Western Regional Off-Track Betting Corporation
8315 Park Road, Batavia, NY 14020

PUBLIC NOTICE

JULY 2026 MEETINGS

Committee Meetings for Western Regional Off-Track Betting Corporation

Wednesday July 29, 2026

Please take notice that meetings of committees of the Western Regional Off-Track Betting Corporation will be held sequentially beginning at 12:30 p.m. on July 29, 2026, in the Board Room at the offices of the Western Regional Off-Track Betting Corporation, 8315 Park Road, Batavia, New York 14020. A quorum of the Board of Directors may be present. No final Board action is expected.

12:30 p.m. - Finance Committee

Immediately following adjournment of the Finance Committee meeting - Batavia Downs Operations Committee.

Immediately following adjournment of the Batavia Downs Operations Committee – Personnel Committee

Immediately following adjournment of the Personnel Committee – Advertising & Promotions Committee.

Immediately following adjournment of the Advertising & Promotions Committee – Legal Committee.

Thursday, July 30, 2026

9:30 a.m. - Branch Committee
10:00 a.m. - Board Meeting

Regular Meeting of the Western Regional Off-Track Betting Corporation Board of Directors

The Regular Monthly Meeting of the Board of Directors of Western Regional Off-Track Betting Corp. will be held on **Thursday, July 30, 2026, at 10:00 a.m.** at Western Regional Off-Track Betting Corporation offices located at 8315 Park Road, Batavia, NY 14020.

The committees may enter executive session, upon motion and approval in open session by the applicable committee, as permitted by New York Public Officers Law section 105, including Public Officers Law section 105(1)(d) for discussions regarding proposed, pending, or current litigation; Public Officers Law section 105(1)(e) for collective negotiations pursuant to article fourteen of the Civil Service Law; Public officers Law section 105(1)(h) for the proposed acquisition, sale, or lease of real property, but only to the extent publicity would substantially affect the value thereof. No final action will be taken in executive session.

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

FINANCE COMMITTEE MEETING
Wednesday, July 29, 2026
12:30 p.m.
Batavia, New York

Michael Horton - Chair
Timothy Callan - Vice-Chair
Crystal Rodriguez-Dabney - Member
Edward Morgan - Member
Kyle Black - Member
Terrance Baxter - Member
Vincent Horrigan - Member

AGENDA

1. Chief Financial Officer Report & BDG Financials - June 2026 — R. Cook, Z. Elliott

2. Regional VGM Numbers - June 2026 — R. Cook

3. Resolution 67-2026 - Trusted Tech Team, LLC — R. Cook

4. The committees may enter executive session, upon motion and approval in open session by the applicable committee, as permitted by New York Public Officers Law section 105, including Public Officers Law section 105(1)(d) for discussions regarding proposed, pending, or current litigation; Public Officers Law section 105(1)(e) for collective negotiations pursuant to article fourteen of the Civil Service Law; Public officers Law section 105(1)(h) for the proposed acquisition, sale, or lease of real property, but only to the extent publicity would substantially affect the value thereof. No final action will be taken in executive session.

WESTERN REGIONAL OFF-TRACK BETTING - SUMMARY OF CFO'S REPORT - ACTUAL RESULTS:

Operational Results - June 2026	June 2026	June 2025	June Plan
Total Handle	**$3,312,383**	**$3,681,838**	**$3,535,687**
$ Variance		*(369,455)*	*(223,304)*
% Variance		*-10%*	*-6%*
VGM Net Win	**$7,774,814**	**$7,648,182**	**$8,002,471**
$ Variance		*126,632*	*(227,657)*
% Variance		*2%*	*-3%*
Revenue net of Statutories	**$ 4,860,036**	**$ 4,967,696**	**$ 5,015,274**
Operating Expenses	**3,743,419**	**4,065,157**	**4,052,405**
Earnings and Surcharge	**1,116,617**	**902,539**	**962,869**
Surcharge	**48,678**	**43,070**	**44,243**
Operational Earnings (Losses)	**$ 1,067,939**	**$ 859,469**	**$ 918,626**
$ Variance		*208,470*	*149,313*
% Variance		*24%*	*16%*

