

BOARD OF DIRECTORS MEETING  
22ND DISTRICT AGRICULTURAL ASSOCIATION  
MISSION TOWER, DEL MAR FAIRGROUNDS  
2260 JIMMY DURANTE BOULEVARD  
DEL MAR, CALIFORNIA

TUESDAY, JANUARY 12, 2021

1:30 P.M.

REPORTED BY: Kathryn L. Edwards, CSR No. 7288

(Reported Remotely via Zoom)

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IN ATTENDANCE

**OFFICERS:**

- Richard Valdez, President**
- Carlene Moore, Interim CEO/General Manager**

**DIRECTORS PRESENT:**

- Michael Gelfand (via Zoom)**
- Kathlyn Mead (via Zoom)**
- Donald Mosier (via Zoom)**
- G. Joyce Rowland (via Zoom)**
- Frederick Schenk (via Zoom)**
- Pierre Sleiman (via Zoom)**

**OFFICERS ABSENT:**

- Lisa Barkett, Vice President**

**DIRECTORS ABSENT:**

- Sam Nejabat**

**ALSO PRESENT:**

- Donna O'Leary, Executive Assistant**
- Josh Caplan, Deputy Attorney General (via Zoom)**
- Katie Mueller, Business Services Officer**
- Melinda Carmichael, Business Development Officer**

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1 DEL MAR, CALIFORNIA, TUESDAY, JANUARY 12, 2021

2 1:30 P.M.

3 ---o0o---

4 PRESIDENT VALDEZ: Good afternoon,  
5 everybody, and welcome to the January 12th, 2021  
6 meeting of the Board of Directors of the 22nd DAA.  
7 Happy New Year to everyone, and nice to see everybody.

8 Donna, can you please take roll.

9 DONNA O'LEARY: Sure.  
10 President Valdez.

11 PRESIDENT VALDEZ: Here.

12 DONNA O'LEARY: Director Gelfand.  
13 He's waving. He's here.

14 DIRECTOR GELFAND: I'm here.

15 DONNA O'LEARY: Director Mead.

16 DIRECTOR MEAD: Here.

17 DONNA O'LEARY: Director Mosier.

18 DIRECTOR MOSIER: Here.

19 DONNA O'LEARY: Director Rowland.

20 DIRECTOR ROWLAND: Here.

21 DONNA O'LEARY: Director Schenk.

22 DIRECTOR SCHENK: Here.

23 DONNA O'LEARY: Director Sleiman.

24 DIRECTOR SLEIMAN: Here.

25 DONNA O'LEARY: And we have -- Vice

1 President Lisa Barkett and Director Sam Nejabat have  
2 excused absences today.

3 PRESIDENT VALDEZ: Thank you, Donna.

4 As is our custom, we have -- every January  
5 we have the election of new officers who serve for the  
6 calendar year, and this year we have a nominating  
7 committee who will take charge of that. So I'm gonna  
8 pass that on over to Director Schenk.

9 DIRECTOR SCHENK: Thank you, Mr. President.

10 This has been a -- last year, a very  
11 challenging year, and I was very pleased with the  
12 leadership that you and Lisa Barkett provided to this  
13 board and to the 22nd DAA. I know that it's been  
14 tough for all of us and for all of the staff and the  
15 leadership of the 22nd DAA. So I'm certainly not one  
16 who would want to recommend that we change course  
17 going into this year, and my recommendation to the  
18 Board will be that we re-nominate you, Mr. Valdez, as  
19 our chair and Ms. Barkett as our vice president for  
20 another year, which would complete the two-year term  
21 that the two of you would be in leadership. And so,  
22 Mr. President, my motion is to re-nominate you and  
23 Ms. Barkett as chair and vice chair of the Board of  
24 Directors of the 22nd DAA.

25 PRESIDENT VALDEZ: That is a motion by

1 Director Schenk. Do I have a second?  
2 DIRECTOR SLEIMAN: Second.  
3 PRESIDENT VALDEZ: That was  
4 Director Sleiman.  
5 Any discussion?  
6 DIRECTOR SCHENK: I hear no discussion.  
7 PRESIDENT VALDEZ: I here no discussion.  
8 All right. Donna, please take the vote.  
9 DONNA O'LEARY: Sure.  
10 President Valdez.  
11 PRESIDENT VALDEZ: Aye.  
12 DONNA O'LEARY: Director Gelfand.  
13 DIRECTOR GELFAND: Aye.  
14 DONNA O'LEARY: Director Mead.  
15 DIRECTOR MEAD: Aye.  
16 DONNA O'LEARY: Director Mosier.  
17 DIRECTOR MOSIER: Aye.  
18 DONNA O'LEARY: Director Rowland.  
19 DIRECTOR ROWLAND: Aye.  
20 DONNA O'LEARY: Director Schenk.  
21 DIRECTOR SCHENK: Aye.  
22 DONNA O'LEARY: And Director Sleiman.  
23 DIRECTOR SLEIMAN: Aye.  
24 DIRECTOR SCHENK: Well, thank you, Richard  
25 for your willingness, and we'll thank Lisa as well,

1 but I want to thank you for all the work that you've  
2 done. It has been a tremendous amount of effort, more  
3 than you probably anticipated or any of us  
4 anticipated. So thank you for what you've done and  
5 for your continued guidance and leadership. Having  
6 been in that seat, I know what it takes, and I'm very  
7 grateful for what you've provided as chair.

8 PRESIDENT VALDEZ: Thank you, Fred.

9 I want to thank everyone on the board for  
10 your support. And I thank you, Director Schenk, for  
11 those kind words and the recognition of the really  
12 heavy lift this has been over the last several months.  
13 I've been serving for president for 18 months now, and  
14 I do have to say that I had to think long and hard as  
15 to whether or not I had the energy and stamina to be  
16 able to go forward in 2021 because it has been an  
17 incredible amount of work.

18 Having said that, however, I want to thank  
19 the senior staff, who have really shown true  
20 commitment, and I want to thank the entire board for  
21 all of your help as well. I want to see us through  
22 this rough time. I want to see us better after all of  
23 this is behind us. So that was kind of what brought  
24 me forward in my ability to commit to doing this,  
25 knowing that I will continue to have the support of



1 the board, because there is a lot of work still to be  
2 done, and I appreciate all of that. So thank you.

3 And I thank Director Barkett, who I wish was  
4 here today to be able to hear my words. I'm thanking  
5 her for all of her tremendous work and stepping us as  
6 vice president a little earlier and sooner than she  
7 anticipated in July of 2019 and staying the course  
8 with me.

9 And I do want to thank Interim CEO Carlene  
10 Moore and her staff for everything that you have done  
11 to help us through this and actually also making it  
12 quite pleasurable to work with you.

13 CEO MOORE: Thank you.

14 PRESIDENT VALDEZ: On to the Consent  
15 Calendar. Do I have a motion to approve?

16 DIRECTOR GELFAND: So moved.

17 PRESIDENT VALDEZ: I think that was --

18 DIRECTOR SCHENK: Mr. Gelfand.

19 PRESIDENT VALDEZ: Do I have a second?

20 DIRECTOR SCHENK: Yes, second.

21 PRESIDENT VALDEZ: And Schenk is second.

22 Any questions? Comments? Discussion?

23 Take the vote.

24 DONNA O'LEARY: Okay. President Valdez.

25 PRESIDENT VALDEZ: Aye.

1 DONNA O'LEARY: Director Gelfand.  
2 DIRECTOR GELFAND: Aye.  
3 DONNA O'LEARY: Director Mead.  
4 DIRECTOR MEAD: Aye.  
5 DONNA O'LEARY: Director Mosier.  
6 DIRECTOR MOSIER: Aye.  
7 DONNA O'LEARY: Director Rowland.  
8 DIRECTOR ROWLAND: Aye.  
9 DONNA O'LEARY: Director Schenk.  
10 DIRECTOR SCHENK: Aye.  
11 DONNA O'LEARY: And Director Sleiman.  
12 DIRECTOR SLEIMAN: Aye.  
13 PRESIDENT VALDEZ: Motion carries  
14 unanimously.  
15 On to the Management Report. Ms. Moore.  
16 CEO MOORE: Thank you for that, and thank  
17 you for the leadership that you have shown throughout  
18 this year and for continuing on, and to the Board as  
19 well. It really has been a group effort. And  
20 earlier, in a meeting we were in earlier today, we  
21 were describing it as a rollercoaster ride and  
22 realizing that as president you have yet to be  
23 president of a fair actually occurring. So hopefully  
24 good things to come in 2021.  
25 With that, just wanted to give an update to

1 everyone in terms of some of the things going on.  
2 We'll have an events report as well, but the County  
3 COVID-19 school personnel testing site has ended here  
4 at the fairgrounds. And we have had some conversation  
5 with the County, and they are aware that we are, you  
6 know, here and available to serve the community in  
7 terms of a vaccination site. At this time we haven't  
8 been activated for that, but, obviously, if that does  
9 happen, everyone will be made aware.

10 Also, too, that we are starting to move  
11 forward on our -- for those of you who were on the  
12 board in 2019 and in the start of 2020, with our Surf  
13 and Turf R.V. Park electrical and sewer upgrades, this  
14 was funding that we received, that \$1.7 million in  
15 funds through CDFA for deferred maintenance projects  
16 and improvements, and it was a project that was  
17 selected through the SB-5 grants back in 2019. That  
18 project was delayed during 2020, but will be underway  
19 in 2021. And this will be -- currently there's not --  
20 the sewer in the R.V. park is done through us actually  
21 going and pumping each of the units. And so we'll be  
22 putting actual sewer connections into the ground, as  
23 well as upgrading the electrical in that area during  
24 that time. We'll have some more information to come  
25 on that in terms of timelines. But the project does

1 have to be completed -- well, well underway and near  
2 completion by the end of 2021 so that we don't lose  
3 those funds.

4           Also just wanted to make everyone aware --  
5 you know, sometimes it's just nice to know that we  
6 aren't the only ones, you know, facing this -- and  
7 that there was recently an article that -- the Calgary  
8 Stampede and just the financial challenges that  
9 they're facing. And with that, just a huge "thank  
10 you" not only to this board but to the response that  
11 we have received, you know, kind of to date from, you  
12 know, folks at the state level, in terms of our  
13 legislators and Department of Finance, Department of  
14 Food and Agriculture, because fortunately we have  
15 received some funding support and with more  
16 conversations on the rise, whereas our neighbors up  
17 north so far have been having to overcome this  
18 challenge themselves and have not yet received  
19 government support for that.

20           Also, too, you know, staff, in addition to  
21 everything else we have going on and activities and  
22 things, we just continue to respond to a number of  
23 media inquiries, and I think that that shows and  
24 represents to us that our community remains very  
25 interested in our stabilization and recovery efforts

1 and plans. So we find those -- those inquiries to be  
2 very helpful and helping using also to understand the  
3 community's interest as well.

4 And as challenging as 2020 may have been --  
5 Can you put the PowerPoint up? -- and definitely not  
6 the level of activity that we were used to, just  
7 wanted to take a moment and show you -- give a little  
8 highlight of what we were able to accomplish and host  
9 in 2020.

10 You know, one of the advantages of being a  
11 large outdoor facility and working with the County on,  
12 you know, proper plans and protocols so that we were  
13 able to host, again, not what we're used to, but at  
14 least a few things. So it's hard to believe, but this  
15 time last year, really, I don't think any of us had  
16 heard of COVID-19 yet and had no idea that a pandemic  
17 was on its way.

18 We'll kind of go through the months, and in  
19 January was a normal January for us. So this is  
20 really our first experience now in 2021. So we had a  
21 number of events and activities taking place at the  
22 fairground, and it seemed like business as usual for  
23 2020. Then that continued on into February where --  
24 you know, the Tiny Fest, as you can see, that took  
25 place. And when your trailer is only big enough for

1 the dog, and that's all that you can have -- but some  
2 really great activities.

3           And what's also happening now, here in 2021,  
4 is some of these events they have formatted their  
5 event, they've changed it and their activities and  
6 their protocols, and they are adapting to kind of  
7 what's right now the new normal and working with our  
8 staff and county public health folks to see how we can  
9 fit events into -- whether it's drive-through concept  
10 and/or the, you know, reduced capacity for retail  
11 events and things of that nature.

12           And then of course, you know, February -- or  
13 March started out normal and quickly became not, and  
14 we became a sea of cars and parking for some of, you  
15 know, the rental car companies, as we all, you know,  
16 experienced and witnessed just the complete shutdown  
17 of activity not only here but throughout the state and  
18 truly across the nation.

19           And so then in April was sort of a reset.  
20 And, you know, we were very proud to have worked with  
21 and hosted the San Diego Food Bank in one of the  
22 largest, at the time, food distribution events that  
23 they held, which was very critical to the community.  
24 And as we moved on into -- and unfortunately in April  
25 is when we had to make the decision to postpone the

1 2020, you know, San Diego County Fair. And so our  
2 staff and our partners got to work on what could we do  
3 in terms of still bringing, you know, and making --  
4 continuing to make ourselves relevant to the  
5 community, hosting -- we had the Del Mar Meals Program  
6 where folks could order and drive through and pick up  
7 meals. As, you know, all of the -- at the time, if  
8 everybody recalls, all the supplies in the grocery  
9 stores were being depleted because there was such the  
10 rush.

11           And then as we moved into June, we had --  
12 still had cars here up to about the midway point of  
13 the summer. And then, of course, we had our Fair Food  
14 Fix event, and that continued on throughout the summer  
15 and as a way to bring an element -- at least the food  
16 that everybody was craving because, as we all know,  
17 you know, calorie counting is completely off during  
18 Fair season and as they look forward to it.

19           And this is really when we became -- were  
20 very much activated and engaged with a number of, you  
21 know, local community events looking for ways to bring  
22 some form of entertainment, some form of, you know,  
23 what life was like before. And so Mainly Mozart did a  
24 number of drive-in concerts here, and that's really  
25 kind of what started to put us on the map for drive-in

1 concerts and events and things, and we have continued  
2 that all the way up through and including even this  
3 current January.

4           If we go to August -- or still more in July.  
5 And there's our Fair Food Fix, which continued on --  
6 kicked off in June and continued on all the way  
7 through Labor Day weekend, overlapping with  
8 thoroughbred racing as well.

9           In August, nationwide -- well, really  
10 worldwide there was an event to just bring awareness  
11 to -- because the industry that really is the last to  
12 reopen is the events industry, and so this was -- we  
13 were part of an effort one night where various  
14 facilities across the country and even the world lit  
15 up in red just to draw attention to, you know, the  
16 importance of events and the importance of being able  
17 to gather and being able to entertain once again and  
18 hopefully being able to do that in a safe manner going  
19 forward.

20           And then, of course, we had thoroughbred  
21 racing throughout July and August as well, sans  
22 patrons. And while that was going on, we also had  
23 Concerts In Your Car, and it was both concerts and  
24 movies that were offered. As you can see a little  
25 bit, this was a design where it was a concert in the



1 round, so all four sides being around with, you know,  
2 cars parked. And really great turnout for that, which  
3 is the same group and company that went on to host the  
4 Holidays In Your Car in December.

5           And then in October we hosted our own Scream  
6 Zone as a drive-through event. Probably one of the  
7 most successful Scream Zones that we've had, where --  
8 and this really demonstrated just how hungry people  
9 were to get out and to be -- you know, to be  
10 entertained again as we sold out every single night of  
11 this event. And our staff did just an incredible job  
12 with it, and people were able to experience it. And  
13 we received rave reviews on it, and we're just really  
14 proud of what this meant within the community.

15           And then as we moved into November, of  
16 course, we had the fall race meet; still continued to  
17 have Concerts In Your Car, you know, movies; and we  
18 saw the first return of a retail event, and that was  
19 SnowJam, which met all of the protocols for a retail  
20 activity, including reduced capacity, spacing, and so  
21 on.

22           And then in December, I think what became  
23 just about everybody's favorite, which was Holidays In  
24 Your Car. It did great. Sold out. Crowds lined up  
25 every night to drive through, again socially distanced

1 and safe.

2 And so with that I'm gonna turn it over to  
3 Melinda to now let you know what we have got on the  
4 horizon this month and next.

5 MELINDA CARMICHAEL: Good afternoon. So  
6 thank you, Carlene, for that great update of this last  
7 year's events.

8 So I'm going to discuss the events for both  
9 January and February, and that is located on pages 8  
10 and 9 of your board packet. But we did add a little  
11 addition to the packet. We added just a mini protocol  
12 for the safety guidelines so that you can see how  
13 we've classified those and how we are meeting that  
14 criteria so that all of our events are safe.

15 So in January, as Carlene mentioned, we had  
16 Holidays In Your Car, and that wrapped up early  
17 January. We also just had a successful Jurassic  
18 Quest, which is a dinosaur drive-through event. Very  
19 popular, and we are looking to bring them back in  
20 March. We also had a gem fair this year, as well, and  
21 we have our current no-cost COVID testing which will  
22 go through February. Next weekend we have an Oddities  
23 and Curiosities Expo, along with, at the end of the  
24 month, a horse show.

25 And then moving into February, Mainly Mozart

1 will be back, which was very popular, along with the  
2 La Jolla Music Society; and, once again, the Teeny  
3 Fest. So those are all the exciting events we have  
4 scheduled so far. And stay tuned. We will have more  
5 as our events department is working very hard to come  
6 up with some additional events to bring entertainment  
7 back to the community.

8 So thank you.

9 CEO MOORE: One thing that I did fail to  
10 mention in trying to not take up too much time and not  
11 just reading off the lists as they were showing there  
12 in terms of the months, but one thing that did happen  
13 for us, which was very good, was in July. During the  
14 shutdown and all activities stopped, that included  
15 horse shows for us as well, both here at the  
16 fairgrounds proper and Horsepark. And in July,  
17 fortunately restrictions on that -- safety protocols  
18 were issued and restrictions specific to horse show  
19 and equine activity were put out, and so we were  
20 actually able to host a number of horse show events  
21 from July through the beginning of December over at  
22 Horsepark. And that included the rescheduling even of  
23 a couple of shows that would have been held during  
24 that shutdown period.

25 So in addition to all of the publicly

1 attended drive-through activities, you know, the  
2 athletes in the horse show world were able to compete  
3 in competitions again while the rest of, you know,  
4 other athletes were still waiting to find out whether  
5 or not they could -- would be able to return back to  
6 their sports.

7           And so with that, next up we're going to  
8 have Chana Mannen joining us to give a report on  
9 the -- oh, did I skip? Oh, I did. I completely  
10 skipped employee recognition. I'm sorry, Chana. Give  
11 me a moment.

12           I have these sitting here. So we do have  
13 two celebrations to take place as well today. We have  
14 two employees that have hit their 20-year service mark  
15 with the District that have been -- and that is Rela  
16 Ratcliff and Dennis Robbins. Truly cannot say enough  
17 about either. There's information in the board  
18 packet. For the audience that doesn't have that, I'll  
19 read that off to you.

20           So Rela was hired as a seasonal group sales  
21 manager clear back in March of 1998, and then she  
22 joined us as a full-time facility marketing rep in our  
23 box office January 1 -- although, I'm feeling like it  
24 maybe should be the 2nd, since the 1st is usually a  
25 holiday -- of 2001. She has been promoted in her time

1 here. And most recently, with the reduction in our  
2 staffing and just the reorganization efforts that we  
3 have had, she has transitioned over into our finance  
4 and accounting department and is now our payroll  
5 officer, putting to use her college credentials and  
6 degree, and has just been doing an amazing job with  
7 that as she also assisted with our transition into a  
8 new accounting and payroll system as well. She is  
9 tenacious, detail oriented, a complete team player,  
10 and just truly a pleasure to work with.

11 So thank you, Rela, for your years of  
12 service and your dedication.

13 And then joining Rela today as well, at  
14 their 20-year anniversary, is, again, Dennis Robbins.  
15 He was hired a week later as our events services  
16 supervisor and again has promoted up in the  
17 organization over his tenure here. He is currently  
18 our events manager. So he came to us with over --  
19 having worked in the event industry for over a decade  
20 and has just been instrumental in so many events,  
21 including those -- a lot of those that we just  
22 highlighted and working with those clients to help  
23 them meet, you know, the new standards and protocols  
24 that are necessary. He also was very integral to the  
25 success of KAABOO, the music festival as everybody may

1 recall that took place here. And he is, again, just a  
2 complete team player and another just pleasure to work  
3 with.

4 And so thank you, Dennis, for your hard work  
5 and dedication as well.

6 And so with that, if you guys want to come  
7 up, we'll present you with your pin.

8 (Pin presentation.)

9 And so with that, so again thank you Rela  
10 and Dennis. We appreciate it. We expect another  
11 20 years.

12 And with that, I will turn it over to Chana,  
13 our executive director of the Don Diego Scholarship  
14 Foundation, for her report.

