#### **MINUTES**

#### NEW YORK STATE RACING AND WAGERING BOARD

#### **MEETING OF JUNE 17, 1999**

A meeting of the New York State Racing and Wagering Board was held on Thursday, June 17, 1999 at 11:30 a.m. at the Capital Off-Track Betting Corporation Teletheater located at 711 Central Avenue in Albany, New York.

The meeting was called to order at 11:40 a.m.

#### **In Attendance Were:**

Michael J. Hoblock, Jr., Chairman
Joseph Neglia, Member
Bennett Liebman, Member
Edward Martin, Executive Director
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:

Joe Lynch, NYSR&WB
Nicole Robilotto, NYSR&WB
Mark Stuart, NYSR&WB
Rick Goodell, NYSR&WB
Martin Basinait, Western Regional OTB
Tod Grenci, Capital OTB
W. Hubert Plummer, Bingotec
Marcel Herog, Bingotec
Tom Peashey, Patriots Drum Corps.
Neis Anniballi, Bingotec
Joe DiBello, Bingo City
Joe Siracuse, Patriots Drum Corp.
Peter O'Connell, Western Regional OTB

OPEN COMMENT PERIOD: W. Hubert Plummer, President of Bingotec Inc. gave a brief description of the company's background and relationship with the Racing and Wagering Board regarding rules and regulations and the Attorney General's opinion regarding

compliance with their electronic bingo aid. Mr. Plummer said that they can comply with the Attorney General's recent opinion in the near future.

Ed Martin, Executive Director of the Racing and Wagering Board suggested that Bingotec come to the Racing and Wagering Board office next week for a compliance hearing. The Board extended the deadline for compliance for one week.

Tom Peashey spoke regarding the use of the devices.

The matter was adjourned until one week from today.

Martin Basinait, President, Western OTB, thanked the Board and informed them that a bill was introduced in the Senate today in regard to the power of an OTB Corporation to conduct harness racing and hopefully will be introduced in the Assembly today.

- A. APPROVED THE MINUTES OF THE BOARD MEETING HELD ON MAY 20, 1999.
- B. ITEMS PREVIOUSLY APPROVED, DENIED OR DEFERRED BY THE CHAIRMAN
- 1. BUFFALO RACEWAY REQUEST TO SIMULCAST FROM MONMOUTH PARK, LAUREL PARK & PIMLICO RACE COURSE

For entry into the minutes, on May 17, 1999, approval was granted for the request by Buffalo Raceway to import simulcasts from Monmouth Park in New Jersey through September 5<sup>th</sup> and from the Maryland Jockey Club's racetracks of Laurel Park and Pimlico Race Course throughout their 1999 racing season. Upon the start of the 1999 NYRA-Saratoga race meeting on July 29<sup>th</sup>, Section 1015 of the Racing Law is effective. During the NYRA-Saratoga race meeting, these afternoon thoroughbred simulcasts are available only on Tuesdays, generally known as NYRA-Saratoga "dark days".

# 2. SARATOGA HARNESS REQUEST TO IMPORT A LIST OF TRACKS

For entry into the minutes, on May 17, 1999, approval was granted for the request by Saratoga Raceway for the import of thoroughbred simulcasts from Monmouth Park in New Jersey and from Hollywood Park in Florida. These approvals are valid whenever permitted under the Racing Law.

### 3. VERNON DOWNS REQUEST TO OFFER PROMOTIONAL EVENT ON 5/31/99

For entry into the minutes, on May 17, 1999, approval was granted for the request by Vernon Downs, dated May 11, 1999, to conduct a promotional event called the "Coors Light Memorial Day Extravaganza" on Monday, May 31<sup>st</sup> as outlined in their letter.

### 4. VERNON DOWNS REQUEST TO SIMULCAST FROM MONMOUTH PARK

For entry into the minutes, on May 17, 1999, approval was granted for the request by Vernon Downs, dated May 12, 1999, for the import of the 1999 thoroughbred simulcasts from Monmouth Park in New Jersey. This simulcast is permitted whenever applicable under the Racing Law.

Although Vernon Downs does not currently conduct simulcasts on Tuesday afternoon, this Monmouth Park simulcast would be permitted under the Racing Law on all Tuesdays during the NYRA-Saratoga racing season should Vernon change their Tuesday policy.

