

The following are the preliminary minutes from the February 13, 2020, OHSAA Board of Directors Meeting. The Board is expected to officially approve them at its April 23, 2020, meeting.

OHSAA BOARD OF DIRECTORS MEETING MINUTES (February 13, 2020)

The Ohio High School Athletic Association Board of Directors held its regularly scheduled meeting at the OHSAA Office on Thursday, February 13, 2020. Vice President Jan Wilking called the meeting to order at 9:00 a.m. and welcomed back Board ex-officio Bruce Brown, who has battled health issues. The meeting opened with a prayer led by Gary Kreinbrink and the Pledge of Allegiance led by Jeff Cassella.

Board Members Present: Jan Wilking, vice president; Jeff Cassella; Ryan Fitzgerald; Scott Kaufman; Gary Kreinbrink; Leonard Steyer; Bill Warfield; Steve Watkins, and Bruce Brown (ex-officio) and Jeremy Marks (ex-officio).

Board Member Excused: Dan Leffingwell, president.

Administrative Staff Members Present: Senior administrative staff members Bob Goldring, Deborah Moore, Roxanne Price, Beau Rugg and Tim Stried.

Administrative Staff Member Excused: Jerry Snodgrass, executive director.

Others Attending: Steve Craig, OHSAA legal counsel; OHSAA professional staff members Todd Boehm, Tyler Brooks, Brenda Murray, Lauren Prochaska and Jacki Windon; Jeff Noble, Ohio High School Baseball Coaches Association; Dave Sheldon, Ohio High School Basketball Coaches Association; Gerald Cooke and Dick Kerschbaum, Ohio High School Football Coaches Association, and Greg Aten, Ohio Tennis Coaches Association.

I. ADOPTION OF AGENDA

Motion by Jeff Cassella, second by Ryan Fitzgerald to **adopt** the agenda for the February 13, 2020, Board of Directors meeting.

Motion passed 8-0.

II. APPROVAL OF MINUTES

Motion by Scott Kaufman, second by Bill Warfield to **approve** the minutes from the January 16, 2020, Board of Directors Meeting.

Motion passed 8-0.

III. FINANCIAL INFORMATION

A. State Office Financial Report

Director Todd Boehm provided the financial report for the OHSAA state office for January. The report is summarized as follows:

Balance — December 31, 2019		\$1,213,027.99
Receipts — January 2020	<u>\$1,477,428.28</u>	
Total Receipts		\$1,477,428.28
Disbursements — January 2020	<u>\$1,583,195.90</u>	
Total Disbursements		<u>\$1,583,195.90</u>
Balance — January 31, 2020		\$1,107,260.37
Accounted for as follows:		
Checking Account Balance per 5/3 Bank (1/31/20)		\$1,265,058.60
Less Outstanding Checks		<u>\$157,798.23</u>
Balance — January 31, 2020		\$1,107,260.37
Available Funds — January 31, 2020		
Bank Balance		\$1,107,260.37
Savings Account		\$509,651.27
Minus Budget Stabilization		<u>— \$800,000.00</u>
Working Capital		\$816,911.64
Designated Funds — January 31, 2020		
Budget Stabilization		\$800,000.00
Board Designated Reserve		\$809,834.42
Building Fund		<u>\$381,643.05</u>
Total Designated Funds		\$1,991,477.47

B. District Athletic Boards Financial Report

Director Todd Boehm provided the Board with the financial report for the six district athletic boards through December. The report is summarized as follows:

Board of Directors Minutes (2/13/20) — 2

<u>District</u>	<u>Checking</u>	<u>Savings</u>	<u>CD</u>	<u>Total Cash</u>	<u>Yr. to Date Gross Revenue</u>	<u>Yr. to Date Gross Expenses</u>	<u>Yr. to Date Net Profit/Loss</u>
Central	\$245,499	\$251,162	\$0	\$496,661	\$255,552	\$251,358	\$4,194
East	\$417,777	\$0	\$50,000	\$467,777	\$92,054	\$103,573	— \$11,519
Northeast	\$189,025	\$0	\$0	\$189,025	\$434,200	\$445,367	— \$11,167
Northwest	\$259,779	\$0	\$40,010	\$299,789	\$198,097	\$280,082	— \$81,985
Southeast	\$102,539	\$63,181	\$198,494	\$364,214	\$94,351	\$117,607	— \$23,256
<u>Southwest</u>	<u>\$249,397</u>	<u>\$91,603</u>	<u>\$200,198</u>	<u>\$541,198</u>	<u>\$408,667</u>	<u>\$347,493</u>	<u>\$61,174</u>
Totals	\$1,464,016	\$405,946	\$488,702	\$2,358,664	\$1,482,921	\$1,545,480	— \$62,559