15 CHANA MANNEN: Thank you for the  
16 opportunity.

17 I'd like to point out in your board packet  
18 is our monthly update about one of our scholarship  
19 recipients. Vince Mikulanis got a \$5,000 scholarship  
20 in 1995, which paid for quite a bit of his school  
21 because tuition was only \$900 a semester, and has gone  
22 on with a degree in urban forestry to work for Davey  
23 Tree Service and is one of their management people.  
24 And he's also involved in the San Diego Regional Urban  
25 Forest. And if you didn't know what an active group

1 of people this is, you should look them up, because no  
2 trees that are -- that go down in the County of  
3 San Diego go to waste. Many of them end up coming to  
4 the fair as furniture in the fine -- in the design and  
5 wood show. So keep your eye out for that.

6 If you ever wondered what happens to those  
7 kids running around in the barn showing pigeons and  
8 goats, this is how some of them end up. A good story.

9 And then last year for Don Diego was a very  
10 strange year, like most. We were very concerned  
11 because almost all of our traditional fundraising  
12 sources dried up, but we put our emphasis on trying to  
13 build endowed scholarships so that we could ensure  
14 funding for scholarships going forward. We started  
15 last year, in December of 2019, and we ended up with  
16 two. And I can't tell you how happy I am to report  
17 that as of December 31st, 2020, we now have ten  
18 endowed scholarships with the value of over half a  
19 million dollars. And I'd like to particularly thank  
20 Director Schenk, because we now have the Schenk Family  
21 Endowed Scholarship which will be directed to a  
22 fairgrounds employee.

23 So going forward we hope to continue to  
24 build our endowment so that we don't always have our  
25 hand out looking for money to pay for next year's

1 scholarships. And we are hard at work developing our  
2 plan for 2021. We intend to award scholarships  
3 hopefully at a fundraising gala sometime during the  
4 year.

5 So thank you very much, and that's my  
6 report.

7 DIRECTOR SCHENK: Chana, I thank you for  
8 that acknowledgment. I felt some responsibility. I  
9 wasn't able to be an auctioneer for 2020. So I have  
10 to do something. But hopefully next year and the  
11 years to come we'll get back to where we were in both  
12 fundraising efforts and in the way we manage it,  
13 because it is really a community event and it's a  
14 great cause. So I look forward to being able to  
15 participate again in a different way next year or this  
16 year perhaps as well.

17 CHANA MANNEN: Well, thank you. Thank you  
18 very much.

19 CEO MOORE: And with that, that concludes my  
20 report.

21 PRESIDENT VALDEZ: Any questions or comments  
22 before we move on?

23 I just want to thank Carlene and staff for  
24 the recap of 2020. It's really nice to actually see  
25 the uplifting part of the fairgrounds and that we



1 continue to move on in and be relevant in our  
2 community and still have some fun. So that's really  
3 important. And obviously, you know, it really is  
4 important for the community to be able to come here  
5 and to the extent we can congregate we're able to do  
6 so.

7 As an aside and not to sound at all negative  
8 about it, of course those events are not the, you  
9 know, revenue generators or net profit generators that  
10 we are used to having each year. Nonetheless, they're  
11 really important and really uplifting. And I  
12 appreciate you and your staff for manning those, and I  
13 know that the staff has done a lot in that regard. So  
14 thank you very much.

15 Okay. Moving on. So we are going to go  
16 into committee reports, and the first item is the  
17 Horsepark Committee. And I am actually going to take  
18 the lead in giving some information and some  
19 background for those of you who are attending our  
20 meeting today and have particular interest in this  
21 topic. We do have a number of members of the public  
22 signed up for this item. Given the number, we're  
23 going to limit the amount of time to 2 minutes per  
24 speaker. My hope is that I can provide you with all  
25 of the background necessary for you to understand the

1 basis for actions that have been taken in the last  
2 month and so that you will be fully informed of why  
3 we've taken the steps we have.

4 I recognize that this is the first time that  
5 we've been able to have a conversation publicly about  
6 it because all of the conversations that we have had  
7 around this topic have been in closed session. And  
8 they are required to be so because of any issue that  
9 might have a potential for litigation for the 22nd DAA  
10 needs to be held in closed session with our counsel,  
11 and they need to remain confidential. Under the  
12 Bagley-Keene Act, we must maintain confidentiality for  
13 any discussions in closed session. And also to  
14 maintain the attorney-client privilege associated with  
15 those communications, we need to keep them  
16 confidential.

17 We understand that that was likely  
18 frustrating to the community and perhaps confusing to  
19 the community to hear that certain actions were taken  
20 without having the ability to have a full, open public  
21 discussion about it. But because of the nature of the  
22 conversations and the topic, we simply could not do  
23 that in public. This is our first opportunity to be  
24 able to do that now.

25 We had asked -- we have had some media

1 requests between last board meeting and this board  
2 meeting, and we respectfully declined to report  
3 further to the media other than the press release that  
4 was released because we wanted to provide the  
5 information today to the public in one forum, and this  
6 is going to be my opportunity. I'm gonna do my best  
7 to give you some history. I'm gonna do my best to  
8 give you an update of where we are.

9           And with us today is Wayne Rosenbaum, who is  
10 our attorney who has represented us for the last  
11 several years on environmental issues. And together  
12 with him attending today is Ian Adam, who is our  
13 engineering consultant and expert in this field. They  
14 have been involved in discussing all of these topics  
15 with the Board and staff throughout. So it's with  
16 them that we have kind of gone from, you know, start,  
17 to where we are now. So I want the public to know  
18 that this has been through discussions with experts in  
19 the field and we have taken the steps that we felt  
20 necessary as a result of those conversations.

21           First of all I want to thank the public for  
22 your interest in this topic and for reaching out to us  
23 and especially in the tone in which you have. You  
24 have been very professional and you've been very  
25 respectful to us. Sometimes we have to make really

1 tough decisions that we understand will have some  
2 consequences to the community. We understand that you  
3 may not always like every decision that we make, but  
4 we appreciate it when you come forward with your  
5 opinions and your thoughts in a respectful and  
6 professional way, because that's the way we approach  
7 each of our decisions is with respect to our community  
8 and as professionally as we possibly can and as  
9 thoughtfully as we possibly can. And that is what we  
10 did when approaching the topic here.

11 First of all, I want the community to know  
12 and understand that this board has not made a decision  
13 to permanently close Horsepark. That has not been  
14 discussed among this board, nor has that action been  
15 taken. So to the extent that you have heard  
16 otherwise, that is not true. That decision has not  
17 been made. We have simply -- and we use the word  
18 "pause" -- hit the pause button, and that's what we've  
19 done.

20 We also want everyone to know that this  
21 board has not made plans to turn Horsepark into any  
22 other use. We have not embarked or had discussions  
23 regarding Horsepark and homeless shelters or lodging  
24 for the unsheltered or turning it into a parking lot  
25 or handing it over to a developer. Those discussions

1 have not been had by this board. And if you've heard  
2 otherwise, that is not factually accurate. So I want  
3 to make sure you're understanding that as well. So  
4 again, we simply hit the pause button so that we can  
5 determine next steps.

6 I'm gonna give you a little bit of a history  
7 here, and my hope is that -- I know that you might  
8 feel 2 minutes for public comment might be a bit  
9 limiting, but I want -- I was hoping that I could give  
10 you some framework so that, if you are inclined to  
11 address us, that this might help with, you know, some  
12 of your thoughts and structuring what you might want  
13 to convey to us.

14 So in 2015 the State Water Resources Control  
15 Board adopted a new Industrial General Permit. That  
16 included equestrian facilities greater than 490  
17 horses. That is called a large CAFO. CAFO is  
18 confined animal feeding operations. So I'm going to  
19 use "CAFO" throughout. So that's -- that's vernacular  
20 I'm not used to, but one that our attorney and our  
21 consultant is very, very used to.

22 Because there are more than 490 horses at  
23 the fairgrounds proper, associated with the horse  
24 track, the fairgrounds proper falls into the category  
25 of a large CAFO. The fairgrounds -- a lawsuit was

1 initiated by the San Diego Coastkeeper and CERF --  
2 that's C-E-R-F -- against the fairgrounds to ensure  
3 that we were in compliance with the environmental  
4 regulations.

5 In 2018 the 22nd Ag entered into a court  
6 supervised consent judgment with San Diego Coastkeeper  
7 and CERF, requiring the implementation of a storm  
8 water collection and treatment system for the  
9 racetrack and fairgrounds proper. That project cost  
10 \$15,000,000 plus the cost of the settlement with the  
11 plaintiffs which was over \$150,000. Throughout we  
12 were represented by our counsel and by our experts in  
13 the field.

14 In May of 2019 the Regional Water Quality  
15 Control Board adopted conditional waiver for  
16 low-threat discharges which allowed enrollment for  
17 equestrian facilities between 150 to 499 horses. That  
18 is called a medium CAFO. We believed that the medium  
19 CAFO, also called the waiver, would allow us to be  
20 able to have equestrian presence at Horsepark as long  
21 as we remained lower than 499 horses. And at that  
22 time we believed that would alleviate our obligation  
23 to have to comply with the Industrial General Permit,  
24 and at that time we believed that the cost of that  
25 would be approximately \$3,000,000 to comply with the

1 medium CAFO requirements.

2 In September of 2019 the 22nd Ag District  
3 submitted its notice of intent to enroll in the  
4 conditional waiver, the medium CAFO program, with the  
5 Regional Board. The notice of the enrollment included  
6 a commitment to cease hosting horse shows in excess of  
7 490 horses, thereby avoiding the classified large  
8 CAFO. And so in January of 2020 the Horsepark ceased  
9 hosting horse shows in excess have 499 horses.

10 Some folks in the community have indicated  
11 that folks were thrown out at that time, and I  
12 respectfully reply to that as "weren't thrown out,"  
13 but we could no longer have the large horse shows in  
14 order for us to be considered a medium CAFO and be  
15 able to go forward with the waiver program with the  
16 Regional Board.

17 In March of 2020 Horsepark obtained the  
18 coverage under the low-threat waiver from the Regional  
19 Board. So we thought we were going forward with that,  
20 March 2020. I'm sorry. Yes, March 2020. However, in  
21 April 2020 the San Diego Regional Board notified two  
22 similar medium CAFOs, equestrian facilities located in  
23 Orange County, that they are -- they were required to  
24 obtain coverage under the General Industrial Permit  
25 unless they can demonstrate that there were no

1 discharges of pollutants into waters of the  
2 United States through a manmade ditch, pipe, or  
3 similar device. And I say that because it's  
4 important, because that put a different onus on these  
5 facilities in Orange County than we at Horsepark  
6 believed that we would have to be working under to  
7 abide by the regulations.

8 Best estimates to address the requirements  
9 of the Industrial General Permit or to demonstrate  
10 that there was no discharge to water of the  
11 United States would be an additional \$3- to \$5,000,000  
12 to comply. That is on top of the \$3,000,000 that we  
13 believed we would be expending to be in compliance  
14 with the medium CAFO. So now we were looking at a  
15 \$6-to-\$8,000,000 price tag because of the positions  
16 that were taken in Orange County.

17 In November of 2020 the equestrian services  
18 facility in Orange County entered into a consent to  
19 decree, requiring it to enroll in the Industrial  
20 General Permit, and they had to pay the plaintiffs in  
21 that case, which was Orange County Coastkeeper,  
22 \$135,000. The Regional Board did not specify in that  
23 lawsuit with the equestrian services that they did --  
24 that equestrian service did not have to comply with  
25 the -- with the Industrial General Permit. Therefore,



1 the plaintiffs took the position they had to, and that  
2 is what the agreement was. Same outcome happened at  
3 Rancho Sierra Vista earlier this month, where that --  
4 where that equestrian facility entered into a consent  
5 decree enrolling in the Industrial General Permit and  
6 requiring to comply with that and paying \$140,000 in  
7 fees and costs to the plaintiff.

8 So it's within that backdrop that we had  
9 discussions in December and previous to that as to  
10 what should we do or must do with respect to  
11 Horsepark. We originally believed that we would be  
12 expending \$3,000,000 to comply with the waiver and the  
13 medium CAFO. What occurred through litigation up in  
14 Orange County, at similar facilities as ours, was  
15 different than what we expected when we embarked on  
16 the waiver process. And having to abide by an IGP,  
17 the Industrial General Permit, would have required us  
18 to invest an additional \$5,000,000 or so.

19 Looking at that, with the expenditure of  
20 \$6- to \$8,000,000 to comply, the Board followed the  
21 recommendation of staff that the boarders at  
22 Horsepark's contracts were terminating at the end of  
23 the calendar year December 31, 2020. Staff  
24 recommended that we allow the boarders to stay for an  
25 additional three months to provide them with notice of

1 this action and cease the current operation at  
2 Horsepark, put as many of the horse shows as we  
3 possibly can to the fairgrounds proper, and continue  
4 to work with the folks putting on the horse shows in  
5 that regard.

6           Having been sued before, we are aware of the  
7 costs and the exposure. And we recognize, as a State  
8 affiliated agency, that we have an obligation to be  
9 responsible and comply with all regulatory  
10 requirements. Due to the COVID crisis, the 22nd DAA  
11 does not have the funds to implement the requirements  
12 of the waiver, the medium CAFO requirements, and we  
13 certainly don't for adherence to the Industrial  
14 General Permit. Additional funds -- if we have to  
15 comply with the IGF or demonstrate the lack of  
16 discharge, that will be more funds than we can  
17 possibly generate for that.

18           So therefore, the prudent solution as a  
19 State affiliated agency is to temporarily remove all  
20 the horses from Horsepark, avoid the risk of  
21 additional citizen suit. And if there is any  
22 suggestion to continue, we need to determine whether  
23 we are subject to the IGP, the Industrial General  
24 Permit, and the costs associated with it, so that we  
25 can determine how or if that can happen.

1           As we pause at Horsepark, our staff is  
2 looking into how to bring some of the other items,  
3 namely horse shows, to the fairgrounds proper. Having  
4 said that, that is the reasoning for the actions taken  
5 in December. We have a Horsepark committee already in  
6 place, and I've asked the Horsepark Committee -- it's  
7 chaired by Director Gelfand, and Director Mead will be  
8 joining the Horsepark Committee with him -- and I have  
9 asked the Horsepark Committee to look further into  
10 this topic, to engage the community on further  
11 discussions.

12           We envision having a public workshop so that  
13 the community can come before the committee and have  
14 more than perhaps just the 2 minutes allotted here and  
15 have a discussion of the various topics that they  
16 would like our board to know and understand so that  
17 the committee can report back to the full board at the  
18 appropriate time. That will give the community and  
19 the committee an opportunity to determine the various  
20 issues involving the community and Horsepark.

21           We can talk about what the environmental  
22 obligations are at Horsepark, the cost of compliance  
23 with those, whether there is any appetite by the  
24 community to assist us with that obligation, and how  
25 and whether there is other folks in the community who

1 might be able to help in other ways. So we can have a  
2 further discussion and fuller discussion at that time.

3 I think, Carlene, can you tell -- can you  
4 address to the public how they can be informed of the  
5 public workshops so that they can get the notice?

6 CEO MOORE: Yes.

7 And please know that, similar to our board  
8 meeting and so that not only the -- our committee  
9 members but also the other members of our board want  
10 to attend, we will need to publicly notice that, which  
11 will require a ten-day notification. So just be aware  
12 it's not a meeting that will be happening this week,  
13 and so there is time.

14 And for those that have already emailed your  
15 communications -- and again, as we've expressed back  
16 to you, thank you for sending those -- if you can  
17 please email us at Planning -- P-l-a-n-n-i-n-g --  
18 @SDFair.com, and just let us know that you're  
19 interested in the Horsepark topic. We will be sure to  
20 send out that invitation to you, as well as we will be  
21 communicating it out through media channels as well.  
22 But so that we directly can correspond with you about  
23 it, please send us that email. Again, it's  
24 Planning@SDFair -- as in San Diego Fair -- dot com.

25 PRESIDENT VALDEZ: Great. Thank you.

1           As Carlene stated, we are going to formally  
2 notice it because under Bagley-Keene only two board  
3 members can attend any meeting without it being  
4 noticed properly to the public. Since there might be  
5 other board members who would like to join in the  
6 discussion, we're going to do that formal notice so  
7 that it allows any of the additional board members to  
8 join the committee discussions as they would like.  
9 There's no obligation to do that, but you're certainly  
10 welcome to do that. We're hopeful that that will give  
11 the community a forum where they feel that they are  
12 fully heard and their topic is discussed, and so --  
13 and then reported back to the board, so this is done  
14 in a more public way moving forward.

15           One last thing: I'm gonna ask one final  
16 question, and then I'm gonna ask Mr. Rosenbaum and  
17 Mr. Adam to respond to this question and then also to  
18 fill in any gaps or, if I've misstated anything, to  
19 please correct the record.

20           My question here is we've been informed by  
21 communications from the community, and it was a topic  
22 of an article this Sunday in the Union Tribune, that  
23 third parties have tested for bacteria at Horsepark  
24 and concluded that we are not contributing to water  
25 quality issues. My question to our attorney and our

1 consultants is do these test results change or affect  
2 our regulatory requirements with the Regional Board  
3 and does it change any of the topics we have been  
4 discussing or conclusions we have made?

5 I'm gonna pass that on over to  
6 Mr. Rosenbaum.

7 WAYNE ROSENBAUM: Thank you, Mr. Valdez.  
8 You say "CAFO," and we say "CAFO" (varying  
9 pronunciation), but that having been said --

10 PRESIDENT VALDEZ: We'll do.

11 WAYNE ROSENBAUM: Let me start by seeing  
12 what I can outline of the regulatory requirements. I  
13 will leave the technical details to Mr. Adam. But  
14 when we look at that data, in some ways that data is  
15 very promising. However -- and here come the  
16 "howevers" -- those samples were for one analyte. In  
17 fact, under the permit regimes to which Horsepark  
18 would be subject, there are 11 odd analytes that would  
19 need to be tested and confirmed. Samples would have  
20 to be taken in a way that would comport with the  
21 permit requirements, including holding times,  
22 et cetera. Certainly that information is, you know,  
23 promising, but doesn't confer compliance.

24 In addition to that, the way these  
25 regulations and statutes are drafted, just meeting

1 those discharge requirements does not, in and of  
2 itself, confer compliance with the regulations. Some  
3 of the things that we have to look at are, as an  
4 example: How much water do we have to retain from  
5 manured areas? How do we inspect and report on the  
6 facility? How do we deal with this issue of are we  
7 discharging to a water of the United States? Because  
8 that will -- that could conceivably change our  
9 regulatory status.

10 So yes, that information is helpful and  
11 promising, but standing alone it certainly is not  
12 sufficient to confirm compliance with the regulations  
13 of the Clean Water Act, Porter-Cologne, or the  
14 regulations imposed thereby by the Regional Water  
15 Quality Control Board. And so we -- and understanding  
16 that all of these regulations are enforceable by  
17 citizen suit, it -- we really do need to be able to  
18 fully understand the scope of the regulation and  
19 confirm that we are in compliance with that  
20 regulation.

21 And on that note, Ian, I'm gonna turn this  
22 over to you for the technical side.

23 IAN ADAM: Thank you, Wayne.

24 Yeah, again, this is Ian Adam with Fuscoe  
25 Engineering, and I also support the statement that the

1 bacteria sample results were encouraging, but there  
2 are a few factors to be considered before any  
3 definitive conclusions can be made.

4 First, samples are required to be collected  
5 within the first four hours of discharge. And based  
6 on the local rainfall patterns, a sample in the storm  
7 vent would have likely have been required earlier in  
8 the day on that particular day.

9 Second, bacteria samples have a very short  
10 holding time. They have to be submitted to the lab  
11 within 4 to 6 hours in order to be valid. Based on  
12 the chain of custody, the hold time before submittal  
13 to the lab was 25 hours, well outside that 4-to-6-hour  
14 limit. Unfortunately, these results would not have  
15 been allowed for any compliance or regulatory  
16 evaluation.

17 Third, this site has six drainage areas with  
18 equestrian uses and seven discharge points to the  
19 creek. In order to determine the site as clean, each  
20 of these discharge points would need to be sampled for  
21 the long list of constituents, and all of them would  
22 have to pass all tests before making any such  
23 conclusions. These include total suspended solids,  
24 total phosphorus, total nitrogen, E. coli, total  
25 coliform, chemical auction demand, dissolved copper



1 and zinc. Each of these would have to pass at least a  
2 minimum of four consecutive sampling events before  
3 there would be any considerations about reducing  
4 sampling from four times per year to two times per  
5 year, and there is very little -- it is highly  
6 unlikely under any scenario which sampling would not  
7 be required.

