



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: January 2, 2018

Title: County Fair Horse Racing Meet 2018

Introduction/Background:

The Arizona Department of Racing (ADOR) allows local County Fair Horse Racing Commissions throughout the State of Arizona to hold racing meet days at their local horse race track to earn revenue from the racing to fund their operational and other costs. This revenue does not come from actual racing meet revenues, as it comes from a portion of the funds ADOR collects as racing taxes. If actual live racing does not take place in the jurisdiction, the commission may hold County Fair Horse Racing Meets at other operating horse racetracks with in the State of Arizona.

Discussion:

The Pima County Fair Horse Racing Commission (PCFHRC) is asking the Board of Supervisors to allow up to six (6) County Fair Racing Days that will be presented to ADOR for final approval in the ADOR January 11, 2018 Commission meeting. Prior to Rillito Racing holding the non-exclusive operating agreement with Pima County (CT 14*537) to conduct live horse racing meets, four (4) County Fair racing days took place annually at Rillito Racetrack. If approved ADOR will rebate back a portion of the taxes collected by this agency to the PCFHRC. An operating agreement between the PCFHRC and Rillito Racing Inc. must also be included as part of the ADOR permit approval to hold County Fair Horse racing days.

Conclusion:

Pima County Fair Horse Racing Commission will be able to conduct County Fair Horse racing days at the Rillito Race Track during th "Spring Race Meet" or other Arizona race tracks if racing is not conducted at Rillito Race Track in 2018 or a portion of the approved days if Rillito Race Track cannot conduct all of the dates.

Recommendation:

Staff recommends approving up to six days of County Fair Racing at Rillito Race Track in 2018 or other horse race tracks if there is no racing at Rillito Race Track, subject to final approval by ADOR.

Fiscal Impact:

A small amount of revenue will be generated so the Pima County Fair Horse Racing Commission has some funds to operate the commission.

Board of Supervisor District:

1 2 3 4 5 All

Department: Attractions & Tourism

Telephone: (520) 724-7355

Department Director Signature/Date:

Dave Bissett 12/19/17

Deputy County Administrator Signature/Date:

Pur 12/20/17

County Administrator Signature/Date:

C. DeMott 12/19/17²⁰

**Agreement between Rillito Racing, Inc. and Pima County Fair Horse Racing
Commission Inc. to conduct a County Fair Race Meet**

Date: December 18, 2017

Parties: Rillito Racing Inc. (hereinafter referred to as "Rillito"), an Arizona non-profit, located at 1090 East River Road, Tucson, AZ 85718; and,

Pima County Fair Horse Racing Commission Inc. (hereinafter referred to as "PCFHRC"), an Arizona non-profit, located at 12410 E Camino Del Garanon, Tucson, AZ 85747.

Re: Pima County Fair Horse Race Meet to be conducted at Rillito Park Race Track, located at 4502 N. 1st. Ave. Tucson, AZ 85718.

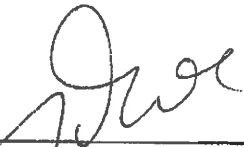
Rillito Racing is the operator of Rillito Park Race Track Winter/Spring Meet 2018. as recognized in an agreement with Pima County Government. PCHRC has contracted Rillito to arrive at an agreement which will provide for and permit PCHRC to conduct a race meeting at the Rillito Park Race Track as prescribed by R. S. 5-111E. The dates for said meet to be held February 10-11, March 17-18, 2018, (hereinafter referred to as "Fair Meet").

The parties agree to the following:

- 1) Fair shall submit and this agreement shall become part of an application before the Arizona Racing Commission; hereinafter referred to as "Commission", for a permit to conduct a horse racing meeting at Rillito Park Race Track on the dates previously stated. The application is subject to approval by the Commission under Arizona Revised Statutes, and Pima County Administration.
- 2) At PCFHRC's request, Rillito shall act as agent for and on behalf of PCFHRC and provide financing and personnel for conducting PCHRC's horse racing meet at Rillito Park Race Track on the following conditions to which Rillito and PCHRC mutually agree:
 - A) All of the expenses relating to the horse racing to be conducted during the Fair Meeting on the previously stated dates, and any losses resulting there from of every kind and nature whatsoever, shall be borne by Rillito and PCHRC shall in no way be responsible for or obligated therefore.
 - B) Except as hereinafter provided, all of the income and profit derived from the conduct of horse racing at the Fair Meet, including but not limited to admissions, concessions, etc. shall be retained and belong to Rillito.

- C) Any funds that are not otherwise committed to ADOR above \$1,000, will be redirected to purses during the Fair Meet.
- D) Rillito shall provide PCHRC and Pima County with a complete financial report on the Fair Meet within 60 days after said Meet.
- 3) PCHRC shall be named as additional insured on Jockey insurance and all other liability insurance during the Fair Meet.
- 4) Rillito shall provide commission with purse schedule, number of races to be held each day and the claiming price, if any.
- 5) Rillito shall supply any other information to the commission relating to the Fair's application for a racing meeting at Rillito Park Race Track.

Signatures below indicate acceptance of this agreement as written.



Rillito Racing Inc.
Jaye H. Wells, President

Date: 12/18/2017



Pima County Fair Horse Racing Commission Inc.
Geronimo Ramirez, Jr., Chair

Date: 12-19-17