

**MINUTES
NEW YORK STATE RACING AND WAGERING BOARD**

MEETING OF MAY 20, 1999

A meeting of the New York State Racing and Wagering Board was held on Thursday, May 20, 1999 at 2:00 p.m. at Belmont Park located on Hempstead Turnpike in Elmont, New York.

The meeting was called to order at 2:00 p.m.

In Attendance Were:

Michael J. Hoblock, Jr., Chairman

Joseph Neglia, Member

Bennett Liebman, Member

Stephanie L. Donato, Secretary to the Board

Robert Feuerstein, General Counsel

Tom Casaregola, Acting Director of Audits and Investigations

Jim Gallagher, Chief of Racing Operations

Also in Attendance Were:

Nicole Robilotto, NYSRWB

Jim Kellogg, NYSRWB

Michael Aronow, Attorney for Carlo Vaccarezza

Clyde Hirt, Sports Eye

David Grening, Daily Racing Form

Ed Fontaine, NY Post

Jerry Bossert, NY Daily News

John Russo, NYRA

Todd Pletcher, Trainer

Mark Hennig, Trainer

Open comment period – Mr. Aronow spoke on behalf of Mr. Vaccarezza (Item D-7).

A. APPROVED THE MINUTES OF THE BOARD MEETING HELD ON APRIL 27, 1999.

B. ITEMS PREVIOUSLY APPROVED, DENIED OR DEFERRED BY THE CHAIRMAN

1. FINGER LAKES REQUEST TO HOLD PROMOTIONAL EVENTS

For entry into the minutes, on April 23, 1999, approval was granted for the request by Finger Lakes Racetrack, dated April 16, 1999, to conduct the following promotional events:

June 20th (Father's Day) – Free admission and dining specials for all fathers.

July 11th (Old Fashion Day & Car Show) – Custom car show featuring approximately 200 restored vehicles. Patrons will also be offered 50-cent programs, sodas and hot dogs. Normal admission charge of \$2.00 will apply for entrance to track and car show.

July 31st (Wine Festival) – Area wineries will set up display booths for customers to sample or purchase wine. An admission charged only to customers attending the festival.

2. NYRA REQUEST TO DESIGNATE RACES OF SPECIAL INTEREST

For entry into the minutes, on April 23, 1999, approval was granted for the request by New York Racing Association Inc., request, dated April 16, 1999, to designate the following as races of special interest:

<u>Date</u>	<u>Race</u>	<u>Track</u>
05/15/99	Sixty Sails H. (III)	Sportsman's Park

06/12/99	Azalea Breeders' Cup H. (III)	Calder
06/19/99	New Hampshire Sweeps (III)	Rockingham
06/27/99	Queen's Plate S. (I)	Woodbine
07/05/99	Prairie Meadows Cornhusker	Prairie Meadows
07/24/99	Ohio Derby (III)	Thisledown

3. SARATOGA HARNESS REQUEST TO IMPORT A LIST OF TRACKS

For entry into the minutes, on April 23, 1999, approval was granted for the request by Saratoga Harness for the import of simulcasts from The Downs (Pocono Downs in Pennsylvania) effective immediately. The approval is valid throughout the current racing season at Pocono Downs that concludes on November 7th.

4. SARATOGA HARNESS REQUEST TO IMPORT CHURCHILL DOWNS

For entry into the minutes, on April 23, 1999, approval was granted for the request by Saratoga Harness for the import of the Spring Churchill Downs simulcast from Kentucky, effective April 24th through June 27th.

The submitted contract covers the Fall Churchill meeting from October 31st through November 27th in 1999; however the federally required letter of permission from the Kentucky Division of the Horsemen's Benevolent and Protective Association (H.B.P.A.) specifically covers the Spring meeting only.

Before Board approval for the Fall Churchill Downs meeting is issued, a new letter of permission from the Kentucky H.P.B.A. covering that Fall race meeting must be filed with the Board.

