21; 29:24; 34:1; 35:5; 40:13; 41:23; 43:9, 22; 44:4, 12, 19, 20; 45:4, 15;  
18 46:11; 48:11, 17, 20, 21; 49:19  
19 **love** [1] 13:10  
20 **lower** [6] 29:23; 31:9; 38:23; 41:12; 88:13; 98:20  
21 **lump** [1] 91:4  
22 **lutjen** [1] 26:13  
23 **lying** [1] 69:2  
24 **lyle** [14] 5:11, 17; 10:18; 18:4; 19:13, 17; 20:5, 8, 10, 24; 85:21; 90:10, 13; 94:20  
25 **lynn** [2] 6:8; 61:15

---

- M -

15 **machine** [13] 8:23; 68:23; 69:1, 5, 11; 70:5, 9, 20; 71:6, 7; 72:11, 18  
16 **machine's** [2] 69:3, 9  
17 **machines** [17] 29:9; 39:16; 41:18; 69:8, 21; 71:24; 72:22, 24; 88:2; 93:16; 96:4; 97:10, 22; 99:23  
18 **madam** [2] 19:9; 57:8  
19 **magnifies** [1] 45:12  
20 **main** [9] 15:4, 17; 18:9; 32:16; 64:18, 21; 69:1, 5, 9  
21 **maintain** [2] 9:19; 12:10  
22 **maintenance** [1] 29:8  
23 **major** [3] 46:6, 14, 20  
24 **majority** [2] 28:16, 17  
25 **making** [5] 46:23; 77:7; 86:21; 100:19; 102:12  
**malfunction** [1] 69:17  
**manage** [4] 74:5, 15; 75:18, 19  
**management** [9] 12:8; 37:15; 44:22; 63:15, 18, 20, 23; 74:19, 21  
**manager** [26] 5:17; 6:1, 2, 8, 14; 26:4, 17; 52:18; 53:13, 18, 21; 54:22; 55:6; 57:4; 60:24; 61:15; 65:4;  
66:13, 16; 69:23; 70:1; 75:14, 17; 87:13; 90:14  
**managers** [2] 57:21; 64:24  
**managing** [3] 29:17; 41:10; 75:20  
**mandatory** [1] 37:23  
**manual** [1] 12:12  
**march** [2] 53:16; 54:23

1 **marchienne** [4] 60:7, 9, 11, 14  
2 **marie** [8] 60:5, 11, 13, 16, 18, 20, 22; 61:13  
3 **mark** [4] 61:5; 85:9; 92:14, 22  
4 **marker** [1] 9:12  
5 **market** [1] 29:3  
6 **marketing** [6] 6:2, 4; 14:18; 26:15; 42:14, 15  
7 **maryland** [24] 32:22; 34:12, 20; 39:24; 40:1, 16; 41:16; 42:1, 3; 44:13, 15; 45:6; 46:9, 10, 11, 14, 19, 22,  
8 24; 47:13, 21, 24; 48:5, 8  
9 **master** [1] 33:3  
10 **masters** [5] 23:17, 21; 48:18, 19; 49:13  
11 **match** [2] 83:10, 14  
12 **matched** [1] 89:16  
13 **materials** [1] 12:20  
14 **matters** [1] 102:16  
15 **matthew** [1] 60:24  
16 **maximum** [1] 8:3  
17 **maybe** [2] 58:1; 67:4  
18 **mayor** [34] 8:1; 19:5, 8, 9, 10; 21:20, 21, 22; 22:1, 2, 3, 4, 7, 10; 23:4, 5, 8, 10, 13; 26:24; 41:15; 42:4;  
19 44:8, 9, 10; 47:17, 19, 22; 48:2, 6, 9, 13, 15; 94:7  
20 **mayor's** [1] 19:7  
21 **mayors** [3] 22:14, 15; 41:17  
22 **mccarthy** [1] 83:12  
23 **mcgrail** [1] 3:6  
24 **mcmahon** [1] 6:3  
25 **mctheaney** [25] 52:6, 8; 53:5, 11, 14, 19, 23; 54:6, 13, 16, 20, 24; 55:4, 8, 11, 14, 17, 21; 56:3; 57:9, 14;  
58:2, 17, 24; 59:2  
**measure** [1] 16:8  
**measures** [1] 9:22  
**mechanisms** [2] 7:17; 28:4  
**medical** [1] 32:6  
**meet** [1] 92:11  
**meeting** [18] 2:2; 5:8; 22:7; 31:18, 19; 44:22; 46:2; 81:4, 9; 82:15, 20; 83:1, 21; 84:6, 8; 102:13; 103:10  
**meetings** [1] 82:17  
**member** [6] 10:24; 22:14; 28:13; 34:7; 35:20; 36:12  
**members** [36] 5:20; 7:6; 10:9, 23; 11:9, 16, 19, 22, 24; 12:2; 15:14; 17:10; 18:22; 23:20; 26:9, 11; 28:8,  
19 19; 33:15; 34:11, 14, 21, 23; 35:2, 18, 24; 36:1, 3, 6, 16, 21; 37:10; 40:5; 41:14; 43:20; 85:8  
**mention** [1] 35:17  
**mentioned** [6] 19:18; 20:8; 29:14; 30:1; 40:22; 93:7  
**merckx** [1] 61:7  
**mercy** [1] 44:19  
**metering** [1] 72:16  
**meters** [1] 72:6  
**meyer** [1] 26:22  
**micro** [1] 76:1  
**micro-small** [1] 75:20  
**mid-cap** [1] 75:20  
**mid-capitalization** [1] 76:1  
**middle** [6] 8:18; 20:15, 19; 35:24; 39:15; 81:10  
**midnight** [2] 65:15, 17



1 **midst** [2] 29:11, 14  
2 **midwest** [1] 13:15  
3 **mike** [3] 26:3; 27:1; 42:4  
4 **mile** [2] 9:12; 15:3  
5 **million** [24] 6:20; 7:1, 3, 16, 23; 8:7, 10, 12, 13, 22, 23; 11:13, 23; 15:17; 16:9, 12; 18:12; 19:20; 28:5, 9;  
6 29:15; 42:24; 46:18  
7 **million-four** [1] 22:19  
8 **mind** [1] 66:13  
9 **mine** [1] 15:9  
10 **minimize** [2] 10:7; 87:16  
11 **minorities** [1] 34:3  
12 **minority** [4] 12:7; 13:11; 24:19; 49:14  
13 **minutes** [3] 4:18, 21; 5:7  
14 **miss** [1] 3:17  
15 **missing** [1] 71:10  
16 **mission** [2] 13:19; 27:21  
17 **mississippi** [9] 9:10, 13; 85:21; 86:4, 11; 87:10; 90:5; 92:9; 94:23  
18 **missouri** [46] 1:4, 22; 2:2; 4:4; 5:20; 7:1; 11:11, 12; 12:5; 13:12, 13; 14:6; 15:16; 16:7, 14, 16; 17:3;  
19 24:3, 4, 22; 31:4; 45:4; 48:24; 49:17; 50:22; 51:3, 5; 52:9, 10, 23; 53:9; 54:5, 12; 55:24; 58:8; 59:21;  
20 61:23; 72:10; 77:21; 86:4, 10; 90:14, 20; 104:8  
21 **missouri's** [1] 11:22  
22 **missouri-based** [2] 13:10, 14  
23 **mobilizing** [1] 91:6  
24 **model** [1] 32:21  
25 **moeller** [10] 27:1; 42:4; 44:8, 10; 47:19, 22; 48:2, 6, 9, 15  
**moment** [4] 4:11, 14, 15, 16  
**monday** [1] 85:12  
**monetary** [1] 38:20  
**money** [11] 38:1; 39:2, 3; 70:15; 71:21, 24; 72:6, 17, 18, 24; 73:1  
**monitor** [1] 47:5  
**month** [7] 3:15; 6:13; 7:8; 29:18; 54:7; 90:24  
**monthly** [3] 32:8; 80:18, 19  
**months** [13] 8:17; 12:4; 16:11; 39:19; 55:13, 19; 64:18, 21; 82:16, 18; 83:22; 91:20  
**monument** [1] 31:23  
**moon** [2] 104:5, 13  
**moored** [1] 93:10  
**morning** [12] 3:6; 5:13; 22:8; 23:23; 24:21; 26:3, 7, 12; 48:19; 49:16; 52:8; 66:15  
**most** [10] 17:17; 20:7; 21:11; 27:15, 24; 29:10; 30:20; 45:5; 46:24; 101:17  
**motion** [4] 101:22; 102:10, 13, 21  
**motor** [3] 95:17; 97:9, 13  
**move** [36] 2:13; 4:19; 23:16; 25:9; 31:11; 44:8; 45:1; 50:3; 51:14; 59:3; 62:15; 68:3; 73:7; 78:3, 19;  
79:13; 81:20; 84:13; 91:11; 95:16, 24; 96:3, 8, 9; 97:15; 98:1, 7, 10, 24; 100:19, 23; 101:5, 15, 18; 102:10  
**moved** [3] 87:24; 91:9; 98:15  
**movement** [2] 95:5; 96:16  
**moving** [5] 17:19; 29:1; 62:9; 91:5; 97:5  
**much** [5] 21:22; 26:5; 56:18; 77:12; 94:5  
**multiple** [4] 24:9, 10; 27:10; 89:11  
**mundi** [1] 61:7  
**municipal** [1] 47:11

