

MINUTES OF BOARD MEETING
HELD ON APRIL 29, 1985

A meeting of the New York State Racing and Wagering Board was held on April 29, 1985 at 10:30 a.m. at the Board office, 400 Broome Street, New York, New York, 10013.

The meeting being called on April 25, 1985, public notice of the meeting was given to the Associated 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: Victor A. Coccozziello, Director of Wagering Systems
Herman Kluge, Director of Audits, Licensing and Investigations
John Dailey, Director of Policy and Planning
Kenneth Beh, Director of Public Relations
Jacob Iberger, Director of Racing Operations
Danny Goldberg, Assistant Counsel
Eileen Clarke, OTB Operations Coordinator
Robert Feuestein, Assistant Counsel
Gale Berg, Assistant Counsel
Ted Garrison, Assistant Counsel
Steven Richman, Chief of OTV Operations
and
Thomas C. Davide, Secretary to the Board

A. MINUTES:

1. The Board approved the minutes of its Board meeting held on March 28, 1985.

B. FOR ENTRY INTO THE MINUTES:

1. CAPITAL DISTRICT OTB - RELOCATION. For entry into the minutes, the Board's prior approval of March 15, 1985 of request by Capital District Off-Track Betting Corporation to relocate the existing branch office at 900 Central Avenue, Albany to a new site at 711 Central Avenue, Albany. Also approved was their request to transfer simulcast license, as described above.
2. SARATOGA RACEWAY - WSCG RADIO STATION. For entry into the minutes, the Board's prior approval of March 22, 1985 of request by Saratoga Raceway to print and distribute 15,000 general admission tax exempt passes to radio station WSCG to be valid Saturday, March 23, 1985.
3. YONKERS RACEWAY - NCAA BASKETBALL CHAMPIONSHIP. For entry into the minutes, the Board's prior approval of March 25, 1985 of request by Yonkers Raceway to conduct various promotions on opening night, April 1, 1985, to tie in with the NCAA Basketball Championship Game that night, as outlined in their letter of March 19, 1985.
4. CATSKILL REGION OTB - RELOCATION. For entry into the minutes, the Board's prior approval of April 1, 1985 of request by Catskill Region Off-Track Betting Corporation for the relocation of five branches: Wappinger Falls, Fishkill, Poughkeepsie, Arlington and Nyack.
5. NEW YORK CITY OTB - THREE SPECIAL EVENTS. For entry into the minutes, the Board's prior approval of April 1, 1985 of request by New York City Off-Track Betting Corporation on behalf of all OTB corporations to conduct three special events: The Widener Handicap, The Flamingo Stakes, and The Hialeah Turf Cup.
6. NEW YORK CITY OTB - DOUBLE EXACTA. For entry into the minutes, the Board's prior approval of April 1, 1985 of request by New York City Off-Track Betting Corporation to continue double exacta wagering at Yonkers and NYRA beginning April 1, 1985.
7. CAPITAL DISTRICT OTB - YONKERS RACEWAY. For entry into the minutes, the Board's prior approval of April 1, 1985 of request by Capital District Off-Track Betting Corporation to simulcast Yonkers Raceway into eight branches.

8. SARATOGA RACEWAY - DUNBAR W. BOSTWICK. For entry into the minutes, the Board's prior approval of April 1, 1985 of request by Saratoga Raceway for proposed conditions for the "Dunbar W. Bostwick Trotting Series".
9. VERNON DOWNS - VARIOUS PROMOTIONS. For entry into the minutes, the Board's prior approval of April 3, 1985 of request by Vernon Downs to conduct the following promotions: Opening Night on April 11; Sunday Glass Giveaway on the first 6 Sundays; Mothers Day on May 12; Bowlers' Night on June 7; Fathers Day on June 16; Joint Vernon Downs/Capital District OTB Jacket Giveaway on June 21; Family Fun Day on June 23; 33rd Anniversary Celebration on July 1, and Labor Day Afternoon on September 2, 1985, as outlined in their letter of March 29, 1985.
10. CATSKILL REGION OTB - NYRA RACES. For entry into the minutes, the Board's prior approval of April 8, 1985 of request by Catskill Region Off-Track Betting Corporation to simulcast NYRA races into the Nyack, Fishkill, Middletown, Arlington, and Newburgh branch offices during April 3 thru April 20, 1985 when no racing is scheduled at Monticello Raceway.
11. VERNON DOWNS - LICENSE AMENDMENT. For entry into the minutes, the Board's prior approval of April 9, 1985 of request by Vernon Downs to amend their track license to delete Pick-7 wagering from their betting format and to have scratch time changed to 10:00 a.m. rather than 11:00 a.m. to accommodate the publication of their program.
12. SARATOGA RACEWAY - VARIOUS PROMOTIONS. For entry into the minutes, the Board's prior approval of April 10, 1985 of request by Saratoga Raceway to print and distribute the following general admission tax exempt passes for various promotions: 24,000 passes in sheets of 4 tickets one good for opening night May 1, 1985 and the remaining 3 good for any racing program during the same meet; 15,000 passes to each of 10 radio stations in the Capital District; and 11,000 passes to members of the Saratoga Raceway Horseplayers Club.
13. NYRA - HIALEA AND DARBY DOWNS. For entry into the minutes, the Board's prior approval of April 11, 1985 of request by New York Racing Association to enter into agreement with Hialeah, Inc. and Darby Downs for the acceptance of pari-mutuel wagers on the Wood Memorial on April 20, 1985.
14. VERNON DOWNS - 30 DAY RULE. For entry into the minutes, the Board's prior approval of April 9, 1985 of request by Vernon Downs to waive the 30 day rule (Rule 4113.5 (1)), until April 22, 1985.

