

OKLAHOMA HORSE RACING COMMISSION

**REGULARLY SCHEDULED MEETING
AUGUST 18, 2016**

MINUTES

CALL TO ORDER/ROLL CALL

Chairman Leonard called the Regularly Scheduled Meeting of the Commission to order at 9:35 a.m. in Track North at Remington Park Racetrack and Casino, Oklahoma City, Oklahoma.

Commission members answering roll call were Commissioners Bollenbach, Harrell, Kirk, Lucas, Money, Sanders and Chairman Leonard. Commissioner Marcum joined the meeting at 9:45 a.m. Commissioner Goumaz was unable to attend the meeting. The following Commission staff members were in attendance: Mr. Kelly Cathey, Ms. Mandy Hadley, Mr. Pete Markstone and Ms. Bonnie Morris. Approximately thirteen people attended and signed the registry which is part of the record.

INTRODUCTION OF NEW DIRECTOR OF LAW ENFORCEMENT

Mr. Pete Markstone was promoted from Law Enforcement Agent to the Director of Law Enforcement effective August 1, 2016.

MINUTES

Commissioner Harrell made a motion to approve the drafted Minutes of the June 16, 2016 Regularly Scheduled Meeting as presented. Commissioner Money seconded the motion. The vote was recorded as follows:

Aye: Mr. Harrell, Ms. Money, Mr. Bollenbach, Mr. Kirk, Mr. Lucas,
Mr. Marcum, Mr. Sanders, Mr. Leonard

Absent: Ms. Goumaz

The motion passed on an 8-0 vote.

PRELIMINARY CONSIDERATION OF CY 2017 RACING AND GAMING APPLICATIONS

The Commission received three renewal applications from Remington Park, Will Rogers Downs and Fair Meadows at Tulsa for organization licenses to conduct live racing and simulcasting in CY 2017 as well as gaming applications.

Staff Briefs were distributed on the review of the racing and gaming applications. All questions by Commission Staff were answered by the respective racetrack.

Mr. Pete Markstone, Director of Law Enforcement, reported that there were no issues with any of the Security Plans submitted by the racetracks to the Commission. He also stated that the background investigations resulted in no issues to be resolved.

It was noted that Ms. Debbie Schauf, Executive Director of the Oklahoma Quarter Horse Racing Association, was unable to speak due to laryngitis and would be forwarding her written comments that could be discussed at the next Commission meeting.

Remington Park

Remington Park, Inc. applied to conduct two race meetings:

- a **Quarter Horse, Paint and Appaloosa race meeting**, 50 days in length, from March 10 through June 3, 2017 and
- a **Thoroughbred race meeting**, 67 days in length, from August 11 through December 10, 2017.

Mr. Matt Vance, Vice President of Operations, spoke on behalf of Remington Park. He advised the Commission that the \$1.5 million improvements to the gaming floor were almost completed. Mr. Vance discussed the polygrass in the paddock and the \$90,000 upgrade to the Winner's Circle.

Will Rogers Downs, L.L.C.

Will Rogers Downs, L.L.C. [WRD] applied to conduct two race meetings:

- a **Thoroughbred race meeting**, 30 days in length, from March 13 through May 20, 2017 and
- a **Quarter Horse, Paint and Appaloosa race meeting**, 28 days in length, from September 9 through November 11, 2017.

Mr. Mark Enterline, Consulting General Manager, spoke on behalf of Will Rogers Downs. He said that the application was essentially the same as the last several years. He reported that the \$5.5 million remodeling was underway as well as the \$1.5 million sewer upgrade.

Tulsa State Fair (Tulsa County Public Facilities Authority)

The Tulsa State Fair (the Tulsa County Public Facilities Authority) applied to conduct one fair race meeting:

- a **Thoroughbred, Quarter Horse, Paint and Appaloosa fair race meeting** at Fair Meadows at Tulsa, 34 race days in length, from June 8 through July 29, 2017.

Mr. Mark Enterline, in his capacity as Operations Manager for the race meeting, spoke on behalf of Fair Meadows at Tulsa. He advised the Commission that the proposed Paint and Appaloosa races totaled 68 rather than the breakdown of 34 for each of the two breeds. Mr. Enterline reported that there may be a new barn constructed dependent on the City of Tulsa. He added that Fair Meadows would know the decision in the next 30-60 days. Mr. Enterline also stated that a bid was underway for tearing down the rest of the grandstand with the press box left for the Board of Stewards.

Commissioner Lucas made a motion to take preliminary action to award CY 2017 racing and gaming licenses to Remington Park, Will Rogers Downs and Fair Meadows at Tulsa and direct Commission Staff to draft License Orders for consideration in further deliberations at the October 20, 2016 meeting. Commissioner Money seconded the motion. The vote was recorded as follows:

Aye: Mr. Lucas, Ms. Money, Mr. Bollenbach, Mr. Harrell, Mr. Kirk,
Mr. Marcum, Mr. Sanders, Mr. Leonard

Absent: Ms. Goumaz

The motion passed on an 8-0 vote.