1 **municipalities** [1] 19:23  
2 **music** [13] 13:22; 14:2; 20:9, 17; 29:24; 32:1, 17; 40:12, 13, 17; 41:23; 44:20; 46:15  
3 **must** [1] 22:23  
4 **mutual** [2] 75:4; 76:20

---

- N -

5 **name** [7] 9:3, 11; 18:5; 26:3; 27:16; 75:16; 85:9  
6 **naming** [2] 40:20; 42:14  
7 **nation** [1] 42:13  
8 **national** [3] 27:5, 17; 38:10  
9 **natural** [2] 92:13, 20  
10 **nature** [2] 85:11; 99:15  
11 **naval** [1] 88:21  
12 **navigate** [1] 17:6  
13 **nearing** [1] 17:17  
14 **nearly** [1] 8:9  
15 **necessarily** [1] 98:2  
16 **necessary** [1] 17:16  
17 **negative** [5] 10:7; 88:9, 10; 90:1  
18 **neighborhood** [4] 7:20; 9:4, 5; 20:15  
19 **neighborhood's** [1] 9:7  
20 **never** [1] 23:6  
21 **nice** [1] 23:11  
22 **nicely** [1] 20:13  
23 **nighttime** [1] 47:22  
24 **nine** [2] 6:14; 42:22  
25 **non-executive** [1] 61:9  
**non-floating** [2] 86:9; 87:5  
**non-gaming** [1] 92:2  
**non-profit** [1] 15:14  
**non-ticketing** [1] 65:2  
**none** [29] 2:16; 4:22; 23:20; 24:17; 25:8, 13; 48:18; 49:12, 24; 50:7; 51:13, 18; 58:24; 59:7; 62:20; 68:2, 7; 73:7, 11; 78:3, 8, 24; 79:16; 81:20, 24; 84:13, 18; 100:23; 102:21  
**nonpunitive** [1] 56:12  
**normal** [3] 70:23; 89:1, 4  
**normally** [1] 87:19  
**north** [12] 1:21; 15:2, 12; 27:18; 28:5, 8; 33:15; 48:2; 52:18, 21; 54:3  
**northpoint** [1] 46:8  
**notable** [1] 27:15  
**notably** [2] 20:7; 45:6  
**note** [4] 41:12; 64:8; 84:7; 91:19  
**noted** [2] 28:2; 90:19  
**notes** [2] 37:21; 76:16  
**nothing** [1] 58:20  
**notice** [2] 92:16; 94:20  
**noticed** [2] 57:17; 69:11  
**notified** [1] 69:11  
**notify** [1] 53:20

1 **notwithstanding** [1] 35:19  
2 **november** [11] 55:8, 9; 57:11; 82:17, 22; 83:7, 9, 11, 24; 84:8; 90:1  
3 **numbers** [10] 12:8; 16:10; 19:19; 28:24; 33:7, 22; 42:20; 43:23; 64:8  
4 **nursery** [1] 38:19

---

- O -

5 **objectives** [1] 34:10  
6 **obviously** [6] 16:9; 70:21; 71:13; 94:5, 8; 97:8  
7 **occasion** [1] 22:8  
8 **occupancy** [1] 100:3  
9 **occupants** [1] 100:4  
10 **occupational** [1] 53:13  
11 **occur** [1] 95:5  
12 **occurred** [2] 69:6; 87:7  
13 **occurring** [1] 47:13  
14 **occurs** [2] 96:16; 97:6  
15 **october** [11] 1:13; 6:11; 24:3; 48:23; 55:6; 63:14; 80:23; 84:6; 87:17, 21; 104:7  
16 **offer** [1] 18:3  
17 **office** [1] 80:22  
18 **officer** [2] 61:3, 17  
19 **officers** [2] 49:9; 50:22  
20 **offices** [1] 92:3  
21 **often** [3] 20:22; 21:3; 69:21  
22 **ohio** [1] 90:4  
23 **once** [3] 18:17; 56:11; 70:3  
24 **ongoing** [2] 7:18; 10:1  
25 **online** [2] 75:22; 91:23  
**only** [13] 20:3; 30:14; 36:21; 38:5; 43:17; 46:16; 48:10; 64:23; 65:20; 66:22; 72:20; 87:7; 90:8  
**onsite** [1] 53:16  
**onto** [1] 87:24  
**open** [4] 23:15; 69:8; 90:6; 97:23  
**opened** [7] 6:11; 9:2, 10; 11:14; 41:4; 69:4; 92:5  
**opening** [3] 7:15; 91:24; 97:21  
**operate** [4] 57:3; 97:11; 98:2; 99:18  
**operating** [8] 24:6; 37:18; 51:2; 55:19, 23; 56:24; 99:3; 100:1  
**operation** [7] 3:11; 37:20; 92:7; 93:8, 18; 94:6; 97:9  
**operations** [13] 5:24; 16:13; 18:20; 26:13, 21; 41:10; 46:4; 87:17, 24; 90:14; 95:7; 101:10  
**operators** [1] 51:6  
**opportunities** [2] 14:18; 35:6  
**opportunity** [6] 3:17; 5:14; 14:14, 16; 26:6; 27:3  
**opposite** [1] 17:22  
**option** [1] 101:16  
**options** [1] 27:22  
**order** [6] 2:3; 3:19; 63:10; 68:20; 81:7, 8  
**organization** [4] 15:15; 34:18; 57:22; 58:1  
**organizations** [4] 14:3; 38:18; 39:21; 44:21  
**original** [3] 7:10; 64:3; 93:9  
**orola** [1] 52:21

1 others [2] 35:18; 38:6  
ourselves [1] 34:8  
2 outdoor [2] 31:22; 41:10  
outlets [4] 9:14; 27:10, 12; 31:18  
3 outlier [1] 67:4  
outreach [1] 38:22  
4 outside [2] 35:23; 85:9  
overlooking [1] 21:6  
5 overstate [1] 21:17  
overview [1] 27:4  
6 owned [5] 40:14; 42:11, 12, 13; 74:14  
owner's [1] 17:7  
7 owners [1] 7:20  
ownership [3] 8:21; 74:14; 77:7  
8 owns [1] 90:21

---

- P -

10 packet [4] 30:11; 66:17; 67:2; 92:18  
paid [3] 8:6; 10:24; 28:5  
11 painted [1] 9:6  
pandemic [3] 8:17; 12:19; 16:9  
12 panek [1] 26:14  
paper [1] 37:13  
13 paperwork [1] 36:9  
paragraph [2] 75:24; 80:13  
14 parcel [4] 6:21; 40:12, 18  
pardon [1] 48:6  
15 parent [2] 27:16; 80:10  
parham [1] 6:2  
16 park [8] 29:24; 32:2, 17; 40:12, 13, 17; 41:23; 44:20  
parking [11] 20:8, 11, 12, 18, 19; 30:1, 2; 31:23; 41:11; 93:4  
17 parks [1] 45:21  
participant [1] 44:15  
18 participate [4] 33:16, 17; 34:11; 40:23  
partner [5] 20:4, 5; 21:16; 40:20  
19 partnered [1] 35:4  
partnering [1] 45:14  
20 partners [5] 14:1; 17:3; 30:15; 34:7; 37:12  
partnership [2] 14:6; 19:12  
21 parts [1] 12:16  
party [1] 92:6  
22 pass [1] 56:17  
passed [6] 86:7; 87:1, 8; 90:23; 91:1, 2  
23 past [4] 14:2; 29:7; 31:20; 41:23  
patio [1] 29:20  
24 patrick [1] 61:9  
patrol [5] 24:3; 48:24; 50:22; 52:9; 59:21  
25 patrons [3] 21:2; 47:2; 99:23

