



BOD Conference Call

June 12, 2019

The call began at 8:30pm

BOD members present:

Steve Potter (DAQ), Jamey Myers (SCAT), Gary Theisen, Beau Caldwell (SEGA), Jonathan Shaheen (CCAC), Ed Saltzman (DYNA), Ceci Christy (DYNA), Katie Jordan (HURR), Beth Winkowski (DYNA), Sarah-Grace Thompson (SA), Wes Hamborg (WRA), Lucas Ferreira (GA), John Pepper (CBF).

GA Swimming staff present:

Megan Kingsley

The Meeting was called to order by Steve Potter at 8:33pm. A quorum was established and over 20% in attendance were athlete members.

Motion (Myers): to approve May BOD minutes. (Saltman second)

No discussion; Motion passed unanimously

Reports of Officers

SafeSport Chair (Christy) - Ceci Christy gave a report about new MAAPP policy. Christy met with GT aquatic staff and legal team. Going forward, GT will put language in their contract with outside vendors that the host club will need to provide volunteers to command the entrance to locker rooms to ensure that no applicable adults are entering while there are minor athletes on deck. This should be of no cost to the host club if they use volunteers.

Christy explained she needs to set a date regarding an interactive MAAPP discussion.

Christy wants to do a SafeSport training session for all of the parents at LC AG State Meet, and suggested warm-up times are a good time to do this. Christy commented that member clubs need this for USAS Club Recognition program, needing a certain percentage of their parents to complete SafeSport training.

Ferreira asked if renting a room for holding this SafeSport meeting would come with a cost to the host club. Christy said she would ask GT about using space for this cause and said there wouldn't be a cost.

General Chair report (Potter) -No report, will bring up in new business

Admin Vice Chair (Myers) - No report, will bring up bylaws updates when we discuss those later in the meeting.

Secretary (Caldwell) - April minutes have not been passed. Caldwell recommended we do not approve them without having them in front of us, as they were not sent out. Suggested we table it for next time.

Treasurer (Theisen) - As submitted

Caldwell asked Theisen what our current cash assets are in reference to the balance sheets. Theisen clarified that the document submitted is a P/L form, and says the balance sheet is given to Potter every month. Theisen explained that we are not publishing cash amounts because the documents are public and said if anyone wants to know they can certainly ask and he will give it to them at any time. Potter said that Caldwell is asking if we can make this part of our posted treasurer update going forward. Theisen explained he could send one version of the balance sheet to the board and a redacted version to post. Potter said that works with him.

Senior Chair (Winkowski) - Present, No report

Age group Chair (Ferreira) - Report as submitted. There is 1 item the board needs to tackle but will bring up under new business.

[Secretary's note - Ferreira did not mention which item needs discussed; therefore, the entire report will not be approved. This report can be presented again at the July BOD call]

Coaches Chair (Pepper) - Present, No report

Technical Planning Chair (Hamborg) - Present, No report -

Athlete Representative (Shaheen) - The athlete reps met with Jack Swanson from AEC and discussed athletes in LSC governance positions and how to get them more involved. No additional report given.

Officials Chair (Saltzman) - Present, No report

Diversity & Inclusion (Jackson) - Not present, No report

Disability Chair (Orth) - Not present, No report

Open Water Chair (Ryther) - Not present, No report

Sports Medicine Committee (Mattson) - Not present, No report

Nominating Chair (Young) - Not present, No report

SWIMS Database (Ravid) - Not present, No report

Georgia Swimming Records (Vacant) - No report given

Sanctions Chair (Pingel) - Not present, No report

Old Business

The April BOD minutes were not approved at the May BOD meeting. Kingsley said she has a copy of the April BOD Minutes and will send out with next BOD meeting. Hamborg explained that the April minutes have been posted to the website. Caldwell explained that they should not have been posted without approval. Ferreira said that unapproved minutes do get posted and he thought he sent necessary corrections. Caldwell explained that this is why unapproved minutes should not get posted since there are corrections. Caldwell asked that the April minutes be taken down from the website. Potter said they will be approved in July.

