

MINUTES OF BOARD MEETING
HELD ON JUNE 30, 1986

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

The meeting being called on June 26, 1986, public notice of the meeting was given to the Associated 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. Coccoziello, Director of Wagering Systems
John Dailey, Director of Policy and Planning
David Vaughan, Counsel
Kenneth Beh, Director of Public Information
Herman Kluge, Chief of Licensing, Audits and Investigations
Steven Richman, Chief of OTB Operations
Gale Berg, Assistant Counsel
Robert Feuerstein, Assistant Counsel
Robert Beloten, Assistant Counsel
Ted Garrison, Assistant Counsel
James Gallagher, Confidential Racing Aide
Eileen Clarke, OTB Operations Coordinator
Lou Jacikoff, OTB Operations Analyst
Jacob Iberger, Director of Racing Operations and
Thomas C. Davide, Secretary to the Board

A. MINUTES:

1. The Board approved the minutes of its meeting held on May 14, 1986.

B. FOR ENTRY INTO THE MINUTES:

1. FINGER LAKES - PREAKNESS WAGERING POOLS. For entry into the minutes, the Board's prior approval of May 16, 1986 of request by Finger Lakes Racing Association to have their own separate pools on the Preakness on Saturday, May 17, 1986.
2. SARATOGA HARNESS - RADIO STATION WQBK. For entry into the minutes, the Board's prior approval of May 22, 1986 of request by Saratoga Harness to print and distribute 15,000 tax free admission passes, through radio station WQBK sponsor locations, to be valid June 7, 1986.
3. ALL NEW YORK STATE OTBC - GARDEN STATE RACE TRACK. For entry into the minutes, the Board's prior approval of May 22, 1986 of request by all New York State Off-Track Betting Corporations to accept wagers on the Jersey Derby to be run at Garden State Race Track, Inc. on Monday, May 26, 1986.
4. SARATOGA HARNESS - CARD TWELVE RACES. For entry into the minutes, the Board's prior approval of May 22, 1986 of request by Saratoga Harness to card twelve races on Memorial Day, due to NYRA's change in post time.
5. NYRA - EGYPTIAN RACING ASSOCIATION. For entry into the minutes, the Board prior approval of May 23, 1986 of request by New York Racing Association to enter into agreement with Egyptian Racing Association, Inc., running a race meeting at Maywood Park, to accept pari-mutuel wagers on the Belmont Stakes (June 7); and the Metropolitan Handicap (May 26, 1986).
6. NYRA - DETROIT RACE COURSE. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York Racing Association to enter into agreement with Detroit Race Course to accept pari-mutuel wagers on the Metropolitan Handicap on May 26, 1986.
7. NYRA - CANTERBURY DOWNS. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York Racing Association to enter into agreement with Canterbury Downs to accept pari-mutuel wagers on the Metropolitan Handicap on May 26, 1986.

8. NYRA - BALMORAL AND SPORTSMAN'S PARK. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York Racing Association to enter into agreement with Balmoral Racing Club, Inc. and Sportsman's Park to accept pari-mutuel wagers on the Metropolitan Handicap on May 26, 1986.
9. NYRA - THISTLEDOWN. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York Racing Association to enter into agreement with Thistledown Racing Club, Inc. to accept pari-mutuel wagers on the Belmont Stakes (June 7); the True North Handicap (June 22); the Sheepshead Bay (June 28); the Suburban Handicap (July 4); the Dwyer (July 5); and the Coaching Club (July 6, 1986).
10. NEW YORK CITY OTB - 2795 RICHMOND AVENUE. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York City Off-Track Betting Corporation to amend its simulcast plan of operation and add food and non-alcoholic beverages to its simulcast facility at 2795 Richmond Avenue, New York City.
11. NEW YORK CITY OTB - VENDING MACHINES. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York City Off-Track Betting Corporation to amend its plan of operation and add non-alcoholic beverages via vending machines at four simulcast branches.
12. NYRA - OGDEN FAIRMOUNT/LAUREL/LA MESA PARK. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by New York Racing Association to enter into agreement with Ogden Fairmount, Inc., Laurel Racing Association, Inc., and La Mesa Park to accept pari-mutuel wagers on the Belmont Stakes on June 7, 1986.
13. NYRA - MONMOUTH PARK. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by New York Racing Association to enter into agreement with Monmouth Park to accept pari-mutuel wagers on the Belmont Stakes (June 7); the Whitney (August 2); the Alabama Stakes (August 9); the Travers (August 16); and the Hopeful (August 23, 1986).
14. NYRA - ERIE DOWNS/ATLANTIC CITY/LOUISIANA DOWNS. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by New York Racing Association to enter into agreement with Erie Downs; Atlantic City Raceway; and Louisiana Downs to accept pari-mutuel wagers on the Belmont Stakes on June 7, 1986.
15. SARATOGA HARNESS - VARIOUS PROMOTIONS. For entry into the minutes, the Board's prior approval of June 2, 1986 of request by Saratoga Harness to print, through area newspapers, various promotions offering two free grandstand admissions with each coupon redeemed, good for any Tuesday program in June, 1986; and to print and distribute 10,000 general admission tax exempt passes to television channel 23, WXXA, Albany, New York, for an Easy Living Night, to be valid on June 14, 1986.