1 **pattern** [1] 67:3  
2 **pattonville** [2] 32:11; 39:12  
3 **pavilion** [15] 91:17; 92:2, 15; 93:3, 22; 94:1, 14, 16; 96:24; 98:13, 17, 20; 99:21; 101:7  
4 **payment** [1] 7:16  
5 **payments** [1] 61:6  
6 **peate** [1] 26:16  
7 **peggy** [1] 30:17  
8 **penalty** [1] 55:23  
9 **pending** [6] 24:8; 61:21; 62:3; 85:13; 95:1, 5  
10 **penn** [18] 26:19; 27:4, 5, 17; 31:2; 34:4, 5, 10, 17; 37:2; 38:4, 10; 61:1; 74:6  
11 **pennies** [1] 39:17  
12 **pennsylvania** [1] 27:14  
13 **penzel** [1] 17:4  
14 **people** [9] 11:9; 12:14; 14:4; 21:12; 37:14; 56:23; 70:9, 19; 82:21  
15 **percent** [19] 7:6; 16:14, 15; 24:23; 33:9, 14; 34:2; 39:2, 3; 40:23; 49:18; 74:6, 7, 13, 16, 22; 77:7  
16 **percentage** [2] 12:23; 34:1  
17 **perfect** [1] 89:5  
18 **perform** [1] 69:7  
19 **performance** [2] 28:10; 41:22  
20 **performed** [1] 63:12  
21 **performing** [1] 4:13  
22 **period** [11] 8:6; 10:12; 11:15; 12:19; 15:12; 28:2, 18; 63:13; 64:10; 70:11; 81:1  
23 **permanence** [1] 95:15  
24 **permanent** [2] 96:10, 13  
25 **person** [4] 38:8; 59:22; 62:5; 100:9  
**personal** [3] 28:4; 42:24; 43:2  
**personally** [2] 7:5; 43:14  
**personnel** [2] 24:12; 102:17  
**persons** [12] 10:11; 12:10; 49:6; 51:8; 59:19; 62:16; 65:24; 82:12, 14, 17, 24; 84:14  
**perspective** [1] 92:24  
**petition** [7] 85:6, 12; 86:1, 14; 96:14, 17; 99:10  
**philippe** [2] 60:15, 22  
**photo** [4] 17:8; 87:19; 89:4; 91:20  
**photos** [3] 7:7, 10; 42:2  
**physical** [2] 35:12; 72:14  
**physically** [1] 85:20  
**pick** [1] 73:1  
**picture** [12] 14:11; 20:10; 29:23; 31:10; 32:15, 18; 39:15; 71:19; 89:6, 7, 20; 94:12  
**pictures** [7] 20:14; 29:13; 32:19, 22; 35:23; 39:11; 93:19  
**piece** [2] 89:21; 98:15  
**pieces** [2] 15:11; 89:15  
**pierfrancesco** [1] 61:11  
**pilot** [1] 14:12  
**pitman** [1] 88:21  
**place** [5] 11:21; 28:20; 39:15; 42:15; 93:5  
**placed** [1] 68:24  
**places** [1] 97:6  
**plan** [10] 40:8; 63:21; 74:14; 83:23; 84:9; 91:8; 95:17, 23; 97:11; 98:7  
**planning** [2] 5:24; 15:23

1 **plate** [1] 32:20  
2 **player** [6] 65:1, 3, 8, 21; 66:1; 67:11  
3 **players** [2] 17:13; 35:11  
4 **playing** [1] 52:19  
5 **please** [6] 2:3; 3:7; 78:8; 87:12; 101:23; 102:21  
6 **pleased** [6] 8:1; 15:10; 20:12; 22:21, 24; 23:3  
7 **plopped** [1] 20:15  
8 **point** [5] 6:23; 13:1; 31:12; 57:24; 81:6  
9 **police** [4] 32:23; 41:16; 47:3; 62:4  
10 **policy** [3] 19:15; 38:4, 6  
11 **population** [3] 47:20, 22, 23  
12 **portfolio** [1] 28:1  
13 **portfolios** [1] 76:1  
14 **portion** [1] 53:4  
15 **position** [7] 4:5; 27:18; 53:17, 21, 24; 54:22; 66:2  
16 **positive** [7] 6:19; 12:7; 18:22; 19:1; 21:10, 15; 40:3  
17 **possess** [1] 24:14  
18 **possession** [2] 25:3; 49:21  
19 **possible** [6] 16:5; 45:7; 95:24; 96:4; 97:12; 98:11  
20 **possibly** [1] 56:13  
21 **potential** [2] 11:3; 31:9  
22 **potentially** [2] 56:2; 93:12  
23 **practice** [1] 44:19  
24 **practices** [1] 37:6  
25 **pre-covid** [1] 16:13  
**prediction** [1] 56:19  
**preliminary** [5] 56:16; 63:10; 68:20; 86:14, 17  
**premier** [1] 17:24  
**presence** [1] 41:18  
**present** [11] 2:5, 7, 9, 11; 4:1; 5:15; 26:6; 35:19; 49:9; 95:8; 104:7  
**presentation** [6] 3:4; 5:11; 12:13; 26:2; 85:15; 97:18  
**presented** [6] 52:16; 60:3; 63:19, 22; 86:15; 99:2  
**presenting** [2] 10:14; 19:6  
**president** [14] 5:17; 14:11; 26:4, 12, 13, 14, 15, 21; 28:14; 52:20; 60:5, 24; 90:14; 101:10  
**pretty** [3] 33:23; 77:5; 87:9  
**prevent** [3] 33:2; 45:17; 47:6  
**previous** [3] 66:8, 9, 21  
**previously** [4] 77:18; 91:1; 93:23; 94:6  
**pride** [1] 38:19  
**primarily** [2] 7:24; 92:3  
**primary** [1] 17:3  
**prime** [1] 20:8  
**printed** [1] 2:14  
**prior** [7] 7:15; 16:10; 66:14; 77:24; 82:14; 84:11; 88:1  
**priority** [1] 9:17  
**priors** [1] 66:18  
**private** [2] 75:12, 19  
**privately** [4] 74:3, 13; 75:23; 77:10  
**privilege** [1] 102:16

1 **proactive** [1] 47:3  
2 **probably** [3] 3:23; 20:22; 100:10  
3 **problem** [3] 38:9; 65:16; 92:11  
4 **problems** [2] 95:8; 100:1  
5 **proceed** [2] 74:8; 80:23  
6 **proceedings** [2] 104:8, 10  
7 **proceeds** [2] 39:6; 47:12  
8 **process** [15] 56:18; 58:12, 18, 20; 69:19; 72:5; 76:2; 77:4; 81:11, 13; 83:5; 85:18, 22; 86:17; 91:7  
9 **produced** [1] 16:6  
10 **product** [3] 29:10; 30:23; 102:17  
11 **products** [2] 12:20; 13:9  
12 **professional** [1] 104:5  
13 **professionalism** [1] 47:8  
14 **professionally** [1] 47:7  
15 **profile** [1] 51:7  
16 **profiles** [1] 49:6  
17 **profitability** [1] 16:8  
18 **profitable** [1] 18:21  
19 **profits** [1] 16:15  
20 **program** [14] 10:21, 22, 23; 12:1, 5; 14:12, 19; 36:3, 19, 20, 23; 37:21, 23; 38:11  
21 **programs** [1] 37:15  
22 **progress** [1] 86:21  
23 **project** [19] 8:11; 10:2; 15:17; 17:3, 7, 13, 20; 18:13; 29:17; 90:18, 22; 91:2, 3, 10, 21; 95:1, 20; 96:10;  
24 101:19  
25 **projects** [3] 33:12; 45:5, 14  
**proliferating** [1] 30:21  
**promote** [2] 14:15; 33:5  
**promoted** [1] 34:18  
**promoting** [1] 53:22  
**promotion** [1] 57:15  
**proper** [2] 56:24; 69:22  
**properly** [1] 10:10  
**properties** [14] 11:12; 16:8, 14, 18; 31:2, 5; 37:5; 38:7, 10; 42:23; 43:17; 90:15, 19, 20  
**property** [44] 6:6, 13, 16, 21; 7:20; 8:7, 13, 20; 9:21; 11:14; 14:1; 18:9; 26:7; 27:4, 6, 9, 12; 28:4, 10;  
29:7; 30:8, 12, 17; 31:14; 32:4, 14, 20; 33:2; 34:19, 22; 35:9, 22; 36:13; 39:12; 42:22; 43:2, 7, 13; 47:2;  
87:15; 90:11; 91:13; 92:23  
**proposed** [3] 14:8; 80:6; 91:15  
**proposing** [2] 91:18; 93:22  
**proprietary** [1] 102:14  
**protect** [2] 10:3; 47:2  
**protected** [1] 102:18  
**protection** [1] 41:9  
**proud** [8] 6:18, 24; 7:5; 33:9, 10, 14, 23; 37:4  
**proudly** [1] 6:12  
**provide** [10] 10:9, 10; 13:9; 17:1; 29:9; 47:10; 57:12; 67:21; 92:12; 100:19  
**provided** [15] 7:4, 18; 24:13; 32:4; 49:8; 51:9; 52:23; 61:23; 65:21; 66:17; 67:12, 13, 19, 23; 91:4  
**provider** [2] 27:19, 22  
**provides** [4] 12:1; 47:1, 10; 86:3  
**providing** [1] 8:9