5. VERNON DOWNS REQUEST TO SIMULCAST VARIOUS TRACKS

For entry into the minutes, on April 23, 1999, approval was granted for the request by Vernon Downs, dated April 6th and 20th, 1999, to import simulcast races from the harness tracks of Plainridge Race Course in Massachusetts and Hoosier Park in Indiana. The approvals are valid for all scheduled 1999 harness racing meetings at these tracks.

Also approved are the importation of thoroughbred simulcasts from Churchill Downs in Kentucky for their Spring 1999 meeting only, as the Kentucky H.B.P.A. permission letter, signed by Executive Secretary Martin A. Maline, specifies "Spring Meet Only".

Simulcasts imported from Calder Race Course have been approved through November 2nd as stated in the submitted contract. After that date, when Calder resumes under the auspices of the Tropical Park Association, a new contract along with state commission and representative horsemen's permission letters must be filed with the Board.

6. NEW YORK CITY OTB REQUEST TO SIMULCAST HOLLY WOOD PARK

For entry into the minutes, on April 23, 1999, approval was granted for the request by New York City OTB, dated April 22, 1999, to receive full card simulcasting from Hollywood Park during the bridge period, beginning Thursday, April 22, 1999 through December 20, 1999.

7. SUFFOLK OTB REQUEST TO CONDUCT 2ND HANDICAPPING CHALLENGE

For entry into the minutes, on April 23, 1999, approval was granted for the request by Suffolk OTB, dated April 13, 1999, to conduct a handicapping challenge on June 19, 1999 at its Tele-A-Race, 100 Adams Avenue, Hauppauge, New York in accordance with the rules and regulations outlined, pursuant to Section 908 of the Racing, Pari-Mutuel Wagering and Breeding Law.

8. SUFFOLK OTB REQUEST FOR ONE-DAY TEMPORARY BRANCH SITE

For entry into the minutes, on April 23, 1999, approval was granted for the request by Suffolk OTB, dated April 20, 1999, to amend Suffolk Regional OTB simulcast/plan of operation to open a one-day temporary branch site at 749 Main Street, Bridgehampton, New York 11939 on May 1, 1999 (Kentucky Derby), pursuant to Board Rule Section 5204.9.

9. MONTICELLO RACEWAY REQUEST FOR UPCOMING 1999 CALENDAR YEAR

For entry into the minutes, on April 29, 1999, approval was granted for the request by Monticello Raceway to import harness simulcasts from Scioto Downs in Ohio effective May 1, 1999 and from Hoosier Park in Indiana effective immediately.

Also approved are the thoroughbred imports from Churchill Downs through June 27th. The submitted contract is effective through the racing of

November 27th, however, the Kentucky H.B.P.A. permission letter specifies the Spring Churchill meeting only.

The Ellis Park 1999 thoroughbred simulcast import has been approved for their entire race meeting of June 28th through September 6th.

- For entry into the minutes, on April 30, 1999, approval was also granted for the request by Monticello Raceway to accept simulcasts from Plainridge Racecourse in Plainview, Massachusetts throughout the 1999 race season.

However, Monticello cannot import races from Plainridge before 6:00 p.m. on days when NYRA is racing without obtaining NYRA permission.

- For entry into the minutes, on April 30, 1999, approval was also granted for the request by Monticello, upon the removal of YOUBET, Inc. from the submitted contract, to export simulcasts to Ladbroke at the Meadows located in a contiguous state, Pennsylvania.

The approval is valid throughout the remainder of the calendar year of 1999.

- For entry into the minutes, on May 7, 1999, approval was also granted for the request by Monticello Raceway to import the simulcast signal from Sportsman's Park. The approval is valid for the receipt of simulcasts, whenever permitted under the Racing Law, throughout the 1999 Sportsman's Park at Hawthorne race meeting that concludes on June 30th.