8           And lastly, as Wayne said, under the  
9 regulatory structure for a CAFO -- I'll go with yours  
10 there, Mr. Valdez -- storm water discharges through  
11 production areas of the site -- those include the  
12 stables and the manure storage area -- have three  
13 specific things they have to address. It is  
14 considered processed wastewater, not storm water. So  
15 processed wastewater is not allowed to discharge to  
16 the creek. There are exceptions to this non-discharge  
17 requirement if they are subject to very sophisticated  
18 treatment systems such as the one at the Del Mar  
19 Fairgrounds proper, which included constructive  
20 wetlands and a UV treatment plant. Traditional  
21 practices, such as low-impact development like swales  
22 and bio retention or proprietary storm water filters,  
23 would not reduce the pollutants to the allowable  
24 levels and those exemptions would not apply. So  
25 unfortunately for CAFO facilities, they are very

1 expensive systems to treat in order to get proper  
2 authority to discharge that water.

3 Thanks, Wayne.

4 PRESIDENT VALDEZ: Anything further,  
5 Mr. Rosenbaum?

6 WAYNE ROSENBAUM: No, sir, unless you have  
7 further questions of us.

8 PRESIDENT VALDEZ: I do not believe I do at  
9 the moment.

10 What I would like to do, perhaps to make  
11 this as clean as possible, I think that we should now  
12 open it up to public comment. And then if any of the  
13 Board members -- I think that if any of the Board  
14 members have any additional questions that would  
15 like -- that could encompass any questions you might  
16 have out of what you've heard so far and then also  
17 public comment so that we can make it as organized as  
18 possible.

19 So hearing no objection, I'm going to now  
20 open it up to public comment. Please understand again  
21 that we're limited -- because of the number of folks  
22 signed up, we are limited to 2 minutes. And I'm gonna  
23 have Donna take time, and we will have to, you know,  
24 kind of strictly adhere to the time limitations given  
25 the number of speakers.

1 First up is Dale Harvey.

2 A/V TECHNICIAN: Go ahead, Dale. You're  
3 muted, Dale. Dale, you're muted.

4 DALE HARVEY: There we go. Hey, thanks for  
5 giving me the opportunity to talk to you guys today.  
6 And, Richard, thank you for all of the information  
7 that you provided. I would say a great majority of it  
8 is probably news to most of us. Some of it is news to  
9 me.

10 Just to give you a quick background on me:  
11 You know, I've worked with you guys for 30 years plus  
12 with Del Mar National, World Championships, Olympic  
13 trials, all that between the two venues. So we have  
14 an extensive relationship working together. And, in  
15 fact, I was actually a competitor myself at the 1992  
16 World Cup Finals in Del Mar. So, you know, I've been  
17 part of, you know, various aspects of the industry,  
18 and I've worked intimately with you guys on a variety  
19 of projects.

20 Over the last several months I've really  
21 delved into the water management issue. I've talked  
22 to Coastkeepers. I've talked to Surfriders. I've  
23 talked to Lisa [sic] Walsh at the head of the  
24 San Diego Water Board. So, you know, I have a lot  
25 more information than I ever thought that I would ever

1 have on this subject.

2           Having said that, I definitely acknowledge  
3 the fact that, you know, there's a lot of issues that  
4 you spoke about earlier that I'm not aware of. So I  
5 don't have the complete picture, and so anything I say  
6 today I acknowledge the fact that it's with not a  
7 complete picture of what's going on.

8           You know, I just want to say that, you know,  
9 in my communications with Lisa Walsh at the Water  
10 Board and also the fellow at Coastkeepers and  
11 Surfriders, you know, my impression in speaking with  
12 them was they were not interested in shutting  
13 Horsepark down or any other businesses or entities,  
14 that they were really committed to working with those  
15 organizations to help them and allow them to meet the  
16 water management thresholds that they're looking for  
17 from an environment --

18           DONNA O'LEARY: Mr. Harvey, your time is up.

19           DALE HARVEY: Okay.

20           PRESIDENT VALDEZ: Thank you. Thank you.

21           Just for the record, I believe it's Laurie  
22 Walsh at the Regional Board.

23           On to Juls Lorenz.

24           A/V TECHNICIAN: One second. Juls, you need  
25 to un-mute.

1                   JULS LORENZ: Can you hear me now?

2                   PRESIDENT VALDEZ: Yes.

3                   JULS LORENZ: Thank you. I won't take very  
4 long. You've explained a lot, and I really appreciate  
5 it, and I was really glad I was able to sit in and  
6 listen. Looking forward to more information about the  
7 public forums, about what's to happen going forward.

8                   One question I'm not sure. So, boy, that  
9 was a lot of information. As far as having to -- you  
10 know, once the leases are up for the current boarders  
11 on the Horsepark and the businesses that were there,  
12 I'm wondering was it confidently determined that that  
13 was a necessary consequence? Was it determined for  
14 certain that keeping them there, even in light of  
15 canceling horse shows and everything else you had to  
16 do, would have put you at risk? That's really all I'm  
17 curious about.

18                  PRESIDENT VALDEZ: So that -- perhaps it  
19 might help for future, the folks signed up for public  
20 comment after Ms. Lorenz. I'm happy to answer that  
21 question in the event that other speakers have that  
22 same one.

23                  The answer is that there really was no  
24 middle ground, that there could not be any presence of  
25 horses at Horsepark in order for us to eliminate the

1 exposure. So even one horse on site would have  
2 triggered the exposure that we were trying to avoid.  
3 And therefore, there really was no other choice but to  
4 provide notice for everyone and to cease all operation  
5 of equestrian presence at the facilities.

6 I'm sorry. I thought you were done with  
7 your comment, and I was --

8 JULS LORENZ: Yeah, I'm done. Thank you.  
9 That's fine.

10 PRESIDENT VALDEZ: Okay. Thank you very  
11 much.

12 On to Mark Conley.

13 A/V TECHNICIAN: Mark, you need to un-mute.

14 MARK CONLEY: Can you hear me?

15 PRESIDENT VALDEZ: Yes.

16 MARK CONLEY: Thank you, Board members. I  
17 really appreciate you guys coming out and helping to  
18 explain everything on the Horsepark situation.

19 Maybe some of you know, I've been at Del Mar  
20 Horsepark since the time you almost took it over and  
21 bought it. I've been a trainer. I've had a riding  
22 academy here for 26 years; dealt with a lot of riding  
23 school people, et cetera. I think I really welcome  
24 the chance of being able to sit down with the  
25 committee and help figure out what can be done to

1 comply with the water issues here. I think you'll  
2 find that the community is very supportive of Del Mar  
3 Horsepark. It's been a jewel of San Diego County for  
4 over 41 years, and I think we can go ahead and find  
5 ways of getting the water done correctly so Horsepark  
6 can go forward in the future.

7 PRESIDENT VALDEZ: Thank you.

8 On to Trish Quirk.

9 A/V TECHNICIAN: Trish, you need to un-mute.

10 PRESIDENT VALDEZ: Or Tish.

11 TISH QUIRK: Yes. Yes. My name's Tish  
12 Quirk. And since this meeting is under the auspices  
13 of the Agricultural Association, I'll speak as a fifth  
14 generation of agriculture family with numerous awards  
15 for protection and management of land and water, as  
16 well as a full-time horseman and 50-year resident of  
17 this area.

18 I believe there are proposals that have been  
19 given to you that solve the problems that have been  
20 presented, in addition to great benefits to the  
21 community, to the entire community of Del Mar,  
22 Solana Beach, Rancho Santa Fe, that include community  
23 and family entertainment, food service, sports, and  
24 pet parks, and these things all create jobs and bring  
25 huge financial benefit to all of the businesses in the

1 area. The equine activities obviously bring money and  
2 lots of people to the hotels, restaurants, stores,  
3 entertainment venues, and every service in this  
4 wonderful area.

5 My husband and I were involved in the  
6 original purchase of the bare floodplain land that  
7 later -- that became the Del Mar Horsepark. We were  
8 involved in all of that. It's a treasure that  
9 benefits the entire community, and I believe there are  
10 proposals. Ali Nilforushan has made proposals that  
11 can benefit the entire area. He knows how to make  
12 these things happen and create a community center that  
13 could benefit everyone in the community.

14 So if you'll look at all of these proposals  
15 that are coming through, very involved horsemen that  
16 want this to work not just for the horsemen but for  
17 the entire community.

18 PRESIDENT VALDEZ: Thank you.

19 On to Curtis Ferguson.

20 A/V TECHNICIAN: We do not have him on the  
21 queue.

22 PRESIDENT VALDEZ: Okay. On to Paul  
23 Von Petersen.

24 A/V TECHNICIAN: We do not have Paul  
25 Von Petersen.



1 PRESIDENT VALDEZ: Alison Stocker.

2 A/V TECHNICIAN: We do not have Alison  
3 Stocker either.

4 PRESIDENT VALDEZ: Holly Richardson is  
5 crossed off. I'm assuming she's no longer --

6 A/V TECHNICIAN: Yeah. She decided not to  
7 be on.

8 PRESIDENT VALDEZ: Okay. Kjersti Horais.

9 KJERSTI HORAIS: Hi. This is Kjersti. Can  
10 you hear me?

11 PRESIDENT VALDEZ: Yes.

12 KJERSTI HORAIS: Thank you. Thank you to  
13 the Board for that background information. That's  
14 really helpful.

15 I'm speaking on behalf of just the general  
16 horse community, you know, starting out as a  
17 horse-crazy kid here from San Diego who relied on  
18 places like the Horsepark to get my fix for horses,  
19 you know, from a middle-class family that couldn't  
20 really afford to own one and essentially ended up  
21 taking lessons, being an ag major at Davis, and now  
22 support the local horse economy as an owner and  
23 competitor. And I see kids just like me at horse  
24 shows whenever I am at Horsepark, and I really want  
25 them to have the same opportunities that I enjoyed as

1 a kid.

2 And so as others have mentioned, I just  
3 would respectfully request that the Board consider,  
4 you know, working with the community and seriously  
5 considering, you know, proposals that address the  
6 water quality requirements and allow horses to come  
7 back to Horsepark because, as others have said,  
8 there's a huge will in the community for this and we  
9 just all need to come together to find a way to make  
10 this happen, meet everyone's needs. So I'm looking  
11 forward to the additional meetings and further  
12 discussions.

13 Thank you.

14 PRESIDENT VALDEZ: Thank you.

15 Ilia Christy.

16 A/V TECHNICIAN: Ilia, you need to un-mute.

17 There you go.

18 ILIA CHRISTY: Hi. So I am a local  
19 horsewoman and have been to many horse shows at  
20 Horsepark, and I just want to say what an asset it is  
21 to the community, to adults, to children, to everyone.  
22 You know, the horse shows there are, you know, not as  
23 large as the ones at the racetrack on -- and the  
24 facilities there are really unique in having the grass  
25 jumping field there. You know, there's also a

1 fantastic covered arena. And that asset is just so  
2 important to the community that there must be a way  
3 that we can find a way to keep it in use and to  
4 continue to be allowed to have it available to  
5 everyone.

6 Thank you.

7 PRESIDENT VALDEZ: Thank you.

8 Josephina Nor Lantzman.

9 A/V TECHNICIAN: Josephina, you need to  
10 un-mute. There you go.

11 JOSEPHINA NOR LANTZMAN: There you go. Hi.  
12 Can you hear me?

13 PRESIDENT VALDEZ: Yes.

14 JOSEPHINA NOR LANTZMAN: Okay. Hi. I'm  
15 Josephina, a Del Mar resident. I actually bought my  
16 house about 17 years ago because it was around the  
17 corner from Show Park. I have won over ten Grands  
18 Prix there. I have two-year-old twin daughters who  
19 love to go there and watch. I also actually boarded  
20 there for the last year while my new barn was being  
21 built.

22 I realize all this great information you  
23 guys gave us, and I realize you guys need money. So I  
24 have an idea. Why don't you guys try to raise some  
25 muni bonds or some bonds for the people in the area to

1 help generate some income so you can pay for these  
2 water tests? I think that's a great idea. I think  
3 that should be considered.

4 And I just -- I think it's a great spot for  
5 us. It's the heart of the community. I think we need  
6 to keep it open. I think, because of all the wealth  
7 in the area, we should utilize that and try to get  
8 people to contribute to help with the water tests and  
9 the permits and the waivers. I think, between some of  
10 the great horse show organizers and people, it could  
11 become an amazing community hub. I'd love to see it  
12 fixed up and possibly put a park in there, you know, a  
13 playground. I ride my bike there. I really want to  
14 see whatever we can do to keep it open.

15 So I just thank you for all your -- keeping  
16 your guys's minds and hearts open to get this thing to  
17 work. And I realize there is a lot of money and it's  
18 really complicated, but I think we can do it.

19 So thank you.

20 PRESIDENT VALDEZ: Thank you.

21 Marla Zanelli.

22 A/V TECHNICIAN: Marla, go ahead and  
23 un-mute.

24 MARLA ZANELLI: Oh, okay. Great. Now can  
25 you hear me?

1                   PRESIDENT VALDEZ: Yes.

2                   MARLA ZANELLI: Great. Thank you.

3                   Well, you know, I think it's really a crime  
4 that you are taking horses away from children, because  
5 horses teach children a sense of responsibility. They  
6 learn a sense of accomplishment with their  
7 accomplishments with horses. They learn love and  
8 compassion with the animals. And, you know, it's just  
9 they're really amazing animals.

10                   And I sell real estate here, and I've sold  
11 it for 30 years, and I've seen horse properties  
12 disappear and get sold because they're so expensive.  
13 So it would be very, very, very difficult to replace  
14 Horsepark at the cost and expense of our real estate  
15 in this area.

16                   And, you know, it's -- now parents can drop  
17 their children off there. Whereas, if those people  
18 and horses are forced to move inland to other areas  
19 like Temecula and wherever, you know, inland, they  
20 could never do that. Drop their kids off and go to  
21 work; right? So I mean it's a very, very important  
22 location for the children and for the horses.

23                   And, you know, I do have -- you know, you  
24 say that there's no plan to build there, but I just  
25 want to bring up to everybody's attention that there

1 is a senate bill in the making under Governor Newsom.  
2 And Section No. 7 in that bill specifically states  
3 that the bill would provide that the governor is  
4 authorized to certify a project before the lead agency  
5 certifies the final EIR for the project, which tells  
6 me it gives Governor Newsom a right to build where he  
7 wants to build, irregardless of an EIR. So -- and I  
8 hope and pray that that is not what is in the back of  
9 his mind with this property.

10 But I'm a lifelong horsewoman. My father  
11 bought me a horse when --

12 DONNA O'LEARY: Ms. Zanelli, your time is  
13 up.

14 MARLA ZANELLI: Thank you.

15 PRESIDENT VALDEZ: Thank you.

16 I see Mayor Terry Gaasterland was signed up.

17 A/V TECHNICIAN: Yeah. He's no longer on  
18 there.

19 PRESIDENT VALDEZ: She.

20 A/V TECHNICIAN: She's no longer on there.

21 PRESIDENT VALDEZ: Okay. On to Carolyn  
22 Clemons.

23 CAROL CLEMONS: Actually, it's Carol  
24 Clemons. I don't know where the "Carolyn" came from.  
25 Can you hear me?

1                   PRESIDENT VALDEZ: Yes, we can.

2                   CAROL CLEMONS: The storm water information  
3 is something I was interested to hear. It does sound  
4 like a difficult position that we're in. I do wonder,  
5 can I ask a question real quick?

6                   If the CAFO is -- the limit is less than 450  
7 horses for medium or something, how many horses are  
8 boarded there now that are being asked to leave? Do  
9 we know?

10                  PRESIDENT VALDEZ: What I want to make sure  
11 we're not engaging in, because we have a lot of  
12 speakers -- that reason why I answered the previous  
13 woman's question was that it was pretty easy and  
14 contained, and I thought perhaps others might have  
15 that same question. I'm gonna ask to hold that  
16 question for later on, because it is a little more  
17 complicated than the previous one, and I'm gathering  
18 that information. So --

19                  CAROL CLEMONS: Okay.

20                  PRESIDENT VALDEZ: It's less than 499, by  
21 the way.

22                  CAROL CLEMONS: Yeah. So I was wondering if  
23 they could at least stay. Because my experience, I've  
24 been in the horse world for 35 years, and really I  
25 just wanted to state my support for the facility. And

1 as a mother of two girls who grew up riding horses and  
2 showing at Horsepark, the work ethic that they came  
3 out of that with and the sense of responsibilities and  
4 accomplishment is something that you just can't buy.

5 We're not wealthy people, but -- and so,  
6 therefore, seeing these opportunities go away, I think  
7 the community loses a lot. It's one of the things  
8 that makes North County special and Southern  
9 California special.

10 If they have -- kids that are able to ride,  
11 if they are able to and want to compete, if the horse  
12 shows are, you know, moved out of the area, then it  
13 becomes problematic because they have to take more  
14 time off school or maybe they can't take that time off  
15 school.

16 So I just want to -- oh, and the other thing  
17 I wanted to mention is my concern about evacuations  
18 that are necessary during wildfires. I personally  
19 have evacuated a couple of times in the past, spent a  
20 couple of nights at the fairgrounds at the time, but I  
21 know that the Horsepark has also been a facility  
22 that's been used. And that's the valuable asset for  
23 this community, and it's kind of scary to think that  
24 it might not be there for us if we need it. So that's  
25 something else I'd like to add.



1 DONNA O'LEARY: Ms. Clemons, your time is  
2 up.

3 CAROL CLEMONS: Okay.

4 PRESIDENT VALDEZ: Okay. Thank you.  
5 Duncan McIntosh.

6 DUNCAN MCINTOSH: Hello there. Can you see  
7 me? Hear me?

8 PRESIDENT VALDEZ: We can hear you, and we  
9 see the dreaded Dodgers logo. I am a Padre fan. I  
10 just had to say that. Sorry.

11 DUNCAN MCINTOSH: Well, I sold a horse to  
12 Tommy Lasorda. So maybe it's in his honor.

13 PRESIDENT VALDEZ: Rest in peace.  
14 Go ahead. I'm sorry.

15 DUNCAN MCINTOSH: God bless him.

16 Listen, I want to say, first of all, that  
17 you guys are in a very, very difficult position, and  
18 you're in a defensive posture, and I have some  
19 information and the ability to help you not remain in  
20 a defensive posture forever and ever, and I look  
21 forward to meeting with and speaking with Wayne and  
22 Michael and Kathlyn directly.

23 And I was a consultant for the Equestrian  
24 Services Company in San Juan Capistrano, and I -- the  
25 reality is that there's a couple of steps that were

1 skipped, and they were done so because of a strange,  
2 you know, process of California. And god knows  
3 California does things differently, but we left out a  
4 key player, and that is some people called the Natural  
5 Resources Conservation Service. That's part of the  
6 USDA.

7           And this is not the first time that there's  
8 been a place with problematic water. This is actually  
9 child's play compared to the Chesapeake Bay. And when  
10 the lawsuit went down in Orange County, I decided to  
11 look into it because my -- I grew up around it. My  
12 uncle was the sponsor for a little law firm called the  
13 NRDC. I expect Wayne to look at me and nod at that  
14 one. And, you know, so I looked into this, and then I  
15 studied what happened from -- in the Chesapeake Bay  
16 when they had problems with the chicken farms there  
17 and terrible algae blooms. And they had a period of  
18 litigation, and then they had a period of resolution,  
19 and I have some insight and some resources to offer.

20           DONNA O'LEARY: Mr. McIntosh, your time is  
21 up.

22           PRESIDENT VALDEZ: Thank you.

23           I just want to make sure that I'm making a  
24 record here, because I want to include all the names  
25 of folks who had signed up. I'm making sure that we

1 make a record that they were no longer here or were no  
2 longer gonna speak. I had Kathy Hobstetter on the  
3 list, Oscar and Henry, and I believe you had crossed  
4 her off.

5 A/V TECHNICIAN: Yep. She chatted in and  
6 said she wanted to give her time up.

7 PRESIDENT VALDEZ: And Holly Richardson as  
8 well?

9 A/V TECHNICIAN: Yes, as well.

10 And I also have a list of all the people  
11 that signed up that I can hand back to you guys at the  
12 end of the meeting.

13 PRESIDENT VALDEZ: Okay. Thank you very  
14 much.

15 Okay. On to Jason McArdle.

16 A/V TECHNICIAN: Jason? There you go.

17 JASON MCARDLE: Yes. Hello. Yes.

18 I would just -- I didn't know I was actually  
19 gonna talk, but I want to encourage you guys to really  
20 think about trying to keep this as a --  
21 (Indecipherable transmission.)