# 5. NEW YORK CITY OTB REQUEST TO SIMULCAST FROM MONMOUTH PARK

For entry into the minutes, on May 17, 1999, approval was granted for the request by New York City OTB, dated April 29, 1999, to simulcast the thoroughbred program from Monmouth Park in New Jersey whenever applicable under the Racing Law.

In clause eighteen (18) in the submitted contract it reads, "This agreement shall run for a term commencing upon execution and through September 15, 1999, and continues thereafter until terminated by any party upon no less than 90 days prior written notice to the others." This approval however, expires on September 5, 1999, upon the end of the 1999 Monmouth Park race meeting and in accord with the New Jersey Commission and New Jersey Thoroughbred Horsemen permission letters.

The approval also applied to the Capital, Catskill and Western Regional Off-Track Betting Corporations.

# 6. NEW YORK CITY OTB REQUEST TO SIMULCAST FROM ATLANTIC CITY AND PRESCOTT DOWNS

For entry into the minutes, on May 20, 1999, approval was granted for the requests by New York City OTB, dated May 17<sup>th</sup> and May 18, 1999, to import the thoroughbred simulcast signals from Atlantic City Race Course in New Jersey and from Prescott Downs in Arizona, whenever permitted under the Racing Law.

The approval also applied to the Capital, Catskill and Western Regional Off-Track Betting Corporations.

# 7. MONTICELLO RACEWAY REQUEST FOR UPCOMING 1999 CALENDAR YEAR

For entry into the minutes, on May 21, 1999, approval was granted for the requests by Monticello Raceway to export simulcasts to Philadelphia Park in Pennsylvania. Monticello Raceway simulcasts will go to the OTB's of Philadelphia Park including the Turf Clubs at Center City, Upper Darby, South Philadelphia, Valley Forge and Brandywine, effective immediately.

\* For entry into the minutes, on May 28, 1999, approval was granted for the request by Monticello Raceway to import the simulcast signal from Monmouth Park in New Jersey whenever permitted under the Racing law. The approval extends throughout the 1999 Monmouth Park meeting that concludes on September 5th.

Also approved is the Monticello Raceway export of its simulcast signal to Atlantic City Racecourse located in the contiguous state of New Jersey. This agreement is approved for the remainder of the calendar year of 1999.

\* For entry into the minutes, on June 1, 1999, approval was granted for the request by Monticello Raceway to accept simulcasts from Calder Race Course in Florida, effective immediately and whenever permitted under the Racing Law.

Also approved was the agreement with Prairie Meadows Racetrack in Iowa enabling the import of the simulcast of the special event, the \$350,000 (Grande III) Cornhusker Breeders Cup Handicap on July 5<sup>th</sup>.

\* For entry into the minutes, on June 11, 1999, approval was granted for the request by Monticello Raceway to export simulcasts to Connecticut OTB located in a contiguous state. The approval is effective immediately.

The approval extends to all Connecticut OTB locations, including simulcast facilities and the satellite locations located in the greyhound parks of Shoreline Star and Plainfield, as well as the racebook at the Mohegan Sun Casino.

### 8. MONTICELLO RACEWAY REQUEST TO CHANGE POST TIMES IN JUNE

For entry into the minutes, on May 21, 1999, approval was granted for the request by Monticello Raceway, dated May 21, 1999, to amend its post time on Wednesdays for the month of June from 7:30 p.m. to 1:05 p.m. beginning on

June 2, 1999.

### 9. NASSAU OTB REQUEST TO SIMULCAST HAZEL PARK

For entry into the minutes, May 21, 1999, approval was granted for the request by Nassau OTB, dated May 18, 1999, to simulcast the remainder of the 1999 harness racing meeting from Hazel Park in Michigan that concludes on October 16<sup>th</sup>.

The approval extends to Suffolk Regional OTB as well. The Hazel Park simulcasts may be imported whenever permitted under the Racing Law.

# 10. NEW YORK CITY OTB AMENDMENT TO CONTRACT WITH MEADOWLANDS

For entry into the minutes, on May 21, 1999, approval was granted for the request by New York City OTB to make an addendum to the current valid contract with the Meadowlands concerning the rate of contractual payment for 48 specially designated early closing events and stakes and series finals. These races are contested through the 1999 Meadowlands harness meeting that concludes on August 7<sup>th</sup>.

