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CERTIFIED COPY

BOARD OF DIRECTORS MEETING
22ND DISTRICT AGRICULTURAL ASSOCIATION
DEL MAR FAIRGROUNDS via ZOOM
2260 JIMMY DURANTE BOULEVARD
DEL MAR, CALIFORNIA 92014

TUESDAY, AUGUST 8, 2023

1:31 P.M.

REPORTED BY: TROY A. RAY, CER 00369

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IN ATTENDANCE

OFFICERS:

G. Joyce Rowland, President

Frederick Schenk, First Vice President

Richard Valdez, Second Vice President

DIRECTORS PRESENT:

Lisa Barkett, Director

Michael Gelfand, Director

Kathlyn Mead, Director

Don Mosier, Director

Sam Nejabat, Director

ALSO PRESENT:

Carlene Moore, Chief Executive Officer, 22nd DAA

Donna O'Leary, Executive Assistant, 22nd DAA

Josh Caplan, Deputy Attorney General

Henry Rivera, Moderator/Production Manager

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1 DEL MAR, CALIFORNIA, TUESDAY, AUGUST 8, 2023

2 1:31 p.m.

3 -o0o-

4 PRESIDENT JOYCE ROWLAND: Okay. Thank you. Thank
5 you very much, and welcome to the August meeting of the board
6 of the 22nd DAA. I'm President Joyce Rowland. I call this
7 meeting to order, and we'll move to the roll call at this time.

8 MS. O'LEARY: Okay. President Rowland.

9 PRESIDENT JOYCE ROWLAND: Present.

10 MS. O'LEARY: Vice President Schenk.

11 MR. SCHENK: Present.

12 MS. O'LEARY: Vice-President Valdez.

13 MR. VALDEZ: Present.

14 MS. O'LEARY: Director Barkett.

15 MS. BARKETT: Present.

16 MS. O'LEARY: Director Gelfand.

17 MR. GELFAND: Present.

18 MS. O'LEARY: Director Mead.

19 MS. MEAD: Present.

20 MS. O'LEARY: Director Mosier.

21 MR. MOSIER: Present.

22 MS. O'LEARY: And Director Nejabat.

23 MR. NEJABAT: Here. Present.

24 PRESIDENT JOYCE ROWLAND: Thank you all for that.

25 And we'll move to the Consent Calendar. There

1 is one item that right away I want to move to, I guess, to
2 General Business, and that's the 23-002, the AM1, Wagner
3 Consulting Group, Ride Safety. It ended up with some question
4 marks as opposed to zeros so I just want Carlene to explain
5 what it's supposed to be, when we get to General Business. So
6 we'll take that off of Consent Calendar.

7 Is there anything else that members of the board
8 would like to have removed from Consent? And if not, we'll
9 open it up to the public on the Consent Calendar.

10 We have one member of the public signed up to
11 speak on the Consent Calendar, and that's Martha Sullivan.

12 MARTHA SULLIVAN: Hello, this is Martha Sullivan.

13 I wanted to just make sure the board is aware
14 that Mercy Medical Transportation, which you have an agreement
15 on the Consent Calendar for -- looks like 22-014N1 -- this is
16 the same ambulance service that Del Mar Race Track uses, and it
17 is under investigation by the new federal Horseracing Integrity
18 and Safety Authority due to the recent failure to safely care
19 for an injured jockey. Quote, "Emergency medical technicians
20 hesitated before reacting to the accidents at Del Mar and
21 Finger Lake."

22 Basically, what happened was -- is the starting
23 gate crew dragged an injured jockey off the track, which should
24 never happen when somebody may have a -- particularly, a neck
25 or a back injury. The head of HISA, Lisa Lazarus, said HISA

1 wanted to go beyond written procedure and spread the word about
2 the right way for EMTs to react to accidents.

3 Quote, "I think if you look at some of the
4 similarities from these instances, my concern is that the
5 emergency personnel are not specially trained. You can have
6 the best policies and rules in the world, but if the people in
7 the vehicles don't know what to do, you're not going to get the
8 outcome you want. And that's something that we have to focus
9 on."

10 I also want to point out that the injured jockey
11 at Del Mar, Abel Cedillo, was quoted in the local press and in
12 horseracing industry press as saying that he believed that a
13 mistake was made in moving him and they should never have moved
14 him and they should have cancelled and stopped the race.

15 So I just wanted to make sure you know --

16 PRESIDENT JOYCE ROWLAND: Thank you for that. Did
17 you want us to move it also off of Consent?

18 MARTHA SULLIVAN: I think you should.

19 Thank you.

20 PRESIDENT JOYCE ROWLAND: Okay. We'll move the Mercy
21 Medical Transportation contract off of Consent as well, then,
22 into General Business.

23 And with those two changes, I need a motion and
24 a second for the Consent Calendar.

25 MS. MEAD: Motion to accept the Consent Calendar with

1 those two changes.

2 MR. GELFAND: Second.

3 PRESIDENT JOYCE ROWLAND: Did you catch those, Donna?

4 MS. O'LEARY: Yep.

5 PRESIDENT JOYCE ROWLAND: Okay. Very good.

6 Roll call, then, please.

7 MS. O'LEARY: President Rowland.

8 PRESIDENT JOYCE ROWLAND: Aye.

9 MS. O'LEARY: Vice-President Schenk.

10 MR. SCHENK: Aye.

11 MS. O'LEARY: Vice-President Valdez.

12 MR. VALDEZ: Aye.

13 MS. O'LEARY: Director Barkett.

14 MS. BARKETT: Aye.

15 MS. O'LEARY: Director Gelfand.

16 MR. GELFAND: Aye.

17 MS. O'LEARY: Director Mead.

18 MS. MEAD: Aye.

19 MS. O'LEARY: Director Mosier.

20 MR. MOSIER: Aye.

21 MS. O'LEARY: And Director Nejabat.

22 MR. NEJABAT: Aye.

23 PRESIDENT JOYCE ROWLAND: Thank you.

24 And so, we'll now move to the Management Report
25 by CEO Carlene Moore. And I think there are no action items

1 here, if I remember correctly, Carlene?

2 MS. MOORE: Correct. And just for clarification, we
3 moved those two items from Consent to General Business.

4 PRESIDENT JOYCE ROWLAND: That's correct.

5 MS. MOORE: Okay. All right.

6 Well, welcome back, everyone. This is I think
7 our first all-in-person meeting in what has been a very long
8 time. So -- and with that, as many of you will recall, there
9 was a -- an executive order that waived the location disclosure
10 requirements for attending meetings virtually, and which, while
11 there is still legislation out there that is, you know,
12 potentially pending for that, even if that does pass, that
13 won't go into effect until January.

14 So in planning for some of our upcoming
15 meetings, I am already aware that two of our board members will
16 not be in attendance for September, which leaves us -- since we
17 only have eight at this time, that will leave us with six. So
18 if there is anybody else that will be unable to attend the
19 September board meeting, please do -- it doesn't have to be
20 today -- but please do let us know because we may need to look
21 at rescheduling that for purposes of a quorum. But as long as
22 we have a quorum, we will proceed with that date.

23 So a few things to update on, just very briefly,
24 because -- while it's been a few months since we've met, we've
25 had a lot going on during that time, and that included, of

1 course, the 2023 San Diego County Fair; and we'll have more
2 information on that at next month's meeting but it really
3 was -- it was a great event. Attendance was up. The number of
4 the cars on the road were down, if anybody missed that article;
5 so we're also very proud of that and people's use of either --
6 whether it's ridesharing programs, carpooling, or any of the,
7 you know, public transportation methods for getting to the
8 fair.

9 Our -- just -- so on a very high level, our
10 revenues, they're strong and they are consistent with what our
11 financial goals were so we'll be excited to present that next
12 month. Expenses always take a little bit longer. Those are
13 still coming in.

14 So next month, what we'll have is a wrap-up
15 report of the highlights of the fair, from a programming
16 standpoint, and just, you know, people enjoying and things like
17 that, as well as, then, the financial presentation of it to
18 just kind of conclude everything about our 2023 fair, as we are
19 already moving into 2024 planning, as well. So we'll have
20 that -- have that -- more.

21 We had a number of visitors throughout that, and
22 so I do have here, if anybody would like, you can take a look
23 after the meeting, but we were visited, for example, by our
24 State Treasurer, Fiona Ma, and so she dropped something off.
25 We also had visits from several of our state legislators,

1 including Assemblymember Tasha Boerner, and she had sent this
2 out but provided a really nice just sort of recognition and
3 resolution to us.

4 And which leads me to the -- we also had the
5 proclamation by the County of San Diego, in terms of the
6 official, you know, San Diego County Fair Recognition Day. So
7 a number of things to share with you at next month's meeting.

8 So then, moving on to the Surf & Turf RV Park,
9 even though we've had a lot going on, just as we had promised,
10 we have continued to do our work in this area, you know, with
11 regard to due diligence. And I just want to take a moment. I
12 recognize some of the folks here in the audience, as well, to
13 know that we very much understand and do know that this
14 decision making on this has an impact into people's lives; very
15 much aware of that.

16 Through that due diligence, we have some
17 information that, you know, recently, even, has come forward,
18 and we will be back at next month's meeting with a plan that
19 we'll be presenting to this board with regard to the future
20 operations of the Surf & Turf RV Park. So that will be on our
21 September agenda as an action item for this board. We'll be
22 doing some work with the Strategic Planning Committee leading
23 up that. But we will have that for -- at next month's meeting.

24 Additionally, we also -- and very excited to
25 have announced and have it be open -- I also recognize some

1 faces in the crowd out there as well, for that -- and that that
2 was horse- -- we have resumed horse activity at Horsepark.

3 And that kicked off, you know, and that's been a
4 few years in the making, if everyone recalls. You know, the
5 end of 2020, when we had to make that decision to cease the
6 operations that were there. We did a lot of work throughout
7 that year in coming up with what we believe is a good business
8 plan for us going forward, ultimately issuing an RFP for
9 managing operator for it, HITS Del Mar Leasing, and officially,
10 they had their grand opening event on July 15th. They have
11 been booked solid with horse shows since, and through the month
12 of August and on, and I'm sure there will be some public
13 comment around that today, as well. But it's just very
14 exciting news for all of us because it's been a long time in
15 the making.

16 Kind of along with that, we have also -- as this
17 board will recall -- have been pursuing what are our options
18 for bringing back the Del Mark National Horse Show. And we
19 have engaged in conversations with HITS last winter for --
20 potentially for 2023, and then ultimately determined with so
21 much that was on our plates, their plates, getting Horsepark
22 reopened, and so we requested from the United States Equestrian
23 Federation to be able to postpone and have priority for the
24 Del Mark National in 2024.

25 And we did -- so we sought that approval from

1 them, we received it, we're very excited about it. And so, we
2 are in the process of working on contract terms to have HITS
3 produce it because in that process, part of our application
4 request is to also relocate it to our new, revitalized
5 equestrian center; so moving it to the Del Mar -- to the
6 Horsepark at Del Mar. And so we'll have more information on
7 that in future months, as well.

8 MS. MEAD: Great. The opening was amazing. I can
9 tell you.

10 MS. MOORE: Oh, good.

11 MS. MEAD: Yes. And I just want to say that a number
12 of residents from the area that have competed for years and
13 their children have competed for ages, they were thrilled, and
14 they said it is absolutely amazing, the transformation. So --

15 MS. MOORE: Thank you.

16 MS. MEAD: -- it's a good thing.

17 MS. MOORE: So with that, some other items that just
18 did not have on the agenda at the time it was published, but I
19 also want to -- well, thoroughbred racing is not -- the
20 Thoroughbred Club is not on our agenda for today. We'll have
21 that update and wrap-up report on the summer race meet, as well
22 as the look ahead to the fall race meet in October. I think,
23 as everybody is -- you know, the race meet opened on July 21st.

24 Unfortunately, there have been -- there were two
25 fatalities in the first week of that, during training events.

1 And then, unfortunately, for the first time in several years,
2 recently there was a race-day fatality in which the horse,
3 Episode Five, was injured on July 29th, had surgery on
4 July 30th, but in the end, the horse could not be saved. And
5 so, that's just recent. And most recently, we did have an
6 older pony -- the Thoroughbred Club had an older pony --
7 Dallas, I think was the name -- that collicked -- and you know,
8 got colicky, they call it collicked, and unfortunately passed
9 away. So that's kind of where we're at.

10 Again, the summer race meet is well underway.
11 It runs through the final -- or the weekend after Labor Day
12 this year, which also brings me to, just as a heads up, there's
13 an event that will be taking place around that same time -- not
14 ours; not on District property -- but at the neighboring Surf
15 Cup Fields, the soccer fields at El Camino Real and Via de la
16 Valle, and that is an event -- some of you may have seen it in
17 advertising -- it's the Del Mar Wine and Food Festival, I
18 believe. So just be mindful of probably a lot of activity, lot
19 of traffic and things like that, but it's not an event that's
20 actually taking place in Del Mar, and it's not taking place at
21 the fairgrounds or Horsepark.

