

**MINUTES**  
**WV RACING COMMISSION**  
**Thursday, November 1, 2012**  
**WV Racing Commission Telephonic Meeting**

The WV Racing Commission met on November 1, 2012 to conduct business and consider administrative matters. Roll call was taken and present were Chairman Joe Smith, and Commissioner Jack Rossi, with Commissioner Greg McDermott via conference call. Counsel was represented by Kelli Talbott.

**Approval of September 17<sup>th</sup> Minutes**

The Commissioners and both attorneys received the minutes from the September 17<sup>th</sup>, 2012 meeting prior to this meeting. Mr. Rossi moved to accept the minutes, Mr. McDermott seconded the motion. The Commissioners approved the September 17<sup>th</sup>, 2012 minutes by unanimous consent.

**FY 2012 Annual Audit approval, Suttle & Stalnaker, PLLC.**

Upon motion by Mr. Rossi, seconded by Chairman Smith, the Commissioners approved to accept the audit as presented. Chris Lambert of Suttle & Stalnaker said that this year the audit was much improved with only four findings. There needs to be a segregation of duties in the Greyhound Development Fund, with restricted management access to that fund as well as the Thoroughbred Development Fund. Also, sufficient proof of prior residency for greyhound owners to qualify for payment from the fund needs to be collected and on file, as per the WV Code.

**Capital Improvement Request, Mountaineer Racetrack, \$2026.72, for new washer in Jockey's Room**

Upon motion by Mr. Rossi, seconded by Chairman Smith, the Commission approved the request, noting it is for track purposes.

**Capital Improvement Request, Charles Town Races, \$25,840 for new wall covering in Off Track Wagering area**

Upon motion by Mr. Rossi, seconded by Mr. McDermott, the Commission approved the request, after clarification it is for the remodeled Para-Mutuel area.

**Capital Improvement Request, Charles Town Races, \$115,571 for barn surveillance video infrastructure and equipment**

Upon motion by Mr. Rossi, seconded by Mr. McDermott, a tentative approval for the request was made for this security. Mr. Rossi wants documentation of quotes and bids. Chairman Smith requested that prior to being on the agenda, this documentation should be in hand for all requests.

**Reimbursement request, Charles Town Races, \$465,932.61 for project expenditures related to racing**

Upon motion by Mr. Rossi, seconded by Mr. McDermott, the Commission chose to defer the reimbursement due to the work dated back to 2005 to July of 2009. Mr. Rossi wants Joe Moore and Becky Carnefix to research if any have been paid. Mr. Rossi will compile a list of questions for them to respond to by the next Commission meeting

**Update – Capital Improvement Request, Charles Town Races, \$89,034 for prorated portion of energy upgrades for East Garage, previously approved on 9-17-12.**

Mr. Amores informed that the requested information is in the Commissioners' and attorneys' binders for their review.

**Consideration of reinstatement request, Kenneth Cross, Jr**

Upon motion by Mr. McDermott, seconded by Mr. Rossi, the Commission decided to defer the consideration until a later meeting, pending receipt of a copy of the original ruling, any letters on file at Charles Town, and CIB and fingerprint reports.

**Greyhound vaccination issues, Lester Raines**

No action was taken since Mr. Raines did not call into the meeting.

**Update on track conditions, Mardi Gras**

Upon motion by Mr. Rossi, seconded by Mr. McDermott, the Commission deferred it until the next meeting due to Mr. Staats not being on the call.

**Approval of race dates, Charles Town Racetrack and Mountaineer Racetrack.**

Upon motion by Mr. McDermott, seconded by Mr. Rossi, the Commission accepted the 2013 calendars. Charles Town will have 235 days, stopping two Sundays and changing the dates on the special Stakes race to Sept. Mountaineer will be dark January and February with 210 race days.

**Approval of kennel contracts, Mardi Gras Racetrack and Wheeling Island Racetrack**

Upon motion by Mr. McDermott, seconded by Mr. Rossi, the Commission accepted the contracts as to form. Mr. Amores noted that there have been no concerns voiced from any kennel owners.

**Update – opinion from division of Purchasing regarding use of contract veterinarian services**

Mr. Amores informed the Commission that since the veterinarians that would give Lasix prior to racing would be paid by the track or owners, there's no need for Purchasing approval.

**Greyhound Breeding Development Fund – residency requirement / deadline**

Mr. Amores stated that to comply with the audit, Ms. Divers will send out a second ten day certified letter, requesting proof of residency.

**Adjournment**

The next Commission meeting will be December 10, 2012, at 10 AM, in the Lottery Conference Room.