16. NYRA - LADBROKE AND CHARLES TOWN. For entry into the minutes, the Board's prior approval of June 2, 1986 of request by New York Racing Association to enter into agreement with Ladbrooke Racing Michigan Inc., and Charles Town Turf Club to accept pari-mutuel wagers on the Belmont Stakes on June 7, 1986.
17. NYRA - PLAYFAIR RACE COURSE. For entry into the minutes, the Board's prior approval of May 23, 1986 of request by New York Racing Association to enter into agreement with Playfair Race Course to accept pari-mutuel wagers on the Metropolitan Handicap on May 26, 1986.
18. SUFFOLK MEADOWS - CHANGE PROGRAM. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by Suffolk Meadows Race Track to change their Tuesday race programs from matinees to evening programs.
19. SUFFOLK MEADOWS - CANCELLATION OF RACE DAYS. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by Suffolk Meadows Race Track to cancel racing on Tuesday, May 27, 1986 and Wednesday, May 28, 1986 due to a temporary shortage of race horses.
20. NYRA - LOS ANGELES/BLUE RIBBON DOWNS/PENN NATIONAL/GARDEN STATE PARK. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by New York Racing Association to enter into agreement with Los Angeles County Fair; Blue Ribbon Downs; Penn National; and Garden State Park to accept pari-mutuel wagers on the Belmont Stakes on June 7, 1986.
21. OFF-TRACK BETTING CORPORATIONS - FINGER LAKES. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by New York City, Nassau, Suffolk, and Catskill Regional Off-Track Betting Corporations to amend their respective simulcast plan of operation to allow the simulcasts of Finger Lakes Race Track races on those days when NYRA is dark.
22. WESTERN REGIONAL OTB - NIAGARA FALLS. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by Western Regional Off-Track Betting Corporation to amend its simulcast plan of operation and add its Niagara Falls branch as a simulcast facility.
23. CAPITAL DISTRICT OTB - ROOSEVELT RACEWAY. For entry into the minutes, the Board's prior approval of May 27, 1986 of request by Capital District Off-Track Betting Corporation to accept wagers on Roosevelt Raceway on Tuesday afternoons, May 13, 20, 27 and June 3 and 10, 1986.
24. WESTERN REGIONAL OTB - BUFFALO RACEWAY. For entry into the minutes, the Board's prior approval of May 26, 1986 of request by Western Regional Off-Track Betting Corporation to conduct certain activities during the April 21 to July 26, 1986 Buffalo Raceway meeting.