22 This coming Monday, we have the Racetrack
23 Authority and the State Racetrack Leasing Commission meetings.
24 Those will take place this Monday at 11:00 a.m. We had planned
25 for -- and many of you have already received the invitation

1 for -- our Water Quality Improvement Project tour. We're
2 actually going to be postponing that event. And part of it is
3 because Monday happens to be the day that legislators return to
4 session, and so many of which would -- are -- hopefully will be
5 able to attend this in the future. So we're working to find a
6 rescheduled date for that, but the Racetrack Authority and
7 Racetrack Leasing Commission meetings will proceed as planned.
8 And so that agenda is out. It's available on our website.

9 Also wanted to just make note that with regard
10 to The Sound, we are on projection -- on a trajectory to exceed
11 even the goal for the number of shows that we had for this
12 year. There's already shows and things booking for next year.
13 And so we have note -- and Belly Up has really been operating
14 well. You know, we're both still learning one another in terms
15 of our operations and things, but it's been a good partnership
16 so far. So we've notified them that we are exercising the
17 option on their agreement. We have to give them enough
18 notification -- six months -- because -- so that -- because of
19 those bookings that are happening very far out and stuff. So
20 that -- so we'll be moving forward with that.

21 We have also received the draft Exclusive
22 Negotiating Agreement from the City of Del Mar related to
23 affordable housing. That is currently under review. And so
24 we -- and continuing to work through that, and we really do
25 remain committed to working with the City of Del Mar on this

1 very important project.

2 And I think kind of lastly, what I have is just
3 a reminder for the board as well -- because it has been a few
4 months since we saw each other -- with regard to our strategic
5 planning work, if you recall in May, we announced that we have
6 engaged a new consultant, Lisa Perrine. And so, she -- I'll be
7 making an email introduction of her to each of you. Similar to
8 our approach in 2021, she'll be reaching out, scheduling
9 interviews with you, and then bringing all of that information
10 together into the report. And we are scheduled for our -- for
11 the board for our first strategy session with her -- and it
12 should be on your calendars -- for October 13th at nine
13 o'clock. And then, the second one will be November 14th at
14 1:30; that's kind of, in essence, what our agenda will be for
15 our regularly-scheduled November board meeting date. And so we
16 will be working very diligently to take care of as much
17 business as possible September and October, or even postponing
18 to December, to really allow for that time and the discussion
19 at the November board meeting.

20 And we still have not yet received, but are
21 continuing to work with the consultants on the draft
22 feasibility study report. And so, just -- there are several
23 things that have been in the pipeline and are continuing to be
24 worked on over these past few months.

25 So that's just kind of an update report on a few

1 things we have going on here. That's everything in terms of I
2 think operational announcements.

3 Even with all of that, not a lot on the
4 construction projects and facilities update because, again, we
5 had a fair. We now have horseracing; so there's just a lot of
6 planning work in that area, while we work to schedule the
7 projects we have planned for for this year, as well as staff is
8 working to develop the capital improvement needs list for next
9 year. And we will be reviewing -- shortly, we are starting to
10 receive the first kind of draft of that facilities assessment
11 condition -- or facilities condition assessment that we had
12 contracted for earlier this year with the goal of having that
13 report by the end of -- finalized around the end of the year to
14 bring back.

15 And then finally, in terms of industry news and
16 updates, there haven't been any further collaborative exchanges
17 with the Department of Food and Agriculture because not only
18 were we in a fair, but so is most of our industry, when it
19 comes to the summer months. But one thing coming out of those
20 has been the creation of this kind of AB 1499 sort of committee
21 or task force, which several of my colleagues, myself, we've
22 been meeting with representatives from F&E, and from the
23 Department -- so Fairs and Expositions -- and Food and
24 Agriculture, to assist them with -- as they have embarked on
25 developing -- working to develop a policy recommendation for

1 the AB 1499 -- or what's referred to as the New Fair Funds --
2 how that will be distributed going forward and what that may
3 look like. So there's -- there has been quite a bit of work
4 and some meetings in there.

5 PRESIDENT JOYCE ROWLAND: Carlene, can you refresh
6 everyone's memory on what that is?

7 MS. MOORE: Yes. So AB 1499 was Assembly Bill 1499.
8 It's now -- sometimes it's still referred to as that, or it's
9 referred to as New Fair Funds. And this was a bill that set
10 aside three-quarters of one percent of the gross sales that
11 take place on all fairgrounds in California, does not matter
12 what their governance structure is so whether they fall into
13 the District Agricultural Associations, County Fairgrounds, or
14 Citrus Fruit Fairgrounds, but three-quarters of one percent of
15 the gross sales goes -- is now -- goes into a pot of funds,
16 then for distribution or allocation to the entire network of
17 California fairgrounds.

18 PRESIDENT JOYCE ROWLAND: Any other -- is there
19 anything else?

20 MR. GELFAND: Is that going into effect?

21 MS. MOORE: It is in effect. It actually went into
22 effect in 2017, is my recollection; the first round of funding
23 so -- and the calculations are based on what we would think of
24 as Q3, but kind of Q1 of the fiscal year at the state level,
25 and the first round of available funds was the '18-'19 budget.

1 So in 2020, was the first distribution of any of those funds.
2 And I'm going to speak to it a little bit more when I do the
3 finance report.

4 MR. GELFAND: Okay. But the collection is three-
5 quarters of a point, gross, from all the fairs. What's the
6 distribution system?

7 MS. MOORE: That's what we're working on. That's
8 what we are all actively working on. So...

9 And other than that, I would just continue to
10 also relay, on behalf of the Governor's Office, the appointment
11 secretary and from Food and Agriculture and Fairs and
12 Expositions, that they are aware of the lack of appointments at
13 DAA boards throughout California. Working on it. I think many
14 of you are continuing to serve, and just, there is an extensive
15 appreciation for that. So again, thank you from them. And
16 from me --

17 PRESIDENT JOYCE ROWLAND: So awareness --

18 MS. MOORE: -- for continuing to serve.

19 PRESIDENT JOYCE ROWLAND: Awareness. I like that.
20 Awareness. So if seven frogs are sitting on a log and seven
21 frogs decide to jump off, how many frogs are on the log?

22 MS. MOORE: Then, there aren't anymore frogs.

23 PRESIDENT JOYCE ROWLAND: No, there are seven.
24 There's a difference between deciding and jumping.

25 [MULTIPLE SPEAKERS.]

1 PRESIDENT JOYCE ROWLAND: So awareness is great. But
2 action is even better.

3 Thank you.

4 MR. SCHENK: If I may just comment on that last note.

5 I don't have any frog examples, but I would like
6 to, you know, point out what, Carlene, you had mentioned
7 earlier, which is an admonishment that if one of us is not able
8 to be here for the September board meeting, we are in jeopardy,
9 perhaps, of -- other than the ones already reporting not being
10 present -- of not having a quorum, which means all the business
11 that we have to do in September -- and it is a lot that's going
12 to be -- will be on our September plate -- will have to be
13 delayed, deferred, tabled, whatever term we wish to use, will
14 not be address timely. And that means delayed action on items
15 that need to be implemented in its proper, timely order.

16 So this is really critical and I've spoken with
17 Sam about this and I think we really do, collectively,
18 individually, need to remind Sacramento that we have a vacancy
19 that has been a vacancy --

20 MR. VALDEZ: Twenty months.

21 MR. SCHENK: Thank you, Richard. I've lost track.

22 PRESIDENT JOYCE ROWLAND: And appointments that need
23 to be remade.

24 MR. VALDEZ: I believe it's 20 months.

25 MS. MOORE: And appointments that need to be remade.

1 MR. SCHENK: Well, that's a whole different --

2 PRESIDENT JOYCE ROWLAND: Yes, it is.

3 MR. SCHENK: I don't -- hopefully, that won't be a
4 risk for losing the wonderful people that we have.

5 PRESIDENT JOYCE ROWLAND: I don't think it is, but
6 nevertheless.

7 MR. SCHENK: But we have a vacancy that needs to be
8 filled. And so...

9 PRESIDENT JOYCE ROWLAND: Right. Thank you for that.
10 Appreciate that.

11 MS. MOORE: And then, there wasn't anything in
12 particular, but included in your packet is a memo with regard
13 to the review of contracts that were executed under
14 Director Rowland's delegation of authority and to provide some
15 further explanations because are not usual, when we have --
16 this is having to do with the gap between the May board meeting
17 and August so we could continue to conduct business. And
18 primarily, all these are related to the fair. So that is
19 included in your packet on page 26.

20 And then, otherwise, again, a lot of contracts
21 we're catching up from especially the fair activity, judging
22 agreements, entertainment, just some of the contracts that come
23 in after that May board meeting date.

24 MS. BARKETT: If I may ask a question on the ride
25 operator agreements?

1 MS. MOORE: Yes.

2 MS. BARKETT: So when that happens and there's a
3 change in operators or rides, does it change a result in the
4 gross revenue from that ride?

5 MS. MOORE: It can, but when we're selecting the
6 rides -- as an independent Midway, when we're selecting those
7 rides, we select the first choice; and then, there's also a
8 second choice --

9 MS. BARKETT: Oh, there is.

10 MS. MOORE: -- but it's meant to be a, you know,
11 similar --

12 MS. BARKETT: Right.

13 MS. MOORE: -- very similar in the number of rides,
14 the experience that the ride-goer will have, and what it can
15 do.

16 MS. BARKETT: Great. So that leads to my second
17 question.

18 Does Helm & Sons -- are they related at all to
19 Talley Amusements?

20 MS. MOORE: No. Not that I -- well, I shouldn't say
21 no. Not that I am aware of.

22 MS. BARKETT: I was just curious.

23 And so normally, whoever in first position does
24 not have to fill that second position. It's -- you've already
25 selected it.

1 MS. MOORE: Yes. And they're aware of who the
2 alternate choice is.

3 MS. BARKETT: Yes. It's when they come in.

4 MS. MOORE: Yes.

5 MS. BARKETT: Okay. Perfect.

6 MS. MOORE: That's made known to all of them. And
7 so, in this case, the one ride -- the first ride, which Helm
8 was supposed to provide, that ultimately, RCS's alternate was
9 selected for. They were unable to -- the ride wasn't complete.
10 It was a brand new ride. And so, that wasn't going to be here.

11 And then, the second ride, which Helm actually
12 wound up bringing, was the second choice to the ride from
13 Talley. It was a mechanical issue, and so, we actually swapped
14 the ride out halfway through the fair. But for the first two
15 weeks of fair, that particular ride did not operate. Yeah.
16 The first one.

17 MS. BARKETT: Mechanical is always worrisome.

18 PRESIDENT JOYCE ROWLAND: Yes. Not operating is a
19 good thing in that case.

20 And I know there was a little bit of a kerfuffle
21 around the janitorial services.

22 MS. MOORE: Yes.

23 PRESIDENT JOYCE ROWLAND: Do you feel comfortable
24 that that's kind of straightened out for futures?

25 MS. MOORE: Yes. Yes. I think we feel much better

1 about it. And that -- so you have, in essence, the three
2 janitorial contracts because when the first -- the contractor
3 who had won the bid -- wasn't able to provide -- which we
4 became aware of immediately, the first night, we instantly --

5 PRESIDENT JOYCE ROWLAND: It becomes very obvious.

6 MS. MOORE: It becomes very obvious.

7 -- instantly went to work on that. The good
8 news is that we were able, even under those circumstances, to
9 mitigate that. It's amazing what, you know, a handful of trash
10 picker-uppers in the hands of our staff that's already, you
11 know, out and about to assist and support. So then, in
12 reaching out to others to help to come in and provide that
13 service, there wasn't one company that could satisfy and bring
14 all of that in because it really was a last moment request.

15 MS. BARKETT: So I noticed that the -- I don't know.
16 The figures seemed very high to me. It was almost, what, 1.65
17 million. Yeah.

18 MS. MOORE: That's what it -- yes.

19 MS. BARKETT: Right. So was that similar to the
20 prior, who we thought could do it? I know their name's in here
21 somewhere. But -- or did we pay a higher charge because we had
22 to hire three different subs?

23 MS. MOORE: It actually remains at the same "not to
24 exceed" for all of those contracts, in essence, combined for
25 that. So the original, the 1.6 is -- and that would have

1 covered two years, the 2023 and 2024 fairs, in terms of that
2 expense. And so, the not to exceed. And then, we manage that
3 because some -- you know, in different nights, it was different
4 of the three contractors that ultimately were providing the
5 services. One -- for example, one night or for a few days
6 Company A might have been providing 20 and Company B was
7 providing 15 and Company C, this. And then, a few nights, that
8 could -- it would adjust and flow based on for them. And then,
9 we track their sign-in sheets in terms of time sheets and
10 things like that, reconcile that to the invoices. But the "not
11 to exceed" is for the service.

12 MS. BARKETT: Perfect. So this applied.

13 PRESIDENT JOYCE ROWLAND: Director Mead.

14 MS. MEAD: Thank you.

15 I have both a question and a request. The first
16 is a request about having a list, Carlene, of the management
17 items that you expect to cover during these meetings. I was
18 trying feverishly to take down each of the items that you
19 touched on, but it was difficult to catch those. And I feel a
20 little ill-prepared for some of the topics, like AB 1499. So
21 it would have been helpful to know that that was going to be a
22 topic you were going to cover so that we could do some homework
23 and remind ourselves about the New Fair Fund and where it is.

24 I know in the past we've had a management -- not
25 hearing me?

1 PRESIDENT JOYCE ROWLAND: Yours is the other one,
2 isn't it?

3 MS. MEAD: Oh, yeah.

4 [MULTIPLE SPEAKERS.]

