

OKLAHOMA HORSE RACING COMMISSION

REGULARLY SCHEDULED MEETING NOVEMBER 17, 2011

MINUTES

CALL TO ORDER/ROLL CALL

Chairwoman Goumaz called the Regularly Scheduled Meeting of the Commission to order at 9:41 a.m. in Track North at Remington Park Racetrack and Casino, Oklahoma City, Oklahoma.

Commission members answering roll call were Commissioner Bollenbach, Commissioner Bowers, Commissioner Burton, Commissioner Carter, Commissioner Kirk, Commissioner Lucas, and Chairwoman Goumaz. Commissioners Leonard and Savage were absent from the meeting. Mr. Neal Leader, Commission Counsel, was present as well as the following Commission staff members: Mr. Constantin A. Rieger, Ms. Mary Ann Roberts, Mr. Mike Dixon, Mr. Mike Corey, Ms. Bonnie Morris and Ms. E J Brees. Approximately nine persons attended and signed the registry which is part of the record.

Chairwoman Goumaz introduced Mr. Mike Dixon who was recently promoted to the position of Director of the Law Enforcement. Mr. Dixon served as an agent with the Oklahoma Bureau of Narcotics and Dangerous Drugs Control for twenty-five years before his employment with the Horse Racing Commission.

Chairwoman Goumaz also commented on the recognition of two national achievements. The first was for the horse, Caleb's Posse, trained by Donnie Von Hemel. Caleb's Posse won the Breeders' Cup Dirt Mile Race on Saturday, November 5, 2011. The owners are Don McNeill of McNeill Stables, LLC of Edmond and Everett Dobson of Cheyenne Stables, LLC of Oklahoma City.

The second recognition of national achievements was for Jeremy Best, who works on the starting gate crew at Remington Park. Mr. Best received the Race Track Chaplaincy of America's 2011 White Horse Award. The award was presented to him at Churchill Downs on November 4, 2011. The award recognized Mr. Best's heroism in pulling Roy Brooks, Jockey, to safety after a horse flipped backwards in the starting gate and struck Mr. Brooks in the head and chest. Mr. Brooks has recovered from his injuries.

APPROVAL OF MINUTES

Commissioner Bollenbach moved to approve the drafted Minutes of the October 20, 2011 Regularly Scheduled Meeting. Commissioner Bowers seconded the motion. The vote was as follows:

Aye: Mr. Bollenbach, Mr. Bowers, Mr. Carter, Mr. Kirk, Mr. Lucas,
Mrs. Goumaz

Abstain: Mr. Burton

Mr. Leonard and Mr. Savage were absent from the meeting.

The motion passed with 6 ayes and 1 abstention.

CONTINUED DELIBERATION REGARDING CY 2012 RACETRACK RACING AND GAMING LICENSE APPLICATIONS

At the October 20, 2011 meeting, the Commission took preliminary action to allot CY 2012 race dates to Global Gaming RP, LLC, Will Rogers Downs and Fair Meadows at Tulsa and direct Commission Staff to draft CY 2012 racing and gaming license Orders for continued consideration at the November 17, 2011 meeting.

Speaking on behalf of Global Gaming RP, LLC, Mr. Randy Calvert asked that the scrivener's errors in the Horsemen's Agreement between the Oklahoma Quarter Horse Racing Association (OQHRA) and Global Gaming RP, LLC be corrected.

Commissioner Kirk made a motion to take final action to adopt the drafted CY 2012 racing and gaming license Orders for Global Gaming RP, LLC with an additional Condition that the CY 2012 Horsemen's Agreement between Global Gaming RP, LLC and the OQHRA must have the scrivener's errors corrected and be signed by December 31, 2011, and that the entities must advise the Commission Chair and Commission Executive Director by that date whether the Horsemen's Agreement has been signed. Commissioner Bowers seconded the motion. The vote was as follows:

Aye: Mr. Kirk, Mr. Bowers, Mr. Bollenbach, Mr. Burton, Mr. Carter, Mr. Lucas,
Mrs. Goumaz

Mr. Leonard and Mr. Savage were absent from the meeting.

