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4	PUBLIC INPUT HEARINGS
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12	BEFORE:
13	MICHAEL P. EDMISTON, PRESIDING OFFICER
14	KENNETH T. McCABE
15	SANFORD RIVERS
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19	LORRAINE K. TROUTMAN, RPR REPORTER - NOTARY PUBLIC
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PRESIDING OFFICER EDMISTON: Good morning. My name is Michael Edmiston.

We will start our Public Input Hearing in a moment. Just before we do that I would like to ask you to turn off any beepers, cell phones, and the like, through the course of this Public Input Hearing.

And I would like to remind the audience that written statements may be submitted when we are finished here today. There's a written statement form at the sign-in desk outside of the hearing room.

We have Pennsylvania Gaming Control Board staff here available to assist anyone who would like to submit a written statement, and who has not registered to speak at this Public Input Hearing.

We will start with the pledge of allegiance to the flag. I would like to ask you all to stand and join me.

(All present complied.)

MR. EDMISTON: Just before the pledge took place, I mentioned the written statement forms that are available. They can be submitted up until June 2nd, when the record for these

WITNESSES Blake Cumbers Florindo Fabrizio Marlin Coon Nancy Agostine Jane M. Earll Jeffrey D. Hill Irvin L. Coleman. Jr. 1.2 Colleen A. Masi Leonard J. Ransil Michael F. Chevalier Gary N. Horton

Public Input Hearings will be closed.

My role today is that of a presiding officer at this public input hearing for the Pennsylvania Gaming Control Board.

This hearing is taking place on April 21. It is a hearing of the Pennsylvania Gaming Control Board located at Gannon University's Zurn Science Center in Erie, Pennsylvania.

The subject of the hearing is the Category I application for an operator's license on behalf of Presqure Isle Downs, and we are now coming to order.

This hearing is convened by the Board pursuant to the authority of Act 71 of 2004 and Pennsylvania Gaming Control Board Regulations, Section 441.2.

The Board is represented as a panel composed of the following members: Sanford Rivers on my right and Ken McCabe on my left.

Ex-officio member of the Board, Robert P. Casey, Jr., is represented by Robert Grotevant, who is the Director of Quality Assurance for the Western District on behalf of the State Treasurer.

Our stenographer is Lorraine Troutman,

and to her immediate right is Mickey Kane, our Clerk to the Board.

We would like to thank Gannon
University for making this facility available to
us. The University's cooperation has been
essential in the bringing of this public input
hearing to Erie today.

This is the ninth in a statewide series of Pennsylvania Gaming Control Board Public Input Hearings. These hearings are designed to allow applicants for operator gaming licenses to simultaneously present their plans before the Gaming Control Board and the public.

These hearings will allow individual members of the public, community groups, elected officials, and local government representatives to express their thoughts and share their concerns with the Board.

The hearing will continue until we have completed taking the testimony of the registered speakers today.

The order of speakers will be as follows: First, the application applicant for the license, Presqure Isle Downs, will make its presentation:

Second, we will have presentations by legislators; third, we will have presentations by local government; four, we will have speakers on behalf of the community groups; and fifth, we will have speakers as individual members of the general public.

The operator license applicant is permitted to speak for up to 40 minutes, the legislative officials are permitted to speak for up to five minutes, local government representatives are permitted to speak for up to 30 minutes, and spokespersons for community groups are permitted to speak for up to 10 minutes, and individual members of the general public are permitted to speak for up to three minutes.

As to our process, at the end of the individual presenters, at the end of those three-minute slots, the applicant will have 15 minutes time to sum up, wrap up or respond to issues that may have been raised by the commentary presented after the applicant's initial 40 minutes.

Each speaker will begin his or her remarks by stating his or her name, the

municipality and state within which he or she resides, and the name of the entity in whose behalf he or she will speak.

All speakers will be sworn in at one time at the conclusion of these remarks. The Rules and Code of Conduct for this public input hearing are posted outside the hearing room and on the Pennsylvania Gaming Control Board website and will be strictly adhered to.

Media guidelines also have been distributed to the media. They are patterned after those used in similar hearings and are designed to avoid distracting speakers, the panel or the audience.

The Board expects and it is my responsibility to insist that courtesy prevail among the audience, presenters and speakers; therefore, no audience outbursts including applause, will be permitted, and I respectfully ask for your assistance in complying with this courtesy for each speaker.

The vocal expressions from the audience complicate the task of assuring each speaker the use of the time for which he or she has prepared, and it will also make the

stenographer's task more difficult.

Speakers will not be interrupted and will be permitted to speak no longer than their allotted time.

If I determine that an outburst is disruptive to this process, I will call a recess and upon the restoration of order, resume the hearing.

Persons who refuse to acknowledge and obey the authority of the presiding officer may be asked to leave the room and the area to assist all of us in adhering to the time limits for each speaker.

And to assist us in having as many speakers heard in the time we have available today an electronic stoplight timer is located right in front of me.

The green light will indicate the speaker's time has commenced. The yellow light will indicate that it's time to wrap it up, and the red light will indicate that it's time to stop.

The applicant will get the yellow light at three minutes , the other speakers will get the yellow light at a shorter period of time

than that, I believe it is 30 seconds.

when the light turns red, a beeping sound will begin and the speaker should, and is expected, to stop speaking and leave the microphone, making it available for the next speaker. We both welcome and need your full attention and cooperation throughout this hearing.

Finally, should it be necessary for you to converse with someone who is also attending the hearing, please take your conversations outside of the hearing room.

Thank you for your attention and cooperation, it's my pleasure to ask that those of you who have registered to speak today please stand and raise your right hand.

(Witnesses sworn en masse.)

PRESIDING OFFICER EDMISTON: Do you all swear or affirm that the testimony you are about to give is the truth, the whole truth and nothing but the truth so help you God?

THE WITNESSES: I do.

PRESIDING OFFICER EDMISTON: Thank you.

Okay. If the presenter for Presqure Isle Downs will please approach the rostrum,

identify yourself and you may proceed with your presentation.

*** MR. ARNOTT: My name is *** Edson R. Ted Arnott. I am from New Cumberland, West Virginia.

First of all, I would like to thank the members of the Gaming Control Board who are here and took the trek up to Erie for the purposes of this meeting, and I would certainly like to thank all of the members of the audience who have shown enough interest in the project to show up this morning.

And I want to thank the members of Summit Township and citizens of Summit Township for their help and cooperation throughout this project, and give special recognition for the people from *** McKain Township, who showed a tremendous amount of friendship and hospitality as we went through this process of deciding a site; and their encouragement, actually, to be in Erie County and participate in this as one of the main reasons why we are here. They were great.

I want to take this from a macro approach, if I will, and look at the area, what

we consider the marketing area for Presque Isle Downs. We think it is an extremely strong market area, sitting between Buffalo and Cleveland, and to the south of Pittsburgh.

And, really, if you look at the situation that we have at Presqure Isle Downs, as far as a market area, we pretty much sit alone in the northwest part of Pennsylvania in order to conduct our business of both thoroughbred racing and, hopefully, to conduct a casino slot business. So we are very pleased with the market that we have to work with.

Also, looking at in a little bit greater detail, the area that we work with in Erie County, you will notice that we sit right on Route 90, and right near the Peach Street corridor, where most of the tourism dollars are spent in Erie County.

We think this is very significant, as we will talk down about down the road, in that we believe that this entire project is going to fit what we like to call the tourism matrix of Erie County, sitting on lake Erie, creating additional tourism dollars for the people in Erie County and certainly for Presqure Isle

Downs.

Just to give a little bit of an idea of where we are located — it is interesting, I was talking to one of the Gaming Control Board Members, and they asked if we were going to put on a display, meaning one of the, I'm sure, little site plans that they have from architectural drawings.

And I said, yes, our display is over on Route 90, and it is going on as we speak with about 120 pieces of equipment and other items of work going on. So, yes, we do have a display, but not in this room.

This project, believe it or not -- it is funny 'cause I was talking to *** Shelly Buehler, our architect, has been going on for five years.

We actually submitted, for Presqure Isle Downs, I think it was the first racing application in 35 years in the Commonwealth of Pennsylvania, and we have been working on this project ever since then.

If you look at the project, it is 273 acres with 8 acres of wetlands. We have received every building permit and every

environmental permit that we require in order to build this site.

In addition, this site has 62 acres of dedicated natural preserve as part of the program. It really takes and conserves what is known as the *** Walnutcreek area.

I think in everyone's standards they would have to look at the project that we are working on and call it a green project, an environmentally-friendly project.

what we have done, since October, however, is start to build the project that we are talking about, Presqure Isle Downs. We have had as much as 300 people working at any given time on this site over the winter.

Now, luckily, we have had a very, very favorable winter to work in, and we have been able to make a tremendous amount of progress.

We are, hopefully, taking this site and going to come up with what you see in front of you right now, which we consider our site plan, which will include the barns for the horses, the facility itself.

And let me just go -- Shelly is going to go into great details in what the facility

will consist of, but what we have here is really one of the most modern gaming facilities that consist of thoroughbred racing, totally integrated with a more intense gaming product, including all of the entertainment venues that we need to really make Presqure Isle Downs a total entertainment gaming venue, once again, that we anticipate will fit into the tourism matrix of Erie County.

