#### MINUTES OF BOARD MEETING HELD ON OCTOBER 31, 1986

A meeting of the New York State Racing and Wagering Board was held on October 31, 1986 at 10:30 a.m. at the Board office, 400 Broome Street, New York, New Yor, 10013.

The meeting being called on October 31, 1986 public notice of the meeting was given to the Association Press, and UPI and to the public by posting in the Board lobby.

PRESENT:

Richard F. Corbisiero, Jr., Chairman

Michael Lee, Member

Joseph P. Neglia, Member

ALSO PRESENT:

Victor A. Cocozziello, Director of Wagering

Systems

John Dailey, Director of Policy & Planning

David Vaughan, Counsel

Robert Feuerstein, Assistant Counsel

Gale Berg, Assistant Counsel

Danny Goldberg, Assistant Counsel

Ted Garrison, Assistant Counsel

Robert Beloten, Assistant Counsel

Louis Jacikoff, OTB Operations Analyst

Stephen Cipot, Assistant Director of

Audits and Investigations

## MINUTES OF BOARD MEETING HELD ON OCTOBER 31, 1986

## A. <u>MINUTES:</u>

1. The Board approved its minutes of Board meeting held on September 30, 1986.

### B. FOR ENTRY INTO THE MINUTES:

- 1. BATAVIA DOWNS THE SIXTY SECOND WINNING SPREE. For entry into the minutes, the Board's prior approval of August 8, 1986 of request by Batavia Downs to conduct a promotion called "The Sixty Second Winning Spree" whereby four times a night a winner is drawn and gets to bet all the \$2 tickets he or she can call out in sixty seconds, to be held every Monday evening beginning August 11, 1986.
- 2. BATAVIA DOWNS VARIOUS PROMOTIONS. For entry into the minutes, the Board's prior approval of October 1, 1986 of request by Batavia Downs to resume racing six nights per week by adding Tuesdays back to their schedule, effective October; to amend their November schedule in light of Finger Lakes extended dates, and to remain dark on November 16 and 23; and to hold various promotions, as outlined in their letter dated September 25, 1986.
- 3. FINGER LAKES ADD DATES. For entry into the minutes, the Board's prior approval of August 5, 1986 of request by Finger Lakes Racing Association to add the following dates to their 1986 season: Saturday, November 15; Sunday, November 16; Tuesday, November 18, Saturday, November 22; Sunday, November 23; and Tuesday, November 25 (closing day); they also requested to schedule 10 race cards on Tuesdays commencing August 5, 1986.
- 4. MONTICELLO RACEWAY WAGERING FORMAT CHANGE. For entry into the minutes, the Board's prior denial of September 10, 1986 of request by Monticello Raceway to add one trifecta and one daily double.
- 5. THE JOCKEY CLUB DR. MANUEL A. GILMAN. For entry into the minutes, the Board's prior approval of September 26, 1986 of request by The Jockey Club to appoint Dr. Manuel A. Gilman as Steward to represent The Jockey Club at the New York Racing Association races.

- 6. CAPITAL DISTRICT OTB TRIPLET WAGER. For entry into the minutes, the Board's prior approval of September 26, 1986 of request by Capital District Off-Track Betting Corporation to offer three days of free wagering coupons for the new "Triplet Wager".
- 7. SUFFOLK MEADOWS OTB WAGERING. For entry into the mintues, the Board's prior approval of September 18, 1986 of request by Suffolk Meadows Race Track to initiate track betting with Nassau, Capital & Western Off-Track Betting Corporations along with a full card of vets beginning September 18, 1986.
- 8. SUFFOLK MEADOWS OKTOBERFEST AND CAR SHOW. For entry into the minutes, the Board's prior approval of October 1, 1986 of request by Suffolk Meadows Race Track to host an Oktoberfest from October 2 thru 5, and October 9 thru 12, 1986; and to host a Car Show on October 18 and 19 from 9 a.m. to 5 p.m., whereby free passes to night racing will be made available to Car Show attendees.
- 9. SUFFOLK MEADOWS FREE TOTE BAGS. For entry into the minutes, the Board's prior approval of September 25, 1986 of request by Suffolk Meadows Race Track to give away free tote bags to the first 1,000 paid admission on September 25 and 26, 1986.
- 10. NYRA ROCKINGHAM PARK. For entry into the minutes, the Board's prior approval of August 8, 1986 of request by New York Racing Association to enter into agreement with Rockingham Park to accept pari-mutuel wagers on the Bernard Baruch Handicap (8/10); the Ruffian Handicap (9/21); the Man O'War (10/11); the Beldame Handicap (10/12); the Champagne (10/18); and the Rensen (11/22/86).
- 11. NYRA CANTERBURY DOWNS. For entry into the minutes, the Board's prior approval of October 1, 1986 of request by New York Racing Association to enter into agreement with Canterbury Downs to accept pari-mutuel wagers on the Jockey Club Gold Cup on October 4, 1986.
- 12. NYRA LOUISIANA DOWNS AND LAUREL RACING. For entry into the minutes, the Board's prior approval of October 1, 1986 of request by New York Racing Association to enter into agreement with Louisiana Downs and Laurel Racing Assocaition, Inc. to accept pari-mutuel wagers on the Jockey Club Gold Cup on October 4, 1986.

