MINUTES OF BOARD MEETING HELD ON JANUARY 16, 1985

A meeting of the New York State Racing and Wagering Board was held on January 16, 1985 at 10:30 a.m. at the Board office, 400 Broome Street, New York, New York, 10013.

The meeting being called on January 15, 1985, public notice of the meeting was given to the Association Press and UPI and to the public by posting in the Board lobby.

PRESENT:

John Van Lindt, Chairman

Michael Lee, Member

Joseph P. Neglia, Member

ALSO PRESENT:

Richard F. Corbisiero, Jr., Executive Director

David B. Vaughan, Counsel

John Dailey, Director of Policy and Planning Jacob Iberger, Chief of Racing Operations Kenneth Beh, Director of Public Relations Herman Kluge, Director of Audits, Licensing

and Investigations

Eileen Clarke, OTB Operations Coordinator

Gale Berg, Assistant Counsel

Robert Feuerstein, Assistant Counsel Steve Richman, Assistant Counsel Ted Garrison, Assistant Counsel Danny Goldberg, Chief of Licensing Dolph Magaldi, Senior Accountant

and

Thomas C. Davide, Secretary to the Board

MINUTES OF BOARD MEETING HELD ON JANUARY 16, 1984

A. MINUTES:

1. The Board approved its minutes of Board meeting held on December 11, 1984.

B. FOR ENTRY INTO THE MINUTES:

- 1. CATSKILL REGION OTB SEVENTEEN BRANCHES. For entry into the minutes, the Board's prior approval of December 10, 1984 of request by Catskill Region Off-Track Betting Corporation to simulcast Yonkers into Elmira, Waverly, Endicott and Binghamton branch offices. The Board denied their request for the remaining thirteen branch offices.
- 2. WESTERN REGION OTB CENTRAL SQUARE. For entry into the minutes, the Board's prior approval of December 3, 1984 of request by Western Region Off-Track Betting Corporation to simulcast Yonkers into one OTB branch office, Central Square, in Oswego County.
- 3. YONKERS RACEWAY FREE ADMISSION. For entry into the minutes, the Board's prior approval of December 10, 1984 of request by Yonkers Raceway to offer free Clubhouse admission to holders of passes distributed by Snyder Beverages of White Plains good for December 13, 1984.
- 4. NYRA SUNDAY PROMOTION. For entry into the minutes, the Board's prior approval of December 7, 1984 of request by New York Racing Association for a reduced admission on Sundays, December 9 and 16, 1984; for free Grandstand admission and for \$2.00 off Clubhouse admission.
- 5. SARATOGA RACEWAY TAX EXEMPT PASSES. For entry into the minutes, the Board's prior approval of December 14, 1984 of request by Saratoga Raceway to print and distribute 24,000 general admission tax exempt passes good for the 1985 Winter Meet which begins on January 3 and concludes on March 30, 1985.
- 6. MONTICELLO RACEWAY LICENSE AMENDMENT. For entry into the minutes, the Board's prior approval of December 14, 1984 of request by Monticello Raceway to change their first day of 1985 racing season from January 1 to January 2, 1985.
- 7. BUFFALO RACEWAY LICENSE AMENDMENT. For entry into the minutes, the Board's prior approval of December 19, 1984 of request by Buffalo Racing to vary their 1984 and 1985 racing dates; times for the racing programs; admission prices and various other changes.

- 8. FINGER LAKES ADVERTISEMENTS. For entry into the minutes, the Board's prior approval of December 19, 1984 of request by Finger Lakes Racing Association to print coupons in newspaper advertisements for free admission on December 21, 22 and 23, 1984.
- 9. FINGER LAKES COFFEE CUP. For entry into the minutes, the Board's prior approval of December 21, 1984 of request by Finger Lakes Racing Association to give a coffee cup to each patron attending the simulcast program at Finger Lakes on December 24, 1984.
- 10. FINGER LAKES DAILY DRAWING. For entry into the minutes, the Board's prior approval of December 21, 1984 of request by Finger Lakes Racing Association to present a free 1985 season admission to a patron in a daily drawing. Patrons would print their name and address and drop it in barrels placed outside and inside the entrances.
- 11. NOTICE OF SUSPENSION THOMAS A. BELFIORE. For entry into the minutes, the Board's prior approval of December 21, 1984 of the Notice of Suspension and Hearing in the Matter of Thomas A. Belfiore for having a federally controlled substance (Darvon) in his system and conducting himself in such a manner to violate Board rules.
- 12. NASSAU REGION OTB YONKERS. For entry into the minutes, the Board's prior approval of December 11, 1984 of request by Nassau Region Off-Track Betting Corporation to transmit live calls from Yonkers Raceway into two parlors.
- 13. NASSAU REGION OTB EAST MEADOW. For entry into the minutes, the Board's prior approval of December 11, 1984 of request by Nassau Region Off-Track Betting Corporation to transmit live calls from Yonkers Raceway into the East Meadow OTB branch office.
- 14. YONKERS RACEWAY PICK-7 OR 8. For entry into the minutes, the Board's prior approval of January 2, 1984 of request by Yonkers Raceway to discontinue the current Pick-7 or Pick-8 wagering for the remainder of their current race meeting which continues through January 12, 1985, due to the fact that Yonkers Raceway was unable to obtain the necessary programming from Autotote to implement the Pick-8.
- 15. NYRA COUPON PROMOTION. For entry into the minutes, the Board's prior approval of December 26, 1984 of request by New York Racing Association to offer coupons which may be redeemed for possible prizes at Aqueduct on December 26, 27 and 28, 1984 or may be redeemed by mail, as outlined in their letter of December 12, 1984.