Right now I would like to bring Shelly Buehler, our architect, up to really take it now from the macro, the site plan, where write are, to the micro, what the inside of these facilities are going to look like, identifying the entertainment aspects of it, the food and beverage aspects and the other aspects.

Shelly.

MS. BUEHLER: Thank you. I would first like to thank the Board for this opportunity to present to you today. I am going to talk about the buildings that are currently under construction at our facility.

This is a rendering of the front entry gates, which is brick structures and signage which frames then, well landscaped and tree

lined boulevard that leads across the bridge and to the clubhouse building, and at night it is well lit and the boulevard is also well lit leading the patrons to the clubhouse.

The clubhouse facility itself is defined by the large brick pier structure and metal structure of the porticochere, which is at the main entrance of the facility.

It also has the -- defined by the large panels on the building structure itself, which are taken and inspired by scenes from Erie in the thirties and forties, which fits into our speak easy theme that we used throughout the facility.

We also have a main entrance on the north side of the building, which is directly adjacent to the parking on the north side and also allows for our bus drop-off entrance.

The 138,000-square-foot facility also can be seen very well at night from I-90 and Route 97, as you can see here.

The east elevation faces the racetrack. We have great views from the apron level and also the covered patio area. The track can also be seen from the interior restaurants on the

first floor and the second floor.

The floor plans -- the first-floor plan, you can see the main entrances that I talked about previously, both entrances lead into the large, open, Vegas-style gaming area, the green shaded area.

In the green shaded area, we also have the premium gaming areas, which are defined by low walls, columns, special lighting in those areas, which also has bars, cashiers in the premium gaming area.

Als in the gaming area we have bars with bartop machines, which open up to the large open area. To help the patrons in the supporting areas, we have a players club, which is easy access from both entrances along with the PA lottery ticket sales office and the cashiers areas. There are several cashiers to help with the gaming patrons.

The blue-shaded areas show all of the support areas, which includes the vault area, the account rooms, all of the gaming support offices.

In the yellow shaded areas we have -- you can have gourmet cuisine in our fine

dining, *** Le Blonde D restaurant, which is done in the 19th style design for elegance.

We also have more casual dining. We have a buffet area, which seats 120 people and also extends into the mutuals area, which is another 200-seat area, where you can view live and simultaneous-cast racing.

Also in that mutuals area is a bar and a lounge area with a nightclub setting, with portable stage and dance floor. All of that area is all glass-front, which faces the racetrack, and opens up to the patio seating, which has 250 seats.

Moving to -- and this whole first floor is in our Phase I of the project. We intend to open the gaming area prior to opening the racing venue. So this entire first floor will be done on our first Phase I of construction.

The second floor, going to the very spacious lobby, with a bank of elevators and open stairs, leads you to the second floor. Once you leave that lobby space and enter the second floor, we have a very large bar and lounge area, and terrace-seating restaurant, which seats over 400 people. The terrace

under construction. I am going to turn it back to Ted.

*** MR. ARNOTT: Thank you, *** Shelly.
What you see here is the attempt to
build, what we call, a full-tourism facility.
That means that it encompasses a great racing
product, gaming products, live entertainment,
fine dining, casual dining and an atmosphere
that's conducive to being additive to the
entire, as we call, tourism matrix of area.

If you notice -- let's go through some of the numbers that Erie already has. Erie already has people that come to Erie County and spend \$500 million a year as tourists; that provide, currently, 10,000 jobs to people who work in the travel-related industry, with \$200 million in payroll already existing in Erie.

And we think that Erie is going to become the tourism prize of Pennsylvania. And the purpose of this design, the purpose of making this a total destination facility is to give year-round entertainment that will add to the amount of tourism product that is already available in Erie.

I mean, let's face it, there is no

seating and glass along the east side of the building allows for the great views to the racetrack from any part of the lounge and bar area.

Supporting this is a full-service kitchen, and in the support staff we also have an employee lounge area and locker area.

We have the administrative offices and the surveillance and security offices to support all of the gaming facility.

Also on this floor, on the roof structure of the floor, we have planned the structure to carry a full second floor above the gaming area so we can increase the capacity of the building by another 52,000 square feet.

The third floor houses all of the racing offices, the judge's box, press box, the photo finish areas. This rendering shows the gaming floor looking into the premium gaming area, highlighted by the entrance and the columns, and the lighting.

This rendering shows the second floor bar and lounge, which overlooks the racetrack. This concludes my description of the building that we are currently under -- that is currently

other place in Pennsylvania that has a lake. We got it. So we hope to add to that. We hope to certainly be part of what adds to the overall summer and winter.

Probably, people are wondering, what could you possibly do in the winter at a racetrack? And believe it or not, some of the northern tracks have entire weekend events for snowmobile racing and other kinds of events, just with a little bit of snowmaking machine, you can really be creative. And we can have a year-round facility, both indoors and outdoors, and that is part of what we call the tourism matrix.

Now I would like to go into a little bit about the business and economic entities that we are talking about.

We already have immediate job opportunities that have been created because of our work in Erie. We have already spent \$90 million on this project, including \$50 million for the deposit for our gaming fee as required.

But we have been using local engineers, architects and realtors to put this program together. We are currently paying real estate

and other businesses taxes. We have spent over \$20 million in earth work, and have a project stabilization agreement with the unions in Erie.

So this is a team effort. A team project to do these kinds of constructions and make this the kind of facility that we think you are going to be proud of.

Once we start our pile and actual erection of the building, which we hope to have commenced within the next 30 days, it is going to average 200 construction workers a day working on our site.

Let's look a little bit at the long-term economic impact. We are projecting 750 direct jobs, over 1500 indirect jobs with total compensation in excess of \$46 million. That is just the front side or the non-racing part of the business.

We expect between 1500 to 2,000 licensed horsemen working at Presque Isle Downs and using agrarian economic facilities that are around here as part of our racing product.

We think that throughout the entire function of Presqure Isle Downs, we will remain at green industry, and it's interesting, looking took it over had 350 employees. Today we have 1700 full-time employees.

Mountaineer started out, when we took it over in 1993, with approximately 1200 licensed horsemen. Today we have over 4,000 licensed horsemen operating at Mountaineer throughout the year.

Mountaineer, when we started off, had 600 acres. We now have 2600 acres. We have a full destination resort facility with 360 rooms, including 20 suites, a world-class spa, a golf course and many other amenities, including the original *** LA BOEM VEE (Le Bomvee) Restaurant, which I hear from other people -- this is certainly not necessarily my opinion -- it is one of the finest restaurants in the entire tri-state area.

In addition to Mountaineer, within the last couple of years, we added North Metro Harness Initiative. We are a partner there, a 50% partner; that is a standard bred track that will be built just north of Minneapolis and will include a 50-table card room.

In addition, we bought Jackson Harness Raceway, in Jackson, Michegan, another small,

at the racing industry in the Commonwealth of Pennsylvania, the racing industry already provides 6400 jobs throughout the State of

Pennsylvania.

The equine industry, which goes beyond the racing industry, provides over 20,000 jobs in the State of Pennsylvania. And we hope to certainly be additive to that.

We think because of Erie, because of the rural parts around Erie County, that it's a natural for thoroughbred horse racing development and other equine activities.

We think the long-term economic impact is going to be extremely strong for Erie County.

Talk a little bit about MTR, the parent company and the related companies to Presqure Isle Downs.

MTR Gaming Group is a publicly-held company. We have been public since 1993, with the main subsidiary being Mountaineer Race Track and Gaming Resort, down in Chester, West Virginia, approximately 30 miles west of Pittsburgh, sitting on the Ohio River between Pennsylvania and Ohio.

Mountaineer started in 1993. When we

Standardbred track in southern Michigan.

Siota Downs sitting in Columbus, right on High Street, outside of Columbus, another standardbred track; and, of course, Presqure Isle Downs will be our second thoroughbred track.

In addition, we own the world-class, historic, Billions Gambling Hall and Casino in downtown Las Vegas. Historic because it is where the World Series of Poker started, and it is really one of the very first casinos ever in Las Vegas.

About five years ago we bought a little run-down truck stop called -- that we call the Speedway Casino. It consisted of 90 rooms. Today it is doing over \$15 million in revenue and making about \$2 million in profits.

So you can see we have a wide range of experience, from almost every aspect of the gaming industry, certainly every aspect that Presqure Isle Downs will be involved in.

Financial capability, MTR Gaming's
Consolidated Group has over \$350 million
currently in revenue. It has averaged about \$50
million in profits over the last couple years.

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We have dedicated a substantial amount of profits, obviously, to reinvestment for the kinds of programs and opportunities that you see

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In addition we have a commitment from Jeffries & Company, one of the world-class investment banking firms, to do \$125 million bond offering that we hope to have completed in May, and we have currently a \$100 million line of credit, a hundred-million-dollar line of credit with Wells Fargo, really one of the largest banks operating and servicing the gaming industry in the whole world.

The total commitment for this project, like I said, we have spent about \$90 million. We will be about \$220 million that we have expect to have spent over the next year and a half. So certainly you can see that we have plenty of reserves, plenty of anticipated cash to more than meet the needs of completing this project.

I want to talk a little bit about MTR's corporate philosophy, and how we would intend to operate in Erie. MTR operates under the philosophy that -- basically we have four

constituentcies that we like to work with.