- 13. NEW YORK CITY OTB OPERATING PROCEDURES, RULES AND REGUALTIONS. For entry into the minutes, the Board's prior approval of September 23, 1986 of request by New York City Off-Track Betting Corporation to approve its proposed revision of its Official Operating Procedures, Rules and Regulations.
- 14. HEARING OFFICER REPORT IN THE MATTER OF BARCHI,
  BUFFALINO, SPARACINO AND PINES. For entry into the
  mintues, the Board's prior denial of September 30,
  1986 of a motion which was made to the Hearing Officer
  during the hearing in the above matter, that the Board
  should not act as the reviewing body and in particular,
  that Chairman Corbisiero should not participate in that
  review, due to prejudice.
- HEARING OFFICER REPORT IN THE MATTER OF NORWICH
  BRANCH OF THE CATSKILL REGIONAL OTBC. For entry into
  the minutes, the Board's prior approval of September
  30, 1986 of the Hearing Officer's recommendation that
  the Catskill Regional Off-Track Betting Corporation be
  fined \$5,000 payable to the General Fund of the State
  of New York for conducting unauthorized wagering
  activities at its Norwich Branch during October
  1985, in violation of Section 523(4) of the Racing,
  Pari-Mutuel Wagering and Breeding Law.
- 16. ROOSEVELT RACEWAY NORTHFIELD PARK. For entry into the minutes, the Board's prior approval of October 1, 1986 of request by Roosevelt Raceway to simulcast the Messenger Pace on October 4, 1986 and the Lady Suffolk on October 16, 1986 to Northfield Park.
- 17. SARATOGA HARNESS WTRY RADIO. For entry into the minutes, the Board's prior approval of October 1, 1986 of request by Saratoga Harness to print and distribute 15,000 general admission, tax exempt passes to WTRY Radio Station in Troy New York, to be distributed thru their sponsor location, to be valid October 13, 1986.
- 18. SUFFOLK MEADOWS CHANGE IN POST TIME. For entry into the minutes, the Board's prior approval of September 30, 19086 of request by Suffolk Meadows Race Track to change the post time from 8 p.m. to 8:05 p.m., Thursday to Saturday and from 7 p.m. to 7:05 p.m. on Sunday until further notice.

