

**NEW JERSEY RACING COMMISSION  
WEDNESDAY, JULY 18, 2018  
“LIBRARY ROOM”  
MONMOUTH PARK  
OCEANPORT, NEW JERSEY**

A meeting of the New Jersey Racing Commission was held on Wednesday, July 18, 2018 in the Library Room, located at Monmouth Park, Oceanport, New Jersey.

The following were present:

Pamela J. Clyne, Chairman  
Michael J. Arnone, Commissioner  
John A. Hoffman, Commissioner  
Francis X. Keegan, Jr., Commissioner  
Judith A. Nason, Deputy Director  
SDAG George Cohen

Deputy Director Judith Nason read the following statement:

“This meeting today conforms with Chapter 231, P.L. 1975, called the ‘Open Public Meetings Act,’ and as per the requirements of the statute, notification of this meeting has been provided 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 N.J.S.A. 10:4-12(b), the Commission will now adjourn to executive session to obtain legal advice protected from disclosure by the attorney-client privilege on the following matters:

1. Legal advice related to the appointment of an Acting Executive Director;
2. Legal advice related to the adoption of the amendments to the Split Sample Testing Procedures rules at N.J.A.C. 13:70-14A.4, 14A.13 and 14A.14 and N.J.A.C. 13:71-23.4 and 23.5;
3. Legal advice related to the adoption of the amendments to the Exemption from Claim rules at N.J.A.C. 13:70-12.1A and 12.20A and N.J.A.C. 13:71-4.1, 14.2A, 14.17B and 14.28; and
4. Other legal matters.

Discussion of the above matters falls 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 his ethical duties as a lawyer, and/or matters involving pending or anticipated litigation."

Commissioner Keegan motioned to adopt the resolution to adjourn. Chairman Clyne seconded the motion. All of the Commissioners present voted to affirm. The Commission then adjourned to Executive Session.

Commissioner Keegan made a motion to adjourn from Executive Session into the Public Session. Commissioner Arnone seconded the motion and the Commissioners voted to affirm. The Executive Session ended.

#### CONSIDER APPROVAL OF THE PUBLIC AND EXECUTIVE SESSION MINUTES OF THE MAY 16, 2018 AND JUNE 13, 2018 COMMISSION MEETINGS

Commissioner Hoffman made a motion to approve the public and executive minutes of the May 16, 2018 and June 13, 2018 public meetings. Commissioner Keegan seconded the motion and all Commissioners voted yes.

#### CONSIDER A RESOLUTION ON BEHALF OF FRANK ZANZUCCKI

Deputy Director Nason read the following resolution:

WHEREAS, Frank Zanzuccki, who was employed by the New Jersey Racing Commission for 40 years, served as the Racing Commission's Executive Director from December 27, 1991 to June 30, 2018;

WHEREAS, Frank Zanzuccki guided the Racing Commission through times of great change with the implementation of interstate common-pool wagering, casino simulcasting, account wagering, off-track wagering, exchange wagering, the Pilot Program and sports wagering at the racetracks;

WHEREAS, during his tenure as Executive Director, Frank Zanzuccki earned the respect and admiration of the Racing Commissioners, the employees of the Racing Commission and the participants within the horse racing industry;

WHEREAS, the Racing Commission and its staff will deeply miss his expertise, wisdom and gentlemanly presence;

NOW, THEREFORE, BE IT RESOLVED that the members and staff of the New Jersey Racing Commission pay tribute to Frank Zanzuccki for his long and distinguished career of public service, for his successful maintenance of only the highest degree of integrity within New Jersey's horse racing industry and for the dedication and professionalism he displayed in his many years as Executive Director.

BE IT FURTHER RESOLVED that on the 18<sup>th</sup> day of July 2018, this Resolution shall be recorded upon the permanent record of the New Jersey Racing Commission and a copy, signed by the members of the Racing Commission, be presented to Frank Zanzuccki in further appreciation of his devoted service to the New Jersey Racing Commission and the State of New Jersey.

Commissioner Keegan motioned to accept the resolution. Chairman Clyne seconded the motion and all Commissioners voted to adopt the resolution.

#### CONSIDER THE APPOINTMENT OF AN ACTING EXECUTIVE DIRECTOR

Chairman Clyne made a motion to appoint Judith Nason as Acting Executive Director effective immediately. Commissioner Keegan seconded the motion and all Commissioners voted yes.

#### CONSIDER ADOPTION OF THE AMENDMENTS TO THE SPLIT SAMPLE TESTING PROCEDURES RULES AT N.J.A.C. 13:70-14A.4, 14A.13 AND 14A.14 AND N.J.A.C. 13:71-23.4 AND 23.5

Acting Executive Director Nason stated that the Commission received one comment which is outside of the scope of the proposal and staff recommends adoption of these amendments as proposed. Commissioner Keegan made a motion to approve the adoption of amendments to the split sample testing procedures rule. Commissioner Arnone seconded the motion and all Commissioners voted yes.

#### CONSIDER ADOPTION OF THE AMENDMENTS TO THE EXEMPTION FROM CLAIM RULES AT N.J.A.C. 13:70-12.1A, 12.20A AND N.J.A.C. 13:71-4.1, 14.2A, 14.17B AND 14.28

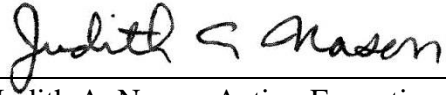
Acting Executive Director Nason stated that the Commission received one comment which is outside of the scope of the proposal and staff recommends adoption of these amendments as proposed. Chairman Clyne made a motion to approve the adoption of amendments to the exemption from claim rule. Commissioner Keegan seconded the motion and all Commissioners voted yes.

#### CONSIDER APPROVAL OF THE OFFICIALS, POOLS, POST-TIMES AND PRICES FOR ADMISSION, PARKING AND PROGRAMS FOR THE MONMOUTH PARK AT THE NEW MEADOWLANDS RACETRACK 2018 THOROUGHBRED MEET

Acting Executive Director Nason indicated that Darby Development has included in their race format request to conduct sports wagering on horse racing. She stated that this matter has been referred for legal advice, therefore, the Commission will consider the request with the exception of sports wagering on horse races. Commissioner Keegan motioned to approve the race format for Monmouth Park at the New Meadowlands Racetrack 2018. Chairman Clyne seconded the motion and all Commissioners voted yes.

There being no further discussion or comments from the public, Commissioner Keegan moved that the meeting be adjourned. Chairman Clyne seconded the motion and it was approved unanimously.

ATTEST:

A handwritten signature in black ink that reads "Judith A. Nason". The signature is written in a cursive style with a horizontal line underneath the name.

Judith A. Nason, Acting Executive Director