* *Earnings are distributed on a quarterly basis*

Segment Performance:	June 2026	June 2025	June Plan
OTB Earnings from Operations	**$ 110,405**	**$ 111,893**	**$ 64,170**
Less: G&A Allocation	**216,569**	**176,347**	**230,909**
Earnings (Losses) net of G&A Allocation	**$ (106,164)**	**$ (64,454)**	**$ (166,739)**
$ Variance		*(41,710)*	*60,575*
% Variance		*-65%*	*36%*
BATAVIA DOWNS Earnings from Operations	**$ 1,679,431**	**$ 1,335,400**	**$ 1,624,152**
Less: G&A Allocation	**505,328**	**411,477**	**538,787**
Earnings net of G&A Allocation	**$ 1,174,103**	**$ 923,923**	**$ 1,085,365**
$ Variance		*250,180*	*88,738*
% Variance		*27%*	*8%*
GENERAL AND ADMINISTRATIVE expense	**$ 721,897**	**$ 587,824**	**$ 769,696**
$ Variance		*134,073*	*(47,799)*
% Variance		*23%*	*-6%*

Net Cash Distributions to Municipalities:	June 2026	June 2025	June Plan
SURCHARGE	**$ 48,678**	**$ 43,070**	**$ 44,243**
$ Variance		*5,608*	*4,435*
% Variance		*13%*	*10%*

Year to Date Surcharge and Net Revenue	June 2026	June 2025	June Plan
SURCHARGE	**$ 232,175**	**$ 266,668**	**$ 274,648**
$ Variance		*(34,493)*	*(42,473)*
% Variance		*-13%*	*-15%*
NET EARNINGS AVAILABLE FOR DISTRIBUTION	**$ 6,675,425**	**$ 5,540,939**	**$ 5,202,658**
$ Variance		*1,134,486*	*1,472,767*
% Variance		*20%*	*28%*
TOTAL	**$ 6,907,600**	**$ 5,807,607**	**$ 5,477,306**

CFO'S REPORT - June 2026

SUMMARY - WESTERN REGIONAL OTB CORPORATION - ALL LOCATIONS/DEPARTMENTS: ROUNDED

	2026 June	2025 June	2026 June Plan	YTD: 2026 Year To Date	2025 Year To Date	2026 Operating Plan YTD
HANDLE (includes Live)	**$3,312,000**	**$3,682,000**	**$3,535,000**	**$19,668,000**	**$21,985,000**	**$21,022,000**
$ Variance		(370,000)	(223,000)		(2,317,000)	(1,354,000)
% Variance		-10%	-6%		-11%	-6%
VGM Net Win	**$7,775,000**	**$7,648,000**	**$8,002,000**	**$48,065,000**	**$46,654,000**	**$45,493,000**
$ Variance		127,000	(227,000)		1,411,000	2,572,000
% Variance		2%	-3%		3%	6%
Revenue and Expense:						
Operating Revenue	**8,739,000**	**8,829,000**	**9,007,000**	**53,451,000**	**52,851,000**	**51,202,000**
$ Variance		(90,000)	(268,000)		600,000	2,249,000
% Variance		-1%	-3%		1%	4%
Less: Statutory Expenses	**3,879,000**	**3,861,000**	**3,992,000**	**23,880,000**	**25,490,000**	**22,770,000**
$ Variance		18,000	(113,000)		(1,610,000)	1,110,000
% Variance		0%	-3%		-6%	5%
Revenue before Operating Expenses	**4,860,000**	**4,968,000**	**5,015,000**	**29,571,000**	**27,361,000**	**28,432,000**
$ Variance		(108,000)	(155,000)		2,210,000	1,139,000
% Variance		-2%	-3%		8%	4%
Less: Operating Expenses	**3,743,000**	**4,065,000**	**4,052,000**	**22,664,000**	**21,341,000**	**22,955,000**
$ Variance		(322,000)	(309,000)		1,323,000	(291,000)
% Variance		-8%	-8%		6%	-1%
Retained Surcharge/Net earnings	**1,117,000**	**903,000**	**963,000**	**6,907,000**	**6,020,000**	**5,477,000**
$ Variance		214,000	154,000		887,000	1,430,000
% Variance		24%	16%		15%	26%
Retained Surcharge	**49,000**	**43,000**	**44,000**	**232,000**	**267,000**	**275,000**
$ Variance		6,000	5,000		(35,000)	(43,000)
% Variance		14%	11%		-13%	-16%
Net Earnings(Losses) from Operations	**1,068,000**	**859,000**	**919,000**	**6,675,000**	**5,753,000**	**5,202,000**
$ Variance		209,000	149,000		922,000	1,473,000
% Variance		24%	16%		16%	28%

