

AGENDA

KANSAS RACING AND GAMING COMMISSION 10:00 a.m., Wednesday, August 20, 2008

MARVIN AUDITORIUM 101B
Topeka and Shawnee County Public Library
1515 SW 10th Avenue
Topeka, Kansas

A. CALL TO ORDER

B. APPROVAL OF THE AGENDA

C. APPROVAL OF MINUTES

1. [Minutes of July 14, 2008](#)

D. CONSENT AGENDA

Items listed on the consent agenda are a variety of contracts and matters that are routine in nature. If requested by a commissioner, an item may be removed from the consent agenda and placed under Commission Items for further discussion and consideration.

1. TRAK East - review and approve simulcast contracts
 - a. [Omaha Exposition & Racing Inc., D/B/A Horsemen's Park \(incoming\)](#), *Horsemen's Park – Nebraska; July 17 – July 20, 2008*
 - b. [Prairie Meadows Racetrack and Casino, Inc. \(incoming\) ADDENEUM](#), *Prairie Meadows Racetrack – Iowa; July 11 – September 20, 2008*
2. TRAK East – review and approve contracts
 - a. [Halemar Specialties, Inc.](#), *Peabody, MA*, racing blankets
 - b. [TrackData Systems](#), *Cupertino, CA*, software package, database and communications program
 - c. [Welborn Pet Hospital](#), *Kansas City, KS*, veterinarian services for adoption kennel
3. Kansas Racing LLC - review and file contracts
 - a. [De Lage Landen](#), *Philadelphia, PA*, leasing of copy machines (previously approved; De Lage Landen acquired copier leases from Imagistics in March 2006)
 - b. [OCE Imagistics, Inc.](#), *Denver, CO*, copy machine maintenance
4. Camptown Greyhound Park – review and file contracts
 - a. [Compass Logistics](#), *Las Vegas, NV*, transportation of equipment
 - b. [Kelley Technologies](#), *Las Vegas, NV*, Removal of equipment
5. Anthony Fair Association – review and approve contracts
 - a. [Rita Osborn](#), *Eureka, KS*, horse racing secretary
 - b. [Tara Osborn](#), *Eureka, KS*, program production and race results reporting services

E. COMMISSION ITEMS

1. Presentation by the Kansas Lottery Commission regarding negotiation of race track management contracts

Commission Action: *Commission discussion*

Staff Presentation: None

Staff Recommendation: None

2. Presentation by Will Cummings of Cummings Associates, Arlington, Mass., regarding revenue projections and analysis of race track gaming and lottery gaming facilities

Commission Action: *Commission discussion*

Staff Presentation: None

Staff Recommendation: None

3. Staff presentation and information regarding closure of The Woodlands

Commission Action: *Commission discussion*

Staff Presentation: Stephen Martino, Executive Director

Staff Recommendation: None

F. PUBLIC COMMENTS RELATED TO RACING, PARI-MUTUEL OR CLOSURE OF THE WOODLANDS

G. FACILITY REPORTS/ITEMS

1. TRAK East
 - a. Status Report
 - b. [Request to retain license](#)
2. Kansas Racing LLC (KRLLC)
 - a. Facility Report
3. TRAK Southeast (TRAK SE)
 - a. Status Report
4. Camptown Greyhound Park Inc.
 - a. Facility Report
5. Eureka Downs
 - a. Status Report
6. Anthony Downs
 - a. Status Report

H. FURTHER COMMISSION ITEMS

1. KHA Reimbursement from Kansas Bred Program

- Commission Action:* *Commission review and discussion*
Staff Presentation: Neysa Thomas, Chief Fiscal Officer
Staff Recommendation: Staff recommends approval
- a. [Staff Memo](#)
 - b. [KHA Letter](#)
 - c. [Income and cash flow](#)

2. Final approval of first wave of gaming regulations

- Commission Action:* *Commission review and discussion*
Staff Presentation: Patrick Martin, Chief Counsel
Staff Recommendation: Staff recommends approval
- a. [Staff Memo](#)

3. Authorize request of the governor for 60-day extensions for the southeast, south central, southwest and northeast gaming zones to complete background investigations required by the Kansas Expanded Lottery Act

- Commission Action:* *Commission review, discussion and possible action*
Staff Presentation: Stephen Martino, Executive Director
Staff Recommendation: Staff recommends approval
- a. [Staff Memo](#)

I. PUBLIC COMMENTS

J. STAFF REPORTS

1. Executive Director
2. Chief Gaming Officer
3. Assistant Attorneys General
4. Animal Health Officer
 - a. [Woodlands Injury Reports](#)
5. Calendar review
 - a. [Commission Meeting Calendar](#)

K. EXECUTIVE SESSIONS

1. Attorney-client communication
2. Background report
3. Personnel

L. FURTHER COMMISSION ACTION

1. Background Reports

Commission Action: *Discussion, consideration and possible action*

- a. Vicky Knapic

2. Approval of positions

Commission Action: *Discussion, consideration and possible action*

- a. Vicky Knapic Anthony Fair Association Board Member

M. OTHER MOTIONS

N. ADJOURNMENT

KANSAS RACING AND GAMING COMMISSION

MINUTES – July 14, 2008

CALL TO ORDER:
(A.)