25. NEW YORK CITY OTB - AMEND PLAN OF OPERATION. For entry into the minutes the Board's prior approval of May 29, 1986 of request by New York City Off-Track Betting Corporation to amend its simulcast plan of operation for the year ending June 30, 1986.
26. SARATOGA HARNESS - ADVANCE WAGERING. For entry into the minutes, the Board's prior approval of May 29, 1986 of request by Saratoga Harness to take advance wagering on their live night harness program starting at noon on each day they simulcast from NYRA and have a harness program that night.
27. ROOSEVELT RACEWAY - AUSTIN TRAVEL. For entry into the minutes, the Board's prior approval of May 29, 1986 of request by Roosevelt Raceway to have a joint promotion with Austin Travel on Tuesday afternoon, June 3, 1986, whereby holders of losing pari-mutuel tickets from the 7th race that present a losing ticket at redemption points at the track will receive a coupon good for \$20 towards any travel package worth more than \$300. There will be no admission charge on Tuesdays, June 3, 1986.
28. FINGER LAKES - FATHER'S DAY. For entry into the minutes, the Board's prior approval of May 30, 1986 of request by Finger Lakes Racing Association to include two admission coupons good for free grandstand, or \$2 off clubhouse admission, in their newspaper advertising for Father's Day, June 15, 1986.
29. NYRA - NEW JERSEY SPORTS. For entry into the minutes, the Board's prior approval of June 2, 1986 of request by New York Racing Association to enter into agreement with New Jersey Sports Exposition and Authority, running a race meeting at the Meadowlands, for the simulcast and acceptance of pari-mutuel wagers on the Belmont Stakes on June 7, 1986.
30. ROOSEVELT RACEWAY - PICK-FOUR. For entry into the minutes, the Board's prior approval of June 2, 1986 of request by Roosevelt Raceway to implement a Pick-Four wagering pool to their daily format, which would include the winners of the 5th, 6th, 7th and 8th races.
31. NYRA - VERNON DOWNS. For entry into the minutes, the Board's prior approval of June 2, 1986 of request by New York Racing Association to enter into agreement with Vernon Downs for the simulcast of NYRA races for the period of June 4, 1986 through December 31, 1986.
32. NYRA - BELMONT STAKES. For entry into the minutes, the Board's prior approval of June 4, 1986 of request by New York Racing Association to enter into agreement with Tanforan Racing Association, running a race meeting at Golden Gate Fields; Santa Fe Racing; Playfair Race Course; Hollywood Park Operating Co.; Churchill Downs, Inc.; Rockingham Park; Evangeline Downs; and Ruidoso Downs for the simulcast and acceptance of pari-mutuel wagers on the Belmont Stakes on June 7, 1986.

33. SUFFOLK MEADOWS - SUNDAY EVENING RACING. For entry into the minutes, the Board's prior approval of June 4, 1986 of request by Suffolk Meadows Race Track to change their Sunday program and instead of racing on Sunday afternoon, to race on Sunday evening at a post time of 7:00 p.m. beginning July 15, 1986.
34. IN THE MATTER OF - DENIS FILION. For entry into the minutes, the Board's prior denial of a stay of suspension of June 2, 1986 of Denis Filion due to inconsistent drives at Roosevelt Raceway on two separate occasions, which jeopardized the public health, safety and welfare.
35. VERNON DOWNS - RADIO NIGHTS. For entry into the minutes, the Board's prior approval of June 5, 1986 of request by Vernon Downs to offer "Radio Nights" during the months of June, July and August whereby Vernon Downs would supply each radio station with 5,000 free grandstand admission passes and they would in turn promote their specific radio night over the air and award prizes at the track on their specific evening.
36. SUFFOLK MEADOWS - CHANGE IN POST TIME. For entry into the minutes, the Board's prior approval of June 10, 1986 of request by Suffolk Meadows Race Track to change their post time beginning June 28, 1986 to 8:00 p.m. on Wednesdays, Thursdays, Fridays and Saturdays and to 7:00 p.m. on Sundays; and to have an instant double in the event they lose Exacta, Quinella or Trifecta wagering.
37. NOTICE OF SUSPENSION AND HEARING IN THE MATTER OF - KENNETH REGISTER. For entry into the minutes, the Board's prior approval of June 13, 1986 of Notice of Suspension and Hearing in the matter of Kenneth Register for violation of Board rules 9NYCRR 4205.1(m), 4205.3, 4236.2(10) & 4236.4 and the Racing, Pari-Mutuel Wagering and Breeding Law, Section 409(2), whereby the Board finds that the public safety and welfare imperatively required emergency action through the suspension of the licensee Register that a Notice of Suspension be served.
38. YONKERS RACEWAY - LICENSE AMENDMENT. For entry into the minutes, the Board's prior approval of June 20, 1986 of request by Yonkers Raceway to amend its racing license to include Tuesday afternoon matinees during their summer meet, to begin on June 24, and continue through the end of the meet.
39. NASSAU AND SUFFOLK OTB - SETTLEMENT. For entry into the minutes, the Board's prior approval of June 9, 1986 of the stipulations of settlement with Nassau and Suffolk Regional Off-Track Betting Corporations dated June 9, 1986.
40. NEW YORK CITY OTB - NYRA AND YONKERS. For entry into the minutes, the Board's prior approval of June 13, 1986 of request by New York City Off-Track Betting Corporation for separate approvals of its simulcast contracts with the New York Racing Association, Inc. and Yonkers Raceway.