	Operational Earnings	Earnings allocated to CAF	Distributable Earnings	2025 Year To Date	2026 Operating Plan YTD
1st Qtr. Operational Earnings*	**$2,977,127**	**$82,977**	**$2,894,150**	**$2,745,915**	**$2,215,552**
$ Variance				148,235	678,598
% Variance				5%	31%
2nd Qtr. Operational Earnings*	**$3,698,298**	**$107,493**	**$3,590,805**	**$2,795,024**	**$2,987,106**
$ Variance				795,781	603,699
% Variance				28%	20%
Total YTD	**$6,675,425**	**$190,470**	**$6,484,955**	**$5,540,939**	**$5,202,658**
$ Variance				944,016	1,282,297
% Variance				17%	25%

* Available for Distribution

RESOLUTION - #67-2026

WHEREAS, Western Regional Off-Track Betting Corporation ("Western") utilizes Microsoft 365 cloud services to support the Corporation's business operations, communications, cybersecurity, and information technology infrastructure; and

WHEREAS, since 2023, Trusted Tech Team has served as Western's Microsoft Cloud Solution Provider, providing Microsoft licensing, subscription management, technical support, and related cloud services; and

WHEREAS, staff has reviewed Microsoft's published commercial pricing and determined that Trusted Tech Team's pricing has remained below Microsoft's published commercial pricing for the licenses reviewed while providing a high level of customer service and technical support; and

WHEREAS, the Corporation desires to continue procuring Microsoft 365 licensing and related cloud subscription services through Trusted Tech Team, at an annual cost not to exceed Thirty Thousand Dollars ($30,000.00), to ensure the continued operation, security, and administration of the Corporation's Microsoft environment; and now therefore

BE IT RESOLVED, that Western's Board of Directors hereby authorizes an officer of Western to execute agreements, including up to five (5) annual renewal terms, for Microsoft 365 licensing and related cloud subscription services with Trusted Tech Team, at an annual cost not to exceed Thirty Thousand Dollars ($30,000.00), provided that:

1. Prior to each annual renewal, staff shall review the pricing and determine that Trusted Tech Team's pricing remains below Microsoft's then-current published commercial pricing for substantially similar Microsoft products;
2. The material terms and conditions of the agreement remain substantially unchanged; and
3. Any material increase in pricing, change in contract terms, or annual cost in excess of Thirty Thousand Dollars ($30,000.00) shall be presented to the Board of Directors for approval prior to renewal; and

BE IT FURTHER RESOLVED, that an officer of Western is hereby authorized to execute any agreements, renewals, invoices, or other documents and take any actions necessary to effectuate the Board's actions.

Respectfully submitted,

Dated: July 30, 2026
Batavia, New York

Docusign Envelope ID: 8C68DAD5-F74E-8A7F-830E-5AF593EE7E3F

TrustedTech

Trusted Tech Team, LLC (TTT)
5171 California Ave
Suite 250
Irvine, CA 92617
United States

Sales Order for: Western Regional Off Track Betting option 2
Offer Valid Through: Jun 28, 2026
Prepared by: Craig Spencer
TrustedTech ID: ee49a489-1fe3-4ff2-bb02-7840e76198cc

Sales Order

Customer Information:
Western Regional Off Track Betting option 2 ("You")
8315 Park Rd.
Batavia
NY
14020
USA

Services

Net Terms	Billing Frequency	Commitment Term	Total Contract Value
Net 30	Monthly	12 months Auto-Renewed	$29,073.48

Pricing Summary

Product	Quantity	Unit Price	Amount
Renewal Date : Jun 28, 2026			
Agreement Term: 1 Year			
Exchange Online (Plan 2) (*Annual/Monthly Line Item)	152	$7.25	$1,102.00
Microsoft 365 Business Standard (*Annual/Monthly Line Item)	45	$11.82	$531.90
Entra ID P1 (*Annual/Monthly Line Item)	1	$5.67	$5.67
Exchange Online (Plan 1) (*Annual/Monthly Line Item)	113	$3.78	$427.14
Microsoft 365 Business Basic (*Annual/Monthly Line Item)	24	$5.67	$136.08

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Product	Quantity	Unit Price	Amount
Microsoft 365 Business Standard and Microsoft 365 Copilot Business (*Annual/Monthly Line Item) A 34.328% discount off the MSRP applied to new purchases effective Nov 30, 2025 through Jun 30, 2026.	10	$22.00	$220.00