**PROPOSED DELEGATION OF AUTHORITY TO EXECUTIVE DIRECTOR
TO REVIEW, UPDATE AND APPROVE AGENCY PERSONNEL
MANUAL**

Under Title 3A, Oklahoma Horse Racing Act, Section 204.B.1., Powers and Duties of the Commission, the Commission may delegate any of its authority to the Executive Director to fully implement and effectuate the purposes of the Act.

Commission Staff recommended that the Commission consider delegating its authority to the Executive Director to review, update and approve the agency's Personnel Manual. Mr. Kelly Cathey, the Commission Executive Director, had been working on the update and adapting the one in place at the Department of Agriculture, Food and Forestry.

Commissioner Sanders made a motion to delegate authority to the Executive Director to approve the agency Personnel Manual. Commissioner Lucas seconded the motion. The vote was recorded as follows:

Aye: Mr. Sanders, Mr. Lucas, Mr. Bollenbach, Mr. Harrell, Mr. Kirk,
Mr. Marcum, Ms. Money, Mr. Leonard

Absent: Ms. Goumaz

The motion passed on an 8-0 vote.

RECOMMENDATIONS FROM THE OKLAHOMA-BRED ADVISORY COUNCIL

The Oklahoma-Bred Advisory Council forwarded a number of requests for funding from the Oklahoma Breeding Development Fund Special Account.

Commissioner Lucas made a motion to continue consideration of the recommendations of the Oklahoma-Bred Advisory Council to the next Commission meeting. Commissioner Marcum seconded the motion. The vote was recorded as follows:

Aye: Mr. Lucas, Mr. Marcum, Mr. Bollenbach, Mr. Harrell, Mr. Kirk,
Ms. Money, Mr. Sanders, Mr. Leonard

Absent: Ms. Goumaz

The motion passed on an 8-0 vote.

CY 2017 MEETING DATES

Commission Staff recommended that the Commission consider scheduling eight monthly meetings in CY 2017 for the months of January, February, March, May, June, August, October and November. The proposed CY 2017 meeting dates included January 12, February 16, March 30, May 18, June 15, August 17, October 19 and November 16.

It was noted that, although the meetings are usually held on the third Thursday of the month, the January 14, 2017 date was proposed so that the Commission meeting would not be held at the same time as the Heritage Place Mixed Breed Sale scheduled for January 19-21, 2017. The March meeting was proposed for the last Thursday to

provide the maximum amount of time for proposing rule amendments and/or new rules through the permanent rulemaking process and forwarding the agency adoption of the rule amendments and/or new rules for consideration during the CY 2017 Legislative Session.

Commissioner Lucas made a motion to set the CY 2017 meeting dates for January 12, February 16, March 30, May 18, June 15, August 17, October 19 and November 16. Commissioner Money seconded the motion. The vote was recorded as follows:

Aye: Mr. Lucas, Ms. Money, Mr. Bollenbach, Mr. Harrell, Mr. Kirk,
Mr. Marcum, Mr. Sanders, Mr. Leonard

Absent: Ms. Goumaz

The motion passed on an 8-0 vote.

REPORTS

Chairman Leonard made the following reports:

- The final adoption of the amendments to twenty (20) racing rules will be published in the September 1, 2016 issue of *The Oklahoma Register*. Therefore, the effective date will be September 11, 2016.
- The Ad Hoc Committee on Rules and Medication would be scheduling a meeting shortly.
- Commissioner Sanders, as Chair of the Ad Hoc Committee on Budget and Finance, Technology and Facilities, had been working with Commission Executive Director Mr. Cathey on budgetary matters.
- The Oklahoma-Bred/Oklahoma Thoroughbred Retirement Program met and set its action goals.

ANY MATTER NOT KNOWN ABOUT OR WHICH COULD NOT HAVE BEEN REASONABLY FORESEEN PRIOR TO POSTING THE AGENDA

There was no such matter.

ANNOUNCEMENT

Remington Park's Thoroughbred race meeting began on Friday, August 12, 2016.

ADJOURNMENT

The meeting was adjourned at 9:57 a.m.

Approved this 20th day of October, 2016.

Ran Leonard, Chairman

On Behalf of the Commission:

ATTEST:

Kelly G. Cathey, Executive Director
KGC/bjm/9/12/16, 10/20/16

In conformity with the Oklahoma Open Meeting Act, advance notice of this regular Commission meeting was originally transmitted to the Oklahoma Secretary of State on August 24, 2015; and public notice of this meeting, together with the agenda, was posted in prominent public view in the lobby of Remington Park, One Remington Place, Oklahoma City on August 12, 2016. The announcement of the CY 2016 Commission meetings was posted on the OHRC website on December 17, 2015. The agenda for this meeting was posted on the OHRC website, www.ohrc.org, on August 12, 2016 and placed in the Commission's mall display case at the Commission's Shepherd Mall home office, 2401 N.W. 23 Street, Suite 78, Oklahoma City, OK 73107.