

NEW MEXICO HORSE RACING COMMISSION **MINUTES OF THE MEETING**

Date: November 15, 2018 at 8:34 AM

Place: NMRC Boardroom, 4900 Alameda Blvd. NE, Albuquerque, NM 87113

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

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

Others Present/Participating: Chief Deputy Attorney General Tania Maestas

AGENDA ITEM	TIME LOG	DISCUSSION / CONCLUSIONS / RECOMMENDATIONS	ACTION TAKEN
Call to Order and Roll Call	00:00:00 00:00:25	Meeting called to order by Chairman Willis. Roll call was taken by Rosemary Garley. Chief Attorney General Tania Maestas was present.	No Action Taken.
Approval of Agenda	00:00:26 00:01:06	Chairman Willis asked Director Izzy Trejo if there were any amendments to the agenda. Director Trejo requested Item 7F be tabled.	Motion to approve with changes by Commissioner McCulloch; Second by Commissioner Cosper. Motion carried unanimously.
Approval of Minutes: October 18, 2018	00:01:07 00:01:25	Chairman Willis requested a motion to approve the minutes of the October 18, 2018 meeting.	Motion to approve by Commissioner McCulloch; Second by Commissioner Cosper. Motion carried unanimously.
Chairman's Agenda	00:01:26 00:01:37	Chairman Willis asked for a meeting update. It was noted there were no committees held.	No Action Taken
NMHBA Report Breeders Report	00:01:38 00:03:35	Mary Barber, Executive Director of the NMHBA, provided that the race a day report as follows: Zia Park in their first 28 days had run 120 NM Bred Races. Average of 4.29 races per day and its +36 for the required 3 NM Bred races a day. This is up from	No Action Taken

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		3.96 at this same time last year. Average field size is 9.69 purses per race and that is up from 8.83 last year. On the NM Bred open overnight races there were 133 NM Breds that ran open, of those 133, 36 came in 1st, 2nd or 3rd and they shared in extra purse money of \$60,102.00. This is an average of less than 2 NM Breds per open overnight race. Ms. Barber thanked Matt Crawford and Zia Park for the wonderful hospitality and support of the NMHBA program.	
NMHA Horsemen's Report	00:03:36 00:09:30	Pat Bingham, Executive Director of the NMHA extended an invitation to Commission and Staff to attend the Horsemen's roundtable presentation of Veterinary Pharmacologic Experts on November 20, 2018, at 9:30 AM at Uptown Marriott. Individuals who will be speaking would be Clara Finger, Thomas Tobin and Richard Sams. The topic was corticosteroids. The second item he discussed was the track Surface. He stated the Horsemen felt it was important to have a second set of eyes to review the track surface and they would like to have this reduced to a policy that would apply to all tracks. A short discussion ensued.	No Action Taken
NMRC Executive Director Report	00:09:31 00:13:43	Izzy Trejo, Executive Director of the NMRC reported he wouldn't have final statistics until the end of the year but in regard to drug positives, we will probably see a decrease in number of drug positives this year despite the increase in the drug testing. He also advised the Commissioners that he would be heading to Zia Park on November 26, 2018, to meet with Mr. John Beech of the Jockey's Guild and the jockeys to discuss any issues they may have. He announced that NM Steward Jill Cathey had been asked to speak at the Global Symposium on Racing on a panel. She will discuss the trainer's test that she's developed. It's an innovative process in that the same test is never given out more than one time. Director Trejo informed	No Action Taken.

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		the commissioners that he had been asked by ARCI to meet with Dr. Waterman in Tucson to start structuring a stacking rule for beta agonists. Commissioner Blach commented on Industrial Labs performance during the Breeders Cup and stated he has no doubt New Mexico has a high quality lab.	
Unfinished/ New Business and/or Action Items Regarding Licensing: A. Approval of Board of Stewards for the 2018-2019 Sunland Park Race Meet	00:13:44 00:14:21	Director Trejo requested approval of Presiding Steward Violet Smith, Steward Victor Escobar and Steward Ron Walker.	Motion to approve by Commissioner McCulloch; Second by Commissioner Cosper. Motion carried unanimously.
B. Approval of January through June 2019 Commission Meeting Dates	00:14:22 00:15:37	Director Trejo requesting approval of 2019 Meeting Dates: • Thurs, January 19, 2019 at 9:30 AM in Albuquerque • Thurs, February 21, 2019 at 9:30 AM in Albuquerque • Thurs, March 21, 2019 9:30 AM in Albuquerque • Thurs, April 18, 2019 at 9:30 AM in Albuquerque • Thurs., May 16, 2019 at 9:30 AM in Farmington • Thurs., June 20, 2019 at 9:30 AM in Albuquerque	Motion to approve by Commissioner McCulloch; Second Commissioner Blach. Motion carried unanimously.
C. Approval for Sunland Park • 2018/2019 Officials • 2018/2019 Purse Schedule • Simulcast Imports for January 1, 2019 thru December 31, 2019	00:15:38 00:21:36	Dustin Dix, Director of Racing Sunland Park, requesting approval for Sunland Park 2018/2019 Officials as presented, 2018/2019 purse Schedule and Simulcast Import Schedule for January 1 thru December 31, 2019.	Motion to approve Officials by Commissioner McCulloch; Second Commissioner Blach. Motion carried unanimously. Motion to approve Purse Scheduled by Commissioner McCulloch; Second by Commissioner Blach. Motion carried unanimously. Motion to approve 2019 Import Schedule by Commissioner McCulloch; Second by Commissioner Blach. Motion carried unanimously.

