

NEW JERSEY RACING COMMISSION
WEDNESDAY, JULY 16, 2014
“LIBRARY ROOM”
MONMOUTH PARK RACETRACK
OCEANPORT, NEW JERSEY

A meeting of the New Jersey Racing Commission was held on Wednesday, July 16, 2014, in the Library Room of Monmouth Park, located in Oceanport, New Jersey.

The following were present:

Pamela J. Clyne, Chairman
Anthony T. Abbatiello, Commissioner
Manny E. Aponte, Commissioner (by phone)
Michael J. Arnone, Commissioner
Peter J. Cofrancesco, III, Commissioner (by phone)
Anthony G. DePaola, Commissioner
Frank Zanzuccki, Executive Director
DAG Judith A. Nason

The following were absent:

Francis X. Keegan, Jr., Commissioner
Peter T. Roselle, Commissioner

Executive Director Frank Zanzuccki read the following statement:

“This meeting today conforms with Chapter 231, P.L. 1975, called the “Open Public Meeting Law,” and as per the requirements of the statute, notification of this meeting has been filed with the Secretary of State and with the following newspapers: Daily Racing Form, Bergen Record, Asbury Park Press, Courier-Post and the Newark Star Ledger.

WHEREAS in order to protect the personal privacy and to avoid situations wherein the public interest might be disserved, the Open Public Meetings Act permits bodies to exclude the public from that portion of a meeting at which certain matters are discussed.

NOW, THEREFORE, be it resolved that consistent with the provision of N.J.S.A. 10:4-12(b), the New Jersey Racing Commission will now adjourn to executive session to obtain legal advice protected from disclosure by the attorney-client privilege on the following matters:

1. General legal advice.

Discussion of the above matters fall within the exceptions under the law; specifically matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the Commission's attorney to exercise her ethical duties as a lawyer and/or matters involving pending or anticipated litigation."

It was noted that Commissioner Aponte and Commissioner Cofrancesco are participating by telephone.

Commissioner DePaola motioned to adopt the resolution to adjourn. Commissioner Abbatiello seconded the motion and the Commission concurred. The Commission then adjourned to Executive Session.

The Commission ended the execution session and Chairman Clyne moved to reconvene the public session. Commissioner DePaola seconded the motion and the Commission concurring, the public session resumed.

CONSIDER APPROVAL OF THE MINUTES OF THE PUBLIC AND EXECUTIVE SESSIONS OF THE MAY 14, 2014 COMMISSION MEETING

Chairman Clyne made a motion to approve the public and executive minutes of the May 14, 2014 public meeting. Commissioner DePaola seconded the motion and all Commissioners voted yes.

CONSIDER RATIFICATION OF THE NEW MEADOWLANDS RACETRACK'S REQUEST TO AMEND THE MINIMUM BET FOR THE FOLLOWING WAGERS:

- a) Early Pick 4 (races 3-6) amend to \$.50 cent minimum
- b) Late Late Pick 4 (races 7-10) amend to \$.50 cent minimum

Commissioner DePaola motioned to ratify the approval granted to the New Meadowlands Racetrack. Chairman Clyne seconded the motion and all Commissioners voted yes.

CONSIDER RATIFICATION OF THE NEW MEADOWLANDS RACETRACK'S REQUEST TO CONDUCT A "RACING UNDER SADDLE" OR "MONTE" NON-WAGERING SERIES OF RACES ON THE FOLLOWING DATES:

- Friday, July 18, 2014 Elimination
- Friday, July 25, 2014 Elimination
- Friday, August 1, 2014 Final

Dennis Dowd, Esq., on behalf of the SBOA, stated there is no objection to this request. He asked, however, that the racetrack inform all participants that there is no racing industry workers' compensation coverage of participants in the Racing Under Saddle event. Executive Director Zanzuccki stated that as the Chairman of the Horse Racing Injury Compensation Board, he issued a letter to the New Meadowlands Racetrack informing them that the workers' compensation insurance coverage obtained by the Board does not cover these events. The racetrack indicated to the Chairman that a rider policy will provide the coverage. It was the recommendation of the Racing Commission that the racetrack notify the participants of the coverage obtained by it.