C. Fall Sports Tournament Financial Reports

Director Todd Boehm provided the Board with the financial reports from the following 2019 OHSAA fall sports tournaments: regional and state cross country; state field hockey; state golf; regional and state soccer; state girls tennis, and regional and state volleyball. The breakdown for the tournaments from 2019 and the previous four years is as follows:

<u>Tournament</u>	<u>2019 Net</u>	<u>2018 Net</u>	<u>2017 Net</u>	<u>2016 Net</u>	<u>2015 Net</u>
regional cross country	+ \$27,079.48	+ \$18,385.13	+ \$13,181.97	+ \$39,431.46	+ \$29,655.34
state cross country	+ \$33,886.31	+ \$2,978.45	+ \$38,604.26	+ \$46,302.61	+ \$28,730.02
total cross country*	+ \$54,570.39	+ \$14,602.07	+ \$51,912.10	+ \$78,152.73	+ \$50,526.81
state field hockey**	+ \$3,130.53	+ \$9,299.92	+ \$8,327.54	+ \$10,653.27	+ \$9,999.99
state golf**	— \$47,746.90	— \$45,931.51	— 40,846.42	— \$31,257.84	— \$23,815.73
regional soccer	+ \$107,409.00	+ \$67,275.74	+ \$52,936.27	+ \$60,030.49	+ \$100,118.56
state soccer	+ \$128,662.77	+ \$46,431.11	+ \$52,698.81	+ \$50,596.66	+ \$55,318.54
total soccer**	+ \$214,347.13	+ \$91,664.57	+ \$83,910.44	+ \$88,902.51	+ \$134,157.26
state girls tennis**	— \$1,977.93	— \$2,117.84	— \$707.59	— \$5,000.56	— \$2,181.47
regional volleyball	+ \$68,356.16	+ \$90,917.46	+ \$78,818.64	+ \$51,103.38	+ \$72,079.47
state volleyball	+ \$32,243.42	+ \$21,846.05	+ \$33,469.55	+ \$7,628.99	+ \$33,504.97
total volleyball**	+ \$88,474.18	+ \$101,649.43	+ \$100,174.11	+ \$46,618.29	+ \$93,943.96

* includes all tournament expenses paid by the OHSAA office including the OHSAA Invitational

** includes all tournament expenses paid by the OHSAA office

Motion by Leonard Steyer, second by Steve Watkins to **approve** financial items III. A., III. B. and III. C. as presented.

Motion passed 8-0.

IV. INFORMATION ITEMS

A. NFHS Coaches Association Section Coaches Award Recipients

Senior Director Deborah Moore informed the Board that the National Federation of State High Schools Coaches Association has selected eight Ohio coaches as Section 2 Coach-of-the-Year for the 2018-19 school year. Selected were: Baseball-Mike Barhorst, Dayton Chaminade-Julienne; Boys Basketball-John Cullen, Canfield South Range; Girls Basketball-Tim Gabbard, Waynesville; Girls Cross Country-Jesse Magoto, Minster; Girls Soccer-Steve Popp, Beavercreek; Softball-Cheryl Weaver, Warren Champion; Boys Swimming & Diving-Dan Carl, Cincinnati Sycamore, and Girls Tennis-Greg Aten, Shaker Heights Hathaway Brown. The Board was provided the list of 2018-19 Ohio Coaches-of-the-Year in October.

B. 2020 OHSAA Officials Hall of Fame Inductees

Director Tyler Brooks informed the Board that 15 individuals have been selected to the OHSAA Officials Hall of Fame. The winners will be officially inducted into the Hall of Fame June 20 in Columbus. Selected were Larry Black, Westerville (softball); Robert Brammer, Dublin (football, basketball); Don Green, Delaware (basketball, baseball, softball); Don Giffin, St. Clairsville (football, basketball); George Gulas, Medina (basketball, baseball, softball); Michael Vaschek (deceased), Youngstown (football, basketball); John Vicarel, Youngstown (football, soccer, volleyball, basketball, baseball, softball); Truman Claytor, Toledo (basketball); Mark King, Fremont (football, basketball, baseball); Michael Poole, Maumee (football); Danny Oates, Chillicothe (football, basketball); Tony Lingardo, West Chester (football, basketball, baseball); Richard Loewenstine, West Chester (wrestling); Harry Robinson, New Carlisle (cross country, track & field), and Ken Myers, Fremont (football).