22 PRESIDENT VALDEZ: We're losing you, Jason.

23 JASON MCARDLE: -- the City. And for all  
24 the horse community that -- I've lived here for 15  
25 years, and it would be a real shame if the facility --

1 (Indecipherable transmission.)

2 PRESIDENT VALDEZ: We are not -- your  
3 connection must be bad, Jason. We're not hearing most  
4 of anything that you're saying. Sorry about that.

5 Why don't we take the next speaker, because  
6 I think he might have lost his connection. On to  
7 Archie Cox.

8 ARCHIE COX: Thank you very much, Board  
9 members, for allowing me to speak.

10 Currently I am a professional horseman in  
11 the Los Angeles area. I'm president of the Pacific  
12 Coast Horse Shows Association, and it's the largest  
13 hunter/jumper organization on the West Coast. And  
14 Show Park, as we lovingly call it, has been a staple  
15 and a standard on our horse showing tour from beginner  
16 riders through the Grand Prix and Olympic levels. It  
17 is an asset to every level: Young person; old person.

18 I've learned a lot listening today. I'll  
19 look forward to finding solutions. Hearing the word  
20 "pause," taking a pause on the facility, is  
21 outstanding. That gives hope that there can be horse  
22 shows. It is important for the PCHA, for the horse  
23 community, what it does for individuals, businesses,  
24 hotels, restaurants. It brings so much, and it is  
25 really, as someone said earlier, the crown jewel of

1 the West Coast. It's an outstanding place, and I hope  
2 that there is a solution that can come forward. And I  
3 say that on the behalf of the PCHA board and myself  
4 and the horse community at large.

5 Thank you.

6 PRESIDENT VALDEZ: Thank you.

7 On to Ali Nilforushan. Sorry if I butchered  
8 that last name.

9 ALI NILFORUSHAN: Can you guys here me?

10 PRESIDENT VALDEZ: Yes.

11 ALI NILFORUSHAN: Hi, everybody. Thank you  
12 for the back story. It really helps all of us here.  
13 So really appreciate that.

14 I have a proposal that I think would be a  
15 really great thing for Horsepark: I think, if we turn  
16 that into a community center with a dog park, a kids  
17 park, coffee shop, ice scream shop, something that  
18 brings the whole community together. And on top of  
19 that, I think we can work very closely with the  
20 environmentalists, because I believe that everyone in  
21 the horse business is truly an environmentalist at  
22 heart and wants to see a clean ocean and clean  
23 environment. So I think all of those things can work  
24 together.

25 As far as what Josephina said, absolutely

1 the community would get behind this project to save  
2 Horsepark. All of our land values depend on it. My  
3 wife and I bought our home 4 minutes away from Show  
4 Park, and there are many other farms around here that  
5 would be greatly, greatly hurt with value if that  
6 facility went away. It is our crown jewel, for sure.  
7 It is where I started riding. It catapulted my career  
8 and also many, many, many other people.

9 And really appreciate you guys at least not  
10 saying that it's a done deal, and I would love the  
11 opportunity to sit with you guys to explain to you  
12 what my vision is for the facility. That's really the  
13 only place we have left in San Diego that is a  
14 complete staple for our industry.

15 And moving the A-rated hunter/jumper shows  
16 over to the Del Mar Fairgrounds is really difficult  
17 because the ring space is limited. So that's really  
18 not an option. That's a very small option. And the  
19 horse industry the already struggling, and we just  
20 can't afford to lose another venue. So I just  
21 appreciate the time.

22 PRESIDENT VALDEZ: Thank you.

23 On to Nani Luebke.

24 NANI LUEBKE: Hello. Can you hear me?

25 PRESIDENT VALDEZ: Yes.

1                   NANI LUEBKE: All right. Good afternoon.

2 Thank you for your excellent explanation of the  
3 situation.

4                   I would like to comment, as others have, of  
5 what a rare gem of a facility you do have there, you  
6 know, from beginner to international level  
7 competitions, which is a rare -- a rare thing.  
8 There's space, you know, great grass field, so on and  
9 so forth.

10                  I would like to encourage your planning --  
11 planners and your board to consider the really big  
12 picture here and look to working on a public/private  
13 partnership to fund the kind of waste management  
14 system you need to have there. I think you'd get a  
15 lot of support with that. And funds that you have,  
16 matching funds, I think an awful lot of people would  
17 step up and be very happy to make that happen so that  
18 Horsepark could continue. I also think you need to  
19 look at the big picture. You've got the L.A. Olympics  
20 coming up in a few years, and the whole  
21 Rancho Santa Fe/Del Mar area was intrinsic in the  
22 former L.A. Olympics. You've got -- kids that show at  
23 Horsepark are eligible for Don Diego scholarships.

24                  You've got -- you know, you can't let the  
25 facilities degrade in any way, shape, or form through

1 non-use and expect to be able to carry on without a  
2 more huge investment.

3 DONNA O'LEARY: Nani, your time is up.  
4 Sorry.

5 NANI LUEBKE: Okay.

6 PRESIDENT VALDEZ: Thank you very much.  
7 On to Rochelle Putnam.

8 ROCHELLE PUTNAM: Hi.

9 PRESIDENT VALDEZ: Hello.

10 ROCHELLE PUTNAM: Hi. My name is Rochelle  
11 Putnam. I am a resident of Rancho Santa Fe and a  
12 competitive dressage rider. I just have a few quick  
13 points to make.

14 First I want to acknowledge it's very  
15 sensitive that you appear to be caught between  
16 environmental groups and the equestrian community as  
17 well as, obviously, the unprecedented financial  
18 dilemma that you find yourself in with respect to  
19 COVID and all the event cancellations. Your comments  
20 today have been very enlightening, and I look forward  
21 to working with the directors -- I believe you  
22 mentioned Gelfand and Mead -- on the community  
23 workshop.

24 I believe, based on this call, there's a  
25 number of really bright, motivated people with a lot



1 of good ideas who will be willing to step forward in  
2 making sure that this pause doesn't become a permanent  
3 closure, especially that last speaker's comment with  
4 respect to allowing the facility to degrade. I think  
5 there is a lot of great ideas out there.

6 I'd also concur with a prior speaker  
7 regarding the Horsepark's ability to back up the  
8 fairgrounds in the event of a major wildfire event. I  
9 too was evacuated in '07, with over 2200 horses, at  
10 the fairgrounds in the Lilac Fire and in 2017 was a  
11 big deal for the community as well. So I don't know  
12 if there's any aspect of this that -- that should be  
13 taken into consideration as well.

14 Lastly, before I close, I'd like to have you  
15 encourage the fairgrounds staff in the interim here,  
16 while we're on pause, to engage with show organizers  
17 and participants to discuss the shortcomings of having  
18 small and medium horse shows at the fairgrounds,  
19 because there are shortcomings, and there is a lot of  
20 pushback on that topic. But perhaps through  
21 collaboration with you and with the staff at the  
22 fairgrounds we can determine feasibility and address  
23 some of the issues and some of the shortcomings,  
24 particularly some of the bureaucracy that's typically  
25 encountered hosting a show at the fairgrounds versus

1 show park.

2 So that's about it. I think everybody else  
3 on the call covered all the points, and I really  
4 appreciate the clarity you brought to the situation  
5 today on this call. Thank you very much for your  
6 service.

7 PRESIDENT VALDEZ: Thank you very much.  
8 On to Tanya Herring.

9 A/V TECHNICIAN: She's no longer on the  
10 queue.

11 PRESIDENT VALDEZ: Megan Camaisa.

12 MEGAN CAMAISA: Thank you very much for  
13 allowing me this time to speak. So many other  
14 speakers have eloquently put their words to what they  
15 all feel about Del Mar Horsepark or, as we would  
16 lovingly all call it, Show Park. Thank you for not  
17 making this a permanent move but yet a pause.

18 I'd like to encourage the board members to  
19 consider the equestrian community partners in this  
20 journey and take the opportunity to get to know us and  
21 take the opportunity to understand our community.  
22 There's a lot of opportunities for us to partner with  
23 each other and to make a lot of efforts to do many  
24 good things together, one being community outreach.

25 Our community, our sports are not cheap.

1 And so there's a lot of effort that we can help not  
2 only to save Del Mar Horsepark but to also encourage  
3 the community about events at Del Mar Fairgrounds,  
4 which is also another great venue for us. A lot of  
5 other horse shows do charity horse shows, which we  
6 could help to, A, cover the financial cost of  
7 retrofitting Del Mar Horsepark. But then once those  
8 costs are recovered, we could then continue on and  
9 support the Don Diego Scholarships.

10 There's a lot of other things. People say,  
11 "Well, it's the horse community versus the  
12 environmentalists." We are environmentalists. We  
13 just prefer the ground, versus the water. But we need  
14 space for our horses. Recently the soccer fields  
15 across from Show Park were taken away from the horses,  
16 and so I think it's really important, as an  
17 agricultural board, that you do preserve these lands  
18 for horse usage and horse usage alone, no matter what  
19 the obstacles may be. And again, the equestrian  
20 community is willing to step up to the plate. I know  
21 my family is willing to contribute financially to  
22 help.

23 DONNA O'LEARY: Ms. Camaisa, your time is  
24 up. Thank you.

25 PRESIDENT VALDEZ: Thank you.

1 I think Paula Jameson-Whitney declined to  
2 speak.

3 A/V TECHNICIAN: That is correct.

4 PRESIDENT VALDEZ: On to Laurene Rovins.

5 A/V TECHNICIAN: Give me one second. I do  
6 not have a Laurene Rovins.

7 PRESIDENT VALDEZ: Lamar Rutherford.

8 A/V TECHNICIAN: I do not have a Lamar  
9 Rutherford.

10 PRESIDENT VALDEZ: Sher Man.

11 A/V TECHNICIAN: Sher Man, you need to  
12 un-mute. Star six. Star six, Mr. Man.

13 PRESIDENT VALDEZ: Should we go on to the  
14 next one? Okay. We're gonna go back to that speaker.

15 Cory Hao or Hao (varying pronunciation).

16 CORY HAO. Can you hear me?

17 PRESIDENT VALDEZ: Yes.

18 CORY HAO: Good afternoon. Thank you,  
19 Mr. Valdez, for your explanation, and my thanks to the  
20 Board for your honesty and your diligence in regard to  
21 this subject.

22 It's pretty obvious that the community is  
23 very passionate about Horsepark. And there were a lot  
24 of questions, you know, due to the abrupt nature of  
25 the pausing and a lot of questions raised about why we

1 couldn't continue to have horses boarded there and --  
2 you know, and create some revenue for the fairgrounds.

3           So you mentioned something interesting about  
4 regarding a CAFO or CAPO [verbatim] with 150 to 199  
5 horses kind of being under the radar. And I don't  
6 know enough about it to speak intelligently about it,  
7 but if you board up to 175 horses there at \$450 a  
8 month, that generates almost a million dollars a year  
9 in revenue. I don't know what your overheard is, but  
10 these are things that hopefully we can discuss during  
11 the -- during the public workshops.

12           And I want to thank you for allowing and  
13 even bringing that up, that you will entertain a  
14 public workshop, because I think that it's super  
15 important for us to be able to speak in these public  
16 decision-making processes. So I would encourage the  
17 public to join in in that Planning@SDFair.com website  
18 or the email address that you provided, and I think  
19 that we can also do some fundraisers that would also  
20 help to hit that \$3,000,000 bogey that seems to be the  
21 financial commitment that you need to start this water  
22 quality project.

23           So thank you for your time, and I look  
24 forward to the public workshops.

25           PRESIDENT VALDEZ: Thank you very much.

1                   Lauren Broderson.

2                   LAUREN BRODERSON: Hello, everyone. Thank  
3 you so much for working really hard on getting like  
4 Horse Show Park -- on getting the standards ready. I  
5 was just curious what we can do to further help the  
6 community and see how we can go forward with Horse  
7 Show Park and see what we can do in the meantime to  
8 like maybe generate revenue for the community and  
9 stuff.

10                   I think that it's really -- it's been such  
11 an amazing experience to just grow up at Horse Show  
12 Park and that -- I just love like all my friends,  
13 where you're a winner in one class, a loser in the  
14 next, but you just keep going. And to really have  
15 this in my area, which is where -- I live like  
16 30 minutes from Del Mar, but it's -- it's really been  
17 just literally the best.

18                   I grew up from ponies, age 6, to now, age  
19 18, still showing there, and I've just had a wonderful  
20 time. And it's been amazing that you guys have been  
21 continuing to host horse shows there for a significant  
22 amount of years and that you're really working hard to  
23 continue this amazing community, keeping it alive, and  
24 that you're working on every possible angle, including  
25 testing the waters and seeing that we don't pollute or

1 have any horse waste in the rivers to the ocean.

2 And that I -- I understand that it's a lot  
3 of money, but if we could try to fundraise, maybe, or  
4 get a GoFundMe going or try to work something out, it  
5 would be really great to just continue having it. And  
6 I'm really glad to hear that the rumors about it being  
7 sold -- potentially sold to developers is not true,  
8 and that --

9 DONNA O'LEARY: Time is up. I'm sorry.

10 LAUREN BRODERSON: Thank you so much.

11 PRESIDENT VALDEZ: Thank you.

12 Karla Echols-Hayes.

13 KARLA ECHOLS-HAYS: Hi. Can you hear me?

14 PRESIDENT VALDEZ: Yes.

15 KARLA ECHOLS-HAYS: Thank you so much, first  
16 of all, for all of the detailed background.

17 We -- I'm part of Friends of Del Mar  
18 Horsepark, and we came together very, very quickly  
19 when we heard about the decision to close Horsepark.  
20 And we did talk to a lot of experts about this --  
21 about this. So we knew about Orange County because of  
22 Duncan McIntosh. We know a little bit about CAFO.  
23 But what I really want to tell you guys is we're  
24 already assisting with your obligations. You know, we  
25 paid for that water test. And I knew that it was

1 simply an indicative test, but as a person from  
2 Northern California, who really is very much an  
3 environmentalist as well as a horse enthusiast since  
4 the age of 5, I've got to tell you that test was  
5 really important to me, just to know that we really  
6 weren't dealing with a super-polluting place.

7           And by the way, somebody asked how many  
8 horses are there right now. I think the answer is 36,  
9 by the way.

10           The other thing is that we reached out to  
11 the equestrian community through Change.org. And I  
12 don't know if you guys know this, but I'm amazed at  
13 this petition, because we have over 11,000 signatures,  
14 and I launched the petition on December 18th. That's  
15 less than a month. So that's a lot of people who  
16 really want to see Horsepark kept open.

17           We also have invested in an engineering  
18 report from an NRCS engineer who can work with Wayne  
19 and Ian -- and I think, Ian, you know Duncan  
20 McIntosh -- to really think about, well, does this  
21 property actually come under CAFO or not. And  
22 that's --

23           DONNA O'LEARY: Ms. Hays, your time is up.

24           KARLA ECHOLS-HAYS: Thank you.

25           PRESIDENT VALDEZ: Thank you. Thank you



1 very much.

2 Cindi Mishkin.

3 A/V TECHNICIAN: Go ahead, Cindi.

4 CINDI MISHKIN: Hello. Can you hear me?

5 PRESIDENT VALDEZ: Yes.

6 CINDI MISHKIN: Hello.

7 PRESIDENT VALDEZ: Yes, we can hear you.

8 CINDI MISHKIN: Great. Thank you. Great.

9 First I would like to thank you all on the

10 board for your service. It is clear that you care

11 about the community just as the people who have spoken

12 care about the community. And I am heartened,

13 Mr. Valdez, to hear all the information you imparted

14 at the beginning of the meeting. I think most of the

15 people listening are heartened. It's important that

16 we all know the information before we jump to

17 conclusions. It's clear that we all care about the

18 community and we want to keep the horse facility

19 available for the public in California, and so I'm

20 heartened to hear that you're willing to work with the

21 community so that we can find a solution to protect

22 the environment and also maintain the Horsepark. So I

23 look forward to working with the Board and with

24 members and with the environmentalists so that we can

25 find a solution.

1 Thank you for your work.

2 PRESIDENT VALDEZ: Thank you very much. We  
3 appreciate that.

4 And my favorite name of the day, Hap Hansen.

5 HAP HANSEN: Hi. Can you hear me?

6 PRESIDENT VALDEZ: Yes.

7 HAP HANSEN: My name is Hap Hansen, and I  
8 have been a horse trainer in the San Diego area since  
9 1972. So that's quite a while. So I've -- San Diego  
10 and North County here have been a tremendous benefit  
11 to my business and with the center of it being I'm  
12 able to compete at the Del Mar Horsepark.

13 I really don't have much to add to all this.  
14 I'd like to echo what Ali Nilforushan and Dale Harvey  
15 have all said. I think these are people if you -- if  
16 you put your trust in them, they will find a solution  
17 to make this a profitable venture for the 22nd DAA.

18 I -- I think Duncan McIntosh knows what he's  
19 talking about also. He has some experience in this  
20 and did a great job for the horse facility in San Juan  
21 Capistrano. So you have some great people on your --  
22 we have some great people on our team to keep the  
23 Del Mar Horsepark active in the community here.

24 It's done a tremendous job for our  
25 community. Our children, like they say, the horse

1 shows have been from beginners up through the  
2 Grand Prix and Olympic-level people. We've had people  
3 from the East Coast and Europe come to show, from  
4 Mexico and Canada. You know, it brings a big interest  
5 to our children. It keeps them off the street and  
6 interested in the competition, and competition is the  
7 spice of life.

8 Thank you.

9 PRESIDENT VALDEZ: Thank you.

10 Laura DeMarco.

11 LAURA DeMARCO: Hi. This is Laura. Can you  
12 hear me?

13 PRESIDENT VALDEZ: Yes.

14 LAURA DeMARCO: Okay. Great.

15 It was great that you shared the information  
16 about the new standard of this industrial permit,  
17 which is the first we'd heard about it. We had  
18 thought we were dealing with CAFO.

19 The question I have specifically is about  
20 time, not just money. It took three years for the  
21 construction of the water treatment systems at the  
22 main fairgrounds to deal with 1800 horses --  
23 racehorses. Is that, Ian and Wayne, what you're  
24 proposing? That this pause be for three years? And  
25 that assumes that you have the money and which you

1 don't have. So -- right now.

2           So that's the reason why it brings the next  
3 point. I would highly suggest that you solicit bids  
4 for a long-term lease to an experienced equestrian  
5 operator who could provide not only this water  
6 remediation but also the rental income to you and make  
7 the investments needed to also upgrade the facility.  
8 Now a bid like that and that kind of investment --  
9 you're talking about \$6- to \$8,000,000 -- would  
10 require a long-term lease, probably maybe over 10 and  
11 ideally 20 years so that the operator could recoup  
12 that and, more importantly, come up with the money up  
13 front to actually construct this water remediation  
14 that is required.

15           It's very disappointing to hear that this  
16 industrial permit and the Water Board's current waiver  
17 would not even allow a single horse on the site.  
18 That's incredibly disappointing.

19           So I'd like to hear from Ian and Wayne the  
20 timing and all the money involved, not just for water  
21 remediation but also testing and permitting, because  
22 that's something you have to pay for. And we wanted  
23 to let you know this -- I'm a co-founder of --

24           DONNA O'LEARY: Ms. DeMarco, your time is  
25 up.

1                   PRESIDENT VALDEZ: Thank you.

2                   I think Brittany Painter is no longer on the  
3 list.

4                   A/V TECHNICIAN: She's no longer on the  
5 queue.

6                   PRESIDENT VALDEZ: Shannon Mendez.

7                   SHANNON MENDEZ: Hi there. I'm un-muted  
8 now; right?

9                   PRESIDENT VALDEZ: Yes.

10                  SHANNON MENDEZ: This is Shannon Mendez. My  
11 husband, Topo, and I teach polo riding lessons at  
12 Manolo Polo School, and we're current tenants at Horse  
13 Park in the far-west arena and pipe corrals. We were  
14 fortunate enough to move their, our business, from the  
15 former San Diego Polo Club to Horsepark in 2019 when  
16 polo was formally dismissed.

17                  And I just want to thank you all for your  
18 transparency. This has been really enlightening. As  
19 you can gather from my counterparts on the call, all  
20 of us are really focused on being environmental  
21 custodians. I wouldn't say that any of us is  
22 interested in operating our horse businesses at the  
23 expense of the environment. So this is something that  
24 will be really paramount in our future as well. So  
25 we're all gonna be working with you and your committee

1 on a go-forward basis.

2 I think it goes without saying that we all  
3 have a vested interest in keeping Horsepark open, as  
4 the polo school for us is our livelihood. We teach  
5 riders and players of all levels, ages, and  
6 backgrounds. We're so busy, we were looking to  
7 expand. There's so much more to polo than "Pretty  
8 Woman." It's a team sport. It teaches, you know,  
9 horsemanship and responsibility for kids and adults,  
10 of course, and there's a lot of interest in our  
11 school.

