

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

Minutes of the regular meeting of Board of Directors of the Western Regional Off-Track Betting Corporation, held on the 28th day of February 2014, and commencing at 10:20 a.m. in the *Robert J. Kane Board Room*, Corporate Headquarters at 8315 Park Road Batavia, New York.

Participating were:

Cattaraugus	Richard E. Haberer
Chautauqua	Roger E. Ruckman
Erie	Beverly A. Mazur
Genesee	Richard E. Siebert
Livingston	Thomas P. Wamp
Monroe	Richard D. Bianchi
Oswego	Ronald B. Darrow
Rochester	Dennis Bassett
Seneca	Richard Ricci
Wayne	Ken Lauderdale
Wyoming	James A. Foley

Absent:

M. Garner
P. Lattimore
S. Kiedrowski
M. Tuohey
P. Smith
J. Clifford

constituting the Directors of all participating municipalities.

Also participating were: Michael D. Kane, President & Chief Executive Officer; Jacquelyne A. Leach, Comptroller; Barbara Mruczek, Deputy Comptroller; Ryan Hasenauer, Director of Marketing-WROTB and Video Gaming & Video Gaming; Steven J. Haigh, Internal Auditor; Edward Merriman, Manager of Branch Operations; Sean Schiano, Director of Branch Operations; William R. White, Vice President - Administration; Todd Haight, General Manager of Live Racing; Cindy DeCarlo, Controller; Gayle Ashbery, Director of Purchasing a Steph Underhill, Marketing Graphics Specialist/Video Coordinator and Jim Krencik of the Daily News.

A roll of the membership of the Board having been called, Mr. White declared a quorum present.

Chairman Richard Bianchi proceeded to conduct the meeting following the published Agenda for this regular meeting.

Chairman Bianchi then asked Director Wamp to lead the assemblage in the Pledge of Allegiance.

1. Approval of Previous Minutes:

Chairman Bianchi called for amendments, additions, deletions, or corrections to the minutes of the previous meeting of January 17th, 2014. There being none, a motion was made by Mr. Ricci and seconded by Ms. Mazur to approve the January minutes as submitted. The minutes were approved unanimously by a voice vote.

2. Communications:

Mr. White informed the Board of a letter of Thanks from the Crossroads House for terminally ill residents and their families and from The Toys for Kids for a donation directly to families and children in need in Batavia.

3. Officers' Reports:

There were no Officer's Reports.

4. Finance Committee Report:

Committee Chairman Ken Lauderdale reported that the Finance Committee meeting was held on Wednesday, February 27, 2014 at 2:24 p.m. and the following business was considered.

- a. Mrs. Gayle Ashbery advised the Board that staff has awarded a contract for providing The Daily Racing Form service to patrons by Class Act for delivery service to Erie County.

A motion to enter a one year contract term commencing January 1, 2014 through December 31, 2014 with Class Act for delivery service to Erie County in the amount of \$50,000 was made by Mr. Lauderdale and seconded by Mr. Darrow. A roll call vote was taken. Ayes: 11, Nays: 0, Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion to approve the resolution was carried unanimously. **(See Resolution # 1-2014)**

- b. Mrs. Gayle Ashbery advised the Board that staff has compared pricing from various vendors for office supplies and is suggesting the purchase from the state contract vendor, Staples.

4. Finance Committee Report Continued:

A motion was made by Mr. Lauderdale and seconded by Mr. Ruckman to approve the vendor for purchase of office supplies for the 2014 calendar year to Staples in the amount of \$40,000. A roll call vote was taken. Ayes: 11, Nays: 0, Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion to approve the resolution was carried unanimously. (**See Resolution # 2-2014**).

- c. Mrs. Ashbery advised the Board that the staff has recommended Ricoh for supplies to be purchased for corresponding quantities of office supplies for our multi-functioning printers.

A motion was made by Mr. Lauderdale and seconded by Mr. Ruckman to approve the vendor for purchase of supplies for the 2014 calendar year to Ricoh in the amount of \$35,000. A roll call vote was taken. Ayes: 11, Nays: 0, Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion to approve the resolution was carried unanimously. (**See Resolution # 3-2014**).

- d. Mrs. Jackie Leach presented the December 2013 – January 2014 Comptroller’s Report to the Committee for informational purposes only.

The Finance Committee adjourned at 2:55 p.m.

5. Personnel Committee Report:

Committee Chairperson Wamp reported the Personnel Committee met on Wednesday, February 27, 2014 at approximately 1:30 p.m.

- a. Mr. Wamp reported that Mr. White updated the Board of Directors on the amendment of the personnel policy to add the word *additional to the* premium cost for the spouse if the retiree passes away for clarification purposes.

Upon motion by Mr. Wamp and a second by Ms. Mazur, a voice vote was taken. Ayes: 11; Nays: 0; Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

5. Personnel Committee Report Continued:

- b. Mr. Wamp reported that Mr. Kane requested that Mr. Mark Wolf's title be changed from Director of Gaming to General Manager of Gaming.

