

**NEW MEXICO HORSE RACING COMMISSION
MINUTES OF THE SPECIAL MEETING/PUBLIC HEARING**

Date: December 28, 2018

Time: 10:10 AM

Place: New Mexico Racing Commission, Boardroom-4900 Alameda Blvd. NE, Albuquerque, NM

Members Present: Chairman Ray Willis; Vice-Chairman Gayla McCulloch (telephonically), Commissioner Jerry Cosper, DVM, Commissioner Leonard Blach, DVM and Commissioner Ken Corazza

NMRC Staff Participating: NMRC Executive Director Ismael Trejo and NMRC Manager Rosemary Garley

Others Present/Participating: Chief Deputy Attorney General Tania Maestas (telephonically) and Assistant Attorney General Jennifer Saavedra

AGENDA ITEM	TAPE LOG	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
1. Call to Order and Roll Call	Track 1 04:11 04:33	Meeting called to order by Chairman Willis. Roll call was taken by NMRC Manager Rosemary Garley, Vice Chairman Gayla McCulloch participated telephonically. Chief Deputy Attorney General Tania Maestas was present telephonically and Assistant Attorney General Jennifer Saavedra was present.	No Action Taken.
2. Approval of Agenda	04:43 04:59	Chairman Willis asked Director Trejo if there were any changes to the Agenda; Director Trejo confirmed no changes to the agenda.	Motion to approve the agenda by Commissioner Cosper, Second by Commissioner Blach; motion carried.
3. Approval of Minutes: December 21, 2018	05:12 05:37	Chairman Willis stated each Commissioner had received and reviewed a copy of the minutes and asked if for any changes. No changes were requested, therefore, Chairman Willis called for a motion to approve minutes as presented.	Motion to approve the December 21, 2018 minutes by Commissioner Cosper, Second by Commissioner Blach; motion carried. Commissioner Corazza abstained from voting as he was not present at the December 21st meeting.
4. Pending and Threatened Litigation [Closed pursuant to NMSA 1978, Section 10-15-1 (H)(7) and 10-15-1 (D)] o No D-202-CV-2018-08669	05:40 06:53	Chairman Willis asked for a motion to go into closed executive session to discuss only those matters listed on the agenda as closed. Manager Rosemary Garley called roll, with Commissioners Leonard Blach, Ray Willis, Gayla McCulloch (telephonically), Jerry Cosper and Ken Corazza in attendance. Chief Deputy Attorney General Maestas, Assistant Attorney General Jennifer Saavedra and Director Trejo remained in Executive Session.	Motion to go into Executive Session by Commissioner Cosper.
5. Licensing [May be closed pursuant to NMSA 1978,			

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Special Meeting Minutes

AGENDA ITEM	TAPE LOG	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
Sections 10-15-1 (H)(1) and 10-151 (I) • Sixth Racetrack License			
Back in Open Session	Track 2 00:14 00:30	Chairman Willis called to come out of Executive Session with only matters discussed under 4 and 5.	No Action Taken
5. Licensing [May be closed pursuant to NMSA 1978, Sections 10-15-1 (H)(1) and 10-151 (I) • Sixth Racetrack License	00:34 02:47	Chairman Willis stated that the Attorney General's Office informed the Commission that if it goes against the advice of the Attorney General's Office in this case and places the state in greater liability, the Attorney General's Office is not obligated to provide a defense for the Commissioners. The Commission after speaking with the Attorney General's Office has decided to wait for a decision on the pending litigation regarding a Petition for an Injunction to make a determination. Chairman Willis affirmed this Commission was committed to issuing the sixth racetrack license and is asking the Commission Staff with the assistance of legal counsel of the Attorney General's Office to draft a letter to the Governor Elect to allow this Commission to continue with the process.	No Action Taken
Adjournment	02:50	Chairman Willis called for a motion to adjourn.	Motion to adjourn by Commissioner Cosper; Second by Commissioner Blach. Motion carried.


 Chairman Ray Willis
 Date 1-17-19


 Executive Director Ismael Trejo
 Date 1-23-19