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D. Approval for Zia Park • Ratification of Approval for Change in Officials • Ratification of Approval for Amended Post Time Schedule • Ratification of Approval to Run Additional Race Per Day • Simulcast Imports for January 1, 2019 thru December 31, 2019	00:21:37 00:33:10	Matt Crawford, Zia Park, requested ratification of approvals given by Director Matt Crawford, Zia Park, requested approval of 2019 simulcast import Schedule for 2019. Motion Commissioner McCulloch; Second Commissioner Cosper	Motion to ratify approval of officials by Commissioner Blach; Second Commissioner Cosper. Motion carried unanimously. Motion to ratify approval of amendment to post time schedule by Commissioner Corazza; Second Commissioner McCulloch. Motion carried unanimously. Motion to ratify approval to run one additional race per race day by Commissioner Corazza; Second Commissioner Cosper. Motion carried unanimously. Motion to approve 2019 Simulcast Import Schedule by Commissioner McCulloch; Second Commissioner Cosper. Motion carried unanimously.
E. Approval for SunRay Park • 2019 Condition Book • 2019 Stall Application • 2019 Stakes Schedule • 2019 Four Corners Futurity and New Mexico Breeders Futurity Nomination Blanks • Simulcast Imports for January 1, 2019 thru December 31, 2019	00:33:11 00:38:38	Lonnie Barber, Director Racing SunRay Park, requested to table approval of 2019 Condition Book until January 2019. Mr. Barber requested approval of 2019 Stall Application, Stakes Schedule and 2019 Corners Futurity and NM Breeders Futurity Nomination Blanks. Mr. Barber requested approval for 2019 Simulcast Imports.	Motion to table 2019 Condition Book by Commissioner McCulloch; Second Commissioner Cosper. Motion carried unanimously. Motion to approve 2019 Stall Application by Commissioner McCulloch; Second Commissioner Cosper. Motion carried unanimously. Motion to approve Stakes

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			Schedule by Commissioner Cosper; Second Commissioner Blach. Motion to approve Nomination Blanks by Commissioner McCulloch; Second Commissioner Blach. Motion carried unanimously. Motion to approve 2019 Simulcast Imports by Commissioner Corazza; Second Commissioner Blach. Motion carried unanimously.
F. Approval for Ruidoso Downs • 2020 Triple Crown Nomination Blank • 2019 Maiden Stakes Race Nomination Blank • 2019 Stakes Schedule Amendment to Primary Application – Change in Ownership • Gaming & Breakage Simulcast Imports for January 1, 2019 thru December 31, 2019	00:38:39 00:45:39	Amanda Greer, Ruidoso Downs, requested approval of 2020 Triple Crown Nomination Blank, 2019 Maiden Stakes Race Nomination Blank, 2019 Stakes Schedule. Ms. Greer requesting approval for Amendment to Primary Application – Change in Ownership occurred because the death of one owner. With that change the ownership would be 33.3% between the other three members. Chief Deputy Attorney General Maestas requested this item to be tabled this matter until the January meeting which will give her an opportunity to review requirements Ms. Greer, requested approval for Gaming and Breakage. Ms. Greer, Ruidoso Downs requested approval of simulcast imports for January 1, 2019 through December 31, 2019.	Motion to approve 2020 Triple Crown Nomination Blank by Commissioner McCulloch; Second by Commissioner Cosper. Motion carried unanimously. Motion to approve 2019 Stakes Race nomination blank by Commissioner McCulloch; Second by Commissioner Blach. Motion carried unanimously. Motion to approve 2019 Stakes Schedule by Commissioner McCulloch; Second by Commissioner Cosper. Motion carried unanimously. Motion to table amendment to primary application-change in Ownership by Commissioner

