

OKLAHOMA HORSE RACING COMMISSION
REGULARLY SCHEDULED MEETING
May 16, 2019
MINUTES

CALL TO ORDER/ROLL CALL

Chairman Lucas called the Regularly Scheduled Meeting of the Commission to order at 9:34 a.m. in the Board Room of the Department of Agriculture, Food and Forestry, Oklahoma City, Oklahoma. Commission members answering roll call were Commissioners Keener, Sanders, Anderson, Wright and Chairman Lucas. Commissioner Marcum arrived at 10:04 a.m. Commissioner Goumaz, Kirk, and Von Helm were unable to attend the meeting. The following Commission staff members were in attendance: Mr. Kelly Cathey, Ms. Shonna Gore, Ms. Julie Kagno and Mr. Pete Markstone. Approximately six people attended and signed the registry which is part of the record.

SPECIAL RECOGNITION

Chairman Lucas recognized and thanked Mr. Terry Wiens for his service on the Oklahoma Horse Racing Commission Board since September 2, 2018.

INTRODUCTION OF NEW COMMISSIONER

Chairman Lucas introduced and welcomed new Commissioner Mr. Bennett Anderson, of Oklahoma City.

MINUTES

Commissioner Sanders made a motion to approve the drafted Minutes of the May 16, 2019 Regularly Scheduled Meeting as presented. Commissioner Keener seconded the motion. The vote was recorded as follows:

Aye: Mr. Sanders, Ms. Keener, Mr. Anderson, Mr. Wright, and Mr. Lucas
Absent: Ms. Goumaz, Mr. Kirk, Mr. Marcum, and Mr. Von Helm
The motion passed on a 5-0 vote.

RECOMMENDATIONS FROM THE OKLAHOMA-BRED ADVISORY COUNCIL

Background

The Oklahoma-Bred Advisory Council met on May 2, 2019 and forwarded the following recommendations for Commission consideration:

1. Renewal of Veterinary Medical Diagnostic Program [Necropsy Study]

The Oklahoma-Bred Advisory Council unanimously recommends to the Commission that the Necropsy Study funds be replenished by \$27,027.35 to return the budget to \$50,000 for FY 2020.

Commissioner Wright made a motion to approve the funding for the Necropsy Study. Commissioner Sanders second the motion. The vote was recorded as follows:

Aye: Mr. Wright, Mr. Sanders, Ms. Keener, Mr. Anderson, and Mr. Lucas
Absent: Ms. Goumaz, Mr. Kirk, Mr. Marcum, and Mr. Von Helm
The motion passed on a 5-0 vote.

2. Thoroughbred Racing Association of Oklahoma and Remington Park Amended Funding Request for CY 2019 Thoroughbred Stakes Races to be Conducted at Remington Park

At the November 15, 2018 Commission Meeting, the Commission voted to approve funding of \$685,600 from the Oklahoma Bred Development Fund for 20 stakes races at Remington Park in 2019.

Since then 2 Oklahoma Stallion Stakes have been eliminated. As such, the Oklahoma-Bred Advisory Council unanimously recommends \$605,600 in funding from the Oklahoma Breeding Development Fund Special Account for 18 stakes races subject to fund availability at the time the races are conducted. The funding amounts for each of the remaining 18 races are the same as CY 2019.

Danielle Barber Executive Director of the Thoroughbred Racing stated at the meeting; "They're actually going to be run, they're just not going to be restricted races."

Commissioner Keener made a motion to amend the funding to \$605,600. Commissioner Anderson second the motion. The vote was recorded as follows:

Aye: Ms. Keener, Mr. Anderson, Mr. Sanders, Mr. Wright, and Mr. Lucas
Absent: Ms. Goumaz, Mr. Kirk, Mr. Marcum, and Mr. Von Helm
The motion passed on a 5-0 vote.

3. The Oklahoma- Bred Council Request Funding for CY 2019 Year-End Oklahoma Bred Champion Trophies Of Up To \$15,000 Combined For All Breeds

The Advisory Council unanimously recommends Commission approval of up to \$15,000 in funding for the CY 2019 year-end Oklahoma-Bred champion trophies by breeds to be presented at the CY 2020 award banquets with the cost to be allocated by breed.

Commissioner Keener made a motion to approve up to \$15,000 combined for the champion trophies by breeds. Commissioner Anderson second the motion. The vote was recorded as follows:

Aye: Ms. Keener, Mr. Anderson, Mr. Sanders, Mr. Wright, and Mr. Lucas
Absent: Ms. Goumaz, Mr. Kirk, Mr. Marcum, and Mr. Von Helm
The motion passed on a 5-0 vote.

4. The Oklahoma- Bred Council Request Funding for FY 2020 Promotional Advertising Of The Program In Industry Publications Of Up To \$50,000

The Advisory Council unanimously recommends Commission approval of funding for the annual promotional advertising of the Program in industry publications with up to \$25,000 for the Quarter Horse, Paint and Appaloosa breeds and up to \$25,000 for the Thoroughbred breed during FY 2020 as requested.