C. Update of OHSAA Infractions, Appeals and Legal Issues

The Board was provided with a list of schools that have violated OHSAA bylaws or sports regulations since the last Board of Directors Meeting on January 16. **61 schools** violated General Sports Regulation 3, Mandatory Requirement for Tournament Officials Selection, and/or General Sports Regulation 6, Tournament Entry/Withdraw Procedures and Draw/Seed Meeting Dates, during the 2019 fall sports season. These violations resulted in \$4,782.30 in fines (down from 103 schools and \$8,520 in 2018 fall season). 70 percent of these infractions occurred as a result of the coach/school not fulfilling the tournament seeding requirements or deadlines. **Warren Champion Middle School** had a student-athlete in 7th-8th grade girls basketball violate Sports Regulation 7.2.1, Participating in Non-Interscholastic Programs - Team Sports, when the student-athlete participated in a non-school contest while a member of the school team. In accordance with the Sports Regulation and Bylaw 11, Penalties, the Executive Director's Office declared the student ineligible for the school's next two regular season contests. **Albany Alexander**

Middle School had a middle school football player violate General Sports Regulation 7.4, Regulations Prohibiting Students from Participating on Non-School Teams during the School Year. In accordance with the Sports Regulation and Bylaw 11, Penalties, the Executive Director's Office declared the student ineligible for the first regular season game of the Alexander High School 2020 season. **Yellow Springs High School** had a student-athlete in boys varsity basketball violate Bylaw 4-4-1, Scholarship. In accordance with Bylaw 10-2-1, Forfeitures, the school must forfeit all victorious contests in which the ineligible student participated. **Belmont Union Local High School** had a student-athlete in boys varsity bowling violate Bylaw 4-4-1, Scholarship. In accordance with Bylaw 10-2-5, Forfeitures, the school must forfeit the three victorious contests in which the ineligible student participated. Individual eligible athletes may keep their points and places and any awards earned in those events, but the contests shall be forfeited. **Van Buren High School** had a volunteer wrestling coach violate General Sport Regulation 4, Failure to Acquire a Pupil Activity Permit, when he trained athletes during the preseason without being credentialed. In accordance with General Sport Regulation 4, Van Buren has been fined \$250. **New Carlisle Tecumseh High School** had a student-athlete in junior varsity boys basketball violate Bylaw 4-4-1, Scholarship. In accordance with Bylaw 10-2-1, Forfeitures, the school must forfeit all victorious contests in which the ineligible student participated. **Cincinnati Nagel Middle School** had a student-athlete in 7th-8th grade wrestling violate Bylaw 4-3-1, Enrollment & Attendance. In accordance with Bylaw 10-2-5, Forfeitures, the school must forfeit the two victorious contests in which the ineligible student participated. Individual eligible athletes may keep their points and places and any awards earned in those events, but the contests shall be forfeited. **Columbus Marion-Franklin High School** had a student-athlete in boys varsity basketball violate Bylaw 4-7-2, Transfer. In accordance with Bylaw 10-2-1, Forfeitures, the school must forfeit all victorious contests in which the ineligible student participated past the 50 percent point of the season. **Tallmadge High School** had a student-athlete in junior varsity boys bowling violate Sports Regulation 7.2.2, Participating in Non-Interscholastic Programs - Individual Sports, when the student-athlete participated in a non-school contest while a member of the school team. In accordance with the Sports Regulation and Bylaw 11, Penalties, the Executive Director's Office declared the student ineligible for all contests until the student sits out of two regular season junior varsity contests. Additionally, because the student participated in this event past the non-interscholastic date, the student was ruled ineligible for the 2020 OHSAA bowling tournament. **Cleves Taylor High School** had a student-athlete in boys varsity basketball violate Sports Regulation 7.2.1, Participating in Non-Interscholastic Programs - Team Sports, when the student-athlete participated in a non-school contest while a member of the school team. In accordance with the Sports Regulation and Bylaw 11, Penalties, the Executive Director's Office declared the student ineligible for the school's next two regular season contests. **Powell Olentangy Liberty Middle School** had a student-athlete in 7th-8th grade wrestling violate Bylaw 4-4-5, Scholarship. In accordance with Bylaw 10-2-5, Forfeitures, the school must forfeit the four victorious contests in which the ineligible student participated. Individual eligible athletes may keep their points and places and any awards earned in those events, but the contests shall be forfeited. **Crooksville High School** had a student-athlete in varsity wrestling violate Bylaw 4-4-1, Scholarship. In accordance with Bylaw 10-2-5, Forfeitures, the school must forfeit the four victorious contests in which the ineligible student participated. Individual eligible athletes may keep their points and places and any awards earned in those events, but the contests shall be forfeited. **Lancaster Fairfield Union High School** had a student-athlete in varsity boys swimming and diving violate Bylaw 4-4-1, Scholarship. In accordance with Bylaw 10-2-5, Forfeitures, the school must forfeit the four victorious contests in which the ineligible student participated. Individual eligible athletes may keep their points and places and any awards earned in those events, but the contests shall be forfeited. **Youngstown East High School** had a student-athlete in boys varsity basketball violate Bylaw 4-7-2, Transfer. In accordance with Bylaw 10-2-1, Forfeitures, the school must forfeit all victorious contests in which the ineligible student participated past the 50 percent point of the season. 16. **Monroe High School** had a student-athlete in varsity football violate Bylaw 4-4-1, Scholarship. However, the student attempted to establish eligibility via falsified information in violation of Bylaw 4-1-2. Therefore, in accordance with Bylaw 4-1-2 and Bylaw 10-2-1, the school is not required to forfeit any of the contests in which the student participated while ineligible. **Hamilton New Miami Middle School's** 7th/8th grade swimming & diving team violated Bylaw 1-1-2, Application of Bylaw and Sports Regulations, and General Sports Regulation 32.4, Grades 7 & 8, when it permitted students in sixth grade to participate in swimming competitions for New Miami Middle School. In accordance with Bylaw 11, Penalties, the school was reprimanded and placed on probation until the end of the 2020-21 school year. In this instance, probation means that any further violation of this bylaw/GSR will require a more severe penalty. **Perrysburg High School** had a varsity wrestler violate Wrestling Regulation 1.6, Weight Loss. In accordance with the Sports Regulation and Bylaw 11, Penalties, the student-athlete was issued a two-point suspension, which removed him from the OHSAA Dual Team Wrestling Tournament Regional. **Cincinnati Purcell Marian High School** had a student-athlete in girls varsity basketball violate Bylaw 4-3-3, Enrollment & Attendance. However, the student met Exception 2 to Bylaw 4-3-3 (child with a disability) but the school permitted the student to participate in 13 basketball contests prior to receiving an eligibility ruling from the Executive Director's Office. The OHSAA has restored eligibility for the student retroactively and prospectively but, in accordance with Bylaw 4-1-1,