10. YONKERS RACEWAY REQUEST TO SIMULCAST FROM HARRINGTON RACEWAY

For entry into the minutes, on April 29, 1999, approval was also granted for the request by Yonkers Raceway, dated April 27, 1999, to import Harrington Raceway (Delaware) harness simulcasts. The approval extends through the life of this contract that is in effect until December 31, 1999.

If Yonkers imports Harrington Raceway on May 31, 1999, approval must be obtained from NYRA for any races starting before 6:00 p.m.

11. YONKERS RACEWAY SCHEDULE FOR THE GREATER WESTCHESTER COUNTY FAIR

For entry into the minutes, on April 29, 1999, approval was granted for the request by Yonkers Raceway, dated April 19, 1999, to amend its racing schedule during the Greater Westchester County Fair beginning Thursday, May 27, 1999 and concluding on Sunday, June 13, 1999 as outlined in the request letter.

12. YONKERS RACEWAY REQUEST TO SIMULCAST SCIOTO DOWNS

For entry into the minutes, on April 30, 1999, approval was granted for the request by Yonkers Raceway, dated April 8, 1999, for the import of simulcasts from Scioto Downs, in Ohio. The approval extends throughout the remainder of the 1999 season concluding on December 31, 1999.

13. CAPITAL OTB REQUEST TO APPOINT CONCESSIONAIRES SCULLY & PERRONE

For entry into the minutes, on April 30, 1999, approval was granted for the request by Capital OTB, dated March 30, 1999, to appoint Mr. Albert Perrone and Mr. Christopher Scully, principals of Diamond Café, Inc., as the concessionaire of the Lake George simulcast branch facility.

The concessionaires were conditionally approved until Wednesday, May 5, 1999, pending receipt of certain documentation and cursory background information.

SEE F-ITEM.

14. CAPITAL OTB REQUEST TO CONDUCT PROMOTIONAL EVENT

For entry into the minutes, on April 30, 1999, approval was granted for the request by Capital OTB, dated April 30, 1999, to raffle off four (4) seats to Saratoga Race Course for Wednesday, July 28, 1999 (opening day) on

May 1, 1999, Kentucky Derby Day, at the teletheater located at 711 Central Avenue, Albany, New York and the Imperial Racing Center located at 325 State Street, Schenectady, New York.

15. VERNON DOWNS REQUEST TO CANCEL LIVE RACING ON WEDNESDAYS

For entry into the minutes, on April 30, 1999, approval was granted for the request by Vernon Downs, dated April 30, 1999, to eliminate live racing on Wednesday nights from May 5, 1999 through June 2, 1999, due to a shortage of horses.

16. BUFFALO RACEWAY REQUEST TO SIMULCAST SCIOTO DOWNS & HOLLYWOOD PARK

For entry into the minutes, on May 7, 1999, approval was granted for the request by Buffalo Raceway to import simulcasts from Scioto Downs in Ohio and from Hollywood Park in California, effective immediately.

The time frames of both of these approvals coincide with the federally required letters of permission from the representative horsemen's associations and state racing commissions. In Ohio, both the horsemen's group and the commission have expressed permission through June 30th only with a review of all out-of-state simulcasts to be assessed at that time. In California, the Thoroughbred Owners of California permission extends through the end of the Spring-Summer Hollywood Park meeting only.

17. CATSKILL OTB SIMULCAST AGREEMENT WITH FINGER LAKES

For entry into the minutes, on May 7, 1999, approval was granted for the request by Catskill OTB to import the 1999 simulcast from Finger Lakes Racing Association. The approval extends throughout the 1999 Finger Lakes racing season now, composed of 171 racing programs.

18. BUFFALO RACEWAY REQUEST TO IMPORT CALDER RACE COURSE

For entry into the minutes, on May 14, 1999, approval was granted for the request by Buffalo Raceway to import simulcasts from Calder Race Course in Florida effective with opening on May 23, 1999. The approval is valid through November 2, 1999 as stated in the submitted contract.