12 In fact, I have been working with the  
13 United States Polo Association to incorporate a new  
14 polo arena club that would support interscholastic and  
15 intercollegiate teams as well as adult tournaments.  
16 Just like the PGA has made a focus on, you know, golf  
17 being accessible to all, the United States Polo  
18 Association is also interested in pursuing that as  
19 well, and they've done a lot to invest in local  
20 communities here. So it's a shame to lose our home  
21 just as we're ready to take the next step, you know,  
22 getting benefit from the national level and bring that  
23 home to the local residents.

24 As a personal note, I started riding at  
25 Horsepark in 1985, and I used to go trudge across the

1 water in my rubber boots to go catch the school horses  
2 on the cross-country field. It's one of those things  
3 that I really hate too see it go. As a, you know,  
4 local resident, a horse nerd, I love to go watch, you  
5 know, all kinds of different events from -- obviously,  
6 the show jumping is near and dear, but I love the  
7 Morgan shows. I love all the different things that we  
8 get to see there.

9 DONNA O'LEARY: Ms. Mendez, your time is up.  
10 Thank you.

11 PRESIDENT VALDEZ: Thank you.

12 On to Robin Crabtree.

13 ROBIN CRABTREE: Hi. This is Robin  
14 Crabtree. I just wanted to -- I have been part of the  
15 Friends of Del Mar Horsepark as well, and I don't need  
16 to really repeat what everyone else has said.

17 My youngest daughter started at Horsepark  
18 when she was very young and needed some direction and  
19 focus and learned how to care and be compassionate and  
20 empathetic through the care of animals and is now a  
21 geriatric nurse practitioner successfully. That is  
22 just one example of all of the wonderful education and  
23 skills that all riders have learned through Horsepark,  
24 starting with Mark Conley.

25 We want to work with you. We want to help

1 you. We are a huge community in San Diego County.  
2 We -- we're here, and so we just need direction of  
3 what you need and how we can help.

4 I also did want to share that Terry  
5 Gaasterland, the mayor of Del Mar, and Dan Quirk, the  
6 council member in Del Mar, as well, would like to see  
7 Horsepark survive and thrive and to also assist in  
8 financial support to the fairgrounds and to the DAA.  
9 Many people and hotels and businesses rely on that  
10 income and the economy.

11 So again, I'd just like to reiterate we're  
12 here, we want to help. Please tell us how we can  
13 help, and let's all get together and work together.  
14 Thank you.

15 PRESIDENT VALDEZ: Thank you.

16 Kim Mars.

17 A/V TECHNICIAN: Star six, Kim. Star six to  
18 un-mute your phone. There you go.

19 KIM MARS: Can you hear me?

20 PRESIDENT VALDEZ: Yes.

21 KIM MARS: I just wanted to say thank you  
22 for all the information that you provided. It paints  
23 a better picture of what's really going on.  
24 Understandably, and with these economic times, I know  
25 you guys are kind of really in a pickle.



1                   And definitely, just reach out to the  
2 community because I think that this is just a  
3 wonderful place to have. And work through it and get  
4 the funds to get this water issue done and keeping an  
5 equestrian community. We're losing a lot of our rural  
6 areas and, you know, a lot of people are moving in.  
7 And I just think it's something that really, really  
8 needs to be held to everybody's heart because people  
9 have to have that. They've got to be outside.  
10 They've got to get with these animals. It's just been  
11 such a big part of so many people's lives, and it's a  
12 big part of that community. So hopefully we can get  
13 everything done and get this opened up.

14                   PRESIDENT VALDEZ: Thank you.

15                   KIM MARS: Thank you.

16                   PRESIDENT VALDEZ: Thank you very much.

17                   Leigh-Ann Kazolas.

18                   LEIGH-ANN KAZOLAS: Hi. My name is  
19 Leigh-Ann Kazolas. I am an equestrian who has enjoyed  
20 showing and riding at the Del Mar Horse Park.

21                   Thank you for your comprehensive summary  
22 regarding the entire history of the lawsuit position  
23 that led to your board's current decision. It's  
24 saddening and disheartening that these environmental  
25 special interest groups are more interested in

1 operating via threats and lawsuits rather than working  
2 productively and proactively with rapidly vanishing  
3 urban equestrian centers in California to find cost  
4 effective and innovative solutions to these important  
5 issues. Equestrian centers are disappearing  
6 everywhere due to urban sprawl and it's important that  
7 they be preserved.

8           What you're seeing is that we equestrians  
9 are a passionate bunch, and we'll fight right  
10 alongside you in whatever we can do to -- to make --  
11 to do what it takes to make right right and what needs  
12 to be saved saved.

13           It also sounds like it's time for some  
14 thinking outside the box. Consider proposals from  
15 some of these best equestrian center operators and  
16 show managers that are offering to pay for the  
17 remediation necessary to help develop Horse Park into  
18 an even greater resource. San Diego is blessed to be  
19 home to some of the top universities in the country.  
20 Put it to the best minds there to come up with some  
21 cost effective solutions. Let's poll equestrian  
22 centers around the world, and let's find the best  
23 practices.

24           We are all stewards of this important sport  
25 and land, and we all want the same goals. We know --

1 we trust that you're sincere in your efforts, honest  
2 in your motives, and hopefully we are collectively  
3 successful. We know that the 22nd DAA is in serious  
4 financial trouble and we know that the CDFA is  
5 considering privatization options for all of  
6 California's fairgrounds. In the past there was a  
7 very close call with a private sale to a developer,  
8 and we almost lost the Orange County Fairgrounds'  
9 equestrian center to become condominiums, but we hope  
10 that that is not the case here and that we can work  
11 together to preserve this important public land for  
12 its stated mission and purpose.

13 Thank you.

14 PRESIDENT VALDEZ: Thank you.

15 Lisa Ohlund.

16 LISA OHLUND: Good afternoon. Thank you for  
17 this opportunity to speak. I appreciate that the  
18 Board has acted prudently and reluctantly in the  
19 actions that they have taken, particularly with the  
20 threat of eminent litigation and by not placing the  
21 District in the position of having to agree to a  
22 consent decree that could permanently threaten Show  
23 Park. Agriculture and, by extension, equestrian  
24 activities are a fundamental part of the District's  
25 mission, and I welcome the avenue that is being

1 provided to the equestrian community to provide  
2 information to the Board and to the appropriate  
3 regulatory agencies.

4 Chair Valdez, as you noted in your  
5 background remarks, horse sporting and showing  
6 facilities in two Southern California counties and  
7 soon most likely the entire West Coast are under  
8 threat or soon will be under threat of removal.  
9 Horsepark is a strategically significant facility in  
10 this effort not only because of its prominence but  
11 also because of the temperate area in which it lies  
12 and the ability to hold year-round shows.

13 I can think of no better organization to be  
14 at the forefront of this issue. And with regards to  
15 this, I ask that the Board also place a pause on your  
16 strategic plan so that the input from this equestrian  
17 process can be included in the strategic plan and that  
18 funding, if it can be identified to assist with this  
19 effort, can be included in your upcoming budget  
20 process.

21 Thank you very much.

22 PRESIDENT VALDEZ: Thank you.

23 I believe Lowell Gaspar is no longer going  
24 to speak.

25 A/V TECHNICIAN: Correct.

1                   PRESIDENT VALDEZ:  And I believe our last  
2 speaker is Santiago Mendez.

3                   A/V TECHNICIAN:  You have Laura DeMarco  
4 after that as well.

5                   PRESIDENT VALDEZ:  I think Laura has already  
6 spoken.  She was number 36 on your list.

7                   A/V TECHNICIAN:  Yes.  I put her in twice.  
8 I'm sorry.  Correct.

9                   PRESIDENT VALDEZ:  Santiago Mendez.

10                  A/V TECHNICIAN:  He is no longer on the  
11 queue.  He was representing Manoloa Polo School as  
12 well.

13                  PRESIDENT VALDEZ:  Okay.  And I believe  
14 there are no more speakers signed up for this agenda  
15 item.

16                  A/V TECHNICIAN:  I have -- Duncan McIntosh  
17 has his hand up, but he's already spoken.

18                  PRESIDENT VALDEZ:  He's already spoken.

19                  Okay.  I have a couple of questions that  
20 arise out of public comment, and then also I will open  
21 up -- obviously, open up to the Board for their  
22 questions as well.

23                  One of the questions I'm going to pose to  
24 our interim CEO Carlene Moore was how many horses are  
25 at Horsepark who are currently -- who would be leaving

1 as boarders?

2 CEO MOORE: Last count we had as 38.

3 PRESIDENT VALDEZ: Thirty-eight. Okay.  
4 Earlier, one of the speakers had offered 36, and I  
5 think the actual number is 38.

6 Another question that one of the speakers  
7 asked was regarding evacuations during wildfires and  
8 how, if at all, that would be affected by any of this.

9 CEO MOORE: Actually, our ability to respond  
10 to and be a facility for evacuations is not impacted  
11 by this. So -- and Horsepark will continue to be  
12 available for that.

13 PRESIDENT VALDEZ: Another item that I noted  
14 from the speaker was, you know, allowing the  
15 facilities to degrade while we're going through this  
16 pause time frame. What is staff's response to that?

17 CEO MOORE: We are not allowing the facility  
18 to degrade and actually will continue to, for example,  
19 maintain the grass field with the treatments that are  
20 necessary for that aeration and other treatments that  
21 need to take place, as well as continuing to dedicate  
22 just a -- more minimal, but at least one full-time  
23 person at Horsepark to continue to maintain the  
24 facility and keep it in proper working order.

25 PRESIDENT VALDEZ: Okay. Another topic that

1 was raised during public comment was horse shows. And  
2 our hope, as I had stated in my statements before  
3 public comment, was that we were able to transfer over  
4 as many of the horse shows as possible onto the  
5 fairgrounds proper.

6 And I don't know if this is so much a  
7 question for Carlene or more of just making sure I'm  
8 not misstating anything. I mean, I understand that  
9 there -- the speaker spoke about, you know,  
10 feasibility of these horse shows at the fairgrounds.  
11 We certainly want to be able to allow as many of the  
12 horse shows as possible to be transferred on over to  
13 the fairgrounds proper. We will certainly discuss  
14 that issue with you folks and how to be able to make  
15 that work if at all possible.

16 So we would like and encourage you all to  
17 speak with our staff about calendaring your horse  
18 shows so that you are on the 2021 calendar. We don't  
19 want to give the impression that -- you know, that  
20 this is a necessarily easy or quick turnaround to have  
21 horses back onto Horsepark, and I would hate for you  
22 to lose the opportunity of having your horse shows at  
23 our facility at the fairgrounds proper if at all  
24 possible.

25 Is that consistent with staff?

1                   CEO MOORE: Yeah. And I think, in terms of  
2 that, part of this -- and we recognize that there are  
3 a lot more challenges in terms of those horse shows  
4 taking place at a multi-use facility such as the  
5 fairgrounds proper, as compared to the dedicated  
6 nature of Horsepark for horse shows. So we are  
7 working with the various show promoters with regard to  
8 that and appreciate that really the majority of them  
9 have tentatively already placed and held their dates  
10 with our staff. And so we'll be working through, you  
11 know, what some of those issues are, and hopefully  
12 we'll be able to accommodate, if not all, nearly all  
13 of the shows.

14                   PRESIDENT VALDEZ: I think this is just an  
15 easy question perhaps for Wayne and Ian: One of the  
16 concerns was about how long would this process take.  
17 It took years for us to be in full compliance at the  
18 fairgrounds. And the concern of -- what I was  
19 understanding from the speaker, was that will we have  
20 to wait until completion of the efforts? If we were  
21 to embark on compliance efforts, would we have to wait  
22 for the completion to have any horses at the facility?

23                   My understanding, similar to the fairgrounds  
24 proper, is -- and as we envisioned things to go when  
25 we had enrolled in the waiver program for the medium



1 CAFO was that we would continue to be able to have a  
2 horse -- an equestrian presence while we worked on  
3 full compliance.

4 Is that an accurate statement? To both  
5 Wayne and to Ian.

6 WAYNE ROSENBAUM: Yeah, that's correct. We  
7 have to work through some issues with the Regional  
8 Board, but yes, we could enter into what's called a  
9 time-scheduled order with the Regional Board so that,  
10 if it took some period of time to build it, once we  
11 committed to it, we could go back into operation.

12 PRESIDENT VALDEZ: Thank you.

13 Ian, did you want to add anything to that?

14 IAN ADAM: (Shaking head.)

15 PRESIDENT VALDEZ: Seeing the shake of his  
16 head, that tells me "No."

17 The last topic I wanted to mention arising  
18 out of the comments that I heard, before I pass it on  
19 over to the Board, was a suggestion or request that we  
20 hold off on strategic planning while we discuss that.  
21 And let me just tell you, we really would like to have  
22 strategic planning to start. We really had made some  
23 headway before COVID. We started with some public  
24 workshops in our strategic planning process -- of  
25 course, COVID has changed that -- and we were looking

1 forward to embarking on that.

2 But also, I think it's really important that  
3 we not speak about the issues of Horsepark in  
4 necessarily, for lack of a better word, a vacuum. I  
5 think that we do want to have a discussion about  
6 Horsepark and all of the issues about Horsepark with  
7 the larger -- the larger scheme, the larger thoughts  
8 of ultimate master plan for both facilities. And  
9 Director Gelfand, who is the chair of the Horsepark  
10 Committee, is also on the Strategic Planning  
11 Committee. And I purposely wanted Michael to be on  
12 both of those so that he can wear both hats in some  
13 way as he's communicating with Horsepark and then as  
14 he and Director Sleiman are talking about strategic  
15 planning.

16 So while I'm not in support of holding off  
17 on strategic planning, because I think this is part of  
18 the bigger discussion, I want to assure you that we  
19 will be talking about it as, you know, what can we do  
20 short term, what can we do long term, and what is --  
21 how does it all fit in strategic planning.

22 Those are my questions and comments. Board  
23 members, do you have any questions or comments?

24 DIRECTOR ROWLAND: I do.

25 PRESIDENT VALDEZ: Director Rowland.

1                   DIRECTOR ROWLAND: So I just first wanted to  
2 thank the community for their display of passion and  
3 interest. It's not surprising, but nevertheless I'm  
4 very appreciative of all the comments.

5                   In moving to this area, the Horsepark and  
6 the polo grounds at that time were both certainly kind  
7 of compelling features that attracted me to the area  
8 as well. So I can understand the interest -- the  
9 passionate interest in the community. And I think we  
10 have a ways to go. And, you know, as our chairman has  
11 said, we're going to welcome a lot of community input,  
12 and hopefully we'll be able to break through the  
13 challenges that we're facing.

14                   I do have a question about the sampling  
15 events. And I understood that we had 11 analytes that  
16 have to be processed. Was I correct, 11 analytes that  
17 have to be actually evaluated in a compliant  
18 assessment?

19                   And I just wondered is that something that  
20 we're ready to embark upon if a sampling event is  
21 available to us? I mean, what's our plan in that  
22 space? Or are we just -- are we paused on that?  
23 Where are we with that, if I might ask that of the  
24 Fairgrounds management.

25                   WAYNE ROSENBAUM: At this juncture, because

1 there are no horses or eminently will be no horses at  
2 Horsepark, we don't have an obligation to do that  
3 testing. Obviously, you know, as a plan is developed  
4 and we figure out what the solutions are going to be,  
5 et cetera, part of that then would be to develop a  
6 testing protocol that would include those 11 analytes.

7 DIRECTOR ROWLAND: And I would just add --  
8 and maybe you have thought this all the way through  
9 and I'm just not as familiar with all the thinking  
10 that's gone into it, but if there's any way of having  
11 testing -- a testing event during this period of  
12 time -- horses aren't gone yet -- if that could help  
13 us in any way to kind of assess what we might have to  
14 do or to fine tune anything around our estimates for  
15 mitigation, et cetera. I'm just -- it would be  
16 interesting to know more about that.

17 WAYNE ROSENBAUM: I'll defer to Ian on that  
18 one.

19 IAN ADAM: That's a very good question,  
20 Director Rowland. I don't have specific data for  
21 Horsepark. But having worked on probably over ten of  
22 these sites, the data overall is very challenging for  
23 equestrian sites, and for most of the sites who have  
24 an active testing program has resulted in more  
25 negatives than positive results on the facilities'

1 outcome.

2           So it's sort of one of those things you want  
3 to -- we have a regulatory structure under the phase 2  
4 program that didn't require a bunch of testing on this  
5 facility. And that further facilities, where they  
6 didn't have that option, the testing limits are very,  
7 very low, and equestrian facilities are normally very  
8 challenged to meet most or all of those constituents,  
9 small to large facilities of all kinds. So --

10           DIRECTOR ROWLAND: I hesitate to say I'm not  
11 sure I understood all of that in terms of where it  
12 kind of falls in terms of is it a good thing to do or  
13 bad thing to do, but it sort of sounds like you were  
14 saying it might not be in our interest to do that at  
15 this point in time, and it might not yield the results  
16 that you want to. Or am I reading too much into that?

17           WAYNE ROSENBAUM: I think that's a fair  
18 assessment at this juncture.

19           DIRECTOR ROWLAND: I just wanted to make  
20 sure I understood what you were saying.

21           IAN ADAM: Yes. That's correct.

22           PRESIDENT VALDEZ: Any other questions?

23 Comments?

24           Director Gelfand.

25           DIRECTOR GELFAND: Yeah. A few comments:

1 One, I like this process where we're just beginning to  
2 design this community outreach process. Hopefully  
3 we'll be able to get it going within a month.

4 I would encourage Director Mosier, who is  
5 chair of the Community Relations Committee, to reach  
6 out to other community members, that aren't  
7 necessarily on this call, to make sure they're aware  
8 of the process going forward, as we want as much  
9 community input as we can get. And I'll also be, in  
10 conjunction with Kathlyn, reaching out to some of the  
11 people who were on the call today to get some more  
12 input even before we go into this community outreach  
13 process.

14 With that, I really want to thank you,  
15 Director Valdez, for, you know, all of the background  
16 and work that you've done in general, but also  
17 specifically related to the Horsepark situation.

18 PRESIDENT VALDEZ: Yeah. I think that we  
19 would want to invite anyone and everyone to the  
20 committee discussions so they're part of the committee  
21 structure and the committee meetings.

22 Director Mosier, did I see your hand?

23 DIRECTOR MOSIER: Yes.

24 I just wanted to comment briefly on water  
25 quality. I'm on the San Dieguito River Valley

1 Conservancy Board, and we recently commented on the  
2 Regional Water Quality Improvement Plan, a ten-year  
3 update that was -- is being done currently. And the  
4 water quality throughout the San Dieguito River  
5 watershed is not very good, particularly once you get  
6 to Lake Hodges and downstream to the ocean, and that's  
7 because a lot of agricultural and residential runoff  
8 in neighborhoods as inland development continues. So  
9 in the overall scheme of things, runoff from Horsepark  
10 is a minor contributor to the regional problem. So  
11 it's ironic that we have to deal with Horsepark  
12 upgrades and we're not doing the regional upgrades  
13 that really make the big difference.

14 WAYNE ROSENBAUM: I agree.

15 PRESIDENT VALDEZ: Any other questions or  
16 comments?

17 As my closing comments before we move off  
18 this topic, I want to echo Director Rowland's comments  
19 on thanking the community for coming out and informing  
20 us of your viewpoints. And also I want to just thank  
21 you for the way in which you have delivered the  
22 message. Again, consistent with what your emails have  
23 been and your correspondence, all of the statements  
24 that we've heard today have been, you know, very  
25 collaborative, very professional, very respectful

1 manner. And I want to just personally thank you for  
2 that, because that really means a lot to me, because  
3 we do really try as a board to be thoughtful and  
4 professional with the community, and it's wonderful  
5 when it's reciprocated. So thank you.

6 Many of you asked us what you can do to  
7 help. The committee will certainly be willing to talk  
8 to you about that, and there's already a lot of  
9 thoughts in that regard, and we thank you. We look  
10 forward to further discussion on this topic with the  
11 committee and then ultimately the board where  
12 appropriate and when appropriate.

13 And, Carlene, did you want to add anything?

14 CEO MOORE: Just a reminder, again, in terms  
15 of send an email to us at [Planning@SDFair.com](mailto:Planning@SDFair.com). And if  
16 you could just put in the subject line "Horsepark,"  
17 we'll be sure to add you to the list. But it's  
18 [Planning@SDFair.com](mailto:Planning@SDFair.com).

19 PRESIDENT VALDEZ: Not to put too much onus  
20 on staff, but is there a way that we can put that on  
21 the website or somewhere folks can be able to know the  
22 protocols of the process?