Breakdown of Recurring Charges:

Total Monthly Recurring:
$2,422.79

CERTIFIED SUPPORT DETAILS

Tier	Details
Basic	· Foundational Account Support · TrustedTech uses Microsoft Premier Support for Partners for complex cases & escalations, which may have an additional cost per-ticket · Billing and licensing questions · Complimentary technical in-house resolution break-fix cases · Access to L1 engineers

CONFIDENTIAL & PROPRIETARY
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Commitment Term and Billing	
The Terms of Service applicable to this Sales Agreement shall be the terms contained herein as well as all license increases, and any renewals. You are subject to Microsoft's licensing terms. The Commitment Term of this entire agreement, irrespective of SKU, shall be until the latest NCE/Commitment Renewal Date applicable to any license herein. License quantities for annual-term products may be reduced only in accordance with Microsoft's applicable New Commerce Experience (NCE) policies, but not exceeding reductions of 30% at renewal prior to the expiration of the latest NCE/License Commitment Renewal Date herein. No early termination, cancellation, CSP Transfer, or quantity reduction is permitted outside these terms unless explicitly approved in writing by Trusted Tech Team, LLC. Notwithstanding the foregoing, Monthly commit licenses may be cancelled upon the expiration of any given month with prior written notice by customer. Licenses may be added at any time and will be co-termed to the Commitment Term as described above. To help avoid service interruption or renewal conflicts, requests for cancellation or quantity changes must be submitted via email to csp@trustedtechteam.com no later than 90 days prior to renewal. Otherwise, the agreement will auto-renew for the applicable term and quantities under the conditions then in effect. Auto-Renewals will retain defined pricing within this Sales Agreement, however, Trusted Tech Team reserves the right to proportionally modify or terminate this Sales Order in response to changes imposed by third-party licensors or vendors such as Microsoft. Trusted Tech Team is not responsible for service disruptions or terminations caused by the provider or due to unpaid balances.	
By signing below, you accept the contents of this Sales Order.	
Trusted Tech Team, LLC (Authorized Signatory Only)	**Client (Authorized Signatory Only)**
Printed Name: Signer Kevin Lawless	Printed Name: Raymond Cook
Signature: Kevin Lawless 08823024416640A	Signature:
Date: 6/19/2026	Date:

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

BATAVIA DOWNS OPERATIONS COMMITTEE
Immediately following adjournment of the Finance Committee meeting
Wednesday – July 29, 2026
Batavia, New York

Edward Morgan - Chair
Charles Zambito - Vice-Chair
Crystal Rodriguez-Dabney - Member
Paul Bartow - Member
Michael Horton - Member
Mark Bombardo - Member
Kyle Black – Member

AGENDA

1.	Gaming Floor Update	- S. Schiano
2.	Live Racing Update	- N. Fortes
2.	Resolution 66-2026 - Hotel Furniture	- S. Kiedrowski

	Credits Played	Net Win	Win/Unit	Hold
2025				
June	96,315,471	$7,648,182	$272.13	7.94%
2026				
June	95,367,036	$7,774,814	$274.51	8.15%

	Credits Played	Net Win	Win/Unit	Hold
2025				
July	103,611,155	$7,996,403	$274.49	7.72%
2026				
MTD	68,971,210	$5,442,768	$288.11	7.89%

RESOLUTION - #66-2026

WHEREAS, the Western Regional Off-Track Betting Corporation ("Western") is the owner operator of Batavia Downs Gaming & Hotel, and it is the responsibility of Western to maintain the physical condition of its facilities; and

WHEREAS, Western has determined that the sofas, chairs, and ottomans at the Hotel at Batavia Downs require replacement; and

WHEREAS, during a maintenance inspection conducted by staff, it was determined that the existing Hotel furniture has reached the end if its useful life and is no longer suitable for continued use; and

WHEREAS, upon allocation of funds by Western's Board of Directors for the purchase new sofas, chairs, and ottomans for the Hotel, Western shall comply with applicable procurement requirements, including competitive bidding, and, where appropriate, available New York State Office of General Services pricing for the above-referenced furniture; and

WHEREAS, funding for the purchase of new Hotel furniture was not included in Western's 2026 approved operating plan, and staff recommends the Board authorize such purchase in an amount not to exceed seventy-five thousand dollars ($75,000.00); and now therefore

BE IT RESOLVED, that Western's Board of Directors authorizes the purchase of new hotel furniture in an amount not to exceed seventy-five thousand dollars ($75,000.00); and

BE IT FURTHER RESOLVED, that an officer of Western is hereby authorized to execute agreements that reflect the Board's actions.