1 **provisions** [1] 87:4  
2 **proximity** [4] 9:23; 17:15; 64:17, 20  
3 **public** [7] 9:21; 18:3; 23:14; 48:16; 80:24; 81:1; 92:1  
4 **publicly** [2] 16:7; 74:19  
5 **pumping** [1] 45:17  
6 **purchased** [1] 13:15  
7 **purchases** [1] 13:4  
8 **purchasing** [1] 33:19  
9 **purpose** [4] 50:24; 80:7, 12, 15  
10 **purposes** [1] 92:2  
11 **pursue** [3] 56:9, 17  
12 **push** [1] 33:15

---

- Q -

8 **qualified** [1] 33:18  
9 **quality** [1] 15:21  
10 **quarter** [2] 15:2; 31:4  
11 **quarterly** [1] 80:19  
12 **question** [17] 10:19; 12:9; 42:6, 19; 43:8, 12; 53:6; 56:8; 58:9, 23; 66:6; 72:8; 76:6; 83:4, 16; 84:1;  
13 100:12  
14 **questions** [39] 19:2, 3, 4; 21:18, 20; 23:4; 24:16, 17; 25:3, 5, 8; 44:7; 47:16, 17; 48:13; 49:10, 11, 22, 23;  
15 50:2; 51:11, 12; 53:1, 7; 58:24; 61:24; 62:11; 66:4; 68:1, 2; 69:20; 73:6; 74:24; 78:3; 81:19; 83:3; 95:3,  
16 11; 100:22  
17 **quickly** [9] 5:22; 71:5; 85:16, 17; 95:24; 96:4, 8, 9; 98:10  
18 **quite** [4] 23:7; 54:12; 83:9, 13  
19 **quorum** [1] 2:12  
20 **quote** [1] 76:5  
21 **quoted** [1] 56:3

---

- R -

17 **race** [1] 27:13  
18 **rachel** [1] 60:5  
19 **rain** [1] 90:2  
20 **raise** [1] 12:2  
21 **rallied** [1] 34:23  
22 **ramps** [1] 87:22  
23 **ramsey** [1] 61:9  
24 **randolph** [21] 5:11, 13, 17; 10:20, 22; 11:6; 18:6; 19:3, 4, 5, 8; 85:21; 90:10, 13; 95:12, 16; 97:8; 98:14;  
25 99:13; 101:9  
26 **raoul** [1] 60:13  
27 **rate** [1] 12:3  
28 **rather** [2] 58:1; 101:7  
29 **raymond** [1] 60:9  
30 **re-evaluation** [1] 43:2  
31 **readily** [1] 93:24  
32 **ready** [6] 24:20; 91:3; 95:2; 96:7; 97:22, 24  
33 **real** [8] 5:21; 6:20; 17:23; 27:9; 28:4; 42:23; 43:2; 90:21



1 **real-time** [1] 104:6  
2 **realizing** [1] 44:23  
3 **realm** [1] 56:12  
4 **reason** [2] 62:10; 89:12  
5 **reasonable** [1] 96:3  
6 **reasons** [1] 87:22  
7 **reassessment** [1] 43:6  
8 **rebound** [1] 28:23  
9 **rebounced** [1] 23:1  
10 **rebranding** [1] 8:18  
11 **recall** [1] 15:1  
12 **receive** [1] 40:4  
13 **received** [6] 7:23; 21:24; 32:5; 36:16; 55:1; 80:22  
14 **receiving** [1] 63:22  
15 **recent** [2] 34:20; 44:22  
16 **recently** [3] 13:15; 17:1; 39:1  
17 **reception** [1] 7:8  
18 **recipient** [1] 40:1  
19 **recognizant** [1] 45:10  
20 **recognize** [5] 4:15; 7:11; 22:2; 35:20; 36:21  
21 **recognized** [1] 23:20  
22 **recognizes** [1] 40:5  
23 **recognizing** [1] 13:3  
24 **recollection** [1] 93:20  
25 **recommendation** [6] 25:6; 49:24; 56:19, 22; 57:7; 66:2  
**recommended** [2] 65:19; 69:13  
**recommends** [2] 25:7; 50:1  
**reconciled** [1] 72:15  
**reconciliation** [1] 72:5  
**record** [7] 13:3; 66:8; 88:9, 11; 89:16, 17  
**records** [4] 24:24; 49:18; 102:15, 18  
**recreational** [1] 45:24  
**reduced** [2] 90:6; 93:17  
**refer** [1] 40:11  
**reference** [1] 42:21  
**referenced** [1] 19:13  
**referred** [1] 9:7  
**reflected** [2] 57:16; 73:1  
**reflects** [1] 27:18  
**refreshing** [1] 29:11  
**refurbishing** [1] 31:19  
**regard** [3] 43:16; 94:11; 99:8  
**regarding** [2] 61:22; 67:10  
**regards** [1] 85:11  
**region** [4] 7:22, 24; 11:20; 46:11  
**regional** [3] 19:22; 26:21; 45:12  
**registered** [6] 74:4, 20; 75:10; 76:10, 12; 104:5  
**regulating** [1] 43:21  
**regulation** [1] 56:4

1 **regulations** [2] 56:7; 99:8  
2 **reimbursement** [1] 80:20  
3 **reinvest** [2] 29:3; 31:21  
4 **reinvested** [1] 11:22  
5 **reinvesting** [1] 31:17  
6 **reinvestment** [1] 16:17  
7 **reit** [1] 90:20  
8 **reiterate** [1] 90:16  
9 **reiterating** [1] 94:21  
10 **related** [5] 25:1; 38:12; 43:3, 5; 49:20  
11 **relating** [3] 10:8; 13:3; 58:12  
12 **relations** [1] 41:14  
13 **relationship** [1] 9:19  
14 **relatively** [2] 6:15; 15:20  
15 **releasing** [1] 90:4  
16 **relicensing** [4] 23:24; 47:15; 49:1; 54:6  
17 **relicensure** [8] 5:10; 26:1, 6; 28:3; 48:17; 50:19; 59:18; 62:16  
18 **relief** [1] 22:18  
19 **relies** [1] 76:2  
20 **relocate** [2] 91:18; 92:11  
21 **relocation** [4] 85:6, 13; 95:1, 5  
22 **remains** [2] 11:20; 88:8  
23 **remarkable** [1] 18:1  
24 **remarks** [1] 42:5  
25 **remember** [1] 75:5  
**removal** [1] 69:17  
**remove** [2] 69:22; 101:16  
**removed** [5] 65:9, 23; 67:9, 12; 68:24  
**removing** [1] 97:13  
**rendering** [1] 17:22  
**renderings** [1] 17:20  
**renew** [1] 74:2  
**renewal** [13] 5:15; 18:17; 24:1; 44:11; 48:22; 50:24; 74:12; 77:16, 17, 23; 82:12; 83:24; 84:14  
**renewals** [7] 53:4; 59:23; 60:3; 78:1; 83:6, 7, 9  
**renewed** [3] 82:19; 83:22  
**renovate** [1] 94:16  
**renovated** [3] 9:2; 15:13; 17:2  
**renovations** [1] 9:13  
**rentable** [1] 46:2  
**rental** [1] 92:1  
**repaired** [1] 69:1  
**repay** [2] 41:1, 3  
**repeat** [2] 66:21, 22  
**replaced** [1] 45:19  
**report** [27] 11:4; 15:10; 25:2, 5; 49:21; 54:6; 56:4; 57:10; 58:5, 19, 21; 63:23; 64:3, 5, 15, 22; 65:1, 6, 11, 22; 67:11, 13, 19; 71:1, 14, 23  
**reported** [4] 16:7, 11; 54:17; 104:7  
**reporter** [3] 104:5, 6  
**reporter's** [1] 104:3

