

BOARD OF TRUSTEES MEETING

UHSAA Office

November 16, 2017

9:00 a.m.

Those in attendance: Board Members: Marilyn Richards, Amber Shill, Allen Grunig, Dale Whitlock, Jeff Schena, Cory Anderson, Sam Jarman, Jerre Holmes, Rob McDaniel, Dave McKee, Stan Young, Bryan Durst, Greg Miller and Jennifer Gravier. Staff Members: Rob Cuff, Jeff Cluff, Brenan Jackson, Jon Oglesby and Jan Whittaker. Excused: David Brotherson
Minutes: Jeanne Widerburg.

1. **Welcome and Chairperson Business:** Chair Whitlock welcomed members to the meeting. He excused David Brotherson.

A. Reverence/Thought: Mr. Grunig quoted Heywood Broun, "Sports do not build character, they reveal it." He then offered a prayer.

B. Pledge of Allegiance/Patriotic Thought: Ms. Gravier traveled with her father, who was a photographer during the Korean War, on an honor flight to Washington, D.C. They were with many veterans throughout Utah. She appreciates living in a country where she can disagree, but still be united in a common purpose. She then led the members in the pledge of allegiance.

C. Approval of Minutes – August 24, 2017:

MOTION: Mr. McDaniel motioned to approve the minutes of August 24, 2017. Mr. Grunig seconded the motion. Motion carried unanimously.

MOTION: Mr. McKee motioned to accept the printed agenda noting there would be a closed meeting at the end to discuss personnel. Mr. Anderson seconded the motion. Motion carried unanimously.

2. **Executive Committee Meeting Reports:**

A. September 27, 2017 meeting (summary on UHSAA website): Mr. McKee reported.

- Reviewed calendar
- Unified Sports
- Coaches Certification – RegisterMyCoach
- UIAAA – National conference in December
- Moratorium is July 7 -11
- Realignment time table was reviewed, and six members added to Realignment Committee
 - 1A – Jim Wood
 - 2A – Craig Morris
 - 3A – Wade Woolstenhulme
 - 4A – Trever Wilson
 - 5A – Jason Smith
 - 6A – Rob McDaniel
- USBE Report – Jodi Kaufman

- Communication Committee Report
- NFHS “MyReasonWhy” Campaign
- Sports Medicine Advisory Committee report and proposals
- Standard Drill Team invitational pay
- Swim Officials pay
- Sub-varsity interpretation

B. November 8, 2017 meeting (summary on UHSAA website): Mr. McDaniel reported.

- Review of calendar
- Football endowment game report
- Fall activities
- UIAAA
- Reviewed six new school membership applications
- Sports Medicine Advisory Committee proposals approved and forwarded to BOT
- Realignment report
- RegisterMyCoach
- Lawsuit discussion– appreciative of the BOT members’ attendance
- Distinguished Service Award
- Participation across the nation increased to 7.9 million

3. **USBE Report:** Ms. Graviet reported that the State Board is still concerned with tracking of coaches and what if the LEA fails to report. Staff attended the privacy training. Mr. Whitlock thanked Ms. Graviet for her willingness to serve on the UHSAA BOT.

4. **Football Endowment Games Report:** Mr. Cuff reported the endowment games’ revenue help support the catastrophic insurance premium reimbursements from the UHSAA Foundation . The Foundation is providing \$125,000 for 2017-2018 and \$40,000 from the UHSAA. Members will be reimbursed about 88%. The revenue from the football endowment games this fall was about \$100,000.

MOTION: Mr. Jarman motioned to move the football endowment revenue to the UHSAA Foundation. Mr. McDaniel seconded the motion. Motion carried unanimously.

5. **Fall Activities Report:**

A. Volleyball: Discussion of proposals to help solve the late championship games. Coaches Association is considering proposals.

B. Boys Golf: Ms. Whittaker reported golf tournaments were great.

C. Football: Mr. Jackson reported on football. Games have been played at Weber State, University of Utah and SUU. Great events.

D. Girls’ Tennis: Mr. Jackson reported there was good weather for the tournaments. There was a bracketing issue in 3A. The venues were great, and he thanked Jackie Parker who was the tournament director.

E. Cross Country: Mr. Oglesby reported the event was great with good weather. Looking at a few changes for next year.

G. Girls' Soccer: Mr. Oglesby reported good weather and a great turnout. Rio Tinto is a great venue and he thanked the high schools that hosted the semifinals.

H. 1A Baseball: Mr. Cluff reported they played at Dixie State and UVU. Mr. Elliot Hopkins, NFHS Director of Sports and Student Services and Director of NFHS Baseball, attended the 1A championship tournament.

