

ERIE COUNTY GAMING REVENUE AUTHORITY MEETING

March 28, 2008 reconvened April 3, 2008 at 12:00 p.m.

The Erie County Gaming Revenue Authority meeting of March 28, 2008 was reconvened on April 3, 2008 at 12:05 p.m. in the County Council Caucus Room by Mr. Giles, Chairman. Other members present were Jennifer Dobbs Woods, Jim Mikovch, Kathy DeSante, David Sample, and Joseph Kujawa. Members absent were Mark A. DiVecchio, Stephanie Freeman and Pat Bruno. Also present was Wally Knox, County Solicitor.

Old Business

Solicitor Knox reported the results of his conversation with Dave Pierce, the County's insurance agent concerning board member liability for errors and omissions. The Authority and Board Members are covered under the county's insurance policy through PCoRP because the Authority is a creation of the county. A letter will be supplied to the Authority members confirming insurance coverage by Erie County. Ms. DeSante reported that she and Mrs. Freeman would be meeting within the week to discuss the formation of Authority by-laws. Mr. Knox made available some by-law samples to the subcommittee members via email to aid in their process.

Next on the agenda was a discussion of legal representation for the Authority in the current legal action and having a solicitor in the future. County Solicitor Knox suggested that he and future county solicitors could represent the Authority along with the county without conflict. Ms. DeSante motioned, seconded by Mr. Kujawa that the Authority retain McDonald, Illig, Jones and Britton for representation in the current legal action with STIEDA (Summit Township Industrial and Economic Development Authority) and other parties. The motion passed in a unanimous vote. Chairman Giles discussed a potential conflict of interest with Mr. Kujawa, a Millcreek Township Supervisor, should Millcreek Township join the current lawsuit along with other municipalities contiguous to the casino. Mr. Kujawa stated that Millcreek did not intend to join the legal action at this time. Mr. Mikovch discussed his bank's relationship with Summit Township and other provisions in the conflict of interest section of the Erie County Administrative Code. Attorney Knox did not view the relationship as being a conflict of interest for Mr. Mikovch. The finalization of an application form was discussed; Mr. Kujawa liked the form that was developed by the lead economic team for the Gaming Report. It was decided that the application would be either finalized or a path to that end would be mapped out at the next Authority meeting. Mr. Giles noted that the creation of a ranking system and a set grading period would also become part of the application document.

Chairman Giles was selected as the ECGRA contact person for the Pennsylvania Department of Community and Economic Development.

The meeting was adjourned at 1:15 p.m. The next meeting was scheduled for May 1, 2008 at 12:00 p.m. in the Council Caucus Room.