

MINUTES OF THE
BOARD MEETING
OF DECEMBER 13, 1990

A meeting of the New York State Racing & Wagering Board was held on Thursday, December 13, 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 Cocozziello, Director of Wagering Systems
- John Dailey, Director of Racing and OTB Operations
- Steven Richman, Chief of Off-Track Betting 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
- Duke Dranichak, Director of Racing Officials
- Ronald Sommer, Assistant to the Executive Director
- John O'Hagan, New York City Regional Supervisor
- Peter Venaglia Director of S.O.A.
- Thomas C. Davide, Secretary to the Board

MINUTES OF THE
BOARD MEETING
HELD ON DECEMBER 13, 1990

(A)

1. Approved minutes of the Board Meeting held on November 29, 1990.

(B) FOR ENTRY INTO THE MINUTES

1. SROTBC/PROMOTION

For entry into the minutes, the Chairman's prior approval of a request by Suffolk Regional Off-Track Betting Corporation to conduct an annual Turkey raffle in all its branches on November 21, 1990.

2. YONKERS RACEWAY/SIMULCAST TO VERNON DOWNS

For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to simulcast its nightly races from November 24, 1990 through March 31, 1990.

3. CDROTBC/TO ACCEPT WAGERS

For entry into the minutes, the Chairman's prior approval of a request by Capital District Regional Off-Track Betting Corporation to accept wagers and display the simulcast of the 1990 Breeders' Crown races to be run on Friday, November 30, 1990 at Pompano Park, Florida as an out-of-state harness race of special interest.

4. MONTICELLO RACEWAY/LICENSE AMENDMENT

For entry into the minutes, the Chairman's prior approval of a request by Monticello Raceway to add Fridays December 7, 14, 21 and 28, 1990 to its racing schedule. (In addition to add a matinee program on Monday, December 24, 1990 with post time at 1:00p.m.)

5. NYRA/SIMULCAST SCHEDULE FOR MONTH OF DECEMBER

For entry into the minutes, the Chairman's prior approval of a request by the New York Racing Association of a list of tracks with which NYRA has executed agreement for the simulcast and acceptance of pari-mutuel wagers for the month of December.

6. 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 offer a free \$10.00 promotional wagering coupon for the late daily double with each purchase of a dinner entree beginning November 30, 1990.
7. NYCOTBC/ON BEHALF OF ALL NYSROTBC'S TO ACCEPT WAGERS
For entry into the minutes, the Chairman's prior approval of a request by New York City Off-Track Betting Corporation on behalf of all New York State Regional Off-Track Betting Corporations to accept wagers on the following out-of-state thoroughbred racetracks on NYRA dark days: Laurel Racing Association, Inc. at Laurel Race Course, Maryland Jockey Club at Pimlico race Course and Tropical Park, Inc. at Calder Race Course.
8. MONTICELLO RACEWAY/CAPITAL IMPROVEMENT FUND
For entry into the minutes, the Chairman's prior approval of a request by Monticello Raceway to withdraw \$74,534.90 from the Capital Improvement Fund.
9. YONKERS RACEWAY/WAGERING FORMAT CHANGE
For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to cancel show wagering on the fifth race Saturday, December 1, 1990 the final of the William Haughton Memorial Pace.
10. YONKERS RACEWAY/PROMOTION
For entry into the minutes, the Chairman's prior approval of a request by Yonkers Raceway to hold the 3rd annual "WFAN NIGHT at the Races" on Saturday night, December 8, 1990.
11. FLRA/1990-91 SIMULCAST FACILITY LICENSE
For entry into the minutes, the Chairman's prior approval of a request by Finger Lakes Racing Association 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 December 5, 1990 through and inclusive of March 28, 1991.
12. WROTBC/TO AMEND SIMULCAST PLAN OF OPERATION
For entry into the minutes, the Chairman's prior approval of a request by Western Regional Off-Track Betting Corporation to amend its simulcast plan of operation to simulcast races from Buffalo Raceway during the period of December 5, 1990 through February 24, 1991 into the designated 30 licensed simulcast branches as outlined in their letter of November 29, 1990.