Chair Sader called the July 14, 2008, meeting to order at 10:08 am at 700 SW Harrison, Auditorium A, Suite 450, Topeka, Kansas. Commissioners Sader, Braun, Falstad, and McKechnie were present at the meeting. Commissioner Schwan participated by teleconference. Others present included Executive Director Stephen Martino; Chief Gaming Officer Robert Krehbiel; Director of Racing Frances Snell; Assistant Attorneys General Patrick Martin and Teri Canfield-Eye; Director of Audit/Electronic Security Charles LaBoy; Director of Security Don Brownlee; Director of Communications/Responsible Gaming Mike Deines; Director of Licensing Kit Bostrom; Director of Administration Don Cawby; Animal Health Officer D. Bryce Peckham, DVM; Commission Recording Secretary Linda Pendarvis and other staff.

MOTION, APPROVE
AGENDA:
(B.)

Mr. Martino suggested the following amendments to the agenda under section (I.):

- Make item (I.1.) an attorney-client communication executive session
- Make item (I.2.) a personnel executive session for the State Gaming Agency
- Item (I.3.) would be a personnel executive session concerning the Racing and Gaming Commission
- Item (I.4.) would be a background reports executive session

Commissioner Braun (Falstad) moved to approve the amended agenda as suggested. Motion passed unanimously.

MOTION, APPROVE JUNE
17, 2008, MEETING
MINUTES:
(C.)

Commissioner Falstad (Braun) moved to approve the minutes of the June 17, 2008, commission meeting as submitted. Motion passed unanimously.

MOTION, APPROVE
CONSENT AGENDA:
(D.)

Commissioner McKechnie (Falstad) moved to approve the consent agenda as follows:

1. TRAK East - review and approve simulcast contracts
 - a. Claiming Crown, Ltd. and Canterbury Park Holding Company (incoming), *Claiming Crown – Minnesota*; August 2, 2008
 - b. Columbus Races (incoming), *Columbus Races – Nebraska*; July 24, 2008 through September 1, 2008
 - c. Del Mar Thoroughbred Club (outgoing), *Del Mar –*

California; July 16, 2008 through September 3, 2008

- d. Investment Corporation of Palm Beach (incoming) ADDENDUM, *Palm Beach Kennel Club – Florida*; July 1, 2008 – June 30, 2009
 - e. Penn Sanford, LLC and SOKC, LLC (incoming), *Sanford-Orlando Kennel Club – Florida*; July 1, 2008 through December 31, 2008
 - f. St. Petersburg Kennel Club, Inc. (incoming) ADDENDUM, *Derby Lane – Florida*; July 1, 2008 through June 30, 2009
 - g. Sol Mutuel Limited (outgoing), *Sol Mutuel Limited – Grenada*; June 21, 2008 through December 31, 2008
 - h. Yavapai Downs (incoming), *Yavapai Downs – Arizona*; June 13, 2008 through September 2, 2008
2. The Anthony Fair Association – review and approve contracts
 - a. First National Bank of Anthony, *Anthony, Kansas*, irrevocable letter of credit
 - b. KANZA Bank, *Anthony, Kansas*, irrevocable letter of credit
 3. Camptown Greyhound Park – review and approve contract
 - a. Spangenburg Phillips Architecture, *Wichita, Kansas*, architectural services

Motion passed unanimously.

STATUS REPORT, TRAK EAST:
(E.1.)

The commission heard the TRAK East status report, given by Mr. Will Gardiner, Administrative Manager.

FACILITY REPORT, KRLLC:
(E.2.)

The commission heard the Kansas Racing LLC (KRLLC) facility report from Mr. Jayme LaRocca, General Manager.

STATUS REPORT, TRAK SE:
(E.3.)

The TRAK SE status report was given by Ms. Linda Grilz, chairman of the TRAK SE board.

FACILITY REPORT, CAMPTOWN GREYHOUND PARK:
(E.4.)

The commission heard the Camptown Greyhound Park facility report given by Mr. Kevin Allis, General Manager for Pari-mutuel Operations.

FACILITY REPORT, EUREKA DOWNS:
(E.5.)

The Eureka Downs (KQHRA/GCFA) facility report was given by Mr. Lee Smith, General Manager.

July 14, 2008

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UPDATE ON KANSAS
OPEN MEETINGS ACT:
(F.1.)

The commission heard an update and refresher on the Kansas Open Meetings Act presented by Mr. Michael Smith, Assistant Attorney General.

KHA REQUEST FOR
REIMBURSEMENT OF
EXPENSES:
(F.2.)

The commission heard Neysa Thomas, Chief Fiscal Officer, present the Kansas Horsemen's Association (KHA) request for reimbursement from the Kansas Bred Program for expenses for the month of May 2008.

MOTION, APPROVE KHA
REQUEST FOR
REIMBURSEMENT OF
EXPENSES:
(F.2.)

Commissioner McKechnie (Braun) moved to approve the KHA request for reimbursement from the Kansas Bred Program for May 2008 contingent upon availability of funds. Motion passed unanimously.

KHA/KTA PROPOSED
DISTRIBUTION OF
KANSAS HORSE
BREEDING DEVELOP-
MENT FUND MONEY:
(F.3.)

The commission heard Neysa Thomas, Chief Fiscal Officer, present the Kansas Horsemen's Association and Kansas Thoroughbred Association proposed distribution of the Kansas Horse Breeding Development Fund money for the 2008 horse meet at the Woodlands for Thoroughbred racing. The Kansas Thoroughbred Association proposes \$10,000 per each of six thoroughbred stakes races contingent upon the Woodlands matching those funds and 35% of KBDF money for all overnight thoroughbred races.