- 19. SUFFOLK MEADOWS RUN ONLY THREE DAYS. For entry into the minutes, the Board's prior approval of October 7, 1986 of request by Suffolk Meadows Race Track to run only three evenings a week, Thursdays, Fridays and Saturdays starting the weekend of October 9, 1986.
- 20. FINGER LAKES ELEVEN RACE CARD. For entry into the minutes, the Board's prior approval of October 8, 1986 of request by Finger Lakes Racing Association to have the option of scheduling 11 race cards on Tuesdays during the remainder of their 1986 racing season.
- 21. FINGER LAKES CHANGE IN POST TIME. For entry into the minutes, the Board's prior approval of October 9, 1986 of request by Finger Lakes Racing Association to have post time on Sundays at 1:05 p.m. and weekdays at 12:45 p.m., effective Sunday, October 26, 1986.
- 22. NYRA OGDEN SUFFOLK DOWNS. For entry into the minutes, the Board's prior approval of October 9, 1986 of request by New York Racing Association to enter into into agreement with Ogden Suffolk Downs to accept parimutuel wagers on the Champagne Stakes on October 18, 1986.
- 23. SARATOGA HARNESS TWELVE RACES ON COLUMBUS DAY AND VETERAN'S DAY. For entry into the minutes, the Board's prior approval approval of October 10, 1986 of request by Saratoga Raceway to have twelve races on Columbus Day, October 13 and Veteran's Day, November 11, 1986.
- 24. MONTICELLO RACEWAY AMEND RACING DATES. For entry into the minutes, the Board's prior approval of October 10, 1986 of request by Monticello Raceway to add Friday, October 17, 1986 to their race schedule.
- 25. CATSKILL REGIONAL OTB SIMULCAST YONKERS & ROOSEVELT. For entry into the minutes, the Board's prior approval of October 6, 1986 of request by Catskill Regional Off-Track Betting Corporaton to amend its plan of operation and authorize simulcasts of Yonkers and Roosevelt Raceway into its Middletown branch on those days when Monticello Raceway is not conducting a race program.
- NASSAU REGIONAL OTB SUFFOLK MEADOWS. For entry into the minutes, the Board's prior approval of September 18, 1986 of request by Nassau Regional Off-Track Betting Corporation to amend its simulcast plan of operation and simulcast races from Suffolk Meadows Race Track.

- 27. WESTERN REGIONAL OTB SUFFOLK MEADOWS/CORE-TO-CORE. For entry into the minutes, the Board's prior approval of September 18, 1986 of request by Western Regional Off-Track Betting Corporation to amend its plan of operation and display races from Suffok Meadows Race Track and conduct a core-to-core interface.
- 28. CAPITAL DISTRICT OTB SUFFOLK MEADOWS. For entry into the minutes, the Board's prior approval of September 18, 1986 of request by Capital District Off-Track Betting Corporation to conduct certain promotional wagering on races conducted at Suffolk Meadows Race Track.
- 29. CAPITAL DISTRICT OTB SUFFOLK MEADOWS, NYRA & FINGER LAKES. For entry into the minutes, the Board's prior approval of October 7, 1986 of request by Capital District Off-Track betting Corporation to conduct certain off-track exclusive wagering with respect to races run at Suffolk Meadows Race Track, the New York Racing association and Finger Lakes Race Track.
- 30. CAPITAL DISTRICT OTB BREEDERS' CUP. For entry into the minutes, the Board's priro approval of October 7, 1986 of request by Capital District Off-Track Betting Corporation to designate all segments of the Breeders' Cup as one out-of-state special event and to accept wagers thereon.
- 31. CAPITAL DISTRICT OTB DISPLAY SIMULCASTS/SUFFOLK

  MEADOWS. For entry into the minutes, the Board's prior approval of September 16, 1986 of request by Capital District Off-Track Betting Corporation to amend its simulcast plan of operation and display simulcasts of races from Suffolk Meadows and accept wagers thereon at Capital District's branches.
- 32. CAPITAL DISTRICT OTB RELOCATE AMSTERDAM. For entry into the minutes, the Board's prior approval of September 29, 1986 of request by Capital District Off-Track Betting Corporation to amend its plan of operation and relocate its Amsterdam, New York branch and to amend its simulcast plan of operation and transfer its simulcast facility license to the new location.
- NEW YORK CITY OTB ROOSEVELT RACEWAY. For entry into the minutes, the Board's priro approval of September 15, 1986 of request by New York City Off-Track Betting Corporation to amend its plan of operation and add 4 branches as simulcast facilities displaying Roosevelt Raceway races.

