### MINUTES OF BOARD MEETING HELD ON FEBRUARY 11, 1986

A meeting of the New York State Racing and Wagering Board was held on February 11, 1986 at 10:30 a.m. at the Board office, 400 Broome Street, New York, New York, 10013.

The meeting being called on February 5, 1986 public notice of the meeting was given to the Associate Press and UPI and to the public by posting in the Board lobby.

PRESENT:

John Van Lindt, Chairman Joseph P. Neglia, Member

ALSO PRESENT:

Richard F. Corbisiero, Jr., Executive Director

Victor A. Cocozziello, Director of Wagering Systems

Jacob Iberger, Director of Racing Operations Kenneth Beh, Director of Public Relations Ed Leary, Assistant Director of Investigations and Audits

Robert Feuerstein, Assistant Counsel

Gale Berg, Assistant Counsel

Robert Beloten, Assistant Counsel Ted Garrison, Assistant Counsel Danny Goldberg, Assistant Counsel

James Gallagher, Confidential Racing Aide Steven Richman, Chief of OTB Operations

and

Thomas C. Davide, Secretary to the Board

#### A. MINUTES:

1. The Board approved the minutes of its meeting held on January 17, 1986.

## B. FOR ENTRY INTO THE MINUTES:

- 1. ROOSEVELT RACEWAY 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Roosevelt Raceway for the renewal of their 1986 license application.
- 2. FINGER LAKES 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Finger Lakes Racing Association for the renewal of their 1986 license application.
- 3. BATAVIA DOWNS 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Batavia Downs for the renewal of their 1986 license application.
- 4. BUFFALO RACEWAY 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Buffalo Raceway for the renewal of their 1986 license application.
- 5. VERNON DOWNS 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Vernon Downs for the renewal of their 1986 license application.
- 6. YONKERS RACEWAY 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Yonkers Raceway for the renewal of their 1986 license application.
- 7. SARATOGA RACEWAY 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Saratoga Raceway for the renewal of their 1986 license application.
- 8. SYRACUSE MILE 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Syracuse Mile for the renewal of their 1986 license application.
- 9. MONTICELLO RACEWAY 1986 LICENSE APPLICATION RENEWAL. For entry into the minutes, the Board's prior approval of December 31, 1985 of request by Monticello Raceway for the renewal of their 1986 license application.

- 10. FINGER LAKES CAPITAL IMPROVEMENT FUND. For entry into the minutes, the Board's prior approval of January 17, 1986 of request by Finger Lakes Racing Association to withdraw the sum of \$303,322.84 from their Capital Improvement Fund to re-imburse the track toward the purchase of various expenditures, the largest of which is \$223,149.03 for the construction of a new fifty-four stall barn.
- 11. NOTICE OF REVOCATION ALAIN de ROYER DUPRE. For entry into the minutes, the Board's prior approval of January 16, 1986 of the Notice of Revocation, whereby the license of trainer Alain de Royer Dupre is being revoked.
- 12. MONTICELLO RACEWAY ADD RACE DAY. For entry into the minutes, the Board's prior approval of January 22,1986 of request by Monticello Raceway to race on Friday, January 24, 1986.
- BATAVIA DOWNS LICENSE AMENDMENT. For entry into the minutes, the Board's prior approval of January 22, 1986 of request by Batavia Downs to add the following racing dates to their 1986 schedule: Sundays, February 23, March 2, 9, 16 and April 6, 13 and 20, 1986; Tuesday, March 25 and April 1, 1986.
- MONTICELLO RACEWAY CAPITAL IMPROVEMENT FUND #1. For entry into the minutes, the Board's prior approval of January 8, 1986 of request by Monticello Raceway to withdraw the sum of \$128,255 for the purchase of their entire closed circuit Television System which they will now own and operate as an in-house system instead of a leased system.
- 15. MONTICELLO RACEWAY CAPITAL IMPROVEMENT FUND #2. For entry into the minutes, the Board's prior approval of January 8, 1986 of request by Monticello Raceway to withdraw the sum of \$81,566.51 as a partial payment for the construction costs of their new enclosed paddock.
- 16. MONTICELLO RACEWAY RACE DAY. For entry into the minutes, the Board's prior approval of January 14, 1986 of request by Monticello Raceway to add Friday, January 17, 1986 as an additional race day.
- 17. MONTICELLO RACEWAY CHANGE IN POST TIMES AND SIMULCASTING. For entry into the minutes, the Board's prior approval of January 16, 1986 of request by Monticello Raceway to change post time for Friday, January 3, Saturday, January 4, Sunday, January 5, and Monday, January 6, 1986; to provide free admission for Sunday, January 5, 1986 due to the change in post times; and to simulcast out-of-state to Connecticut OTB.

18. SARATOGA RACEWAY - PROMOTION. For entry into the minutes, the Board's prior approval of January 22, 1986 of request by Saratoga Raceway to print and distribute 15,000 general admission tax exempt passes to radio station WSCG to be valid March 22, 1986; and to print and distribute 10,000 general admission tax exempt passes to Saratoga Raceway Horseplayer's Club members to be valid from January 30 through March 1, 1986.