MOTION, APPROVE
KHA/KTA PROPOSED
DISTRIBUTION OF
KANSAS HORSE
BREEDING DEVELOP-
MENT FUND MONEY:
(F.3.)

Commissioner Falstad (McKechnie) moved to approve the distribution of the Kansas Horse Breeding Development Fund money for the 2008 horse meet at the Woodlands for Thoroughbred racing as presented. Motion passed unanimously.

DISCUSSION,
WOODLANDS 2008
OUTBOUND SIMULCAST
AGREEMENT TEMPLATE:
(F.4.)

The commission heard Mr. LaBoy discuss the Woodlands request for approval of their 2008 outbound simulcast agreement template, which is the same as the one approved by the commission last year.

MOTION, APPROVE
WOODLANDS 2008
OUTBOUND SIMULCAST
AGREEMENT TEMPLATE:
(F.4.)

Commissioner Braun (McKechnie) moved to approve the Woodlands request for approval of their 2008 outbound simulcast agreement template as presented. Motion passed unanimously.

DISCUSSION,
WOODLANDS PROPOSED
2008 HORSE WAGERING
FORMAT:
(F.5.)

The commission heard Mr. LaBoy discuss the Woodlands proposed 2008 horse wagering format.

July 14, 2008

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MOTION, APPROVE
WOODLANDS 2008
PROPOSED HORSE
WAGERING FORMAT:
(F.5.)

Commissioner McKechnie (Falstad) moved to approve the Woodlands proposed 2008 horse wagering format as presented. Motion passed unanimously.

DISCUSSION, APPROVE
2008 CONDITION BOOK
FOR THE WOODLANDS:
(F.6.)

The commission heard Ms. Snell discuss the Woodlands and TRAKE request for approval of the condition book for the 2008 meet.

MOTION, APPROVE 2008
CONDITION BOOK FOR
THE WOODLANDS:
(F.6.)

Commissioner Schwan (McKechnie) moved to approve the 2008 condition book for the Woodlands with the changes outlined by Ms. Snell. Motion passed unanimously.

DISCUSSION, APPROVE
SCHEDULE AND FORMS
FOR ELECTION OF
RECOGNIZED
HORSEMEN'S GROUPS
FOR EUREKA DOWNS
AND THE WOODLANDS:
(F.7.)

The commission heard Ms. Bostrom discuss the schedule and forms for the 2008 election of the Recognized Horsemen's Groups for Eureka Downs and The Woodlands.

MOTION, APPROVE
SCHEDULE AND FORMS
FOR ELECTION OF
RECOGNIZED
HORSEMEN'S GROUPS
FOR EUREKA DOWNS
AND THE WOODLANDS:
(F.7.)

Commissioner Braun (Falstad) moved to approve the schedule and forms for election of recognized horsemen's groups for Eureka Downs and The Woodlands as presented. Motion passed unanimously.

DISCUSSION, K.A.R.
112-13-6 LIVE
GREYHOUND BREEDING
DEVELOPMENT FUND
REGULATION:
(F.8.)

The commission heard Ms. Canfield-Eye present K.A.R. 112-13-6 live greyhound breeding development fund regulation pursuant to K.S.A. 2007 Supp. 74-8767(b). A change in language was suggested as follows:

- 2.B.b. All proposed payments shall be submitted to the commission for approval .

Additional comments were heard from Mr. Doug Lawrence, executive director of the Kansas Greyhound Association.

MOTION, PRELIMINARY
APPROVAL OF K.A.R.
112-13-6 LIVE
GREYHOUND BREEDING
DEVELOPMENT FUND
REGULATION:
(F.8.)

Commissioner Falstad (Braun) moved for preliminary approval of K.A.R. 112-13-6 with change noted above. Motion passed unanimously.

July 14, 2008

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DISCUSSION, K.A.R.
112-12-15 LIVE HORSE
RACING PURSE FUND
REGULATION:
(F.9.)

The commission heard Ms. Canfield-Eye present K.A.R. 112-12-15, live horse racing purse supplement fund regulation pursuant to K.S.A. 2007 Supp. 74-8767(a)(3). Changes in language were suggested as follows:

- (1) delete first appearance of the word “registered.”
- (3)(b) “. . . shall be submitted to the commission for approval.”

Additional comments were heard from Mr. Scott Beeler, attorney for the Kansas Thoroughbred Association.

MOTION, PRELIMINARY
APPROVAL OF K.A.R.
112-12-15 LIVE HORSE
RACING PURSE FUND
REGULATION:
(F.9.)

Commissioner Falstad moved for preliminary approval of K.A.R. 112-12-15 with changes noted above.

Additional comments were heard from Mr. Beeler and Mr. Dave Assmann, president of the Kansas Thoroughbred Association.

Commissioner Braun seconded the motion. Motion passed unanimously.

CALL FOR PUBLIC
COMMENTS:
(G.)

Chair Sader called for public comments. There were none.

STAFF REPORT,
MARTINO:
(H.1.)

The commission heard a staff report from Mr. Martino.

STAFF REPORT,
KREHBIEL:
(H.2.)

The commission heard a staff report from Mr. Krehbiel.

STAFF REPORT,
ASSISTANT ATTORNEYS
GENERAL:
(H.3.)

The commission heard a staff report from Mr. Martin.

STAFF REPORT,
PECKHAM:
(H.4.)

The commission heard the racetrack injury report from Dr. Peckham for May 2008.

STAFF REPORT, CAWBY:
(H.5.)

Mr. Cawby had no staff report.