- NEW YORK CITY OTB YOUNG AMERICA OR MEADOWLANDS CUP. For entry into the minutes, the Board's prior approval of October 6, 1986 of request by New York City Off-Track Betting Corporation and on behalf of all New York State OTBCs to accept wagers on either the Young America or the Meadowlands Cup schedule to be run on October 11, 1986 and October 28, 1986, respectively.
- NEW YORK CITY OTB & ROOSEVELT RACEWAY AGREEMENT. For entry into the minutes, the Baord's prior approval of October 6, 1986 of request by New York City Off-Track Betting Corporation to enter into agreement with Roosevelt Raceway to simulcast Roosevelt Raceway races to New York City OTBC facilities.
- NEW YORK CITY OTB 165 WATER STREET. For entry into the minutes, the Board's prior approval of October 6, 1986 of request by New York City Off-Track Betting Corporation to amend its simulcast plan of operation with respect ot an application for a simulcast theater license for a facility located at 165 Water Street, Borough of Manhattan, City and County of New York.
- FINGER LAKES NINE RACE CARD. For entry into the minutes, the Board's prior approval of October 7, 1986 of request by Finger Lakes Racing Association to schedule a nine race card on Friday, November 14, 1986; and to chagne the post time to 12:30 p.m. on weekdays and 1:05 p.m. on Sundays effective Tuesday, October 14, 1986 and for the remainder of the 1986 season.
- 38. NYRA OFFER EXACTAS. For entry into the minutes, the Board's prior approval of October 20, 1986 of request by New York Racing Association to offer Exactas on the first, second and ninth races daily, beginning opening day at Aqueduct on October 22, 1986.
- 39. <u>SUFFOLK MEADOWS AMEND RACING DATES.</u> For entry into the minutes, the Board's prior approval of October 20, 1986 of request by Suffolk Meadows Race Track to terminate their race meet on October 18, 1986, due to a shortage of horses.
- MONTICELLO RACEWAY RACE ON OCTOBER 24, 1986. For entry into the minutes, the Board's prior approval of October 22, 1986 of request by Monticello Raceway to add Friday, October 24, 1986 to its racing schedule.

- 41. CAPITAL DISTRICT OTB TROY BRANCH. For entry into the minutes, the Board's prior approval of October 10, 1986 of request by Capital District Off-Track Betting Corporation to amend its plan of operation and its simulcast plan of operation in relation to a proposed relocation of its Troy Branch.
- 42. CAPITAL DISTRICT OTB EXPAND BRANCH AT PLAZA EAST. For entry into the minutes, the Board's prior approval of October 10, 1986 of request by Capital District Off-Track Betting Corporation to amend its plan of operation (simulcasting) and expand its branch located at Plaza East, City of Utica.
- 43. SUFFOLK REGIONAL OTB ROOSEVELT RACEWAY. For entry into the minutes, the Board's prior approval of October 25, 1986 of request by Suffolk Regional Off-Track Betting Corporation for direct core-to-core interface for the transmission of wagering information to Roosevelt Raceway.
- 44. CAPITAL DISTRICT OTB EXPAND 711 THEATER. For entry into the minutes, the Board's prior approval of October 10, 1986 of request by Capital District Off-Track Betting Corporation to amend its simulcast plan of operation to expand their simulcast theater (balcony) located at 711 Central Avenue, Albany, New York.
- 45. CAPITAL DISTRICT OTB MALONE BRANCH. For entry into the minutes, the Board's prior approval of October 10, 1986 of request by Capial District Off-Track Betting Corporation to amend its plan of operation and add its Malone branch as a regular facility.
- 46. NYRA REDUCED ADMSISION. For entry into the minutes, the Board's prior approval of October 22, 1986 of request by New York Racing Association to develop a reduced price admission promotion on Saturday, November 1, 1986 (Breeders' Cup Event Day), whereby all ho9lders of OTB pari-mutuel wager tickets on the Breeders' Cup races will receive free Grandstand admission or \$2 off Clubhouse admission.
- 47. FINGER LAKES SIMULCAST PASS. For entry into the minutes, the Board's prior approval of October 22, 1986 of request by Finger Lakes Racing Association to distribute a "Simulcast Pass" to 7,500 people on their mailing list, to be good for simulcast admission any racing day thru the end of December.

VERNON DOWNS - FAN APPRECIATION NIGHT. For entry into the minutes, the Board's prior approval of October 23, 1986 of request by Vernon Downs to grant free admission to both Grandstand and Clubhoust patrons on October 31, 1986.