C. FOR BOARD APPROVAL:

1. BATAVIA DOWNS - PROJECT #28. The Board approved the request by Batavia Downs to proceed with "Project #28 - New Preferred Parking Facility" under the Capital Improvement Fund program.
2. FINGER LAKES - CORRECTION TO THEIR TEN RACE PROGRAM. The Board approved the request by Finger Lakes Racing Association to add the date of Wednesday, November 12, 1986 to the prior approved racing schedule when they have the option for a ten race program.
3. MONTICELLO RACEWAY - CAPITAL IMPROVEMENT FUND. The Board deferred the request by Monticello Raceway to withdraw some \$33,935.35 from its Capital Improvement Fund to reimburse them for various construction projects, namely the new paddock and some dining room renovations.
4. NYRA - ASSOCIATES RACING ASSOCIATION. The Board approved the request by New York Racing Association to enter into agreement with Associates Racing Association, Inc., running a race meeting at Maywood Park, to accept pari-mutuel wagers on the Brooklyn Handicap on July 19, 1986 and the Whitney Handicap on August 2, 1986.
5. NYRA YAKIMA MEADOWS. The Board approved the request by New York Racing Association to enter into agreement with Yakima Meadows to accept pari-mutuel wagers on the Travers (August 16); the Woodward (August 30); the Marlboro Cup (September 13); and the Jockey Club Gold Cup (October 14, 1986).
6. NYRA - BALMORAL RACING CLUB. The Board approved the request by New York Racing Association to enter into agreement with Balmoral Racing Club, Inc. to accept pari-mutuel wagers on the Suburban (July 4); the Brooklyn Handicap (July 19); and the Whitney (August 2, 1986).
7. FINGER LAKES - CAPITAL IMPROVEMENT FUND. The Board approved the request by Finger Lakes Racing Association for the withdrawal from its Capital Improvement Fund for the following capital improvements: \$229,191.22 - Race Track: \$24,764.37 - other items. Board approval is contingent subject to audit.
8. FINGER LAKES - CAPITAL IMPROVEMENT FUND #2. The Board approved the request by Finger Lakes Racing Association for a withdrawal of funds from their Capital Improvement Fund in the amounts of \$55,988 and \$5,072. Board approval is contingent subject to audit.
9. SUFFOLK MEADOWS - LICENSE AMENDMENT. The Board approved the request by Suffolk Meadows Race Track to race on Thursday, July 3, 1986, due to the holiday on Friday, July 4, 1986.
10. HEARING OFFICER REPORT IN THE MATTER OF - PATSY C. RAPONE. The Board approved the Hearing Officer's recommendation that the Board sustain the charge with a reduced 3 month suspension.