15. YONKERS RACEWAY - HAGLER-HEARNS PROMOTION. For entry into the minutes, the Board's prior approval of April 10, 1985 of request by Yonkers Raceway to show the Hagler-Hearns championship fight on closed-circuit T.V. on April 15, 1985 at 10:45 p.m. Admission will be increased ~~for the with~~ to \$12.75 grandstand and \$16.75 clubhouse to pay for the fight portion with special dinner packages in the dining room. They will also give out free clubhouse admission tickets to all patrons that evening for a future night at the track.
16. YONKERS RACEWAY - 11TH RACE. For entry into the minutes, the Board's prior approval of April 17, 1985 of request by Yonkers Raceway to hold an 11th race beginning Friday, April 19, 1985 and continuing every Friday and Saturday throughout their meet. They also request to race Sunday nights for the remainder of the meeting beginning April 28, 1985.
17. CAPITAL DISTRICT OTB - VERNON DOWNS. For entry into the minutes, the Board's prior approval of April 17, 1985 of request by Capital District Off-Track Betting Corporation to enter into agreement with Vernon Downs for the simulcasting of the thoroughbred races in the Vernon Downs Special Betting District, commencing April 9, 1985.
18. YONKERS RACEWAY - TICKETS. For entry into the minutes, the Board's prior approval of April 18, 1985 of request by Yonkers Raceway to distribute 15,000 tickets good for free admission during a selected week at Yonkers to be distributed to businesses and shops through merchants and civic groups within their target areas.
19. MONTICELLO RACEWAY - LICENSE AMENDMENT. For entry into the minutes, the Board's prior approval of April 15, 1985 of request by Monticello Raceway to amend their track license to include April 4, 5, 6, 8, 10, 12, 13, 14, 16 and 19, 1985 due to the cancellation of racing at Yonkers because of a pari-mutuel clerk strike. They also request to add April 20 and 23, 1985 due to cancellations caused by snow.
20. ADOPTION OF PICK-7 RULE. For entry into the minutes, the Board's prior approval of April 22, 1985 to promulgate rules concerning exotic wagering.
21. CAPITAL DISTRICT OTB - LIVE CALLS. For entry into the minutes, the Board's prior approval of April 22, 1985 of request by Capital District Off-Track Betting Corporation to enter into agreement with Vernon Downs to provide Capital OTB with live calls of Vernon Downs' races for the 1985 racing season.
22. CATSKILL REGION OTB - FIVE LOCATIONS. For entry into the minutes, the Board's prior approval of April 22, 1985 of request by Catskill Region Off-Track Betting Corporation to simulcast NYRA races into 5 locations. The Board approved Yonkers simulcasts into the following 9 branches of the 12 requested: Elmira, Binghamton, Nyack, Pawling, Pearl River, Suffern, Fishkill, Arlington and Wappingers Falls.

23. FINGER LAKES - ADDITIONAL DATES. For entry into the minutes, the Board's prior approval of April 22, 1985 of request by Finger Lakes Racing Association to add Mondays as additional racing dates for their 1985 racing season and to have free admission on Monday, April 29, 1985 and to give a coupon good for free admission.
24. YONKERS RACEWAY - ADDITIONAL RACE. For entry into the minutes, the Board's prior approval of April 23, 1985 of request by Yonkers Raceway to hold an 11th race beginning Monday, April 29, 1985 and continuing every Monday throughout ~~the end of~~ the meet, June 17, 1985 and to move post time on Sunday evenings up to 7 p.m.
25. ADOPTION OF NECROPSY RULE. For entry into the minutes, the Board's prior approval of April 24, 1985 to promulgate new rules to govern the procedures for requiring and conducting necropsies of horses.