The motion passed on a 7-0 vote.

Mr. Ron Shotts, Director of Racing at Fair Meadows at Tulsa (FMT), said that the CY 2012 Horsemen's Agreement with the Thoroughbred Racing Association of Oklahoma (TRAO) was completed; however, he noted that the Horsemen's Agreement with the OQHRA had not been signed as of the date of this Commission meeting due to a pending decision on the R/V charges. Mr. Shotts voiced concern that if an Agreement is not reached by December 31, 2011, Fair Meadows would not be licensed as of January 1, 2012, causing a disruption to simulcasting and resulting in purse reductions

and employment losses. Mr. Shotts asked for Commission intervention in the event that the issue of the charges for R/V space is not resolved by December 31, 2011.

Ms. Debbie Schauf, OQHRA Executive Director, confirmed that the issue of the charges for R/V space may require the Commission's intervention.

Commissioner Kirk made a motion to take final action to adopt the drafted CY 2012 racing and gaming license Orders for the Tulsa County Public Facilities Authority with an additional Condition that the CY 2012 Horsemen's Agreement between the Authority and the Oklahoma Quarter Horse Racing Association must be signed by December 31, 2011 or the entities must advise the Commission Chair and Commission Executive Director that it is not signed and the matter of setting the R/V fees will be placed on the January 26, 2012 agenda for Commission determination. Commissioner Burton seconded the motion. The vote was as follows:

Aye: Mr. Kirk, Mr. Burton, Mr. Bollenbach, Mr. Bowers, Mr. Carter, Mr. Lucas,
Mrs. Goumaz

Mr. Leonard and Mr. Savage were absent from the meeting.

The motion passed on a 7-0 vote.

Commissioner Lucas made a motion to take final action to adopt drafted CY 2012 racing and gaming license Orders for Will Rogers Downs, LLC. Commissioner Bollenbach seconded the motion. The vote was as follows:

Aye: Mr. Lucas, Mr. Bollenbach, Mr. Bowers, Mr. Burton, Mr. Carter, Mr. Kirk,
Mrs. Goumaz

Mr. Leonard and Mr. Savage were absent from the meeting.

The motion passed on a 7-0 vote.

RECOMMENDATIONS FROM OKLAHOMA-BRED ADVISORY COUNCIL

The Oklahoma-Bred Advisory Council met on November 2, 2011 and forwarded the following recommendations for Commission consideration:

Thoroughbred Racing Association of Oklahoma's Request for Approval of Two Nomination Forms

An October 17, 2011 e-mail from Mr. Justin Cassity, Executive Director of the Thoroughbred Racing Association of Oklahoma (TRAO), contained proposed nomination forms, and a request for approval of the following two forms:

- Oklahoma Stallion Stakes IV foal nomination form for 2011 foals to race in 2013 and 2014, and

- Oklahoma Stallion Stakes V foal nomination form for 2012 foals to race in 2013 and 2014

Allocation of Oklahoma-Bred Registration Fees

Of the \$188,657.75 received in Oklahoma-Bred registration fees during the period of July 1, 2010 through June 30, 2011, the Oklahoma-Bred Advisory Council recommended the following allocations based on the number of races for that breed in CY 2012:

<u>RACETRACK</u>	<u>Thoroughbred</u>	<u>Quarter Horse</u>	<u>Appaloosa/Paint</u>	<u>Total</u>
Remington Park	\$33,405.28	\$ 53,248.46	\$ 6,793.38	\$ 93,447.12
Will Rogers Downs	\$17,816.15	\$ 35,330.73	\$ 5,225.68	\$ 58,372.56
Fair Meadows at Tulsa	\$ 9,464.83	\$ 21,450.80	\$ 5,922.44	\$ 36,838.07
	\$60,686.26	\$110,029.99	\$17,941.50	\$188,657.75

Year-End Trophy Costs

Ms. Tara Teel, Co-Chair of the Advisory Council, requested up to \$10,000 in Oklahoma Breeding Development Fund Special Account funding for the 2011 year-end Oklahoma-Bred champion trophies by breeds with the cost to be allocated by breed.