Commissioner Abbatiello motioned to ratify approval granted to the New Meadowlands Racetrack to conduct a Racing Under Saddle event. Chairman Clyne seconded the motion and all Commissioners voted yes.

CONSIDER APPROVAL OF FREEHOLD RACEWAY'S REQUEST FOR APPROVAL OF THE 2014 SUMMER/FALL RACE MEET FORMAT

Commissioner DePaola motioned to approved the race format. Commissioner

Abbatiello seconded the motion and all Commissioners voted yes.

CONSIDER RATIFICATION OF THE NEW MEADOWLANDS RACETRACK'S REQUEST TO REVISE ITS FORMAT FOR THE 2014 MEADOWLANDS PACE

Commissioner DePaola motioned to approve the ratification of the New Meadowlands Racetrack's request to revise its race format for the Meadowlands Pace night to be conducted on July 12, 2014 as indicated in their letter submitted on June 3, 2014. Chairman Clyne seconded the motion and all Commissioners voted yes.

CONSIDER THE REQUEST OF THE NEW MEADOWLANDS RACETRACK FOR APPROVAL OF A NEW PARI-MUTUEL WAGER ENTITLED "JACKPOT SUPER HIGH FIVE"

Commissioner Arnone motioned to approve the Jackpot Super High Five wager to begin on November 14, 2014, subject to compliance of conditions contained in Schedule G and that staff be authorized to permit the wager upon confirmation of the conditions having been filed with the Commission. Commissioner DePaola seconded the motion and all Commissioners voted yes.

CONSIDER RATIFICATION OF DARBY DEVELOPMENT'S REQUEST, ON BEHALF OF THE NEW JERSEY THA, TO CONDUCT A HANDICAPPING CONTEST

Commissioner DePaola made a motion to ratify approval granted to the THA to conduct a Monmouth Park and Woodbine Racetrack Handicapping Challenge on July 6, 2014. Chairman Clyne seconded the motion and all Commissioners voted yes.

CONSIDER THE REQUEST OF DARBY DEVELOPMENT ON BEHALF OF THE NEW JERSEY THA, TO CONDUCT THE FOLLOWING HANDICAPPING CONTESTS

- a) Favorites at Woodbridge on Sunday, August 10
- b) Monmouth Park and Saratoga Race Course on Saturday, August 23

Commissioner DePaola motioned to approve the handicapping contests. Commissioner Arnone seconded the motion and all Commissioners voted yes.

AGENDA ITEMS FOR DISCUSSION AND INFORMATION

The Commission acknowledged the receipt of the New Jersey Jockey's Health and Welfare Trust audited financial statements for the period ending December 31, 2013.

OTHER

Off-Track Wagering Rules

Executive Director Zanzuccki stated that Commission staff met with racetrack permit holders on July 8, 2014 to discuss the off-track wagering benchmarks. He indicated that a meeting with the horsemen's association will be scheduled shortly to discuss this issue. Subsequently, he will present a synopsis of the meetings to the Commission, and a determination will be made as to whether any regulations should be amended. The Executive Director also stated that staff will be filing a Notice of Pre-Proposal in the New Jersey Register indicating the Commission's intention to amend the benchmarks in N.J.A.C. 13:74-2.4.

Backstretch Appreciation Day

The Executive Director acknowledged that a successful Backstretch Appreciation Day picnic was held at Monmouth Park on July 15, 2014. It was noted that there were approximately 550 attendees at the picnic and credit was given to Dr. Christopher Samaha, Director of the Backstretch Community Assistance Program, and to Michael Musto, Executive Director of the THA, for making the picnic a wonderful event for backstretch employees and their families.

There being no further discussion or comments from the public, Commissioner Arnone moved that the meeting be adjourned subject to the provisions of the "Open Public Meeting Act." Commissioner DePaola seconded the motion and it was approved unanimously.

ATTEST:

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Executive Director Frank Zanzuccki