Respectfully submitted,

Dated: July 30, 2026
Batavia, New York

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

PERSONNEL COMMITTEE MEETING
Immediately following adjournment of the Batavia Downs Operations Committee
Wednesday, July 29, 2026
Batavia, New York

Vincent Horrigan - Chair
Kyle Black - Vice-Chair
Crystal Rodriguez-Dabney - Member
Edward Morgan - Member
Susan May - Member
Mark Burr - Member
Byron Brown

AGENDA

1. Resolution 69-2026
   - Indeed - D. Fleming

2. Resolution 71-2026
   -Deferred Comp - Z. Elliott

3. Resolution 72-2026
   - Merit Raise - B. Brown

RESOLUTION - #69-2026

WHEREAS, the Western Regional Off-Track Betting Corporation ("Western") operates Batavia Downs Gaming and Racetrack and is responsible for maintaining a competitive, financially sustainable, and equitable workplace for its employees; and

WHEREAS, Western recognizes the importance of attracting and hiring qualified candidates to fill current and anticipated employment vacancies; and

WHEREAS, Western has utilized Indeed for several years as an online recruitment platform to advertise open positions and source qualified candidates; and

WHEREAS, staff has determined that additional external advertising through Indeed is necessary to expand the applicant pool, increase the visibility of open positions, and support timely hiring efforts; and

WHEREAS, the current recruitment advertising budget is insufficient to meet these hiring needs; and

WHEREAS, funding for Indeed was included in Western's 2026 approved Operating Plan, however an increase in the recruitment advertising budget was not anticipated at that time, and staff recommend the Board authorize such increase in an amount not to exceed thirty thousand dollars ($30,000.00); and now therefore

BE IT RESOLVED, that Western's Board of Directors hereby authorizes an increase in the 2026 recruitment advertising budget in an amount not to exceed thirty thousand dollars ($30,000) for the purpose of purchasing additional external job postings and related recruitment services through Indeed; and

BE IT FURTHER RESOLVED, that an officer of Western is authorized and directed to execute and file any and all necessary documents to reflect the Board's actions.

Respectfully submitted,

Dated: July 30, 2026
Batavia, New York

RESOLUTION - #71-2026

WHEREAS, the Western Regional Off-Track Betting Corporation ("Western") operates branch offices and Batavia Downs Gaming and Racetrack and is responsible for maintaining a competitive, financially sustainable, and equitable workplace for its employees; and

WHEREAS, Western maintains the Western Regional Off-Track Betting Corporation 457(b) Plan ("Plan") for the benefit of eligible employees; and

WHEREAS, staff has been advised that the Plan may be amended to allow unlimited in-service withdrawals once a participant reaches the age of fifty-nine and one-half (59.5) years old; and

WHEREAS, Western's Plan advisors have recommended adoption of the proposed amendment; and

WHEREAS, the Deferred Compensation Committee reviewed the proposed amendment at its April 1, 2026 meeting and recommended that it be presented to Board of Western for consideration; and

WHEREAS, the proposed amendment is administrative in nature, does not require the expenditure of Western's funds, and does not increase any financial obligation of Western; and now therefore

BE IT RESOLVED, that Westen's Board of Directors authorizes the amendment of the Western Regional Off-Track Betting Corporation 457(b) Plan, effective August 1, 2026, to allow unlimited in-service withdrawals once a participant reaches the age of fifty-nine and one-half (59.5) years old; and

BE IT FURTHER RESOLVED, that an officer of Western is hereby authorized to execute any documents and take any actions necessary to effectuate the Board's actions.

Respectfully submitted,

Dated: July 30, 2026
Batavia, New York

RESOLUTION #72-2026

Re: Performance-based merit raises for eighteen (18) non-union employees whose documented achievements during 2025 met or exceeded the Corporation's established merit criteria.