EXECUTIVE SESSION:
(I.1.)

It was determined that there was no need for the attorney-client executive session.

MOTION, EXECUTIVE
SESSION:
(I.2.)

Commissioner Braun (McKechnie) moved that the commission take a 10-minute break, followed by a 10-minute executive session from

12:20 pm to 12:30 pm for the purpose of considering a personnel issue related to the State Gaming Agency. Those included in the executive session were the commission, Mr. Krehbiel, Mr. Martin, Ms. Canfield-Eye and John McElroy, executive director of the State Gaming Agency. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as a part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. Motion passed unanimously.

RECONVENE:

The commission meeting reconvened at 12:33 pm with all members present as previously noted.

MOTION, APPROVE NEW HIRE:
(I.2.)

Commissioner Falstad (Braun) moved to approve the hiring of Rodney Tibbitts as IT Officer for the State Gaming Agency. Motion passed unanimously.

MOTION, EXECUTIVE SESSION:
(I.3.)

Commissioner Braun (Falstad) moved that the commission go into executive session for 10 minutes from 12:35 pm until 12:45 pm for the purpose of considering a KRGC personnel matter. Those included in the executive session were the commission, Mr. Martino and Mr. Krehbiel. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as a part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. Motion passed unanimously.

RECONVENE:

The commission meeting reconvened at 12:49 pm with all members present as previously noted.

MOTION, EXECUTIVE SESSION:
(I.4.)

Commissioner Braun (McKechnie) moved that the commission go into executive session for 10 minutes from 12:50 pm until 1:00 pm for the purpose of hearing 6 background reports. In addition to the commission, those included in the executive session were Mr. Martino, Mr. Martin, Ms. Canfield-Eye, and security staff. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as a part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. Motion passed unanimously.

RECONVENE:

The commission meeting reconvened at 1:02 pm with all members present as previously noted.

MOTION, APPROVE
BACKGROUND REPORTS:
(J.1.)

Commissioner Falstad (Braun) moved to approve the background investigation reports of:

- Pearle Brenner
- Jesseka Folsom
- Ryan King
- James Morrow
- Nathan Pearson
- John Sutton

Motion passed unanimously.

MOTION, APPROVE
POSITIONS:
(J.2.)

Commissioner Falstad (Braun) moved to approve the following positions:

- Pearle Brenner Back-up Mutuel Manager, TRAK East, The Woodlands
- Jesseka Folsom Greyhound Chartwriter, TRAK East, The Woodlands
- Ryan King Auditor III, KRGC
- James Morrow Greyhound Backup Clerk of Scales/Kennel Master, TRAK East, The Woodlands
- Nathan Pearson Greyhound Backup Starter, TRAK East, The Woodlands
- John Sutton Lure Operator, Anthony Downs

Motion passed unanimously.

DISCUSSION, APPROVE
RACE OFFICIALS FOR
ANTHONY DOWNS:
(J.3.)

The commission heard Ms. Snell discuss proposed race officials for Anthony Downs. Since the race meet started prior to today's commission meeting, the commission is being asked to ratify the appointments that the stewards made.

MOTION, APPROVE RACE
OFFICIALS FOR
ANTHONY DOWNS:
(J.3.)

Commissioner Braun (McKechnie) moved to ratify the stewards' appointments as follows:

- Rita Osborn Horse Racing Secretary (background approved 4/4/08)
- Tara Osborn Back-up Horse Racing Secretary (background approved 4/4/08)
- John Sutton Greyhound Lure Operator

Motion passed unanimously.

DISCUSSION, APPROVE RACE OFFICIALS FOR THE WOODLANDS: (J.4.)

The commission hears Ms. Snell discuss proposed race officials for The Woodlands as follows:

- Jesseka Folsom Greyhound Chartwriter
- Nathan Pearson Back-up Starter
- Pearle Brenner Back-up Mutuel Manager
- James Morrow Greyhound Back-up Clerk of Scales/Kennel Master

MOTION, APPROVE RACE OFFICIALS FOR THE WOODLANDS: (J.4.)

Commissioner Braun (McKechnie) moved to approve The Woodlands race officials as presented, subject to completion of training and judges' approval on Pearle Brenner and James Morrow. Motion passed unanimously.

ADJOURN:

Commissioner Braun (McKechnie) moved to adjourn at 1:15 pm. Motion passed unanimously.

SUBMITTED BY:

William Falstad
Secretary

APPROVED BY:

Carol H. Sader
Chair

KANSAS

KANSAS RACING AND GAMING COMMISSION

KATHLEEN SEBELIUS, GOVERNOR

July 8, 2008

Mr. William Gardiner
Administrative Director, TRAK East
P.O. Box 12036
Kansas City, KS 66112-2036

Re: Omaha Exposition & Racing Inc., D/B/A Horsemen's Park (incoming)
Horsemen's Park - Nebraska
July 17, 2008 - July 20, 2008


Dear Mr. Gardiner:

Kansas Racing, LLC/The Racing Association of Kansas East (d/b/a The Woodlands) is hereby given conditional approval to conduct the simulcast wagering on incoming signals in accordance with the terms and conditions of the above-referenced simulcast contract.

This approval is conditioned upon satisfactory completion of the scheduled tote test and upon ratification by the Kansas Racing and Gaming Commission at its next regular meeting.