Board of Directors Minutes (2/13/20) — 4

Administrative Error, the school has been fined \$100. **Cincinnati Turpin High School** had a student-athlete in varsity boys bowling violate Sports Regulation 7.2.2, Participating in Non-Interscholastic Programs - Individual Sports, when the student-athlete participated in a non-school contest while a member of the school team. In accordance with the Sports Regulation and Bylaw 11, Penalties, the Executive Director's Office declared the student ineligible for the remainder of the OHSAA interscholastic bowling season, including the OHSAA post-season tournament. Additionally, in accordance with Bylaw 10-2-5, Forfeitures, the school must forfeit the one victorious contest in which the ineligible student competed after the infraction occurred but before the penalty was assessed. **Cleveland Heights High School's** boys varsity basketball team violated Bylaw 9-2-1, Contests with Out-Of-State Schools. In accordance with the Bylaw, Cleveland Heights was removed from the 2020 OHSAA boys basketball tournament. **Cleveland James Ford Rhodes High School** had a student-athlete in boys varsity basketball violate bylaw 4-7-2 and Bylaw 4-7-3, Transfer. In accordance with Bylaw 10-2-1, Forfeitures, the school must forfeit all victorious contests in which the ineligible student participated. **Frankfort Adena High School's** girls varsity basketball team violated General Sports Regulation 20, Regular Season Participation Limitation Penalty, and Basketball Regulation B.7, Regular Season Games. In accordance with the Sport Regulations, Adena was removed from the 2020 OHSAA girls basketball tournament.

The Board was also provided with a list of the appeals that have been heard by the OHSAA Appeals Panel during this school year along with historical data that showed the number of appeals held since the 1980-81 school year. There have been 61 appeals heard on 11 dates (including two expedited appeals) during the 2019-20 school year, and 17 have either been approved or the penalty modified. Forty-seven of the appeals have been related to the transfer bylaw. In addition, Steve Craig, the OHSAA's legal counsel, provided the Board with an update on legal issues.