The rate of payment for these 48 specially designated races will be three and

one-half percent (3.5%) on all pari-mutuel pools other than the triple pari-mutuel pools on which the rate will be six and one-half percent (6.5%).

The approval also applied to Capital, Catskill, Nassau, Suffolk and Western Regional Off-Track Betting Corporations.

# 11. NYRA REQUEST TO OFFER WAGERING ON PICK 6 AT HOLLYWOOD PARK

For entry into the minutes, on May 27, 1999, approval was granted for the request by NYRA to designate the Hollywood Park Pick Six with a guaranteed \$1 million payout, to be held on Sunday, June 13, 1999 as a race of special interest, pursuant to Section 905-a of the Racing, Pari-Mutuel Wagering and Breeding Law.

# 12. VERNON DOWNS REQUEST TO OFFER PROMOTIONAL EVENTS

For entry into the minutes, on May 27, 1999, approval was granted for the request by Vernon Downs, dated May 25, 1999, to conduct the following promotional events:

- 1. Beginning Wednesday, June 9<sup>th</sup> and continuing until further notice, Wednesday nights will be called "Dollar Night". In addition to free admission to senior citizens, all other patrons will be offered \$1.00 admission, \$1.00 bets and sodas and hot dogs will be \$1.00.
- 2. On Wednesdays, June 9<sup>th</sup>, 16<sup>th</sup>, 23<sup>rd</sup> and 30<sup>th</sup> Vernon will hold a Karoke Singing Contest in Founder Park. The winner will receive a free \$50 bet voucher.

3. Vernon may be conducting handicapping classes on Wednesdays in June.

## 13. NASSAU OTB REQUEST TO SIMULCAST FROM ROCKINGHAM PARK

For entry into the minutes, on May 27, 1999, approval was granted for the request by Nassau OTB, dated May 24, 1999, to import the simulcast of the designated special event known as the New Hampshire Sweepstakes Handicap contested on June 19<sup>th</sup> at Rockingham Park in New Hampshire. Should this named race be split into divisions, approval is granted for both divisions.

The approval extends to Suffolk Regional OTB.

### 14. NASSAU OTB REQUEST TO SIMULCAST PRESCOTT DOWNS

For entry into the minutes, on May 27, 1999, approval was granted for the request by Nassau OTB, dated May 25, 1999, to import the simulcast from the thoroughbred track known as Prescott Downs in Arizona beginning on or after May 29<sup>th</sup> and whenever permitted under the Racing Law.

This approval extends to Suffolk Regional Off-Track Betting Corporation.

### 15. VERNON DOWNS REQUEST TO OFFER TRIFECTA WAGERING ON 5/31/99

For entry into the minutes, on May 28, 1999, approval was granted for the request by Vernon Downs, dated May 27, 1999, to offer all trifecta wagering on Monday, May 31, 1999.

### 16. NYRA REQUEST TO RUN TEN RACES ON 6/3/99

For entry into the minutes, on June 1, 1999, approval was granted for the request by NYRA, dated June 1, 1999, to conduct ten (10) races on Thursday,

June 3, 1999. It is understood that the extra race is needed to maintain the continuity of all "flat" races within the Pick-6 and to maintain the superfecta wager on the final race of the day's program.

### 17. VERNON DOWNS REQUEST TO OFFER TRIFECTA WAGERING

For entry into the minutes, on June 1, 1999, approval was granted for the request by Vernon Downs, dated May 28, 1999, to offer all trifecta wagering on Monday, July 5 and on Monday, September 6, 1999.

### 18. BUFFALO RACEWAY REQUEST TO OFFER PICK 3 WAGERING

For entry into the minutes, on June 4, 1999, approval was granted for the request by Buffalo Raceway, dated May 27, 1999, to offer pick 3 wagering whenever an eleven (11) race card program is offered.

