



Wyoming Pari-Mutuel Commission

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Governor
Matthew H. Mead

Minutes of the April 11, 2014 Special Meeting of the Wyoming Pari-Mutuel Commission held in Casper Wyoming. This meeting was held at the Best Western Ramkota Hotel.

Members in attendance: **Danny Glick, Vice President**
Mantha Phillips, Commissioner
Kurt Dobbs, Commissioner
Randy Leinen, Commissioner
Patti Bergstrom, Commissioner
Jacqueline Crow, Commissioner

Commissioner Bergstrom participated via teleconferencing at 9:00 a.m. Commissioner Crow participated via teleconferencing and joined the meeting at 11:00 a.m. President Atherton was absent.

Administrative staff: **Charles E. Moore, Executive Director**
Michael T. Kahler, Senior Assistant Attorney General
Brande Koltiska, Administrative Staff

Guest:

Eugene Joyce, WHR LLC
Eric Nelson, WD LLC
Frank Lamb, WD LLC
Ronald Cook, WABRA
Steve Wocicki, WABRA

Virginia Wakefield, WABRA
Francy Martin, WPMC Steward
Judy Horton, AQHA
Eric Nelson, Guest of WD LLC
Dominic Polizzotto, Guest of WD LLC

Item #1 Call to Order

The meeting convened at 9:18 a.m., Vice President Glick presiding.

A roll call was taken; President Atherton and Commissioners Crow were absent. Wyo. Stat. § 11-25-104(b) a majority of the commission constitutes a quorum and a majority vote of a quorum may act for the commission. We have a quorum.

Item #2 Motion to adopt agenda

A. Adopt Agenda. A motion was made by Commissioner Phillips and seconded by Commissioner Leinen to adopt the agenda as presented. **Motion carried.**

Item #3 New Commissioners Introductions

New Commissioners Randy Leinen and Commissioner Kurt Dobbs were welcomed to the Commission.

Item #4 Approval

A. Minutes of the February 21, 2014 meeting. With no changes, a motion was made by Commissioner Leinen and seconded by Commissioner Dobbs to approve the minutes as presented. **Motion carried.**

Item #5 General Commission Business

A. Office Lease. A motion was made by Commissioner Dobbs and seconded by Commissioner Phillips to approve the Office Lease for a two (2) year term. **Motion carried.**

B. Xerox Color Copier, Printer and Scanner Lease. A motion was made by Commissioner Phillips and seconded by Commissioner Leinen to approve the Xerox Color Copier through June 30, 2015. **Motion carried.**

C. Fingerprint Policy. The Commission discussed how often the prints needed to be submitted. A motion was made by Commissioner Leinen and seconded by Commissioner Dobbs to required yearly fingerprinting for licensing. Vice President Glick asked for discussion. A lengthy discussion ensued. **Motion failed.** This matter was tabled.

D. Financials. Director Moore presented the current financial reports. A motion was made by Commissioners Leinen and seconded by Commissioner Phillips to approve the Financials as presented. **Motion carried.**

E. 2013 Breeders Award Fund. The 2013 Breeders Award Fund distribution totals were presented. A motion was made by Commissioner Leinen and seconded by Commissioner Dobbs to approve the 2013 Breeders Award Fund as presented. **Motion carried.**

F. OTB report. Director Moore gave his OTB wagering report; additionally he said "the Commission will be conducting risk assessments of each wagering location". A motion was made by Commissioner Dobbs and seconded by Commissioner Phillips to approve the OTB report as presented. **Motion carried.**

G. License report. A motion was made by Commissioner Phillips and seconded by Commissioner Dobbs to accept the report as presented. **Motion carried.**

Vice President Glick requested a ten (10) minute break.

Meeting reconvened at 10:28 a.m.

H. Employee Compensation. With the two (2) new positions approved by the legislature a discussion ensued. The Commissioners reviewed the positions and the possible employee structure. The Commissioners also discussed the wages currently paid, it was suggested that we take this issue up at the end of the meeting in Executive Session.

Item #6 ADW Source Market Fees

A. 2013 distribution for funds. Director Moore started the discussion going over the distributions; Breeders Fees \$5,066.67, OTB Operator Fees \$5,066.75, Purse Enhancement Fund \$37,999.89. The Breeders Fees are paid out pursuant to W.S. § 11-25-105(m),(iii). The OTB Operator Fees are paid out pursuant to W.S. § 11-25-105(m),(ii). The Purse Enhancement Fund is paid out pursuant to W.S. § 11-25-105(m),(i). Commissioner Leinen expressed his feeling about enhancing purses to Wyoming Bred Races. The race days used for the calculation are from the same calendar year as the money is collected, and are paid out to enhance the purses for the next calendar year. Director Moore said "I will have a first draft of the rules to clarify how the money is distributed at the June 13, 2014 meeting. Commissioner

Phillips asked "how many ADW Operators do we have currently licensed"? Director Moore said "we currently have 5 licensed and one more in process". No action required.

Commissioner Crow joined the meeting while in progress at 11:00 a.m.