13. ADDENDUM TO BATAVIA DOWNS'/1990-91 SIMULCAST FACILITY LICENSE TOGETHER WITH THE SIMULCAST PLAN OPERATION FOR TRACK TO TRACK SIMULCASTING OF NYRA RACES

For entry into the minutes, the Chairman's prior approval of a request by Batavia Downs to amend its plan of operation and include the track to track simulcasting of NYRA races from December 5, 1990 through and inclusive of February 24, 1991 as outlined in their letter of December 4, 1990.

14. WROTBC/TO CONDUCT PIC-3 WAGERING

For entry into the minutes, the Chairman's prior approval of a request by Western Regional Off-Track Betting Corporation to conduct Pic-3 wagering on races at Buffalo Raceway during the winter 1990-91 meet (commencing Wednesday, December 5, 1990) as an OTB Off-Track exclusive.

15. NYRA/ADDENDUM TO DECEMBER SIMULCAST SCHEDULE

For entry into the minutes, the Chairman's prior approval of a request by New York Racing Association of an agreement between NYRA and Rockingham Park for the acceptance of pari-mutuel wagers beginning December 3, 1990 through and inclusive January 14, 1991.

C. PREVIOUSLY APPROVED BY THE BOARD

1. IN THE MATTER OF WINSTON "EARL HYMAN/SUMMARY SUSPENSION

The Board approved the summary suspension of Winston "Earl" Hyman, a harness groom, for violation of Board rules 9NYCRR 4119.11(a) and 4119.7(b).

D. BOARD DETERMINATION

1. APPRENTICE ALLOWANCE EXTENSION FOR JOCKEY PATRICIA LYDON

The Board approved the request by Jockey Patricia J. Lydon for a 128 day apprentice allowance extension due to days lost for medical reasons.

Her allowance when added to her current expiration date of January 27, 1991 would now expire on June 3, 1991.

2. 1991 RACING DATES

The Board approved the racing dates submitted by the following tracks for 1991.

FINGER LAKES, BATAVIA DOWNS, BUFFALO RACEWAY, MONTICELLO RACEWAY, SARATOGA HARNESS, SYRACUSE MILE, VERNON DOWNS AND YONKERS RACEWAY.

3. NYRA/1991 RACING DATES

The Board approved the request by New York Racing Association "pursuant to Section 208 of the Racing, Pari-Mutuel and Breeding Law", of the following racing dates for 1991:

AQUEDUCT - JANUARY 2 - MAY 6 (108 DAYS)

BELMONT - MAY 8 - JULY 29 (72 DAYS)

SARATOGA - JULY 31 - AUGUST 26 (24 DAYS)

BELMONT - AUGUST 28 - OCTOBER 27 (48 DAYS)

AQUEDUCT - OCTOBER 23 - DECEMBER 30 (59 DAYS)

Closed Tuesdays, except March 26, April 2 and November 5.

Open Wednesdays, except November 6 and December 25.

Open Sunday, except March 24 (Palm Sunday) and March 31 (Easter Sunday).

- 1991 TRACK LICENSE APPLICATIONS

The Board approved the following license applications for 1991:

4. FINGER LAKES RACING ASSOCIATION
5. SARATOGA RACEWAY
6. BATAVIA DOWNS
7. BUFFALO RACEWAY
8. YONKERS RACEWAY
9. MONTICELLO RACEWAY
10. SYRACUSE MILE
11. VERNON DOWNS

12. RECONSIDERATION OF BOARD APPROVAL GRANTED TO WROTB TO OPEN A BETTING PARLOR AT 131 STATE STREET, ROCHESTER, NEW YORK

The Board reconsidered its prior approval for Western Regional Off-Track Betting to relocate its branch to 131 State Street. Upon reconsideration the Board reaffirmed its prior approval authorizing said relocation.

13. NYRA/ROSTER OF RACING OFFICIALS

The Board approved the request by the New York Racing Association pursuant to Board Rule 4005.1, the designation of NYRA's racing Officials as specified in Category I as outlined in their letter of December 3, 1990.

