

NEBRASKA STATE RACING COMMISSION
MINUTES OF MEETING

DATE: May 24, 2019

TIME: 1:00 p.m.

LOCATION: Nebraska Racing Commission
Conference Room
5903 Walker Avenue
Lincoln NE

PRESENT COMMISSIONERS:

Dennis P. Lee Chairman
Janell Beveridge Vice Chairperson
Jeffrey Galyen Commissioner
Helen Abbott Feller Commissioner
Thomas Patterson Commissioner

ABSENT:

Chm. Lee convened the meeting at 1:04 pm in compliance with the provision of Neb. Rev. Stat. 84-1411. Notice of the meeting was published in the Lincoln Journal Star. In addition, copies of such notice were sent to those on the Racing Commission agenda mailing list. Notification was given to the public of the open meetings law and notification to its location for public view.

APPROVAL OF MEETING MINUTES AND FINANCIAL REPORTS – Patterson moved, seconded by Feller to approve the minutes from January 16, 2019. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Feller moved, seconded by Chm. Lee to approve the January, February, March and April, 2019 financial reports. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Abstain: Galyen. Motion carried.

APPROVAL OF SIMULCAST APPLICATIONS SINCE JANUARY 16, 2019 –

Patterson moved, seconded by Beveridge to approve the simulcast applications received from Fonner Park. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Feller moved, seconded by Beveridge to approve the simulcast applications received from Horsemen's Park. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Beveridge moved, seconded by Feller to approve the export of Horsemen's Park's full cards to the tracks listed. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Beveridge moved, seconded by Galyen to approve the simulcast applications received from Lincoln Race Course. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Chm. Lee moved, seconded by Feller to approve the simulcast applications received from Columbus Exposition & Racing. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

OMAHA EXPOSITION & RACING INC dba HORSEMEN'S PARK - APPROVAL OF 2019 POST TIMES, RACING OFFICIALS & TAKEOUT RATES This item was previously approved via email. Chm. Lee moved, seconded by Galyen to approve the request for 6:15 pm post times on Fridays, 2:00 pm post times on Saturday's and Sunday's, 2019 Racing Officials and 2019 Takeout Rates. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

SOUTH SIOUX CITY RACING & EVENTS CENTER, INC. - APPROVAL OF CHANGE OF LIVE RACE DATE, POST TIMES, TAKEOUT RATES AND WAIVING OF RULES Galyen moved, seconded by Chm. Lee to approve the request to change dates to September 14th with the backup date of September 15th, 2:00 pm post time, waiving of rules 3.003.04 and 3.003.08, 2019 Takeout Rates and Rider Payoffs pursuant to 11.005.02. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

ROBERT MOSER JR – APPEAL OF STEWARD'S DECISION
Bob Pollock, Robert Moser, Jesse Compton, Doug Schoepf and Dennis Kochever were present. All exhibits were presented and accepted. All notices of hearing were provided and confirmed by all parties. Chm. Lee moved, seconded by Feller to deny the appeal and sustain the order of finish as modified by the Stewards. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

LICENSE APPLICATION REVIEW – GILBERT W. ECOFFEY - Mr. Gilbert W. Ecoffey, Robert D. Ecoffey and Fred J. Ecoffey were present. Feller moved, seconded by Beveridge to approve Mr. Ecoffey for a probationary license effective May 24, 2019. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

TURCO - FALLON – HEARING OFFICER'S RECOMMENDATION
Chuck Turco and Patrick Fallon were present. Patterson moved to modify the hearing officer's recommendation to \$5,303.58 giving credit for the \$1500.00. Motion failed due to lack of a second. Beveridge moved, seconded by Feller to accept the hearing officer's recommendation of \$6,803.58 due to lack of documentation and to include a timeframe of payment for 60 days from today (May 24, 2019). Seconded and modified by Feller. Voting aye: Lee, Beveridge, Feller. Voting Nay: Galyen and Patterson. Motion carried.

COLUMBUS EXPOSITION & RACING REQUEST TO CHANGE NUMBER OF LIVE RACE DAYS Barry Lake was present on behalf of CER. The Commission is going to take this under advisement. They request that CER submit a supplemental application with specific racing dates and all parties involved discuss. The Commission will then consider approving this via email.

FAIRPLAY PARK – UPDTE ON SIMULCAST FACILITY – Breann Becker was present. Permits are still in the process of being secured once everything is finished inside. They will have Tom Sage visit the facility to give the Commission a report.

LINCOLN RACE COURSE – TRACK SURFACE PROGRESS REPORTS – Craig Wulf appeared on behalf of Lincoln Race Course. The weather has put a damper on progress. They hope to have the track ready by the middle of August.

JOHN NESS – REQUEST TO RUN 13 YEAR OLD “BENJAMIN E”

Galyen moved, seconded by Feller to deny the request to run 13 year old “Benjamin E” at Horsemen’s Park. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

MEETINGS WITH ASSOCIATIONS

- a. Nebraska Thoroughbred Breeders’ Association – Zac Mader and Lynn Schuller reported on the Breeder’s funds
- b. NE Horsemen’s Benevolent and Protective Association – Lynn Schuller reported on an additional incoming signal for Horsemen’s Park

ADJOURNMENT

Chm. Lee reported that the next meeting will probably be on July 31, 2019. This will be finalized in the near future. Chm. Lee moved, seconded by Beveridge to adjourn the meeting at 3:43: pm with the exception of Item 18 that is in recess. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Respectfully submitted,
Tom Sage
Executive Secretary