In previous years, Calder Race Course immediately initiated their Winter meeting in early November under the auspices of the Tropical Park Racing, Inc. Should that again happen in November 1999, a new contract for that Winter meeting must be filed with the Board.

19. FINGER LAKES REQUEST TO ADD TRIFECTA WAGERING

For entry into the minutes, on May 14, 1999, approval was granted for the request by Finger Lakes, dated May 11, 1999, to add trifecta wagering to the 9th race on a

ten race program and to the 10th race on an eleven race program when the appropriate number of horses are carded.

20. NYRA REQUEST FOR VARIOUS PROMOTIONAL EVENTS

For entry into the minutes, on May 14, 1999, approval was granted for the request by NYRA to hold the following promotional events:

- Pick the Mascot Derby *conditioned upon the outside entry box at Gate Six being open for a reasonable amount of time, at least one hour.*
- The \$1 Million Guaranteed Pick-Six on Belmont Stakes Day.
- The 50,000 Mailing of Various Vouchers to Patrons Redeemable on June 20th.
- Free General Admission Coupons to Belmont Park, a Promotion with *City Guide* for Sunset Racing.
- Free General Admission Coupons to Belmont Park in Regional Editions of Various Magazines.
- Free General Admission Coupons to Belmont Park for Sunset racing to all Paid Admissions to the Belmont Stakes Festival Family Fun Fair.
- Free General Admission Coupons to Belmont Park valid for June 18th distributed via KJOY Radio.
- Free Grandstand Admissions to Saratoga on July 30th and at Belmont Park on October 23rd upon presentation of a non-winning NYS Lottery Instant Scratch-Off Ticket.
- Free Grandstand Admissions to Belmont Park on June 4th to any Patron presenting a 1999 ticket stub from any Broadway Show.
- Free Grandstand Admissions to Saratoga to purchasers of Saratoga Shuttle One-Day Packages.
- Free Clubhouse Admissions to Belmont Park on Belmont Stakes Day to Amtrak Customers purchasing round-trip tickets from Baltimore or Albany to New York City.
- Free Clubhouse Admissions to Saratoga on all Saturdays and Sundays to Amtrak customers purchasing round-trip tickets from Buffalo or New York City to Saratoga Springs.
- Free Grandstand Admission Coupons to Belmont Park to participants (estimated at 250) in the 5K Road Race in Floral Park on May 30th.
- Free Grandstand Admission Coupons to Saratoga to participants (estimated at 1,000) in the Saratoga Special Olympics 5K Road Race on July 31st.

- Free Grandstand Admission Coupons (estimated at 178,000) to Saratoga generally known as "Day at the Races" to be distributed by various media as listed in the request letter.
- Free Grandstand Admission Coupons (estimated at 15,000 and valid for weekdays only) to Saratoga generally known as "You've Won A Day At The Races" and available to outlying markets and smaller media areas and distributed through radio stations.
- Free Grandstand Admission Coupons (estimated at 10,000 and valid on August 23rd) to Saratoga for "Salute Red, White and Blue Day" on August 23rd and distributed by Capital Region Military Branches and NYS/local Veteran Organizations.
- Free Grandstand Admission Coupons to Saratoga to Stewart's Shops (40,000 valid on August 23rd only) and to Price Chopper Supermarkets (25,000, valid on August 25th only).
- Free Grandstand Admission Coupons (2,000, valid any Thursday) to Saratoga to the Coors Brewing Company.
- Twenty (20) sets of Clubhouse Packages valid any day to the Belmont Spring/Summer Meeting including parking, admissions, programs and lunch to Coors Brewing Company.
- Free Grandstand Admission Coupons (estimated at 1,000) to Saratoga to the Garden Way, Inc. to be distributed at local retail locations.