# 19. SARATOGA RACEWAY REQUEST TO EXPORT/IMPORT SIGNAL TO LIST OF TRACKS/OTB OUTLETS

For entry into the minutes, on June 4, 1999, approval was granted for the request by Saratoga Raceway to import Scioto Downs harness simulcast signal from Ohio, effective immediately. This approval is valid <u>THROUGH JUNE 30<sup>th</sup> ONLY</u> as stipulated in the Ohio State Racing Commission and the Ohio Harness Horsemen's Association, Inc. permission letters.

Also approved is the export of the Saratoga Harness simulcast signal to Scioto

Downs. This approval is valid for the remainder of the 1999 Saratoga Harness race meeting.

\* For entry into the minutes, on June 11, 1999, approval was granted for the request by Saratoga Harness to import the simulcasts from Rosecroft Raceway, effective immediately. This simulcast signal may be imported whenever permitted under the Racing Law.

The Rosecroft Raceway contract is in effect until December 31, 1999 or until written notice is given by either party to the other, specifying an ending date to this agreement. Should such notice be given, it is expected that the Racing and Wagering Board will immediately be contacted and informed of such dissolution.

### 20. VERNON DOWNS REQUEST TO OFFER ENTERTAINMENT IN THE PARK

For entry into the minutes, on June 4, 1999, approval was granted for the request by Vernon Downs, dated June 1, 1999, to offer "Party in the Park" entertainment on Friday nights from June 18<sup>th</sup> through August 27<sup>th</sup> on Vernon Downs' new stage in Founders Park. Vernon also plans to advertise and offer a beer and clams special along with a handicapping seminar on these Friday evenings.

The Board also granted approval for the special non-betting three-quarter mile media race on Friday, June 18, 1999.

### 21. CAPITAL OTB REQUEST TO DESIGNATE RACES OF SPECIAL INTEREST

For entry into the minutes, on June 4, 1999, approval was granted for the request by Capital OTB, dated May 20, 1999, to designate the following "as races of special interest":

Date Race Track

06/26/99 Park	Vanity Handicap GI	Hollywood
06/27/99 Park	Hollywood Gold Cup GI	Hollywood
07/03/99 Park	Beverly Hills Handicap GI	Hollywood
07/18/99 Park	Swaps Stakes GI	Hollywood

This approval extended to Catskill, Nassau, Suffolk and Western Regional OTB.

### 22. NYRA REQUEST TO OFFER FREE/REDUCED ADMISSION

For entry into the minutes, on June 9, 1999, approval was granted for the request by the NYRA, dated June 9, 1999, to offer free general admission and reduced (\$2) clubhouse admission from 11:00 a.m. to 1:00 p.m. on each of the seven consecutive Sunset Fridays, beginning on June 11, 1999.

### 23. MONTICELLO RACEWAY REQUEST TO AMEND HARNESS LICENSE

For entry into the minutes, on June 11, 1999, approval was granted for the request by Monticello Raceway, dated June 10, 1999, to move the Wednesday first post time back to 1:05 p.m. from 3:30 p.m. during the month of July and August in 1999. It is understood that whenever permitted under the Racing Law, all OTB's and ITW's may display the Monticello Raceway simulcast picture.

#### 24. WESTERN OTB AND NYRA MEMORANDUM OF UNDERSTANDING

For entry into the minutes, on June 4, 1999, approval was granted for the Memorandum of Understanding between Western OTB and NYRA for the simulcast of NYRA races through May 31, 2003.

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

# 1. NYRA -BELMONT GLASS PROJECT CONDITIONAL APPROVAL FROM APRIL

For entry into the minutes, on June 11, 1999, conditional approval was granted for the New York Racing Association Inc. (NYRA) request for a permit under Section 239 of the Racing, Pari-Mutuel Wagering and Breeding Law and Section 4003.2 of the Rules for commencing the Belmont Glass wall enclosure project. The conditions set forth by the Board required NYRA to disclose the specific materials to be utilized, including their valuation, the method of valuation, and the total valuation.

In accordance with the conditions set forth by the Board, a letter of acceptance was to be issued within forty-five (45) days from the date of the conditioned approval. June 11<sup>th</sup> was the forty-fifth day.

NYRA has asserted that the total pre-existing on-site materials total approximately \$130,350 in value and staff has been able to determine that the potential range for misstatement of cost is below the \$250,000 bid requirement. Accordingly, a letter of acceptance was issued in regards to the terms of the conditions set forth by the Board.