11. HEARING OFFICER REPORT IN THE MATTER OF - ROBERT RAYMOND. The Board approved the Hearing Officer's recommendation that the stewards' decision fining Robert Raymond \$200 for entering an ineligible horse, be confirmed.
12. HEARING OFFICER REPORT IN THE MATTER OF - NICHOLAS TANTALO. The Board approved the Hearing Officer's recommendation that the decision fining Nicholas Tantalo \$100 for failing to have his horse in the paddock was justifiable and that it should be upheld.
13. CAPITAL DISTRICT OTB - ROOSEVELT RACEWAY. The Board deferred the request by Capital District Off-Track Betting Corporation for approval of a contract between Capital District and Roosevelt Raceway.
14. CAPITAL DISTRICT OTB - LITTLE FALLS. The Board approved the request by Capital District Off-Track Betting Corporation to amend their plan of operation to add one simulcast branch office in Little Falls, New York.
15. CAPITAL DISTRICT OTB - SIMULCAST THEATER. The Board approved the request by Capital District Off-Track Betting Corporation for certain promotional items to be used in conjunction with the simulcast theater.
16. HEARING OFFICER REPORT IN THE MATTER OF - FRANK A. LAGALBO. The Board approved the Hearing Officer's recommendation that the license of Mr. LaGalbo be revoked.
17. NYRA - BALMORAL AND HAWTHORNE. The Board approved the request by New York Racing Association to enter into agreement with Balmoral Racing Club, Inc. and Hawthorne Race Course, Inc. to accept pari-mutuel wagers on the Dwyer Handicap on July 5, 1986.
18. NYRA - FREE GRANDSTAND ADMISSION. The Board approved the request by New York Racing Association to offer free Grandstand admission on July 31, 1986 and August 4, 14 & 21, 1986.
19. HEARING OFFICER REPORT IN THE MATTER OF - PERCY DAVIS. The Board approved the Hearing Officer's recommendation that the decision of the judges at Saratoga Raceway suspending Mr. Davis and disqualifying Drury Brick are sufficiently supported by the evidence and therefore should be upheld.
20. HEARING OFFICER REPORT IN THE MATTER OF - RICHMOND HILL HALL CORP. The Board approved the Hearing Officer's recommendation that the decision of the NYC Department of Consumer Affairs, be confirmed.
21. SARATOGA HARNESS - HORSEPLAYER'S CLUB. The Board approved the request by Saratoga Harness to print and distribute 9,000 general admission tax exempt passes to Saratoga Raceway Horseplayer's Club members to be valid on July 18, 19; August 15, 16; September 12, 13; October 16, 17; and November 15 & 16.

22. FINGER LAKES - 1:30 POST TIME. The Board approved the request by Finger Lakes Racing Association to schedule their post time for 1:30 p.m. on Fridays, July 11, 18 and 25, 1986.
23. SARATOGA HARNESS - RADIO AND T.V. PROMOTIONS. The Board approved the request by Saratoga Harness to print and distribute 15,000 general admission tax exempt passes to WXXA television on August 2; WGY radio station on July 25; WSCG radio station on August 23; WKAJ radio station on September 20; and WWWD radio station on October. 25, 1986.

D. FOR BOARD NOTICE AND INFORMATION:

1. NYS REGISTER - April 23, 1986, re: Disqualification of Horses for Leaving Race Course - NOTED.
2. NYS REGISTER - May 28, 1986, re: Time Period for Payment of Purses / Preference Date Status for Horses Competing at Fairs / Minimum Top Weight for Handicap Races - NOTED.
3. NYS REGISTER - June 11, 1986, re: Purse Allocations - NOTED.
4. NYS REGISTER - June 18, 1986, re: Courier Betting On-Track and Off-Track - NOTED.
5. Memo of S. Richman dated May 23, 1986, re: Opinion of the Codes Division, New York State Department of State Relating to Administration and Enforcement of Uniform Code at OTB Facilities - NOTED.
6. Memo of S. Richman to T. Davide, May 28, 1986, re: Capital District OTB - Out-of-state Wagering - NOTED.
7. Memo of A. Schechter dated May 15, 1986, re: Suffolk Meadows - Adequacy of Finances for Opening Day - NOTED.
8. Memo of G. Berg to Messrs. Corbisiero, Lee and Neglia, May 20, 1986, re: Suffolk Meadows Racing Corporation - NOTED.
9. Memo of S. Richman to T. Davide, May 20, 1986, re: Yonkers Raceway Consent to Simulcasting to Hauppauge Simulcast Theater - NOTED.