C. ITEMS PREVIOUSLY APPROVED, DENIED OR DEFERRED BY THE BOARD, CAPTIONED BELOW AND ON FILE IN THE SECRETARY'S OFFICE.

1. NYRA REQUEST FOR RENOVATIONS TO AQUEDUCT PADDOCK

For entry into the minutes, on May 7, 1999, approval was granted for the request by NYRA for Aqueduct Racetrack Paddock Renovation project as described below, and listed in the April 27, 1999 letter.

The project consists of the reconfiguration and reconstruction of the paddock area, including saddling bays, walking ring, weighing area, trophy presentation stand and patron viewing area. The purpose of the project is to address structural safety concerns in the existing paddock area and to enhance fan enjoyment. Upon completion of the project, the saddling bays will be newly located on the track-side of the paddock, which will allow track patrons to view them from a newly enclosed apron viewing area.

Within thirty days after the City of New York issues the certificate of completion NYRA is to provide the Board a copy of the certificate. All of the books and

records relating to the selection of this bid are to be available to Racing and Wagering Board staff upon their request.

2. NYRA - BELMONT GIFT SHOP

For entry into the minutes, on May 14, 1999, approval was granted for the request by NYRA for the construction of the Belmont Gift Shop to be located on the second floor of the Belmont Clubhouse. The construction will be accomplished with in-house labor and an estimated \$11,000 in material costs.

Within thirty (30) days after the Town of Hempstead issues the certificate of completion, NYRA is to provide the Board a copy of the certificate.

D. ITEMS TO BE APPROVED, DENIED OR DEFERRED BY THE BOARD

1. PROPOSAL TO AMEND OFF-TRACK BETTING RULES

The Board approved the comprehensive proposal to revise a significant number of the Board's rules that govern the conduct of off-track betting. The rules affected are contained in 9 E NYCRR Parts 5200, 5203, 5204, 5205, 5206, 5207, 5208 and 5209.

The amendments either clarify existing language, modify the rules to conform to statutory changes and/or existing practice or repeal obsolete regulatory provisions. The proposal does not establish any new obligations upon the off-track betting corporations.

2. MATTER OF NORMAN DWARTZ

The Board approved Hearing Officer Hoblock's recommendation that Thoroughbred owner and trainer Norman Dwartz be found guilty in violation of Board Rule 4012.1(a)(2) for possession of a bottle containing the drug Clenbuterol on the grounds of Finger Lakes Race Track on July 1, 1998 and that the penalty be reduced, under the circumstances, from sixty (60) days to forty (40) days.

3. MATTER OF JEFFREY GREENBERG

The Board approved Hearing Officer Liebman's recommendation that the denial of a license to Mr. Greenberg be confirmed based upon findings that Mr. Greenberg:

1. made a misrepresentation in his 1999 application;
2. violated a rule of racing in another jurisdiction;

3. had accumulated unpaid financial obligations and had otherwise displayed financial irresponsibility; and
4. his overall character and fitness were inconsistent with the best interest of racing.

4. MATTER OF LUIS GUTIERREZ

The Board approved Hearing Officer Hoblock's recommendation that Mr. Gutierrez be found guilty in violation of Board Rules 4043.2 and 4043.4 due to the fact that HARD CIRCLE, trained by him, raced at Finger Lakes Race Track on October 7, 1998 while the drug Albuterol was present in its system and that the fifteen (15) day suspension and a penalty of a \$1500 fine be affirmed.

5. MATTER OF ROBERT JOBSON

The Board approved Hearing Officer Hoblock's recommendation that Mr. Jobson be found guilty for failure to conduct business in a proper manner at Finger Lakes Race Track on December 1, 1998 and that the \$100 fine be confirmed.

6. MATTER OF SALVATORE TRICARIO

The Board approved Hearing Officer Martin's recommendation that Mr. Tricario be found guilty in violation of Board Rule 4120.6(a)(1) for possession of hypodermic equipment at Yonkers Raceway on July 16, 1998 and that the penalty be reduced, under the circumstances, from sixty (60) days to forty-five (45) days; of which fifteen (15) days are to be waived if Mr. Tricario is not found to be in violation of Section 4120.6 for the next twelve months. In the event he is found to violate that Rule, the fifteen (15) day suspension will be imposed.