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

#### 1. MATTER OF GREGORY ANNALORO

The Board approved Hearing Officer Hoblock's recommendation that Mr. Annaloro be found guilty in violation of Board Rule 4117.1 on September 19, 1998 at Yonkers Raceway and that the fifteen (15) day suspension be confirmed.

### 2. MATTER OF LOREN GALE COX

The Board approved Hearing Officer Martin's recommendation that the decision of the State Steward be affirmed and that Mr. Cox' license be suspended for sixty (60) days because the horse PRONTI, trained by him, had competed at Finger Lakes Race track on June 20, 1998 while the drug clenbuterol was present in its system, having been administered in violation of Board Rules 4043.2(f) and 4043.4.

#### 3. MATTER OF KARL GATES

The Board approved Hearing Officer Hoblock's recommendation that Mr. Gates be found guilty in violation of Board Rule 4120.6(a)(1) on

December 7, 1998 at Monticello Raceway and that the forty-five (45) day suspension be affirmed.

#### 4. MATTER OF GARY P. GULLO

The Board approved Hearing Officer Martin's recommendation that the decision of the State Steward to fine Mr. Gullo the sum of \$250 because the horse HANDEL, trained by him, had competed at Belmont Park on October 22, 1998 following the administration of furosemide (lasix) in violation of Board Rules 4043.2(b)(6) and 4043.4, be affirmed.

#### 5. MATTER OF RICHARD E. LAVENE

The Board approved Hearing Officer Hoblock's recommendation that the 1999 license refusal be affirmed with the provision that Mr. Lavene may reapply for a license in one year if he can demonstrate that his character and fitness are consistent with Board requirements.

### 6. MATTER OF CHARLES QUAGLIA

The Board approved Hearing Officer Martin's recommendation that the violation of Board Rules 4120.2 and 4120.4 on January 4, 1995 at Buffalo Raceway be upheld with the penalty modified from a sixty (60) day suspension to a sixty (60) day suspension AND a fine of \$1,000.

#### 7. MATTER OF SCOTT ZARETSKY

The Board approved Hearing Officer Martin's recommendation that Mr. Zaretsky be found guilty in violation of Board Rule 4120.6(a)(1) on July 2, 1998 at Vernon Downs and that the penalty be reduced, under the circumstances, from sixty (60) to thirty (30) days with a recommendation that the Presiding Judge at Vernon Downs consider suspension of Patricia Switzer. The Board did not concur with any suggested penalty recommendation.

# 8. BUFFALO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Buffalo Raceway, dated May 8, 1999, to withdraw \$9,405.00 from their Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Buffalo CIF request consists of:

#### Patron Areas & Services

(25) 27" inch Televisions

\$9,405.00

# 9. BUFFALO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Buffalo Raceway, dated May 8, 1999 to withdraw \$5,450.00 from their Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Buffalo CIF request consists of:

## General & Administrative

1985 Chevy Pick-Up Truck

\$1,500.00

#### Barns (Backstretch Area)

Barn #14 (5) Entrance Doors & Siding

\$3,950.00

Total Request

\$5,450.00

# 10. BUFFALO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Buffalo Raceway, dated May 25, 1999 to withdraw \$42,619.91 from their Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Buffalo CIF request consists of:

General	&	Administrative
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Total Request

Phone System	\$37,815.58
Backstretch Area	
Lumber for barn #13	2,975.65
(10) Electric Heaters (FOR tack rooms)	1,828.68
Total Backstretch Area	\$ 4,804.33

# 11. BUFFALO RACEWAY REQUEST TO WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the Buffalo Raceway request to withdraw \$2,777.00 of Buffalo Raceway's June 3, 1999 request to withdraw \$12,074.00 from the Capital Improvement Fund account for the reimbursement for a 1998 Ford Taurus purchased for the Buffalo Raceway General Manager.

\$42,619.91

Since only 23%, or \$2,777.00 of the stated use of the car is in connection with the conduct of horse race meetings the remaining 77% or \$9,297 doesn't

meet the definition of an allowable reimbursable expenditure from the Capital Improvement Fund and was therefore denied.