Very truly yours,

KANSAS RACING AND GAMING COMMISSION
CAROL H. SADER, CHAIR


Jan Murray
KRGK Auditor

cc: Debbie Frost, Mutuel Manager, Woodlands
Kevin King, Simulcast Coordinator, Woodlands
Jayme LaRocca, General Manager, Woodlands
David Schultz, Chief Audit Officer, KRGK
Linda Pendarvis, KRGK / Agenda Packet
Contract File (WDS08/0047)

KANSAS

KANSAS RACING AND GAMING COMMISSION

KATHLEEN SEBELIUS, GOVERNOR

July 3, 2008

Mr. William Gardiner
Administrative Director, TRAK East
P.O. Box 12036
Kansas City, KS 66112-2036

ADDENDUM

Re: Prairie Meadows Racetrack and Casino, Inc. (incoming)
Prairie Meadows Racetrack - Iowa
April 18, 2008 - July 5, 2008
July 11, 2008 - September 20, 2008

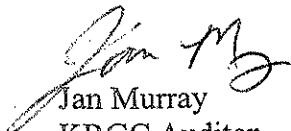
Dear Mr. Gardiner:

Kansas Racing, LLC/The Racing Association of Kansas East (d/b/a The Woodlands) is hereby given conditional approval to conduct the simulcast wagering on incoming signals in accordance with the terms and conditions of the above-referenced simulcast contract.

This approval is conditioned upon satisfactory completion of the scheduled tote test and upon ratification by the Kansas Racing and Gaming Commission at its next regular meeting.

Very truly yours,

KANSAS RACING AND GAMING COMMISSION
CAROL H. SADER, CHAIR


Jan Murray
KRGC Auditor

cc: Debbie Frost, Mutuel Manager, Woodlands
Kevin King, Simulcast Coordinator, Woodlands
Jayme LaRocca, General Manager, Woodlands
David Schultz, Chief Audit Officer, KRGC
Linda Pendarvis, KRGC / Agenda Packet
Contract File (WDS08/0024)

700 SW Harrison, Suite 420, Topeka, KS 66603-3754
Phone (785) 296-5800 Fax (785) 296-0900 <http://kansas.gov/krc>
e-mail: krgc@ksracing.org

D.1.b

Contract Review Cover Sheet

RECEIVED

JUL 03 2008

Contract Title: Invoice

nruc

Licensee: TRAK East

Name/Address of Other Party(s): Halemar Specialties, Inc.
David Cohen

29 Raymond Circle
Peabody, MA 01960

Subject Matter: Racing Blankets

Contract Date: March 20, 2008

Duration: One time purchase

Renewal:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Changes:	<input type="checkbox"/> Yes (See Attached)	<input type="checkbox"/> No Changes

Modification of Existing Agreement:	<input type="checkbox"/> Yes (See Below)
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Executed By: Will Gardiner-David Cohen

Payment Terms/Changes: 56 blankets at \$30.00 per blanket plus \$45.00 shipping fee for a total of \$1,725.00

Date Submitted: July 2, 2008

1. add Quarter Vendor Request

Submitted By: Jayme LaRocca

69
2514
D.2.a

Contract Review Cover Sheet

Contract Title: Software License

Licensee: TRAK East

Name/Address of TrackData Systems

Other Party(s): 21684 Granada Avenue

Cupertino, CA 95014

Subject Matter: Software package, database and communications program

Contract Date: June 24, 2008

Duration: N/A

Renewal:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Changes:	<input type="checkbox"/> Yes (See Attached)	<input type="checkbox"/> No Changes

Modification of Existing Agreement:	<input type="checkbox"/> Yes (See Below)
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Executed By: Renie Hippler – Jayme LaRocca

Payment Terms/Changes: \$700.00 per month for 2 years or prior to that if 30 day written notice is given.

Date Submitted: July 17, 2008

Submitted By: Jayme LaRocca

69
2516 D.2.b

Contract Review Cover Sheet

JUL 09 2008

Contract Title: Veterinarian KRGK

Licensee: TRAK East

Name/Address of Other Party(s):
Welborn Pet Hospital
7860 Washington Avenue
Kansas City, KS 66112

Subject Matter: Veterinarian Services for Adoption Kennel

Contract Date: Invoiced

Duration: N/A

Renewal:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Changes:	<input type="checkbox"/> Yes (See Attached)	<input type="checkbox"/> No Changes

Modification of Existing Agreement:	<input type="checkbox"/> No
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Executed By: Jayme LaRocca

Payment Terms/Changes: \$1,359.47 (As Invoiced)

Date Submitted: June 27, 2008 *1st Quarter Vendor Request*

Submitted By: Jayme LaRocca

69
2515
D.2.c

Contract Review Cover Sheet

JUL 03 2008

Contract Title: Copiers KRCU

Licensee: Kansas Racing, LLC

Name/Address of Other Party(s): De Lage Landen

P.O. Box 41601

Philadelphia, PA 19101

Subject Matter: Leasing of copier machines
De Lage Landen aquired copier leases from Imagistics Co. in March 2006

Contract Date: October 19, 2004

Duration: 60 months

*Previously Approved - new name
Per Acquisition*

Renewal	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Changes	<input type="checkbox"/> Yes (See Attached)	<input type="checkbox"/> No Changes

Modification of Existing Agreement	<input type="checkbox"/> Yes (See Below)
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Executed By: Chuck Wheeler

Payment Terms/Changes: Invoiced
\$7,590.83 this Quarter

Date Submitted: June 27, 2008

1st Quarter Vendor request

Submitted By: Jayme LaRocca

*69
2513
D.3.a*

JUL 03 2008

Contract Review Cover Sheet

Contract Title: Copier Maintenance KRGC

Licensee: Kansas Racing, LLC

Name/Address of Other Party(s): OCE Imagistics, Inc.