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- 19. SIMULCASTS OF YONKERS AND ROOSEVELT RACEWAY RACES TO THE STATE OF NEVADA. For entry into the minutes, the Board's prior approval of January 13, 1986 of request by Marvin H. Sugarman Productions, Inc. for approval of two contracts relating to the simulcast of Yonkers' and Roosevelt's races to locations in the State of Nevada.
- 20. YONKERS RACEWAY CHANGE IN RACING DATES. For entry into the minutes, the Board's prior approval of January 24, 1986 of request by Yonkers Raceway to amend their application for racing dates to eliminate Sundays in January, 1986.
- 21. HEARING OFFICER REPORT IN THE MATTER OF RICHARD VACCARO. For entry into the minutes, the Board's prior approval of January 23, 1986 of the Hearing Officer's recommendation that Mr. Vaccaro's license be suspended until either disposition of his indictment or until such time that he responds to questions put to him by Board representatives relating to allegations in said indictment.
- 22. NYRA FIRE SAFETY EMERGENCY ORDER. For entry into the minutes, the Board's prior approval of January 22, 1986 of the Emergency Order to the New York Racing Association concerning emergency fire safety.
- 23. NYRA FIRE PROTECTION PROCEDURES. For entry into the minutes, the Board's prior approval of January 24, 1986 of the Emergency Order to the New York Racing Association concerning emergency fire protection procedures.
- 24. ALL NEW YORK STATE TRACKS DIRECTIVE. For entry into the minutes, the Board's prior simulcast approval of December 30, 1985 of the Directive to all New York State tracks concerning in-state simulcasting of special events.
- 25. MONTICELLO RACEWAY RACE ON FRIDAY. For entry into the minutes, the Board's prior approval of January 28, 1986 of request by Monticello Raceway to race on Friday, January 31, 1986.
- 26. MONTICELLO RACEWAY CAPITAL IMPROVEMENT FUND #3. For entry into the minutes, the Board's prior approval of January 14, 1986 of request by Monticello Raceway to withdraw the sum of \$5615.96 for new shingles for the back side of Barn A. It should be noted that the track's check to the supplier is in the amount of \$6689.55, however, a break down of the materials does completely cover the amount to be applied to their Capital Improvement Fund.

- 27. NASSAU, SUFFOLK AND CAPITAL OTB CHESTER H. STRUB. For entry into the minutes, the Board's prior approval of January 27, 1986 of request by Nassau, Suffolk and Capital Off-Track Betting Corporations to accept wagers on the Chester H. Strub stakes to be run on Sunday, February 2, 1986 at Santa Anita Racetrack.
- 28. CATSKILL REGIONAL OTB BINGHAMTON. For entry into the minutes, the Board's prior approval of January 21, 1986 of request by Catskill Regional Off-Track Betting Corporation to relocate its Binghamton branch, contingent upon the submission of an Environmental Assessement Statement in the format prescribed by the Board.
- 29. ANGELO CORVA ENVIRONMENTAL ASSESSMENT ANALYST. For entry into the minutes, the Board's prior approval of January 31, 1986 of request for Angelo Corva to be hired as the expert to perform the Environmental Assessment analyses of Suffolk Meadows Racetrack.
- 30. CATSKILL REGIONAL OTB INSTALL VENDING MACHINES. For entry into the minutes, the Board's prior approval of February 3, 1986 of request by Catskill Regional Off-Track Betting Corporation to install food and non-alcoholic beverage self-vending equipment at six simulcast branches.
- 31. WESTERN REGIONAL OTB CASHCHECK. For entry into the minutes, the Board's prior approval of February 3, 1986 of request by Western Regional Off-Track Betting Corporation to install "Cashcheck" terminals in their branches.

# C. FOR BOARD APPROVAL:

- 1. FINGER LAKES CONDITIONS FOR NEW YORK DERBY. The Board approved the request by Finger Lakes Racing Association to add condictions for the 1986 New York Derby
- 2. YONKERS RACEWAY FREE CLUBHOUSE PASSES. The Board approved the request by Yonkers Raceway to distribute free clubhouse admission passes through businesses in selected neighborhoods.
- 3. CATSKILL REGIONAL OTB MIDDLETOWN. The Board denied the request by Catskill Regional Off-Track Betting Corporation to simulcast harness racing from Roosevelt and Yonkers Raceways into its Middletown branch.
- 4. MONTICELLO RACEWAY CONNECTICUT SIMULCASTING. The Board deferred the request by Monticello Raceway to authorize an agreement with the State of Connecticut to simulcast audio/visual signals of Monticello races on a contengency basis (absence of signal from Roosevelt or Yonkers Raceway).
- 5. NYRA WKAJ RADIO STATION. The Board approved the request of the New York Racing Association to enter into agreement with radio station WKAJ, Saratoga Springs, New York whereby NYRA will provide the calls of its Saratoga races for broadcast by WKAJ on a ten minute delay.

- 6. HEARING OFFICER REPORT IN THE MATTER OF ALEX GIULIANI.
  The Board approved the Hearing Officer's recommendation that the decision of the judges suspending Alex Giuliani, be reversed and the driving suspension of Giuliani be annulled.
- 7. FINGER LAKES AMEND RACING DATES. The Board approved the request by Finger Lakes Racing Association to amend their dates and race on Wednesday, November 12, rather than on Monday, November 10, 1986. November 12, 1986 will be their closing day.
- 8. PROPOSED REPEAL OF 4029.7. The Board approved the proposed repeal of thoroughbred Board rule 4029.7 which concerns a minimum top weight to be applied in stakes races.

#### D. FOR BOARD NOTICE AND INFORMATION:

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 Memo of S. Richman to T. Davide dated January 17, 1986, re: Nassau/Suffolk Off-Track Betting Corporations -Double Exacta Wagering - NOTED.