



Ohio State Racing Commission

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John Kasich
Governor

Robert K. Schmitz
Chairman

Minutes of the OSRC Meeting held November 30, 2017

1-The Ohio State Racing Commission (OSRC) held its monthly meeting November 30, 2017 at the Riffe Center, 77 South High Street, Columbus, Ohio, Room 1948, 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 October 27, 2017. Commissioner Simpson seconded the motion and the motion was unanimously approved.

4-Commissioner Koch moved to approve the ratification of the Executive Director's approvals. Commissioner Book seconded the motion and the motion was unanimously approved.

5A-Commissioner Winters moved to approve Hollywood Gaming at Mahoning Valley's 2018 Meet requests for: (1) Waiver of Surety Bond for all 2018 race meetings; (2) List of Officials; (3) Number of Races & Wagering Format; (4) Post Times; (5) Simulcasting schedule; (6) Letter to fire marshal. Commissioner Koch seconded the motion and the motion was unanimously approved.

5B-Commissioner Book moved to approve Miami Valley Gaming & Racing's 2018 Meet requests for: (1) Waiver of Surety Bond for all 2018 race meetings; (2) List of Officials; (3) Number of Races & Wagering Format; (4) Post Times; (5) Simulcasting schedule; (6) Letter to fire marshal. Commissioner Simpson seconded the motion and the motion was unanimously approved.

5C- Commissioner Book moved to approve Northfield Park's 2018 Meet requests for: (1) Waiver of Surety Bond for all 2018 race meetings; (2) List of Officials; (3) Number of Races & Wagering Format; (4) Post Times; (5) Simulcasting schedule; (6) Letter to fire marshal. Commissioner Simpson seconded the motion and the motion was unanimously approved.

6-Bill Gustafson, Scioto Downs Vice President and General Manager, stated that the Scioto Downs grandstand will be demolished after the 2018 racing season. As well, for the 2018 racing season, bleachers with seating for 325 persons will be installed, along with temporary rest room facilities similar to those used at the Little Brown Jug, as well as betting stations, tellers and food service. The Penthouse is now no longer available for public use.

7-Commissioner Winters offered the consideration of Resolution 2017-06 to allow the Executive Director to approve certain requests. Commissioner Book moved to adopt Resolution 2017-06 and Commissioner Koch seconded the motion and the motion was unanimously approved.

8-Dr. James Robertson, OSRC consulting veterinarian, gave an update on catastrophic horse fatalities due to training or racing from January 1, 2017 to Nov. 21, 2017, stating there are a total of 45

catastrophic breakdowns during that time period: 40 Thoroughbred and five Standardbred. Dr. Robertson also gave an update on the Cobalt research study began in April 2015 via OSRC funding in collaboration with The Ohio State University College of Veterinary Medicine and the Ohio Department of Agriculture Analytical Toxicology Laboratory, indicating that the research has been completed and is set to be published in the *Journal of Veterinary Internal Medicine*.

9-Fiscal Officer Sherry White stated that this year's fiscal numbers are nearly identical to this same time one year ago. Casino revenues are up slightly from 2016 and OSRC expenses have declined by 8% during this same time frame from one year prior.

10-Chairman Schmitz discussed topics he wants to see the OSRC explore further in 2018, including Advance Deposit Wagering (ADW) platforms and medication issues. He also stated he expects the OSRC to have determined a percentage of VLT revenue for Belterra Park per Rule 3769-2-43.

11-There were no public comments.

12-In the matter of the following settlement agreements:

A-Jeff Miller, from an Aug. 26, 2017 Northfield Park violation, agreed to return of purse as settlement. Commissioner Winters moved to approve the settlement and Commissioner Simpson seconded the motion and the motion was unanimously approved.

B-Edward Zubkoff, from a Sept. 7, 2017 Northfield Park violation, agreed to return of purse as settlement. Commissioner Winters moved to approve the settlement and Commissioner Koch seconded the motion and the motion was unanimously approved.

C-Richard Vickers, from a June 19, 2017 Jack Thistledown violation, agreed to a 15-day suspension, a \$1,000 fine and return of purse as settlement. Commissioner Koch moved to approve the settlement and Commissioner Simpson seconded the motion and the motion was unanimously approved.

D-Ned Hodkinson, from an August 2017 Darke County Fair violation, agreed to a warning as settlement. Commissioner Winters moved to approve the settlement and Commissioner Koch seconded the motion and the motion was unanimously approved.

E-Fergus Bogle, from an August 2017 Belterra Park violation, agreed to a 180-day full suspension, a \$1,500 fine and a 2018 probationary license as settlement. Commissioner Simpson moved to approve the settlement and Commissioner Book seconded the motion and the motion was unanimously approved.

F-Tracy Root, from an October 2017 Northfield Park violation, agreed to a 15-day full suspension and a \$500 fine as settlement. Commissioner Simpson moved to approve the settlement and Commissioner Koch seconded the motion and the motion was unanimously approved.

13-There being no further business, Commissioner Winters moved to go into executive session to consider the hiring, promotion or compensation of public employees. 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. The public meeting adjourned at 11:52 a.m.

Date, Time & Place of Next Meeting

December 12, 2017 @ 10 am
77 South High Street, Room 1948
Columbus, Ohio 43215

Robert K. Schmitz, Chairman

William Crawford, Executive Director

Ohio State Racing Commission
Resolution 2017-06

WHEREAS, Chapter 3769. of the Revised Code authorizes the Ohio State Racing Commission ("Commission") to regulate and preserve the integrity of horse racing in Ohio;

WHEREAS, Chapter 3769. of the Revised Code and the administrative rules adopted thereunder authorize the Commission to approve or ratify certain regularly-occurring, non-licensing events;

WHEREAS, the Commission has determined that certain of these ministerial and regularly-occurring, non-licensing events are ministerial in nature;

WHEREAS, the Commission has employed an Executive Director to perform the day-to-day and ministerial acts of the Commission; and

WHEREAS, the Commission now wishes to delegate certain ministerial tasks to the Executive Director;

NOW, THEREFORE, BE IT RESOLVED by the Commission that the Executive Director is DELEGATED and AUTHORIZED to approve the following ministerial acts without further ratification by the Commission:

- (A) Authorizing changes of racing officials;
- (B) Authorizing the uncoupling of entries;
- (C) Authorizing special event status;
- (D) Authorizing changes of post times;
- (E) Authorizing changes in wagering formats;
- (F) Authorizing simulcasting for specific programs prior to noon;
- (G) Authorizing approval of Host/Guest product list and changes;
- (H) Authorizing extension of jockey apprentice weight;
- (I) Authorizing approval of fine money expenditure;
- (J) Authorizing change of a live race day;
- (K) Authorizing approval of payments to owners from purse pool for a cancelled live race day; and
- (L) Authorizing approval for requests from an agricultural fair to waive rule 3769-15-31(B)(2).

BE IT FURTHER RESOLVED that this delegation of Commission authority is subject to the following further conditions:

- (AA) The Executive Director shall prepare a summary of all delegated tasks and submit this summary to the Commission at least monthly; and
- (BB) This delegation of authority shall expire on December 31, 2018.

Adopted: November 30, 2017