The Advisory Council unanimously recommended Commission approval of up to \$12,500 in Oklahoma Breeding Development Fund Special Account funding for the 2011 year-end Oklahoma-Bred champion trophies by breeds to be presented at the 2012 award banquets with the cost to be allocated by breed.

Annual Promotional Advertising of Program

Ms. Tara Teel, Co-Chair of the Advisory Council, requested approval to use Oklahoma Breeding Development Fund Special Account funding for the annual promotional advertising of the Program in industry publications of up to \$10,000 for the Quarter Horse, Paint and Appaloosa breeds and up to \$20,000 for the Thoroughbred breed.

Remington Park's and Thoroughbred Racing Association of Oklahoma's Funding Request for CY 2011 Thoroughbred Stakes Race

Mr. Dan Fick, Director of Racing/Racing Secretary of Remington Park, submitted a November 2, 2011 request on behalf of Remington Park and the Thoroughbred Racing Association of Oklahoma. Mr. Fick requested added Oklahoma-Bred funding for the Useit Stakes for three-year-old accredited Oklahoma-Bred fillies to be run at seven

furlongs on Saturday, December 10, 2011 during the current Thoroughbred race meeting. The breakdown of the funding request is shown below:

	<u>Purse Supplements</u>	<u>Broodmare Awards</u>	<u>Stallion Awards</u>	<u>Total</u>
Useeit Stakes Race	\$20,000	\$13,600	\$6,800	\$40,000

The Oklahoma-Bred Advisory Council unanimously recommended funding from the Oklahoma Breeding Development Fund Special Account for all of the above requests.

Commissioner Carter made a motion to approve all recommendations from the Oklahoma-Bred Advisory Council with no objection by any Commissioner to the consideration for four funding requests and two nomination forms in a single motion. Commissioner Bollenbach seconded the motion. The vote was as follows:

Aye: Mr. Carter, Mr. Bollenbach, Mr. Bowers, Mr. Burton, Mr. Kirk, Mr. Lucas,
Mrs. Goumaz

Mr. Leonard and Mr. Savage were absent from the meeting.

The motion passed on a 7-0 vote.

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

There was no new business that could not have been foreseen prior to the posting of the agenda.

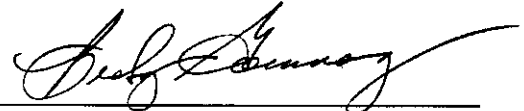
ANNOUNCEMENTS

- Will Rogers Downs's CY 2011 28-day Quarter Horse, Paint and Appaloosa race meeting ended on November 12, 2011.
- Remington Park's CY 2011 67-day Thoroughbred race meeting is scheduled to end on December 10, 2011.
- The Office of the State Auditor and Inspector (SA&I) issued its Audit Report of the Commission's administration of the Oklahoma Breeding Development Fund Special Account for a three-year period of July 1, 2007 through June 30, 2010. After reviewing 60 deposits and 70 expenditures, SA&I found no exceptions to the established internal controls, resulting in a reasonable assurance that revenues and expenditures are accurately reported in the accounting records.

ADJOURNMENT

By acclamation, the Commission meeting was adjourned at 10:09 a.m.

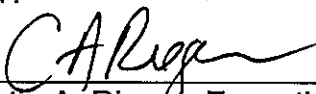
Approved this 26th day of January, 2012.



Becky Goumaz, Chair

On Behalf of the Commission:

ATTEST:



Constantin A. Rieger, Executive Director
CAR/ejb/11/29/11, 12/6/11, 12/9/11, 1/26/12