

NEW MEXICO HORSE RACING COMMISSION

MINUTES OF THE MEETING

Date: May 3, 2019 at 11:30 AM

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

Members Present: Chairman Beverley Bourguet, Vice-Chairman David "Hossie" Sanchez, Commissioner John Buffington, Commissioner Freda McSwane, and Commissioner Bill G. Smith.

NMRC Staff Participating: Executive Director Ismael Trejo, and Legal Assistant Kira Frazier.


Others Present/Participating: Assistant Attorney Generals Gideon Elliott and Angela Macdonald.


<i>AGENDA ITEM</i>	<i>TIME LOG</i>	<i>DISCUSSION / CONCLUSIONS / RECOMMENDATIONS</i>	<i>ACTION TAKEN</i>
Open Public Session: Call to Order and Roll Call	TRACK 1 00:00:00 to 00:02:52	Meeting called to order by Commissioner Bourguet. Roll call was taken by Kira Frazier. Assistant Attorney Generals Gideon Elliott and Angela MacDonald were also present.	No Action Taken.
Election of Chair and Vice Chair:	00:02:53 to 00:05:24	Commissioner Bourguet asked the members of the Commission to elect a member for the Chairman's position. Commissioner Sanchez nominated Commissioner Bourguet. No discussion/ no comment. Commissioner Bourguet asked the members of the Commission to elect a member for the Vice Chairman's position. Commissioner Smith nominated Commissioner Sanchez. No discussion/ no comment.	Motion to adopt Chair elect by Commissioner Sanchez; Second by Commissioner Smith. Motion carried unanimously Motion to adopt Vice Chair elect by Commission Smith; Second by Commissioner Buffington. Motion carried unanimously.

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Approval of Agenda	00:05:25 to 00:05:47	Chairman Bourguet asked if there were any amendments to the agenda; Director Trejo stated there were no changes.	Motion to approve by Commissioner Sanchez; Second by Commissioner Smith. Motion carried unanimously
Chairman's Agenda	00:05:48 to 00:09:52	Chairman Bourguet stated that she would like to table the appointment of a Chairman for the Race Date Committee and the Medication/Rules Committee, until all Commissioners have been provided the opportunity to interact with the committees and allow the Commissioners to see which best suits them.	Motion to Table by Commissioner Smith; Second by Commissioner Sanchez. Motion carried unanimously
Closed Executive Session Item 7 Licensing/Pending Litigation/Appeals/Hearing Officer Reports/Employment Contracts: A. Sixth Racetrack License B. Pending Litigation <ul style="list-style-type: none"> • D-202-CV-2018-08669 C. Licensing <ul style="list-style-type: none"> • NMRC Personnel • 2020 Race Dates • Heath Taylor • Carlos Sedillo • In the Matter of Carolina Gaytan • In the Matthe of Jose Gonzalez Sr. • In the Matter of Juan Esquivel • In the matter of Felipe Flores Jr. & Felipe Flores Sr. 	00:09:53 to 00:10:53	Chairman Bourguet requested a motion to go into closed Executive Session with only matters to be discussed as: A. Sixth Racetrack License <ul style="list-style-type: none"> • D-202-CV-2018-08669 C. Licensing <ul style="list-style-type: none"> • NMRC Personnel • 2020 Race Dates • Heath Taylor • Carlos Sedillo • In the Matter of Carolina Gaytan • In the Matter of Jose Gonzalez Sr. • In the Matter of Juan Esquivel • In the matter of Felipe Flores Jr. & Felipe Flores Sr. Kira Frazier, Legal Assistant for the NMRC called Roll, with all Commissioners present. AAG's Gideon Elliot, Angela Macdonald, and Director Trejo were in attendance during executive session.	Motion to go into Executive Session by Commissioner Sanchez; Second by Commissioner Smith. Motion carried unanimously
Back in Open Session	Track 2	Chairman Bourguet announced the Commission was now in	

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<p>Item 7: Licensing/Pending Litigation/Appeals/Hearing officer Reports/Employment Contracts</p> <p>A. Sixth Racetrack License</p> <p>B. Pending Litigation</p> <ul style="list-style-type: none"> D-202-CV-2018-08669 <p>C. Licensing</p> <ul style="list-style-type: none"> NMRC Personnel 2020 Race Dates Heath Taylor Carlos Sedillo In the Matter of Carolina Gaytan 	<p>00:00:00-00:02:32</p>	<p>open session and affirmed that the Commission discussed only those matters specified in the motion to close the meeting in accordance with Section 10-15-1 (j).</p> <p>A. Chairman Bourguet stated that the Commission was given an update of status of the Sixth Racetrack License, litigation, will review the feasibility studies and other supporting documents.</p> <p>B. No Discussion/ No Comment</p> <p>C.</p> <ul style="list-style-type: none"> No Discussion/ No Comment No Discussion/ No Comment Gideon Elliot, AAG, Counsel for the NMRC stated that it was his understanding that in the Matter of Heath Taylor, the Commission would like to issue him a license. Chairman Bourguet stated that the Commission will take no action on Carlos Sedillo at this time. Chairman Bourguet stated that the Commission will only be signing Decision & Order that the previous Commission had decided on from the March 2019 Agenda. 	<p>A. No Action Taken</p> <p>B. No Action Taken</p> <p>C.</p> <ul style="list-style-type: none"> No Action Taken No Action Taken Motion to approve by Chairman Buffington. Second by Commissioner Smith. Motion carried unanimously. No Action Taken No Action Taken

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<ul style="list-style-type: none"> In the Matter of Jose Gonzalez Sr. In the Matter of Juan Esquivel In the matter of Felipe Flores Jr. & Felipe Flores Sr. 		<ul style="list-style-type: none"> Chairman Bourguet stated that the Commission will only be signing Decision & Order that the previous Commission had decided on from the March 2019 Agenda. Chairman Bourguet stated that the Commission will only be signing Decision & Order that the previous Commission had decided on from the March 2019 Agenda. 	<ul style="list-style-type: none"> No Action Taken No Action Taken No Action Taken
Adjournment	00:02:33-00:02:40	Chairman Bourguet called for a motion to adjourn.	Motion to adjourn by Commissioner McSwane; Second by Commissioner Sanchez. Motion carried unanimously.


Chairman Bourguet Date 6 June 19


Executive Director Ismael Trejo Date 6-19-19