23 CEO MOORE: We will.

24 And one of the reasons for doing that and  
25 having those emails sent there, rather than to the



1 various individuals on staff, is so that it's all  
2 comprehensively in one place and doesn't get, you  
3 know, lost in the midst of other emails about other  
4 subject matters that come up. So that's why we're  
5 asking for it to go to that. But we will have a link  
6 on the website for that.

7 PRESIDENT VALDEZ: Okay. Madam Reporter,  
8 Ms. Edwards, you have been at it for the last two and  
9 a half hours or so, over two hours. I want to be  
10 respectful of your fingers, and see do you -- would  
11 you like to take a break? A five-minute break? I  
12 thought so.

13 THE STENOGRAPHIC REPORTER: Ten minutes,  
14 please.

15 PRESIDENT VALDEZ: We're going to take a  
16 ten-minute break. And please mute yourself or somehow  
17 make sure that you're not communicating while we take  
18 the ten-minute break. We will reconvene in ten.

19 (Recess: 3:47 P.M. to 3:58 P.M.)

20 PRESIDENT VALDEZ: We are back. I just want  
21 to make sure all Board members are back. At the  
22 moment I see three, four, five -- one, two, three,  
23 four, five on Zoom and myself makes six. Oh, seven.  
24 Wait. One, two, three, four, five, six, seven, eight.  
25 We are all on. Okay. Welcome back.

1           We are on to Item 6B, which is the Strategic  
2 Planning Committee. On to Director Sleiman.

3           DIRECTOR SLEIMAN: Thank you,  
4 President Valdez.

5           First I want to thank -- echo and thank the  
6 community members who have provided us public comment.  
7 That's extremely valuable and one of the most critical  
8 components to the strategic planning process.

9           President Valdez, you also give a very good  
10 summary of how we will be looking at everything. We  
11 can't look at any one individual item in a vacuum. We  
12 will be looking at everything as a whole, which is a  
13 very important part of the process.

14           So we currently are undergoing the strategic  
15 planning process, looking at everything and starting  
16 up, basically, from a clean slate from where we  
17 started before, reengaging with the public, looking at  
18 all the different components of the fairgrounds and --  
19 get a glass of water real quick -- so reengaging with  
20 the public and putting everything together.

21           I don't have anything to disclose at this  
22 time in particular, but I want the public to rest  
23 assured that the process is underway. We have a lot  
24 of considerations between viability -- relating to  
25 reestablishing our viability today and, of course,

1 looking at the 10-, 20-, 30-year outlook of what we're  
2 going to be doing. So that said, everyone please stay  
3 posted, and we'll have more information coming up  
4 soon.

5 That concludes my report.

6 PRESIDENT VALDEZ: Thank you.

7 We have two members of the public signed up  
8 for this item. First is Martha Sullivan.

9 MARTHA SULLIVAN: Yes. Hello. This is  
10 Martha Sullivan from Imperial Beach, and my New Year's  
11 greetings to you all.

12 As you get your strategic planning process  
13 back underway for the fairgrounds, I would like to,  
14 you know, kind of emphasize Director Sleiman's  
15 reference to the 10-to-30-year timeline. You know,  
16 from all the time I've spent commenting to you and in  
17 the original strategic planning process you undertook  
18 a year ago, that live horse racing is a big, big  
19 issue, I think that, in terms of a 10-to-30-year  
20 timeline, I mean, live horse racing, as I've said to  
21 you any number of times, it's been dying since the  
22 '90s, it's on life support, and it should not be  
23 considered a viable activity for this fairgrounds in  
24 the next 10 to 30 years.

25 I hope all of you saw the Los Angeles Times

1 editorial board's editorial on live horse racing in  
2 California. Last Monday, the 4th, the headline was  
3 "Fewer Racehorses Are Dying, But Still Too Many."  
4 This is by the editorial board of the newspaper of  
5 record for the largest city and county in this state  
6 and certainly, you know, a huge presence on the  
7 national stage.

8 DONNA O'LEARY: Martha, your time is up.  
9 Thank you.

10 PRESIDENT VALDEZ: Thank you.

11 Just a reminder: We're limiting everyone to  
12 2 minutes on all agenda items today.

13 Jane Cartmill.

14 A/V TECHNICIAN: Star six, Jane.

15 JANE CARTMILL: I also was gonna comment on  
16 the Los Angeles Times editorial. The statement that I  
17 found most interesting in that very stinging editorial  
18 critical of horse racing, although they -- they  
19 praised the institution of new drug protocols, they  
20 did go on to say that horses were still dying in spite  
21 of that.

22 And this quote:

23 Of course tracks can and should be  
24 more vigilant to make sure trainers and  
25 vets are complying with all the rules,

1 but there is an inherent risk when an  
2 1100-pound animal runs nearly 40 miles  
3 per hour and relatively small feet and  
4 lean legs. That risk can't be reformed  
5 out of existence.

6 They go on to quote Dr. Rick Arthur, the  
7 equine medical director of the California of the Horse  
8 Racing Board.

9 Racing is always gonna be dangerous  
10 for horses. They are high speed. They  
11 race at the limit of their ability like  
12 Formula One cars.

13 But they're not cars. These are not --  
14 these are not things. They're living breathing  
15 essential animals who deserve so much -- so much  
16 better than the racing industry inflicts upon them.

17 I echo Martha Sullivan in that I would think  
18 horse racing should be being phased out of your  
19 long-term strategy.

20 PRESIDENT VALDEZ: Thank you.

21 That's our last speaker on that item. Any  
22 questions or comments from any Board members before we  
23 move on?

24 Seeing and hearing none, we are on to  
25 Item C, Fair Operations Committee. Director Schenk.

1                   DIRECTOR SCHENK: Thank you, Mr. President.

2                   So one thing that we do know about the  
3 San Diego County Fair this summer are the dates. It  
4 will be June 11th through July 4th. That, we know.  
5 What we don't know, however, is what it will look like  
6 between June 11th and July 4th. There are different  
7 options. So we basically have a Plan A and a Plan B.

8                   Plan A would be something similar to what we  
9 offered this past summer, but then extend it, where we  
10 had the Fair Food Fix. But hopefully we'll be able to  
11 do much more, but it still may be a car-based event.  
12 Plan B would be to have something more engaging, with  
13 social distancing, but right now that doesn't seem to  
14 be a very likely option based on the current epidemic  
15 conditions.

16                  I'm gonna ask Katie Mueller to address some  
17 of these strategies that the staff has been engaging  
18 in, and they've been looking at this very carefully.  
19 And then I understand that staff has a recommendation  
20 to the Board with regard to refunding deposits for  
21 vendors.

22                  And, Katie, if you'd like to speak to that.  
23 We'll entertain a motion after you speak to it and  
24 have some further discussion.

25                  KATIE MUELLER: Sure.

1                   Good afternoon, everybody. Hopefully you  
2 had a chance to read this report. This year has been  
3 marked, as we all know, by a lot of uncertainty, and  
4 there's still a lot of uncertainty ahead of us. But  
5 normally we begin planning the fair and budgeting for  
6 the fair in August of the previous year. So as you  
7 can see, we're quite a bit behind from where we  
8 normally are. We've sort of been waiting to see how a  
9 lot of these things turn out and if there are changes  
10 in, you know, the way the pandemic is going and that  
11 kind of thing.

12                   So we're at a point now where we feel like  
13 we are definitely going to be putting on a community  
14 event. How? The particulars of that and the details  
15 of that are somewhat in flux, and they will be  
16 throughout this planning process, and that's why I  
17 mentioned in my report that we will be updating the  
18 Board on a monthly basis, if not more often than that,  
19 as things change.

20                   We will be doing this planning process hand  
21 in hand with the County of San Diego Public Health  
22 Department. We had our first meeting with them  
23 actually yesterday, and they gave us some good  
24 guidance and some tips, and they're very supportive of  
25 seeing an event -- a community event in San Diego

1 County happen.

2           And so we've decided that the best course of  
3 action, as outlined in this report, is that we're  
4 gonna plan two events simultaneously. The first we  
5 know we are able to do, and that is the drive-in  
6 style. And we've implemented that successfully  
7 through the Fair Food Fix, the Scream Zone, Concerts  
8 In Your Car, Holidays In Your Car, most recently the  
9 Jurassic Quest has been successful as well. So we are  
10 very confident in our ability to plan and implement  
11 and produce an event of this caliber.

12           It will be more than the Fair Food Fix. It  
13 will be, of course, food, which is a favorite of  
14 everyone's, but it will also include the Junior  
15 Livestock Show. As you can see here, the dates of  
16 that will be June 21st through 27th. We'll have a  
17 number of agricultural education opportunities. We'll  
18 have props and exhibits. We'll be celebrating our  
19 heros theme, as we had planned last year, but in a  
20 drive-through style. We'll also be having other  
21 exhibitions from amateur and youth. If we can't do  
22 them in person, we'll do them virtually so that we can  
23 recognize those accomplishments. We will also have  
24 some types of performance that lend themselves well:  
25 Strolling entertainment, those kinds of things, of



1 course. We will not have any grandstand or headline  
2 entertainment, as previously discussed at previous  
3 board meetings.

4           And then we will be taking a look at those  
5 elements of the fair that we all know and love but  
6 simply can't happen in June, which would be things  
7 like our beer, wine and spirits festivals; some of the  
8 exhibitions, like woodworking and fine art; some of  
9 the professional exhibitions that you really need to  
10 see up close and in person. And we will be  
11 identifying some dates in the fall that we perhaps can  
12 have a fall festival and carry out those traditions as  
13 well.

14           The second format that we are going to be  
15 planning alongside the drive-through format is a  
16 little bit more optimistic and a little bit more  
17 aggressive in approach. And in this scenario it will  
18 be an exclusively outdoor event. We will be reducing  
19 the capacity of the number of patrons that are allowed  
20 into the fairgrounds at any one time. We'll be, of  
21 course, practicing social distancing and mask wearing.  
22 We'll be able to add in components that perhaps  
23 wouldn't lend themselves well to a drive-through  
24 experience, such as retail and other sponsorship  
25 opportunities, where there is a lot more interaction

1 that's able to occur. Of course this style of a fair  
2 is gonna require a lot more resources, not just  
3 monetary but also human resources, and we have to take  
4 that into account during the planning process.

5           As of the writing of this report, the second  
6 scenario is not possible as of this date, but we're  
7 hopeful that throughout the spring restrictions will  
8 ease up, vaccinations will happen, herd immunity will  
9 happen, those types of things, and we have to be ready  
10 to pivot to that. We have to be ready to embrace that  
11 style of an event if things do ease up. And June is  
12 kind of in that sweet spot where nobody is really sure  
13 what the climate is going to be, like even the county  
14 officials will tell you they're not a hundred percent  
15 sure when those things are gonna happen. So we have  
16 to be flexible. We have to be prepared to go with the  
17 flow.

18           And one thing is for sure: It's not going  
19 to be like any other fair that's preceded it, but it's  
20 going to be very, very different. But that's okay.  
21 We've got a great talented staff. I think we're up  
22 for the challenge. We're excited to be working on an  
23 event for San Diego and excited that we're going to be  
24 able to make something happen. And so there's more  
25 information on that to come as details unfold. And

1 like I mentioned, we are working with our county  
2 health officials. They've been extremely supportive  
3 and willing to kind of hold our hand through this  
4 process as we develop protocols and engage in  
5 activities that we've never had to before this year's  
6 fair.

7           So I do have a recommendation at this time  
8 that we refund all of the funds that we currently have  
9 on deposit with our vendors. And the reason for doing  
10 this is because we really aren't sure at this point in  
11 time what the vendor opportunities are going to be at  
12 the fair. Certainly, if we do have space for vendors,  
13 we will reach back out to those. As a matter of fact,  
14 we will be developing an interest list of vendors who  
15 we are refunding their deposits. We will be asking  
16 them, at the same time, "Would you be interested in  
17 this style of an event?" And we'll be developing a  
18 list from there.

19           But at this moment in time, you know, all we  
20 know is that we're not going to be using the indoor  
21 spaces of our buildings. That doesn't really lend  
22 itself well to some of our vendors, and we need to be  
23 able to give them the freedom to be able to book at  
24 other events during that time if they need to.

25           So that's our recommendation. And does

1 anybody have any questions?

2 DIRECTOR SCHENK: Well, Katie, what I'm  
3 going to do is I'll make the motion, and then we may  
4 have discussion. But before doing that, I just want  
5 to thank you and the other staff members who have been  
6 working on this. This is a moving target, and we are  
7 trying to aim at a target that is off in the distance  
8 and not very clear right now.

9 I want to commend you and all of the others  
10 working on this for having to juggle these alternative  
11 options and try to "crystal ball" what we may be  
12 facing, you know, five months from now. And so I  
13 appreciate what you're doing and what the others are  
14 doing.

15 And I'm going to move the staff  
16 recommendation with regard to the refunding of all  
17 funds currently on deposit for vendors for the 2021  
18 San Diego County Fair.

19 DIRECTOR ROWLAND: This is Joyce.

20 PRESIDENT VALDEZ: And we have a second by  
21 Director Rowland.

22 Before we have comment on the pending motion  
23 or certainly before a vote I want to make sure that we  
24 call on any members of the public who have signed up.  
25 I do not believe Ms. -- we have signed up John

1 DeBevoise.

2 A/V TECHNICIAN: He is still not on the  
3 queue.

4 PRESIDENT VALDEZ: So that was our only  
5 member of the public signed up for that agenda item.  
6 So now we can proceed with any questions or comments  
7 on the motion before us.

8 Director Mosier.

9 DIRECTOR MOSIER: Yeah. I just wanted to  
10 comment that we are already in discussions to try to  
11 get a drive-through vaccination site at the  
12 fairgrounds. And if we can do that sooner, rather  
13 than later, that makes a June event more feasible, and  
14 we really only have until the end of February to do  
15 that. So time is of the essence.

16 DIRECTOR SCHENK: Director Mosier, please go  
17 ahead and do everything that you can to encourage the  
18 22nd DAA as a site. We've had conversations about  
19 that, and I think it would be a good choice. I've  
20 heard Petco being another alternative recommended.  
21 That's 19 miles away. So whatever you can do to help  
22 get that done, it certainly would help this community  
23 and help the 22nd DAA put on some kind of an event.

24 PRESIDENT VALDEZ: Director Mead.

25 DIRECTOR MEAD: Thank you, President Valdez.

1 I simply want to thank you, Katie, and the  
2 rest of the team for your creativity, your innovation,  
3 your ability to just stick with attempts to not only  
4 create events but experiences for our community and  
5 for thinking about our vendors as you have with your  
6 recommendation. I just absolutely believe that staff  
7 is doing the best they can in the probably worst  
8 circumstances, and I just want to commend you.

9 Thank you.

10 KATIE MUELLER: Thank you.

11 PRESIDENT VALDEZ: Any other questions on --  
12 or comments on the pending motion?

13 I am curious on the amount. What's the  
14 approximate amount of the refunds on the vendors that  
15 we're looking at?

16 KATIE MUELLER: It's about 375,000.

17 PRESIDENT VALDEZ: And something that staff  
18 has already contemplated and was prepared for?

19 CEO MOORE: Yes. Yeah. So we've already  
20 factored that into our cash flows.

21 And again, because this resides truly in  
22 deferred revenues, revenues that we have not yet  
23 earned, and also knowing that in doing this and as we  
24 look to move forward we would be recovering a portion  
25 of those funds as we are able to, especially in the

1 case of having perhaps a reduced-capacity event  
2 where -- so the way in which we'll be refunding is to  
3 also give that option at the time we're issuing those,  
4 to find out, from those who were signed up from 2020,  
5 who is still interested perhaps in 2021 as we look to  
6 plan out.

7 And it was very encouraging, the  
8 conversation with the County, in terms of, you know,  
9 actually spending the energy necessary to work on that  
10 plan of, you know, what a reduced-capacity fair could  
11 look like, and they're very much engaged with us on  
12 that process.

13 PRESIDENT VALDEZ: Any other questions or  
14 comments before I call the vote?

15 Okay. Donna, take the vote.

16 DONNA O'LEARY: President Valdez.

17 PRESIDENT VALDEZ: Aye.

18 DONNA O'LEARY: Director Gelfand.

19 DIRECTOR GELFAND: Aye.

20 DONNA O'LEARY: Director Mead.

21 DIRECTOR MEAD: Aye.

22 DONNA O'LEARY: Director Mosier.

23 DIRECTOR MOSIER: Aye.

24 DONNA O'LEARY: Director Rowland.

25 DIRECTOR ROWLAND: Aye.

1 DONNA O'LEARY: Director Schenk.

2 DIRECTOR SCHENK: Aye.

3 DONNA O'LEARY: And Director Sleiman.

4 DIRECTOR SLEIMAN: Aye.

5 PRESIDENT VALDEZ: Motion carries

6 unanimously.

7 Before we move off of that topic, I wanted  
8 to have a follow-up question to Carlene on the  
9 vaccination site. And just wanted to make sure that  
10 with staff and -- any concerns about -- with staff or  
11 any logistical issues. And I just -- I didn't want to  
12 feel like it was an edict from the Board without  
13 consulting or discussing with you that topic.

14 CEO MOORE: No. Thank you for that.

15 It's a conversation we have had previously  
16 with the County, and we have had again with them in  
17 terms of -- so during the time of the school testing  
18 site closing down and them switching over to vaccine,  
19 in essence, our contact at the County was out on  
20 leave. So we've reengaged that conversation with them  
21 and just again continue to make ourselves available  
22 and take that into consideration in terms of  
23 activities and things going on at the fairgrounds as  
24 well.

25 You know, in some ways, I guess, the drought



1 could help with opportunities for where the different  
2 activities of the fairgrounds as well if opened as a  
3 vaccination site could take place because even dirt  
4 areas are available to us for some of our activities.

5 So we'll continue to pursue that  
6 conversation and keep everybody posted and remain  
7 hopeful that we can support and be a site for that for  
8 the community in terms of North County.

9 PRESIDENT VALDEZ: Great. Thank you.

10 Okay. I think that closes all the questions  
11 and comments on that agenda item. On to Item D, the  
12 DMTC Liaison Committee. And I believe we have Josh  
13 Rubinstein here with a report.

14 JOSH RUBINSTEIN: Good afternoon, District,  
15 directors, and staff. Josh Rubinstein, Del Mar  
16 Thoroughbred Club.

17 A couple of items: As we've stated  
18 previously, safety for our horses and the people who  
19 care for them continues to be our No. 1 priority. In  
20 2018 and 2019, Del Mar was ranked the safest racetrack  
21 in North America. And in 2019, 99.9 percent of our  
22 racing was conducted without a serious injury. And  
23 while our 2020 summer and fall meets both showed  
24 substantial increases in wagering, we are most proud  
25 of our safety record which follows the very positive

1 results from 2018 and 2019.

2 And in the next month or so, the Jockey Club  
3 will release 2020's track-by-track safety ratings.

4 And based on the exceptional results we experienced in  
5 2020, we expect again to be, if not the safest, among  
6 if safest racetracks in North America. So we will be  
7 sure to share those results with you when they are  
8 available.

9 The other item I had is a follow-up to the  
10 earlier discussions about increased horse show  
11 activity at the fairgrounds. DMTC continues to have  
12 very positive discussions with the District on how  
13 thoroughbred activity and horse show events can  
14 coexist.

15 If you remember back to the Lilac Fire from  
16 2017, you know, really on the fly Del Mar became a  
17 thoroughbred training facility when San Luis Rey Downs  
18 was forced to temporarily close because of fire  
19 evacuation. And from December of 2017 through April  
20 of 2018, approximately 500 horses were stabled here on  
21 a daily basis, and those horses and the stabling and  
22 training regimen took place side by side with horse  
23 show activities. So this is something that can work  
24 together, thoroughbred training and stabling and horse  
25 show activities, and we look forward to working with

1 the District staff and others to ensure that it does.

2 That's all I have for now. Happy to answer  
3 any questions.

4 PRESIDENT VALDEZ: I want to thank you for  
5 that last part, Josh, on your observations and  
6 recollection of 2017 and the horse shows' presence at  
7 the fairgrounds proper. I think that's really  
8 helpful, and I think the committee will certainly want  
9 to know that information, as well as our staff who  
10 will be working on that committee. So thank you very  
11 much for that.

12 Director Gelfand.

13 DIRECTOR GELFAND: Yeah. I had asked last  
14 month for some more information on the health of  
15 horses that actually were racing at Del Mar. I  
16 haven't received anything. I wondered if anything has  
17 been put together. It's in the Minutes.

18 PRESIDENT VALDEZ: I'm trying to recall what  
19 that request was Director Gelfand. I may pass that on  
20 over to Carlene.

