

CERTIFICATION OF PREFERRED CASINO GAMING OPERATOR

Instructions for the Eligible Host City: Submit three (3) copies of the required documentation in paper format, along with three (3) USB flash drives. Complete submission packages should be delivered to the Virginia Lottery, Attn: Office of the General Counsel, 600 E. Main St., Richmond VA 23219.

BASIS FOR ELIGIBILITY AS HOST CITY

Identify the subsection of Virginia Code § 58.1-4107.A (as enacted) relied upon for status as eligible host city (*i.e.*, Virginia Code §§ 58.1-4107.A.1, 58.1-4107.A.2, 58.1-4107.A.3, 58.1-4107.A.4* or 58.1-4107.A.5).

*If status is claimed pursuant to Virginia Code § 58.1-4107.A.4 (as enacted), the cover letter must also include confirmation by the eligible host city that substantial and preferred consideration was provided to a proposer who is a Virginia Indian tribe recognized in House Joint Resolution No. 54 (1983) and acknowledged by the Assistant Secretary-Indian Affairs for the U.S. Department of the Interior as an Indian tribe within the meaning of federal law that has the authority to conduct gaming activities as a matter of claimed inherent authority or under the authority of the Indian Gaming Regulatory Act (25 U.S.C. § 2701 *et seq.*).

DOCUMENTS/AGREEMENTS/ETC. BETWEEN HOST CITY AND CASINO OPERATOR

Include any written or electronic documentation considered by the eligible host city as part of the selection criteria, including:

- Memoranda of understanding
- Incentives
- Development agreements
- Land purchase agreements
- Local infrastructure agreements

CRITERIA FOR SELECTION OF PREFERRED CASINO GAMING OPERATOR

Provide an explanation of the factors considered by the eligible host city in selecting its preferred casino gaming operator, specifically addressing the following:

- i. The potential benefit and prospective revenues of the proposed casino gaming establishment.
- ii. The total value of the proposed casino gaming establishment.
- iii. The proposed capital investment and the financial health of the proposer and any proposed development partners.
- iv. The experience of the proposer and any development partners in the operation of a casino gaming establishment.
- v. Security plans for the proposed casino gaming establishment.
- vi. The economic development value of the proposed casino gaming establishment and the potential for community reinvestment and redevelopment in an area in need of such.
- vii. Availability of city-owned assets and privately owned assets, such as real property, including where there is only one location practicably available or land under a development agreement between a potential operator and the city, incorporated in the proposal.
- viii. The best financial interest of the city.
- ix. The proposer's status as a minority-owned business as defined in Va. Code § 2.2-1604 or the proposer's commitment to solicit equity investment in the proposed casino gaming establishment from one or more minority-owned businesses and the proposer's commitment to solicit contracts with minority-owned businesses for the purpose of goods and services.

CAPITAL INVESTMENT PLAN

Include the preferred casino gaming operator's capital investment plan examined by and based upon which the eligible host city has determined that the operator possesses the ability to (a) make the required capital investment and the non-refundable license fee payment required pursuant to Virginia Code § 58.1-4801 (as enacted); and (b) maintain an equity interest equal to at least 20 percent of the casino gaming establishment.

BUSINESS ENTITY DISCLOSURE FORM*

The Business Entity Disclosure Form completed by the preferred casino gaming operator.

*Use the form provided on the Virginia Lottery's website.

JOINT ACKNOWLEDGMENT*

Joint statement signed by authorized representatives of the eligible host city and the preferred casino gaming operator.

*Use the form provided on the Virginia Lottery's website.