C. FOR BOARD APPROVAL:

1. CAPITAL DISTRICT OTB - RELOCATION. The Board approved the request by Capital District Off-Track Betting Corporation to amend their plan of operation in relation to the relocation of the branch offices presently operating at 634 Second Avenue and 579 First Street, both of Troy, New York.
2. NASSAU REGION OTB - NYRA AGREEMENT. The Board approved the request by Nassau Region Off-Track Betting Corporation to extend the term of their agreement with New York Racing Association regarding NYRA simulcasts to the Wantagh and Oceanside branches for the Aqueduct Spring 1985 meet.
3. CAPITAL DISTRICT OTB - BATAVIA. The Board approved the request by Capital District Off-Track Betting Corporation to disseminate the live call from Batavia Downs over the OTB Communication network on a day to day basis.
4. BUFFALO RACEWAY - CAPITAL IMPROVEMENT FUND. The Board approved the request by Buffalo Raceway to proceed with various purchases and projects under the capital improvement program, with the exception of items one and two which were denied.
5. YONKERS RACEWAY - FAIR RACING. The Board approved the request by Yonkers Raceway to have Fair Racing at their annual Westchester County Fair held at Yonkers Raceway from June 28, 1985 to July 14, 1985.
6. HEARING OFFICER REPORT IN THE MATTER OF - JOSEPH HOYE. The Board approved the Hearing Officer's recommendation that the refusal of the Harness Division to license Mr. Hoyer in 1984 be confirmed.

7. SARATOGA RACEWAY - SHOPPING CENTERS AND HOTELS. The Board approved the request by Saratoga Raceway to print and distribute 50,000 general admission tax exempt passes to each of 5 area shopping centers to be valid one night only for each shopping center and to print and distribute 17,500 clubhouse tax exempt passes to 25 area hotels to be valid throughout the summer meet.
8. ROOSEVELT RACEWAY - ADDITIONAL RACE DAYS. The Board approved the request by Roosevelt Raceway to add the following Sundays to their racing season: July 14, 21 and 28 and August 4, 1985.
9. SARATOGA HARNESS - BETTING FORMAT. The Board approved the request by Saratoga Harness for the following wagering changes: Eliminate quinella wagering; institute exacta wagering on races 2 through 8; permit a \$1 exacta box (replaces the quinella at the same cost); institute an "instant double" to replace exacta wagering if the field is reduced to less than 6 starters, and add \$1 daily double wheel.
10. BUFFALO RACEWAY - PROMOTIONS. The Board approved the request by Buffalo Raceway to give free admission to all senior citizens over the age of 65 on Wednesday and Thursday nights; to issue coupons to all paying customers on Fridays good for free admission the next Friday and to promote through a \$5 package which amongst other things includes two-half general admissions, as outlined in their letter of April 17, 1985.
11. CAPITAL DISTRICT OTB - WHITEHALL. The Board approved the request by Capital District Off-Track Betting Corporation to amend its plan of operation to have a simulcast facility at its new branch in Whitehall, New York.
12. AMENDMENT TO MULTIPLE OWNERSHIP THOROUGHBRED RULE. The Board approved the proposal of an amendment to the Multiple Ownership Thoroughbred Rule.
13. REQUALIFICATION OF DRUG POSITIVES. The Board approved the proposal of a rule which would require that thoroughbred horses after a finding of a drug positive, must submit to a drug test with a negative result before being allowed to race again.
14. JOCKEY NAMED IN THOROUGHBRED RACING. The Board approved the proposal of a rule that Jockeys must be named by 11 a.m. the day prior to the race.
15. QUALIFICATION FOR OCCUPATIONAL LICENSES. The Board approved the proposal of rules pertaining to qualifications for occupational licenses in harness in order to coincide with those in thoroughbred.
16. HEARING OFFICER REPORT IN THE MATTER OF - CORONA RECREATIONAL CENTER, INC.; MASPETH HALL; BOSTON POST ROAD RECREATIONAL CENTER AND PIGLRAM HALL, INC. Four licensed commercial bingo lessors permitted authorized organizations to conduct unlicensed bingo occasions at their premises in violation of Board rules. Hearing Officer recommends that the Dept.'s decision be sustained.

D. FOR BOARD NOTICE AND INFORMATION:

1. Memo of S. Richman to Messrs. Van Lindt, Neglia and Lee, dated April 2, 1985, re: Capital District Region OTB - Amendments to Plan of Operation - NOTED.