21 CEO MOORE: It was a request for like the  
22 actual numbers in terms of, you know, a full picture  
23 of -- in terms of the injuries as well as deaths  
24 during horse racing, and we'll follow up on that.

25 DIRECTOR GELFAND: Thank you.

1                   PRESIDENT VALDEZ: And, Josh, just so --  
2 Josh Rubinstein is still on the line, and he heard  
3 that as well, I believe.

4                   JOSH RUBINSTEIN: And I -- as a high level,  
5 I'm happy to answer that. For our summer racing  
6 season we had one catastrophic injury during racing.  
7 And for the fall race meet there were zero  
8 catastrophic injuries from racing or training.

9                   DIRECTOR GELFAND: Yeah, I was looking for  
10 more detail, rather than just a high level, because  
11 there were concerns by the public that there were  
12 horses injured, not necessarily killed, and they just  
13 wanted to get more of the statistics.

14                  JOSH RUBINSTEIN: Sure. We're happy to  
15 provide that to you.

16                  DIRECTOR GELFAND: Thank you.

17                  PRESIDENT VALDEZ: Thank you.

18                  Any other questions before we pass it on to  
19 public comment?

20                  So first up on public comment on this item  
21 is Martha Sullivan.

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

24                  I'd like to share with the Board a letter  
25 from the Southern California Stabling and Vanning

1 Committee in the thoroughbred racing industry from  
2 January 7th of this year. It really highlights that  
3 this industry was in trouble before COVID-19. It just  
4 deepened it and laid it bare, you know, in COVID-19.

5           Quote: Once more the statewide  
6           purse is more than \$20,000,000 --  
7           statewide purse is off more than  
8           \$20,000,000 in 2018 due largely to a  
9           massive betting shift towards ADW  
10          platforms. The horsemen's purse account  
11          is not in a position to continue to  
12          subsidize millions of dollars per year  
13          towards the program, the letter states.  
14          This is at a time when inefficient  
15          training is not selling deals, the  
16          letter adds.

17                 It also points out that Workers'  
18          Compensation costs have increased quite dramatically  
19          since the beginning of 2019, from \$100 per start to  
20          \$152 per start. And the trainers' per-stall fees has  
21          gone from \$3.05 to \$5.10. And interesting enough,  
22          90 percent of Workers' Compensation claims result from  
23          morning training.

24                 I think that I want to share this also to  
25          emphasize once again the point I made last -- at the

1 last meeting, I believe, having seen some discussions  
2 by Mr. Rubinstein about year-round stabling at  
3 Del Mar. As I said then, this is not a good bet for  
4 this board financially. The industry is in a hole and  
5 is digging itself deeper. Don't take yourself with  
6 them any further.

7 PRESIDENT VALDEZ: Thank you.

8 On to Jane Cartmill.

9 JANE CARTMILL: I wanted to address the fact  
10 that at the last meeting of this board  
11 Director Gelfand asked for the information from the  
12 Del Mar Thoroughbred Club regarding the horses that I  
13 and others have called missing in action, those that  
14 have been injured at Del Mar who did not finish a race  
15 or walked off, vanned off, but that their disposition  
16 is unknown and they don't show up on the databases.

17 The fact that no information was provided,  
18 that he had requested, is very disturbing. I was very  
19 encouraged by the fact that he asked for it, and I  
20 thought that something would be delivered today. So  
21 now they're saying they will be happy to provide it.  
22 I hope that we'll hear it at the next meeting.

23 The previously mentioned Los Angeles Times  
24 editorial of January 4th speaks to that need for  
25 greater transparency. In their, again, very stinging

1 critique of racing, they urged that additional  
2 measures be taken to reveal the truth, saying that all  
3 necropsies and fatality reviews on horses that die on  
4 California tracks should be posted publicly. The  
5 Horse Racing Board already posts annual overall  
6 reports on fatalities and types of injuries, but even  
7 more transparency is called for. If we're gonna have  
8 to hear over and over about how Del Mar is the safest  
9 track in North -- in North America, then let's have  
10 all the data before making a claim like that.

11 Thank you.

12 PRESIDENT VALDEZ: Thank you.

13 Doug O'Neil.

14 A/V TECHNICIAN: Star six, Doug.

15 DOUG O'NEIL: There we go. Can you hear me  
16 now?

17 PRESIDENT VALDEZ: Yes.

18 DOUG O'NEIL: Sorry about that.

19 Well, as you said, thank you. Good  
20 afternoon, you guys. My name is Doug O'Neil, and I'm  
21 a trainer in California's horse racing industry, and I  
22 want to thank all of you for your service. It's great  
23 to hear all of the amazing programming at the  
24 fairgrounds that is offered to the residents of our  
25 community. I am proud to be part of that good work,

1 and it is important to acknowledge that live racing  
2 provides significant financing to support the overall  
3 programming at the fairgrounds.

4           On behalf of my staff, I want to express our  
5 gratitude for live racing, as many workers and their  
6 families depend on the employment that's provided at  
7 the racetrack. As we are seeing the devastating  
8 impact of job loss throughout our state because of  
9 closures, we are very fortunate to be able to continue  
10 to work and generate the funds that allow us to  
11 sustain ourselves and the horses under our care.

12           DMTC continues to lead the nation in horse  
13 safety, and the same care that is shown to protect our  
14 horses is also being shown in the COVID prevention  
15 protocols that are keeping our workers safe. These  
16 protocols have been developed and implemented in  
17 consultation with the public health officials, and we  
18 are fortunate to have the competent leadership at DMTC  
19 that has put the health and safety of our workers and  
20 our public -- and the public first.

21           I look forward to 2021 with optimism and  
22 want to thank you all for your outstanding leadership,  
23 along with DMTC, in keeping our industry healthy  
24 despite the impact of COVID. Working together we will  
25 continue to make improvements in our industry and



1 inspire others throughout our nation to follow our  
2 lead in prioritizing the wellbeing and safety of both  
3 our horses and the workers who take care of them.

4 Thank you, guys. That's it. Appreciate it.

5 PRESIDENT VALDEZ: Thank you.

6 DOUG O'NEIL: Thank you.

7 PRESIDENT VALDEZ: The last speaker on this  
8 item is Oscar de la Torre.

9 OSCAR DE LA TORRE: Can you hear me?

10 PRESIDENT VALDEZ: Yes.

11 OSCAR DE LA TORRE: Yes. I just wanted to  
12 call to thank you all for your leadership. Thank the  
13 DMTC for the COVID-prevention protocols that is  
14 keeping our workers safe. You know, it's been really  
15 tough on a lot of families. A lot of backstretch  
16 workers, you know, have been struggling with just  
17 family members outside of the racetrack being  
18 infected.

19 And obviously, you know, there have been  
20 some infections as well, you know, in horse racing.  
21 But one thing I can report -- and I'm really proud to  
22 say this -- is that they have been given all the care  
23 and support that they need to get healthy. Everybody  
24 has gotten better that I know, that I've talked to.  
25 I've checked in with people. People have called me

1 and given me updates, and they feel that they have all  
2 the support. They've been quarantined in hotels.  
3 And, you know, the industry has paid for that, for  
4 testing. You know, they -- there's temperature checks  
5 coming in and very strict protocols. A little  
6 frustrating for some of them that wanted to visit  
7 family members, you know, outside of the racetrack  
8 and, you know, in -- across the border. And they  
9 couldn't do that, you know, so because of the very  
10 strict nature of the protocols that DMTC has  
11 implemented in consultation with public health  
12 officials.

13           So anyway, I just wanted to call to thank  
14 all of you and also DMTC for all the great work in  
15 keeping workers safe and ensuring that they can  
16 provide for their families. You know, there is a lot  
17 of insecurity right now with people losing jobs. But  
18 for these folks, they have the opportunity to feed  
19 themselves and their families, and they are very  
20 grateful for that.

21           So let's keep on doing the good work,  
22 because, as I've heard reports from the nation, from  
23 the nation's capital, regarding legislation that's  
24 coming forward, people are looking at California, you  
25 know, for a model. And we are leading the way and

1 people are looking at what's happening in Del Mar and  
2 the great record, you know, that the DMTC has  
3 established and safety for horses, but also for  
4 workers. And the nation is paying attention, and  
5 we're leading.

6 DONNA O'LEARY: Mr. de la Torre, your time  
7 is up.

8 PRESIDENT VALDEZ: Thank you.

9 That concludes public comment on that item.  
10 Directors, any other questions or comments  
11 on this agenda item?

12 Hearing or seeing none, we go on to  
13 Contracts Oversight Committee, and the committee has  
14 nothing to report.

15 On to Item F, Food & Beverage Committee.  
16 Director Mead.

17 DIRECTOR MEAD: Thank you, President Valdez.

18 First, I just want to thank the community  
19 for supporting the fairgrounds, during these times  
20 especially, and for adjusting along with us for many  
21 of the car events during the holidays and now after  
22 the first of the year. I know my grandchildren went  
23 to the Jurassic event this weekend and had the time of  
24 their lives, and this is all from the car. And I just  
25 want to remind everyone that we can continue to have

1 family events in our car and still share that with the  
2 community while trying to keep people in jobs as was  
3 previously discussed. So thank you again to the  
4 community.

5 And to that end, I want to thank Mark  
6 Wiggins for their continued support at Premier, for  
7 supporting our events, and thank him in advance for  
8 the report he's going to provide to us at this time.

9 MARK WIGGINS: Thank you, Director Mead.

10 For the month of November we had over  
11 \$87,733 in sales. What made those sales up were about  
12 \$47,000 in live racing and another \$40,000 from  
13 Concerts In Your Cars and Movies In Your Car. Now  
14 most of the revenue was from Premier for this period.  
15 We did receive -- about 10,000 of that revenue was  
16 from our third-party vendors.

17 The cost of goods were in line with our  
18 revenue. And then the payroll remains a little high  
19 due to our fixed cost, but hopefully that will start  
20 to lower a little bit each month. And operating  
21 expenses are to the bare basics to operate, and we had  
22 a net loss of \$52,000 for this period.

23 PRESIDENT VALDEZ: Any questions?

24 DIRECTOR MEAD: Thank you for that, Mark,  
25 for that report.

1                   And that concludes the F&B report unless  
2 there are any questions for either Mark or me.

3                   PRESIDENT VALDEZ: Okay. Seeing and hearing  
4 none, we'll go on to the next agenda item, and that's  
5 Community Relations Committee. Director Mosier.

6                   DIRECTOR MOSIER: Yes.

7                   The Community Relations Committee met today.  
8 We have several new members and more coming. It was a  
9 very brief description of fair events, both past  
10 events and coming events. And the only significant  
11 item to report is that we're continuing to move the  
12 timing of the Community Relations Committee meeting  
13 from the same day of the board meeting to at least a  
14 week earlier so that staff doesn't have two meetings  
15 on the same day and we can bring any issues that come  
16 up from our local communities to the attention of  
17 staff and the rest of the Board in a more timely  
18 manner.

19                   That's it.

20                   PRESIDENT VALDEZ: Any questions or  
21 comments?

22                   Well, thank you for that accommodation. I'm  
23 sure the staff appreciates the change in the date. So  
24 thank you, Director Mosier, and to the committee.

25                   On to Sustainability Committee. Back to

1 Director Mosier.

2 DIRECTOR MOSIER: Yes. I'm going to turn  
3 over the report to Dustin Fuller for details.

4 The Sustainability Committee did meet and  
5 review the results of the RFP for a solar system, and  
6 the bottom line was that we're going to tweak the RFP  
7 to make it more -- to attract more vendors to bid on  
8 it in the future, in the near future.

9 But, Dustin, can you go over it in more  
10 detail?

11 DUSTIN FULLER: Sure.

12 Dustin Fuller, Supervising Environmental  
13 Planner.

14 We issued the RFP through California  
15 Construction Authority. We received two responses.  
16 Both were deemed nonresponsive to the technical  
17 details included in the RFP. And as Director Mosier  
18 said, we're gonna work with CCA to revise the RFP. We  
19 heard a lot of comments from those that did bid and  
20 those that chose not to bid, so that we can revise the  
21 RFP and hopefully reissue it and get maybe three,  
22 four, five respondents, as opposed to two that were  
23 deemed nonresponsive to the technical requirements of  
24 the RFP, and we hope to do that in the next four to  
25 six weeks.

1                   That's all I've got.

2                   DIRECTOR MOSIER: Thank you, Dustin.

3                   Any questions?

4                   CEO MOORE: I was just going to add onto  
5 that that we were also very encouraged that we got two  
6 responses to that RFP, because it really -- in working  
7 not only with CCA but also the Department of General  
8 Services on this RFP, it really was the first of its  
9 kind in terms of, you know, the technical aspects and  
10 what we were looking to accomplish. So the fact that  
11 we did receive two -- they just weren't quite there in  
12 meeting those -- some of those requirements -- we're  
13 very encouraged by the possibility of this. Again, as  
14 we -- as Dustin and Don have stated, that we plan to  
15 release it with some tweaks to it and sort of broaden  
16 it a bit more.

17                   PRESIDENT VALDEZ: Okay.

18                   Any questions or comments?

19                   Okay. Hearing and seeing none, we move on  
20 to the Finance Committee.

21                   I want to make a note that we have tabled  
22 for February Item No. 2, the 2021 budget. That will  
23 be brought to you for your consideration at the  
24 February board meeting.

25                   Having said that, I'm gonna pass it on over

1 to Carlene for a report.

2 CEO MOORE: Just as an update to the  
3 information contained in your board packet, we did get  
4 confirmation today from CDFA that the check is  
5 actually -- the funding that was promised to us in  
6 December, the check is actually on its way to us,  
7 being FedExed out today. So very encouraged by that.  
8 So we'll be able to start making some payments, you  
9 know, to several of our vendors.

10 In addition to that, if you recall the  
11 AB14-99, referred to as the new fair funding, in  
12 essence, it's the sales tax funding generated by the  
13 sales tax on fairgrounds, those checks have been  
14 delayed until the end of the month. Original timeline  
15 was December. Then it was the end of December,  
16 beginning of January. And actually now it is looking  
17 more like the end of -- the end of January.

18 Just as an aside is that we have also begun  
19 to implement our new accounting software system. So  
20 we're currently operating in two worlds: The old  
21 system and then starting to begin to operate, like I  
22 said, in the new system, having kicked that off with  
23 issuing our first round of payroll through that system  
24 just last week. So the plan going forward is -- in  
25 terms of reporting all -- 2020 will be closed out in



1 our old software so that the full and complete year is  
2 there. We'll close that out, and that way we can also  
3 submit our Statement of Operations that's required to  
4 CDEFA in March. And in the meantime, everything going  
5 forward, from January 1st, 2021, will be taking place  
6 in the new system.

7 And part of what the Finance Committee is  
8 going to be looking at through this process is, you  
9 know, how and the type of reports going forward that  
10 this board will be receiving. So look for more  
11 information to come on that, but we're really excited  
12 to get that -- that process underway.

13 PRESIDENT VALDEZ: Any questions?

14 Director Gelfand.

15 DIRECTOR GELFAND: What's the amount of the  
16 check that's coming?

17 CEO MOORE: It's just over \$3,000,000, which  
18 if you -- and if you recall, our request and our need  
19 for funding in terms of the remainder of this fiscal  
20 year through June is 12 -- \$12,000,000. So we'll be  
21 getting to work on those follow-up conversations with  
22 CDEFA and the Department of Finance and have already  
23 reached out to try to get that scheduled next week.

24 DIRECTOR ROWLAND: And then they really have  
25 to put the check in the mail, literally?

1           CEO MOORE: Literally. CDFA went over,  
2 picked it up, and put it in a FedEx envelope to get to  
3 us. The State still sends checks.

4           PRESIDENT VALDEZ: Yep.

5           Okay. We do have one member of the public  
6 signed up for this item, and that's Martha Sullivan.

7           MARTHA SULLIVAN: Hello again. This is  
8 Martha Sullivan once more.

9           I wanted to share with the Board a very  
10 interesting article from the racing industry's  
11 Thoroughbred Idea Foundation, recently published, in  
12 terms of, you know, once again, this Board relying on  
13 live horse racing for its financial well-being going  
14 forward.

15           Quote: If wagering on racing  
16 continues to decline, recalling that  
17 it has dropped roughly 50 percent  
18 adjusted for inflation over nearly the  
19 last two decades, the ability to pay for  
20 the Horseracing Integrity and Safety Act  
21 and plenty of other programs required of  
22 the industry -- aftercare initiatives,  
23 jockey health, equine research, among  
24 others -- would grow increasingly  
25 difficult. Takeout hikes would be a

1           completely counterproductive measure to  
2           pay for Horseracing Integrity and Safety  
3           Act as betting churn would decline.

4           What I want to really emphasize here is that  
5           the much touted increases in wagering handle for 2020  
6           over 2019 are largely due to the scarcity of any other  
7           betting options, given, you know, the very reduced and  
8           very sporadic human sporting events. Horse racing  
9           continues to rely on addicts to gambling for its  
10          financial health. And when -- when and if the human  
11          sports opportunities, you know, return in greater  
12          numbers and volume, people are going to return to  
13          those because, you know, that's -- that's what's been  
14          happening for the last 20 years.

15                 DONNA O'LEARY: Your time is up, Martha.

16                 PRESIDENT VALDEZ: Thank you very much.

17                 That concludes Finance Committee unless I  
18          have any other questions or comments.

19                 Director Gelfand.

20                 DIRECTOR GELFAND: I'm trying to understand.  
21          With the 3,000,000 coming in, how long can we survive  
22          without more coming in? Do we have a sense of that?  
23          And I'm asking partially because, you know, just  
24          because -- well, it's obvious why I'm asking.

25                 CEO MOORE: We are going to manage this.

1 It's similar -- in a similar fashion to how we have  
2 managed our cash flows throughout this, the pandemic,  
3 in terms of -- because we don't know the -- you know,  
4 the full picture and commitment yet of the State, you  
5 know, CDFA and the Department of Finance, with regard  
6 to the remaining portion. And so we've got a plan  
7 in -- we have a plan in place for how we're going to  
8 do that in terms of -- and obviously prioritizing  
9 payroll and our staff over -- and then payments to  
10 vendors. And we'll continue to sort of release money  
11 as we're able to, based on that additional funding,  
12 which includes things like receiving -- I mean it's  
13 \$830,000 -- so nearly, you know, close to another  
14 million dollars at the end of the month with regard to  
15 the AB14-99. But really, you know, again, we need  
16 \$12 million to make it to June 30th under the -- you  
17 know, within the current environment. And so to not  
18 receive anything further, our runway is -- is short.

19 PRESIDENT VALDEZ: I'm gonna ask if the --  
20 thank you for responding to Director Gelfand's current  
21 question in the public forum. Any further discussion  
22 on that topic, I think, would tip into discussions  
23 that would go into closed session, which we will be  
24 going into closed session to have further discussions  
25 in that regard.

1                   DIRECTOR GELFAND: Thank you.

2                   PRESIDENT VALDEZ: So thank you.

3                   Any other -- anything else before we move  
4 off this item?

5                   Okay. Leaving Finance. On to Legal  
6 Committee. Nothing to report.

7                   The Legal Committee, as I had stated a  
8 couple of months ago, had requested Josh Caplan to  
9 provide us with a memorandum or information and/or  
10 advice as to the City of Del Mar's request for an  
11 M.O.U., memorandum of understanding, regarding  
12 affordable housing. As I understand, Mr. Caplan  
13 continues to work on that and will be providing that  
14 to us likely at the end of the month, and then we will  
15 assess in February further about further discussions  
16 in that regard.

17                   That's all I have to report on Legal  
18 Committee. No members of the public signed up for  
19 that. So we'll be on to Public Comment.

20                   Again a reminder to the public that these  
21 are on topics that are not agenda items. And first up  
22 is Martha Sullivan.

23                   MARTHA SULLIVAN: Yes. Hi. This is Martha  
24 Sullivan. I just wanted to share a thought. And  
25 while it was prompted by a discussion today, it's not

1 specific to that agenda item. It's more generic.

2           You know, I -- I understand very much,  
3 having worked for a state commission for 20 years, how  
4 necessary it is for commissioners/board members to  
5 balance between what requires closed session and what  
6 needs to be in the public meetings. I'm -- I have to  
7 say I was rather surprised, maybe a little bit  
8 shocked, that the first time that the public really  
9 had an opportunity to learn about the Horsepark was in  
10 today's public meeting, given how serious the  
11 announcement was last month and how serious clearly  
12 this issue was.