5 MS. MEAD: Thank you.

6 I'm just feeling like -- and in addition, to
7 have the board packet and not see a list of items you're going
8 to cover so that we can identify is there something missing
9 that we could ask you to cover. It just feels -- I feel a
10 little ill-prepared and feel like I'm jumping into the movie a
11 little bit in the middle without having some idea how to
12 prepare for the meeting.

13 So I don't know, Chair Rowland and Carlene, if
14 that's something that we could make a request of? Is that the
15 Management Report -- even if you're not going to write a
16 background or a memo on each, if at least we could know that's
17 going to be on the agenda so we can be better prepared.

18 PRESIDENT JOYCE ROWLAND: So more than just the
19 headline?

20 MS. MEAD: Yeah. So where's the headline?

21 MR. GELFAND: Page 24-25.

22 MS. MOORE: On the agenda, under Item Number 4.

23 PRESIDENT JOYCE ROWLAND: It says AB 1499, but are
24 you looking for a reminder of what that is?

25 MS. MEAD: No, no, no. I'm fine with that. I'm

1 talking about the whole litany of items.

2 MS. MOORE: So I touched on a few more items than
3 what I had bullet pointed.

4 MS. MEAD: Yeah.

5 MS. MOORE: And, I mean, it's something that we can
6 look at. Part of that is, what I -- so I do try and will
7 continue to try to make that even better of what I anticipate
8 when the agenda is being posted, versus, also, kind of what is
9 also coming up between -- the 10-day gap in between as a
10 reminder. But we'll work to have more comprehensive list.

11 MS. MEAD: That one, I saw that was there but --

12 PRESIDENT JOYCE ROWLAND: In general. And I think,
13 in fairness, sometimes when we do pre-board, you know, we'll
14 ask, could you also talk a little bit about this in your
15 management report. So sometimes things get added, pre-board --

16 MS. MEAD: Yeah. I get it.

17 PRESIDENT JOYCE ROWLAND: It'll still happen, but I
18 think it could probably be more comprehensive.

19 MS. MEAD: I think so, too. I think that there's
20 just a whole lot of things that came up today.

21 The second thing is the item that did come up,
22 and I may have missed it, about The Sound, and -- on the list.
23 Was that on the list and I missed it?

24 PRESIDENT JOYCE ROWLAND: No, it wasn't.

25 MS. MEAD: Okay. The Sound was a big investment for

1 us, and I'm not quite comfortable in saying we're going to
2 execute on that -- move forward with the provision that we
3 would continue without seeing some metrics to be able to say we
4 are ahead of schedule. Doesn't feel like it's enough. Like,
5 how many ahead of schedule, one or 10? I'd really like to know
6 what the attendance has been like.

7 You know, just it would be really good to have
8 some metrics. Again, this was a big investment for us, and to
9 be able to say we're just going to go forward without seeing
10 some of those metrics, I would like to request that we see
11 those at the next meeting, please.

12 MS. MOORE: And with that, I should have -- back up
13 to say what we've done is we've notified them of that.
14 Ultimately, it's up to this board to approve any -- because the
15 board originally approved that agreement and the amendment,
16 which we'll be working on. So we'll bring that information
17 back with that amendment language --

18 MS. MEAD: Thank you. I just didn't want to run the
19 risk that you'd bring it for our approval, and I didn't ask
20 that we could see some metrics.

21 MS. MOORE: Yes. Yes.

22 M. MEAD: So I'm requesting if we could see some
23 metrics.

24 MS. MOORE: Yes, we will.

25 MS. MEAD: And if you want any assistance on which

1 metrics might be of interest, at least for me, or if the other
2 board members are interested in some metrics that you make, it
3 would be good to see what you're capturing, and then we can add
4 to that. But I'd love to be able to see some come back next
5 time.

6 MS. MOORE: Okay.

7 MS. MEAD: Thank you.

8 MS. MOORE: You're welcome.

9 PRESIDENT JOYCE ROWLAND: Any other questions or
10 comments on the contracts, directors?

11 Okay. With that, we have six members of the
12 public who are signed up to speak on the Executive Management
13 Report. The first member of the public signed up to speak is
14 Martha Sullivan.

15 MARTHA SULLIVAN: Yes. Hello again. This is
16 Martha Sullivan.

17 I want to thank CEO Moore for reporting on the
18 deaths at the Del Mar racing so far in three weeks.

19 I want to, one, correct something. It has not
20 been several years since there's been a racing death at
21 Del Mar. Honor Award died racing on September 6th of 2021 at
22 Del Mar Racetrack, and there are also horses that have died
23 racing in the winter meet in November. So let's not discount
24 horses that have died racing at Del Mar.

25 Let's also not discount the horses that have

1 died training at Del Mar. It's just -- it's a -- basically, a
2 roll of the dice about when they die whether it's during
3 training or racing. So let's not discount the training deaths.

4 I also want to point out that there was another
5 horse who died in training at the official auxiliary stable of
6 Del Mar, which is San Luis Rey Training Center in Bonsall.
7 This was Loyal to a Fault, a three-year-old filly who died the
8 same day as Episode Five died after being injured racing.
9 Loyal to a Fault died in training that same day, Saturday. So
10 there are now, including the Pony horse, which is a very hard
11 worker at the racetrack -- they accompany all the racehorses to
12 the starting gate -- so Mike the Dealer was the Jockey Club
13 name, and his barn name was Dallas. So it's five horses now
14 that have died for Del Mar Racing so far this summer.

15 I also wanted to say --

16 MS. O'LEARY: Ms. Sullivan, your time is up.

17 PRESIDENT JOYCE ROWLAND: Thank you.

18 The next member of the public signed up to speak
19 is Rochelle Putnam. I think you're here.

20 ROCHELLE PUTNAM: Good afternoon. My name is
21 Rochelle Putnam. I'm a competitive dressage rider, former
22 board member, Rancho Santa Fe Association current head of the
23 Trails Committee, and a serial volunteer, like you all.

24 I want to thank you for leasing Horsepark to
25 Dale Harvey and HITS. They did a fabulous job renovating the

1 facilities, especially the barns, which were really rundown.
2 They did a great job with the footing. They replaced all the
3 fencing. The facility looks fantastic.

4 We had our first dressage show back there in
5 two-and-a-half years the last weekend in July, and it was the
6 biggest show San Diego dressage had ever hosted with over 170
7 entries. We had young riders, adult amateurs, professionals,
8 and four former Olympians competing, and it was just an
9 absolute thrill for everybody to be there. So thank you for
10 that. After two years of schlepping to Temecula, Thermal,
11 Orange County, and beyond, everyone was absolutely thrilled to
12 be back home; so thank you.

13 We are fortunate to live in one of the finest
14 equestrian regions in the United States. We're competing with
15 Florida, especially Wellington, for the equestrian dollar, and
16 I feel like the infrastructure here, combined with our fabulous
17 climate, the world-class equestrian facilities we have, the
18 hospitals, Mary's Tack and Feed up the street, Rancho Santa Fe,
19 with all its large, world-class equestrian properties, I really
20 think we have the infrastructure here that makes this second to
21 none in the nation.

22 So horses are part of the character and they're
23 part of the history of San Diego County. I applaud your
24 efforts to get Horsepark back open so effortlessly. Actually,
25 it wasn't effortlessly. I meant to say efficiently. It

1 definitely wasn't effortlessly. And so beautiful. It's just
2 fabulous.

3 Thank you so much from the bottom of my heart,
4 and thank you on behalf of Rancho Santa Fe and the equestrian
5 community here. We really appreciate it.

6 Thank you.

7 PRESIDENT JOYCE ROWLAND: Thank you.

8 The next member of the public signed up to speak
9 is Carla Hayes.

10 CARLA HAYES: Hi.

11 Well, I'm sorry, Michael, you didn't make it,
12 but it has been a very long, strange trip getting the Horsepark
13 reopened. It was a wonderful opening event. HITS invested \$10
14 million, and it shows. And what's so wonderful is that they're
15 protecting the horses. So it's the roofs, all of the trees got
16 trimmed, which is an enormous job, by the way. They put in
17 mats so the horses don't slip. They put in safe stall guards.
18 All of the money there is incredible. And in this case, if you
19 build it, they will come. And they are coming. It is amazing.

20 So all of North America -- okay -- especially in
21 the jumper world -- dressage is smaller, okay -- the jumper
22 shows are a lot larger because they have jumpers and hunters.
23 But a lot of these people are from Mexico and further south,
24 down in Brazil. And also, in the winter, we will have people
25 coming down from Canada, where winter is real. And all of them

1 are saying the same thing. Not only is it a fabulous horse
2 facility, but it's a destination.

3 So a lot of people like to come here. There's
4 great restaurants, there's places to stay, there's things to
5 do, like going to movies. You don't get that out in Indio.
6 You don't get anywhere near the kind of destination that we
7 have here in Del Mar.

8 So I really applaud all of you for taking a risk
9 and just going ahead and leasing it out because this time, I
10 think that you've got a terrific business partner. I think
11 that they're going to be absolutely wonderful for your
12 reputation and for business in general and for building things
13 back to better than pre-Covid levels.

14 And thank you all very, very much.

15 PRESIDENT JOYCE ROWLAND: Thank you.

16 Oop. Sorry, I --

17 MS. O'LEARY: It's Junior. Junior Ayala.

18 PRESIDENT JOYCE ROWLAND: So the next member of the
19 public signed up to speak is JR Ayala.

20 JR AYALA: I want to bring your attention real quick
21 to this spot right here --

22 [MULTIPLE SPEAKERS.]

23 PRESIDENT JOYCE ROWLAND: Sir, you need to be at the
24 microphone so the members of the public can hear you.

25 JR AYALA: Okay. Thank you. I need to be right

1 here?

2 PRESIDENT JOYCE ROWLAND: That's correct.

3 JR AYALA: Okay. I apologize.

4 Well, thank you, everybody. As you can see,
5 that beautiful wall; Del Mar.

6 I wanted to point you to where the Surf & Turf
7 RV Park actually is. I can't walk over there because -- you
8 know. But it's -- thank you so much.

9 It's that little gravel spot right there. Just
10 gravel. Right where -- just gravel. There's no grass.
11 There's no nothing; okay. I've been a tenant there for over 10
12 years now, going on 12. There's been people there for 20
13 years. And we're treated as tenants. We put in a deposit at
14 the end of April, at the end of the season, and we're given a
15 breakdown of how much we owe, \$9,000 already starting next
16 season and what the breakdown is every month. We're not
17 treated as weekly; we're not treated as monthly people. We've
18 been there, and as a community that's grown, there's about 25
19 people there.

20 And so, what really makes that park is what you
21 see on that wall. Okay? We -- this season, we're told -- we
22 came in, the park had several upgrades -- internet, which never
23 was up during this last season. I don't know if it's still
24 up -- and sewer. Before that, we really roughed it out there.
25 It wasn't just gravel. You had to really conserve your water

1 and really conserve everything, trash, everything. Now, with
2 the sewer, it's great.

3 They raised our rent. We paid it because we
4 love that place. It's our little gravel paradise; okay?

5 But at the end of this year, we got a notice
6 saying, hey, we're not doing that no more. You guys, we're not
7 doing the long-term things no more. And they said it was
8 because of you guys.

9 We came in on May and said, hey, you guys, are
10 you aware of this? And I don't think you were. Matter of
11 fact, you weren't. This guy was making decision on behalf of
12 you guys but saying it was you guys kicking this community out.

13 It did not need to happen. We ended up finding
14 out that it was for other reasons, but we didn't need to be
15 lied --

16 MS. O'LEARY: Mr. Ayala, your time is up.

17 JR AYALA: We can't wait until the 15th for answers.
18 We have to -- we're supposed to wait --

19 MS. O'LEARY: Mr. Ayala, your time is up.

20 JR AYALA: We haven't had any communications. We
21 were promised we were going to have communications.

22 PRESIDENT JOYCE ROWLAND: Mr. Ayala, this time is
23 reserved for the next person, please.

24 JR AYALA: We want justice.

25 PRESIDENT JOYCE ROWLAND: The next member of the

1 public signed up to speak is Jack Duckworth.

2 JACK DUCKWORTH: Howdy Doody.

3 PRESIDENT JOYCE ROWLAND: Hello.

4 JACK DUCKWORTH: Are you guys -- because it's on the
5 agenda, will you answer questions?

6 PRESIDENT JOYCE ROWLAND: It's really not a question-
7 answer period. It's a period of time for you to make a
8 statement.

9 JACK DUCKWORTH: Okay. If I stayed afterwards, would
10 somebody answer questions?

11 PRESIDENT JOYCE ROWLAND: I'm sure CEO Moore could be
12 here to answer some questions.

13 JACK DUCKWORTH: Okay. Because I just -- and I heard
14 earlier in this awareness is one thing but action is another.
15 And I've already kind of made you aware of what an impact it
16 has upon me. I don't think I need to be a broken record up
17 here and give you the same stuff. But it does have a major
18 impact upon me, and I've been there 12 years. Never late on my
19 rent, et cetera, et cetera.

20 But it just seems confusing to me that Matt, if
21 he's got one foot out the door, why would he be able to make
22 decisions regarding the long-term tenants? And I don't know if
23 I have that correct or not, but when I retired, I was the CEO
24 of a prosthetic manufacturing company and I had like 150
25 employees. If I had a manager in a department with one foot

1 out the door, I wouldn't let that person make decisions about
2 anything. So I'm confused on that.