7555 E. Hampden Ave. - Suite 200

Denver, CO 80231

Subject Matter: Maintenance Service to Copy Machines

Contract Date: Invoiced

Duration: N/A

Renewal: Yes No

Changes: Yes (See Attached) No Changes

Modification of Existing Agreement: Yes (See Below)

Executed By: Chuck Wheeler

Payment Terms/Changes: \$6,722.52 (All Invoices Combined)

Date Submitted: June 27, 2008 *1st Quarter Vendor request*

Submitted By: Jayme LaRocca

69
25/2
D.3.b

Contract Review Cover Sheet

Contract Title:	Compass Logistics
Licensee:	New Frontier Casino at Camptown Greyhound Park
Name/Address of Other Party(ies)	Compass Logistics P.O. Box 80420 Las Vegas, NV 89180-0420
Subject Matter:	Transported equipment from Las Vegas to Pittsburg, KS
Contract Date/	No Contract
Duration:	
Renewal:	No
Changes:	No
Modification of Existing Agreement:	No
Executed By:	
Payment Terms:	Invoice only
Date Submitted:	August 7, 2008
Submitted By:	Michelle Beneke

Contract Review Cover Sheet

Contract Title: Kelley Technologies

Licensee: New Frontier Casino at Camptown Greyhound Park

Name/Address of Other Party(ies) Kelley Technologies
5625 S. Arville. Suite E
Las Vegas, NV 89118

Subject Matter: Removal of equipment at the New Frontier Casino Hotel
for reuse at Camptown

Contract Date/ No Contract

Duration: _____

Renewal: No

Changes: No

Modification of Existing Agreement: No

Executed By: _____

Payment Terms: Invoice only

Date Submitted: August 7, 2008

Submitted By: Michelle Beneke

7/221
D.4.b

Contract Review Cover Sheet

Contract Title: Contract for parimutuel racing services

Licensee: The Anthony Fair Association

Name/Address of Other Party(ies): Rita Osborn, Post Office Box 66, Eureka, Kansas 67045

Subject Matter: Horse racing secretary

Contract Date/ Duration: July 8, 2008

Duration: July 11 to July 20, 2008, plus additional time necessary to properly perform service

Renewal: Yes No

Changes: Yes (see attached changes) No Changes

Modification of Existing Agreement: Yes (see attached)

Executed By: Rita Osborn and Dan Bird

Payment Terms: \$4,000 payable one-half on July 13, 2008 and one-half on July 20, 2008, plus motel room cost reimbursement upon presentation of statement.

Date Submitted: July 8, 2008
Submitted By: John M. Gaffney

5
203
D.5.a

Contract Review Cover Sheet

Contract Title: Contract for parimutuel racing services

Licensee: The Anthony Fair Association

Name/Address of Other Party(ies): Tara Osborn, Post Office Box 66, Eureka, Kansas 67045

Subject Matter: Horse racing program production and race results reporting services.

Contract Date/ July 7, 2008

Duration: July 11 to July 20, 2008, plus additional time necessary to properly performance

Renewal: Yes No

Changes: Yes (see attached changes) No Changes

Modification of Existing Agreement: Yes (see attached)

Executed By: Tara Osborn and Dan Bird

Payment Terms: \$1,800 payable one-half on July 13, 2008 and one-half on July 20, 2008, plus motel room cost reimbursement upon presentation of statement.

Date Submitted: July 8, 2008

Submitted By: John M. Gaffney

5
204 D.5.b



McAnany, Van Cleave & Phillips, P.A.
Attorneys at Law Since 1901

Kansas City
Roeland Park
St. Louis
Springfield

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July 31, 2008

Mr. Stephen Martino
Executive Director
Kansas Racing and Gaming Commission
700 S.W. Harrison STE 420
Topeka, Kansas 66603-3754

RECEIVED
KANSAS RACING AND
GAMING COMMISSION
2008 AUG -11 A 9:48
PROCESSED

Re: The Racing Association of Kansas, East, Inc.

Dear Mr. Martino:

As you know, the manager of the Woodlands facility, for which The Racing Association of Kansas, East, Inc. (TRAK East) is the nonprofit organization licensee, is closing down the parimutuel racing at the end of August, 2008. The Board of TRAK East has asked me to inform you that it remains interested in keeping its license after the racing operations have shut down, as did the organization licensee in southeast Kansas.

Please let me know what the Racing Commission would require in order for TRAK East to retain the organization license.

Thank you for your courtesy in this matter.

Very truly yours,

Carl A. Gallagher
CAG/

Cc: Board Members
Will Gardiner
Patrick Martin, Kansas Racing and Gaming

Kansas Racing and Gaming Commission

STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 20, 2008

AGENDA ITEM: **KHA Reimbursement from Kansas Bred Program**

PRESENTER: Neysa Thomas, Chief Fiscal Officer

ISSUE SUMMARY: The Kansas Horsemen's Association (KHA) is requesting reimbursement of \$2,213.36 for expenses incurred for the operation of the Kansas Bred Program in June 2008. The expenses presented for reimbursement are consistent with expenses incurred by the KHA in the past.

The Commission is authorized by K.S.A. 74-8830 to "contract with and designate an official registering agency to implement the registration of horses." The Commission's contract with the KHA provides that funds shall be withdrawn from the Kansas Bred Program account only for maintaining and administering the program in accordance with the agreement and only with the prior approval of the Commission or the Commission's executive director.