WHEREAS, Western Regional Off-Track Betting Corporation ("Western") operates Batavia Downs Gaming and Racetrack and is responsible for maintaining a competitive, financially sustainable, and equitable workplace for its employees; and

WHEREAS, as of July 15, 2026, Western currently employs 400 total employees, consisting of 184 non-union employees and 216 union employees. Of the non-union staff, 166 are in Grades 1-7 (non-exempt, non-union) and 11 are in Grades 8-15 (exempt), and 7 are Corporate Officers; and

WHEREAS, the Board of Directors approved a new merit raise policy in February 2025, to ensure fairness, consistency, and accountability in awarding salary increases based on performance with an annual approved budget of $100,000; and

WHEREAS, this new policy provides that the Corporation allocates a set amount of $100,000 in the annual operating plan for merit raises, whereas the five-year historical average for merit raises was $117,260, provided 146 times as outlined below:

Year	Amount	Employees
2021	$132,138	27
2022	$109,590	24
2023	$166,920	50
2024	$115,656	28
2025	$62,000	17
TOTAL	**$586,304**	**146**

WHEREAS, at the WROTBC Board of Directors meeting held on August 28, 2025, the Board of Directors approved merit raises for seventeen (17) employees at a total annual cost of $62,000; and

WHEREAS, the new policy further established a standardized process for merit raise recommendations using the Corporation's Human Resource Information System (BambooHR), whereby Department Heads may submit documented requests detailing why an employee merits an increase based on measurable performance indicators and specific contributions; and

WHEREAS, this policy also ensures that awards are based solely on documented merit, not seniority, cost-of-living adjustments, or inflation and that the determination of merit raise eligibility shall be based on a comprehensive evaluation of an employee's overall performance, incorporating both quantitative performance measures and qualitative assessments, including, but not limited to:

- **Productivity and Results** – Efficiency, quality of work, achievement of performance objectives, and overall contribution to organizational goals;
- **Initiative and Innovation** – Demonstrated willingness to assume additional responsibilities, identify opportunities for improvement, and implement effective solutions;
- **Revenue Generation and Cost Savings** – Demonstrated contributions that increase revenue, improve profitability, reduce operating expenses, enhance operational efficiencies, or identify measurable cost-saving opportunities that provide a financial benefit to the Corporation;
- **Leadership and Influence** – Mentoring and developing others, leading projects or initiatives, and demonstrating leadership regardless of supervisory status;
- **Customer Service and Stakeholder Feedback** – Positive feedback from customers, guests, clients, or internal stakeholders, including survey results and documented commendations; and
- **Attendance and Reliability** – Consistent attendance, punctuality, dependability, and minimal unscheduled absences;

WHEREAS, a merit raise is a permanent salary or hourly wage increase awarded to an employee for outstanding job performance which directly rewards individual excellence, productivity, and achievements; and

WHEREAS, merit raises are traditionally provided to employees who are high achievers, consistently exceed performance expectations, and are based on measurable accomplishments rather than length of service; and

WHEREAS, Western Regional Off-Track Betting Corporation recognizes that rewarding exceptional employee performance strengthens accountability, encourages innovation, enhances productivity, and supports the Corporation's commitment to operational excellence; and

WHEREAS, after a comprehensive review of recommendations submitted by Senior Staff and Department Heads, the President/Chief Executive Officer has determined that eighteen (18) non-union employees have met or exceeded the Corporation's established performance criteria for merit raises based on their 2025 performance; and

WHEREAS, of the eighteen (18) non-union employees recommended by the President/Chief Executive Officer, three (3) are Officers of the Corporation and fifteen (15) are non-union employees; and

WHEREAS, the total annual cost of the recommended merit raises is Sixty-Four Thousand Dollars ($64,000), consisting of Fifteen Thousand Dollars ($15,000) for the three (3) Officers of the Corporation and Forty-Nine Thousand Dollars ($49,000) for the fifteen (15) non-union employees, with such merit raises to be effective retroactive to January 1, 2026, and remaining within the Board-approved annual merit raise budget of One Hundred Thousand Dollars ($100,000); and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Western Regional Off-Track Betting Corporation hereby approves the recommended merit raises for eighteen (18) non-union employees, at a total cost of $64,000, retroactive to January 1, 2026; and

BE IT FURTHER RESOLVED, that the President/CEO and Human Resources Department are authorized and directed to implement these merit raises in accordance with the established policies and budget allocation.

