

NEBRASKA STATE RACING COMMISSION
MINUTES OF MEETING

DATE: October 29, 2018

TIME: 1:00 p.m.

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

PRESENT COMMISSIONERS:

Dennis P. Lee Chairman
Jeffrey Galyen Commissioner
Helen Abbott Feller Commissioner

By Phone:

Janell Beveridge Vice Chairperson
Thomas Patterson Commissioner

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.

Motion to Amend Agenda – Chm. Lee moved, seconded by Galyen to amend the order of the agenda items. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Approval of Meeting Minutes and Financial Reports – Galyen moved, seconded by Feller to approve the minutes from May 8, 2018 with one change: Remove the first sentence in the approval of Horsemen’s Park Racing Officials. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Approval of the May, June, July, August and September 2018 Financial Reports – Chm. Lee moved, seconded by Feller to approve. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Approval of Simulcast Applications Received since May 8, 2018 – Chm. Lee moved, seconded by Galyen to approve all requests for simulcasting through December 31, 2018. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Columbus, Hastings, Lincoln Race Course and South Sioux City (Items 4 – 7 on the agenda) – Chm. Lee moved, seconded by Feller to approve the request made by all tracks listed above that were approved previously via email. Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Hastings Request to Simulcast – No action was taken. A signed lease agreement is necessary for the Commission to move forward with this item.

Hearing for 2019 Live Race Date and Simulcast Facility Applications – The date requested to race live by South Sioux City is amended to TBD, 2019. Chm. Lee moved, seconded by Feller to approve the Live Race Dates for 2019 to be:

Fonner Park - Grand Island
February 22, 2019 – May 4, 2019
31 Days of Live Racing

Horsemen's Park - Omaha
May 11, 17, 18, 25, 26, 31, 2019
June 1, 7, 8, 2019
9 Days of Live Racing

Lincoln Race Course – Lincoln
TBD, 2019
3 Days of Live Racing

Columbus Exp. & Racing – Columbus
August 2 – September 2, 2019
14 Days of Live Racing

Atokad – South Sioux City
TBD, 2019
1 Day of Live Racing

Hastings Exp. & Racing - Hastings
TBD, 2019
1 Day of Live Racing

Chm. Lee moved, seconded by Feller to also approve the simulcast applications for 2019. Voting aye: Lee, Beveridge, Feller and Patterson. Motion carried.

Chuck Turco – Patrick Fallon – Hearing Officer's Recommendation – Mr. Turco was present, Mr. Fallon was not. Mr. Turco was given 15 days to submit an amended itemization to the Commission. This item is continued until the next Commission Meeting.

Special Investigator's Report on Barry Lake/HBPA's Complaint – Special Investigator Dan McGovern was present along with Mr. Lake. Mr. McGovern presented his report. Mr. Lake was given 10 days to submit a response to Mr. McGovern's investigation.

Fonner Park – Request to Approve an Additional Pari-Mutuel Wager – Chris Kotulak, Chief Operating Officer for Fonner Park and Dan Waters, Attorney for Fonner Park were present along with two representatives from AmTote International - Tim Yelton, Vice President of Sales and Business Development and Cabot Haggin, Sales Manager, and Curtis Linnell, Vice President of the Thoroughbred Racing Protective Bureau. Six exhibits were presented and accepted. A live presentation was given on the PariMax pari-mutuel wager. Chm. Lee moved, seconded by Galyen, that (a) the Commission finds that the PariMax historic horseracing wager is pari-mutuel and is a pari-mutuel wager, (b) that the wager does comply with the pari-mutuel requirements in Nebraska Statutes and the Nebraska rules and regulations, (c) that the Commission grants the Fonner Park request for the PariMax historic horseracing wager, and (d) that the Commission adopts as directives the Kentucky rules of racing pertaining to historic horseracing wagers with any and all necessary staff modifications to correspond with Nebraska racing statutes and regulations.

Voting aye: Lee, Beveridge, Galyen, Feller and Patterson. Motion carried.

Meetings with Associations

- a. Nebraska Thoroughbred Breeders' Association –None
- b. NE Horsemen's Benevolent and Protective Association – Update on Lincoln Race Course track extension to be presented at the next Commission meeting.

ADJOURNMENT

The meeting adjourned at 4:36pm.

Respectfully submitted,
Tom Sage
Executive Secretary