6. Calendar:

A. 2017-2018 Calendar (pp. 38-40)

- (1) Wrestling: 2A divisionals will be held at North Sevier and Millard.
- (2) Forensics: 2A Forensics will be held at South Summit. 5A may have a change.
- (3) Theatre: A proposal of date changes has been made because of spring break.

B. 2018-19 Tentative Calendar (pp. 41-44): Mr. Oglesby asked members to review the tentative calendar. Sport specific information and moratoriums dates will be coming soon.

7. **Legal Report:** Mr. Van Wagoner reported the lawsuit has not been served. It was suggested by the superintendents to reconsider the lawsuit. A meeting with the Executive Committee and members of the BOT discussed the lawsuit. He felt Mr. Holmes presented good and sufficient reasons for removing litigation and possibly doing something else. There are good arguments to continue litigation. Mr. Van Wagoner felt it was a hallmark of real discussion among the two boards. The outcome of the meeting was the Executive Committee recommended to the BOT to vote to rescind the filed motion.

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Mr. Cuff referred members to pages 59-62 which included his letter and position. He thanked members of the BOT who attended the Executive Committee meeting. The BOT has a motion on the table from May to file litigation. First and foremost, is the student athlete. The timing of the litigation has been problematic. He feels the most productive way to resolve and address concerns is to continue to meet, build relationships and comply moving forward. There may come a day when we will want to know if we are public or private.

MOTION: Ms. Shill motioned to file a motion to dismiss the lawsuit. Mr. Holmes seconded the motion. Ms. Richards said she would like to find the answer if UHSAA is public or private. Some are concerned with lack of representation with the decrease in size of the BOT. Mr. McKee wanted "dismiss" defined. He wants to govern ourselves and resolve the issues. Mr. Van Wagoner would file for a dismissal without prejudice which means it could be filed again and have no binding effect. He warned that there are many items in the statute that could create difficulty for the UHSAA. The Association being describe as an agency, requires us to follow agency policy and rules. More agency rules could be written for Association under the state statute. Mr. McKee said it is important that we are unified. Mr. Young said representation on the BOT is bothersome. It is difficult to represent two classifications. Mr. Whitlock called for a vote. Motion carried, but not unanimously. Ms. Richards and Mr. Young voted no because of wording of motion (dismiss) and lack of a plan for the future.

Mr. Whitlock said that dismissing the lawsuit does not imply the end. We will continue to work on solving problems. Mr. Holmes said we need a plan moving forward. Mr. McKee said there is

concern for no representation from Washington County. Mr. Cuff reminded members they do not represent their particular area, but everyone. Board members represent all 150 schools. Mr. Jarman said it is important for members to reach out and communicate and represent everyone. Mr. Whitlock encouraged Mr. Cuff and staff to work on communicating the information of board meetings to all members. Ms. Richards said she would be willing to change her vote because she is anxious for the unification of the group. Mr. Holmes said we committed when the board was downsized that during realignment we would have more representation. He asked if there is a way constitutionally that everyone has same representation and that vote would carry. He feels that realignment is the biggest concern.

MOTION: Mr. Holmes motioned to go into closed session to discuss legal issues. Mr. McKee seconded the motion. Same members present as at the beginning of the meeting. Mr. Van Wagoner was present as well. Motion carried unanimously.

MOTION: Mr. Grunig motioned to leave the closed session. Mr. McKee seconded the motion. Motion carried unanimously.

8. Sports Medicine (SMAC) (p. 64): Mr. Jackson reported on the three proposals from SMAC.

- Physical Examination Expiration date: set date from April 15, through the following school year and expire on July 15.
- Cold water immersion for exertional heat stroke (removed tubs “shall be” available).
- EAPs (Emergency Action Plan) and AED’s (available within 2-3 minutes).

Executive Committee approved and recommended proposals to the Board of Trustees. It would be in effect immediately. It would be \$140 per tub. It was discussed schools have multiple fields/areas requiring multiple tubs. Some schools have whirlpool accessibility.

MOTION: Mr. Holmes motioned to approve the SMACs three proposals. Mr. Jarman seconded. Motion carried.

9. New School Member Applications: The Executive Committee recommended favorably for review of applications and site visits for the following schools. Representatives from schools were present to answer questions.

- Farmington High School (pp. 65-66): Region 5, 5A is preference.
- Lava Heights Academy (pp. 67-68): Fine arts therapy, residential treatment center. Region 20, 1A is preference.
- Paradigm High School (pp. 69-70): Interested in music. Region 17, 2A is preference.
- REAL Salt Lake Academy (pp. 71-72): Charter school, participate in sports. There is no connection with the REAL Youth Team other than those students attend the academy. No cross over with coaching staff. Region 17, 2A is preference.
- Utah Military Academy (American Fork) (pp. 73-75): Region 16/17, 2A is preference.
- WayPoint Academy (pp 76-77): Private residential treatment center for boys. Debate and possibly cross country. Region 16, 2A is preference.

