



MEDIA: PLEASE CONTACT THE MEETING FACILITY DIRECTLY TO MAKE THE NECESSARY ARRANGEMENTS FOR ANY EQUIPMENT YOU MAY NEED.

MEETING ANNOUNCEMENT

DATE: JUNE 4, 2015
TIME: 8:30 AM
LOCATION: HARD ROCK HOTEL & CASINO SIOUX CITY
111 3RD STREET
SIOUX CITY, IA 51101
PHONE: 712/226-7600

PROPOSED AGENDA

- 1. APPROVE AGENDA**
- 2. WELCOME** – Bob Scott, Mayor; Mark Monson, President, Missouri River Historical Development; and Bill Warner, President and CEO, SCE Partners, LLC
- 3. APPROVE MINUTES** – From April 16, 2015
- 4. ANNOUNCEMENTS**
 - A. July 9, 2015 – Prairie Meadows Racetrack & Casino, Altoona, IA (Submissions due by June 24, 2015)
 - B. July 29, 2015 – Prairie Meadows Racetrack & Casino, Altoona, IA (Special Meeting)
 - C. August 20, 2015 – Riverside Casino & Golf Resort, Riverside, IA (Submissions due by August 6, 2015)
 - D. September 24, 2015 – Mystique Casino, Dubuque, IA (Submissions due by September 10, 2015)

5. **RULES** – Notice of Intended Action (Attached)
6. **CAESAR’S ENTERTAINMENT CORPORATION** – Update on Bankruptcy Proceedings
7. **ISLE OF CAPRI CASINOS, INC.** - Shelf Application for Approval of Debt Financing
8. **RIVERBOAT DEVELOPMNET AUTHORITY/RHYTHM CITY CASINO, LLC D/B/A RHYTHM CITY CASINO**
 - A. Request for Approval of Construction of Land-Based Casino and Resort
 - B. Request Approval to Convert the License to Authorize the Conducting of Gambling Games on a Gambling Structure upon Completion of Construction of the Land-Based Facility
 - C. Contracts:
 1. Architectural Southwest Stone Co., LLC – Construction – Tile
 2. Baxter Construction Company, LLC – Pre-Construction and Construction Manager
 3. Brockway Mechanical and Roofing Co. – Construction – HVAC
 4. Brockway Mechanical and Roofing Co. – Construction – Metal Wall Panels
 5. Brockway Mechanical and Roofing Co. – Construction – Roofing
 6. Doors, Inc. – Construction – Doors, Frames, Hardware
 7. Harger’s Acoustics, Inc. – Construction – ACT
 8. Industrial Steel Erection – Construction – Steel Erection, Masonry
 9. JP Phillips, Inc. – Construction - EFIS
 10. Legacy Corporation of Illinois – Construction – Site Utilities
 11. McCarthy Improvement Company – Construction – Hotel Tower Foundation/PT Slabs
 12. McClure Engineering Associates, Inc. – Engineer
 13. Midwestern Mechanical, Inc. – Construction – Fire Suppression
 14. Millenium Concrete – Construction – Foundations & Building Concrete
 15. Structural Steel Corp. of Iowa – Construction – Steel Fabrication
 16. Swanson & Youngdale, Inc. – Construction – Painting
 17. Tri-City Electric Company – Construction – Electrical, Low Voltage
9. **WASHINGTON COUNTY CASINO RESORT/LYON COUNTY RESORT & CASINO, LLC/SCOTT COUNTY CASINO, LLC**
 - A. Agreement and Plan of Consolidation by and among Washington County Casino Resort, LLC, Lyon County Resort & Casino, LLC and Scott County Casino, LLC
 - B. Operating Agreement for Elite Casino Resorts, LLC
 - C. Amendment to the Operating Agreement of Washington County Casino Resort, LLC concerning the election of members of Elite Casino Resorts, LLC’s Board of Directors
 - D. Amendment to the Operating Agreement of Lyon County Resort & Casino, LLC concerning the election of members of Elite Casino Resorts, LLC’s Board of Directors

- E. Amendment to the Operating Agreement of Scott County Casino, LLC concerning the election of members of Elite Casino Resorts, LLC's Board of Directors
- F. Amendment to the Management Agreement between Kehl Management-Lyon County, LLC and Scott County Casino, LLC
- G. Amended and Restated Operating Agreement for Riverside Casino & Golf Resort, LLC
- H. Financing Arrangement for Elite Casino Resorts, LLC/Riverside Casino & Golf Resort, LLC/Grand Falls Casino Resort, LLC/Rhythm City Casino, LLC