The first constituentcy and certainly it is going to become a partnership with the Commonwealth of Pennsylvania that will be very important. The very first constituency that we all have to be cognizant of as employees, as managers, as anybody participating in the benefits of Presque Isle Downs is our customers.

The customers are really the ones who start the whole process rolling. So we spent an inordinant amount of time on customer service. making sure that that first constituency is taken care of, and leaves with a very pleasant and happy experience.

The second tier that we look at, as far as our constituency are the employees that we work with. In a racetrack you have a little bit of a different mode. You have the both the employees and the horsemen, because those are the people that put on the show, because the customers, your constituency number one, keep coming back.

The third constituency are the state and local government agencies that we have to work with. Because of the partnership

arrangement anticipated by the Gaming Law in Pennsylvania and the racing law in Pennsylvania, we have kind of a symbiotic relationship with local and state government officials, so that if we need to work with them in changing legislation, work with them in administrating what is going to be a very large operation, we have that community.

And lastly -- and sometimes people on Wall Street get a little bit upset with me over this, are the owners, the shareholders. Because, if they are taken care of, if the first three constituencies are taken care of, the shareholders and the owners of the company will do just fine. So I would like to talk a little bit about what MTR has done as a corporate citizen.

Over the last couple of years we have given over \$1.9 million to charities that we have certain special causes that we think are special to us, and the first is Our Space is Special Program, where we take from Hancock County 18 special needs kids and we work with them for four months, and we send them down to Huntsville, Alabama to participate in space

1 camp.

> These are kids who generally have gone through life not necessarily being told that they can succeed. We work with them in this program, teach them diving, send them down there, and they come back with new camaraderie that they have never really experienced before, a new self-esteem and a real feeling that they can win.

In addition, we are very strong with Make A Wish Foundation. We have our own scholarship programs. It's funny, the mayor -- acutally, the Mayor of Las Vegas, because of our Billions facility, has really been anticipatory of us bringing a Space Is Special program to Las Vegas, and certainly we can see one of those, very quickly, in Erie; but there are other important elements that we think we have to bring up.

As CEO, and certainly as members of the Board, we consider several programs very, very important; and that the responsibility while being all of our employees' responsibility really rest in us to see that as a corporate culture it is watched, believed in and

controlled; and that is our Diversity Program and our Compliance Program.

Diversity Program we look at and I look at, as CEO, is not just something that we have on paper. We have an active operating Diversity Program at Mountaineer. Our employees believe in it. They believe that it is the right thing to do; that it is the right thing that we are going to do to succeed.

Once again, if you look at how we describe our constituencies, having a diverse work force only helps us because we are going to have a diverse customer base, constituency number one.

In addition, in our industry, we are a very, very regulated industry. And in having a compliance program, really we are the first defense of any issues that would happen with respect to regulatory issues.

And we have a very strict, strong, and adhered-to compliance program that we think is one of the best in the country with respect to the gaming industry. It certainly has passed the review of the Nevada Gaming Control Board, West Virginia, and I think those who review it

I want to look a little bit at the time line that we have operated under; and that we will operate under.

Once again, I said, we have been working at this. Presqure Isle Downs, people have heard it in the papers and rumors and rumors of rumors for over five years now.

Well, our racing license was actually obtained on September 28th of 2002, but because of certain litigation, we were not -- we were granted an extension until December 27th of 2007 to have the racetrack actually operational.

So, working through all of the licensing, working through doing accumulation of land and all of the other aspects of it, we actually started construction on October 3rd, 2005.

We anticipate opening the gaming operation. Once again, we believe that this facility is a totally integrated facility so that you will have a gaming operation that will segue into a racing operation in 2007, and we hope, as far as our customers are concerned, will basically be seamless.

We will start, we hope, sometime in the

from Pennsylvania or any other state will be impressed and recognize that we view ourselves as the first line of defense with respect to making sure that the gaming industry in the state is a well-run, well-regulated industry.

Another program that we feel is very important about is our Problem Gaming Program. If you look, statistics will show that there is approximately 3% of the population that are going to have problem gambling issues. Those issues exists whether there is legalized gambling or not.

The solution to those issues do not exist unless there is legalized gambling, because it is normally from those funds that the solutions occur, that the programs can be developed; and that we teach our employees early recognition that these problems might exist in one of our customers.

Remember, go back to our constituency number one, our customers. We have to service our customers. And to me, having a good, active Problem Gambling Program is one of the ways that we service our customers; and that we service the needs of the community.

fourth quarter of 2006 with gaming floor, with dining and entertainment areas, mutual operations for OTB and other facilities that will give us a full-entertainment facility right off the bat, when we hope to have a grand opening with thoroughbred races sometime in the fourth quarter of 2007, and I know that that is an event that is being met with great anticipation.

I'd like to take, right now, a little bit of time, and we are coming up to the Kentucky Derby, which they say is the most exciting two minutes in sports.

So as I summarize, I would like to give you one of the most exciting videos to give you an idea of what Presqure Isle Downs will actually look like.

We believe, we are anticipating, and we are very thankful for the opportunity to build Presqure Isle Downs; but we see this, once the building is done, once the operation is going, our work really begins.

We hope to work with the people in Erie County and certainly the Commonwealth of Pennsylvania to create a true destination resort

facility based on thoroughbred racing and gambling that the people in this community will see as a true economic advantage, and we hope that we can lead the way or at least participate in making Erie what it should be, the true gem of tourism for the Commonwealth of Pennsylvania.

I want to thank everybody for being here. Thank you for listening to me. And open it up to the other speakers.

PRESIDING OFFICER EDMISTON: That is the conclusion of your initial presentation?

*** MR. ARNOTT: Yes.

PRESIDING OFFICER EDMISTON: Thank you.

Next we will have presentation by State representative Florindo Fabrizio.

REPRESENTATIVE FABRIZIO: Flo Fabrizio, State Representative, Second Legislative District.

Good morning and welcome to northwest Pennsylvania. Thank you for inviting me to submit testimony regarding MTR Gaming Group's application for a gaming license for Presque Isle Downs.

As we sit here this morning, I would like to remind you that you are closer to Ohio.

New York and Canada than you are to the southern boundary of Erie County.

I mention this to emphasize our area's unique geographic proximity to dense population centers, where people of diverse interests and economic strata live, work and play, and from where thousands upon thousands of people regularly travel to visit, recreate, shop and do business in our community.

For the record, I have been and I remain a proponent of gaming in our Commonwealth. When Act 71 was enacted, the people in our area, as well as those in other parts of the state, felt a vibrancy, sensed an aura of change, and explicably harbored excitement regarding the prospects of and potential for the infusion economic vitality into what many considered at best a lagging, if not sagging economy.

Affidavits in a brighter future was bolstered and impetus and momentum so vitally essential to transform hope into reality was provided by MTR Gaming through the dedication, diligence and commitment of its Chief Executive Official. Ted Arneault.

Throughout all of the deliberations, negotiations and at times consternation surrounding the location and construction of Presqure Isle Downs, Mr. Arneault, as an agent of his company, and as the visionary and chief architect of the plans for gaming in northwest Pennsylvania, remained dsteadfast, professional and steeled in his convictions to enhance the general welfare in our community, while simultaneously applying sound business principles to ensure the success of MTR Gaming Group's investment and future operation.

His business acumen, leadership and expertise and unswerving sense of right, not only have proved an immense benefit to our region as a potential gaming site, but also has demonstrated that these character traits, when consciousiously applied, and when coupled with an affinity for and a sense of community, public/private partnerships can and will prove beneficial.

In the conduct of his and the exercise of his responsibilities, Mr. Arneault has exemplified a forthrightness, a resoluteness and an irrepoachable integrity that I believe are

inherit to indicative of the highest standards of MTR Gaming Group's fundamental and ethical business practices.

MTR and Mr. Arneault have provided the momentum and means for Erie to gain an equitable share of the Commonwealth's gaming revenue. This hearing today is inessence an exercise in momentum, which affords the honorable members of this Board a combination of circumstances to act as change agents and become harbingers of opportunity.

You can foment a continuation of the momentum that Erie has been building as it re-emerges from the downturn and limited economic growth, endemic to the industrial decline in cities along the Great Lakes.

We, as Pennsylvanians, have an inordinant sense of fair play, an indomitable work ethic and an unyielding tenacity to fend for ourselves.

After years of declining population, the Erie area is growing again, thanks to the renaissance demanded by citizens, and effectuated by economic, educational and governmental leaders. The awarding of a gaming

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license will quantify the transition in quantum leaps and markedly accelerate the timetable of progress.

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The awarding of gaming license to Presqure Isle Downs, in my opinion, may well be the single most important economic initiative in which this community has involved itself in many years.

Under the egis of an extraordinary and incomparable diversity program proposed by MTR Gaming, employment at Presque Isle Downs will ensure that everyone deserving, willing and able will enjoy the opportunity to earn a family-sustaining income if employed in one of the hundreds of jobs created by the project.

Additionally, the economic benefits of which will accrue to the entire area are calculable in hundreds of millions of dollars. Our area is at the intersection of three major highways Interstate 79, 86 and 90, and the Erie International Airport is the fastest growing airport in the state.

