

KENTUCKY HORSE RACING COMMISSION
MINUTES OF THE SPECIAL MEETING

Date: August 2, 2016 at 1:30 PM

Place: United States Dressage Foundation, 4051 Iron Works Parkway, Lexington, KY

Members Present: Chairman Franklin S. Kling, Jr.; Vice Chairman John C. Roach; Commissioner Stuart E. Brown, II; Commissioner Kerry T. Cauthen; Commissioner Patrick A. Day; Commissioner Douglas A. Hendrickson; Commissioner Brereton C. Jones, Jr.; Commissioner Foster Northrop, DVM; Commissioner Mark Simendinger; Commissioner Kenneth A. Jackson; Commissioner Gerald W. Holt; Commissioner Lesley Ann May Howard; Commissioner James Gatewood Bell, Jr.; Commissioner Kiki Courtelis; and Commissioner J. David Richardson, M.D.

Ex-officio Members Present: Secretary David Dickerson, representing the Public Protection Cabinet; and Caroline Baesler by proxy on behalf of Acting Secretary Erik Dunnigan, representing the Cabinet of Economic Development; Leigh Brown by proxy on behalf of Secretary Don Parkinson, Tourism, Arts & Heritage Cabinet

KHRC Staff Participating/Present: Marc A. Guilfoil, Executive Director; Jamie Eads, Director of Incentives and Development; John L. Forgy, General Counsel; Mary Scollay, DVM, Equine Medical Director; Barbara Borden, Chief State Steward; Rich Williams, Presiding Judge; Bruce Howard, DVM, Chief Veterinarian; Steve May, Director of Pari-Mutuel Wagering; and Chris Clark, Director of Licensing and Enforcement

Others Participating: Richard Riedel, Executive Director, Kentucky Racing Health and Welfare Fund

AGENDA ITEM	TRANSCRIPT PAGE NUMBER(S)	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
I. Swearing in of New Commission Members	4	Honorable Laurance B. VanMeter, Kentucky Court of Appeals Judge, administered the Constitutional oath of office to new commission members, James Gatewood Bell, Jr. and Kiki Courtelis.	Informational item only. No action taken.
II. Call to Order and Roll Call	4 – 5	Meeting called to order and roll call performed by Chairman Kling. A quorum was recognized.	No action taken.
	5	Chairman Kling presented the new format for presentation of and voting on agenda items.	

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<p>III. New Business</p> <p>Tab 1 Minutes from May 17, 2016 and Special Meeting June 15, 2016</p>	<p>5 – 25</p> <p>5 – 6</p>	<p>Chairman Kling requested a motion to approve the minutes as presented of the May 17, 2016 regular meeting and the June 15, 2016 special meeting.</p>	<p>Motion to approve as presented by Commissioner Brown. Second by Commissioner Richardson. Motion carried with no objections or abstentions.</p>
<p>Tab 2 Ratify Red Mile's Proposed 2016 Race Meet Officials</p>	<p>6 – 9</p>	<p>Chairman Kling requested a motion to ratify the executive director's action approving the Red Mile's proposed 2016 race meet officials.</p> <p>Mr. Williams presented the Red Mile's request dated June 16, 2016 for approval of its roster of racing officials and wagering format for the 2016 meet. All stewards are ROAP accredited and all officials have previously performed the duties for which they are listed and will be licensed before the meet opening. Because the Red Mile opened prior to the regularly scheduled Commission meeting, the Executive Director approved the request pursuant to KRS 230.230, and ratification by the Commission of the Executive Director's action is requested.</p>	<p>Motion to ratify the action of the Executive Director by Commissioner Jackson. Second by Commissioner Courtelis. Motion carried with no objections or abstentions.</p>
<p>Tab 3 Kentucky Downs' Proposed 2016 Race Meet Officials</p>	<p>9 – 10</p>	<p>Chairman Kling requested a motion to approve Kentucky Downs' roster of race officials and dates preference system for the 2016 meet.</p> <p>Ms. Borden presented Kentucky Downs' request dated June 21, 2016 for approval of its roster of racing officials and dates preference system for the 2016 meet. All stewards are ROAP accredited and all officials have previously performed the duties</p>	<p>Motion to approve by Commissioner Cauthen. Second by Commissioner Holt. Motion carried with no objections or abstentions.</p>

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		for which they are listed and will be licensed before the meet opening. Staff recommends approval.	
Tab 4 Churchill Downs' Proposed 2016 September & November Race Meet Officials	10 – 11	<p>Chairman Kling requested a motion to approve Churchill Downs' roster of racing officials and dates preference system for the 2016 September and November Fall meets.</p> <p>Ms. Borden presented Churchill Downs' request dated July 21, 2016 for approval of its roster of racing officials and dates preference system for the 2016 September and Fall meets. All stewards are ROAP accredited and all officials have previously performed the duties for which they are listed and will be licensed before the meet openings. Staff recommends approval.</p>	<p>Motion to approve by Commissioner Day. Second by Commissioner Holt. Motion carried with no objections or abstentions.</p>
Tab 5 Ellis Park's Backside Improvement Fund Proposal	11 – 14	<p>Chairman Kling requested a motion to approve Ellis Park's request for expenditure of its backside improvement funds.</p> <p>Ms. Eads presented Ellis Park's request dated July 27, 2016 for approval to use funds in the Backside Improvement Fund in order to repair and/or replace several air conditioning units in the dorms located on the backside. No bids have been submitted at this time, but Ellis Park anticipates a cost of approximately \$6,000 and will provide estimates not to exceed the amount of available funds as soon as possible. Due to the heat and the availability of sufficient funds, Ms. Eads requested that Ellis Park request approval now and keep the Commission informed of the price and invoices in a timely manner. She stated that the invoices received could be brought before the Commission again for approval of their reimbursement.</p> <p>KHRC staff has confirmed that Ellis Park has a balance of \$26,695.51 in backside improvements funds. Upon completion of</p>	<p>Motion to approve by Commissioner Cauthen. Second by Commission Holt. Motion carried with no objections or abstentions.</p>

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IV. Other Business 1. Presentation – Kentucky Racing Health and Welfare Fund	25 – 33	Mr. Riedel presented a report on the Kentucky Racing Health and Welfare Fund.	
V. Adjournment	33 – 34	Chairman Kling requested a motion to adjourn.	Motion to adjourn by Commissioner Cauthen. Second by Commissioner Holt. Motion carried with no objections or abstentions.

NOTE: The Agenda materials and any amendments thereto, subject to any applicable exemptions, and the official Transcript are incorporated by reference as if set forth fully herein.