10. CONTRACT APPROVALS

(RP = RELATED PARTY)

- A. IOC Black Hawk County, Inc. d/b/a Isle Casino Hotel Waterloo
 - 1. Ainsworth Game Technology, Inc. – Purchase Slot Machines
 - 2. Aruze Gaming America, Inc. – Purchase of Slot Machines
- B. Catfish Bend Casinos II, LLC d/b/a Catfish Bend Casino
 - 1. Josh Jones – Sale of Catfish Bend Casino's riverboat through a broker, Pinnacle Marine
 - 2. Sunflower Enterprises, Inc. – Sale of the Catfish Bend Casino's Riverboat
- C. Diamond Jo Worth, LLC d/b/a Diamond Jo Worth
 - 1. Aruze Gaming America, Inc. – Purchase and Lease of Slot Machines, Conversions and Parts
 - 2. Farner Bocken – Convenience Store and Food Service Distributor
- D. Diamond Jo Casino, LLC d/b/a Diamond Jo Casino
 - 1. Aruze Gaming America, Inc. – Purchase 6 Slot Machines and Future Lease of Slot Machines
 - 2. Holiday Inn Dubuque – Hotel Rooms for Casino Guests
- E. Wild Rose Clinton, L.L.C. d/b/a Wild Rose Clinton
 - 1. IGT – Purchase of 12 New Slot Machines with a Trade of 12 Older Machines
 - 2. Bally – Purchase of 6 New Slot Machines
 - 3. Northwest Bank – Employee/Employer 401K Annual Contributions
 - 4. ADP – Payroll/HR Services
 - 5. Ticket Force – Concert Venue POS System
 - 6. Clinton LumberKings Baseball Club – Advertising Score Board
- F. Wild Rose Emmetsburg, L.L.C. d/b/a Wild Rose Emmetsburg
 - 1. Tech Art – Lease of Peakers for Blackjack Tables
 - 2. Northwest Bank – Employee/Employer 401K Annual Contributions
 - 3. ADP – Payroll Processing
- G. Wild Rose Jefferson, LLC d/b/a Wild Rose Jefferson
 - 1. Tech Art – Table Peakers
 - 2. Edward Don & Company – Kitchen Goods and Chairs

3. Goldfinch Entertainment LLLP – Management Fees (RP)
 4. ABC Electrical Services – Electrical Service
 5. Doll Distributing – Beverage Distributor
 6. Holmes Murphy – Insurance
 7. PepsiCo – Beverage Distributor
 8. Reinhart Food Services – Food Distributor
 9. Johnson Brothers of Iowa, Inc. – Beverage Distributor
 10. The Waldinger Corporation – HVAC Maintenance
 11. Wellmark Blue Cross Blue Shield – Medical Benefits
 12. H & F Distributors – Beverage Distributor
 13. ADP – Payroll Services
 14. Northwest Bank – Retirement Plan Administrator
- H. SCE Partners, LLC d/b/a Hard Rock Hotel & Casino Sioux City
1. MTM Sales Corp. – Promotional Items
 2. Saturday in the Park, Inc. – Concert in the Park/Annual Festival (RP)
 3. AJR Equities, Inc. – Promotional Items
 4. Rymax Marketing Services, Inc. d/b/a Brainstorm Logistics – Promotional Items
 5. Imagine This – Promotional Items
- I. HGI-Lakeside, LLC d/b/a Lakeside Hotel Casino
1. Crawford Law Firm – Legal Fees
 2. Incredible Technologies – Purchase Slot Machines
 3. King Food Service – Seafood, Poultry and Meat for Use in Buffet
- J. Ameristar Casino Council Bluffs, Inc. d/b/a/ Ameristar Casino Council Bluffs
1. Inca Supply Corp., LLC – Marketing Give Away and Promotional Items
 2. The Printer, Inc. – Direct Mail Production
 3. Brown Winick Graves Gross – Regulatory and Legal Litigation
- K. Isle of Capri Bettendorf, L.C. d/b/a Isle of Capri Hotel Bettendorf
1. G&K Services – Rental and Cleaning of Floor Mats, Hotel Sheets and Linens, and Table Linens
 2. Guest Supply, LLC – Hotel Room Furnishings/Supplies
- L. Harvey’s Iowa Management Company, Inc., d/b/a Harrah’s Council Bluffs Casino and Hotel – D & D Construction Services, Inc. – Construction Services
- M. Iowa West Racing Association d/b/a Horseshoe Casino/Bluffs Run Greyhound Park – Thomas Bus Sales – Vehicle Vendor
- N. Prairie Meadows Racetrack and Casino, Inc. d/b/a Prairie Meadows Racetrack and Casino
1. Baker Electric – Electrical Contractor
 2. Daktronics – Tote Board Replacement