I truly believe that with the onset of racing and gaming, hundreds of thousands of travelers, laden with their accompanying wallets understanding -- by understanding, agreements and principle may soon be in place to ensure that such proceeds are allocated and distributed as ratably and equitibly as possible.

we are hopeful that the testimony before you today will prove both meaningful and resourseful.

In a finaly analysis, your decision will result from the ingestion of general information, the weighting of an eclectic array of variables, the integratin of relevant factors, the compilation of empirical data and the conclusion of fact.

I have no compunction, nor any reservation in wholeheartedly and enthusiastically endorsing and supporting MTR's application for a gaming license.

I am hopeful that once the Board has completed its due diligence and whether it has examined --

PRESIDING OFFICER EDMISTON: Representative?

REPRESENTATIVE FABRIZIO: I am done. PRESIDING OFFICER EDMISTON: Thank you. REPRESENTATIVE FABRIZIO: Thank you.

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and purses, will consider Erie a final destination and will also join us for sustained periods for time to enjoy our historical. natural and recreational assets. The upside to our community may well startle even the most vocal and acerbic naysayers.

I respectfully remind the Gaming Board Members that the reduction in property taxes was the driving force behind the gaming legislation in Pennsylvania, and ultimately the awarding of a license must be, in part, dependent upon the area's attractiveness, potential and likelihood to generate adequate revenues, provide our overburdened property owners with much-needed tax relief which they so justifiably deserve.

The Erie area easily meets and well-exceeds these basic requisites, and its time-tested attractiveness is a matter of record. The proposed operations of Presque Isle Downs would only underscore and may help to endemnify this attractiveness.

Under the revenue-sharing formulary, as prescribed by Act 71, county municipal governments stand to gain vitally vitally-needed funds for a myriad of projects and from

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PRESIDING OFFICER EDMISTON: Our next speaker is State Representative Jane -- I'm sorry -- Senator M. Earll. And, Senator, I apologize for what some might regard as a demotion, but certainly you are a State Senator.

And I did start the timer a little bit late on Representative Fabrizio, so you may proceed and I will hit it in an instant or too.

SENATOR EARLL: Good morning. I can't promise I am going to talk as fast as Flo, but I am going to give it a good shot.

I appreciate the opportunity to share some thoughts with you some this morning, and I certainly want to thank you for coming to Erie.

My name is Jane Earll. I am the State Senator representing the 49th District. My district encompasses -- lies entirely within Erie County, although I don't represent the entire county, but I do represent the host municipality, the venue for this racetrack and casino.

I am sure that I don't have to tell you that you, as a board, face an enormous challenge and a significant responsibility as you have the task of integrating a new multi-billion dollar

industry in this Commonwealth.

It is critically important, and it's an extremely complex undertaking. This new industry in Pennsylvania has the promise of creating jobs, funding statewide property tax relief, and reviving our floundering horse racing industry.

In addition, it is going to provide new revenues for municipalities, the host municipality, contiguous municipalities, as well as the counties.

Presque Isle Downs, as we just heard, and what we have learned from the impact statement that they filed in March, projects to spend about \$200 million on construction for the racetrack and casino from now through 2008. They expect to employ 615 people in the year 2006; 750 people in 2007; 615 of those workers will be in the slots casino all year, while 135 workers will be at the racetrack October through December.

Between 2006 and 2010, that gaming revenue is projected for the racino amount to about \$593.5 million, projections for total direct and induced economic impacts through the

first five years of the operation will generate cumulatively -- and, again, this is according to their own numbers -- \$468.4 million additional output and \$140.4 million in additional earnings, obviously beneficial to this region. Again, these are the numbers that have been put forth by MTR Presque Isle Downs.

Now, I recognize that there is no competition for the license up here, but regardless, I implore you to still conduct a thorough and comprehensive due diligence investigation of the application because sole-applicant or not, this community, this region deserves to know that this developer has the wherewithal and the financial stability to meet the commitments that they have made; and that their pro formas indicated are achievable.

I was thoroughly engaged for several years in the drafting and negotiation of Act 71. As a matter of fact, it was my Finance Committee, which I chair, which conducted the public hearings, as we kicked off the negotiations for Act 71.

But I have to tell you that ultimately I was a reluctant yes vote for Act 71. I have

very mixed feelings about whether Pennsylvania should be going down the path of legalized gaming, but I realize that we are. It is here. It is here to stay, but to me it is very critically important that we integrate and birth this industry in a way that gives the public confidence.

Now, that being said, I was persuaded, and it does make sense to me in terms of the district that I represent. As you've heard, tourism is our number two driver in this economy and this region.

We have many tourist attractions including Presque Isle, which we all consider to be the jewel of the state park system, with over 4 million visitors a year.

We have a NASCAR-sanctioned racetrack. We have a sports stadium, both with the Ontario Hockey League. We have a AA baseball team. We have a new Tom Ridge Environmental Center that is being built. We have a new convention center and hotel being built on the bay front.

For a lot of reasons, this racetrack and casino is yet another venue in the tourism industry that certainly makes sense in terms of

the area that I represent.

The revenues which are -- as the financial impact statements suggest will be generated, are significant. And I recognize that it is not every day that a publicly-traded company wants to invest \$200 million in Erie County; and that is certainly an opportunity I couldn't pass up.

Yet, with all of that being said, I still do have concerns about how this industry is being birthed. Not so much even specifically here in the northwest corner with MTR, but statewide generally.

You know, I recognize that you have a very difficult task compounded by the fact, and complicated by the fact, that the legislature has muddied the waters with Act 71.

The legislation is not drafted well.

It is drafted sloppily. We, in my opinion,
don't have appropriate checks and balances in
this legislation. I believe that the Attorney
General should be playing a more prominent role,
and I pledge to work with you to fix some of
those problems, and even more difficult is the
fact that this legislation keeps changing as you

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are trying to implement the legislation.

Most important to me, and one last final point that I would make, is the local share of revenue. That was really a big selling feature for me to support this legislation, and I hope that you will make sure that the commitments that have been made are honored in terms of the local revenues that are going to be driven to the host municipality as well as the County. Thank you.

PRESIDING OFFICER EDMISTON: Thank you, Senator.

Our next scheduled speakers will be Marlin Coon and Nancy Agostine.

MS. AUGOSTINE: Agostine.

PRESIDING OFFICER EDMISTON: Nancy Agostine, on behalf of Summit Township. You will be sharing a 30-minute time slot.

MS. AGOSTINE: Thank you. My name is Nancy Agostine. I am the Director of Land Development, Zoning and Public Relations for Summit Township, where I reside. Thank you for the opportunity to speak before you today.

On behalf of Summit Township I have been working closely with MTR Gaming on the

impacted by the proposed project stated traffic concerns, PIDI arranged for a detailed presentation by their traffic consultant and staff to explain, gain input and propose alternatives for addressing the neighborhood traffic issues.

PIDI has offered to escrow funds to ensure any modifications deemed necessary are addressed, even if unanticipated problems arrive after the facility has opened.

All of Summit Township zoning and land development requirements have been closely adhered to resulting in final approval of the Presque Isle Downs Land Development Plan by our Board of Supervisors on December 22nd, 2005.

An operations permits allowing site work to begin issued October 3rd, 2005, and the commission has been provided a copy of this permit.

Although PIDI's site work has been the largest dirt-moving project in Erie County history, we have had minimal complaints. The complicated process of closing an existing township roadway and extending another roadway transitioned quite smoothly.

Presque Isle Downs project for five years now.

I found them to be very accommodating in providing information and documentation to address the many development issues associated with their site.

Mr. Arneault has provided us direct access to all of the consultants working on the PIDI projects, their architects, engineers, contractors, traffic consultants, attorneys, et cetera.

If we have a question or problem, we can immediately contact the individual or company closest to the issue.

This is critical in a community developer partnership, particularly for a small municipality like Summit Township with limited staff and resources.

For example, when dealing with complex floodplain information, we felt most comfortable asking FEMA to assist us with our review. PIDI readily provided extra copies of all engineering documents, maps and computer disks at their expense; so that FEMA might more easily assist us.

when the residents most closely

We have direct access to the on-site contractor to correct any problem as it is encountered. From signage issues to cleaning up mud on the road, the response is immediate.

In my 11 years in this position, I have experienced much less cooperation by other developers on many smaller projects. So I am extremely pleased with MTR's quick response in addressing Summit's concerns.

MTR recently realized there may be instances where continuous pours of concrete or other time-sensitive work may have to be performed after the hours of operation allowed by Summit Township.

Due to Supervisor and resident concerns, PIDI revised their work request and agreed to perform only non-appreciable noise-generating work that is absolutely necessary after hours.

The project coordinator personally reviewed this anticipated work schedule with our board, addressed all of their concerns and PIDI's request was granted.

In reality, most developers stretch the rules first and comply only after being cited.

I can emphatically say that has not been the case with MTR.

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This past Monday at a public meeting of the Board, a resident who owns two parcels of property along Route 97, across the street from the PIDI site, raised concerns about how the proposed widening of Route 97 will impact access to his businesses.

MTR Gaming immediately arranged for their traffic consultant to directly meet with this resident and provide up-to-date drawings and information. The meeting took place just three days after the request.

In closing, I would just like to stress that MTR has already become a valued corporate citizen in Summit Township by meeting all of our development requirements and milestones, including posting of numerous financial securities.