New Business -

Convention attendees -

Potter discussed whom our bylaws dictate must attend USAS convention, and explained that we need to also appoint a junior athlete rep after senior state this summer.

Potter explained that in the budget we have room to send 4 additional representatives, and is recommending Megan Kingsley get 1 of those 4 positions since Jessica Cooper attended in previous years and was a huge benefit for our LSC.

Motion (Caldwell) - that Megan Kingsley gets the first of the 4 extra positions we have allocated for convention (Shaheen second)

No discussion, motion passes by consensus

Potter's understanding is that the Treasure/finance vice-chair has been mandated to attend this year's convention by USAS.

Motion (Myers): Our second representative will be Gary Theisen (Shaheen second)

No Discussion, motion passes by consensus

Potter advocated for Ceci Christi getting the 3rd spot, explaining how she's grown to be one of the 4 most important SafeSport persons in the country, serves as the southern zone safe sport rep, and we need her to attend for our LSC's benefit.

Motion (Myers): Christy is the 3rd of the 4 attendees (Caldwell second)

No discussion, motion passes by consensus

Potter discussed possible persons to fill the last spots and explained how we brought people in previous years because he felt it was necessary based on the LSC's needs and future growth.

Myers recommended Caldwell & Hamborg based on their engagement in process, Potter says we can only send 1. Myers said that he could refuse his spot and send Caldwell & Hamborg.

Motion (Caldwell): For the 4th spot and any alternates to send to convention, that we delegate this responsibility to Steve Potter (Theisen second)

Ferreira expressed concern that the BOD should take this responsibility and have more involvement. Theisen said we fill these spots with people who have a HOD vote at USAS. Called to question. Motion passes - all in favor with 1 dissention

Georgia Swimming Bylaw Decisions

Potter opened the discussion on the 18 bylaws that need decided on, as we're discussing points A-F on this call, saying that he hoped BOD members had had a chance to read and review these prior to the meeting.

Potter invited Myers to lead this discussion.

[Point A - Fees are established by the House of Delegates or Board of Directors] (Article 3)

Motion (Caldwell): that fees are established by BOD (Potter second)

Ferreira expressed concern about house not having a say and would be OK if the board suggested the fees and the house approved them. Caldwell explained how the BOD and HOD should work together, and how the HOD shouldn't be doing the BOD's work. Theisen echoed Caldwell and also said there is no way to take a budget in the fall for next years approval without fees already being determined. Potter said that this is very binary; the bylaws have to go into USAS, and they're telling us to pick A or B; if you pick A or B we'll approve it, and if you pick something between A or B they may or may not approve. Hamborg clarified that there are 3 separate things we should be discussing right now: bylaws 3.2.1, 3.1.2, 3.2.4, and asked if he wanted to take each one up separately. Shaheen clarified that the HOD can modify, review, and adopt. Lucas said that's not the way it's ever going to happen at the HOD. Shaheen clarified again that the HOD is able to modify the budget the BOD passes. Caldwell interjected and said we already have that system in place. Potter said that the HOD meets twice/year for 90 minutes and the BOD meets 10 times/year for 60 min or longer. Potter said he is advocating for the BOD that is setting fees, but we need to be light handed when it comes to setting fees that are going to be objectionable to the HOD or our budget might be rejected, and then we have to go back to the drawing board.

Potter called to question. Caldwell explained that if we call to question and it's approved, then it passes and we move on; if it fails, then we need another motion and we need to rediscus point A. Potter said this is correct and asked Myers to do a roll-call vote. Myers offered up an amendment that this is binary; Potter clarified that since we've already called to question it cannot be amended. Myers did not have a list of who was here or not here; Potter conducted the roll-call vote.

In favor - Potter, Caldwell, Theisen, Winkowski, Pepper, Thompson, Jordan, Shaheen, Saltzman

Against - Myers, Ferreira, Hamborg

Christy had left the call at 9:00pm

Motion passes 8-3 in favor of BOD setting fees.

Potter attempted to move the discussion forward with point B. Hamborg and Myers said we must discuss the rest of 3.1 in regards to sanction, service changes, fines. Potter claimed that the previous motion was for all of 3.1.