3 And, like you said earlier, you are aware of the
4 impact on these individuals, and as my friend said here, we
5 haven't really heard anything. You know, I'm wondering what
6 progress have you made? Have you discussed it? Have you --
7 you know, what's going on? You know. And I'm wondering if you
8 guys were aware that Matt and his company or whatever were
9 leaving; you know. When were you aware of that, and were you
10 aware the notice we got? I'm not sure of all those things.

11 Nevertheless, it just seems you got a very
12 bright group of people here. Very talented. And I would hope
13 that you would make a good decision.

14 And that's all I have to say. I don't want to,
15 you know, beat an old horse up here, speaking of horses.
16 Nevertheless, thank you for being aware. I'm anxious to see
17 some action. And I would like -- if someone is around after, I
18 would like to know the series of events and who's in charge.

19 PRESIDENT JOYCE ROWLAND: Thank you, Mr. Duckworth.

20 JACK DUCKWORTH: You're welcome.

21 PRESIDENT JOYCE ROWLAND: The last member of the
22 public signed up to speak here is Laura Demarco:

23 LAURA DEMARCO: Hi.

24 I would like to thank the three board members
25 who were able to make it to the opening of Horsepark, and it's

1 too bad the rest of you couldn't. But you do have another
2 opportunity. The Friends of Del Mar Horsepark is actually
3 hosting a function to raise awareness in the equestrian
4 community and also money to help continue to fund the
5 improvements at Horsepark. I'm going to be hosting it,
6 personally, at my home on September 29th. So you'll get an
7 invitation on that.

8 UNIDENTIFIED SPEAKER: (Indiscernible.)

9 LAURA DEMARCO: No, it's the 29th.

10 PRESIDENT JOYCE ROWLAND: It's at her house.

11 MS. MEAD: Sorry. Okay.

12 LAURA DEMARCO: At least, that's what I have on my
13 calendar. Have to call a caterer.

14 Anyway, the other thing I wanted to bring to
15 your attention is the Ebb and Flow, which Carla had described
16 at the last board meeting, is great for making sure that none
17 of the water is contaminated with materials that, you know,
18 could taint the lagoon. But, for that reason, I would ask you
19 and implore you not to park cars that drip oil, have gasoline,
20 or other accoutrements that come out of cars with tons of kids
21 piling out onto an arena that is specially for horses to train
22 on and to perform on. So for that reason, I would encourage
23 you to park the cars in one of the other 65 acres, and not park
24 it on the arena.

25 It's for the same reason that you don't have

1 parking on the racetrack. I mean, that surface is very
2 important. It has to be well-maintained for the safety of the
3 horses. And unless you have somebody go through and, you know,
4 take all the oil and all the drip pan stuff and everything,
5 there's no way that you can get it clear.

6 And more importantly, as a mother of five kids
7 and seeing all the stuff that comes out of my car when the kids
8 pile out, you don't have somebody going through with a metal
9 detector or anything else to find the plastic bits and pieces
10 from McDonald's Happy Meals. You know. You don't want that
11 lodged in a horse's hoof.

12 Thank you.

13 MS. O'LEARY: Ms. DeMarco, your time is up.

14 PRESIDENT JOYCE ROWLAND: Thank you.

15 Okay. We'll now move to General Business.

16 MS. MEAD: Joyce --

17 PRESIDENT JOYCE ROWLAND: Yes. I'm sorry.

18 MS. MEAD: May I ask a question as a follow up to the
19 comments?

20 PRESIDENT JOYCE ROWLAND: Sure.

21 MS. MEAD: Thank you.

22 PRESIDENT JOYCE ROWLAND: Microphone, again.

23 MS. MEAD: Hi. I, too, am very interested in the
24 comments that we heard today about a lack of communication with
25 regards to the RV Park. And I'm just wondering, this is --

1 we've all talked about this being impactful on our community's
2 life, but have we not communicated with this group about our
3 progress and what's going on?

4 PRESIDENT JOYCE ROWLAND: So I know there were a lot
5 of things that were said that were not inconsistent with what
6 we already know because of the prior meetings where we have had
7 that conversation, but I'll let Carlene speak to anything in
8 terms of communication that's happened since the last meeting.

9 MS. MEAD: That would be helpful.

10 PRESIDENT JOYCE ROWLAND: What I would say is that,
11 you know, Carlene made a note in the report that we would be
12 coming back and having that discussion in September because we
13 have a number of, you know, internal "i"s to dot and "t"s to
14 cross before we can come back and make a decision, but, you
15 know, absolutely, a decision is going to be made.

16 MS. MEAD: Yeah. I did hear the comments about
17 what's going to happen. I just am trying to reconcile what we
18 heard today with September.

19 PRESIDENT JOYCE ROWLAND: Right. And I thing --

20 MS. MEAD: It would just be very helpful for me to
21 understand --

22 PRESIDENT JOYCE ROWLAND: And we'll do that. But
23 what I would say is I think that probably anything short of a
24 definitive answer is probably not enough.

25 MS. MEAD: I just want to know, was there any

1 communication? Because today we were told there was none.

2 MS. MOORE: Yes. There has been. While not directly
3 from us, there has been from our -- the operator, who's
4 currently still operating that and plans to continue on with --
5 which is the Del Mar Golf Group.

6 If you recall, that's actually who -- that
7 contract actually had in it the operation and management of
8 Surf & Turf RV Park. And we have, each month during the
9 summer, requested that an email be sent out. All it says is we
10 are continuing to work on this. But we have not been silent
11 during these summer months. We don't have -- as I said
12 earlier, we do have some more information and things that have
13 come in recently.

14 We've not had something, nor have we had a board
15 meeting to be bringing that forward to -- at this time. That
16 we do need to -- because we do need to make sure in moving
17 forward that we do move forward knowing all of the facts and
18 information that we need to have, as we look at what the
19 options are around either putting that out to bid for a new
20 company to manage it for us or doing it ourselves. And that's
21 what we are currently working on.

22 MS. MEAD: So there were communications, not from us,
23 but from the current contractor --

24 MS. MOORE: Yes.

25 MS. MEAD: -- during -- from the time of June -- May

1 or whenever we last met until know?

2 MS. MOORE: Yes.

3 MS. MEAD: The second --

4 PRESIDENT JOYCE ROWLAND: I think they are holding
5 messages. I don't think there was a lot of --

6 [MULTIPLE SPEAKERS.]

7 PRESIDENT JOYCE ROWLAND: I just don't want to say
8 it's something grand and glorious. It was not.

9 MS. MEAD: Yeah. I heard that. I'm aware about
10 that.

11 I understand that there was communication;
12 probably not a lot of information within that communication.
13 But I'm also very interested in is there a committee that is
14 working on this, a member of the board that is working on going
15 forward with this? It sounds -- I may be misunderstanding.

16 It sounds like we're losing a contractor?
17 They're coming forward with a proposal, but is there a
18 committee that's looking at this? They going to bring it
19 forward or it's going to be a management proposal?

20 MS. MOORE: No. So -- which I had also indica- -- so
21 so far it has been staff, in terms of gathering the
22 information, doing the work and things like that. But we'll be
23 doing that through the Strategic Planning Committee, taking
24 this into consideration with, you know, so much else that we
25 also have going on with -- you know, whether that's future

1 planning and things like that and just how that -- whatever
2 operation --

3 MS. MEAD: Land use.

4 MS. MOORE: -- we land on -- right. How that land
5 use looks, going forward. And so, that's the committee that
6 will be first coming through -- coming to with that
7 information, the options, the recommendation from staff, and
8 then, from that conversation, bringing forward to the board in
9 September.

10 MS. MEAD: Okay. So between now and the September
11 meeting, Strategic Planning is going to be working with --

12 MS. MOORE: Yes.

13 MS. MEAD: Thank you. That's what I was hoping to
14 get to. Thanks.

15 PRESIDENT JOYCE ROWLAND: And I would say, it's very
16 common for the fairgrounds to have RV parks. That's not an
17 unusual thing. It's very common for them to be operated by the
18 fairgrounds. So there's lots to take into consideration in,
19 you know, making a decision about which way to go. But, you
20 know, everyone is committed, and they've had that kind of
21 direct expression from -- I know from me -- that we need a
22 decision and that September is the time we need to, you know,
23 make a decision because people are counting on it.

24 MS. MEAD: Thank you.

25 PRESIDENT JOYCE ROWLAND: Right.

1 Director Gelfand?

2 MR. GELFAND: I would add, there's the decision-
3 making process regarding the management of the RV park.
4 There's also the business and philosophical question of the
5 residential use of the RV park, which relates to the length of
6 stay -- you know, continuous stay -- under state law. And that
7 question is something I hope you will also be addressing and
8 bringing back to the board.

9 MS. MOORE: Yes.

10 PRESIDENT JOYCE ROWLAND: I think that, just for
11 further clarification for some folks here, it's never
12 continuous stay because we have the breaks for the fair, we
13 have the breaks for the racing, et cetera. But there are
14 people who do come back, obviously.

15 MR. GELFAND: Right. Year after year.

16 MS. MOORE: Uh-huh.

17 PRESIDENT JOYCE ROWLAND: Right.

18 MS. MOORE: And yes, really bringing that forward
19 because it's really, in essence, what's the business model for
20 that operation look- -- going forward, taking that into
21 consideration for it, if -- and, for example, if we are going
22 to operate it, as the 22nd District Agricultural Association,
23 that means we need to develop our rules and regulations and
24 things like that around the park. You know, any restrictions,
25 any requirements, things of that nature. So there's just a bit

1 of leg work for all of this.

2 PRESIDENT JOYCE ROWLAND: Right.

3 MR. GELFAND: And some of that -- some of those rules
4 that we would impose, if we were managing it, would have to be
5 imposed upon the management company.

6 MS. MOORE: Yes. Right.

7 MR. GELFAND: Okay.

8 MS. MOORE: Whereas, if it was an RFP, then there are
9 some things that they may, as the management company, be
10 looking to do. So -- but, yes, we are working through that.

11 PRESIDENT JOYCE ROWLAND: All right. Anything else
12 from the members?

13 Okay. Then, we'll move on to General Business.
14 And let's go through the items here, and then, we'll talk about
15 the contracts at the end.

16 MS. MOORE: Sure.

17 So in your packet, we do have for consideration
18 and vote today policies that were previously presented.
19 They're in your packet in both a redline format, then followed
20 by what it looks like clean, should all of those -- should the
21 recommendations be approved.

22 With that, I would like to point out that the
23 little bit of -- so these have gone through, you know, several
24 review stages. But, of course, there's always -- as you're
25 reading over something, there's a little bit of oh, we could

1 fine-tune this better.

2 So, specifically, if you would turn to page 146.
3 This is for policy 2.05, which is the reporting wrongdoing.
4 And just a suggestion here that.

5 So at the top of page 146, that we would insert
6 into the statement, which begins at the bottom of page 146, so
7 it reads: "The CEO shall, in his or her reasonable judgment,
8 inform the board chair and board vice-chair of any significant
9 allegations of wrongdoing or of allegations that" -- and insert
10 here -- "in his or her reasonable judgment, suggest a pattern
11 of wrongdoing or systemic issues." So just a recommendation to
12 actually -- to add that additional language into that policy.

13 Additionally, on -- turning to page -- it's
14 policy 3.09 -- so turning to page 157, and specifically page
15 158, where we talk about the annual work plan of the board, we
16 talk in here about doing this in the fourth quarter of the
17 calendar year --

18 PRESIDENT JOYCE ROWLAND: As opposed to at the start
19 of the year, and the fourth quarter; okay.

20 MS. MOORE: Yeah.

21 PRESIDENT JOYCE ROWLAND: It's a good change. Yes.

22 MS. MOORE: And this was -- as we were going through
23 this process -- you know, as I mentioned, right now, right? the
24 fair is over. We're in the process of, you know, going through
25 all the financials for that, the bills and things are coming

1 in, we're going to have that report and sort of close-out of
2 the 2023 fair in September. We already began -- well, as I
3 tell people, you really start planning the next fair while
4 you're in the middle of the first one, right? because you start
5 getting all the ideas of what you could do better; you know,
6 how this could be done, how we could make life easier, a better
7 experience.

8 But truly, we also start that from a staff
9 standpoint here in August and September. So we just -- this is
10 a really good time period where we're really ending one year of
11 our planning work to the next. And so, out of this discussion
12 has been -- and we'll look to this for the future to
13 potentially just -- even the election of officers to take place
14 in the future -- not this year. Joyce, you're not off the hook
15 just yet. But to take place in the future so that, you know,
16 in essence, we would close out, kind of, our year of planning,
17 our year of activity, in September, election of officers, so
18 that, in essence, October 1, which -- that's really where we're
19 really kicking off fair planning, where we're, you know, doing
20 budgets and capital expense planning and things like that for
21 the next year versus that change occurring in January, which
22 feels like you're about halfway into what somebody else may
23 have planned from a leadership standpoint.