3. Novomatic Americas – Gaming Equipment and Supplies
4. Shiver-Hattery, Inc. – Engineering Services
5. Trans Lux West Corporation – Tote Board Replacement

11. EUGENE J. KOPECKY – Petition for Declaratory Order RE: Chapter 99F and Chapter 17A of the Iowa Code

*EXECUTIVE SESSION – The Commission may go into Executive Session pursuant to, but not limited to, Iowa Code Section 21.5(1)c and f for the purpose of discussing strategy with counsel and discussing the decision to be rendered in a case conducted according to the provisions of chapter 17A.

12. PUBLIC COMMENT

13. ADMINISTRATIVE BUSINESS

1. Approval of Regulatory Fees for Fiscal Year FY 2016
2. Update of Any Gaming Related Legislation from Session

14. ADJOURN

MEETING ANNOUNCEMENT

The Iowa Racing and Gaming Commission and staff will be meeting for dinner on Wednesday, June 3, 2015 at 6:00 PM at Main + Abbey located on property at Hard Rock Hotel & Casino, 111 3rd Street, Sioux City, Iowa. Racing and gaming matters may be discussed, but no official action will be taken.

PUBLIC PARTICIPATION

Persons wishing to make a statement at a commission meeting may sign a sheet at the entrance to the meeting room and will appear during the agenda item titled “Public Comment”. This segment is intended for an individual to make a brief statement to the Commissioners supported by fact, on current issues, which are within the jurisdiction of the Iowa Racing & Gaming Commission. It is not intended to be a debatable item.

Anyone who wishes to appear and/or distribute material should submit a written request to the Commission office not later than ten business days before the scheduled meeting in accordance with rule 491-1.2(3). Information or material submitted must be in completed form. This policy is intended to provide the Commissioners and staff adequate time to study the submitted material and appropriately prepare for presentations.

491-7.15(99D) Iowa greyhound pari-mutuel racing fund. Pursuant to 99D.9B, an Iowa greyhound pari-mutuel racing fund (fund) is created in the State treasury under the control of the commission. The fund will be distributed on an annual basis pursuant to this rule.

7.15(1) Iowa greyhound association.

- a. Fifty percent of the money in the fund shall be distributed to the Iowa greyhound association.
- b. An annual audit concerning the operation of the escrow account shall be submitted to the commission 90 days after the Iowa greyhound association's fiscal year.
- c. In the event that the Iowa greyhound association fails to conduct live dog racing during any calendar year, the Iowa greyhound association shall transfer any unused moneys in the escrow fund to the commission and shall receive no further distributions from the fund.

7.15(2) One-time payments.

- a. Administrative expenses. All expenses incurred by the commission to administer the fund will be deducted before an amount is determined for distribution during each calendar year.
- b. Greyhound adoption agency (agency). An agency will be reimbursed a dollar amount based upon original receipts and itemized expenses up to \$1,700 per greyhound. All documentation for reimbursement must be submitted to the commission office on a form prescribed by the commission for consideration. Distribution for qualifying requests will occur upon approval by the commission. The commission has sole discretion in determining the eligibility of receipts submitted. No requests for reimbursement will be accepted by the commission after October 31, 2016. For an agency to be eligible for reimbursement, they must prove to the commission:
 - (1) The agency physically handled the greyhound to facilitate the adoption;
 - (2) The agency has a no-kill policy;
 - (3) The greyhound raced in Iowa; and
 - (4) The greyhound was placed into adoption due to the cessation of racing.
- c. Greyhound kennel owners. Greyhound kennel owners are eligible to recover costs up to \$5000 associated with the removal of equipment from the kennels at the pari-mutuel dog racetrack located in Pottawattamie county. For a greyhound kennel owner to be eligible for reimbursement, they must prove to the commission the expenses were incurred as a result of the removal of property, excluding the transporting of the greyhounds. Greyhound kennel owners shall submit original receipts and itemize the expenses to the commission to verify expenditures. All documentation for reimbursement must be submitted to the commission office on a form prescribed by the commission for consideration. The commission has sole discretion in determining the eligibility of the receipts and expenses submitted. Distribution for qualifying requests will occur upon approval by the commission. No requests for reimbursement will be accepted by the commission after October 31, 2016.
- d. Trainers The trainer of record for the kennel employed at the pari-mutuel dog racetrack located in Pottawattamie county at the closing of the racetrack in December 2015, shall receive \$8000 for each year of service during the five-year period from 2011 through 2015. Proof of employment for each year payment is being requested must be sent to the commission. The