Motion (Hamborg): Sanctions and approved fees are recommended by the BOD but approved by the HOD. (Ferreira second)

Caldwell asked for clarification that this is in reference 3.2.1 in new bylaws. [Caldwell spoke of amending this, but there was no vote to add this amendment. This will be noted as a point of clarification rather than amendment].

Motion (Caldwell): that we table point A until July to the rest of the points we need to discuss tonight.

Potter began to speak but was cut off by Caldwell saying we need a second. Hamborg asked if he could ask something real quick. Caldwell replied that there is a motion on the table and we need a second before discussion can take place. Hamborg responded that you don't have to have a second, and if you don't have a second then it fails. Caldwell agreed, no second came forward. Hamborg's original motion remained on the table.

Potter called the motion to question and asked for the motion to be restated. Caldwell restated and clarified this is in reference to 3.2.1. Call to question passes by consensus with no dissensions.

A role call vote was conducted:

In favor - Winkowski, Ferreira, Pepper, Hamborg, Thompson, Shaheen, Jordan, Saltzman

Opposed - Potter, Caldwell, Theisen

Abstentions - Myers

Motion passes - board will make recommendations to BOD to HOD for 3.2.1, and this is a modification from what was sent down by USAS.

During the vote, Saltzman asked if we're able to modify the documentation language that USAS sent down that has choose 1 and move on. Caldwell clarified that this was brought up in the last motion and said that we're not in discussion right now.

Motion: (Hamborg) that 3.2.2 service charges be established by the BOD (Saltzman second)

Caldwell clarified that this can be all encompassing in his first motion from earlier in point A. Potter called to question.

Motion passes unanimously

Motion: (Hamborg) that fines be set by the HOD (Saltzman second)

Ferreira amends: fees are set by the board and approved by the house (Hamborg second)

Caldwell started by saying that fines are a part of the budget, and the house isn't working with the budget, receipts, or payments. Theisen commented that you're letting the violators set their penalty; as far as state meet fines, late sanctions fees, you're allowing the violators to set their own penalties. Caldwell commented that's why we have a board. Theisen gave an example of someone proposing a 50 cent fine if they don't make a time standard. Caldwell said we should not be handing our budget over to the house. Hamborg rebutted by saying maybe the house doesn't want to hand it over to us. Potter explained the HOD does do this because they elected us, and if they disagree, then they get to run for office, so they do entrust the business of georgia swimming into our hands because were either elected by popular vote or acclimation because we are doing a good job.

Hamborg said he'd be open to a friendly amendment that fines be recommended by the board and set by the house. Saltman said we only have to vote on the first motion the floor. Caldwell restated the motion and second above.

Amendment (Ferreira) made a friendly amendment that fines are set by the BOD and approved by the HOD. (Caldwell second)

Hamborg approved of this amendment. Caldwell read the amendment to the motion.

A role call vote ensued.

In Favor - Myers, Caldwell, Winkowski, Ferreira, Pepper, Hamborg, Thompson, Shaheen

Opposed - Potter, Theisen

Potter said this motion passes even without all BOD members voting due to having a majority.

[Point B - Athlete at large HOD members be appointed by GC or elected at HOD]

Motion (Saltzman): that athlete at-large HOD members be elected by the HOD (Myers second)

Potter called to question. Shaheen interjected and asked if we're going to discuss it? Caldwell said that there needs to be discussion. Shaheen said that we can do this as we currently do now, which is whomever gets second in the election at senior state will be the person who is most likely appointed by the general chair in order to maintain the current system. Caldwell asked if he's amending Saltzman's motion. Ferreira asked for clarification in regards to non-athlete at-large members, saying this point pertains to both. Caldwell specified that item B is at-large athlete, and recommended keeping the discussion at only athletes for right now. Ferreira said he's looking at the bylaws and 4.1 refers to both athletes and non-athletes. Caldwell said he assumes 4.1.4 is what point B is talking about. Ferreira agreed.

Saltzman withdrew his motion

Shaheen asked if we can split the vote between athletes and non-athletes at-large members? Caldwell clarified yes because its already split in our bylaws.

