

MINUTES OF THE
BOARD MEETING
OF NOVEMBER 29, 1990

A meeting of the New York State Racing & Wagering Board was held on Thursday, November 29, 1990, at the Board offices located at 400 Broome Street, NY 10013.

IN ATTENDANCE WERE:

Richard F. Corbisiero, Chairman
Joseph P. Neglia, Member
Bennett Liebman, Member
Victor Coccozziello, Director of Wagering Systems
John Dailey, Director of Racing and OTB Operations
Steven Richman, Chief of Off-Track Betting Operations
Eileen Clark-Brady, Asst. Chief of Racing Operations
Jim Gallagher, Chief of Racing Operations
Archie Mavromatis, Assistant Chief of Racing Operations
Robert Feuerstein, Assistant Counsel
Gale Berg, Assistant Counsel
Jack Knight, Assistant Counsel
Ted Garrison, Assistant Counsel
Edmund Leary, Asst. Chief of Audits & Investigations
Arthur Schechter, Director of Audits
Bernie Handwerker, Director of Bingo
Duke Dranichak, Director of Racing Officials
Ronald Sommer, Assistant to the Executive Director

MINUTES OF THE
BOARD MEETING
HELD ON NOVEMBER 29, 1990

(A)

1. Approved minutes of the Board Meeting held on October 30, 1990.

(B) FOR ENTRY INTO THE MINUTES

1. NROTBC/TO AMEND PLAN OF OPERATION

For entry into the minutes, the Chairman's prior approval of a request by Nassau Regional Off-Track Betting Corporation to amend its simulcast plan of operation to license its Hempstead branch as a simulcast facility to display NYRA races from Aqueduct, commencing October 31, 1990.

2. NYRA/SIMULCAST OF THE BREEDERS CUP RACES

For entry into the minutes, the Chairman's prior approval of a request by New York Racing Association of a list of tracks with which NYRA has executed agreements for the simulcast and acceptance of pari-mutuel wagers on certain races Saturday, October 27, 1990 as outlined in their letter of October 21, 1990.

3. NYRA/ADDENDUM TO NOVEMBER SIMULCAST SCHEDULE

For entry into the minutes, the Chairman's prior approval of a request by New York Racing Association of a list of tracks with which NYRA has executed agreements for the simulcast and acceptance of pari-mutuel wagers as outlined in their letter of October 22, 1990.

4. NYRA/ADDENDUM TO NOVEMBER SIMULCAST SCHEDULE

For entry into the minutes, the Chairman's prior approval of a request by New York Racing Association of a list of tracks with which NYRA has executed agreements for the simulcast and acceptance of pari-mutuel wagers as outlined in their letter of September 17, 1990.

5. NYRA/ADDENDUM TO NOVEMBER RACE SCHEDULE

For entry into the minutes, the Chairman's prior approval of a request by New York Racing Association to add Fridays, November 2, 9, 16 and 30, 1990 to their race schedule. Post time will be their usual 7:30p.m.

6. NROTBC/TO AMEND PLAN OF OPERATION

For entry into the minutes, the Chairman's prior approval of a request by Nassau Regional Off-Track Betting Corporation to amend its simulcast plan of operation and display the simulcasts of Finger Lakes Race Track in its Hempstead simulcast branch.

7. SROTBC/TO OFFER FREE ADMISSION TO ITS HAUPPAUGE SIMULCAST THEATER

For entry into the minutes, the Chairman's prior approval of a request by Suffolk Regional Off-Track Betting Corporation to offer free admission at its Hauppauge simulcast theater ("Tel-A-Race") on Friday afternoons between 4:30 p.m. and 6:30p.m. during a 60 day trial period.

8. NYRA/STEVENSON & ASSOCIATES, INC. ADDITIONAL RACE BOOK OUTLET

For entry into the minutes, the Chairman's prior approval of a request by New York Racing Association to simulcast to the following new betting shop pursuant to NYRA's agreement with Stevenson and Associates:
International Racing Services
Corner of Market and Smith St.
St. John's Antigua

9. NYCOTBC/TO ACCEPT WAGERS

For entry into the minutes, the Chairman's prior approval of a request by New York City Off-Track Betting Corporation, Capital District Regional Off-Track Betting Corporation and Western Regional Off-Track Betting Corporation to accept wagers on various Breeders Crown races to be run on Friday, November 2, 1990 at Pompano Park, Florida.

10. YONKERS RACEWAY/CHANGE IN BETTING FORMAT

For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to cancel show wagering on the sixth race on Saturday, November 3, 1990.

11. FLRA/WADE MEMORIAL STAKES ON 11/4/90

For entry into the minutes, the Chairman's prior approval of a request by Finger Lakes Racing Association to run the Wade Memorial Stakes on Sunday, November 4, 1990 as a Trifecta with one (1) coupled entry nine betting interests and waive rules 4011.22(g) and (h).

12. MONTICELLO RACEWAY/LICENSE AMENDMENT

For entry into the minutes, the Chairman's prior approval of a request by Monticello Raceway to change post time on Wednesday, November 7, 1990 from 7:30 pm. to 1:00p.m.

13. YONKERS RACEWAY/LICENSE AMENDMENT

For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to amend its racing License and cancel racing for Thursday, November 22, 1990.