24 So just really wanted to point out that
25 additional change on that page.

1 And then, on page 161 -- so we'd be looking for
2 recommendations with these changes I've noted. On page 161, in
3 this paragraph around purpose and the purpose of risk
4 management, is to change the word in that very first sentence
5 under "Purpose," the "controlling" to "mitigating," so it would
6 read "Risk management is the process of identifying, assessing,
7 and mitigating financial, legal, strategic, and security
8 threats to the organization's resources." Because as we all
9 know, you know, the very definition of risk is that it's not
10 controllable. And so, what we work to do is to mitigate it
11 versus controlling it.

12 So those are just some minor adjustments that we
13 would look to have if -- in any motion to potentially adopt
14 these policies.

15 PRESIDENT JOYCE ROWLAND: So before we open it up to
16 questions, I just want to go back over the process a little
17 bit.

18 At the front of the section, you see the table
19 of contents with the policies that have already been adopted.
20 And so, this is, you know, ongoing, where staff is bringing to
21 the Audit and Governance Committee -- that's Director Mead and
22 I -- you know, different proposals in the governance area. So
23 we reviewed the ones that came forward for consideration for a
24 second time and made the additional changes that Carlene spoke
25 to here. So that's why it's coming forward to you now. So

1 it's had our review and our additional review with these --
2 with the changes that were noted.

3 So with that, I'll just -- with that reminder,
4 I'll just open it up to --

5 MS. MOORE: Oh.

6 PRESIDENT JOYCE ROWLAND: Yes.

7 MR. CAPLAN: I would like to mention one small
8 proposed change to add on to, Carlene, what you just shared.
9 I'm seeing it as I'm sitting here, and our office has
10 reviewed --

11 PRESIDENT JOYCE ROWLAND: You have reviewed it, yes.
12 He has reviewed this, but --

13 MR. CAPLAN: Several times. But the one thing
14 that --

15 PRESIDENT JOYCE ROWLAND: But you saw something else.

16 MR. CAPLAN: -- it's unique to the makeup of the 22nd
17 DAA because of the two vice-chairs, and they switch in and out
18 so that we don't create a three-person committee. So on page
19 146 of the board packet, which is policy 2.05, page 4 of 4,
20 it's line 4 in the first full paragraph, which starts, "To the
21 Board, Vice-Chairs" --

22 MR. SCHENK: Josh, where is this?

23 MR. CAPLAN: Oh. It's on page 146 of the board
24 packet --

25 MR. SCHENK: Okay.

1 MR. CAPLAN: -- which is policy 2.0- --

2 PRESIDENT JOYCE ROWLAND: "Allegations Against Board
3 Members, a CEO, or a Direct Report."

4 MR. SCHENK: Thank you.

5 MR. CAPLAN: I would recommend making two small
6 changes. "... [T]o the Board Vice-Chairs"; I'd like to change
7 that to read "... to a Board Vice Chair."

8 That would be it. Apologies for not catching
9 that before this was presented for approval today, and
10 consideration, Carlene.

11 PRESIDENT JOYCE ROWLAND: Well, thank you for
12 catching that now.

13 MR. VALDEZ: Mr. Caplan, regarding the next sentence,
14 though, because it also has "vice chairs," in the plural, and a
15 member of the Audit and Governance Committee would -- I would
16 assume mean a member of the board from the Audit and Governance
17 Committee, no? And if that's the case, then I think you have
18 the same -- perhaps -- issue.

19 MR. CAPLAN: Director Valdez, the sentence that
20 starts, "If the allegation involves a Board Vice Chair"?

21 MR. VALDEZ: No. "If the allegation involves the
22 Board Chair, the report shall be referred directly to the Board
23 Vice Chairs and a member of the Audit and Governance
24 Committee." And I'm assuming that the member of the Audit and
25 Governance Committee would be a member of the board as well.

1 So, therefore, if you have plural on vice chairs, don't you
2 have the same issue?

3 MR. CAPLAN: Well, that's why I made that suggested
4 change so that that sentence would now allow for that two-
5 person committee to include a board vice chair and a member of
6 the Audit and Governance Committee. So that would create a
7 two-person --

8 MR. VALDEZ: Oh, it's that sentence. Sorry. Got it.

9 PRESIDENT JOYCE ROWLAND: Yes. It's "a," and take
10 the "s" off.

11 MR. VALDEZ: Got it. Thank you. I misunderstood
12 what sentence. Thanks.

13 PRESIDENT JOYCE ROWLAND: So just so we're clear,
14 again, it's the sentence that starts, "If the allegation
15 involves the Board Chair, the report shall be referred directly
16 to a Board Vice Chair and a member of the Audit and Governance
17 Committee."

18 MS. MEAD: Yes.

19 PRESIDENT JOYCE ROWLAND: Okay?

20 MR. CAPLAN: Yes.

21 PRESIDENT JOYCE ROWLAND: Okay. All right.

22 So with that, anything else from the board
23 before we go to public comment?

24 MS. MEAD: I was going to just move approval, but
25 we're not at the end of it.

1 PRESIDENT JOYCE ROWLAND: No, we have one member of
2 the public signed up to comment.

3 MS. MEAD: Thank you.

4 PRESIDENT JOYCE ROWLAND: Okay. Nothing else from
5 the board, so we have one member of the public signed up to
6 comment. Because we've divided this up into 5A, B, et cetera,
7 so this is General Business, Comprehensive Policies Development
8 and Review, and Martha Sullivan from the public is signed up to
9 speak on this.

10 MARTHA SULLIVAN: Yes, hello, again.

11 I wanted to point out on page -- I think it is
12 145, the footer says page 3 of 4 of the -- I believe it's the
13 reporting wrongdoing section. I think it's important that the
14 state auditor's authorized to accept complaints from state
15 employees and members of the public who wish to report on
16 improper governmental activity. This is the only place where
17 members of the public are even mentioned as having a right to
18 complain. And I think that needs to be highlighted.

19 I mean, this is a governance policy, and while,
20 certainly, employees are the most immediate factor, members of
21 the public need to be clear to everybody what our rights are,
22 as well, and what tools are available to us. So I suggest that
23 this be highlighted much more, not just buried in a paragraph
24 in the middle of this procedure.

25 And I also recommend that the folks who are very

1 concerned about Surf & Turf RV Park look into this, into filing
2 something with the state Auditor.

3 I want to make a similar point about the risk
4 management section. Lessees and vendors need to be, you know,
5 kind of called out in this, as well, because they are incurring
6 risk on behalf of the 22nd DAA, and by extension, the State of
7 California.

8 PRESIDENT JOYCE ROWLAND: I'm sorry. Where are you
9 ref- -- I'm sorry. You're referencing the second procedure --

10 MARTHA SULLIVAN: That is risk management, which is
11 not too far -- much further along. It might be -- hold on a
12 second.

13 MS. MOORE: Risk management starts on page 161.

14 MARTHA SULLIVAN: Okay. I made some quick notes and
15 my pen was running out of ink and I didn't write down -- I'll
16 see if I can find the specific location, but under the risk
17 management -- I'm scrolling there now -- I think that it's
18 under the responsibilities -- goals and responsibilities.
19 There's something about the responsibilities of the board, I
20 think.

21 PRESIDENT JOYCE ROWLAND: "It is the purpose of this
22 policy to outline the responsibilities of the 22nd DAA board
23 and employees in relationship to organizational risk
24 management."

25 MS. MEAD: On page 164.

1 MARTHA SULLIVAN: I'm trying to find a specific
2 thing, but, yes, and my point just simply being that you need
3 to specify that your lessees and vendors have responsibilities
4 under this policy, as well. Or how do they fit; because
5 they're, you know, they're basically carrying out this policy
6 for you. You can't guarantee a -- an inclusive, accessible and
7 safe place for all visitors to your property unless your
8 lessees and vendors are brought in under this policy.

9 PRESIDENT JOYCE ROWLAND: Thank you. Thank you for
10 your comments.

11 So I would say this. This is a policy, you
12 know, that covers the board and their responsibilities and
13 employees and their responsibilities. And derivative of that
14 is, you know, what we direct through our procedures, our
15 lessees or contractors or others. And that's how that would
16 flow. So that one, I think we're actually covered on.

17 And I don't know, in terms of highlighting
18 members of the public, I don't know.

19 Josh Caplan, do you have any thoughts on that,
20 in terms of bolding or --

21 MR. CAPLAN: The language is in the policy, and I was
22 unclear from Ms. Sullivan's comment if she wants the District
23 to advertise or promote this piece -- you know, the rights of
24 members of the public. But the state Auditor's Office, they
25 spend a lot of time, effort and money encouraging members of

1 the public to report things on various state activities. And
2 so, I'm not sure what else the District board could do on that
3 front.

4 PRESIDENT JOYCE ROWLAND: Well, I think that if it
5 were something like put it in bold, I don't know; that seems
6 odd to me from a policy perspective, but that's the only thing
7 I can think of, is that you could actually bold it, since there
8 aren't many places where the public is noticed in the policy.

9 So, you know, let's do that.

10 MR. SCHENK: I don't think that's proper process to
11 highlight certain --

12 PRESIDENT JOYCE ROWLAND: That's why I was asking --

13 MR. SCHENK: Right. Well, you asked him, but I would
14 hope that you would invite us to point that out as well.

15 PRESIDENT JOYCE ROWLAND: Of course.

16 MR. SCHENK: I just don't think that it's appropriate
17 or necessary, perhaps, to subjectively highlight language,
18 because each of us sitting here at this table and everybody in
19 this room might choose different language that we would wish to
20 highlight, and then you're going to have a Christmas tree.

21 PRESIDENT JOYCE ROWLAND: Yes, Director Gelfand.

22 MR. GELFAND: Yeah. I think the issue is -- it goes
23 to the beginning of this section and the purpose. And this
24 policy is for employees and board members. It's not a policy
25 relating to the general public. If it was, then, you know, it

1 could be handled differently. Even though it's directed toward
2 employees and board members, this section that talks about
3 where to file a complaint could say that this is also available
4 to the general public. It wouldn't have to be bolded. But,
5 again, I don't know that that's necessary.

6 MS. MOORE: This is actually language from the State
7 Auditor's website, in terms of making this another avenue that
8 is available.

9 But again, to your point, this is a policy
10 intended for -- well, it mentions that's what their website
11 does -- but intended for the organization, in terms of
12 employees and board members.

13 PRESIDENT JOYCE ROWLAND: So I think maybe a way to
14 handle this is instead of creating the Christmas tree that
15 Director Schenk is afraid of -- concerned about, not afraid
16 of -- not afraid --

17 MR. SCHENK: Not afraid.

18 PRESIDENT JOYCE ROWLAND: -- bad choice of words --
19 that maybe look to some way, whether it's on the website or in
20 some other headline, that people need a reporting avenue.
21 We're going to have our ethics helpline or hotline set up. And
22 now, we're going through the contracting policy to finalize
23 that. And I think that's something that probably would be
24 noticed on the website for employees or others to take
25 advantage of. And maybe we can put something there that would

1 make it prominent and not just in a procedural section of the
2 policy. So that would be my suggestion, instead of just
3 highlighting or creating another section, et cetera, find
4 another way to achieve it better, in another fashion.

5 MR. RIVERA: We have a member of the public with
6 their hand up. It's Martha Sullivan. I don't know if you want
7 to call on her. She has her hand up in the Zoom room.

8 PRESIDENT JOYCE ROWLAND: She's already spoken on
9 this issue --

10 MR. RIVERA: Okay.

11 PRESIDENT JOYCE ROWLAND: -- so I think we should
12 move on. But we will find a way to address the concern.

13 Okay. So with that, if there are no more
14 comments from the members of the board --

15 MS. MOORE: And then, if I -- I would just touch on,
16 we did not have, at the time of the board packet, any new draft
17 policies to bring forward. But that is something that, again,
18 we're continue -- staff and -- is continuing to work on, have
19 reviewed through the committee, and that process before
20 bringing forward those drafts.

21 So things that are coming up is a range of
22 things because, speaking of risk management, and it's things --
23 you know, we'll be looking at our personnel policies, our
24 contracts and procurement, records retention, just a number of
25 things that are actually in the works right now. So that work

1 has continued. We just haven't had anything at this point to
2 bring forward.

3 PRESIDENT JOYCE ROWLAND: Okay. Thank you for that.

4 And so, if there's nothing else, I need a motion
5 and a second for these policies that are ready.

6 MR. GELFAND: I'll move.

7 PRESIDENT JOYCE ROWLAND: Director Gelfand.

8 MS. MEAD: Second.

9 PRESIDENT JOYCE ROWLAND: Director Mead.

10 MR. SCHENK: Does the motion need to include the
11 changes that Carlene made on the record?

12 PRESIDENT JOYCE ROWLAND: Yes. I think that was our
13 intent. That, yes, includes the changes that are --

14 MS. MEAD: Presented.

15 PRESIDENT JOYCE ROWLAND: -- included in the
16 documents, and the changes that were made verbally by CEO
17 Carlene Moore. And one additional change by Josh Caplan, our
18 attorney.

19 So with that...

20 MS. MEAD: With that motion amendment, second.

21 PRESIDENT JOYCE ROWLAND: So with that, we need our
22 roll call, please.

23 MR. SCHENK: Are we going to have brief discussion
24 just before you vote? It would be appropriate. I just want to
25 make this one comment.

1 While we don't always agree on all of the
2 recommendations and input given by the public, we absolutely
3 listen to the input and recommendations made. And I know in a
4 two- or three-minute time frame, it is frustrating for the
5 public to try to get everything said and organized; and whether
6 in person here or over the phone, there have been times where
7 we have made changes.