We look forward to continuing this mutually-beneficial public/private partnership for many years into the future, and would respectfully request that MTR's gaming license for Presque Isle Downs be approved. Thank you.

PRESIDING OFFICER EDMISTON: Thank you.

Presque Isle Downs first approached Summit in 2001 with the idea of building a thoroughbred racetrack on Route 97, just south of Interstate

During the last four years, Presque Isle Downs has considered a site neighboring McKean Township, as well as a site in the city of Erie, the former International Paper site.

As Presque Isle Downs and Mr. Arneault looked at all of those other sites, most of us in Summit had confidence that the final destination would be right here in Summit.

In 2004, Mr. Arneault made the final decision to build in Summit. We are pleased with the decision. Summit Township welcomes Presque Isle Downs.

Second, I would like to speak as the Roadmaster of Summit Township. During negotiations with Presque Isle Downs to expand its site. Summit Township agreed to close Tootemill Road, but only on the condition that Presque Isle Downs would first build a replacement road. Pennbriar Drive is the name of that road, to our Township's specifications.

Presque Isle did so, but upon

Your name, sir, is Marlin Coon? MR. COON: Yes.

PRESIDING OFFICER EDMISTON: You may proceed.

MR. COON: May name is Marlin Coon. I am a life-long resident of Summit Township and currently serve as an elected supervisor and roadmaster of Summit Township. I also have the pleasure of serving on the Board of Directors of the Summit Township Industrial and Economic Development Authority, which we refer to as **STIEDA**

First, I would like to say hello to the good gentlemen and ladies of the Pennsylvania Gaming Control Board and honored elected officials, guests and citizens and to Mr. Arneault.

I would like to thank the Board for this opportunity to speak to you, but I don't have to stay up here until this light goes red do I?

PRESIDING OFFICER EDMISTON: You do want to make friends. don't vou?

MR. COON: I would like to first speak this morning as an elected Supervisor of Summit.

completion of Pennbriar Drive, the Township realized there was a section of the road that had been previously paved and that the paving was in bad condition.

We approached Presque Isle Downs and asked them to do additional work at additional cost, and they did not blink an eye.

Consequently, when completed, the entire Pennbriar Drive will now be a first-class local road, offering a safe and convenient route to get to the neighborhoods east of the facility.

Presque Isle Downs has shown a spirit of cooperation in Summit Townshp that makes us proud to have this new company as one of the varied businesses which call Summit Township home.

Third, I would like to speak to you as a member of STIEDA. As you probably know, there is a provision in the Gaming Act which provides for about half the local share of gaming revenues to be used for municipal grants.

The Act further states that these grants shall be used to fund the costs of human services, infrastructure improvements,

facilities, emergency services, health and public safety expenses associated with licensed facility operations.

Presque Isle Downs and STIEDA have successfully negotiated a limited amount of infrastructure improvements to be constructed. Presque Isle Downs approached STIEDA with a budget for infrastructure at total amount of \$49 million.

STIEDA identified approximately \$14.6 million in infrastructure improvements, which it felt benefitted Summit Township and the public as a whole. We believe that this arrangement between STIEDA and Presque Isle Downs is a model corporation for the whole state.

Presque Isle Downs will pay full real estate taxes on its facilities and will create virtually no burden on our schools and public services.

Consequently we believe this corporate infrastructure agreement will help to ensure that Presque Isle Downs will be able to compete successfully with the many casinos just over the Boarder in New York State and Canada.

Lastly, let me speak to you as a

PA. I work for Hills Family Campground. We have a campground in McKean Township, and I am very involved with McKean Township businesses and its Business Association.

The McKean Township Business
Association is a group working to promote
positive growth development and forward thinking
political environment in McKean Township.

MTR Gaming owns a large parcel of land at I-90 and Sterrettania Road intersection, which is located in McKean Township.

In 2003 the McKean Township constructed a new wastewater treatment facility to address present and future pollution concerns and to allow for future growth.

MTR's property is current vacant and generates no wastewater. MTR Gaming has, however, been paying a very substantial amount, every month, which is approximately one-third of the entire monthly debt of the plant cost of the plant towards the debt service of this wastewater plant.

Their generosity has helped to stabilize the finances of this facility and kept the rates for other users, both business and

sir.

private citizen. Having lived in Summit
Township all of my 67 years, I have watched as
we have grown from being a small township on the
outskirts of Erie to a township with a balanced
budget, debt-free, reasonable taxes, wonderful
citizens and dozens of businesses in the hotel,
restaurant and retail business, plus a
well-diversified industrial base.

I truly believe that this project could very well be the largest economic development in this community in my lifetime.

Mr. Arneault, welcome to Summit Township, and we wish you good luck and great success. Thank you very much.

PRESIDING OFFICER EDMISTON: Thank you and thank you for the additional time.

Our next speaker will be Jeffrey D. Hill, speaking in behalf of a community group; that community group being the McKean Township Business and Citizen Association.

Mr. Hill.

MR. HILL: Good morning. I would like to to thank you for the opportunity to speak on behalf of the McKain Township Group.

I reside at 1146 Brown Avenue, Erie,

residential, within reasonable boundaries.

MTR's financial contributions has had a very positive influence on the economic health of McKean Township.

Thank you for allowing me to speak.
PRESIDING OFFICER EDMISTON: Thank you,

Our next scheduled speaker is Irvin L. Coleman, Jr.

Good morning, Mr. Coleman. You will be speaking on behalf of the Wesley United Methodist Church: is that correct?

MR. COLEMAN: Yes.

PRESIDING OFFICER EDMISTON: You may proceed.

MR. COLEMAN: Good morning.
Yes, and a specific function an activity of that church, which is a

strengthening and encouraging marriage in Erie
County.

we, in 1999, brought Marriage Savers here to train pastors and mentor couples from 30 churches in Erie County how to pre-marital mentor couples who are going to be married in their churches.

Since that time, I know we have mentored 65 coupled in our church, and the other churches have mentored probably 1,000; but the result of that has been that the divorce rate in Erie County has come down by 15% since 1999, which is typical of the 200 cities who have done this same thing.

when I began doing a little research into the impact that Presque Isle Downs might have on Erie County, I was shocked and startled by one bit of information that I came across; and that is it will create at least 3,920 pathological gamblers. Now, that is based on 2%. If Mr. Arneault's number of 3% is correct, that will be 5,800. Those pathological gamblers will cost Erie County \$53 million.

Well, I suppose you are asking, What does that have to do with marriage? Well, it is this: According to studies that I have done on people who work with pathological gamblers, they say these pathological gamblers affect 10 to 20 other people, primarily family members and, of course, in addition to that, business associates and neighbors.

The primary affect on, of course,

to put out additional regulations to ensure that pathological gamblers are excluded; that there should be something done before they open to allow every person in this community to put themself on the exclusion list or be put on that list by others who might be aware of the fact that they are potential pathological gamblers.

And then I would like to ask that you would check the ID of everybody who comes in there, with picture ID, to make sure that nobody on the exclusion list gets in there, because we have to do everything possible to prevent the creation of pathological gamblers that Mr. Arneault said are going to be created, or we are going to have a disaster in Erie County.

PRESIDING OFFICER EDMISTON: Thank you.
Our next scheduled speaker is Colleen

A. Masi, and you will be speaking on behalf of the Erie Family Center for Child Development?

MS. MASI: Correct.

PRESIDING OFFICER EDMISTON: You may proceed.

MS. MASI: Good morning. My name is Colleen A. Masi. I am the Program Manager for the Erie Family Center for Child Development,

is on family members and the primary impact is on — causes divorce because the pathological gambler loses all of his assets, oftentimes begins stealing money or embezzling money in order to support his habit, and as a result his family has to go on welfare. Often they get divorced.

And based on that and the numbers that I saw, for example, from professor Reno and others who have done extensive studies on this, that would cost Erie County, if Mr. Arneault is correct, \$75 million a year. And those costs would primarily be social costs to support the families of these pathologic gamblers.

This morning's paper of Erie County said that the county is probably only going to get \$3 million. So where is that other \$70 million going to come from? It is going to have to come from the taxpayers.

My greatest concern is all of the divorces are going to be created by that, and I did not see much of anything that is going to be offered to help to prevent pathological gambling.

So I would really like to encourage you

1 and I reside in Mill Creek Township.
2 I just want to share a brief

I just want to share a brief statement that I submitted for the record earlier. It is documentation of Presque Isle Downs and MTR's community contributions under the direction of Ted Arneault, in support of the operations for the Erie Family Center beginning in October of 2004.

Our family center is one of over 40-state funded family centers in Pennsylvania whose mission is to strengthen families and the communities in which they live. Family Centers work with local government, education, public health and social services to provide an array of services that support families and children.

The Erie Family Center and our community partners had been leasing office space, approximately 12,000 square feet, at the former International Paper Administration Building since August of 2000.

Most of the first floor and a portion of the second floor of the building were occupied by the Family Center, the Student Assistance Program staff, our partners from Sarah Reed's Children Center and the Lower East

Side Justice Center.

When the building was purchased by MTR/Presque Isle Downs in -- actually 2004. My written record has a typo. I'm sorry -- Mr. Arneault and his associates in Erie were supportive of the Family Center's need to continue doing business in providing support to families until a suitable location could be found to relocate our programs and services.