14. YONKERS RACEWAY/SIMULCAST TO HINSDALE RACE
For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to simulcast Yonkers' races, Tuesdays through Saturdays, (including Tuesday matinees), beginning November 9, 1990 to be run at Hinsdale Race Track.
15. FLRA/WADSWORTH MEMORIAL STAKES
For entry into the minutes, the Chairman's prior approval of a request by Finger Lakes Race Track to run the Wadsworth Memorial Stakes - \$25,000 added on Wednesday, November 7, 1990 as a trifecta with one (1) coupled entry, nine (9) betting interests and waive rule 4011.22 Trifecta (g) and (i).
16. NYCOTBC/TO AMEND PLAN OF OPERATION
For entry into the minutes, the Chairman's prior approval of a request by New York City Off-Track Betting Corporation to amend its plan of operation to reflect a new contract with General Instrument Corporation to provide new ticket issuing machines.
17. MONTICELLO RACEWAY/POST TIME CHANGE
For entry into the minutes, the Chairman's prior approval of a request by Monticello Raceway to change post time from 1:30p.m. to 1:05 p.m. on Sunday, matinees.
18. FLRA/REDUCED PRICES FOR FAN APPRECIATION
For entry into the minutes, the Chairman's prior approval of a request by Finger Lakes Racing Association to offer free admission, parking, programs and reduced concession prices on 11/17 and 11/18/90 for Fan Appreciation weekend.
19. WROTBC/TO DESIGNATE TODD MOORE, INTERNAL AUDITOR FOR WROTBC TO BE CHIEF OF SECURITY OFFICES WITH THE STATUS OF SPECIAL POLICEMAN
For entry into the minutes, the Chairman's prior approval of a request by Western Regional Off-Track Betting Corporation to designate Todd Moore, Internal Auditor of WROTBC to be Chief Security Officer with status of special policeman, pursuant to Section 504 of the Racing, Pari-Mutuel Wagering and Breeding Law.
20. CDROTBC/TO AMEND SIMULCAST PLAN OF OPERATION
For entry into the minutes, the Chairman's prior approval of a request by Capital District Regional Off-Track Betting Corporation to amend its simulcast plan of operation and establish an enhanced telebranch at its Whitehall simulcast branch and to retain Nick Laplaca as the concessionaire.

21. YONKERS RACEWAY/CHANGE IN BETTING FORMAT

For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to cancel show wagering on the sixth race on Saturday, November 17, 1990.

C. PREVIOUSLY APPROVED BY THE BOARD

1. IN THE MATTER OF JAMES GRUBER/SUMMARY SUSPENSION

The Board approved the summary suspension of the the harness trainer license of James Gruber upon a finding that the public's safety and welfare imperatively require this emergency action.

D. BOARD DETERMINATION

1. HEARING OFFICER REPORT/IN THE MATTER OF ROBERT BARELLA

The Board approved the Hearing Officers recommendation that the judges' decision be confirmed.

2. BUFFALO RACEWAY/APPLICATION TO WITHDRAW \$142,367.13 FROM THE CAPITAL IMPROVEMENT FUND (ERIE COUNTY AGRICULTURAL SOCIETY

The Board approved the request by Buffalo Raceway to withdraw \$142,367.13 from the Capital Improvement Account held in the name of Erie County Agricultural Society authorized as a preliminary withdrawal which may be subject to adjustment after our full audit following completion of the work.

3. NYCOTBC/TO AMEND SIMULCAST PLAN OF OPERATION

The Board approved the request by New York City Off-Track Betting Corporation to amend its simulcast plan of operation in relation to its agreement with Marvin H. Sugarman Productions, Inc., for simulcast transmission services.

4. APPLICATION OF SARATOGA HARNESS RACING, INC. FOR A 1990-91 SIMULCAST FACILITY LICENSE TOGETHER WITH A SIMULCAST PLAN OF OPERATION FOR TRACK TO TRACK SIMULCASTING

The Board approved the request by Saratoga Raceway for a 1990-91 Simulcast Facility License together with its Simulcast Plan of Operation for Track To Track simulcasting of New York Racing Association races for the period of July 1, 1990 through June 30, 1991.

5. WROTBC/TO AMEND PLAN OF OPERATION
The Board approved the request by Western Regional Off-Track Betting Corporation to amend its plan of operation to reflect the appointment of Philip C. Smith to be the director representing the county of Schuyler on the Board of Directors of the WROTBC.
6. FLRA/CAPITAL IMPROVEMENT FUND REQUEST TO WITHDRAW \$11,975.23
The Board approved the request by Finger Lakes Racetrack to withdraw \$11,975.23 from the Capital Improvement Fund for a new transformer and re-roofing barn 15A.
7. MONTICELLO RACEWAY/CAPITAL IMPROVEMENT FUND
The Board approved the request by Monticello Raceway to withdraw \$232,0534.09 from the Capital Improvement Fund. After audit, it is recommended that \$7,523.88 be deferred (for forty two television sets) and \$224,529.21 be approved for withdrawal.
8. CDROTBC/TO ACCEPT WAGERS
The Board approved the request by Capital District Regional Off-Track Betting Corporation to accept wagers on races run at Hollywood Park on NYRA dark days (regularly scheduled or due to inclement weather) during Hollywood Park's Fall 1990 Meet, subject to the approval of this request by the California Horse Racing Board a copy of which will be forwarded to the Board.
9. HEARING OFFICER REPORT/IN THE MATTER OF GARY F. LEONARDI
The Board approved the Hearing Officers' recommendation that Mr. Leonardi's license be suspended for 135 days.