8 I know, in Fair Ops, when Ms. Sullivan has made
9 recommendations, I listen to what she has to say. And I just
10 want to say I appreciate, you know, the goodwill, you know,
11 that these people generate coming to the meetings,
12 participating in the meetings. We don't always adopt it, but
13 we absolutely consider those things. And as we vote today,
14 those are things that I want to think about as I'm exercising
15 the vote.

16 PRESIDENT JOYCE ROWLAND: Thank you, Director Schenk.
17 Nicely said.

18 May we have roll call, please.

19 MS. O'LEARY: President Rowland.

20 PRESIDENT JOYCE ROWLAND: Aye.

21 MS. O'LEARY: Vice President Schenk.

22 MR. SCHENK: Aye.

23 MS. O'LEARY: Vice President Valdez.

24 MR. VALDEZ: Aye.

25 MS. O'LEARY: Director Barkett.

1 MS. BARKETT: Aye.

2 MS. O'LEARY: Director Gelfand.

3 MR. GELFAND: Aye.

4 MS. O'LEARY: Director Mead.

5 MS. MEAD: Aye.

6 MS. O'LEARY: Director Mosier.

7 MR. MOSIER: Aye.

8 MS. O'LEARY: And Director Nejabat.

9 MR. NEJABAT: Aye.

10 PRESIDENT JOYCE ROWLAND: Thank you.

11 And so our next General Business item is the
12 Finance Committee Report.

13 Director Gelfand.

14 MR. GELFAND: Yeah. I'll turn it over to Carlene.

15 MS. MOORE: In your packet, you have the summary in
16 terms of -- which is pages 165 through 167 -- and then, the
17 financial reports follow that.

18 So rather than just reiterating what is in your
19 packet in terms of that memo and summary, there is something
20 that I just -- to point out. So if you will turn to page 168,
21 and that is -- so the balance sheet, this was not part of our
22 narrative.

23 But looking at Column 2023 of the balance sheet,
24 again, on page 168, I just want to point out that in comparison
25 to 2022, as you can see, our cash position still remains strong

1 for us. This is for the month of May, you know, as we are
2 headed -- heading into the fair. And while 2022 was a return
3 of the San Diego County Fair, 2023 really felt like it for us,
4 even from a staffing perspective, because we actually had that
5 full year of planning going into it. In 2022, while a full
6 fair, was still a shortened runway for us.

7 And so, with that, I just wanted to point out a
8 few things. And so, while that remains strong, the accounts
9 receivable is actually much higher year over year, and in part
10 because of how we account for the contracts and things as, you
11 know, preparing to go into the fair. So all those things
12 coming in, it strengthens that cash position even further.

13 And then, down under the liabilities section, as
14 you'll see that year over year comparison, overall, those total
15 liabilities are less than. And they're less in significant
16 areas, including accounts payable. They're up in deferred
17 revenue because -- and this really shows as an indicator of,
18 you know, really being fully back with that full year of the
19 fair because that's where the deposits that are coming in for
20 the fair go into their deferred. We have not earned them yet
21 for the fair.

22 But just I have a significant increase from the
23 previous year with just the money that's coming in for all of
24 the activities. This is ticket sales, commercial booths, you
25 know, concessionaires and their deposits and things, as well.

1 So just really wanted point out that position to
2 the board, and one line, the accrued employee leave liability,
3 as well, this remains low. In part, that's because of
4 vacancies that we have. We're not a hundred percent of
5 staffing, but we do continue to manage this on a monthly basis
6 to keep those -- the thresholds of leave liabilities at the --
7 at or below the CalHR thresholds that are stipulated by them.
8 So these are things that we are looking at monitoring and
9 watching for each month with regard to our financials.

10 So again, information here in the packet, but
11 also -- just -- so wanted to share with you. And I am going to
12 walk through the Statement of Operations, the 2021 Statement of
13 Operations that's enclosed. So a high level of that.

14 If you recall, we were undergoing a special
15 audit at our request. This had to do with the Premier kind of
16 late reporting or their realization that they may have
17 underbilled us for tips. And this goes back to 2021. And so,
18 that special audit was recently completed, which allowed for
19 us -- provided for us to then be able to make any adjustments
20 that were necessary.

21 There wasn't anything of significance in terms
22 of that special audit findings. And we had previously paid --
23 it was about 1.1 -- I think -- million -- yeah -- in terms of
24 those tips when Premier realized it, just about the time we
25 would have been submitting our 2021 Statement of Operations in

1 2022.

2 But that was significant enough we needed to
3 take a pause on it. And we did seek, and got, permission from
4 CDFA in terms of the delay in submitting.

5 So last -- earlier this year, we made a good-
6 faith payment because that special audit was taking so long.
7 We made a good-faith payment of about a half a million dollars
8 to Premier. And we recently processed the final payment to
9 them, which was \$680,392.04. So we are now -- that kind of
10 project is behind us now and is done. So that allowed for --
11 and that's why you now have the 2021 Statement of Operations
12 before you, which has been submitted.

13 So if you'll recall, this is the kind of
14 annual -- financial annual report that we have to submit, that
15 all fairgrounds have to submit, to the Department of Food and
16 Agriculture. So no comment on maybe some of the goofiness of
17 how you might be reading the reporting or seeing things like
18 this. You know, we take our financials and those plug in. So
19 I'm just going to -- just briefly the high-level walk through
20 the pages of it for your further understanding.

21 So on page 170, this really -- it's the summary
22 of the additional pages. And you can see how, you know, in the
23 center columns here, information and where it carries over from
24 or it carries to. Some calculations occur on page 1. Some
25 calculations occur on the following pages that then pull

1 forward to it. So if it's from a page, obviously, that's where
2 it came from. If it's from a schedule, that's the "SCH" and
3 where it drives to.

4 So -- and I do -- this is in the report that --
5 or in the summary report on those earlier pages, but the one
6 line in -- well, it seems -- doesn't seem very long ago, at the
7 same time it was; so just a refresher in terms of 2021. But
8 about three-quarters of the way down on page 170, the increase,
9 or if it was in parentheses, what would have been a decrease in
10 net resources during the year. This is not -- again, this is a
11 financial statement. This is not a cash statement. This isn't
12 a bank statement.

13 This is, in essence, the recording of or the
14 change in the recording of funding that had been received. And
15 I just think it's really important to point out in terms of
16 this, had we not received the various grant support that we did
17 during 2020 and 2021, we would not be looking at a positive
18 number here. And so, in essence, that money is what kept us
19 afloat. So this is not -- again, it's not cash, it's not
20 expenses, but this is change -- this is just recognizing; so
21 revenue that we got to recognize in 2021 but we had actually
22 received in 2020.

23 So the expenses are in 2020. You would really
24 have to go back and look at that to know how that portion
25 zeroed out, as well as the shuttered operator grant, which we

1 got in the latter half of 2021, so received those funds, and in
2 that case, you do recognize it as a grant at the start but
3 expenses for that coming in after receiving the grant,
4 including into 2022. So I just -- so there's not a
5 misunderstanding of like, oh, we made, you know, \$6 million
6 that year. It's really just how that -- how the recording of
7 the activity over two years took place.

8 And so then, going to the next page, so page 171
9 of your packet at -- up at the top, in the header of these
10 documents is where it references. So for example, here it says
11 page 2. You'll see on subsequent ones, Schedule 1, Schedule 7,
12 et cetera. This is the detailed summary of then, again, what's
13 flowing to page 1 or from page 1, what may be flowing down here
14 towards the bottom to this particular page. But you can see,
15 kind of, how that breakdown of activity takes place.

16 This reporting is why we report our -- make our
17 financial reports and present them in the way that we do and
18 where we can drill down into how is The Sound doing versus the
19 fair because, for example, parking in here -- though not in
20 2021 but in 2023 -- parking, for example, is not just fair time
21 parking. It's event parking. It's going to include The Sound
22 in the future, this of that -- so it doesn't drill into that
23 level of detail the way our review does.

24 Moving on to the next page, this -- the
25 Statement of Operations format, the Schedule 1 is, in essence,

1 their balance sheet, so our balance sheet numbers broken up in
2 a different way. Schedule 4 is typically fair statistics, but
3 we didn't have a fair in 2021; hence, this information is
4 blank. Schedule 6, which is multiple pages, this is the
5 breakdown of the Civil Service -- we have to provide the Civil
6 Service positions, the salary for the year, along with the
7 compensated leave liability as of the end of that calendar
8 year.

9 It's -- we don't have this many employees. What
10 you have is the change and difference when, for example --
11 especially, the -- where you see six months and then six
12 months -- general salary increases. Typically, those take
13 place -- those occur the start of the State's fiscal year,
14 which is July. As of yet in 2023, nothing has been announced
15 so far.

16 Then, moving on to page 178, this is Schedule 7,
17 or in essence, our property, plant, and equipment. So this is
18 our -- the fixed assets of the District. This does -- keep in
19 mind that the way that bookkeeping has been done previously,
20 there are also fixed assets recorded under the Race Track
21 Authority's financials, and that's something we're going to be
22 talking with the Race Track Authority about next Monday.

23 And then, on page 179 of your packet --

24 PRESIDENT JOYCE ROWLAND: I'm sorry. Could you --
25 I'm sorry, they're recorded on both?

1 MS. MOORE: No. They are not recorded on both.
2 They're recorded separately.

3 PRESIDENT JOYCE ROWLAND: Okay. That's what I
4 thought. I wanted to make sure that we were clear on that.

5 MS. MOORE: Right. It just doesn't -- for -- so in
6 essence, it appears that anything that bond money was used for
7 has been recorded on a different -- on the RTA -- as an RTA
8 asset, as compared to the RTA just being --

9 PRESIDENT JOYCE ROWLAND: Oversight.

10 MS. MOORE: Oversight of selling -- you know, in
11 essence, selling the bonds. So that's something we'll be
12 exploring.

13 Page 179 is the employer's share -- the
14 employer's share -- of contribution towards our pension plan;
15 so toward the CalPERS plan.

16 Page 180 is the JLA schedule. So this is the
17 Junior Livestock Auction schedule. We have to account for
18 those monies separately. So that information is provided here.

19 And then, page 181, the final page, is the FLSA.
20 So the schedules, they are not -- there's 1, 4, 6, 7 and 9
21 because over time, as things have changed with regard to this
22 report, CDFA -- other schedules are not -- no longer included
23 as part of the Statement of Operations.

24 And then, there's the JLA schedule and there's
25 the FLSA, which is the Federal Labor Standard Act. This is the

1 calculation based on gross revenues not including State money
2 for claiming recreational exemptions. So it's calculated each
3 year to determine whether or not the District Agricultural
4 Association, that we get to continue with the exemption for
5 overtime.

6 So just to remind this board that prior to
7 2020 -- because typically -- so it had to do with peaks and
8 valleys of, you know, just the financials of the business that
9 we're in, very recreational; right? Our peaks are in the
10 summer months, our valleys in the winter months. And as long
11 as that difference remained as such, we have historically been
12 exempt from paying overtime to temporary employees. They fall
13 into the recreational worker category.

14 But since adopting the workplace policies in
15 2020, in order to have received those AB 1499 New Fair Funds,
16 if you'll recall, we had to waive this exemption. So though we
17 could still qualify, we haven't been.

18 In 2021, that cost -- we didn't put on a fair,
19 we didn't have regular activity and things like that. That
20 cost to us, it was about \$84,000. In 2022, the overtime costs
21 for temporary employees was \$837,000, which is about the amount
22 of money that we received in 2020.

23 As I mentioned earlier with regard to those
24 funds, CDFA and F&E are working on a policy for further
25 distribution. There has not been a distribution of those funds

1 since. And the --

2 PRESIDENT JOYCE ROWLAND: I'm sorry. 2020 was the
3 last time --

4 MS. MOORE: There was a distribution.

5 PRESIDENT JOYCE ROWLAND: -- there was a distribution
6 because they've been working on the policy.

7 MS. MORRE: Yes.

8 PRESIDENT JOYCE ROWLAND: So -- but in 2021, the
9 implication for us was \$84,000. Because we didn't have a fair,
10 we didn't --

11 MS. MOORE: Uh-huh.

12 PRESIDENT JOYCE ROWLAND: But in 2022, which is
13 probably more like 2019 or 2020 or -- no, I'm sorry. 2019 was
14 837,000.

15 MS. MOORE: Yes.

16 PRESIDENT JOYCE ROWLAND: So that's the cost of
17 adopting that?

18 MS. MOORE: Yes. On an annual -- frankly, on an
19 annual basis, we don't -- so next month, when we're presenting
20 on the fair, we'll have information for you in terms of 2023.

21 It was also -- keep in mind, this was also a
22 change for our staff because in 2019 and years prior, we had
23 the recreational exemption. And so, there wasn't the need to
24 manage and really oversee that schedule. If an employee worked
25 nine hours, we were still paying straight time.

1 Starting in 2021, employees working nine hours,
2 there was that hour of overtime. So there's been an adjustment
3 for us, as well. And so, we worked very diligently for 2023 on
4 that. So -- but we'll have that information at next month's
5 meeting. But just understanding, there is a direct cost to
6 having those policies. And as of right now, we haven't
7 received anything further with regard to distribution because
8 it's being worked on.