7. LICENSE APPLICATION OF CARLO VACCAREZZA

The Board approved the recommendation that Vaccarezza's 1999 application to be licensed as a thoroughbred racing owner be refused upon the basis that Vaccarezza's participation in New York State pari-mutuel racing would not be consistent with the public interest, convenience and necessity and with the best interests of racing generally.

8. BUFFALO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Buffalo Raceway to withdraw \$19,950 from the Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Buffalo CIF request consists of:

Backstretch Area

(60) Barn Stall Doors	\$12,800.00
Siding on front side of Barn 13	3,950.00
(5) New replacement steel doors	<u>3,200.00</u>
Total approved	<u>\$19,950.00</u>

These items were included in their budget for Capital Improvements for 1999.

9. BUFFALO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Buffalo Raceway to withdraw \$4,851.70 from the Capital Improvement Fund for reimbursement for capital expenditures incurred by the track.

The approved Buffalo CIF request consists of:

Backstretch Area

Lumber for Barn 13	\$4,851.70
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The 25 televisions listed in their April 23, 1999 request for approval had not been fully put into use in racing operations. An inspection of the TV's found that only 8 of the 25 TV's were being used in the simulcast and clubhouse area, and the remaining 17 were still in the storage area. The Board deferred approval of the TV's until they are placed into service for racing operations.

This item was included in their budget for Capital Improvements for 1999.

10. FINGER LAKES REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Finger Lakes to withdraw \$56,403.87 from the Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Finger Lakes Racetrack CIF request consists of:

Backstretch Area

Painting - Barns	\$13,235.47
Dorms – Painting	10,095.88
Barn Plexiglas Windows	<u>2,974.47</u>
Total Backstretch Area	\$26,305.82

Oval Racing Strip

Track conditioner – Culti-Mulcher	8,500.00
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General & Administrative

Floor Scrubber	\$6,301.32
Link Fence	5,487.63
Office Desk (For Track Superintendent)	<u>789.66</u>
Total General & Administrative	\$12,578.61

Patron Areas and Services:

Park Benches	\$4,535.75
Stripping for Parking Lot (Newly paved Lot)	2,701.75
Handicap Parking Lot Signs	957.65
(3) Software-Up Grades Programs (For group sales)	<u>824.29</u>
Total Patron Areas and Services	<u>\$9,019.44</u>

Total approved \$56,403.87

11. MONTICELLO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Monticello Raceway to withdraw \$22,078.55 from the Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Monticello Raceway CIF request consists of:

General & Administrative

1997 Toyota Tacoma Pick-Up Truck	\$10,518.79
Computers (Accounting Department)	5,000.00
Propane Gas Vaporizer (For Grandstand heating system)	3,113.70
(2) Sid 1000 Gallon Gasoline Tanks	2,873.81
Road Sander Engine	<u>572.25</u>
Total approved	<u>22,078.55</u>

12. NYRA REQUEST FOR THE ISSUANCE OF A DIGITAL DECODER

The Board approved the request by NYRA to issue an IRD (Digital) decoder to Robert McNair of Stonerside Stable, LLC. A signed affidavit signed by Mr. David Souell, Business Manager on behalf of Stonerside Stable LLC. has been received stating that the decoder will be used for Mr. McNair's viewing purposes only.

13. CAPITAL OTB REQUEST TO INSTALL AUTOMATED VOUCHER MACHINES AT HOOSICK FALLS BRANCH

The Board approved the request by Capital OTB, dated April 16, 1999, to install a fully automated voucher machine at the Hoosick Falls simulcast branch. The

Hoosick Falls branch closes at 5:30 p.m. and several of the patrons and the bar/restaurant owners (OTB's landlord) had approached Capital OTB about the possibility of extending the wagering hours.