14. BUFFALO RACEWAY/ERIE COUNTY AGRICULTURAL SOCIETY-
CAPITAL IMPROVEMENT FUND WITHDRAWAL

The Board approved the request by Buffalo Raceway to withdraw \$114,590.15 from the Capital Improvement Fund in the name of the Erie County Agricultural Society as a preliminary withdrawal which may be subject to adjustment after our full audit following completion of the work.

15. BATAVIA DOWNS/CAPITAL IMPROVEMENT FUND WITHDRAWAL FOR
\$25,895.23

The Board approved the request by Batavia Downs to withdraw \$25,895.23 from the Capital Improvement Fund as a preliminary withdrawal which may be subject to adjustment after our full audit.

16. BATAVIA DOWNS/CAPITAL IMPROVEMENT FUND WITHDRAWAL FOR
\$98,122.60

The Board approved the withdrawal of the remaining \$27,192.16 for the Hub Rail Eurotrack Project #35. It is indicated that on July 31, 1990 we authorized a partial withdrawal of \$70,930.00 towards the cost of this project. However, the total approved cost of the project may be subject to adjustment following completion of the full audit.

MINUTES OF THE
SPECIAL BOARD MEETING
HELD ON DECEMBER 21, 1990

A Special Board meeting of the New York State Racing and Wagering Board was held on Friday, December 21, 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
John Dailey, Director of Racing and OTB
Victor Cocozziello, Director of Wagering Systems
Steven Richman, Chief of Off-Track Betting Operations
Eileen Clarke-Brady, Assistant Chief of Racing Operations
Jim Gallagher, Chief of Racing Operations
Archie Mavromatis, Assistant Chief of Racing Operations
Arthur Schechter, Director of Audits
Edmund Leary, Asst. Chief of Audits & Investigations
Peggy Anderson, Off-Track Betting Analyst
John O'Hagan, New York City Regional Supervisor
Joseph Slakas, Director of Public Information
Bernie Handwerker, Director of Bingo
David B. Vaughan, Counsel
Jack Knight, Assistant Counsel
Robert Feuerstein, Assistant Counsel
Ronald Sommer, Assistant to the Executive Director
Thomas C. Davide, Secretary to the Board
Peter Veneglia, Director of S.O.A.

MINUTES OF THE
SPECIAL BOARD MEETING
HELD ON DECEMBER 21, 1990

(S) BOARD DETERMINATION

1. MONTICELLO RACEWAY/LICENSE AMENDMENT
The Board approved the request by Monticello Raceway to change their post time from 1:00 p.m. to 7:30 p.m. since Yonkers Raceway will not conduct an evening program on January 1, 1991.
2. YONKERS RACEWAY/1991 LICENSE AMENDMENT
The Board approved the request by Yonkers Raceway to amend their 1991 application by offering only a matinee program (12 race card) with a post time at 1:00 p.m. on January 1, 1991.
3. NYRA/SIMULCAST TO KEENELAND SALES PAVILION
The Board approved the request by the New York Racing Association to simulcast each day's racing card from January 10-19, 1991 to Keeneland Sales Pavilion in Lexington, Kentucky during your January Horses for All Ages Sales.
4. YONKERS RACEWAY/WAGERING FORMAT CHANGE
The Board approved the request by Yonkers Raceway to cancel show wagering on the sixth race on Friday, December 21, 1990, the Open Handicap Trot.
5. YONKERS RACEWAY/SIMULCAST TO SCARBOROUGH DOWNS
The Board approved the request by Yonkers Raceway to simulcast its races, Wednesdays through Saturdays, beginning January 2, 1991 through February 9, 1991 to Scarborough Downs.
6. SULKY RULE/FOR FINAL ADOPTION
The Board approved the final adoption of the Sulky rule, Section 41001.1.
7. SARATOGA RACEWAY/CAPITAL IMPROVEMENT FUND
The Board approved the request to withdraw \$184,522.56 from the Capital Improvement Fund, the Board on 12/21/90 has authorized the withdrawal of \$172,000 subject to adjustments following our full audit at a later date.

8. BUFFALO RACEWAY/CAPITAL IMPROVEMENT FUND

The Board approved the request to withdraw \$350,721.82 from the Capital Improvement Fund in the name of the Erie County Agricultural Society, the Board authorized a withdrawal of \$108,409.00 subject to adjustment our full audit following completion of the work.