Presque Isle Downs/MTR maintained the terms of our lease at that time, extending it on a month-to-month basis at our request.

The monthly facility fees were maintained at rates that are significantly below the market value for leased office space in Erie; and, in fact, Presque Isle Downs contributed the acutal cost to keep the building open as an in-kind contribution to support our operations.

It should be noted that the actual cost to staff to maintain the administration building was about \$11,000 a month more than what they were receiving in revenue through the lease agreement.

Further, during the months of June through September 2005, Presque Isle Downs/MTR waived the monthly fee for space, saving the Family Center almost \$40,000, \$39,847 in facility expenses. The total value of Presque Isle Downs contributions to the Family Center exceeded \$170,000 during the 12-month period beginning in October 2004 through September of 2005.

Presque Isle Downs and Mr. Arneault have contributed significantly to our programs and the community of Erie and the families that we serve.

The Board's favorable consideration of their license application is encouraged. Thank you very much.

PRESIDING OFFICER EDMISTON: Thank you.
Our next scheduled speaker is Leonard
J. Ransil. And you will be speaking on behalf
of the Grace Fellowship Church; is that correct?
MR. RANSIL: Yes.

PRESIDING OFFICER EDMISTON: You may proceed.

MR. RANSIL: Good morning. I am an ordained minister. I am an elder at the Grace

Baptist -- excuse me -- at Grace Fellowship Church.

My name is Leonard J. Ransil. I was born and raised in Pittsburgh, and moved to Erie in 1973 to help start and operate a Christian school, from which I retired last June. I earned a master's degree here at Gannon University in 1980.

I am representing Grace Fellowship Church, an inner-city church, which began a food pantry years ago that now feeds about 600 families per month.

I am here today to speak on something I passionately believe in time and spend time and energy praying for. The welfare of the citizens and civil servants of Pennsylvania in general and of Erie, in particular, as this newspaper picture attests.

That is why I am motivated to publicly endorse and submit the findings of four separate reports that document the negative impact of big gambling on all citizens.

First, the National Gambling Impact
Study Commission released on June 18th, 1999 to
President Clinton and all State Governors.

Second, the economics of gambling by a professor Earl J. Grinols, Department of

Economics, his report was given to both the PA Senate Finance Committee on April 30th, 2003, as well as the PA House Finance Committee. He came

and testified.

These tow reports document in detail the evidence of the high social costs of big gambling on communities around the nation, including, but not limited to, increased crime, business and employment costs, illnesses, social service costs and family costs.

Mr. Arneault said that 3% of the population have problem issues, whether with or without legalized gambling; and big gambling provides a solution in his thinking. I have seen figures in these reports as high as 8.5 to 10% of the population.

The third reports estimates a negative impact of big gambling in our region and was given at the Fifth Annual Erie Economic Conference in Penn State, on campus last August, 2005. It's a very detailed study on the potential negative impact of our area.

The fourth report comes from the

Business Law Journal, which also presents findings on the negative impacts of legalized gambling on business. And I brought copies of the pertinent parts of all four reports for your consideration.

The Evils of Big Gambling -- rather than uphold the welfare of its citizens, PA and 47 other states have chosen to legalize big gambling, a so-called industry, but one that when pursued beyond the limits of recreation or the so-called entertainment value, actually subtract from the national income, according to the 1994 Congressional hearing on gambling.

As one person put it, big gambling is nothing more than a tax on the ignorant. Those who think they have a good chance of striking it rich dispite outlandish odds. As the Bible wisely worns, a fool and his money are soon parted.

where do we think the millions of revenue MTR anticipates and is committed to provide the state and local government to build its proposed casino is ultimately going to come from? Mostly from the people who can least afford it, and are hooked on groundless dreams

and empty fantasies fostered by slick advertised.

Big gambling can be just as addictive as drugs, smoking and alcohol becaues it feeds a very powerful lust called greed. One of the seven deadly sins, also known as covetousness.

Big gambling is the business of greed-driven owners victimizing greed-driven hopefuls. And just like the social problems caused by other addictions, and even by passive cigarette smoking, big gambling also affects spouses and children, yet in far more destructive ways.

The government saw fit to outlaw drug abuse and discourage and even outlaw in some states the harmful practice of smoking in public places.

why haven't these same legislators not only discouraged and outlawed the far worse evil of big gambling but now actually facilitate and even sponsor this destructive practice? It is a moral outrage that has William Penn, figuratively, spinning in his grave.

You can make a positive difference.
The members of this powerful Commission have

been delegated the unenviable task of regulating an activity that should not even be lawful for at least two reasons:

Because of the inevitable high costs of big gambling; and two, because Act 71 was not legally passed, according to the procedures outlined in our PA constitution.

The gambling legislation was rammed through, much like the infamous pay raise debacle of 2005, and therefore should be repealed.

worse yet, MTR apparently has ignored, in the impact statement, that the moral obligations to admit, address and assess the extent that the social damage always caused by big gambling, let alone guarantee practicle ongoing help to offset the harm, again as much as much as 8.5 not 3% of population run into problems.

Since the numerous warnings of the evils of big gambling are being ignored by politicians and MTR, I feel an obligation to PA citizens to offer a list of proposals to try to minimize the inevitable social damage to our citizens, especially to the most vulnerable to

66 1 1 this temptation.

First, I endorse the many constructive recommendations in the 1999 NGISC report. I have included my list -- this list in my written submissions. Responsible action on your part will go far to buffer and minimize big gambling's effect of corrosive affects on citizens and tourists, not to mention on our economy.

Secondly, I also respectfully recommend, search testimony and articles From the Experts — that is the title — regarding gambling found on the website wwfamily.org compiled by Chad Hills. This site continously updates the research and findings done by NGISC in 1999.

Third, slot machines have undergone a revolutionary technological makeover that is now being tested in Las Vegas, which I document in my written submissions. Based on these potentially problematic computerized innovations, I offer the following recommendations to minimize the social costs detailed in the above reports.

Goal: To minimize, if not prevent, the

monitoring made possible by the slots new technology: constructive and responsible

regulation; and what I call prevention incentives.

The purpose of blanket monitoring is to, one, gather inforation of potential victims of addiction in order to offer them and their families early intervention and remediation; and two, to tax gambling income; that would be a prevention incentive.

How is this done? Every new visitor to the casino would pay a one-time administrative fee of \$10 or more, or an every-visit-fee of \$5 one more to, one, register personal information, including Social Security number; two, receive a zebra card, much like those given in grocery stores, and be screened and registered at every future visit one.

That zebra card would then be used to, one, trigger and track every gambling machine the patron used and to record all of his spending and net winnings for local, state and IRS tax purposes. All of this would be relatively easy with the new computerized slot

technology. His losses would not qualify for reduced taxes.

Prevention incentives. These fees and taxes are prevention incentives that would act, one, as a break for the irrational behavior of addiction, similar to the rationale behind taxing cigarettes;

Two, help pay for remediate addicts; and three, help pay for other increased social costs that inevitably occur within a 50-mile radius of a casino. There is much research to document this tragic result.

Such tracking process would also enable the state to document how much profit a consumer is ranking in at the expense of its patrons and mandate a maximum net profit gain, say 5%, of all of the money gambled at machines. Like comparison grocery stores only make about 2% net profit on their products.

Also payouts should be moderate and offer per-machine, say \$100 to \$125 to cover gross and net profit to discourage the greed behind the get-rich-quick mentality.

This would help ensure each patron is actually entertained, not mercilessly fleeced.

The actual percentage of reasonably good odds, as defined by objective standards not by big gambling, of a return on the money gambled would be posted on each machine.

This is imperitive since there is only one casino in town, preventing the self-regulation affect of competition. Such regulations would tend to promote legitimate investors and entrepreneurs and discourage obscene profits by unscrupulous, greedy or even mob operators that big gambling tends to attract.

With sex offenders the motive is to regulate against a "predatory" casino operation that harms rather than entertains its patrons. Such a policy would tend to attract patrons from other states, whose casinos take far, far more than they return to all but a few individuals.

Secondly, in additional entertainment tax would be levied for every patron visit, as is done with other "attractions" in our area, and that money go tot he current fund.

Thirdly, social cost index or benchmark be established based on current levels that MTR should be assessed a high percentage, at least

90% of the increased cost above indexed levels after it opens. MTR should not object, since it apparently thinks none will be incurred.

And, lastly, children have been known to roam Las Vegas casinos at all hours. A person under legalized gambling age should not be allowed into PA casinos any more than into the evils of a porn shop.

Thank you for your kind attention.
PRESIDING OFFICER EDMISTON: The
material that you referred to at the outset,
those four reports or the experts thereof, have
they been delivered to the clerk?

MR. RANSIL: No, sir.

PRESIDING OFFICER EDMISTON: If you would, please.

Our next scheduled speaker this morning is Michael F. Chevalier?

MR. CHEVALIER: You've done very well. Thank you.

PRESIDING OFFICER EDMISTON: It's the first time today. I guess my luck finally caught up with me.

You will be speaking on behalf of Preferred Systems, Inc.?

MR. CHEVALIER: Right.

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PRESIDING OFFICER EDMISTON: You may proceed.