14. CATSKILL OTB REQUEST TO RELOCATE BRANCH

The Board approved the request by Catskill OTB, dated April 21, 1999, to amend its simulcast plan of operation to relocate Catskill OTB's Binghamton simulcast branch to 700 Front Street, Town of Dickinson, New York (a former Howard Johnson Restaurant).

Catskill OTB also requests permission to transfer the existing simulcast license from the Binghamton location to the new branch location.

Approval was conditioned upon receipt of a Certificate of Occupancy and written confirmation from appropriate local officials that the location of such facility and the number of patrons expected to occupy the facility are in compliance with all applicable local ordinances.

15. CATSKILL OTB REQUEST TO RELOCATE JOHNSON CITY BRANCH

The Board approved the request by Catskill OTB, dated April 20, 1999, to amend its simulcast plan of operation to relocate Catskill OTB's Johnson City simulcast branch to River Plaza, Route 17C, Town of Union, New York.

Catskill also requests permission to transfer the existing simulcast license from Johnson City to the new branch location.

Approval was conditioned upon receipt of a Certificate of Occupancy and written confirmation from appropriate local officials that the location of such facility and the number of patrons expected to occupy the facility are in compliance with all applicable local ordinances.

16. TODD PLETCHER AND DAVID HENNIG

The Board granted the request of trainers Pletcher and Hennig to hear their statements and arguments as to why horses, trained by each, should be allowed to compete at Belmont Park, despite the summary suspension of their licenses in the State of Florida. After consideration, the Board determined to permit horses, trained by either and already entered, to participate in racing through Saturday, May 22, 1999 only, unless a stay of the Florida suspensions was obtained.

E. ITEMS FOR BOARD INFORMATION/DISCUSSION

- 1. AUTOTOTE SYSTEMS, INC. AMENDMENT TO HUB SITE - 03-08-E**

Copy of amendment to contract between Saratoga Harness and Autotote, Inc.

- 2. NATIONAL INDIAN GAMING COMMISSION - 04-58-E**

Memorandum of Understanding

- 3. SETTLEMENT OF FINGER LAKES COMMISSIONS DUE**

NYRA FROM CATSKILL REGIONAL OTB - 05-04-E

Both NYRA and Catskill OTB confirmed that they have concluded the audit and final payment from Catskill OTB of \$49,398.15 was made to NYRA as settlement of this issue.

- 4. PUBLICATION OF EMERGENCY RULE MAKING FOR GAMES OF CHANCE AND BINGO - 05-06-E**

The April 9, 1999 Board emergency rule making was published in the NYS Register issue of April 28, 1999. The emergency rules are effective for 90 days, through July 7, 1999.

- 5. PROPOSED RULE FOR INTERNET POSTING TO ASSIST COMPULSIVE GAMBLERS - 05-10-E**

The rule proposals were published in the NYS Register issue of May 5, 1999. The comment period expires on June 19, 1999.

- 6. CAPITAL OTB NOTICE OF CLAIM - 04-49-E**

John L. & Nancy A. Giacoppe v. CDROTBC

- 7. CAPITAL OTB ADVANCED WAGERING ON ALL FRIDAYS PRECEDING TRIPLE CROWN - 03-61-E**

Request was satisfied per Directive to all Racetracks and OTB's from Jim Gallagher dated April 26, 1999.

8. NEW YORK CITY OTB AMENDMENT TO CONTRACT WITH MEADOWLANDS - 05-09-E

Amendment to an existing contract in effect between NYC OTB and the Meadowlands concerning the rate of contractual payment for 48 specified harness stakes.

9. WESTERN OTB ROBBERY – 04-52-E

Robbery at Western OTB's Redwing Plaza branch office in Rochester on Tuesday, April 20, 1999 in which \$5,723.10 was taken.

10. WESTERN OTB JOB SECURITY AGREEMENT - 04-61-E

Job security Agreement with Vernon Downs Local 234, S.E.I.U., AFL/CIO

Meeting was adjourned at 4:00 p.m.