Item #7 2014 WPMC Contract Employees & Vendors

A. Laboratory Services RFP#0233-Y. After a review of the decisional criteria and scoring of the two (2) proposals, a motion was made by Commissioner Leinen and seconded by Commissioner Phillips to accept the laboratory services as proposed by Truesdail Laboratory Inc. for the 2014 racing season. **Motion carried.**

B. Veterinary Services RFP#0234-Y. Dr. Erickson DVM submitted the only proposal; he has been the Commission Veterinarian for several years. A motion was made by Commissioner Leinen and seconded by Commissioner Phillips to accept the services as proposed by Dr. Erickson DVM for the 2014 racing season. **Motion carried.**

C. Mr. Kim Clark, Investigator. A motion was made by Commissioner Dobbs and seconded by Commissioner Leinen to accept the service of Mr. Kim Clark as a investigator for the 2014 racing season. **Motion carried.**

D. Live race meet Stewards. Director Moore presented the three Stewards for consideration. Francy Martin from Wyoming, ROAP Level II, William Brown from Oklahoma, ROAP Level I and Tyra Barnett from Arkansas, ROAP Level III. All three have received accreditation with the "Racing Officials Accreditation Program". A motion was made by Commissioner Leinen and seconded by Commissioner Phillips to approve the Stewards as presented. **Motion carried.**

Item #8 Wyoming Horse Racing LLC.

A. New OTB location-Mingles Lounge 2209 Douglas Highway, Gillette, WY. Mr. Joyce was asked to present the request. A motion was made by Commissioner Phillips and seconded by Commissioner Leinen to approve the request as presented. **Motion carried.**

Item #9 Wyoming Downs OTB

A. New OTB location-3617 E. Lincoln Way, Cheyenne WY. Mr. Nelson was asked to present the request. Mr. Nelson took questions for the Commission. A motion was made by Commission Leinen and seconded by Commissioner Dobbs to approve the location as presented subject to Laramie County approval. **Motion carried.**

B. Expanded designated area-Outlaw Saloon Cheyenne, WY. Mr. Nelson was asked to present the request. Director Moore asked Mr. Nelson what security measures will be implemented due to the distance from their main area. Mr. Nelson addressed the questions satisfactorily. A motion was made by Commission Phillips and seconded by Commissioner Leinen to approve the request as submitted. **Motion carried.**

C. Live Event Officials 2014. Director Moore discussed the submitted officials. A motion was made by Commissioner Leinen and seconded by Commissioner Dobbs to table this until the next meeting June 13, 2014. **Motion carried.**

A motion was made by Commissioner Phillips and seconded by Commissioner Dobbs to recess the meeting until 12:30 p.m. **Motion carried.**

Meeting reconvened at 1:00 p.m.

**Roll call of Commissioners; Glick, Phillips, Dobbs, Leinen and Crow present.
President Atherton and Commissioner Bergstrom were absent.**

Item #10 Off-Track Wagering

A. Problem Gambling. Director Moore gave a brief report concerning problem gambling. As good stewards of the sport we need to offer when possible assistance, on the WPMC website we have a link to the National Council on Problem Gambling help line. **No action.**

B. TIPS Program for mutuel employees. TIPS for gaming teach staff how to recognize when a guest is intoxicated or underage. In addition to preventing the illegal sale of alcohol, employees learn how to handle patrons who have had too much and keep them from harming themselves and others. **No action.**

C. Minimum & maximum number of HHR terminals per location. Commissioner Phillips reminded the Commissioners that we had talked about this at previous meetings. The discussion continued with the consensus being the market will determine the number of terminals. **No action.**

Item #11 Health, Safety, Welfare & Medication

A. Uniform National Medication Rules, Penalties and Laboratory Accreditation. Director Moore started the discussion explaining the requested by the NTRA. Many good points were discussed. The overall impression from the Commissioners and participants were changes are needed, but not in the form of more rules. Rather in the form of tougher fines and penalties. Commissioner Leinen mentioned the Racing Free program which gives incentives to trainers which are racing free of medication. A motion was made by Commissioner Phillips and seconded by Commissioner Leinen to continue monitor the progress of these suggestions in other jurisdictions. **Motion carried.**

Item #12 Executive Session

The Commission may open an executive session at any point to discuss all matters identified in this agenda, pursuant to W. S. § 16-4-405(a).

A motion was made by Commissioner Dobbs and seconded by Commissioner Phillips to go into Executive Session to discuss Item #5-H pursuant to W.S. § 16-4-405(a)(x) to consider accepting or tendering offers concerning wages, salaries, benefits and terms of employment during all negotiations and 16-4-405(a)(ii) on matters concerning litigation to which the governing body is a party or proposed litigation to which the governing body may be a party. **Motion carried.**

At the conclusion of the Executive Session the Commission reconvened, with no further business or Commission action.

Item #13 Adjourn

A motion was made by Commissioner Leinen and seconded by Commissioner Dobbs to adjourn. **Motion carried.**

Meeting adjourned at 3:35 p.m.

Approval Date: June 11, 2014

Submitted by: _____
Charles E. Moore Executive Director