Freedom Preparatory Academy is a current Association member and would like to add sports. The Executive Committee will make that decision. Matt Fullmer was present to answer questions. School would be independent for the first year. Region 17, 2A is preference.

Mr. Young asked if the Executive Committee voiced any concerns about the applicants. Mr. Durst said he is concerned about REAL Salt Lake and if it is leaning toward a sport-specific school. He feels they have done everything right as far as preparation to be a member. Mr. Schena said it is difficult to have a school move up for the classification they are assigned. Mr. Young pointed out that Utah Military Academy of American Fork will have much better boys' teams than girls with their 4:1 ratio of students. It was discussed that the criteria for membership might need to be addressed in the future.

MOTION: Mr. McKee motioned to have the staff do school site visits for membership consideration. Mr. Holmes seconded the motion. Motion carried unanimously.

10. Follow-Up Items from Previous Meetings:

A. Lacrosse: Mr. Jackson reported the Lacrosse Committee has met twice and is working on a timeline for commitment of teams and determination of season. A survey will be sent to schools, through ADEC, for school and district input. Lacrosse is scheduled to be implemented 2019-2020 with the next alignment. Board members were invited to participate on the committee.

Mr. Jarman said he had some concerns regarding lacrosse. (1) He has heard it will take \$100,000 per school for equipment. This raises a concern for fee waiver recipients who will need equipment provided. (2) He feels districts are being forced to artificial fields to provide a field in a restrictive area for football, boys lacrosse, girls lacrosse and soccer. He has noticed fields on google that appear to have extreme wear around the circle (crease) for the goal. He said they will need to be cut and repaired often. He feels lacrosse is an unfunded mandate. It is very likely schools will be pressured to have a school team. He is looking for solutions.

B. Coaches' Certification: Mr. Jackson reported that staff continues to encourage schools to register their coaches on RegisterMyCoach (RMC) and certify their coaches. The district/school approves the training and is accepted on RMC. NFHSlearn.com is great resource for training. A letter was sent to each principal regarding their coaches' registrations. Mr. Jarman asked about RMC fine. Staff was not aware of a fine. Fundamentals of Coaching manual is \$40 for those without a PE major/minor. This is not a change. Mr. Cuff reviewed the discussions that were held on funding RMC. The biggest issue has been uploading the documents. Date only will be accepted in place of document, but documents need to be available at the school or district. Mr. Oglesby will send out information on RMC again. Most problems are caused by the school's credentials profile. The second billing will be coming in January. RMC provides a great communication tool for schools, districts and the Association.

C. Student Data Privacy Conference Report: Mr. Jackson reported on the FERPA training they attended at Utah School Board Association. The Association wants to be proactive. Student information is used for Academic All-State and the transfer process. The FERPA guidelines can be found on the UHSAA website. We have a third-party contract with RegisterMyCoach. Working with RMC on what to do if we have a data breach. How long is information stored (remove after graduation)?

Mr. Cuff said the Association is different from LEAs in that we bring in information we don't send it out. He said districts need to list the Association as an entity in which directional information can be shared. A reminder notice will be sent to the districts. Mr. Jarman suggested that districts are also made aware that RMA does not share any information. His district hires a private company to watch database and send notification for possible hacking.

D. Spirit of Sport and Heart of the Arts Award: Ms. Whittaker explained that applications/notifications have been sent to schools for nominations for award. These awards are given to someone who has overcome a challenge or adversity in their life. This award is for a student, coach, teacher, or administrator. The applications are due on January 16.

E. Sportsmanship Items: Ms. Whittaker said the Battle of the Fans initiative has begun and schools are being encouraged to submit a three-minute video showing their student section and programs promoting good sportsmanship. The videos are due on January 26.

F. UHSAA Student Leadership Conference: The conference will be held on Thursday, June 14, at Jordan HS. Each school is encouraged to send one boy and one girl.

G. Unified Sports (UHSAA/SOUT): Mr. Oglesby reported schools will receive an information packet on December 8 regarding unified track and soccer. The information will include how to take advantage of grant money which includes reimbursement for busses. He strongly encourages schools to participate in Unified Sports as it is a great opportunity to serve students who are not typically involved and the student athletes that help them.

H. NFHS #MyReasonWhy (pp. 45-47): Mr. Oglesby said sports provide an opportunity to build life-long friendships and character. NFHS is providing weekly media messages that can be shared.

