

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

Minutes of the special meeting of Board of Directors of the Western Regional Off-Track Betting Corporation, ("Western") held on the 16th day of December, 2020 and commencing at 11:04 a.m. in the *Grandstands*, Corporate Headquarters at 8315 Park Road Batavia, New York.

Participating were:

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|-------------|------------------------|
| Buffalo | Michelle Parmer-Garner |
| Cattaraugus | Richard E. Haberer |
| Cayuga | Paul Lattimore, Jr. |
| Chautauqua | Allan Hendrickson |
| Genesee | Richard Siebert |
| Livingston | Thomas P. Wamp |
| Monroe | Richard D. Bianchi |
| Niagara | Elliott Winter |
| Orleans | Edward Morgan |
| Rochester | Dennis Bassett |
| Seneca | Richard L. Ricci |
| Steuben | Norman Schneider |
| Wayne | Ken Lauderdale |
| Wyoming | Susan May |

Absent:

| | |
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| Erie | Warthling |
| Oswego | Darrow |
| Schuyler | Barnes |

constituting the Directors of all participating municipalities.

Also participating were: Henry F. Wojtaszek, President & CEO; Scott Kiedrowski, Vice President Operations; William R. White, Vice President – Administration; Jacquelyne Leach, Chief Financial Officer; Steven Haigh, Internal Auditor; Mike Pettinella, The Batavian.

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

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

Chairman then asked Mike Pettinella, The Batavian to lead the assemblage in the Pledge of Allegiance.

1. **Batavia Downs Operations Committee:**

Mrs. Jacquelyne A. Leach, Chief Financial Officer informed the Committee of the Resolution #66-2020 for EVERI a sole source vendor to provide maintenance and repairs to Western's four (4) kiosks at an annual cost of \$29,191.20 through the period ending November 30, 2021.

Upon motion by Director Morgan and seconded by Director Wamp a roll call vote was taken. The motion passed to approve EVERI to provide maintenance and repairs to kiosks at an annual cost of \$29,191.20 through the period ending November 30, 2021. Ayes: 13; Nays: 0; Absent: 4; Warthling, Darrow, Barnes, May. **See Resolution attached.**

The Resolution #67-2020 was presented for the Vehicle Use Policy recommended by Staff to be amended and adopted as a policy of Western.

Upon motion by Director Morgan and seconded by Director Siebert a voice vote was taken. The motion passed to adopt the Vehicle Use Policy as amended. Ayes: 14; Nays: 0; Absent: 3; Warthling, Darrow, Barnes. **See Resolution attached.**

Mr. Henry F. Wojtaszek, President & CEO, discussed the possible purchase of a stage from a local company for the Batavia Downs Concert Series.

2. **Advertising Committee:**

Mr. Wojtaszek informed the Board that seven (7) of eight (8) concerts are confirmed for 2021.

3. **Finance Committee:**

Mrs. Leach informed the Board that November was a break even month. She reported that the loan forgiveness application was submitted with The Bank of Castile.

4. **Personnel Committee:**

Committee Chairman Winter made a motion to enter into Executive Session at 11:33 a.m. seconded by Director Morgan to discuss the medical, financial, credit or employment history of a particular person or corporation or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

In Executive Session, Attorney Daniel Oliverio via phone responded to questions from Board members surrounding the conduct of Michael Nolan. A general discussion regarding Michael Nolan's conduct ensued. After discussion, a motion to terminate Michael Nolan was made by Director Bassett, seconded by Director Lauderdale. The motion passed. Ayes: 14; Nays: 0; Absent: 3; Warthling, Darrow, Barnes.

A motion was made by Director Winter and seconded by Director Haberer to come out of Executive Session at 12:21 p.m.

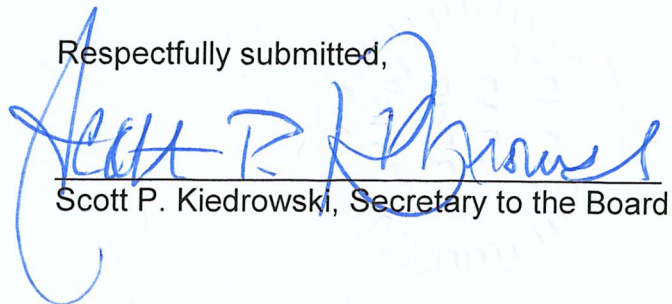
5. **New Business:**

The Committees and Board meeting's are scheduled for January 20 & 21, 2021 respectively.

6. **Adjournment:**

Director Morgan made a motion to adjourn which Director Haberer seconded. The meeting was adjourned at 12:22 p.m.

Respectfully submitted,



Scott P. Kiedrowski, Secretary to the Board