commission has sole discretion in determining the eligibility of the proof of employment submitted. Distribution for qualifying requests will occur upon approval by the commission. Any trainer who is not employed through the closing of the racetrack in December 2015 shall only be eligible for payments if the kennel owner certifies in writing the trainer's services are not needed. No requests for reimbursement under this paragraph will be accepted by the commission after June 30, 2016.

e. Assistant trainers. Assistant trainers employed, present and handling the day to day affairs at the pari-mutuel dog racetrack located in Pottawattamie county at the closing of the racetrack in December 2015, shall receive \$4000 for each year of service during the five-year period from 2011 through 2015. Proof of employment for each year payment is being requested must be sent to the commission. Distribution for qualifying requests will occur upon approval by the commission. Any assistant trainer who is not employed through the closing of the racetrack in December 2015 shall only be eligible for payments if the kennel owner certifies in writing the assistant trainer's services are not needed. No requests for reimbursement under this paragraph will be accepted by the commission after June 30, 2016.

f. Financial hardship. Industry participants are eligible to receive up to \$29,250 by the commission if they can demonstrate a need to be compensated due to hardships caused by the closing of the pari-mutuel dog racetrack located in Pottawattamie county. The burden of demonstrating hardship is on the applicant. The applicant shall submit in writing their request and basis for compensation including original receipts, if applicable, and itemized expenses. The commission has sole discretion in determining the eligibility of the applicant and the authenticating information to demonstrate hardship. No requests for reimbursement under this paragraph will be accepted by the commission after June 30, 2016. Distribution for qualifying requests will occur upon approval by the commission.

g. Live greyhound racing in Dubuque county. Should live racing cease in Dubuque county in or after calendar year 2015 but prior to 2022, the commission will establish an application process for one-time payments related to the cessation of racing in Dubuque county. The commission has sole discretion in establishing this process.

7.15(3) Annual payments . After all one-time payments have been paid from the fund, the remainder of the fund will be distributed by a one-time application process for industry participants. The remainder of the fund shall be distributed as follows:

a. Eighty percent of the fund shall be paid as past-performance distributions based on the percentage of purse winnings and the Department of Agriculture awards the entity received from 2010-2014. Applicants for past-performance distributions have the burden of demonstrating past earnings. Supplemental documentation for stakes earnings may be required to demonstrate the allocation between kennel owner and greyhound owner.

b. Twenty percent of the fund, shall be paid to qualifying greyhound industry participants without regard to purse winnings.

(1) Points will be awarded to the following recipients:

1. Greyhound farm owners shall receive 1,060 points for each year of operation from 2010-2014, provided they submit documentation to verify the farm was licensed by the Department of Agriculture from 2010-2014.

2. Greyhound owners shall receive 32 points for each greyhound individually registered with the Department of Agriculture from 2010-2014. An individually registered greyhound may only be counted one-time over the 5-year period. In instances where the same greyhound has two claims pursuant to this paragraph, preference will be given to the claimant who first individually registered the greyhound with the Department of Agriculture.

(2) The applicant's pro-rata share of the overall points awarded will be converted to the pro-rata basis of the money distributed to qualifying greyhound industry participants without regard to purse winnings.

c. Application for annual payments shall be made on a form prescribed by the commission and received in the commission office by September 30, 2016. No applications will be accepted after that date. Applicants will not be required to submit documentation each year distributions are made. Qualifying documentation to verify past earnings or verify points during the eligible period will be retained and utilized to allocate awards in future years.

d. The commission has the sole discretion in determining the eligibility of the documentation submitted as it relates to claims under this rule.

e. The first payment of the annual costs will be no later than April 2017 with payment each year following in April. The last payment will be April 2022.