

Virginia Racing Commission

MINUTES

OF THE

COMMISSION MEETING

June 12, 2018

State Corporation Commission

Tyler Building

Courtroom A

1300 East Main Street

Richmond, VA 23219

In Attendance

Commission Members:

D.G. Van Clief, Jr., Chairman

J. Sargeant Reynolds, Jr.

I. Clinton Miller

Stuart Siegel

Commission Staff:

David S. Lermond, Jr., Executive Secretary

Kimberly C. Mackey, Business Manager

Rhonda Davis, Pari-Mutuel Wagering and Licensing Coordinator

Attorney General's Office:

J. Duncan Pitchford, Esquire

At 10:00 a.m., Chairman Van Clief called the regular monthly meeting of the Virginia Racing Commission (VRC) to order. There was a moment of silence on behalf of Dr. Charles Steger.

Commissioner Reynolds moved to elect Commissioner Siegel as the Vice Chairman. Seconded by Commissioner Miller. All were in favor. The motion carried unanimously.

Vice Chairman Siegel moved to approve the minutes of the regular meeting held on April 18, 2018. Seconded by Commissioner Reynolds. All were in favor. The motion carried unanimously.

Chairman Van Clief stated, "In accordance with Va. Code § 59.1-369, I move that we recognize the Virginia Equine Alliance as the recognized nonprofit industry stakeholder organization in the Commonwealth of Virginia. As a condition of this recognition, the Virginia Equine Alliance shall file with the Executive Secretary, on a biennial basis on or before July 1, a current copy of its

bylaws, its most recent financial audit, and a current listing of its officers and directors.” Seconded by Commissioner Miller. All were in favor. The motion carried unanimously.

Chairman Van Clief stated, “In accordance with Va. Code § 59.1-365, I move that we recognize the Virginia Horsemen’s Benevolent & Protective Association as the majority horsemen’s group for thoroughbred owners and trainers in the Commonwealth of Virginia. As a condition of this recognition, the Virginia Horsemen’s Benevolent & Protective Association shall file with the Executive Secretary, on a biennial basis on or before July 1, a current copy of its bylaws, its most recent financial audit, and a current listing of its officers and directors.” Seconded by Commissioner Reynolds. All were in favor. The motion carried unanimously.

Chairman Van Clief stated, “In accordance with Va. Code § 59.1-365, I move that we recognize the Virginia Harness Horse Association as the majority horsemen’s group for standardbred owners and trainers in the Commonwealth of Virginia. As a condition of this recognition, the Virginia Harness Horse Association shall file with the Executive Secretary, on a biennial basis on or before July 1, a current copy of its bylaws, its most recent financial audit, and a current listing of its officers and directors.” Seconded by Commissioner Miller. All were in favor. The motion carried unanimously.

Commissioner Miller moved to approve the request for an additional expenditure of \$150,000 from the Virginia Equine Alliance to satisfy a loan from the VHBPA in full. Seconded by Vice Chairman Siegel. All were in favor. The motion carried unanimously.

During the report from the Virginia Equine Alliance (VEA), Jeb Hannum gave an overview of various issues, including the Shenandoah Downs and an OTB update.

At 10:49 a.m., the Commission went into closed session with counsel reading the following motion at the request of the Chairman. “In accordance with the provisions of Section 2.2-3711 (A) (8) of the Code of Virginia, I move that the Commission go into closed meeting for the purpose of consultation with legal counsel and briefing by staff members pertaining to actual or probable litigation. Such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. Commissioners will only ask counsel questions and will not engage in deliberations or any other activities.” The motion for approval was made by Commissioner Miller and seconded by Vice Chairman Siegel. All were in favor. The motion carried unanimously.

Returning from closed session, at 11:33 a.m., counsel read the following motion, “Section 2.2-3712 of the code of Virginia requires a certification by this Commission that the closed meeting was conducted in conformity with Virginia law. Now, therefore, be it resolved that the Virginia Racing Commission certifies that to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Commission in the closed meeting”. The motion for approval was made by Commissioner Miller and seconded by Chairman Van Clief. All were in favor. The motion carried unanimously.

With no further business set forth on the agenda, the meeting was adjourned at 11:33 a.m.