Respectfully submitted,

DATED: July 30, 2026
Batavia, New York

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

ADVERTISING & PROMOTIONS COMMITTEE
Immediately following adjournment of the Personnel Committee
Wednesday – July 29, 2026
Batavia, New York

Susan May – Chair
Dennis Bassett - Vice Chair
Crystal Rodriguez-Dabney - Member
Edward Morgan - Member
Terrance Baxter - Member
Timothy Callan - Member

AGENDA

1. Gaming/Marketing Update - R. Hasenauer

   - Charitable Sponsorships

   - Upcoming Hotel Offers

   - Past Events

   - Upcoming Events

2. Approval – Staff - Out of State Travel

   - G2E Conference - R. Hasenauer

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

LEGAL COMMITTEE MEETING
Immediately following adjournment of the Advertising & Promotions Committee
Wednesday, July 29, 2026
Batavia, New York

Charles Zambito – Chair
Mark Burr – Vice-Chair
Crystal Rodríguez - Dabney - Member
Edward Morgan - Member
Vincent Horrigan - Member

AGENDA

1. Resolution 68-2026
   - Indemnification of Directors & Officers - M. Flaherty

2. Resolution 70-2026
   - Compliance Committee - R. Cook

RESOLUTION - #68-2026

WHEREAS, it is the corporate responsibility of the Western Regional Off-Track Betting Corporation ("Western") to operate its various locations and conduct its business in a safe, efficient, lawful, and compliant manner while providing the best experience available to patrons, employees, participating municipalities, and the public; and

WHEREAS, Western is a New York public benefit corporation organized and existing pursuant to New York Racing, Pari-Mutuel Wagering and Breeding Law sections 502 and 502-a; and

WHEREAS, Public Officers Law § 18 authorizes a public entity, including a public benefit corporation, acting through its governing body, to confer defense and indemnification benefits upon its employees by adoption of a local law, by-law, resolution, rule, or regulation, provided that the governing body agrees to confer such benefits and to be held liable for the costs incurred under that section; and

WHEREAS, Public Officers Law § 18 defines "employee" to include any commissioner, member of a public board or commission, trustee, director, officer, employee, or any other person holding a position by election, appointment, or employment in the service of a public entity, whether or not compensated, and further includes a former employee, such person's estate, or judicially appointed personal representative; and

WHEREAS, the Board of Directors of Western finds that adoption of a defense and indemnification policy under Public Officers Law § 18 is appropriate to support the effective governance of Western, protect covered employees acting within the scope of their public employment or duties, and promote the continued recruitment and retention of qualified persons to serve Western; and

WHEREAS, the Board of Directors further finds that it is in the best interests of Western to protect and hold harmless, to the fullest extent authorized by law, covered employees from losses, costs, expenses, judgments, settlements, fines, and other liabilities arising out of or in connection with the performance of their public employment or duties on behalf of Western, provided that such persons acted within the scope of their public employment or duties, and subject in all respects to the limitations and procedures of applicable law; and

WHEREAS, Western has a longstanding practice of providing a defense to members of its Board of Directors and officers when such persons are named as defendants in civil actions or proceedings arising out of or relating to their service, actions, or alleged omissions in their official capacities on behalf of Western; and

WHEREAS, the Board of Directors desires to confirm and formalize Western's policy of conferring the defense and indemnification benefits of Public Officers Law § 18 upon covered employees, including former covered employees to the extent provided by law, subject in all respects to the limitations, conditions, exclusions, notice requirements, cooperation obligations, and procedures set forth in Public Officers Law § 18 and any other applicable law; and

WHEREAS, the defense obligation conferred by this Resolution shall apply to any civil action or proceeding, state or federal, arising out of any alleged act or omission that occurred or allegedly occurred while the covered employee was acting within the scope of such person's public employment or duties for Western, provided that such person complies with the notice, delivery, cooperation, and other requirements of Public Officers Law § 18; and

WHEREAS, Western shall select counsel for the defense of covered persons except where an actual conflict of interest requires separate representation; and

WHEREAS, the indemnification obligation conferred by this Resolution shall apply to judgments, settlements, fines, or penalties only to the extent authorized by Public Officers Law § 18, including the requirement that the act or omission from which the judgment or settlement arose occurred while the covered employee was acting within the scope of such person's public employment or duties, was not in violation of any rule or regulation of Western at the time the alleged damages were sustained, and did not result from intentional wrongdoing or recklessness on the part of such person and such indemnification obligation shall be secondary to any applicable insurance coverage; and

WHEREAS, nothing in this Resolution is intended to alter, impair, limit, or otherwise affect any prior instance in which Western provided, authorized, or undertook to provide defense or indemnification to any officer or member of Western's Board of Directors in connection with any prior action, claim, or proceeding involving such person and Western; and