1 **reporting** [2] 38:1; 72:23  
2 **reports** [4] 58:3; 67:22; 72:1, 11  
3 **represent** [1] 85:10  
4 **representation** [1] 32:18  
5 **representative** [1] 17:7  
6 **represented** [1] 99:20  
7 **request** [8] 5:15; 61:21; 70:24; 77:16; 84:5; 90:16; 96:22; 97:18  
8 **requests** [1] 73:24  
9 **required** [5] 53:9; 65:7, 11; 69:17; 95:6  
10 **requirement** [1] 80:17  
11 **requirements** [4] 17:16; 80:11; 92:11; 97:17  
12 **requires** [1] 56:5  
13 **research** [2] 76:3, 7  
14 **reside** [1] 60:2  
15 **residences** [2] 15:21; 20:14  
16 **residential** [3] 15:19, 22; 45:21  
17 **residents** [2] 46:23; 47:12  
18 **resolution** [31] 25:9, 22; 50:3, 16; 51:14; 52:3; 59:4, 16; 62:15; 63:5; 78:5, 17, 20; 79:9, 12; 80:1; 81:21;  
19 82:9, 13; 83:18; 84:14; 85:3, 24; 86:16, 18; 90:23; 91:1, 2; 95:4; 100:24; 102:8  
20 **resorts** [1] 8:15  
21 **resources** [1] 26:14  
22 **respect** [3] 12:11; 22:22; 85:17  
23 **respond** [2] 32:13; 47:7  
24 **responded** [1] 16:17  
25 **responders** [1] 32:11  
**responding** [1] 67:17  
**response** [4] 62:3; 65:19; 67:6; 69:14  
**responses** [2] 63:20, 23  
**responsibility** [4] 10:17; 11:7; 45:11; 71:15  
**responsible** [5] 10:5, 6; 37:19, 20; 38:12  
**responsive** [1] 47:3  
**rest** [2] 41:19; 54:1  
**restaurant** [3] 92:4, 5; 93:23  
**restaurants** [2] 46:15; 47:4  
**restrictions** [1] 28:20  
**restroom** [1] 37:8  
**restrooms** [1] 94:2  
**result** [2] 86:24; 87:4  
**results** [3] 16:6; 25:1; 49:19  
**revenue** [8] 7:18; 16:15; 19:16; 45:7, 11, 22; 46:5; 47:10  
**revenues** [2] 45:23; 47:9  
**review** [14] 24:8, 14, 19; 49:5, 6, 14; 51:6, 7, 10; 52:24; 59:23; 61:24; 69:12  
**reviews** [2] 24:11; 51:5  
**revisit** [1] 76:24  
**reward** [1] 10:22  
**reynolds** [1] 15:13  
**rice** [5] 74:11; 75:1, 18; 76:19; 78:21  
**richardson** [8] 54:9; 58:7; 83:8, 23; 84:2; 99:1, 6, 12  
**right-hand** [2] 30:5; 38:23

1 **rights** [2] 40:20; 42:14  
2 **rigid** [2] 86:12; 94:23  
3 **risk** [1] 70:21  
4 **river** [31] 9:10, 12; 17:15; 18:1; 21:6; 22:15; 26:17; 36:1, 15; 85:21; 87:10, 18; 88:8; 89:4, 8, 11, 12, 13,  
5 14, 18, 21, 23; 90:1, 4, 5, 12; 91:15; 92:9; 94:23; 96:4  
6 **riverboat** [7] 24:2; 48:22; 87:21, 23; 93:9, 14  
7 **riverfront** [1] 7:22  
8 **rivers** [2] 86:4, 11  
9 **riverside** [1] 61:2  
10 **road** [1] 3:21  
11 **roads** [1] 45:21  
12 **robert** [1] 26:15  
13 **robots** [1] 30:9  
14 **roger** [2] 5:23; 7:11  
15 **roll** [16] 2:3, 17; 4:22; 25:13; 45:9; 50:7; 51:18; 59:7; 62:20; 68:7; 73:11; 78:8, 24; 81:24; 101:23;  
16 102:21  
17 **room** [5] 26:10, 20; 40:24; 72:7; 92:1  
18 **rooms** [6] 17:23; 20:21; 21:3; 37:8; 46:2; 48:10  
19 **rosenthal** [1] 26:20  
20 **roth** [1] 5:24  
21 **roughly** [2] 12:4; 47:20  
22 **route** [2] 45:6, 13  
23 **rsmo** [2] 102:14, 15  
24 **ruiz** [1] 26:15  
25 **rule** [6] 56:3; 64:23; 80:6, 7, 8, 11  
**rulemaking** [3] 80:4; 81:7, 8  
**rules** [6] 54:14, 15; 69:18; 81:2, 5; 99:7  
**running** [1] 93:17

---

- S -

16 **safe** [5] 88:15; 92:12; 96:6; 98:8; 99:22  
17 **safely** [1] 97:12  
18 **safer** [1] 21:13  
19 **safety** [10] 9:16; 28:18; 32:3, 8, 9; 33:6; 87:22; 95:7  
20 **salary** [1] 8:9  
21 **sale** [1] 40:15  
22 **sales** [3] 8:7; 40:24  
23 **sam's** [1] 20:19  
24 **same** [9] 36:15; 67:2; 75:24; 82:15; 87:3; 91:15; 96:9; 98:3; 99:3  
25 **sample** [1] 64:9  
**sandbar** [2] 88:4; 93:13  
**sara** [1] 26:14  
**saturday** [1] 73:2  
**saturdays** [1] 73:2  
**says** [1] 75:24  
**schedule** [3] 43:1; 70:2, 4  
**scheduled** [1] 24:2  
**scholarship** [2] 35:22; 36:10

1 **scholarships** [1] 36:4  
**school** [4] 4:13, 14; 12:15; 35:6  
2 **screen** [1] 12:8  
**searched** [1] 75:23  
3 **seaton** [4] 23:22; 50:19, 21; 51:12  
**second** [52] 1:21; 2:14, 15; 4:19, 20; 25:10, 11, 12; 48:10; 50:4, 5, 6; 51:15, 16, 17; 59:4, 5, 6; 62:17, 18,  
4 19; 64:15; 66:10; 68:4, 5, 6, 18; 73:8, 9, 10; 78:5, 6, 7, 21, 22, 23; 79:13, 14, 15; 80:8; 81:21, 22, 23;  
84:15, 16, 17; 100:24; 101:1, 2, 22; 102:19, 20  
5 **secondly** [1] 99:6  
**secretary** [1] 61:11  
6 **section** [1] 102:15  
**sections** [1] 102:14  
7 **secure** [4] 46:23; 68:21; 88:16; 99:24  
**securing** [1] 9:23  
8 **security** [8] 9:16, 22; 10:4, 12; 32:3; 64:20; 95:7; 97:7  
**seeing** [31] 2:16; 4:21; 20:1; 24:17; 25:8, 13; 48:17; 49:12, 23; 50:7; 51:12, 18; 58:24; 59:6; 62:20; 68:2,  
9 7; 73:6, 11; 78:3, 24; 79:16; 81:20, 24; 83:15; 84:13, 18; 87:18; 100:23; 102:21  
**seek** [1] 33:21  
10 **seeking** [1] 80:20  
**seem** [1] 23:1  
11 **seems** [1] 76:18  
**seen** [5] 12:6; 14:10; 25:6; 90:3; 93:21  
12 **sees** [1] 21:3  
**seismic** [1] 17:15  
13 **self-exclusion** [2] 37:22  
**semi-rigid** [1] 86:12  
14 **semo** [1] 14:11  
**senate** [3] 86:7, 23; 87:1  
15 **senior** [4] 26:20; 46:1; 52:22; 60:5  
**sense** [6] 18:21; 72:19; 92:10; 98:3, 23; 101:17  
16 **separate** [1] 56:4  
**september** [3] 4:19; 5:8; 58:9  
17 **sergeant** [49] 23:17, 18, 21, 22; 24:18; 33:3; 48:18, 19; 49:12, 13; 50:19, 21; 51:12; 52:6, 8; 53:5, 11, 14,  
18 19, 23; 54:6, 13, 16, 20, 24; 55:4, 8, 11, 14, 17, 21; 56:3; 57:9, 14; 58:2, 17, 18, 24; 59:1, 2, 19, 20; 62:2, 4,  
6, 10, 12, 13, 14  
**serious** [1] 32:13  
19 **seriously** [4] 9:18; 13:6; 38:13; 45:10  
**serve** [4] 20:6; 21:10; 30:9; 46:22  
20 **served** [3] 6:13; 36:22; 46:16  
**serves** [2] 17:7; 20:8  
21 **service** [8] 33:20; 45:24; 47:8, 11; 52:22; 69:5, 7; 94:17  
**services** [1] 47:1  
22 **session** [1] 87:1  
**seven** [3] 39:20; 55:13, 19  
23 **seventeen** [1] 39:20  
**several** [7] 14:1; 15:11; 70:9, 19; 91:20; 92:5; 96:1  
24 **shared** [2] 42:15; 44:23  
**shareholder** [1] 60:16  
25 **sheetrock** [1] 88:14