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			McCulloch; Second Commissioner Cosper. Motion carried unanimously. Motion to approve gaming and breakage by Commissioner McCulloch; Second Commissioner Cosper. Motion carried unanimously. Motion to approve 2019 Simulcast Imports by Commissioner Blach; Second Commissioner Cosper. Motion carried unanimously.
G. Approval for the Downs at Albuquerque • Third Quarter Simulcast Expense Adjustment • Simulcast Imports for January 1, 2019 thru December 31, 2019	00:45:58 00:47:38	• Don Cook, Downs at Albuquerque, requested approval for Third Quarter Simulcast Expense Adjustment and 2019 Simulcast Imports as submitted.	Motion to approve 3rd Quarter Simulcast Expense Adjustment & 2019 Simulcast imports made by Commissioner McCulloch; Second Commissioner Cosper.
H. Sixth Racetrack License	00:47:39 00:47:57	Chief Deputy Attorney General Maestas stated there was nothing to report at this time.	No Action Taken
Public Comment	00:47:58 01:05:49	Lexi Meyers from Clovis NM wanted to convey her excitement if a sixth license was to be brought to Clovis. 2018/2019 Clovis Chamber President wanted to share resolution of Chamber of 700 Plus Members. Read Resolution into record. Tom Baca spoke in favor of Clovis.	No Action Taken

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		Steve Lambert reiterated that a letter was sent opposing the 6th racetrack license at this time. Letter explains a lot of reasons for opposition and discussion about lack of horses and race cards. Chase Gentry – Thanked the Commission for coming to Clovis. Ernie Koch also thanked the Commission for coming to Clovis. Hal Stratton, guidelines as to the November 28th meeting. Chief Deputy Attorney General Maestas stated that the meeting had not been scheduled yet and it was tentatively scheduled for the 28th and it is only scheduled for the applicants to present and to be able to answer questions. Proposed schedule for the meeting on the 28th is only for the applicants to be able to present a small presentation to the Commission and be available for the Commission to ask them questions. Also opening up for any Tribal entities that would like to make spoken comments, in addition to any written comments. Meeting will be open to the public to attend and listen. Raymond Sanchez: requested information on Feasibility study. Chief Deputy Attorney General Maestas stated that the Feasibility study will become public record. It will be shared with each applicant. Will be made available on the website. Information will be made available by 5pm today. Rosemary Garley will send a link to all that are on the NMRC's who receives an agenda.	
Closed Executive Session	01:05:50 to 01:047:34	Chairman Willis motioned to go into closed Executive Session with only matters to be discussed matters listed pursuant section 10-15-1 (H) to discuss matters related to the issues of	Motion to go into Executive Session by Commissioner Willis;

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		_____ Item 7 Licensing/Pending Litigation/Appeals/Hearing officer Reports/Employment Contracts A. In the Matter of Ramon R. Rivera (Hearing Officer's Recommendation); B. In the matter of Armando Arreola, Jr. (Hearing Officer's Recommendation); C. In the matter of Gerald Marr (Hearing Officer's Recommendation); D. In the matter of Carlos Alvidrez & Jamie Bujunda Payan (Hearing Officer's Recommendation); E. In the matter of Martin Orona, Jr. (Hearing Officer's Recommendation); F. Will be Tabled; G. In the Matter of Sergio Ibarra (Race Review Committee Recommendation); H. In the Matter of Brad Bolen (Race Review Committee Recommendation); and I. Sixth Racing License	
Call to Order and Roll Call	01:07:35 to 01:07:57	Roll call was taken. Lenard Bloch, Ken Corazza, Ray Willis, Gayla McCulloch, Jerry Cosper. Meeting called to order by Chairman Willis.	No action taken.
Back in Open Session	00:00:00 to 00:00:43	Chairman Willis stated it was 3:06 and Commission is back in open session and Chairman Willis affirms that the Commission discussed only those matters specified in the motion to close the meeting in accordance with Section 10-15-1 (J) specifically Sixth Race Track License. Tania Maestas states the Commission will recess and reconvene until tomorrow morning. Chairman Willis states the Commission is recessed until 8:30 tomorrow morning.	Commission recessed
Back in Open Session	00:00:01 to 00:00:19	Chairman Willis called to come out of Executive Session with the only matters discussed specified in the motion to close the meeting in accordance with Section 10-15-1 (J).	No action taken
Sixth Racing License	00:00:20 to	Motion to move forward on sixth racing license was made.	Motion carried

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	00:01:02	Motion second. Roll Call by Rosemary Garley: Leonard Bloch – Yes, Ken Corazza – No, Ray Willis – Yes, Gayla McCulloch – No, Jerry Cosper – Yes. Motion carried. Staff will you please schedule a public hearing with the tribes and applicants for November 28 th and the details shall be detailed on Monday in the newspaper.	
Adjournment	00:01:03 to 00:01:18	Commissioner Willis called for a motion to adjourn.	Motion to adjourn by Commissioner Corazza; Second by Commissioner McColluch. Motion carried.

Ray Willis 12-21-18

Chairman Ray Willis

Date

Ismael Trejo

Executive Director Ismael Trejo

12-21-18

Date