9 MS. BARKETT: Carlene, on page 181, you talk about
10 the summer months. So we noticed that June -- and this is in
11 2021 --

12 UNIDENTIFIED SPEAKER: I can't hear you. I'm sorry.

13 MS. BARKETT: Sorry. I apologize. Thank you.

14 So I just want to refer to page 181, when you
15 talk about summer months versus the winter. So let's take
16 June, July, August, September, October and November, which are
17 all very high. I'm trying to remember, did we have a Breeder's
18 Cup then, in that --

19 MS. MOORE: We did.

20 MS. BARKETT: Okay.

21 MS. MOORE: We did, and we have horseracing in those
22 months.

23 MS. BARKETT: Right.

24 MS. MOORE: We had our Home*Grown*Fun event; while,
25 not large, that was, if you recall, about \$4 million of

1 revenue.

2 MS. BARKETT: Right.

3 MS. MOORE: So we did have Breeder's Cup in 2021.

4 MS. BARKETT: Right. Because that November is
5 exceptional.

6 MS. MOORE: Yes.

7 MS. BARKETT: Because our fall meet isn't that strong
8 in November, normally.

9 MS. MOORE: No, not typically.

10 MS. BARKETT: Right. Right.

11 Okay. Perfect. Thank you.

12 PRESIDENT JOYCE ROWLAND: So just -- I just want
13 to -- I'm sorry. I just want to think this through. So
14 they're coming up with an approach to distributing funds, and
15 hopefully, it's going to cover our costs? Is that a good
16 assumption, or what's the --

17 MS. MOORE: Yeah. I mean, that's really --

18 PRESIDENT JOYCE ROWLAND: I mean, we have -- we're
19 incurring real costs.

20 MS. MOORE: Right. So --

21 PRESIDENT JOYCE ROWLAND: And what percentage of the
22 funds that are collected come from our revenues?

23 MS. MOORE: That we don't know.

24 PRESIDENT JOYCE ROWLAND: I mean, is it a
25 calculation --

1 MS. MOORE: We don't know, specifically. Don't even
2 know, specifically, from what vendors, and things like that are
3 reporting because there are privacy laws on that information.

4 PRESIDENT JOYCE ROWLAND: And we can't force the --

5 MS. MOORE: Right. One of the collaborative
6 exchanges that we had, actually, a representative from the Tax
7 and Fee Administration came and spoke specifically about this
8 and what they're looking at.

9 PRESIDENT JOYCE ROWLAND: So we encourage them to do
10 it. We tell them how to do it, but we can't --

11 MS. MOORE: A lot of training tools came out this
12 year. We've been a big part of pushing that with our vendors,
13 you know, for the fair, working to also -- but even when
14 there's the, you know, the RV show that takes place or the home
15 and garden show, ideally, that we get every vendor that
16 operates, whether directly, contracting with us as the District
17 Agricultural Association, or contracting with our promoters,
18 reporting. There's no additional taxes to them on this. It's
19 just -- it's a reporting line when they report their taxes.

20 PRESIDENT JOYCE ROWLAND: And it's a mandatory
21 reporting line.

22 MS. MOORE: Huh?

23 PRESIDENT JOYCE ROWLAND: It's a mandatory reporting
24 line?

25 MS. MOORE: No.

1 PRESIDENT JOYCE ROWLAND: It's not a mandatory? Oh,
2 okay. It's voluntary? Everyone reports everything, right?

3 MS. MOORE: Well, that's part of where some of the --
4 there have been some adjustments to the funds as they have
5 realized that -- you know, for example, a company that --
6 because they have been auditing anybody reporting over a
7 million dollars in sales, and companies who had erroneously
8 reported sales that are clearly not on fairgrounds, such as one
9 example was basically like, you know, somebody who builds
10 airplanes, a major company, potentially. But might --

11 [MULTIPLE SPEAKERS.]

12 MS. MOORE: Not ours. Not in the hanger, as it's
13 known at the 32nd DAA.

14 PRESIDENT JOYCE ROWLAND: Right.

15 MS. MOORE: But anyhow, that's part of it. So the
16 first go-around in 2020, the process of that allocation,
17 they -- F&E, they followed the previously kind of allocation
18 formula that is used for the fair network. And what that
19 resulted in the first time around was, if you'll recall, we
20 received \$132,500. But in May of 2020, that was, at that time,
21 very valuable for where we were as an organization,
22 financially, as well.

23 Then in -- and the smaller -- so in the past,
24 the allo- -- or historically, the allocations have been the
25 smaller the class size of fair -- so in essence the smaller

1 their operation that they are, the more funding that they
2 have -- that they receive. Many of these are in rural
3 communities, communities where there just isn't enough
4 business, really, to generate and support this community asset.
5 So in that, the -- so we're a Class 7 fair. The large -- we're
6 in the largest of the large category of fairs -- receive a
7 smaller portion and share.

8 In what -- over the course of 2020, what F&E and
9 the Department of Food and Agriculture came to realize is the
10 volume of the operations that we have as these larger entities,
11 and so a percentage, and so in essence, the second go-around,
12 which was late 2020, in essence, was almost like an
13 inversion -- I think that's the easiest way to describe it --
14 where the larger fairs received a larger amount, and it was
15 smaller amounts to those fairs. So we've seen a -- have seen
16 it both way. And what we're currently working to do is to --
17 or, I shouldn't say "we," but I'm on that committee so -- but
18 what Fairs and Expositions and Department of Food and
19 Agriculture is working to do is to come up with a policy
20 recommendation that really satis- -- and that's why I was
21 referring to -- satisfies so much of that.

22 You know, it helps to ensure the integrity of
23 this network because it takes the network for many of the
24 vendors that even we rely on because of what it means to them
25 and to support that so that there's -- and whether that's

1 through AB 1499 or there are other pots of funds as well; but
2 ultimately, with it all, when you look at all comprehensively,
3 you have that baseline support that remains for those smaller
4 operations, and yet the larger operations are encouraged
5 because of what we're receiving because it's at least, you
6 know, covering our costs and things like that for this to
7 really continue to advocate for and educate, again, those
8 vendors and our promoters and things so that we see that pot of
9 funds grow while we also always work on trying to achieve --
10 you know, find other funding sources.

11 PRESIDENT JOYCE ROWLAND: So I know we had some board
12 members who want to speak to this, but hang on for a second.

13 Would you open up a 5C in this section for
14 public comment. This is on the contracts. We're going to do
15 that next. I just want make sure we have that ready to go in
16 case anybody wants to sign up to speak on the contracts.

17 Director Mead.

18 MS. MEAD: Thank you. I have three, whether comment
19 or question. I'll go in reverse order.

20 The first, Carlene, is I really appreciate the
21 fact that you talked about having to retrain for management
22 practice. You knew I was probably going to ask about that --
23 is how are we going to control that? I think this is
24 excellent. I think it creates better employee satisfaction if
25 we're paying them for overtime, but it is something we have to

1 manage because it's -- this is a lot of work if it ends up just
2 being a wash. So that's first comment.

3 Second question was: Do you -- if we find that
4 this just becomes a wash, does this end up being something we
5 can opt out of or once we opted in are we always in?

6 MS. MOORE: So we would need to bring that policy
7 before the -- back before the board, and the board would vote
8 to not continue with that policy.

9 MS. MEAD: Okay.

10 MS. MOORE: So it -- I guess, in that regard, yes, it
11 is an option that could be for consideration in the future.

12 MS. MEAD: And we would want to have a couple years
13 under our belt to study it, but it's very helpful to know.

14 And then, I want to go all the way back to your
15 comment about the \$1.1 million that there was an error in terms
16 of reporting. And I'm glad it's -- did I make a mistake?

17 MS. MOORE: Oh, you're talking about Premier. This
18 is the Premier funds.

19 PRESIDENT JOYCE ROWLAND: I'm trying to think, what
20 did we --

21 MS. MEAD: For Premiere, right.

22 PRESIDENT JOYCE ROWLAND: They failed to bill us for,
23 according --

24 MS. MEAD: Yes. And I'm really appreciative of the
25 fact that that has been resolved and it was taken care of in

1 two lump payments; but, what did we learn? How are we going to
2 ensure that a situation like that doesn't happen again? What's
3 our mitigation plan?

4 MS. MOORE: And so, with -- through that process and
5 with the auditors, part of what we also had them do was work on
6 the procedure and reporting and, really, the accounting for
7 Premier's funds from -- how it might have been handled before
8 to how it really should be.

9 For example, Premier takes deposits sometimes
10 for various catering events and things like that. That really
11 should not be captured as a current month revenue if it's a
12 deposit for future months. And for us, that, previously, has
13 all just been under the F&B, you know, revenue -- contract
14 revenue line. So we have some procedures that were established
15 with the assistance of the auditors that we'll now be using
16 with that. And -- well, then there's also just the -- now that
17 there is awareness of it, how the reports and ensuring -- and
18 Premier has also learned, as well, how they are supposed to
19 account for that. And what it was is they forgot to bill us
20 for it.

21 MS. MEAD: So they identified it but forgot the
22 billing.

23 Then, one last question. Are there any
24 provisions in our contracts that would allow for them -- for
25 any of our vendors that might bill us -- to have a period of

1 time they have to do that within? And then, if they don't,
2 then we're held harmless?

3 MS. MOORE: There isn't anything that exists in terms
4 of that. I don't know if that's something we can explore. I
5 know we receive bills sometimes for 2018, still, from state
6 agencies so...

7 MS. MEAD: I would ask Josh to take that up with
8 legal, just to see if we could look at a provision.

9 MS. MOORE: Uh-huh. We can.

10 MS. BARKETT: A grace period.

11 PRESIDENT JOYCE ROWLAND: Interesting.

12 Director Gelfand?

13 MS. GELFAND: I just want to say this -- the
14 conversion to the policy of paying overtime, as opposed to
15 having the flexibility, really is going to put a lot of the
16 burden on staff. And while the fact that there's overtime
17 might actually bring in more potential employees in times where
18 it's hard to find employees, it's really going to be tough. So
19 I'm thanking you in advance, staff, for the extra work that
20 this might generate, but I understand how we got here.

21 MS. MOORE: And it could be -- you know, in terms of
22 looking ahead, conversation around it, and things like that,
23 because we also have some employees -- because for us, we need
24 to manage it, right? from a business perspective. But for some
25 of those employees, they actually enjoyed getting just that

1 little bit of extra, even at the straight-time pay, of really,
2 it's a 10-hour shift and I can just cover.

3 So there's tradeoff both ways, and it's just,
4 again, something for further discussion; but I think we need
5 more information because, for example, right now what I can't
6 answer for you is how much money are we receiving from those
7 funds? You know, what is the offset to it? It may very much
8 be a worthwhile tradeoff to continue.

9 PRESIDENT JOYCE ROWLAND: Right.

10 Anything else from the members of the public or
11 from -- Carlene, any additional commentary?

12 MS. MOORE: That concludes the report.

13 PRESIDENT JOYCE ROWLAND: Okay. So we have one
14 member of the public who signed up to speak on 5B, General
15 Business, Finance Committee Report, and that's Martha Sullivan.

16 MARTHA SULLIVAN: Thank you. I'll pass.

17 PRESIDENT JOYCE ROWLAND: Okay. So the next item of
18 business is the -- are the two contracts that we moved off of
19 Consent. The first is the Wagner Consulting, and the second is
20 the Mercy Transportation/Ambulance Service.

21 MS. MOORE: So on Wagner Consulting Group -- and
22 apologies but -- for the question marks on the cover sheet of
23 it. I think this is one of those where it was a placeholder,
24 and we just missed going back to it. But there is no increase
25 to the contract value. So on page 21 of your packet is the

1 Wagner Consulting -- the cover sheet of that amendment, and as
2 you can see under Item 4, the purpose of this amendment was
3 specifically just to revise the payment schedule, Exhibit B,
4 which is attached. But it did not change any of the financial
5 terms. It did not increase nor decrease the cost. So hence,
6 the question marks versus just -- so the contract value remains
7 the same as Item 3, the \$166,000.

8 PRESIDENT JOYCE ROWLAND: Right. Should have been
9 zeros, as opposed to question marks.

10 MS. MOORE: Yes. Yes.

11 PRESIDENT JOYCE ROWLAND: Thank you for that
12 clarification.

13 And the second item is any commentary on the
14 ambulance contract?

15 MS. MOORE: The only commentary that I could offer is
16 that starting with the fair in 2022 is that we -- and we went
17 out to bid for and ultimately contracted Mercy Medical
18 Transport. So in 2022 and 2023, they have been our provider of
19 EMT services, first aid services, nurses, which is part of our
20 overall public safety.

21 Public Safety is more than just, you know, how
22 we respond to potential threats of security, but also just the
23 general safety of our employees. And it has been a good
24 relationship with them. We feel good about how we have been
25 able to handle things.

1 With regard to this latest information, I don't
2 know at this time that they are being -- I'm aware of HISA
3 notifying -- H-I-S-A -- notifying the various tracks with
4 regard to things that they would be looking at. I don't know
5 that Mercy Medical is under -- in particular, under
6 investigation so we would have to find -- get more information.

7 At this time, what was before you was an
8 amendment to exercise the first two-year option for having them
9 in place for, in essence, our 2024 and 2025 fairs.