I. Communications Committee Report: Mr. Oglesby reported they have held two meetings and feels it has been very productive. There has been discussion how to improve our internal communications as well as external. Some suggestions have already been implemented. Encouraging schools to have links to the UHSAA website would be very helpful. It has been suggested that AD's be a part of the region meetings (at least one rep). Mr. Brotherson and Mr. Oglesby have worked on a crisis communication flow chart. Ms. Shill said they are discussing ways to improve communication between the BOT, EC and regions. Mr. Whitlock said communication is key. Mr. Cuff has sent more emails communicating issues and happenings of the Association. Mr. Cuff said first and foremost are the things we do for the students of Utah. The staff works hard for the Board, student athletes and creating relationships at venues for tournaments and relationships with officials. We are team players and want to improve.

11. **BOT Elections Update:** Letters with details will be sent to the districts involved in BOT elections at the Utah School Boards Association Convention in January. Districts with at least one member school in the 3A or 4A classification will be eligible to nominate a candidate for the election as long as the district isn't already represented with a superintendent or school board member in another classification. Private/charter school elections will hold their election in the spring at the UHSAA Office.

12. **Realignment:** Mr. Whitlock reported the Realignment Committee has had two productive meetings. A summary of the meeting was sent out to all board members. A survey is being prepared to send to all members schools asking for the total enrollment and number of students living outside the boundary and the total number of student athletes and the number of athletes

living outside the boundary. The Committee has requested the information for consideration. The survey will be due December 15 in preparation of the January Realignment Committee meeting.

Page 50 of meeting the packet indicates the current recommendations to the Executive Committee. There could still be changes. The bolded information on items 1, 8 and 12 are additions and 5 eliminated “same number of teams.”

Mr. Whitlock said at the next meeting they will discuss how to bring everyone together to discuss the realignment in the fall. Groups would be divided by classification. The group discussion worked very well last realignment.

A. Schools by District (pp. 52-57): Members were asked to look at the information and let the staff know of changes. Schools will be encouraged to update their school information on the website, so the information will be accurate for realignment discussions.

B. Layton Christian Academy Request (p 58): The Executive Committee asked to the table the request to see if a mid-alignment is possible. Part of the consideration is where the new school members are assigned. New schools would be independent except for Farmington High School because of their upper classification.

13. For the Good of the Order: Mr. Cuff included articles discussing building relationships and sportsmanship.

A. Distinguished Service Award: Mr. Cuff said the following individuals will be honored at a luncheon with the Executive Committee on January 17. A letter was sent to notify them of their selection. He was pleased with the outstanding recipients.

- 6A Coach/Advisor of the Year: Taylor Allen – Syracuse
- 5A Coach/Advisor of the Year: Todd Etherington – Brighton
- 4A coach/Advisor of the Year: Arthur Miyazaki – Juan Diego Catholic
- 3A coach/Advisor of the Year: Marc Peterson – Richfield
- 2A coach/Advisor of the Year: David Peck – North Summit
- 1A Coach/Advisor of the Year: Curtis Barney – Panguitch
- Athletic Director of the Year: Ron Dolphin – Grand county
- Female Official of the Year: Tam Staheli
- Male Official of the Year: Al White
- Small School Music Educator of the Year: Robert Lacey- Valley
- Large School Music Educator of the Year: Geoff Anderson – Fremont
- Speech Educator of the Year: Sharon Ellsworth-Nelson – Park City
- Theatre Educator of the Year: Phaidra Atkinson – Corner Canyon
- Distinguished Contributor: Bob Peterson – UHSAA Executive Committee; Mark Hildebrand – UVU; Jared Kearns – UVU; Garth Rush – UHSAA Unified Track and Field
- Distinguished Media Contributor: Ryan Comer – Ogden Standard Examiner

B. Super Fan: Schools nominate the Super Fans. The deadline was November 1, but the selection of winners has not been made.

14. Approval of Consent Agenda:

A. Financial Report:

MOTION: Mr. McKee motioned to approve the consent agenda. Ms. Richards seconded the motion. Motion carried unanimously.

15. Closed Meeting:

A. Personnel:

MOTION: Ms. Richards motioned to go into a closed meeting to discuss personnel. Mr. Jarman seconded the motion. Motion carried unanimously.

MOTION: Motion to leave closed meeting was made by Mr. Schena. Mr. Holmes seconded the motion. Motion carried unanimously.

MOTION: Motion to adjourn the meeting was made by Mr. McDaniel. Mr. Anderson seconded the motion. Motion carried unanimously.

Meeting adjourned at 1:30.