MR. CHEVALIER: Okay. Good morning.
My name is Mike Chevalier. I represent a
company called Preferred Systems. We do
training throughout the country, and we
specialize in working with minority populations,
and we have worked on the Pennsylvania Welfare
to Work Program.

We established a Risk Management
Certificate Program, focusing in on high-risk
populations, and we are currently working with
Erie Convention Center to identify qualified
minorities to work with in the Building Trades
Unions on the convention project.

I was very much impressed with MTR's economic impact study here, and the impact it's going to have on the Erie community.

With that, I just want to stress that it provides -- they talk about the economic impact. They talk about its plans for diversity. The report talks about working with local community organizations for the recruitment of minorities within the Erie area.

and that is what I want to focus in on.
Focusing in on hiring recruitment, identifying quality minors to work on this project from start to finish.

We have, as what was identified by the Supervisor of Summit Township, one of the largest earth-moving projects, construction projects in Erie County in its recent history. And making sure that the contractors, the unions that are working within that project to the hiring of qualified minorities in that project. Let's spread the wealth, not only for the total population of Erie County, but also to the minority population in Erie.

This is an opportunity that is not going to be here -- it's here now and it won't be here for a long time, even if in the future; but it's an opportunity now to embrace the minority community to hire qualified minorities in this project from start to finish.

The construction that is going on right now, making sure that the contractors have some sort of -- having MTR establish some aspirational goal in hiring, as the convention center has. 10% of its work force being minorities.

Also, once that facility is constructed up in Summit Township on Interstate 90, that the people working within the organization from kitchen staff, all of the way up to the management staff, people working in the stables, the minority population is represented, local minorities, people who have grown up in this community, people who have seen opportunities pass them by.

We have had other building projects and other programs where the minority population has been bypassed. They haven't been able to share in the wealth. Provide the wealth for the minority population in Erie, the Hispanics, the African Americans, the Asian Americans, the women.

Make this a showcase for Erie County. This is an opportunity that we are not going to have. It is here now. Make sure that it is an opportunity that people who were missing out on the opportunities have an opportunity to participate in. That is all I have to say. Thank you.

PRESIDING OFFICER EDMISTON: Thank you.

1 Our next scheduled speaker is Gary N. 2 Horton. And, Mr. Horton, I don't believe you

were here when we swore in your predecessor speakers.

4 speakers5 So

So for a moment, if you would -- do you swear or affirm that the testimony you are about to give, shall be the truth, the whole truth and nothing but the truth so help you God?

MR. HORTON: Yes.

PRESIDING OFFICER EDMISTON: Thank you.

MR. HORTON: Good morning.

PRESIDING OFFICER EDMISTON: Of the Urban Erie Community Development Corporation?

MR. HORTON: Right.

PRESIDING OFFICER EDMISTON: You may proceed.

MR. HORTON: Thank you.

My name is Gary Horton and I am the CEO for the Urban Area Community Development Corporation, also an elected member to the Erie Board of Education. I am an appointed member to the Erie Western Pennsylvania Port Authority. I am the Vice President of our local branch of the NAACP, National Association for the Advancement of Colored People.

. .

I am an elected trustee in the -- in my church, the Historical St. James AME Church, and I am also a 1975 graduate of the Historical Cheney State University of Pennsylvania.

I come here today with mixed emotions, and I would first of all like to thank the Gaming Commission for bringing your program of community involvement or input to the Erie region. I think it is definitely a critical part of the licensing process.

As a member of the School Board, I know that the property tax reduction component would be a major improvement in the City of Erie. I know that you have some -- or will be conducting some 16 or 17 hearings and -- or 9 hearings over some 16 or 17 days, reviewing some 22 applicants for 14 licenses. So I know that your work is cut out for you.

with that in mind, I would like to say that I support the Commission's efforts. Particularly I'd like to talk about the -- first of all, the diversity goals of the Board and Commission itself.

The intent is -- "It is the intent and goal of the General Assembly that the Board

partner, but they also have a track record, both a time line that they indicated where their work has begun, they have been working up in this area since 2003; and also, looking at the impact study, their diversity plan. I think there is opportunity for improvement.

We at the Urban area Community
Development Corporation would like to assist
both the Commission and MTR in meeting their
local diversity -- work force diversity needs.

As my previous speaker spoke about our fashioning an agreement with the Erie County Convention Center Authority, a work force diversity agreement, that would allow local minorities, labor unions to, in fact, share in the economic well-being of that \$100 million investment in this community.

I'd like to make a plea that that diversity plan and the impact study be strengthened. For instance, I looked in it and there were two NAACPs listed as outreaching, and neither one of them are from this area. I believe one is from Bethlehem and one is from Easton.

We need people whose feet are on the

promote and ensure diversity in all aspects of the gaming activities authorized under this Act. The Board shall work to enhance the representation of diverse groups in the ownership, participation and operation of licensed entities and licensed facilities in this Commonwealth and throughout the ownership, enterprises associated with or utilized by licensed entities and licensed facilities and through the provision of goods and services utilized by slot machine licenses under this part."

That leads into my second part. I am also here as a supporter of the local applicant, MTR, and their efforts to bring -- or to develop Presque Isle Downs.

I believe that in some way opens up a way for a partnership between the Commission, between MTR and between the local community.

If MTR is the only applicant, and they should be — this license should be granted to them, I see it as the Commission's challenge to ensure that the diversity aspects are, in fact, met since they are the only applicant.

To date they have been a good community

ground in Erie, Pennsylvania. People who have a history of working with the poor population and the under-represented and under-utilized populations of our community.

Now, that is a tall order in our community. Primarily because as one of the previous speakers spoke, I think Representative Fabrizio said that we are actually closer to Ohio and New York than we are to our counterparts in southern Pennsylvania.

I noticed, also, in the impact study, an outreach to areas that will have gaming licenses or applicants in their particular area. I believe we need a stronger Erie plan. A plan that is real and providing economic benefit and opportunity for minority citizens in Erie.

I am not -- although I represent a public body or two public bodies, I am not very optimistic that the public sector will insure that economic impact is shared by all, which, again, increases the challenge of the Gaming Commission.

If you look at the record of public sector here in Erie, whether it is in the county government, city government, some of our

suburban governments, public authorities, our court system and some of our area school systems, they are still wrestling with the challenge of inclusion and minority inclusion and diversity.

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The minority population in Erie is larger than the -- is the largest in our region in the City of Erie. It is the second largest in western Pennsylvania. The percentage is higher than the state. There has to be a focused, committed outreach effort to the citizens of the City of Erie.

The Urban Erie Community Development Corporation was founded in 1997. I began working for them in the year 2000. We have provided entrepreneurial training and assistance to minority businesses. We operate a educational facility, where we provide GED, English as a second language, an after-school program where we have adult basic education, English as a second language and a number of other pre-employment training programs.

I would like to make sure that. I quess, in any future impact study that is conducted or put together by this licensee, that

our agency is looked to as someone that is in a positive position to help them meet their diversity work force needs in the City of Erie.

I believe that we can be flexible; that we have an outreach or inreach in Erie community that is second-to-none, and I think we want to be fair to make sure that all are included.

In closing, I would like to just give you one a brief -- or one thing about lasting impact to Erie's school segregation raises red flags.

This was something that was done by the Brookings Institute, and I think it illustrates the severe poverty that we face in the City of Erie and why this economic boom is a great opportunity for us to change the fabric of the economic well-being of a lot of Erie's underprivileged citizens.

Myron Orfield and his colleagues show that the isolation of poor and minority families is manifested in the high and growing percentage of the state's inner-city students receiving free and reduced-costs meals. They also note that fiscal binds created by such patterns.

In Erie, for example, 5 of the 14 Erie

school districts, elementary schools, saw the number of students eligible for free and reduced cost lunch increased 12 percentage points from 1996 to 2001.

By 2001, in fact, the eligibility rate for free and reduced cost lunch exceeded 46% the regional average, in every elementary school building in the Erie school system. Two schools, Burton and *** McKinley, nearly ever student qualified, given its needy students in the Erie City school district incur substantially higher costs than the other districts in the region, but its total revenue capacity and hence its ability to meet students' needs at reasonable rates remains just average for the area.

What more, the city's low tax base requires heavy reliance on state aid, and this fashion, the high concentration of poverty in Erie's city schools and inner-city neighborhoods and the urban districts across the state, truly has implications for all Pennsylvanians.

In fact, given the strong correlation. between economic segregation and poor school performance, Pennsylvania's growth patterns are

not just undermining opportunity for many of its citizens today, but also reducing the prospects of those coming of age tomorrow.

Again, I would encourage you to grant this licensee -- this applicant its license, and I look forward to working with both the Commission and Applicant to make economic opportunity a real goal in the City of Erie. Thank you.

PRESIDING OFFICER EDMISTON: Thank you, Mr. Horton.

Our next scheduled speaker is Lawrence Maxted.

MR. MAXTED: My name is Lawrence Maxted. I am an individual. I live in Harborcreek Township, Erie County.

It's been nice to hear about the racetrack and how we are going to bring horse racing to Erie County, but the reality is, MTR's own estimates are that almost 98% of the gaming revenue will come from slots.

The cheery scenario is that out-of-town family visit Presque Isle or the Millcreek Mall, extend their vaction so they have time to lose substantially at slots, and then head home

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happily planning their next visit.

