

BOARD OF DIRECTOR MEETING

MINUTES

12-20-09

7:00 PM

DELTA DOWNS RACETRACK-VISTA GRILL

MEETING CALLED BY	SEAN ALFORTISH
TYPE OF MEETING	BOARD OF DIRECTOR
FACILITATOR	DELTA DOWNS
PRAYER	CHRISTINE EARLY
NOTE TAKER	RACHELLE MISCHLER
ATTENDEES	Ed Fenasci, Mike Fenasci, Tom Early, Rachelle Mischler

Roll Call: Mona Romero; Carrol Castille-absent

It is noted that a quorum has formed

Introduction of Michael Fenasci- Mike comes from Traveler's Insurance with experience in Workers Compensation. Mike has been with HBPA for 3 months with the approval of the finance committee. Mike has already found money saving techniques for the program.

MONA ROMERO

DISCUSSION	Sam Breaux asked who was doing this job before; Mona responded that Tanya Selma was doing this from Andreini. (Billy Foreman) Does Gallagher have someone that does this and do we get a rate reduction if they do? (Mona) Lori Francis does this for Gallagher and a rate reduction is being looked into.
MOTION	To Enter into Executive Session; To Consider Executive Session Matters, Consideration of All Current and Potential Litigation
	Motion by Chrissie Early Second by Keith Bourgeois Motion Passes- Unanimously

NEW BUSSINESS AJ GALLAGHER CONTRACT

JIM GELPI

DISCUSSION	Gallagher took over as workers comp agent, fee is considered as owed as of day 1. Fee schedule should be split 60/40. Day 1- 40% will be earned, 60% will be earned after Dec 15 th and a percentage paid to Jumonville from Gallagher. Jumonville was the local broker of record with Andrini and picked up with Gallagher when the change of agent was made.
MOTION	To amend previous contract agreement with AJ Gallagher to a 40/60 fee schedule. Day 1, 40% earned and 60% earned after Dec 15th
	Motion By: Chrissie Early Second By: Billy Foreman Motion Passes Unanimously

MOTION: TO APPROVE LIZ ROUSSELL AS ATTORNEY FOR MANDAMUS PRCEEDING AND APPEAL- STAN SEELIG LAW SUIT		
Motion By: Gerald Romero Second By: Don Hargroder Motion Passes Unanimously		

MOTION:	To enforce a compromised settlement with Harrah's LAD on or before Feb.14 th 2010 and nothing will be approved until settlement is completed.	
Motion By: Billy Foreman Second By: Sam David Motion passed unanimously		

DISCUSSION	Larry Robideaux suggests all approvals for stake schedules, condition books and contract should be held up until an agreement has been made. Sean said they don't need approval for stake schedules only the stake percentages. (Sam Breaux) Quarter Horse trainers moved on to LAD without even having a condition book done. (Mona) There was also an issue with the kitchen not being open for employees and the gates not up for training. (Gerald) This has been going on to long with Harrah's.	

ACTION ITEMS	PERSON RESPONSIBLE	DEADLINE
To enforce settlement with Harrah's	Jim Gelpi	Feb. 14 th , 2010
Jim Gelpi will report to Sean and Mona about progress.		

MOTION	To consider advising the By Law Committee, to develop a new BY LAW that provides for a CEO in lue of an elected President to run the organization for pay and of a highly qualifying nature.	
Motion By: Sam David Second By: Don Hargroder Motion passes unanimously		

DISCUSSION	None	

ACTION	PERSON RESPONSIBLE	DEADLINE
Jim Gelpi and Billy Foreman will draft a new By Law to bring back to the Board for approval	Jim Gelpi and Billy Foreman	

MOTION	To supplement prior approval to oppose legislative auditors desire to make this organization a Quasi Public Agency, to include in that opposition litigation to the extent necessary	
Motion By: Sam David Second By: Billy Foreman Motion passed unanimously		

MOTION	HBPA pursue collection of uncollected or underpaid source market fees from You Bet, TVG or any ADW so acting and that being without the form of a contingency fee arrangement with Stanley Reuder, Ross & Thornton and to offer at a 40% contingency fee with HBPA paying cost.	
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	Motion By: Don Hargroder Second By: Larry Robideaux Motion passed unanimously	
MOTION	TEMP. CHAIR LARRY ROBIDEAUX	
To Acknowledge that Sean Alfortish has expertise in this area that can be beneficial to the lawsuit and that he is an attorney and is authorized by this HBPA Board to participate in that litigation and financial arrangements will be handled by the firm with the contingency fee.		
Motion By: Gerald Romero Second By: Keith Bourgeois Motion Passed Unanimously		

	Prepare response to Stanley Seelig letter for Board review and approval within 14 days.	
MOTION	Motion By: Christine Early Second By Larry Robideaux Motion Passed Unanimously	
DISCUSSION	(Larry and Sam D.) Consideration of having open membership meetings at each racetrack. (Sean) the only problem is that we can not get any business done. (Don) The more closed meetings we have the less transparent we become. Security should be present and remove anyone that disrupts meeting. We need to open more meetings and let our members see that we are doing good things that are beneficial to the horsemen. If someone thinks we are not, lets address it.	
MOTION	<p>Motion: TO add to agenda for next meeting, Notice of By Law Change.</p> Motion By: Sam David Second By: Larry Robideaux Motion passed unanimously	
	<p>MOTION: TO DEFERE APPROVAL OF MEETING MINUTES FROM AUG 28TH AND SEPT. 17 UNIL DECEMBER 21ST</p> <p>MOTION BY: CHRISTINE EARLY SECOND BY: LARRY ROBIDEAUX MOTION PASSED UNANIMOUSLY</p>	

DISCUSSION	<p>(Billy) How do we handle contract for TB and QH? (Sean) A month before we go over the problems from the previous meet, sometimes we will not have a contract before a meet starts. There is not much we can do if the track decides not to comply if the contract is signed or not. (Don) Why is there so much friction between the LA Racing Commission and the LAHBPA? (Sean) Because we fight them on a lot of issues that are not good for the Horsemen. (Don) If all Associations could work together, Louisiana could be so powerful. (Bill) Its time to move forward. (Sean) It is my job to fight for the Horsemen and I will continue to do that. I will be more aggressive in this next legislative session. A lot of the accusations made toward me have hurt the credibility of this organization and I was just a little worn down but I will be more aggressive.</p>
MOTION	<p>(Sam D) The people of this organization do support you and appreciate the things you do.</p> <p>Motion to Adjourn Motion by: Sam David Second By: Christine Early Motion passed unanimously</p> <p>Adjourned till 10:00am 12-21-09</p>