## C. FOR BOARD APPROVAL:

- 1. BATAVIA DOWNS CAPITAL IMPROVEMENT FUND. The Board approved the request by Batavia Downs to withdraw \$16,719.33 from the Capital Improvement Fund for air conditioner units and controls.
- 2. ROOSEVELT RACEWAY MESSENGER STAKES & DEXTER CUP.
  The Board approved the request by Roosevelt Raceway
  for approval of the conditions for the 1989 Messenger
  Stakes and Dexter Cup.
- NYRA THOROUGHBRED SPORTS. The Board approved the request by New York Racing Association to enter into agreement with Thoroughbred Sports for certain non-exclusive cable and commercial television rights for the following races: Gotham Stakes (4/4/87); Metropolitan Mile (5/25/87); Coaching Club American Oaks (8/5/87); Dwyer Stakes (pre-recorded); Surburban Handicap (pre-recorded); Whitney Handicap (8/8/87); Woodward Stakes (9/5/98); Marlboro Cup (9/20/87); and the Jockey Club Gold Cup (10/10/87).
- 4. NYRA FREE ADMISSION. The Board approved the request by New York Racing Association to provide free Grandstand admission or \$2 off Clubhouse admission on Friday, November 28, 1986 in conjunction with their November mailing promotion.
- 5. CAPITAL DISTRICT OTB SCHENECTADY FACILITIES. The Board approved the request by Capital District Off-Track Betting Corporation to amend its plan of operation and simulcast plan of operation with respect to its downtown Schenectady facilities.
- 6. SARATOGA RACEWAY WSCG RADIO STATION. The Board approved the request by Saratoga Raceway to print and distribute 15,000 general admission, tax exempt passes to radio station WSCG, Glens Falls area, New YOrk, to be valid on Saturday, November 8, 1986.

- 7. HEARING OFFICER REPORT IN THE MATTER OF ROBERT K.
  WARNER (OWNER/TRAINER/DRIVER). The Board approved
  the Hearing Officer's recommendation that the Harness
  Racing Division's refusal to license Robert K. Warner
  be confirmed.
- 8. HEARING OFFICER REPORT IN THE MATTER OF HUGH MASER DRIVER. The Board approved the Hearing Officer's recommendation that the decision of the judges be confirmed.
- 9. HEARING OFFICER REPORT IN THE MATTER OF PHIL LASPINO DRIVER. The Board approved the Hearing Officer's recommendation that no penalty be imposed upon Phil Laspino, and the official order of finish remain undisturbed.
- 10. HEARING OFFICER REPORT IN THE MATTE OF TIM CRISSMAN DRIVER. The Baord approved the Hearing Officer's recommendation that the decision of the judges be confirmed.
- 11. HEARING OFFICER REPORT IN THE MATTER OF ROBERT LACKI DRIVER. The Board approved the Hearing Officer's recommendation that the suspension and disqualification be confirmed.
- 12. MONTICELLO RACEWAY RACING DATE CHANGE. The Board approved the request by Monticello Raceway to substitute Wednesday, November 12, 1986 for Tuesday, November 11, 1986 (Veterans Day), on their mailing list.
- BUFFALO RACEWAY WINTER MEETING PROMOTIONS. The Board approved the request by Buffalo Raceway for various promotion requests for the 1986/87 winter meet, as outlined in their letter of October 21, 1986.
- 14. <u>BUFFALO RACEWAY 1986/87 WINTER MEET.</u> The Board approved the request by Buffalo Raceway to make certain racing changes for their up-coming winter meet, as outlined in their letter of October 21, 1986.
- 15. NYRA "VETS-BETS" SWEEPSTAKES. The Board approved the request by New York Racing Association to conduct a "Vets-Bets" Sweepstakes on November 4 and 11, 1986, whereby prizes for the sweepstakes will be in the form of Wager Certificates, which as in the past, the mutuel pool will be reimbursed for the amount given out to its distribution.

# D. FOR BOARD NOTICE AND INFORMATION:

- Memo of J. Gallagher to Chairman Corbisiero, dated October 2, 1986, re: Vernon Downs - Eligibility Listings - NOTED.
- Memo of S. Richman to T. Davide, October 14, 1986, re: Resignation of Montgomery County Director from the Board of Directors of the Capital District Regional Off-Track Betting Corporation - NOTED.
- 3. Memo of S. Richman to T. Davide, October 14, 1986, re: Agreement between Nassau Regional Off-Track Betting Corporation and Teamsters Local 858 Pursuant to Section 1011 of the Racing Law NOTED.
- 4. Memo of J. Gallagher to T. Davide, October 27, 1986, re: NYRA Ogden Suffolk Downs Agreement NOTED.