1 **shipyard** [4] 13:22; 20:9, 11; 21:1  
2 **shoe** [1] 9:5  
3 **shoes** [1] 9:6  
4 **shop** [1] 16:23  
5 **short** [1] 85:15  
6 **shortage** [1] 21:3  
7 **shorter** [1] 98:18  
8 **shortly** [1] 91:24  
9 **shots** [1] 7:9  
10 **shouldn't** [1] 83:14  
11 **shout** [3] 30:17; 32:10; 33:3  
12 **show** [7] 17:20; 67:12; 88:15; 89:15, 23; 91:12; 93:19  
13 **showed** [2] 20:10; 65:24  
14 **showing** [1] 65:22  
15 **shows** [7] 17:9; 65:8; 67:14; 89:4, 20; 91:14; 92:13  
16 **side** [3] 23:16; 30:5; 93:2  
17 **sidewalks** [1] 45:20  
18 **sight** [1] 71:8  
19 **signage** [1] 31:22  
20 **signed** [1] 87:2  
21 **significant** [6] 8:20; 16:17; 17:16; 44:14; 45:13; 91:8  
22 **significantly** [1] 93:17  
23 **signs** [1] 31:23  
24 **silence** [3] 4:12, 15, 16  
25 **silly** [1] 20:12  
**similar** [1] 3:15  
**simple** [1] 13:5  
**simply** [1] 83:9  
**since** [15] 7:7, 22; 8:13; 11:13; 12:23; 32:7; 42:24; 43:17; 55:6; 57:11; 58:8; 75:23; 86:19; 87:7; 89:11  
**sincere** [1] 12:11  
**site** [2] 91:6, 23  
**sits** [4] 40:14, 17, 21; 71:21  
**sitting** [3] 20:18; 93:12; 98:6  
**situation** [2] 94:10; 101:12  
**situations** [2] 87:15; 90:9  
**six-story** [1] 16:21  
**size** [2] 64:9; 90:6  
**sled** [1] 35:13  
**slide** [12] 28:2; 29:13, 19; 30:23; 32:15; 35:21; 37:7; 38:14, 22; 40:8; 41:12, 20  
**slides** [4] 27:16; 29:5; 34:24; 92:18  
**slot** [23] 8:23, 24; 13:12; 29:9, 10; 39:17; 41:18; 65:13; 68:22, 23; 69:1, 2, 7, 9, 11, 16, 21; 72:2, 12; 88:1, 2  
**slow** [1] 41:3  
**small** [1] 27:13  
**smart** [1] 32:21  
**smash** [1] 31:7  
**snatch** [1] 3:23  
**social** [2] 10:16; 11:7  
**soft** [1] 91:24

1 **software** [1] 8:24  
2 **sola** [1] 61:15  
3 **solid** [2] 28:11; 89:21  
4 **solution** [1] 92:10  
5 **solutions** [1] 17:6  
6 **somebody** [1] 53:24  
7 **someone** [2] 30:1; 38:9  
8 **somer** [6] 60:15, 16, 18, 20, 22; 61:13  
9 **sometimes** [1] 64:10  
10 **somewhat** [1] 99:19  
11 **somewhere** [1] 83:20  
12 **sooner** [1] 3:22  
13 **sorry** [4] 40:13; 55:9; 76:16, 22  
14 **sort** [3] 18:4; 37:3; 40:10  
15 **sottile** [1] 61:17  
16 **sound** [1] 75:8  
17 **sounds** [1] 20:11  
18 **source** [2] 12:20; 67:18  
19 **south** [3] 15:12; 16:22; 34:14  
20 **southeast** [3] 5:20; 14:6; 15:16  
21 **southwest** [1] 4:14  
22 **space** [8] 14:9, 14, 21, 22; 31:18, 19; 86:5; 97:24  
23 **speak** [5] 44:11; 66:22; 91:7; 93:9, 18  
24 **speaking** [1] 101:12  
25 **special** [1] 7:8  
**specific** [5] 8:6; 25:1; 49:20; 66:21; 70:5  
**specifically** [5] 42:21; 43:13; 92:21; 93:1; 101:10  
**spectacular** [1] 17:1  
**speculate** [1] 53:23  
**speculation** [1] 54:5  
**spelled** [1] 20:5  
**spells** [1] 19:15  
**spend** [3] 12:22; 33:19, 22  
**spent** [2] 8:23; 45:11  
**spoken** [1] 58:16  
**sport** [1] 21:4  
**sports** [5] 27:19; 31:10, 14, 15  
**spot** [1] 29:17  
**spring** [1] 64:2  
**spur** [1] 16:1  
**square** [4] 27:11; 45:24; 93:24; 100:9  
**stacey** [1] 26:13  
**stack** [1] 71:2  
**stacy** [2] 8:1; 19:8  
**staff** [20] 5:14; 13:2, 5; 18:24; 24:14, 23; 25:6, 7; 49:9, 17, 24; 50:1; 51:10; 52:24; 61:23; 77:3; 95:6;  
96:5; 97:16, 17  
**stage** [2] 58:13, 14  
**stages** [1] 15:24  
**stairwell** [1] 17:1

1 **stakeholders** [1] 30:14  
2 **stand** [3] 5:21; 6:6; 26:9  
3 **stand-alone** [1] 44:24  
4 **standard** [1] 43:1  
5 **standards** [1] 35:2  
6 **standing** [1] 17:9  
7 **standpoint** [4] 10:4; 13:17; 95:21; 101:18  
8 **star** [5] 9:2, 4, 6, 7  
9 **start** [4] 17:19; 41:3; 86:17; 97:5  
10 **started** [6] 3:3; 11:12; 23:18; 87:14, 18; 90:4  
11 **state** [20] 3:9, 23; 6:19; 14:6; 24:3, 11; 41:19; 45:4; 48:24; 49:4; 50:22; 51:3; 52:9; 54:18, 19; 55:23;  
12 56:6; 58:8; 59:21; 66:21  
13 **statement** [5] 13:20; 26:24; 80:8, 13, 16  
14 **states** [3] 31:3, 5; 52:19  
15 **stations** [2] 37:9; 45:17  
16 **statistics** [1] 32:4  
17 **stats** [2] 33:8; 41:22  
18 **stay** [2] 21:2; 87:17  
19 **staying** [1] 68:17  
20 **steal** [1] 86:20  
21 **stefaan** [1] 61:7  
22 **steps** [1] 87:16  
23 **steve** [2] 26:16; 36:1  
24 **steve's** [1] 26:16  
25 **stevie** [1] 68:22  
**steward** [2] 10:6; 45:9  
**still** [21] 6:14; 7:12; 9:7, 24; 11:4; 18:21; 28:15; 37:14; 58:13; 61:21; 62:3; 64:17, 20; 65:16; 72:17;  
83:12, 13; 88:7; 89:18, 24; 99:18  
**stock** [1] 74:14  
**stocks** [1] 76:2  
**stolen** [1] 32:24  
**storage** [1] 94:23  
**stories** [1] 76:3  
**stowe** [1] 35:4  
**straws** [1] 37:13  
**street** [5] 1:21; 15:17; 18:10; 32:12; 45:19  
**stress** [2] 88:13, 14  
**stretch** [1] 15:4  
**strictly** [1] 87:24  
**strong** [3] 9:19; 12:6; 13:8  
**strongly** [1] 11:18  
**structural** [1] 99:21  
**structurally** [1] 99:24  
**structure** [1] 76:10  
**structuring** [1] 38:1  
**subject** [2] 58:3; 102:16  
**submitted** [2] 23:24; 48:21  
**subsidiaries** [1] 74:2  
**subsurface** [1] 17:17



1 **success** [4] 11:10; 12:6; 13:7; 20:2  
**such** [1] 13:22  
2 **suggested** [1] 81:3  
**suitability** [2] 24:5; 51:1  
3 **suite** [1] 18:1  
**suites** [1] 17:24  
4 **summary** [4] 24:15; 25:2; 49:21; 56:4  
**summer** [2] 41:23; 87:8  
5 **sunshine** [1] 34:19  
**super** [1] 36:17  
6 **superior** [1] 47:11  
**supervisor** [1] 69:12  
7 **supervisors** [1] 64:24  
**supplier** [3] 50:19, 23; 51:3  
8 **suppliers** [2] 13:13, 14  
**supplies** [2] 13:10; 63:20  
9 **supply** [1] 13:15  
10 **support** [20] 11:8; 19:1, 17; 33:5; 34:14, 17; 38:17, 18; 39:22; 41:13, 17; 44:11, 17; 45:16; 46:4; 47:15;  
94:8, 11; 101:11, 19  
**supporter** [1] 44:14  
11 **supports** [1] 11:18  
**supposed** [1] 72:15  
12 **surface** [1] 88:4  
**surprise** [1] 36:7  
13 **surprised** [1] 36:13  
**surrounding** [3] 11:18; 19:23; 20:13  
14 **surveillance** [8] 80:10; 98:12, 14, 16, 20; 99:8, 15; 100:20  
**susan** [2] 6:1; 7:12  
15 **susanne** [2] 104:5, 13  
**suspension** [1] 56:13  
16 **suspicious** [1] 38:1  
**sustainability** [3] 36:24; 37:3, 18  
17 **sustainable** [1] 35:1  
**swiftly** [1] 47:7  
18 **sync** [1] 83:6  
19 **system** [11] 8:22; 37:21, 22; 58:21; 65:4, 8, 13; 72:13; 98:12, 15, 16  
**systems** [1] 98:18