- 16. WESTERN REGION OTB CENTRAL SQUARE. For entry into the minutes, the Board's prior approval of December 11, 1984 of request by Western Region Off-Track Betting Corporation to simulcast NYRA races from Aqueduct into one OTB branch office, Central Square.
- 17. WESTERN REGION OTB YONKERS/FOURTEEN. For entry into the minutes, the Board's prior approval of December 18, 1984 of request by Western Region Off-Track Betting Corporation to broadcast live race calls from Yonkers Raceway into fourteen branch offices on those days when Buffalo Raceway is dark.
- 18. WESTERN REGION OTB BUFFALO. For entry into the minutes, the Board's prior approval of December 19, 1984 of request by Western Region Off-Track Betting Corporation to conduct Pick-Three wagering nightly on Buffalo Raceway, to transmit the live call into fourteen parlors and to keep these parlors open late during Buffalo's current meet.
- 19. BUFFALO RACEWAY EXTRA PROGRAM. For entry into the minutes, the Board's prior approval of January 2, 1985 of request by Buffalo Raceway to add a Monday night program to its schedule every week starting Monday, January 7, 1985 through February 25, 1985.
- 20. NEW YORK CITY OTB PICK-FOUR AT YONKERS. For entry into the minutes, the Board's prior approval of January 7, 1985 of request by New York City Off-Track Betting Corporation on behalf of Nassau, Suffolk, Catskill, Capital and Western Region OTB's to continue Pick-Four at Yonkers Raceway during 1985.
- 21. NEW YORK CITY OTB PICK-FOUR AT ROOSEVELT. For entry into the minutes, the Board's prior approval of January 7, 1985 of request by New York City Off-Track Betting Corporation on behalf of Nassau, Suffolk, Catskill, Capital and Western Region OTB's to continue the Pick-Four wager at Roosevelt Raceway during 1985.

C. FOR BOARD APPROVAL:

1. HEARING OFFICER REPORT IN THE MATTER OF - ITALIAN

AMERICAN CIVIC ASSOCIATION, INC. The Board approved the Hearing Officer's recommendation that the licensee's Bingo I.D. number and Municipal license be suspended for one month commencing February 1, 1985; that all license fees paid by the licensee to the municipal clerk for Bingo occasions to be conducted during the month of February 1985 be forfeited and that the Regional Supervisor shall forward records, audits and transcript relating to this matter to the District Attorney's Office for whatever action he may deem appropriate.

- 2. HEARING OFFICER REPORT IN THE MATTER OF ST. STANISLAUS KOSTA CHURCH. The Board approved the Hearing Officer's recommendation that the licensee's Bingo I.D. and Municipal license be suspended for six months commencing February 1, 1985, however, that the execution of such suspension be suspended; that no license fees paid to the municipal clerk for licensed bingo occasions be forfeited by the licensees and that the Region Supervisor shall forward records and transcripts relating to this matter to the District Attorney's Office for whatever action he may deem appropriate.
- 3. HEARING OFFICER REPORT IN THE MATTER OF KAREN STARK.

 The Board approved the Hearing Officer's recommendation that the license of Karen Stark be suspended for a period of six months due to the nature of the drug found.
- 4. HEARING OFFICER REPORT IN THE MATTER OF JAMES MAROHN. The Board approved the Hearing Officer's recommendation that the eight day suspension imposed by the Judges upon Mr. Marohn for having violated Rule 4117.4(j), be confirmed.
- 5. HEARING OFFICER REPORT IN THE MATTER OF BRENT CARTER.
 The Board approved the Hearing Officer's recommendation that the 1984 license denial be confirmed.
- 6. NYRA RACING OFFICIALS. The Board approved the request by New York Racing Association for approval of the list of racing officials for the year 1985.
- 7. HEARING OFFICER REPORT IN THE MATTER OF JOSEPH GUARINO, JR. The Board approved the Hearing Officer's recommendation that the sixty day suspension of Joseph Guarino's license be confirmed.
- 8. HEARING OFFICER REPORT IN THE MATTER OF VICTOR LOPEZ. The Board approved the Hearing Officer's recommendation of reinstatement, when appropriate, under circumstances as detailed in the report.

D. FOR ENTRY INTO THE MINUTES:

- 1. NYS REGISTER November 28, 1984, re: New Thoroughbred Rules NOTED.
- 2. NYS REGISTER December 5, 1984, re: Rules Governing Super Exotic Pari-Mutuel Pools NOTED.
- 3. REMOVED FROM AGENDS TO BE ITEM ON NEXT BOARD MEETING.
- 4. Memo of E. Clarke to T. Davide, December 14, 1984, re: Western Region OTB Division of Mutuel Employees NOTED.
- 5. Memo of E. Clarke to T. Davide, December 13, 1984, re: New York City OTB Manhattan Parlor NOTED.
- 6. Memo of E. Clarke to T. Davide, January 7, 1985, re: Catskill Region OTB James R. Ballus NOTED.