Motion (Shaheen): that non-athlete at large members are elected at the HOD, and athlete at-large members are appointed by the GC (Hamborg second)

[Caldwell recommended to just keep his motion to athlete members because non-athlete members come up in a later discussion. Shaheen restated his motion to include non-athletes but later Shaheen amended his motion to remove non-athletes]

Ferreira pointed out that both athletes and non-athletes are listed in point B. Caldwell clarified that on the bylaw decisions that point B is for athlete at-large members. Shaheen restated his motion but included both athletes and non-athletes; Potter clarified that we're doing just athletes; Hamborg argued that we're doing them both at the same time. Potter said that Jonathan's motion was for athletes. Hamborg pointed out that his motion was for both. Shaheen clarified the motion is for both athletes and non-athletes.

Amendment (Shaheen) to just include athlete members. (Caldwell second)

Potter called to question with no discussion after the amendment.

Motion passed unanimously.

[Point C - Other members of HOD]

Caldwell clarified this is 4.1.5, other members.

Motion (Shaheen): that they are elected by the HOD

Caldwell asked if it's asking us to create more positions, or asking how they're elected? Saltzman clarified it's asking us to create, referencing 4.5, asking us to list members. Theisen said that he believes in the history of Georgia Swimming that there has ever been a need to appoint someone to HOD. Ferreira said he thinks this next item is to list other board items that we have. Potter said that's correct. Hamborg referenced footnote 10 on page 22 and says this explains what we're discussing. Saltzman read the footnote out loud.

Motion (Caldwell): that we do not add any HOD members at this time. (Ferreira second)

Potter called to question with no discussion after the motion.
Motion passed unanimously

[Point D - At large athlete board members] 5.1.11

A discussion started with Theisen saying this is what Shaheen was dealing with in D from the earlier discussion; the athlete at-large board member has been the second place individual in voting at LSC meeting for the last several years. Potter agreed this is correct. Caldwell asked what our athlete to non-athlete ratio on the board? What percentage of our board is athletes? Theisen said to count them and said there are 4 on there right now. Caldwell said he counts 15 BOD positions, 4 of which are athletes, which puts us well over the 20% requirement by USAS.

Motion (Caldwell): that we do not add any additional athlete at-large members to the board of directors
Shaheen asked what Caldwell means add any at all or add any more. Caldwell clarified that we don't add any more. A discussion ensued on how many we actually have, and which athletes are ex-officio's. Caldwell restated his motion, Ferreira seconded.

Hamborg discussed how this reflects our bylaws. Caldwell responded that we're not creating new bylaws, that we're amending our bylaws to what USAS has asked. Ferreira asked for a clarification that his motion is to keep the 2 athlete reps and athlete at large, as we have currently. Potter clarified the section we're working on, saying the .11 section of this article says to add athlete at-large members as needed; if we don't include that we're actually downsizing our athlete representation. Caldwell said he stands corrected. Potter said we need to make sure we keep as many athletes as we can on the board and he'd be against doing this.

Caldwell withdrew his motion asked for someone else to make a motion of what we need to do.

Discussion ensued about the next step here. Potter said we need to adopt athlete at large BOD members, and we need to be able to add them as needed. Potter asked Myers for help in the language. Shaheen said we only need to add 1. Theisen re-explained the current process having 4 available. Caldwell asked why we have an athlete serving as ex-officio? Caldwell explained that if we're going to ask the athletes to spend their time on the BOD, we need to give them a vote, and explained that ex-officios are non-voting members. Potter claimed that Caldwell had the right idea mentioning that we have 1 athlete at-large. Hamborg said we need to have 2 athlete reps and 2 athletes at-large, according to the template. Kingsley echoed saying that's our current system.

Motion (Caldwell) that we adopt our current athlete system in regards to the BOD (Theisen second)
Potter called to question with no further discussion, saying we've discussed it enough already.
Motion passed unanimously

Potter asked if we want to tackle E & F because we're at 10:09. Theisen said no because he needs 5 minutes after the call to speak with Ferreira, Potter, Shaheen, Hamborg, and Bullock (who was not on the call).

Motion (Saltzman) to adjourn meeting (Pepper second).
Motion passes by consensus.

Meeting adjourned at 10:09am