---

- T -

21 **table** [4] 64:12, 24; 72:21; 88:2  
**tabs** [1] 73:24  
22 **take** [10] 3:24; 4:11; 9:18; 13:6; 19:7; 38:12; 75:9; 87:16; 93:5; 99:21  
**taken** [4] 29:24; 70:15; 87:19; 91:20  
23 **takes** [2] 32:18; 45:9  
**talent** [1] 3:22  
24 **talk** [5] 85:19, 21; 87:11; 90:11; 101:13  
**talked** [1] 100:7  
25 **talking** [1] 13:13

1 **talks** [1] 92:21  
2 **tanks** [3] 88:16, 18; 89:1  
3 **task** [2] 13:5; 98:22  
4 **tatiana** [1] 6:2  
5 **taxes** [3] 8:10; 28:6; 72:17  
6 **taxing** [1] 43:22  
7 **taylor** [1] 52:19  
8 **team** [55] 5:20; 6:12, 18, 24; 7:6; 9:14, 20; 10:9, 10, 12, 16, 23, 24; 11:6, 9, 16, 19, 22, 24; 12:2, 13; 13:2;  
9 18:22, 23; 26:8, 11; 28:8, 19; 33:10, 15, 19; 34:1, 7, 11, 14, 21, 23; 35:2, 17, 20, 24; 36:1, 3, 6, 11, 16, 21;  
10 37:10, 11; 38:15; 40:5, 6; 41:14; 43:20; 69:19  
11 **teams** [2] 16:7; 18:19  
12 **technician** [1] 68:22  
13 **techniques** [1] 69:16  
14 **technology** [14] 8:21; 30:7, 20, 21, 22; 31:3, 6; 32:15, 21; 33:1; 46:7; 60:6; 61:4, 12  
15 **tell** [3] 16:1; 20:14; 54:9  
16 **tells** [1] 83:12  
17 **temporary** [16] 55:3, 13; 85:6, 12, 23; 90:17; 91:14, 18; 92:16; 93:4; 94:24; 95:5, 10, 14, 16, 23  
18 **tenth** [1] 6:12  
19 **term** [1] 69:22  
20 **termed** [1] 31:21  
21 **terminated** [2] 64:6, 13  
22 **termination** [1] 64:7  
23 **terms** [8] 28:10; 29:5; 33:7, 8, 24; 36:9; 38:22; 86:6  
24 **terry** [1] 61:3  
25 **test** [4] 37:3, 15; 53:8, 17  
**text** [1] 80:8  
**thanks** [8] 4:8; 21:23; 22:1, 5; 23:8; 32:10; 57:7; 73:4  
**themselves** [1] 38:8  
**third** [3] 64:22; 65:20; 92:6  
**though** [1] 72:17  
**thousand** [4] 27:7; 71:4; 92:14; 100:10  
**thousands** [2] 41:8; 46:10  
**three** [14] 3:9; 4:4; 8:14; 12:4; 18:17; 22:10; 64:16; 70:9; 73:24; 74:8, 15; 75:7; 77:6; 80:5  
**three-day** [1] 70:11  
**thrilled** [1] 19:11  
**thriving** [2] 46:19, 21  
**throughout** [15] 4:4; 27:15; 28:1; 29:21; 30:2, 21; 34:11, 12; 37:5; 38:7, 10; 41:19; 42:3; 63:14; 88:18  
**thunder** [1] 86:21  
**ticketing** [1] 64:23  
**tickets** [6] 13:12; 39:17; 68:24; 71:3; 72:14, 18  
**time** [35] 8:13; 11:17; 18:13; 22:9; 24:16; 28:7; 30:15; 33:19; 39:2, 20; 54:12; 57:21; 63:13, 16; 64:10,  
12; 65:14, 15, 17; 67:23; 69:6; 75:23; 76:8, 24; 81:4; 83:6; 89:7; 90:10; 95:14; 96:9; 98:3; 99:3; 101:15;  
102:13  
**times** [4] 69:4; 72:21; 89:11; 96:1  
**timing** [4] 92:6; 95:22; 96:1; 101:18  
**tirey** [1] 6:10  
**title** [1] 38:1  
**tito** [1] 68:24  
**titos** [1] 69:11

1 **today** [16] 5:19; 7:13; 8:2; 26:24; 27:3; 28:13; 30:2, 19; 44:11; 80:24; 84:7, 9; 85:11; 89:18; 93:9  
2 **together** [2] 15:11; 17:9  
3 **told** [2] 18:13; 54:22  
4 **took** [3] 3:9; 7:7; 72:17  
5 **topic** [1] 86:9  
6 **topics** [1] 32:9  
7 **total** [3] 14:13; 19:23; 32:6  
8 **totally** [1] 83:8  
9 **totals** [1] 16:13  
10 **touch** [1] 88:21  
11 **tourism** [2] 22:24; 44:16  
12 **tournament** [4] 8:24; 39:5, 9  
13 **tournaments** [1] 35:11  
14 **tourney** [4] 100:12, 14, 17, 21  
15 **towards** [3] 29:24; 35:1; 88:5  
16 **town** [1] 21:5  
17 **towns** [1] 21:2  
18 **tows** [1] 90:7  
19 **tracey** [1] 27:1  
20 **track** [1] 46:2  
21 **tracking** [2] 13:4; 65:8  
22 **traded** [2] 74:19; 77:10  
23 **trades** [1] 3:13  
24 **traffic** [2] 90:6, 7  
25 **tragedy** [1] 4:12  
**training** [5] 10:9; 14:23; 32:8; 37:23; 39:13  
**transactions** [2] 64:11; 72:21  
**transcript** [1] 1:12  
**transcription** [1] 104:10  
**transfer** [3] 8:14; 64:18, 21  
**transferred** [5] 6:15; 64:16, 19; 65:7, 10  
**transforming** [1] 44:23  
**transition** [1] 87:22  
**transitioning** [1] 14:17  
**translates** [1] 19:18  
**traveled** [1] 17:11  
**travelers** [1] 18:10  
**traveling** [1] 21:23  
**treasurer** [2] 52:20; 61:5  
**treat** [1] 12:11  
**tremendous** [1] 20:1  
**tribute** [1] 9:4  
**tricia** [1] 52:19  
**tried** [1] 82:21  
**triggered** [1] 7:19  
**trillion** [3] 74:5; 76:19, 20  
**trip** [1] 102:12  
**triple** [1] 27:8  
**truly** [3] 11:8, 16; 40:4

1 **trying** [8] 10:11; 33:15; 66:11; 71:18; 76:9; 83:5, 7; 98:2  
2 **turn** [5] 15:6; 21:12; 87:11; 90:10; 94:18  
3 **turned** [1] 10:13  
4 **turns** [1] 55:16  
5 **turnstiles** [2] 98:1; 99:9  
6 **twice** [1] 69:6  
7 **two-day** [2] 13:22; 20:9  
8 **two-month** [2] 64:10, 12  
9 **two-year** [1] 95:20  
10 **type** [3] 31:13; 80:20; 89:13  
11 **types** [2] 28:6; 43:16  
12 **typically** [2] 28:22; 93:17

---

- U -

13 **uh-huh** [2] 48:9; 67:5  
14 **ultimate** [1] 94:12  
15 **unable** [1] 28:21  
16 **unallocated** [1] 19:20  
17 **unauthorized** [1] 65:22  
18 **uncertainty** [1] 8:19  
19 **uncommon** [1] 44:5  
20 **under** [12] 63:10; 68:19; 69:18; 73:24; 74:11, 18, 21; 80:5, 6; 85:20; 95:2; 102:13  
21 **underage** [5] 10:8, 10, 14; 11:2, 3  
22 **underdeveloped** [1] 15:6  
23 **understand** [6] 10:5; 42:18; 71:16, 18; 93:1; 97:18  
24 **understanding** [1] 97:16  
25 **understands** [3] 3:19; 10:16; 11:6  
26 **undertaking** [2] 30:13; 98:22  
27 **underutilized** [3] 14:9; 31:18; 92:8  
28 **undervalued** [1] 76:4  
29 **underway** [1] 17:14  
30 **undiscovered** [1] 76:4  
31 **unfortunately** [6] 3:15; 28:12; 30:5; 34:21; 44:6; 87:17  
32 **unique** [3] 12:1; 76:2; 85:19  
33 **united** [1] 52:19  
34 **universe** [1] 76:4  
35 **university** [6] 14:6, 8, 12; 35:4; 44:19  
36 **unquestionably** [1] 34:9  
37 **unrelated** [1] 86:24  
38 **until** [5] 53:15; 55:13; 83:17; 95:19; 97:23  
39 **update** [2] 14:5; 16:20  
40 **updated** [3] 64:7, 14; 91:4  
41 **updates** [1] 59:22  
42 **upfront** [1] 86:22  
43 **upgraded** [1] 45:19  
44 **upgrades** [1] 8:22  
45 **upon** [3] 44:22; 54:21; 56:11  
46 **upper** [4] 9:12; 29:13; 91:17; 93:3