In addition Buffalo Raceway must maintain a mileage log for this vehicle and have it available for SRWB staff inspection. If the actual business usage of this vehicle falls below 23% of the total usage then the track will be required to redeposit such shortage.

# 12. MONTICELLO RACEWAY REQUEST WITHDRAW FROM CAPITAL IMPROVEMENT FUND

The Board approved the request by Monticello Raceway, dated May 21, 1999, to withdraw \$27,553.68 from their Capital Improvement Fund for reimbursement for various capital expenditures incurred by the track.

The approved Monticello CIF request consists of:

#### General & Administrative

Paving (Main Road-Grandstand Front)	22,400.00
Electrical Wiring of Gas Pumps (Labor & Parts)	1,495.00
Plumbing for Gas Tanks (Labor & Parts)	<u>560.83</u>
Sub-Total Gas Tank (Labor & Parts)	\$2,055.83
Control Switches for Sprinkler System	1,123.50
Total General & Administrative	\$25,579.33

#### Patron Services & Areas

#### Backstretch Area

Water Heater (Barn F)

171.19

Total Request

\$27,553.68

The Board suggested a request for reimbursement of costs incurred for paving various much needed areas on the track's backstretch.

#### 13. NYRA REQUEST FOR THE ISSUANCE OF A DIGITAL DECODER

The Board approved the request by NYRA, dated May 18, 1999, to issue an IRD (Digital) decoder to Will Farish of Lane's End Farm, an out-of-state licensed owner who races his horses at NYRA.

#### 14. NYRA AQUEDUCT MUTUEL BAY RENOVATIONS

The Board issued a permit pursuant to Section 239 of the Racing, Pari-Mutuel Wagering & Breeding Law for the Aqueduct Racetrack Grandstand Mutuel Bay Renovation project as described and listed in the May 5, 1999 letter.

Within thirty days after the City of New York, Buildings Department issues the certificate of completion NYRA is to provide the Board a copy of the certificate.

# 15. CAPITAL OTB ADDENDUM TO LEASE AGREEMENT FOR HOOSICK FALLS BRANCH

The Board approved the Capital District Regional Off-Track Betting Corporation request, dated May 28, 1999, to amend the original lease agreement dated, June 21, 1998, to extend the Hoosick Falls simulcast branch facility by an additional 1014 square feet area.

#### 16. CAPITAL OTB NEW SIMULCAST BRANCH LOCATION - COMMERCE PLAZA

The Board approved the Capital District Regional Off-Track Betting Corporation request, dated June 4, 1999, to amend their simulcast/plan of operation to relocate the 958 Crane Street, Schenectady, New York branch facility to the Commerce Plaza, Chrisler & Altamont Avenue, Schenectady, New York and upgrade it to a simulcast facility.

Approval is 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 ordinances.

#### 17. CAPITAL OTB NEW SIMULCAST BRANCH LOCATION - WOLF ROAD

The Board approved the Capital District Regional Off-Track Betting Corporation request, dated June 4, 1999, to amend their simulcast/plan of operation to relocate the 1358 Central Avenue (Fuller Road), Albany, New York branch facility to the Shop N' Save Plaza, 98 Wolf Road, Colonie, New York, and upgrade it to a simulcast facility.

Approval is 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 ordinances.

# 18. WESTERN OTB 1999 TRACK LICENSE APPLICATION FOR BATAVIA DOWNS

The Board denied WROTBC's application for the conduct of pari-mutuel harness racing at Batavia Downs, which had been deferred at the November 1998 Board meeting, based on the Attorney General's Formal Opinion No. 99-F1, which concluded that an off-track betting corporation may not conduct a harness meeting.

#### E. ITEMS FOR BOARD INFORMATION/DISCUSSION

- 1. NYTHA FINANCIAL STATEMENT 06-08-E

  Aqueduct 1999 Spring Meet
- 2. NYRA FINANCIAL STATEMENTS 06-19-E
  1998 Audited Financial Statements Annual Desk Review
- 3. CATSKILL OTB 05-36-E
  Board Meeting held on May 11, 1999
- 4. NASSAU OTB 05-37-E

  Board Meeting held on May 18, 1999
- 5. NEW YORK CITY OTB 05-42-E

  Board Meeting held on May 25, 1999

The meeting adjourned at 1:35 p.m.