COMMISSION ACTION REQUIRED/REQUESTED: Commission discussion, consideration and possible action on the request for reimbursement.

STAFF RECOMMENDATIONS: Staff recommends approval of the expenses, subject to the availability of cash.

JULY 15, 2008


MS NEYSA THOMAS
KANSAS RACING COMMISSION
700 SW HARRISON
TOPEKA, KS 66603

DEAR MS THOMAS,

THE KANSAS HORSEMEN'S ASSOCIATION WOULD LIKE TO REQUEST THAT THE KANSAS RACING AND GAMING COMMISSION APPROVE FOR PAYMENT, FROM THE KANSAS BRED REGISTRY, THE EXPENSES THAT HAVE BEEN INCURRED BY THE KHA FOR THE MONTH OF JUNE 2008.

THE JUNE EXPENSES ARE \$2213.36. PAYMENT WILL BE BASED ON THE AVAILABILITY OF FUNDS. ALL EXPENSES HAVE BEEN FILED WITH THE KRGC.

SINCERELY,



JOYCE BILLINGS
KANSAS HORSEMEN'S ASSOCIATION

Kansas Bred Registry
Income and Cash Flow
2008

	Jan-08	Feb-08	Mar-08	Apr-08	May-08	Jun-08	Budget Jul-08	Budget Aug-08	Budget Sep-08	Budget Oct-08	Budget Nov-08	Budget Dec-08	Total
Income Summary													
Total revenues	1,760.00	2,285.00	3,320.00	2,035.00	1,445.00	1,069.96	1,545.00	350.00	2,995.00	1,405.00	1,025.00	13,710.00	32,944.96
Total Expenses	(2,261.96)	(2,142.84)	(2,144.35)	(2,378.33)	(3,324.76)	(2,213.36)	(2,139.56)	(2,153.10)	(2,138.53)	(2,309.44)	(3,222.77)	(2,810.31)	(29,239.31)
Net Income (Loss)	(501.96)	142.16	1,175.65	(343.33)	(1,879.76)	(1,143.40)	(594.56)	(1,803.10)	856.47	(904.44)	(2,197.77)	10,899.69	3,705.65
Cash Flow													
KS Bred checking, beginning balance	7,495.55	17,325.55	13,199.85	13,709.54	11,007.04	12,410.58	8,947.91	4,789.82	5,139.82	3,781.90	5,186.90	6,211.90	
Add: Receipts	9,830.00	1,410.00	3,320.00	2,035.00	1,455.00	1,069.96	1,545.00	350.00	2,995.00	1,405.00	1,025.00	5,640.00	
Less: Distributions	-	(5,535.70)	(2,810.31)	(4,737.50)	(51.46)	(4,532.63)	(5,703.09)		(4,352.92)		-	(4,291.63)	
KS Bred checking, ending balance	17,325.55	13,199.85	13,709.54	11,007.04	12,410.58	8,947.91	4,789.82	5,139.82	3,781.90	5,186.90	6,211.90	7,560.27	

Kansas Racing and Gaming Commission

STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 20, 2008

AGENDA ITEM: **Final approval of the “first wave” of gaming regulations**

PRESENTER: Patrick D. Martin, Assistant Attorney General

ISSUE SUMMARY: Staff asks the Commission to formally and finally approve five articles of regulations. Those regulations relate to (1) General provisions and definitions, (2) Minimum Internal Control Standards, (3) Security, (4) Surveillance, and (5) Responsible Gaming. The Commission’s formal approval is statutorily required before the regulations can be published in the Kansas Register as permanent regulations.

The regulations are necessary to uphold the integrity of gaming in Kansas. Under Senate Bill 66, the Commission is generally responsible for creating and adopting “such rules and regulations as the commission deems necessary to carry out the duties and functions of the commission pursuant to Kansas expanded lottery act.” 2007 SB66 § 41. Additionally, the Commission is specifically responsible for adopting regulations “[p]romoting the integrity of the gaming and finances of lottery gaming facilities and racetrack gaming facilities and [the Commission] shall meet or exceed industry standards for monitoring and controlling the gaming and finances of lottery gaming facility operations and racetrack gaming facility operations and shall give the Kansas racing and gaming commission sufficient authority to monitor and control the gaming operation and to ensure its integrity and security.” *Id.* at (a). Each of these regulations is crucial to meeting that responsibility.

The regulations have followed the rigorous process involved in creating permanent regulations. Over the last 9 months, these regulations have been reviewed by the KRGC (and its consultants), the Department of Administration, the Attorney General’s office, the Joint Committee on Administrative Rules and Regulations, and members of the regulated community. Suggested revisions from each entity have been adopted into the current set of regulations.

COMMISSION ACTION REQUIRED/REQUESTED: Staff asks the Commission to conduct a **roll call vote** to approve the five articles.

STAFF RECOMMENDATIONS: Staff recommends approval of the regulations.

Kansas Racing and Gaming Commission

STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 20, 2008

AGENDA ITEM: **Authorize request of the governor for 60-day extensions for completion of background investigations required by KELA**

PRESENTER: Stephen Martino, Executive Director

ISSUE SUMMARY: The Expanded Lottery Act gives the Kansas Racing and Gaming Commission 10 days to approve in whole or reject in whole the recommendation of the lottery gaming facility review board. *See* K.S.A. 74-8736(e). That 10-day period will commence soon for all zones as the Lottery Gaming Facility Review Board is scheduled to vote on proposals for all zones and their statutorily allowed deadlines will expire by the end of September.

