

**AMENDED ARIZONA RACING COMMISSION
THURSDAY, OCTOBER 14, 2021
692nd REGULAR MEETING AGENDA**

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.03(A)(3), the Arizona Racing Commission (Commission) may vote to go into Executive Session for the purpose of obtaining legal advice from its attorney on any matter listed on the Agenda. Any such Executive Session will not be open to the public.

A. Call to Order of the 692nd Regular Arizona Racing Commission Meeting of October 14, 2021 at 10:00 AM.

Commissioners present via Google Meet are:

**Chuck Coolidge, Chairman
Rory Goreé, Vice Chairman
Tracy Olson, Commissioner**

Also present:

**Ted Vogt, Gaming Director
Rudy Casillas, Racing Director
Lena Kalkbrenner, Assistant Attorney General
Caitlin Caputo, Agency Counsel
Brian Duncan, Racing Program Manager
Juan Estrada, Interim Racing Program Manager
Sheri Koss, Records Administrator
Cassie Goodwin, Commission Secretary**

B. Action Items: Review, discussion and possible action on:

1. Simulcast Agreements Pursuant to A.R.S. § 5-112(U)
 - A. Arizona Downs
 1. Churchill Downs, Inc.
 2. Churchill Downs, Inc. – Fair Ground Race Course
 3. Churchill Downs – Indiana Grand Racing & Casino
 4. Churchill Downs – Presque Isles Downs
 5. NYRA Content Management Solutions, LLC – Delta Downs
 6. Monarch - Breeders' Cup Limited @ Del Mar
 7. Kentucky Downs Association – Evangeline Downs

Dave Auther addressed the Commission.

Commissioner Olson moved to approve Arizona Downs Simulcast Agreements as listed above numbers 1, 2, 3, 4, 5, and 7. Commissioner Coolidge second. Motion carried. (Ayes: Coolidge, Goreé, Olson)

Signal number 6 Tabled as no contract provided to Arizona Downs by Breeders' Cup Limited.

- B. Turf Paradise
 1. Churchill Downs, Inc.
 2. Monarch – Breeders' Cup Limited @ Del Mar
 3. NYRA Content Management Solutions, LLC - Aqueduct
 4. Penn National Gaming, Inc. – Mahoning Valley

Jerry Simms addressed the Commission.

Tom Auther addressed the Commission.

Commissioner Coolidge moved to approve Turf Paradise Simulcast Agreements as listed above numbers 1, 3, and 4. Commissioner Goreé second. Motion carried. (Ayes: Coolidge, Goreé, Olson)

Signal number 2 Tabled as no contract provided to Arizona Downs by Breeders' Cup Limited.

2. Simulcast Horse Racing Import Signals Pursuant to IHA Section 3004(a)(3)
 - A. Arizona Downs
 1. Delta Downs (anticipated dates 10/13/2021 – 03/05/2022)
 2. Indiana Grand (anticipated dates 10/13/2021 – 11/08/2021)
 3. Fair Grounds Race Course (anticipated dates 11/25/2021 – 11/30/2021)
 4. Churchill Downs (anticipated dates 10/13/2021 – 11/28/2021)
 5. Presque Isles Downs (anticipated dates 10/13/2021 – 10/31/2021)
 6. Breeders Cup Limited @ Del Mar (anticipated dates 11/05/2021 – 11/06/2021)
 7. Evangeline Downs (anticipated dates 10/06/2021 – 12/30/2021)

Juan Estrada addressed the Commission.

Commissioner Olson moved to approve Arizona Downs Simulcast Signal as listed above number 7. Commissioner Coolidge second. Motion carried. (Ayes: Coolidge, Goreé, Olson)

Commissioner Coolidge moved to conditionally approve Arizona Downs Simulcast Signals as listed above numbers 1, 2, 3, 4, and 5 pending receipt by the Department of all out of state horsemen's approvals. Commissioner Olson second. Motion carried. (Ayes: Coolidge, Goreé, Olson)

No action taken on Signal item number 6.

- B. Turf Paradise
 1. Aqueduct (anticipated dates 11/05/2021 – 12/04/2021)
 2. Churchill Downs (anticipated dates 10/31/2021 – 11/28/2021)
 3. Mahoning Valley (anticipated dates 10/22/2021 – 12/30/2021)
 4. Breeders Cup Limited @ Del Mar (anticipated dates 11/05/2021 – 11/06/2021)

Juan Estrada addressed the Commission.