WHEREAS, nothing in this Resolution shall be construed to alter, supersede, limit, or otherwise affect any obligation of any covered employee under General Municipal Law Article 18 or any other applicable ethics, conflict-of-interest, disclosure, or recusal requirement; and

WHEREAS, this Resolution shall become effective in accordance with Public Officers Law § 18 following filing with the Secretary of State; and

WHEREAS, nothing in this Resolution shall be construed to require Western to provide a defense or indemnification where prohibited by law, where Public Officers Law § 18 does not authorize such defense or indemnification, where a court or other tribunal of competent jurisdiction determines that the covered person is not entitled to the benefits of that section, where claims are brought by Western against the covered person or to disputes arising solely among members of the Board concerning governance matters unless otherwise required by law; and now therefore,

BE IT RESOLVED, that the Board of Directors hereby adopts and approves this Resolution as Western's policy for purposes of Public Officers Law § 18, confers upon covered employees the defense and indemnification benefits provided by that section, agrees that Western shall be liable for the costs incurred under that section, and provides that this Resolution shall remain in effect unless amended, superseded, or rescinded by subsequent action of the Board of Directors or as otherwise required by applicable law; and

BE IT FURTHER RESOLVED, that the President & CEO, General Counsel, and other appropriate officers of Western are directed to file a certified copy of this Resolution and the policy adopted herein with the New York Secretary of State pursuant to Public Officers Law § 18(2)(a), and are authorized to take all actions necessary or appropriate to implement the policy adopted herein consistent with Public Officers Law § 18.
authorized to take all actions necessary or appropriate to implement this Policy consistent with New York Public Officers Law section 18. This Policy shall become effective in accordance with Public Officers Law §18 following filing with the Secretary of State.

Respectfully submitted,

Dated: July 30, 2026
Batavia, New York

RESOLUTION #70-2026

WHEREAS, it is the corporate responsibility of the Western Regional Off-Track Betting Corporation ("Western") to operate its various locations in a safe, efficient, and compliant manner while providing the best experience available to patrons and employees; and

WHEREAS, Western is authorized by its By-Laws to designate committees necessary to advance its objectives; and

WHEREAS, Western's Board of Directors recognizes the importance of maintaining an effective compliance oversight structure to support adherence to New York gaming regulations, FinCEN requirements applicable to casinos, anti-money laundering obligations, and internal ethical standards; and

WHEREAS, Western's Board of Directors desires to establish a Board-level Compliance Committee authorized under a Board-approved Charter to provide oversight of compliance-related matters and to serve as a bridge between executive management and Western's Board of Directors; and

WHEREAS, that the purpose of the Compliance Committee shall be to oversee compliance with applicable laws, regulations, internal controls, and ethical standards, including matters relating to anti-money laundering compliance, know-your-customer practices, internal investigations, regulatory reporting, and other compliance obligations relevant to Western; and

WHEREAS, the Compliance Committee shall consist of five (5) members, including a Committee Chairperson, at least two (2) additional Board members, the Chief Compliance Officer, and, if designated by the Board, one independent member who is not a member of the Board or an employee of Western; and

WHEREAS, Compliance Committee members and the Committee Chairperson will be appointed by a majority vote of the Board; and

WHEREAS, Western's compliance function shall have a direct reporting line to the Compliance Committee, which shall meet no less than quarterly and may retain external legal counsel or consultants when necessary; and

WHEREAS, that representatives from Finance, Internal Audit, Marketing, Gaming Operations, and Security/Surveillance may provide information, reports, and support to the Compliance Committee as requested, including matters relating to suspicious activity, customer background review, internal controls, surveillance findings, and audit results; and

BE IT RESOLVED, that Western's Board of Directors hereby establishes a Compliance Committee as a standing committee of Western's Board of Directors of Western, effective as of July 30, 2026.

BE IT FURTHER RESOLVED, that an officer of Western is hereby authorized and directed to take such further actions and execute such documents as may be necessary to effectuate the Board's actions.

Respectfully submitted,

Dated: June 30, 2026
Batavia, New York

WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

BRANCH OPERATIONS COMMITTEE MEETING
Thursday July 30, 2026
9:30 a.m.
Batavia, New York

Mark Burr - Chair
Paul Bartow – Vice-Chair
Crystal Rodriguez – Dabney - Member
Edward Morgan - Member
Michael Horton - Member
Mark Bombardo - Member

AGENDA

1. Batavia Bets Update - D. Pane

2. EZ Bet Update - D. Pane

3. Branch Update - D. Pane