V. OLD BUSINESS

A. Recommendation to Approve 2020 Referendum Items

At the January 16 Board of Directors Meeting, the Board approved placing four Constitution and four Bylaw issues up for referendum vote by the membership. At this meeting, additional items (two Constitution and four Bylaw) were recommended to be placed up for referendum as previously reviewed with the Board and prepared by the Association's compliance team and legal counsel. Other items are being considered by the Board and may be approved at the March 20, 2020, Board of Directors Special Meeting. After being placed up for referendum by the Board, OHSAA member schools will vote on the proposals between May 1 and 15, 2020. Recommended at this meeting were:

Constitution Article 3-1-5, Membership

The proposal would add a new article that would require any and all lawsuits commenced by or on behalf of a member school that challenge the OHSAA Constitution, Bylaws, Regulations and/or the interpretations or enforcement of the same by the Executive Director's Office to be initiated in Franklin County.

Constitution Articles 2 and 3, Initial Membership and Continuing Membership

The proposed modifications have included rewrites for clarity and to reflect current business practices. The most significant proposed change would reduce the penalty for failure to comply with the continuing membership requirements and provide an avenue for continued tournament participation during a given school year based on criteria approved by the Board of Directors. The OHSAA would develop an application process which will assist in evaluating the reasons why a school is unable to field a team or teams and participate in the OHSAA tournament in a particular sport(s). A fee for participation in subsequent tournaments may also be assessed to the school on probation.

Bylaw 4-5-6, Conduct

The proposed modification is in response to situations where students attempt to escape the consequences of inappropriate behavior by changing schools, and it would therefore stipulate that a student who is subject to a penalty or consequences of a school's Board-adopted Code of Conduct at one school remain ineligible at a school to which the student transfers until such time that the penalty or consequences have been fully served.

Bylaw 4-7-2, Transfer

The proposed modifications to this bylaw are simply for clarity.

Bylaw 4-7-2, Transfer, Exception 2

The proposed modification would provide the Executive Director's Office with some discretion when either custody or guardianship has been remanded to a non-parent and there is evidence of involvement of Children's Services, another family agency or law enforcement in the removal of the student from his or her home since past practice has shown a strong reticence for families to rely on the courts to adjudicate parents as neglectful or abusive or the student as delinquent/unruly.

Board of Directors Minutes (2/13/20) — 5

Bylaw 4-8-1, Exception 1, International and Exchange Students

As many schools are reticent to inquire about citizenship for students who are residing in Ohio with a parent or parents, this proposed modification removes any need for an eligibility ruling for those students. If, however, the student's parent(s) lives outside of Ohio, the school will need to determine whether he or she meets a residence exception codified in Bylaw 4-6-3.

Motion by Gary Kreinbrink, second by Jeff Cassela to **approve** placing the two proposed Constitution changes and four proposed Bylaw changes before the membership for referendum.

Motion passed 8-0.

Note: Combined with the items approved by the Board of Directors at their January 16, 2020, meeting there currently are six Constitution items and eight Bylaw items approved for referendum.

VI. NEW BUSINESS (CONSENT)

None

VII. NEW BUSINESS (OTHER)

None

VIII. REPORT ON CONFERENCES/MEETINGS ATTENDED

Senior Director Bob Goldring reported that Director Kristin Ronai recently attended the Ohio Association of Secondary School Administrators' Legal Seminar, and Assistant Director Ronald Sayers recently was a guest of Arbitrator to attend a conference they hosted in Sandy, Utah. In addition, Senior Director Deborah Moore said she will be meeting with administrators from the Akron Public Schools next week to provide guidance on compliance issues.

IX. CORRESPONDENCE

None

X. ONCE AROUND

Gerald Cooke with the Ohio High School Football Coaches Association informed the Board that their association recently hosted their annual state clinic, which again featured several high-profile speakers and nearly 2,200 attendees, along with their annual awards banquet. He thanked OHSAA Senior Director Beau Rugg for his support and participation. Mr. Cooke also noted that the football coaches association will be hosting the 75th Annual Ohio North-South Classic (all-star game) April 25 in Massillon. Dave Sheldon with the Ohio High School Basketball Coaches Association thanked the Board for recently giving approval to extend the contract with Rawlings to serve as the official OHSAA tournament basketball.

Motion by Ryan Fitzgerald, second by Steve Watkins to **adjourn** the meeting at 9:32 a.m.

Motion passed 8-0.

Bob Goldring, recorder.

FUTURE MEETINGS

(All meetings on Thursdays in the OHSAA Board Room at 9:00 a.m. but are subject to change.)

2019-20 School Year: April 23, and Wednesday, June 10 (NOTE NEW DATE FOR APRIL)

2020-21 School Year: August 27; October 1; October 29; January 14; February 18; April 22, and Wednesday, June 9.