13           So my -- my -- I would encourage -- you  
14 know, state public meeting law is really intended to  
15 put as much into the public sphere as possible and to  
16 limit the restriction of information from the public  
17 as much as possible. And I would say that this did  
18 not happen, you know, with your -- how you handled the  
19 Horsepark situation, and I urge you to be mindful of  
20 that going forward. Do not keep as much --

21           DONNA O'LEARY: Your time is up,  
22 Ms. Sullivan.

23           PRESIDENT VALDEZ: Next up is Oscar  
24 de la Torre.

25           OSCAR DE LA TORRE: Yes. Hello. Can you

1 hear me?

2 PRESIDENT VALDEZ: Yes.

3 OSCAR DE LA TORRE: Yes, no. I just want to  
4 reiterate: There was a comment made earlier and I've  
5 been hearing the whole meeting about all the  
6 programming, all the activities that are offered at  
7 the fairgrounds, and I'm very aware that live racing  
8 does support and subsidize many of those programs and  
9 activities. And I think it's important to report on  
10 that, you know, because I heard Martha say, you know,  
11 plenty of times today that we shouldn't depend on live  
12 horse racing. And, you know, right now, with COVID,  
13 it seems that live horse racing is a -- provides a  
14 substantial amount of revenue for the Fairgrounds'  
15 activities that the residents all enjoy, you know, all  
16 the great programming that we heard about earlier.

17 So I just wanted to make a point: You know,  
18 it would be good to sort of bring that information out  
19 so that we're talking facts and we understand exactly,  
20 you know, what the impact of live horse racing is in  
21 the general operating budget of the Fairgrounds.

22 So thank you very much.

23 PRESIDENT VALDEZ: Thank you.

24 That's the last member of the public signed  
25 up for Public Comment.

1                   Before we go into closed session,  
2 interesting timing for me to follow up on a comment  
3 that was made just during public comment now. Perhaps  
4 that member of the public was not here when I started  
5 my conversation to the Board and to the community on  
6 the Horsepark Committee report, but I set forth to the  
7 entire public the reasons why our discussions  
8 regarding Horsepark were always held in a  
9 closed-session meeting structure. Interestingly, not  
10 one member, that I can recall, of the public who  
11 commented on that item questioned that of the Board  
12 and actually thanked us and now understands why those  
13 conversations were taking place in closed session.

14                   We have a member of the Attorney General's  
15 Office, Deputy Attorney General Josh Caplan, who is  
16 always present for all of our meetings. And if he is  
17 absent, then he has a colleague here for us. I have  
18 to say, Mr. Caplan is very protective of when we are  
19 allowed to go into closed session and when we are to  
20 have those discussions in the public. And I, as  
21 president for the last 18 months, have, I think,  
22 fairly repeatedly stated to the public how important  
23 it is for me to be as open and transparent as we  
24 possibly can in our discussions with the public. And  
25 I think I proved myself, that to be true, with all of



1 the information that I imparted on with respect to the  
2 Horsepark issue.

3 So I do take personal issue with a  
4 suggestion that we are not open and transparent,  
5 because I do believe that we make every effort to do  
6 so and only go into closed session when it is  
7 appropriate. And I guarantee you, if it wasn't  
8 appropriate, Mr. Caplan would not allow us to do so.

9 Any other comments?

10 Director Schenk.

11 DIRECTOR SCHENK: Mr. Chairman, we had over  
12 3 dozen people speaking, did we not, during that  
13 public comment?

14 PRESIDENT VALDEZ: Yes, we did.

15 DIRECTOR SCHENK: At 2 minutes, and I  
16 believe most, if not all, exhausted their 2 minutes.  
17 And so to a person -- not one individual, after  
18 hearing you speak at the outset and defining the  
19 parameters of where we've been, why we've made certain  
20 decisions, the context within which we made them, not  
21 one personal was critical. People questioned why  
22 we're having to do certain things, but nobody was  
23 critical of the process that we've gone through.

24 And I want to commend you and your  
25 leadership, and I know your pledge to transparency.

1 And I think I speak for many people and obviously  
2 agree with the large number of people who spoke who  
3 were very supportive of what you expressed, how you  
4 expressed it, and the process moving forward. So --

5 PRESIDENT VALDEZ: I think you froze.

6 DEPUTY STATE ATTY. GEN. CAPLAN: I'm going  
7 to interject here.

8 PRESIDENT VALDEZ: Go ahead, Josh.

9 DEPUTY STATE ATTY. GEN. CAPLAN: I want to  
10 avoid us turning this into a debate during the Public  
11 Comment portion of the agenda on the issue of  
12 transparency. So I'd encourage, if there's no other  
13 public comments at this point, to move on to the next  
14 item on the agenda.

15 PRESIDENT VALDEZ: Thank you for the  
16 reminder. I apologize for speaking on an item of  
17 Public Comment that's not on an agenda item. Perhaps  
18 we might put it there to have a further discussion  
19 where appropriate. But thank you for the reminder,  
20 Mr. Caplan. Since it's not an agenda item, we really  
21 can't comment on the topic.

22 So with that, we are going to go into Closed  
23 Executive Session. Please make sure that you either  
24 get off the Zoom completely, definitely mute yourself,  
25 and then you will go onto the different forum so we

1 can have closed session.

2 Madam Reporter and technicians in the room,  
3 I think it will be a relatively short closed session  
4 today. Perhaps as short as 15 minutes. I would be  
5 surprised if it went beyond 30. So just to let you  
6 know.

7 (Closed Executive Session:  
8 4:58 P.M. to 5:28 P.M.)

9 PRESIDENT VALDEZ: We are reconvening to  
10 open session. The Board considered the advice of  
11 counsel on the items provided in the closed-session  
12 portion of the agenda, and we have nothing further to  
13 report.

14 On to Item No. 10, Directors Requests &  
15 Closing Comments.

16 "A" is Board Communication/Correspondence.  
17 I actually had a question about this. Contained in  
18 our board packet, at pages -- at page 19, is an email  
19 from Adam West, and I had a question of staff. It's  
20 an email, page 19 of our board packet, dated  
21 December 23rd, 2020, from -- it is from Adam, but I  
22 believe it's from Adam West to the Board and others.

23 And I want to make reference to the fact  
24 that Mr. West appears to be taking some issue with  
25 public records requests and the timeliness of the

1 22nd DAA's responses. And he states, at the  
2 second-to-last paragraph:

3           We are running into roadblocks  
4           by not receiving the information  
5           needed to submit questions and a  
6           proposal. We ask that the District  
7           remedy their response time to public  
8           records requests and also extend the  
9           time to ask questions for the  
10          single-source carnival RFP from  
11          December 22, 2021 to at least a  
12          reasonable time after our public  
13          records requests have been delivered.

14                 My question to staff is Mr. West refers to  
15                 having made requests in plural. So I just want to  
16                 know from staff how many requests have been made and  
17                 how long -- you know, in what period of time and what  
18                 has that generated from staff in the time allocated to  
19                 responding to the information gathered and provided to  
20                 Mr. West?

21                 CEO MOORE: So to date from Mr. West we have  
22                 received 81 separate requests for records -- and these  
23                 really range in terms of what they are -- and that has  
24                 been over a period -- and, Katie, please feel free to  
25                 jump in, as well as Josh -- but a period that really

1 started near the end of October through even just last  
2 week. Ten of those 81 were received just last week.

3 PRESIDENT VALDEZ: Let me interrupt you.  
4 Just for the record, when you say "the end of  
5 October," you mean the end of October 2020?

6 CEO MOORE: 2020, yes.

7 So within, in essence, a period covering  
8 about two and a half months with that so far, just to  
9 kind of give you an update on where we're at in  
10 responding to those, is that 31 requests have been  
11 completed, which has represented over 250 documents,  
12 let alone the pages that that generates. Of that,  
13 then there were 18 requests that there are no records  
14 available to submit.

15 And along that line, I'd like to just point  
16 out that sometimes, with a records request, records  
17 can be found -- also found to be nonresponsive, but  
18 that -- that's determined after hours of -- sometimes  
19 hours of research and then reviewing documents: Do  
20 they meet, you know, what the -- what that request is?

21 We also have -- we have eight pending  
22 requests that we are awaiting clarification from  
23 Mr. West on for the approval of the expenditures that  
24 would be incurred in copying those files. So as long  
25 as records are available electronically, we can

1 provide those at no cost. But if it's a matter of  
2 needing to copy documents, there is a fee for -- a per  
3 copy fee for that.

4           So currently we have 24 requests that are  
5 outstanding. And again, 10 of those just came in last  
6 week, and it's quite voluminous. At this point our  
7 staff member who is primarily handling this puts in no  
8 less than about four hours a day and sometimes even  
9 more researching, sending, and tabulating those  
10 requests. And I'm copied on all of those. So I'm  
11 aware of the process and personally am quite impressed  
12 with how she has -- the amount that she has been able  
13 to provide to him at this point.

14           Again, you know, sometimes the requests are  
15 readily available. Others take research, and they  
16 take time. And as an example of that, in I.T., our  
17 folks along with them, the computer spent 1400 hours  
18 pulling requests for one subject that was requested.  
19 So that's about 1400 hours of our employees' time, but  
20 overseeing that computer and the processing to pull  
21 that. One request resulted in over 1,000 emails that  
22 then have to be reviewed and another one over 500  
23 emails. So there's just -- there's a lot of volume to  
24 being able to provide. And we are continuing to work  
25 on it diligently and will continue to do so going

1 forward with that.

2 And just to also clarify that, in terms of  
3 being able to respond to the midway operator RFP, many  
4 of these requests began prior to or around that time  
5 period, but the information that's being requested may  
6 or may not directly be related to what's necessary for  
7 the RFP. And so we've tried to prioritize anything  
8 that perhaps would be.

9 And, Katie, I don't know if you want to add  
10 as well.

11 KATIE MUELLER: Can I just add one thing?

12 It is an actual period for questions to be  
13 submitted related to the RFP, and Mr. West did not  
14 take advantage of that and has asked for the extension  
15 while other operators did submit questions.

16 CEO MOORE: Thank you.

17 And, actually, this email came in the day  
18 after that time period. So in regards to the RFP  
19 itself and that question period, so that every  
20 potential respondent to the RFP can be taken into  
21 consideration, there's a timeline that's provided.  
22 And that cut-off was December 22nd, the day before.  
23 His -- his public records requests are separate from  
24 that and, as I said, have been -- we've been receiving  
25 prior to, but were not an official questions and

1 clarification in terms of the RFP. This email came in  
2 the day after that timeline.

3 DIRECTOR SCHENK: Quick question.

4 Carlene, can you put -- because you  
5 indicated the number of hours, but can you put a  
6 dollar value or a cost rather on the effort undertaken  
7 by the 22nd DAA to comply with these various requests  
8 for production of records and man -- in-person hours?  
9 What has been the costs, setting aside the copying  
10 costs for hard copies, but just in terms of the hours?

11 CEO MOORE: Give me a quick moment here.

12 DIRECTOR GELFAND: Probably over 50,000  
13 because it's two-thirds of a full-time equivalent and  
14 you've got all the related additional costs. A lot of  
15 money.

16 DIRECTOR MEAD: I guess I wonder to what end  
17 are we asking this question?

18 DIRECTOR SCHENK: Why am I asking it?

19 DIRECTOR MEAD: Yeah.

20 DIRECTOR SCHENK: Because of our financial  
21 situation. We're being put to a request that is quite  
22 burdensome. That's why. And I want to make sure  
23 that, if he's complaining about, you know, running  
24 into roadblocks, you know, there is financial  
25 implications for our complying within a time frame



1 where we don't have staff with which to comply.

2 That's why I'm asking.

3           DIRECTOR MEAD: Right. And I -- I just want  
4 to be sure that we're really clear that, yes, there's  
5 time to do this, but this is a right he has and  
6 everyone else has to create this opportunity and/or to  
7 have the public records. But you're absolutely --  
8 request. You're absolutely right. There is a cost  
9 and there is time in the middle of a pandemic, but it  
10 is still a right that Mr. West has to make the  
11 request.

12           DIRECTOR ROWLAND: So I have a question  
13 about that, how far that right extends -- and I don't  
14 know the nature of all the requests -- because I know  
15 sometimes a request can require that you do analysis  
16 in order to be able to answer the question versus just  
17 provide data. So is his just provide data, just  
18 provide emails, or is he asking for there actually to  
19 be some sort of analysis done? And, you know, are we  
20 required to comply with requests for analyses?

21           PRESIDENT VALDEZ: I'm gonna interrupt real  
22 quick. I'm gonna have Carlene answer that question,  
23 and then I'm gonna go back to Josh Caplan and have the  
24 question before the parameters.

25           Go ahead.

1                   CEO MOORE: Well, I think, really to put --  
2 to Fred's question and really to categorize that, we  
3 want to bring that information back, because it's more  
4 than just, again, that one person. You know, I can  
5 give you an estimate on her -- you know, on her time,  
6 but there are others involved in the gathering of that  
7 information as well, such as our I.T. folks. But I  
8 think the speculation is, you know, in this  
9 discussion.

10                   And to Kathlyn's point, yes, but  
11 unfortunately that does take away, you know, staff and  
12 resources from other things, but there is a right that  
13 every person has in terms of, you know, public records  
14 and requesting that -- that information. And then,  
15 you know, Josh can elaborate on it more, but this is  
16 simply the -- if the documents exist, then we provide  
17 them. It's not an analysis, other than we do have to  
18 check information in terms of if there is, you know,  
19 anything of a confidential, you know, attorney-client  
20 privilege that needs to be redacted or personal  
21 information such as the payroll records.

22                   DIRECTOR SCHENK: You will get us the  
23 numbers that I asked for, though?

24                   CEO MOORE: Yes.

25                   DIRECTOR SCHENK: I didn't expect you to

1 pull out a calculator tonight. That wasn't my intent.

2 Thank you.

3 PRESIDENT VALDEZ: Mr. Caplan, do you have  
4 anything to add about that? I want to make sure  
5 that -- the reason I raised it wasn't necessarily --  
6 while it's off-putting that somebody would be sending  
7 so many public records requests in such a period of  
8 time, that are so broad to encompass so much time,  
9 yes, that's irksome and off-putting to the staff,  
10 bare-bones staff that we have, but that really wasn't  
11 the main reason for my question. The reason I was  
12 asking Carlene for the breakdown of the information  
13 was because there is a suggestion on page 19 of our  
14 board packet, which is part of the record,  
15 insinuating -- more than insinuating that there has  
16 been roadblocks and a failure to respond to public  
17 record requests. And I want to make the record very  
18 clear that we are taking issue with that suggestion  
19 and, in fact, take issue with his also assertion that  
20 perhaps there is a connection between alleged failure  
21 to abide by public records requests and his ability to  
22 respond to an RFP. So that's why I raise it.

23 Having said that, Mr. Caplan, is there  
24 anything that you wanted to add with any of the  
25 questions posed by any of the directors or comments by

1 the directors on this topic?

2 DEPUTY STATE ATTY. GEN. CAPLAN: I don't  
3 have any objection to making general comments on board  
4 communication and correspondence received by the  
5 public that's in the board packet. I'd like to avoid  
6 a more in-depth discussion on the requirements under  
7 the Public Records Act until such time as we can put  
8 an information item on the agenda.

9 What I can share with all the board members  
10 is that I do frequently work with staff and constantly  
11 remind them that they are obligated to provide all  
12 responsive public records in response to every request  
13 that comes in under the PRA, and they have to provide  
14 those records in a reasonable amount of time.

15 And the term "reasonable" has a lot of  
16 variables; right? It has a staff variable. So if  
17 they're running at one-third capacity, it's gonna take  
18 them longer to process public records. There's also  
19 the volume variable. So if somebody is looking for  
20 emails that go back five years, it's gonna take a  
21 computer system over 100 hours to just process that  
22 search, and then staff has to actually go through five  
23 years' worth of emails to figure out if any  
24 information in those emails needs to be redacted; for  
25 example, if it includes privileged information,

1 personal identifying information, or other information  
2 that's exempt from disclosure under the PRA. So  
3 unfortunately, it is a very involved process, and I  
4 think the District does a tremendous job, given  
5 current staff restraints, to get all these documents  
6 out the door as quickly as possible.

7 But I think, if there are other -- if there  
8 are further questions, I can certainly answer them one  
9 on one off line. Or if there is an appetite for  
10 having a general discussion somewhere further on in  
11 2021 as an information item, I'd certainly be happy to  
12 participate in that conversation.

13 PRESIDENT VALDEZ: I appreciate that. Thank  
14 you.

15 So we will move on to -- the next item is  
16 10B, and that's the discussion on setting a special  
17 meeting in February to award the midway operator  
18 contract. My understanding of this is that the  
19 scoring will not be done in time on the RFP for our  
20 February 9th meeting and that we would -- if we wanted  
21 to vote on the RFP and not have to wait until March,  
22 which is staff's recommendation and request, that we  
23 would have to set a meeting sometime after February  
24 the 16th. I was looking at the possibility of the  
25 week of February 12th. And to keep Tuesday as a date

1 that seems to work with most people, I was gonna  
2 propose February 23rd as the date for a special  
3 meeting, where the only item on the agenda, in  
4 addition to public comment, would be awarding of the  
5 RFP.

6 And I want to make sure, Carlene and Katie,  
7 that I've covered everything that's necessary to set  
8 that discussion up.

9 CEO MOORE: Yes, as long as it's after -- so  
10 February 16th is the close of the protest period. So  
11 we need to wait at least until after the 16th. So any  
12 time after that will work for us.

13 PRESIDENT VALDEZ: And my question is also  
14 the necessity of making the decision on awarding the  
15 RFP then, rather than waiting until the March meeting.

16 CEO MOORE: So in essence, we need to -- the  
17 earlier the better, so that the award can be made.  
18 There's a lot of work -- you know, similar with the  
19 fair and especially as we're looking at, you know,  
20 modified fair activities and things like that -- to be  
21 able to get to work with the winning bidder for that,  
22 whoever it is successfully awarded to, on the 2021:  
23 You know, fair activities, ticket ordering and things  
24 like that that need to be done, work to be done on our  
25 website and whatnot. And so in many ways, yes, time

1 is of the essence. And the RFP was set to award so  
2 that we could begin that work as early as March 1st.

3 PRESIDENT VALDEZ: So I'm just gonna throw  
4 out there a February 23rd at 1:30 P.M. suggested date.  
5 And by way -- show of hands, how many people can meet  
6 at that time?

7 (Directors raising hands.)

8 PRESIDENT VALDEZ: So I see everybody. One,  
9 two, three, four --

10 DIRECTOR SLEIMAN: Would you repeat the  
11 time?

12 PRESIDENT VALDEZ: I'm sorry. What was the  
13 question?

14 DIRECTOR SLEIMAN: Would you just repeat  
15 that, the time that you said?

16 PRESIDENT VALDEZ: February 23rd at 1:30 in  
17 the afternoon, like our regular meetings.

18 DIRECTOR SLEIMAN: Okay.

19 PRESIDENT VALDEZ: So I'm assuming that  
20 Directors Barkett and Nejabat can make it. We will  
21 have everybody present.

22 Do I need a formal motion for that, or can I  
23 just state that we have unanimity with respect to the  
24 setting of that date, Mr. Caplan?

25 DEPUTY STATE ATTY. GEN. CAPLAN: You don't

1 need a formal motion. As long as the agenda gets  
2 posted 10 days before that meeting, you don't need a  
3 formal motion on the date.

4 PRESIDENT VALDEZ: We're gonna set the  
5 special meeting to February 23rd, 1:30 P.M. for -- we  
6 always have to have public comment. We will have  
7 public comment, and we will have the RFP  
8 consideration. We do have time to add any other items  
9 that are necessary to that, as long as we give the  
10 requisite notice of the 10 days.

11 Okay. We have that, and that concludes  
12 Item 10. Item 11, For Your Information,  
13 Correspondence, I think we already covered that.

14 And do I have a motion to adjourn?

15 DIRECTOR SCHENK: So moved.

16 DIRECTOR SLEIMAN: So moved.

17 PRESIDENT VALDEZ: We don't need one, but  
18 okay: Director Schenk and Director Sleiman.

19 All right. We're adjourned.

20 (Meeting adjourned: 5:50 P.M.)

21  
22  
23  
24  
25



1 I, KATHRYN L. EDWARDS, Certified Shorthand Reporter in  
2 and for the State of California, Certificate No. 7288,  
3 do hereby certify:

4  
5 That the proceedings were taken before me at the time  
6 and place herein named; that said proceedings were  
7 reported by me in machine shorthand and later  
8 transcribed through computer-aided transcription under  
9 my direction, and that the foregoing transcript is a  
10 true record of the proceedings.

11  
12 I do further certify that I am in no way interested in  
13 the outcome of this proceeding nor related to any of the  
14 participants or their respective counsel.

15  
16 In witness whereof, I have hereunto set my hand this  
17 1st day of February, 2021.

18  
19  
20 

21 Kathryn L. Edwards, CSR No. 7288

22  
23  
24  
25

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