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## Ohio State Racing Commission

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www.racing.ohio.gov

John Kasich  
Governor

Robert K. Schmitz  
Chairman

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### Minutes of the OSRC Meeting held April 24, 2018

- 1-The Ohio State Racing Commission (OSRC) held its monthly meeting April 24, 2018 at the Riffe Center, 77 South High Street, Columbus, Ohio, Room 1952, at 10 am.
- 2-OSRC Chairman Robert K. Schmitz called the meeting to order. Commissioners Todd Book, Gary Koch, Greg Simpson and Thomas Winters were present.
- 3-Commissioner Winters moved to approve the minutes of the meeting held on March 21, 2018. Commissioner Book seconded the motion and the motion was unanimously approved.
- 4-Commissioner Book moved to approve the ratification of the Executive Director's approvals. Commissioner Simpson seconded the motion and the motion was unanimously approved.
- 5-Commissioner Winters offered consideration of Resolution 2018-03, Distribution of Casino Tax Revenue. Commissioner Koch seconded the motion and the motion was unanimously approved. Executive Director William Crawford discussed Resolution 2018-03. Commissioner Book moved to adopt Resolution 2018-03 and Commissioner Simpson seconded the motion and the motion was unanimously approved via roll call vote: Chairman Schmitz voted Yes; Commissioner Winters voted Yes; Commissioner Book voted Yes; Commissioner Koch voted Yes; Commissioner Simpson voted Yes.
- 6-Joseph MacNeil, Planning Manager, Ohio Facilities Construction Commission (OFCC) appeared before the OSRC to discuss OFCC's review of capital expenditures at Belterra Park. OAC 3769-2-43 states that the OFCC will determine the amount of allowable capital expenditures that are consistent with Belterra Park master plan. Belterra Park had until March 9, 2018 to provide all documentation of capital expenditures. OFCC also conferred with Lottery Commission to discuss if certain expenditures are customary and ordinary expenses. He stated that OFCC has determined that including license the capital expenditures are \$265,283,060.00 inclusive of the license fee has been spent in accordance with the approved master plan.
- 7- Stacy Cahill, General Manager of Racing Operations for Scioto Downs informed the OSRC that she was not able to give an update on the Scioto Downs grandstand at this time, but would be prepared for the May OSRC meeting.
- 8--Dr. James Robertson, OSRC consulting veterinarian, gave an update on catastrophic horse fatalities due to training or racing in 2018, stating there were a total of 17 catastrophic breakdowns through April 23, 2018 at Ohio racetracks: 14 Thoroughbred and three Standardbred. From April 1-April 23 there were two Thoroughbred and one Standardbred fatalities due to racing and/or training.

9-Executive Director Bill Crawford presented the monthly financial report, stating that testing and computer updates for the OSRC office have contributed to an increase in OSRC expenditures this year.

10-Chairman Schmitz had no comments.

11-There were no public comments.

12-In the matter of staff report and recommendation in the case of Edward Telle and Peggy Dupler, Brett Merkle, obtained a judgment against Telle and Dupler. Brett Merkle requested that the Commission act against them. The OSRC listened to the comments of Charles Febus, Assistant Attorney General, Edward Telle, counsel for Edward Telle Bryan M. Pritikin and Brett Merkle. Commissioner Book moved to go into discussion and deliberation regarding this case before rendering a decision. Commissioner Koch seconded the motion and the motion was unanimously approved. After said discussion and deliberation, Commissioner Book moved to suspend the licenses of both parties effective June 1, 2018. Commissioner Simpson seconded the motion and the motion was unanimously approved via roll call vote: Chairman Schmitz voted Yes; Commissioner Winters voted Yes; Commissioner Book voted Yes; Commissioner Koch voted Yes; Commissioner Simpson voted Yes.

12- There being no further business, Commissioner Winters moved to go into executive session to discuss pending or imminent court action with our counsel. Commissioner Simpson seconded the motion and the motion was approved via roll call vote: Chairman Schmitz voted Yes; Commissioner Winters voted Yes; Commissioner Book voted Yes; Commissioner Koch voted Yes; Commissioner Simpson voted Yes. Chairman Schmitz stated that when the commission comes out of executive session all the commission will do is entertain a motion to adjourn. Commissioner Winters moved to go out of executive session. Commissioner Simpson seconded the motion and the motion was unanimously approved via roll call vote: Chairman Schmitz voted Yes; Commissioner Winters voted Yes; Commissioner Koch voted Yes; Commissioner Simpson voted Yes; Commissioner Book voted Yes. The public meeting was adjourned at 11:50 am.

