



State of New York
Franchise Oversight Board
State Capitol
Albany, NY 12224

MINUTES

Franchise Oversight Board Meeting
December 19, 2011

Conference Room 131, State Capitol, Albany, New York

I. The meeting was called to order at 1:05 PM by the Chair, Mr. Megna.

Members Present:

Robert Megna, Chair

Gordon Medenica, Member

Richard Aurelio, Member (participated via videoconference)

Absent Members:

Steven Newman, Member (participated via teleconference)

John Crotty, Member

New York Racing Association Staff in attendance:

Charles Hayward (participated via videoconference)

Ellen McClain (participated via videoconference)

Patrick Kehoe

Board, Executive Chamber, and Budget Division Staff in attendance:

Steven Lowenstein

Seth Agata

George Westervelt

Mark Massaroni

Alex Novotny

Public in attendance:

Lawrence Benton

Bill Crowell

Betty Flood Morrow

David Langdon

David Lombardo

John Olge

Rod Sutton

John Svare

II. APPROVAL OF BOARD MEETING MINUTES FOR AUGUST 15, 2011 AND OCTOBER 17, 2011

ON A MOTION BY: Mr. Aurelio
SECONDED BY: Mr. Medenica
APPROVED: 3-0

III. CONSIDERATION OF RESOLUTION 11-08- PROVIDING FOR THE APPOINTMENT OF BOARD OFFICERS

The Chair accepted the resignation of George A. Westervelt as Secretary to and Administrative Officer of the Board, effective at 1:00 PM on December 19, 2011, and thanked Mr. Westervelt for his service. The Chair designated Steven M. Lowenstein as the new Secretary to and Administrative Officer of the Board.

ON A MOTION BY: Mr. Medenica
SECONDED BY: Mr. Aurelio
APPROVED: 3-0

IV. DISCUSSION OF SOLE SOURCE AND EMERGENCY PROCUREMENTS THROUGH DECEMBER 31, 2011

Mr. Hayward presented and answered questions on NYRA's Report of Single, Sole and Emergency Source Procurement for the three months ending December 2011.

V. REVIEW AND RECOMMENDATIONS REGARDING NYRA'S 2012 OPERATING BUDGET

Ms. McClain presented NYRA's 2012 Operating Budget to the Board for review and recommendations. Mr. Hayward and Mr. Kehoe assisted Ms. McClain in answering questions from the Board.

VI. DISCUSSION OF THE SARATOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY'S ECONOMIC ANALYSIS OF THE SARATOGA RACE COURSE

Mr. Lawrence Benton and Rod Sutton from the Saratoga County Industrial Development Agency presented the findings of the Saratoga IDA's Economic Analysis of the Saratoga Racecourse.

VII. CHAIR'S REPORT

The Chair announced that the next meeting of the Board would be held on either Tuesday, February 21, 2012 or Tuesday, February 14, 2012.

VIII. NEW BUSINESS/OLD BUSINESS

Mr. Aurelio inquired about the statutory requirement to produce an annual report.

IX. The Chair adjourned the meeting at 3:10 PM.