Upon motion by Mr. Wamp and a second by Ms. Mazur, a voice vote was taken. Ayes: 11; Nays: 0; Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

- c. Mr. Wamp reported that Mr. White informed the Board that PERB will be certifying the vote for the new union for informational purposes.

The Personnel Committee adjourned at 2:00 p.m.

6. Legislative Committee:

Mr. Siebert reported the Legislative Committee met on Wednesday, February 27, 2014 at approximately 3:30 p.m.

- a. There was a discussion with the lobbying group over the continuing of placement of Casino's as it affects this Facility. There was also a discussion regarding the complaint that was filed with JCOPE regarding the contract between with Mr. Flaum and the Seneca's.
- b. The **Resolution # 05-2014** for the agreement with Finger Lakes has been tabled.

7. Insurance Committee:

No meeting was held.

8. Advertising Committee:

Committee Vice-Chairman Mr. Foley reported the Committee met on Wednesday, February 27, 2013 at 2:00 p.m.

- a. Mr. Foley reported that Ryan Hasenauer, Director of Marketing updated the Board regarding the March promotions and free play drawings.
- b. Todd Haight, GM of Live Racing, recapped February OTB promotions, including the Battle of the Branches Handicapping Contest. Also, the April 4th, 2014 Harness Handicapping Contest to be held in Batavia Downs Clubhouse.

The Advertising Committee adjourned at 2:15 p.m.

9. **Audit Committee:**

Chairperson Bassett noted that the Audit Committee met Wednesday, February 27, 2014 at approx 4:35 p.m. in executive session.

- a. Mr. Bassett reported that Mr. Haigh updated the Board of the audits that had taken place. Mr. Haigh gave his status on the reviews and a summary of the audits.

The Audit Committee adjourned at 4:45 p.m.

10. **Batavia Downs Committee:**

Director Siebert reported to the Board that the Batavia Downs Committee met on Wednesday, February 27, 2014 at approximately 3:00 p.m.

- a. Mr. Siebert reported the figures and monthly Status Report with gaming statistics was provided to the committee by Mr. Mark Wolf.
- b. Mr. Kane advised the Board that the staff has recommended the purchase of fire retardant paint for the capital awards project be awarded to the state contract vendor, Sherwin Williams in the amount of \$28,000. (**See Resolution # 4-2014**).

Upon motion by Mr. Siebert and a second by Mr. Ruckman, a voice vote was taken. Ayes: 10; Nays: 0; Abstain: 1; Darrow: Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

- c. Mr. Kane advised the Board that the staff has recommended that IK System be awarded the maintenance of the surveillance system with a three year contract in the amount of \$65,145 per year. (**See Resolution # 06-2014**).

Upon motion by Mr. Siebert and a second by Mr. Foley, a voice vote was taken. Ayes: 11; Nays: 0; Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

- d. Mr. Kane advised the Board of the Seneca Nation of Indians proposing a Native American Casino in Monroe County be detrimental to WROTBC and Batavia Downs Gaming. Mr. Kane advised the Board to expend whatever resources necessary to block the Native American Casino in Monroe County. (**See Resolution #07-2014**).

11. Batavia Downs Committee: (Continued)

Upon motion by Mr. Siebert and a second by Mr. Ruckman, a voice vote was taken. Ayes: 10; Nays: 0; Abstain: 1; Haberer: Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

The Batavia Downs Committee adjourned at approximately 3:25 p.m.

12. Branch Operations Committee:

Director Bassett reported that the Committee met on Thursday, February 27, 2014 at 9:30 a.m.

- a. Director Bassett advised the Board to approve the sale of the Corning property for \$225,000.

Upon motion by Mr. Bassett and a second by Mr. Wamp, a voice vote was taken. Ayes: 11; Nays: 0; Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

- b. Director Bassett advised the Board of the amendment to the Ridge Lea branch concessionaire. The concessionaire is asking for a one year extension to the existing agreement with no changes in the contract. Staff approves and recommends the amendment and the expiration of the contract will be January 31, 2016.

Upon motion by Mr. Bassett and a second by Ms. Mazur, a voice vote was taken. Ayes: 11; Nays: 0; Absent: 6, Garner, Lattimore, Kiedrowski, Tuohey, Smith, Clifford. The motion was approved.

13. Resolutions:

01-2014	2/26/2014	Class Act
02-2014	2/26/2014	Staples
03-2014	2/26/2014	Ricoh
04-2014	2/26/2014	Sherwin Williams
05-2014	2/26/2014	Finger Lakes
06-2014	2/26/2014	IK Systems
07-2014	2/26/2014	Native American Casino

14. Unfinished Business:

There was no unfinished business.

15. New Business:

The next Committee and Board meetings will be held on March 26 and March 27, 2014 respectively.

16. Adjournment:

Mr. Haberer made a motion to adjourn which was seconded by Mr. Darrow. The meeting was adjourned at 10:20 a.m.

Respectfully submitted,

Secretary to the Board