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The other scenerio is that most of the gambling losses come from locals, who then cut back on other local spending, and some become burdens to our criminal justice and social welfare systems. There are or will be casinos available within a couple hour drive in most directions.

Why would people from Pittsburgh gamble here when they will have their own slots? New York and Ontario are already served with elaborate casinos that offer the added incentives of table games.

Cleveland is lobbying for casinos that will include table games, becaues city leaders, including their mayor feel slots alone would not draw tourists or be able to compete with the existing casinos in Detroit and Windsor.

The reality is that the Summit racino will be a utilitarian complex, mainly for use by local day-trippers. A hope is that some gaming is done by locals in other states, will now return; but many local gamblers will still go to major destination gaming resorts and casinos in neighboring states that offer more variety.

MTR cites, alike, but they are located on I-90. They had the opportunity to locate at the IP site on the lake. And I will remind the commission from down state that Ohio and New York and Ontario and Michigan also share lake Erie.

When I think destination resort, I think of luxury hotels. Where are the luxury hotels in the MTR proposal? If MTR were to build major hotels on site, they would at least then have an incentive to attract gamblers from outside of our area. Does MTR have the financial strength to build a destination resort?

They have been asking for government subsidies from the beginning. Their profitability has declined. Net income has gone from 15 million down to 8 million. Their last quarterly report shows a decline from last year of 2.6 million down to some 46,000. I don't know if they have the financial strength.

If MTR cannot attract a large percentage of out-of-region gamblers, than the overall economic impact of slots on Erie will be negative.

Gaming expert, Professor William Thompson of the University of Nevada at Las Vegas, predicts that the majority of gamblers and their losses, if the Summit racino will come from the local population of Erie and its neighboring counties.

He estimates that the total negative economic impact of the racino in dollars lost to the local region as direct and societal costs will be \$105 million per year.

PRESIDING OFFICER EDMISTON: Mr. Horton, I hit the wrong button. Your digital clock tells you you have two more minutes left, but I hit the five-minute button. I didn't give you a warning at your 30-second point. Do you have one sentence to wrap for us.

MR. MAXTED: I have a quick wrapping

19 PRESIDING OFFICER EDMISTON: If you can do it in one sentence and then submit your 20 21 comments --

> MR. MAXTED: And I have comments to submit.

Basically, I just ask you, close monitoring needs to be done of how MTR builds.

markets its racino, where the gamblers come from, how local businesses fare, traffic congestion, land values, government outlays and the local crime and poverty rates.

Thank you.

PRESIDING OFFICER EDMISTON: Thank you,

Our next scheduled speaker is Diane Thompson. I did hit the right button for you, Ms. Thompson.

MS. THOMPSON: Thank you.

You gentlemen have a big decision to make, and no matter what decision you do make, someone is going to disagree with it; that is the American way.

As a member of the working class of this community. I have seen hundreds and hundreds of jobs leave here. This has caused a great burden on the heads of the household and providers of the family.

What we see as working people is a golden opportunity. We have a gentleman. a Mr. Arneault, that has an impeccable reputation, not only in the business world but as a human being.

I have visited his small community down in Chester, Newell and East Liverpool. Down there he is known as a leader among leaders, not only by providing jobs but giving back to the community.

I am asking that you listen to the people that need these jobs. A lot of people have come before you that want something from you. I am asking you to listen to the people that need.

We need to allow the working class of this community to give this man a good day's work for a fair day's pay. I am asking that you let us get back to the American way.

Thank you.

PRESIDING OFFICER EDMISTON: Thank you.

Our next scheduled speaker is Andy Zafiropoulos.

Good morning you may proceed.

MR. ZAFIROPOULOS: At this time I would

like to submit written comments. Thank you.

PRESIDING OFFICER EDMISTON: Thank you,

Mr. Zafiropoulos.

PRESIDING OFFICER EDMISTON: Our next

scheduled speaker is Carmen Dawson.

gambling coming to the State of Pennsylvania.

From a standpoint of a young entrepreneur in pursuit of my MBA, I think that the gambling industry coming to Pennsylvania creates a wealth of opportunity and, you know, from the standpoint of security, Internet-based services, point of sale, I think at the local level those create some opportunities for individuals of diverse background as well as the community at large to develop some new skill sets.

In terms of the statewide, I think as you -- as I read through Act 2330, there is a relevant network that is going to be put into place that is actually responsible for monitoring the 13 facilities or whatnot.

I think in regards to that, that is a pretty exciting opportunity for local individuals who are entrepreneurs and interested in the high-tech field to maybe embrace an opportunity to, A, offer services here locally but maybe train a work force that can actually address some of the needs abroad in some of the other 13 locations to make your initiative a success.

 $\begin{array}{ccc} \textbf{PRESIDING OFFICER EDMISTON: You may} \\ \textbf{proceed.} \end{array}$

MR. DAWSON: Good morning and thanks for the opportunity to speak with you all.

I am here just, essentially, as an individual --

PRESIDING OFFICER EDMISTON: Mr.

Dawson --

MR. DAWSON: Yes, sir?

PRESIDING OFFICER EDMISTON: I didn't get to swear you this morning because you joined us a little bit later than your colleagues. If you would just raise your right hand.

MR. DAWSON: Certainly.

PRESIDING OFFICER EDMISTON: Do you swear or affirm that the testimony that you are about to give is the truth, the whole truth and nothing but the truth so help you God?

MR. DAWSON: Yes, sir.

PRESIDING OFFICER EDMISTON: You may proceed.

MR. DAWSON: Okay.

I am coming here, essentially, speaking to you as an individual who is a proponent of MTR Gaming coming to the region as well as Finally, as a community member, I think that this is pretty exciting. I wanted to thank MTR Gaming and Presque Isle Downs for contributing to the Big Brothers Program as a silver sponsor. We are in a time of need and, you know, money was tight and they kicked in, which I appreciate.

And, finally, just as a participant in the minority community, I think that with all of these -- with everything written into the Act 2330, it promotes an interesting opportunity for the minority community to embrace some traits that they might not have had in the past, and with that being said, I appreciate your time and look forward to working with you all in the future.

PRESIDING OFFICER EDMISTON: Thank you.
That concludes our last scheduled
speakers.

The next portion of the public input hearing accords MTR Gaming Group, Presque Isle Downs, 15 minutes — up to 15 minutes for its closing or responsive remarks to things that have been said here today by others.

You may proceed.

MR. ARNEAULT: First of all, I want to thank the Gaming Control Board, once again, for coming up to Erie.

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I would encourage you, if you have the opportunity, drive by Route 97 and Route 90 to see our display of what is going on.

I want to thank everybody, everybody who came here to speak. Everybody's points are well noted. We recognize that any industry has issues.

I think what the legislature did with the legislation that was passed is recognize a lot of these issues. Certainly we discussed diversity. Diversity is something that I think has to be part of the corporate culture. It is part of our corporate culture.

As we are building the facility at Presque Isle Downs, all of our contractors had to meet the requirements that are enunciated in the gaming bill and have met them.

We look at this as an opportunity. We talked about a lot of social problems, a lot of social ills, and there was mention made to the National Gaming Report.

If you study the National Gaming

unemployment rate, in spite of decreases in the steel industry, was at the state average or lower, not until they had massive layoffs at *** Weirton Steel. Did the unemployment rate rise.

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And I will contend to you that unemployment, lack of jobs, lack of economic opportunities create many more social ills than gaming. Gaming is out there, whether we want to accept it or not. It is on the internet. There is sports wagering, that is probably going on in Erie and other parts, that are uncontrolled.

Only legalized gaming provides the opportunity to present programs that can deal with these issues. So I think what the legislature did was really create solutions to problems, not create the problems themselves.

Once again, I want to thank everybody that was here. Your participation, whether pro or against, generating issues, not; certainly we have an ear that is open to the community.

As I spoke about earlier, I look at our business as a series of constituencies; and certainly more than ownership. I felt the people in the Community, working with them, state and local government, I think is one of the most

Report, it truly differentiated as the legislature noted; that there is a distinction between destination gaming and convenience gaming. One is entertainment-based and the other is not.

I think the legislature went out of its way to ensure that what Pennsylvania has is destination gaming facilities so that we can emphasize the entertainment portion.

As far as hotels, we tried to discuss how Presque Isle Downs wants to fit into the tourism matrix, and what already is a blossoming tourism industry in Erie County.

To that extent, we hope to work with many of the current hotels. With just the Peach Street area alone has almost 2,000 hotel rooms that we can work with the current people. If there needs to be an expansion of hotels. certainly we would look at participation. We would look at encouraging other entrepreneurs. We want to make this a much bigger pie.

And if you look at *** CK. AUDIO social aisles. I will quarantee -- you go to look at our experience in a little town on the Ohio River, the little town of Chester, and our important things that we can do. I want to thank you once again.

PRESIDING OFFICER EDMISTON: On behalf of the Pennsylvania Gaming Control Board, I would like to thank the applicant, each of the speakers before us here today, Gannon University who has made this facility available and the Erie community for welcoming us here for this public input hearing. We are adjourned. (Hearing adjourned at 10:20 a.m.)

1 2 3 4 5	I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me on the within proceedings and that this is a correct transcript of the same.	
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