Commissioner Olson moved to approve Turf Paradise Simulcast Signal as listed above number 1. Commissioner Goreé second. Motion carried. (Ayes: Coolidge, Goreé, Olson)

Commissioner Olson moved to conditionally approve Turf Paradise Simulcast Signals as listed above numbers 2 and 3 pending receipt by the Department of all out of state horsemen's approvals. Commissioner Goreé second. Motion carried. (Ayes: Coolidge, Goreé, Olson)

No action taken on Signal item number 6.

Director Vogt addressed the Commission.

C. Information Reports

1. Track Safety Report(s) (Dr. Susan Gale) – **Dr. Susan Gale addressed the Commission.**
2. Budget Report (Director Casillas/Jason La Forest) – **No report.**
3. Report on International Horseracing Integrity Act (Wm. Leroy Gessmann, HBPA) – **Leroy Gessmann addressed the Commission.**
4. Permittee Reports – **Not to exceed 3 minutes**
 - a. American Greyhound Racing – **No report.**
 - b. Arizona Downs – **Mike Weiss addressed the Commission.**
 - c. County Fairs – **No report.**
 - d. Rillito Park – **Mike Weiss addressed the Commission.**
 - e. Tucson Greyhound Park – **No report.**
 - f. Turf Paradise – **Vincent Francia addressed the Commission.**
5. Optional Industry Stakeholder Association Updates (limited to officers or officially designated spokesperson) – **Not to**

exceed 3 minutes

- a. Arizona Counties Racing Association – **No report.**
- b. Arizona Quarter Horse Racing Association – **Lloyd Yother addressed the Commission.**
- c. Arizona Thoroughbred Breeders Association – **Wende Macumber addressed the Commission.**
- d. Horsemen’s Benevolent & Protective Association – **Leroy Gessmann addressed the Commission.**
- e. Jockey’s Guild – **No report.**

D. Commission Reports

1. Summary of Current Events Affecting the Arizona Racing Commission. A.R.S. § 38-431.02(K) – Only Commission Members or the Director may report. No discussion or action may be taken on matters reported unless properly noticed for legal action or discussion.

Commissioner Coolidge expressed disappointment at the lack of progress in discussions of a one signal network.

2. Identification of Matters to be placed on Future Agendas.

Commissioner Goreé asked that safety concerns be placed on next meeting agenda.

E. Call to the Public

Those members of the public wishing to address the Commission should please notify Commission Secretary, Cassie Goodwin, via EMAIL at cgoodwin@azgaming.gov by 9 a.m. October 14, 2021 with your name and the portion of the Agenda for which you wish to address the Commission. If any person wishes to address the Commission once the meeting has commenced, those persons may TEXT Commission Secretary, Cassie Goodwin, at 480-276-5005, giving their name and the portion of the Agenda for which they wish to address the Commission, and the information will be provided to the Chair of the Racing Commission during the meeting. They may also submit a request via the “chat” feature in Google Meet. The Chair will recognize the request and, time permitting, each presentation will be given approximately three (3) minutes to speak. Those requesting to speak should be prepared to use a phone to call into the meeting at 478-845-1127 PIN 882 780 379# or the microphone on their device as soon as the Chair recognizes them to speak. Action taken as a result of public comment will be limited to directing staff to study the matter or ask that the matter be placed on a future Agenda, pursuant to A.R.S. § 38-431.01(H).

**Scott Rollins addressed the Commission.
Cynthia George addressed the Commission.
Kevin Eikleberry addressed the Commission.**

F. Announcements

The next regularly scheduled Commission meeting will be at **10:00 AM on Thursday, November 18, 2021** at **1110 W. Washington St., Phoenix, Arizona** or via **Google Meet**, and is subject to change based on a quorum. For current information about the Arizona Racing Commission meeting schedule, please visit the Arizona Department of Gaming-Racing Division website (<https://racing.az.gov/racing-commission/commission-calendar-schedule>) or call Cassie Goodwin at 602-771-4263.

G. Adjournment

Commissioner Goreé moved to adjourn the meeting. Commissioner Coolidge second. Motion carried. (Ayes: Coolidge, Goreé, Olson) Meeting adjourned at 11:01 AM.

H. Materials

A copy of the Agenda and background material and Commission packets (excluding materials exempt from public inspection) will be available at least 24 hours in advance of the meeting, at the Department of Gaming, located at 1110 W Washington St., Ste. 450, Phoenix, AZ 85007