In order to properly complete background investigations, the Racing and Gaming Commission will need more time. Kansas Expanded Lottery Act (KELA) allows the Commission to receive a 60-day extension from the governor. The Lottery Commission earlier sought and received a 60-day extension to negotiate contracts with prospective managers in each zone, and the Lottery Gaming Facility Review Board requested and received a 60-day extension to find the “best possible contract.”

COMMISSION ACTION REQUIRED/REQUESTED: Authorize the executive director to request 60-day extensions for the southeast, south central, southwest and northeast gaming zones from the governor in accordance with K.S.A. 74-8736(f), in order to complete background investigations required by the KELA.

STAFF RECOMMENDATION: Staff recommends authorization of the request.

The Woodlands Monthly Injury Report June 2008

Total Number of Reports: 14
 Reports from Veterinarian: 8
 Reports from Trainers: 6

Injuries for Week 1 (1-5): 1
 Injuries for Week 2 (6-12): 4
 Injuries for Week 3 (13-19): 5
 Injuries for Week 4 (20-26): 1
 Injuries for Week 5 (27-31): 3

Number of Official Starts: 2949
 Number of Scratches: 43
 Number of Schooling Starts: 367
 Total Number of Starts: 4323

Number of Injuries/Performance: 0.52
 Number of Tarsal Injuries/Performance: 0.11

Number of Double Performances: 4
 Number of Single Performances: 19
 Total Number of Performances: 27

Number of Injuries/1000 Starts: 4.28
 Number of Tarsal Injuries/1000 Starts: 0.92

INJURIES BY CATEGORY

GRADE	S	A	B	C	D	E	M	SCH	US	UNK
No. Injuries		4	2	2	3	1				2

RACE	1	2	3	4	5	6	7	8	9	10
No. Injuries			1	1		1	1	1	1	1

RACE	11	12	13	14	15	16	17	18	19	20	UNK
No. Injuries			3		2						2

POST POS.	1	2	3	4	5	6	7	8	UNK
No. Injuries		1	1	3	1	2		4	2

PLACE ON TRACK	Chute	Front Stretch	First Turn	Second Turn	Back Stretch	Third Turn	Fourth Turn	Escape	Unk N/A
No. Injuries	1				2	4			7

TYPE OF INJURY	Carpus (ankle)	Cramp	Laceration	Long Bone	Metacarpus (fr quarterbone)	Metatarsus (rr quarterbone)
No. Injuries	2					2

TYPE OF INJURY	Muscle	Tarsus(hock)	Toe	Other
No. Injuries	5	3		2

Distance	3/16	5/16	3/8	7/16	UNK
No. Injuries		11	1		2

Days Rest	2	3	4	5	6	7	8+
No. Injuries	3	1	1	4	2	1	2

The Woodlands Monthly Injury Report July 2008

Total Number of Reports: 7
 Reports from Veterinarian: 6
 Reports from Trainers: 1

Injuries for Week 1 (1-5): 2
 Injuries for Week 2 (6-12): 4
 Injuries for Week 3 (13-19): 1
 Injuries for Week 4 (20-26): 0
 Injuries for Week 5 (27-31): 0

Number of Official Starts: 2574
 Number of Scratches: 25
 Number of Schooling Starts: 422
 Total Number of Starts: 2971

Number of Injuries/Performance: 0.26
 Number of Tarsal Injuries/Performance: 0.15

Number of Double Performances: 4
 Number of Single Performances: 17
 Total Number of Performances: 25

Number of Injuries/1000 Starts: 2.36
 Number of Tarsal Injuries/1000 Starts: 1.35

INJURIES BY CATEGORY

GRADE	S	A	B	C	D	E	M	SCH	US	UNK
No. Injuries			3		2				2	

RACE	1	2	3	4	5	6	7	8	9	10
No. Injuries		1			1	1		1	1	

RACE	11	12	13	14	15	16	17	18	19	20	UNK
No. Injuries											2

POST POS.	1	2	3	4	5	6	7	8	UNK
No. Injuries	1	1			2			1	2

PLACE ON TRACK	Chute	Front Stretch	First Turn	Second Turn	Back Stretch	Third Turn	Fourth Turn	Escape	Unk N/A
No. Injuries	1			2	2				2

TYPE OF INJURY	Carpus (ankle)	Cramp	Laceration	Long Bone	Metacarpus (fr quarterbone)	Metatarsus (rr quarterbone)
No. Injuries						

TYPE OF INJURY	Muscle	Tarsus(hock)	Toe	Other
No. Injuries	2	4		1

Distance	3/16	5/16	3/8	7/16	UNK
No. Injuries		5			2

Days Rest	2	3	4	5	6	7	8+
No. Injuries	1	1	2	3			

August 2008 - July 2009

Commission Planner

AUGUST

20 Commission Meeting @ Topeka Shawnee Co. Public Library

SEPTEMBER

8 Commission Meeting

OCTOBER

3 Commission Meeting

Aug 2008						
S	M	T	W	T	F	S
						1 2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

Feb 2009						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28

Sep 2008						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Mar 2009						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Oct 2008						
S	M	T	W	T	F	S
		1	2	3	4	
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Apr 2009						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

Nov 2008						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

May 2009						
S	M	T	W	T	F	S
						1 2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

Dec 2008						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Jun 2009						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Jan 2009						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Jul 2009						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	