Commissioner Wright made a motion to approve the funding for advertisement of \$25,000 each. Commissioner Keener second the motion. The vote was recorded as follows:

Aye: Mr. Wright, Ms. Keener, Mr. Anderson, Mr. Sanders, and Mr. Lucas
Absent: Ms. Goumaz, Mr. Kirk, Mr. Marcum, and Mr. Von Helm
The motion passed on a 5-0 vote.

APPOINTMENT OF NOMINATING COMMITTEE TO PRESENT A PROPOSED SLATE OF NOMINEES FOR COMMISSION OFFICERS FOR FY-2020:

Chairmen Lucas appointed the following Commissioners to the Committee:

Commissioner Marcum, Chair
Commissioner Goumaz
Commissioner Wright

OHRC STAFF REPORT:

Executive Director Kelly Cathey informed the Commission that all Gaming and Racing Organization License Application were sent out electronically to Remington Park, Will Rogers Downs and Fair Meadows at Tulsa on March 29, 2019. All applications are due June 1, 2019.

ANY MATTER NOT KNOWN ABOUT OR WHICH COULD NOT HAVE BEEN REASONABLY FORESEEN PRIOR TO POSTING THE AGENDA:

There was no such matter.

ANNOUNCEMENTS:

Chairman Lucas made the following announcements:

1. May 25, 2019- Will Rogers Down's Thoroughbred race meeting is scheduled to end.
2. May 30, 2019- Deadline for submitting agenda topic for the June 13, 2019 Commission Meeting.
3. June 1, 2019- Deadline for submitting CY 2020 racetrack and gaming renewal license applications.
4. June 1, 2019- Remington Park Quarter Horse, Paint and Appaloosa race meeting is scheduled to end.
5. June 6, 2019- Fair Meadows at Tulsa mix breed race meeting is scheduled to begin.
6. June 13, 2019- Commission Regularly Scheduled Meeting.

CONTINUED DELIBERATIONS ON APPEAL OF STEWARDS' ORDER 18-RP-086 AND REFERRAL BY BOARD OF STEWARDS AT REMINGTON PARK IN THE MATTER OF THERONETRENT ALEXANDER, OWNER/TRAINER

Background

At its March 28, 2019 Meeting, the Commission took preliminary action to: (1) affirm the Stewards ruling on Mr. Alexander's violation of the Trainer Responsibility rule as it pertains to the neglect of the horse's (Poppin Bayou) hooves; (2) to overturn the Stewards ruling regarding a violation of the Tricks/Schemes rule for having a horse on the backside without signing said horse in at the stable gate; (3) deny the Steward's recommendation for revocation of Mr. Alexander's license and (4) remand back to the Stewards the question of a possible violation of an alleged false answer on Mr. Alexander's License Application. The Commission directed the Commission legal advisor to prepare an Order with findings of fact and conclusion of law for further consideration by the Commission at the May 16, 2019 meeting.

Current Consideration

Commissioner Keener made a motion to go into Executive Session to continue deliberation on the matter and include Ms. Sandra Balzer, Commission Legal Counsel, and Mr. Kelly Cathey, Commission Executive Director. Commissioner Sanders seconded the motion. The vote was recorded as follows:

Aye: Ms. Keener, Mr. Sanders, Mr. Anderson, Mr. Marcum, Mr. Wright, and Mr. Lucas

Absent: Ms. Goumaz, Mr. Kirk, and Mr. Von Helm

The motion passed on a 6-0 vote.

The Executive Session began at 10:06 a.m.

Commissioner Keener made a motion to return to Open Session. Commissioner Anderson seconded the motion. The vote was recorded as follows:

Aye: Ms. Keener, Mr. Anderson, Mr. Sanders, Mr. Marcum, Mr. Wright, and Mr. Lucas

Absent: Ms. Goumaz, Mr. Kirk, and Mr. Von Helm

The motion passed on a 6-0 vote.

The Commission returned to Open Session at 10:11 a.m.

Commissioner Keener made a motion to approve the final order as proposed. Commissioner Wright seconded the motion. The vote was recorded as follows:

Aye: Ms. Keener, Mr. Wright, Mr. Anderson, Mr. Marcum, Mr. Sanders, and Mr. Lucas

Absent: Ms. Goumaz, Mr. Kirk, and Mr. Von Helm

The motion passed on a 6-0 vote.

ADJOURNMENT

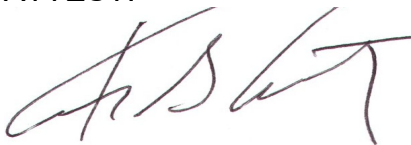
Chairman Lucas adjourned the meeting by acclamation at 10:13 a.m.

Approved this 13th day of June, 2019



Joe Lucas, Chairman

On Behalf of the Commission:
ATTEST:



Kelly G. Cathey, Executive Director
KGC 6/13/19

In conformity with the Oklahoma Open Meeting Act, advance notice of this regular Commission meeting was originally transmitted to the Oklahoma Secretary of State on August 17, 2017; and public notice of this meeting, together with the agenda, was posted in prominent public view in the lobby of the Department of Agriculture, Food and Forestry, Oklahoma City on May 15, 2019. The announcement of the CY 2019 Commission meetings was posted on the OHRC website on August 28, 2018. The agenda for this meeting was posted on the OHRC website, www.ohrc.org, on May 9, 2019.