1 **upscale** [1] 9:10  
2 **upstairs** [1] 92:3  
3 **used** [10] 7:24; 9:5; 20:22; 28:23; 30:9; 47:11; 92:2; 93:23; 96:20; 98:7  
4 **user** [2] 65:13, 14  
5 **users** [1] 65:17  
6 **uses** [1] 32:21  
7 **using** [2] 9:14; 37:8  
8 **utilize** [3] 28:21; 29:20; 30:2  
9 **utilizes** [1] 14:22

---

- V -

7 **vacant** [2] 6:21; 15:8  
8 **validated** [1] 10:12  
9 **validating** [1] 13:4  
10 **validator** [3] 68:23; 69:2, 17  
11 **value** [4] 8:3; 13:20; 43:6, 16  
12 **values** [1] 34:8  
13 **vargas** [1] 14:10  
14 **variance** [1] 70:15  
15 **variances** [1] 72:16  
16 **varies** [1] 70:5  
17 **variety** [1] 21:10  
18 **various** [5] 17:9; 28:4; 38:21; 74:2; 86:6  
19 **vehicle** [1] 32:20  
20 **vehicles** [4] 32:19, 23, 24; 34:22  
21 **vendor** [5] 12:18, 19; 33:16, 21  
22 **vendors** [5] 12:21; 14:3; 33:18; 38:16  
23 **ventures** [3] 26:1; 48:17, 20  
24 **venue** [5] 9:8, 9; 20:7; 42:16  
25 **venues** [5] 9:1; 27:10; 46:15, 19; 47:5  
**veridocs** [1] 37:21  
**verifying** [1] 37:22  
**versus** [1] 96:24  
**very** [48] 3:7, 14; 7:5; 8:1; 9:9, 18; 13:6; 14:5; 16:16; 20:7, 12; 21:10, 15; 22:8, 12, 13, 20, 21, 24; 23:11; 32:19; 33:1, 14; 38:5, 12; 45:10; 58:22; 62:7, 11; 75:22; 81:12, 14; 83:15; 84:12; 85:15, 16, 17; 86:22; 87:4; 88:22; 94:9, 22; 100:22  
**vessel** [5] 93:2; 95:17; 97:9, 13; 101:17  
**vested** [1] 11:20  
**veterans** [1] 39:4  
**vice** [12] 5:17; 26:4, 12, 13, 14, 15, 20; 28:14; 60:5, 24; 90:14; 101:9  
**vici** [1] 90:19  
**view** [5] 17:21; 18:1, 2; 91:14; 92:23  
**views** [1] 9:10  
**violation** [8] 56:1, 2, 11; 63:16; 64:15, 23; 69:15; 70:22  
**visible** [1] 18:9  
**visit** [3] 12:13; 14:7; 46:18  
**visited** [1] 14:24  
**visitors** [1] 46:18

1 **visual** [1] 4:13  
2 **volunteer** [1] 11:17  
3 **vote** [16] 3:2; 5:7; 25:22; 50:16; 52:3; 59:16; 63:5; 68:16; 73:20; 78:17; 79:9; 80:1; 82:9; 85:3; 102:8;  
4 103:6

---

- W -

5 **wages** [3] 7:3; 8:9; 28:8  
6 **waive** [2] 99:10, 12  
7 **waived** [1] 77:18  
8 **waiver** [7] 73:22; 74:3, 12; 76:22; 78:4, 20; 79:11  
9 **waivers** [1] 76:23  
10 **wal-mart** [1] 20:19  
11 **walk** [1] 85:15  
12 **wanted** [7] 85:15; 91:12; 93:7, 19; 94:12, 21; 101:4  
13 **wants** [1] 90:16  
14 **warning** [1] 56:13  
15 **waste** [1] 37:15  
16 **water** [10] 85:20; 86:11; 87:9, 15, 20; 88:24; 89:2; 90:4; 94:24  
17 **waters** [1] 89:7  
18 **ways** [3] 21:11; 35:14; 37:17  
19 **we'd** [3] 3:24; 95:3  
20 **website** [1] 76:5  
21 **week** [2] 4:12; 39:23  
22 **weeks** [9] 17:18; 70:4, 6; 71:22; 73:1; 89:22, 24; 91:10, 24  
23 **weight** [1] 99:23  
24 **welcome** [7] 5:12; 19:7, 9; 21:7; 22:3, 23; 73:5  
25 **wellbeing** [1] 28:18  
**who's** [5] 14:10; 26:13, 14; 27:7; 29:17  
**whole** [1] 15:21  
**wide** [1] 21:10  
**wide-reaching** [1] 27:24  
**widened** [1] 45:21  
**wieberg** [5] 75:13, 16, 17; 76:11, 14  
**window** [1] 28:7  
**winners** [1] 35:22  
**wired** [2] 97:15, 22  
**wiring** [1] 98:17  
**wish** [2] 3:24; 4:5  
**wishes** [1] 4:8  
**within** [15] 8:21; 17:18; 25:2; 34:18; 37:2; 47:13; 49:21; 64:7, 14; 76:4; 86:4, 5, 10; 92:9; 94:22  
**without** [9] 16:6; 45:7; 55:6, 10, 19, 23; 57:2, 4, 11  
**women** [6] 34:2, 4, 16, 17  
**women-owned** [1] 13:11  
**wonder** [2] 61:18, 19  
**wondered** [1] 67:3  
**wonderful** [1] 20:20  
**word** [1] 40:10  
**worded** [1] 83:18

1 **words** [1] 12:12  
2 **work** [22] 4:3; 13:17; 14:16; 17:16, 17; 32:22; 40:6; 43:20; 46:22; 53:9; 68:23; 83:9, 13; 86:20; 91:8, 11,  
14; 96:5; 97:21; 100:11; 102:17  
3 **worked** [4] 12:2, 3; 52:15; 55:12  
4 **working** [8] 29:14; 37:10; 45:16; 55:6; 57:11; 89:12; 91:22; 97:16  
5 **works** [2] 71:21; 89:5  
6 **world** [1] 9:17  
7 **worldwide** [1] 46:7  
8 **worn** [1] 22:9  
9 **worried** [1] 3:20  
10 **wrap** [1] 94:21  
11 **write** [2] 39:7, 13

---

- Y -

12 **year** [24] 8:21; 11:23; 14:4, 7; 18:16; 19:24; 20:1; 21:1; 27:7, 17; 33:11, 12, 13; 35:19, 20; 39:7; 40:2;  
13 41:8; 46:18; 77:4; 81:9; 83:1; 87:15  
14 **years** [26] 3:9; 4:5; 6:14, 17, 19, 22; 8:14; 14:2; 16:2; 18:18; 22:10; 27:15; 28:11, 15; 29:7; 30:14; 31:20;  
15 32:7; 33:13; 41:5; 45:5; 76:23; 77:22; 92:5  
16 **you'd** [1] 74:8  
17 **youngblood** [3] 61:19, 22; 62:6  
18 **youth** [1] 44:20

---

- Z -

19 **zero** [3] 89:18, 21, 23  
20 **zimmerman** [53] 2:10, 11, 24; 3:1; 4:20; 5:5, 6; 25:11, 20, 21; 50:14, 15; 52:1, 2; 57:8, 9, 23; 58:6; 59:5,  
21 14, 15; 63:3, 4; 66:5, 11; 67:1, 16, 24; 68:5, 14, 15; 71:13, 17; 73:18, 19; 78:15, 16, 22; 79:7, 8, 23, 24;  
22 82:7, 8; 84:16; 85:1, 2; 95:13; 96:11; 102:6, 7; 103:4, 5  
23 **zone** [2] 17:15; 70:5  
24  
25

**MISSOURI GAMING COMMISSION**  
**Second Open Session Minutes**  
**October 26, 2022**

The Missouri Gaming Commission (the “Commission”) went into the second open session at approximately 1:14 p.m. on October 26, 2022, at the Missouri Gaming Commission, 3417 Knipp Drive, Jefferson City, Missouri.

**Chairman Leara moved to adjourn the second open session. Commissioner Hane seconded the motion, and after a roll call vote was taken, Leara – yes, Conway – yes Hane – yes and Zimmerman – yes, the motion passed unanimously.**

The meeting ended at 1:15 p.m.