10 PRESIDENT JOYCE ROWLAND: And this is the time period
11 where we need to exercise that option?

12 MS. MOORE: Yes. Otherwise, the contracts can -- if
13 the contract expires, we cannot, then, exercise the option on
14 it.

15 PRESIDENT JOYCE ROWLAND: Okay. Director Gelfand?

16 MR. GELFAND: So I think this was pulled because of
17 the incident that occurred where a jockey was possibly handled
18 inappropriately from a medical standpoint.

19 PRESIDENT JOYCE ROWLAND: Still undergoing
20 investigation, yes.

21 MR. GELFAND: Right. So I guess, really, the only
22 question is whether staff is satisfied with the services that
23 we've received generally from Wagner, and whether you're
24 satisfied with their training of their staff is up to par.

25 MS. MOORE: Right. With Mercy, Mercy Medical.

1 MR. GELFAND: Excuse me; with Mercy.

2 MS. MOORE: Yes. Yes, we really have been. Like I
3 said, both in 2022 and in 2023.

4 MR. GELFAND: Okay. Thank you.

5 PRESIDENT JOYCE ROWLAND: And the outcome of any
6 ongoing investigation could be information for future
7 consideration.

8 MS. MOORE: Yes. And we can -- and with that, any
9 type of outcome with regard to that, if there is language in
10 our contracts where we can cancel the contract with proper
11 notification and things like that.

12 MR. GELFAND: For cause.

13 PRESIDENT JOYCE ROWLAND: Right, for cause.

14 Okay. Yes?

15 MR. VALDEZ: I appreciate that. It is not my
16 understanding that -- I'm not going to comment on any of the
17 facts, necessarily, but the way that I understand the facts as
18 reported about the incident is not calling into question
19 Mercy's actions, is my understanding. But if there is an
20 investigation ongoing, I think it is important for us to figure
21 that out and understand that. But the facts don't seem -- my
22 understanding of the facts do not sound consistent with what
23 they were represented by the public with respect to Mercy and
24 their involvement in the allegations asserted against various
25 people on that day or on that incident. So that's important to

1 me in going forward with the contract.

2 PRESIDENT JOYCE ROWLAND: Yeah. We need the facts as
3 they are actually sorted out. So...

4 Okay. Any other comments from the members of
5 the board? If not, we did open up 5C for public comment, if
6 anyone -- did anyone sign up for public comment?

7 MR. RIVERA: I did not see it, and no one in the Zoom
8 has their hand raised.

9 PRESIDENT JOYCE ROWLAND: Okay. So there --

10 MS. MOORE: Can I just -- to be clear as a follow-up,
11 this is Mercy Medical Transport for services for us, as the
12 22nd DAA for the San Diego County Fair. This is not services
13 for the --

14 PRESIDENT JOYCE ROWLAND: Racetrack.

15 MS. MOORE: -- Del Mar Thoroughbred Club and the
16 racetrack activities itself. We just happen to have the same
17 vendor.

18 PRESIDENT JOYCE ROWLAND: Right. Understood. And we
19 will address these contracts separately.

20 Okay. So there was no comment from the public.
21 No one signed up, no one raised a hand, so we'll move to a vote
22 on the Wagner contract, as clarified. I need a motion and I
23 need a second.

24 MS. MEAD: Move approval for the Wagner contract, as
25 clarified.

1 PRESIDENT JOYCE ROWLAND: Yes, separately, Donna.

2 Yes. So Director Mead; and Director Gelfand
3 seconding on the Wagner contract.

4 May we have a roll call, please, on Wagner.

5 MS. O'LEARY: President Rowland.

6 PRESIDENT JOYCE ROWLAND: Aye.

7 MS. O'LEARY: Vice President Valdez.

8 MR. VALDEZ: Aye.

9 MS. O'LEARY: Vice President Schenk.

10 MR. SCHENK: Aye.

11 MS. O'LEARY: Director Barkett.

12 MS. BARKETT: Aye.

13 MS. O'LEARY: Director Gelfand.

14 MR. GELFAND: Aye.

15 MS. O'LEARY: Director Mead.

16 MS. MEAD: Aye.

17 MS. O'LEARY: Director Mosier.

18 MR. MOSIER: Aye.

19 MS. O'LEARY: And Director Nejabat.

20 MR. NEJABAT: Aye.

21 PRESIDENT JOYCE ROWLAND: Thank you.

22 And then, the second contract is for the -- for
23 Mercy Ambulance Services.

24 MS. MEAD: Move approval for Mercy Medical
25 Transportation, with the request of staff to provide

1 information back to the board about the investigation and the
2 results of it.

3 PRESIDENT JOYCE ROWLAND: Thank you.

4 I need a second.

5 MR. MOSIER: Second.

6 PRESIDENT JOYCE ROWLAND: Second, Director Mosier.

7 May we have the roll call, please.

8 MS. O'LEARY: President Rowland.

9 PRESIDENT JOYCE ROWLAND: Aye.

10 MS. O'LEARY: Vice President Schenk.

11 MR. SCHENK: Aye.

12 MS. O'LEARY: Vice President Valdez.

13 MR. VALDEZ: Aye.

14 MS. O'LEARY: Director Barkett.

15 MS. BARKETT: Aye.

16 MS. O'LEARY: Director Gelfand.

17 MR. GELFAND: Aye.

18 MS. O'LEARY: Director Mead.

19 MS. MEAD: Aye.

20 MS. O'LEARY: Director Mosier.

21 MR. MOSIER: Aye.

22 MS. O'LEARY: And Director Nejabat.

23 MR. NEJABAT: Aye.

24 PRESIDENT JOYCE ROWLAND: Okay. Thank you for that.

25 We'll now move into public comment for items

1 that were not otherwise on the agenda. And so, we have four
2 members of the public who are signed up to speak in the public
3 comment section. The first member of the public signed up to
4 speak is Bonnie Croker.

5 BONNIE CROKER: Yes. Thank you, and good afternoon.

6 Del Mar Fair board, please end horseracing at
7 your venue. Del Mar, in quotes, "Where the turf meets the
8 surf," end quote, is where five horses have met their death in
9 just the last few weeks; also, where a silent jockey with a
10 broken wrist was dragged off the track by the gate crew, not by
11 a medical professional, dragged by his arms and legs so the
12 race wouldn't be interrupted.

13 Josh Rubenstein, CEO and president of the
14 Del Mar Thoroughbred Club, was recently quoted in the San Diego
15 Tribune. Rubenstein offered several explanations for the
16 approximate six percent decline in gross wagering for Del Mar.
17 Quite insightful, indeed, when he said, "With the spread of
18 sports wagering online, that's provided more competition for
19 racing." He also spoke of the overall post-pandemic decline in
20 online business. He made several other baseless excuses.

21 What Rubenstein fails to account for is the
22 public outrage over the staggering number of horse deaths and
23 injuries caused by racing. Del Mar has killed five horses,
24 including a pony, in just the last few weeks. In 2023, so far,
25 there have been close to 50 horse fatalities just as California

1 Horse Racing Board sanctioned tracks in our state. No
2 legitimate sport would tolerate nearly 50 deaths of its
3 athletes in just 32 weeks in just one state.

4 How many millions of people were sickened by the
5 recent string of horse deaths at Churchill Downs or the
6 drugging and ultimate death of Kentucky Derby winner Medina
7 Spirit or the August 5th catastrophic injury and death of Maple
8 Leaf Mel at Saratoga?

9 Every horse matters, even though the high-
10 profile horses get the most attention. The horseracing
11 industry needs to be put out of its misery. Put it out of
12 Del Mar's summer entertainment venue. Killing horses is not
13 entertainment. In honor of the horses who died at Del Mar --

14 MS. O'LEARY: Ms. Croker, your time is up.

15 BONNIE CROCKER: Thank you.

16 PRESIDENT JOYCE ROWLAND: The next member of the
17 public who signed up to speak is Patty Shenker.

18 PATTY SHENKER: Good afternoon. Patty Shenker.

19 Fifty horses have already been killed this year
20 on California racetracks. That's 28 percent higher than on
21 this date last year. Add the five horses killed here just
22 recently to the 20 horses killed here in 2020.

23 But horseracing is dying, too. It's popularity
24 has been declining for 30 years and continues. Only 40 tracks
25 have -- over 40 tracks have closed since 2000. In 1989, there

1 were more than 74,000 races. In 2022, only 33,453. The number
2 of trainers has dropped by half since 20 -- 2000. In
3 California, alone, Golden Gate Fields will be the fourth track
4 to close since 2008, following Bay Meadows, Hollywood Park and
5 Pomona Fairplex. Los Alamitos will close after it's almost 90-
6 year-old owner dies, per city ordinance. The Stronach Group is
7 reportedly in talks to invest 500 million in a Sacramento
8 soccer franchise, while stupidly committing 31 million to
9 consolidate horseracing at Santa Anita Park.

10 I applaud your diversifying this fairground's
11 uses, as you did with your new concert venue, The Sound, and
12 urge more of that. Washington Post editorial in 2020 wrote,
13 quote, "No other accepted sport exploits the senseless animals
14 as gambling chips. No other accepted sport tolerates the
15 cruelties that routinely results in injury and death of these
16 magnificent animals. The rot in horseracing goes deep. It is
17 the sport that has outlived its time."

18 Thank you for your time and attention.

19 PRESIDENT JOYCE ROWLAND: The next member of the
20 public signed up to speak is Jane Cartmill.

21 MR. RIVERA: Star 6, Jane.

22 Here she comes.

23 JANE CARTMILL: I wanted to share the following,
24 which was published on August 2nd by the Thoroughbred Aftercare
25 Alliance.

1 "Our industry's social license to operate could
2 be at risk as the public rightfully has a voice in the lifespan
3 and wellbeing of thoroughbreds akin to their involvement in the
4 care of animals residing in zoos and aquariums. We must
5 prioritize the wellbeing of every horse involved, not just our
6 own. It is our collective duty. It's time to address
7 aftercare proactively and directly. We can no longer afford to
8 bury our heads in the sand."

9 The Thoroughbred Aftercare Alliance provides
10 approximately \$3.5 million annually to 81 accredited
11 organizations. For these organizations, thoroughbred care
12 expenses alone stand at approximately 17 million, based on 2021
13 figures, with costs expected to continue rising. The total
14 budgets for the accredited organizations amount to roughly 46
15 million per year. Not only does the granted amount fall short
16 of horse care, alone, it also fails to cover essential business
17 costs.

18 Thank you.

19 PRESIDENT JOYCE ROWLAND: And the final member of the
20 public signed up to speak under Public Comment is Martha
21 Sullivan.

22 MARTHA SULLIVAN: Hello. This is Martha Sullivan
23 again.

24 I do want to make sure everybody realizes that
25 the San Diego County task force on homelessness reported at an

1 annual point in time for the county over 10,000 homeless
2 residents, a 22 percent increase over last year.

3 I just want to make sure you know that as you're
4 contemplating the tenants of the Surf & Turf RV park and also
5 the affordable housing.

6 I also want to just say, relative to
7 horseracing, CNN recently quoted that we now have academic
8 research that shows that 90 percent of fractures in racehorses
9 are the result of repetitive injury. This is cumulative.

10 Knowing this now, it is indefensible to continue
11 risking and taking horses' lives, not for any noble cause but
12 for gambling. That's what we risk and take their lives for, is
13 gambling. Just bear this in mind: 90 percent of the fractures
14 that wind up killing horses are -- we know from scientific
15 research now -- are the result of repetitive injury. This is
16 not a bad step. It's not a fluke. It's the continuing,
17 cumulative training and racing that kills them, and we can no
18 longer defend it, certainly not for gambling.

19 Thank you.

20 PRESIDENT JOYCE ROWLAND: Okay. That concludes our
21 public comment segment. And we will now be taking a break and
22 moving into closed session, and I think what, about an hour-
23 and-a-half?

24 UNIDENTIFIED SPEAKER: I think so.

25 PRESIDENT JOYCE HOWLAND: Hour-and-a-half. Okay.

1 So then, we will be back for open session.

2

3 (The meeting adjourned to closed
4 session at 3:29 p.m.)

5 * * *

6 (At 5:46 p.m., the meeting reconvened
7 from closed session.)

8

9 PRESIDENT JOYCE ROWLAND: Okay. We're -- this is the
10 board of the 22nd DAA, and we are returning from closed
11 session. And we have nothing to report out from the closed
12 session so the meeting is now adjourned.

13

14 (At 5:46 p.m., the meeting of the
15 22nd DAA was adjourned.)

16 -o0o-

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1 STATE OF CALIFORNIA)
2) ss.
3 COUNTY OF LOS ANGELES)
4

5 I do hereby certify that the testimony in the
6 foregoing hearing was taken at the time and place therein
7 stated; that the testimony of said witnesses were recorded by
8 the electronic reporting method and transcribed into
9 typewriting under my supervision.

10 And I further certify that I am not of counsel nor
11 attorney for either or any of the parties to said hearing nor
12 in any way interested in the outcome of the cause named in said
13 caption.

14 I certify that the foregoing is a correct transcript,
15 to the best of my ability, from the electronic sound recording
16 of the proceedings in the above-entitled matter.

17 IN WITNESS WHEREOF, I have hereunto set my hand this
18 24th day of August, 2023.

19
20
21
22
23
24
25

Troy A. Ray

TROY A. RAY
Certified Electronic Reporter
Number CER 00369

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