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Date, Time & Place of Next Meeting

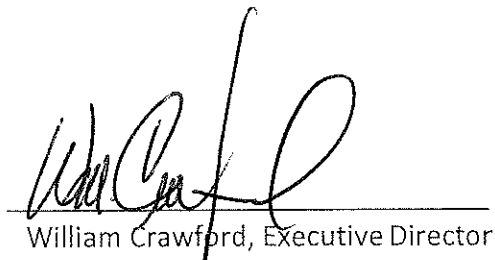
May 22, 2018 @ 10 am

77 South High Street, Room 1932

Columbus, Ohio 43215

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Robert K. Schmitz, Chairman

  
William Crawford, Executive Director

OHIO STATE RACING COMMISSION

RESOLUTION 2018-03

**WHEREAS**, Article 15.06 of the Ohio Constitution establishes that three percent of the tax on gross casino revenue shall be distributed to the Ohio State Racing Commission ("Commission") to support purses, breeding programs, and operations at all existing commercial horse racetracks permitted as of January 1, 2009;

**WHEREAS**, Ohio Revised Code section 3769.03 grants the Commission general authority to act in the best interest of the state and take discretionary action;

**WHEREAS**, Ohio Revised Code section 5753.03 grants the Commission appropriation authority to distribute casino tax revenue;

**WHEREAS**, the Commission has solicited and received public comments on the potential distribution of casino tax revenue;

**WHEREAS**, the Commission has received a distribution of casino tax revenue on April 15, 2018, in the amount of two million one hundred thirty-five thousand one hundred fifty dollars and fifty-two cents (\$2,135,150.52);

**WHEREAS**, the Commission desires to make distributions of casino tax revenue of two million one hundred thirty-five thousand one hundred fifty dollars and fifty-two cents (\$2,135,150.52);

**NOW, THEREFORE, BE IT RESOLVED** by the Commission that casino tax revenue received by the Commission be distributed as follows, for the purposes specified:

- (A) Four hundred five thousand six hundred seventy-eight dollars and sixty cents (\$405,678.60) to the Ohio Thoroughbred Race Fund to be used to fund purses and/or support breeding of thoroughbred horses in Ohio;
- (B) Four hundred five thousand seven hundred seventy-eight dollars and sixty cents (\$405,678.60) to the Ohio Standardbred Development Fund (Harness Racing Breed Fund) to be used to fund purses and/or support breeding of harness racehorses in Ohio;
- (C) Eighty thousand sixty-eight dollars and fifteen cents (\$80,068.15) to Miami Valley Gaming & Racing to be used to support commercial operations;
- (D) Eighty thousand sixty-eight dollars and fifteen cents (\$80,068.15) to Northfield Park to be used to support commercial operations;
- (E) Eighty thousand sixty-eight dollars and fifteen cents (\$80,068.15) to Belterra Park to be used to support commercial operations;
- (F) Eighty thousand sixty-eight dollars and fifteen cents (\$80,068.15) to Scioto Downs to be used to support commercial operations;

- (G) One hundred six thousand seven hundred fifty-seven dollars and fifty-three cents (\$106,757.53) to the operating fund of the Ohio State Racing Commission to be used to provide compensation to administrative staff that support the Ohio Standardbred Development Fund, Ohio Thoroughbred Race Fund, and/or costs and fees associated with the commercial operations of racing located at Miami Valley Gaming & Racing, Northfield Park, Belterra Park, and Scioto Downs;
- (H) Seventy seven thousand two hundred twenty-two dollars and eighty-eight cents (\$77,222.88) to Hollywood Gaming at Mahoning Valley to be used to support thoroughbred purse pools;
- (I) Seventy thousand nine hundred eighteen dollars and ninety-seven cents (\$70,918.97) to Belterra Park to be used to support thoroughbred purse pools;
- (J) Seventy-five thousand ninety dollars and sixty-seven cents (\$75,090.67) to Jack Thistledown to be used to support thoroughbred purse pools;
- (K) One hundred twelve thousand six hundred thirty-six dollars and one cent (\$112,636.01) to Miami Valley Gaming & Racing to be used to support harness purse pools;
- (L) Three hundred eight thousand seven hundred ninety-eight dollars and eighty-one cents (\$308,798.81) to Northfield Park to be used to support harness purse pools;
- (M) Ninety four thousand eight hundred thirty-six dollars and seventy-four cents (\$94,836.74) to Hollywood Gaming at Dayton Raceway to be used to support harness purse pools;
- (N) One hundred seven thousand two hundred fifty-nine dollars and fifteen cents (\$107,259.15) to Scioto Downs to be used to support harness purse pools.
- (O) Fifty Thousand dollars (\$50,000) to Belterra Park to be used to support quarter horse purse pools;

Adopted: April 24, 2018