

DIAA Board of Directors' Meeting Minutes  
December 8, 2005  
John W. Collette Education Resource Center

I. Opening

A. Call to Order

The meeting was called to order at 9:12 a.m. by DIAA Chairperson Mark Holodick.

B. Roll Call

The following DIAA Board members were present: Mark Holodick, **Ted Williams**, Gerald Allen, Kathleen Wilbur, Zane Robinson, Phyllis Kohel, Debbie Corrado, Sister Ann Michele, Dr. Robert Andrzejewski, Ed Kee, Dr. Jeffery Hawtof, Joan Samonisky, John Oliver, Dr. Dianne Sole, Michael Wagner, Dr. Garrett Lyons, Dr. Lewis Atkinson, and Robert Reed. Kevin Charles, Executive Director and Paula Fontello, Deputy Attorney General were also in attendance. Dr. Garrett Lyons was not in attendance.

C. Approval of Agenda

Mr. Holodick stated that there was an addendum to the agenda. Mr. Holodick stated that Items III. B. Consideration of Appeal by A.M. of Eligibility Status under 14 DE Admin. Code 1009.2.4 and Item III. C. Request for Waiver of 14 DE Admin. Code 1009.2.4.2 for A.M. was being added to the agenda. Ms. Wilbur made a motion to approve the agenda as amended. The motion was seconded by Mr. Kee and carried unanimously.

E. Approval of Minutes of the November 10, 2005 Board of Directors' Meeting

Ms. Samonisky made a motion to accept the November 10, 2005 minutes. The motion was seconded by Dr. Andrzejewski and carried unanimously.

II. Public Comment

None.

III. Action Items

B. Consideration of Appeal by A.M. of Eligibility Status Under 14 DE Admin. Code 1009.2.4

Dr. Kevin Fitzgerald; principal for Caesar Rodney High School, Mr. Nick Rodriguez; attorney for student, C.M.; mother of student, A. M. Sr.; father of student, and A.M. were in attendance to present this request. The student and parents requested a closed hearing. Dr. Hawtof made a motion to go into executive session because the student requested a closed hearing as an exception to the freedom of information act for

protection pupil files. The motion was seconded by Mr. Reed and carried unanimously. Mr. Williams made a motion to go into deliberation at 10:50 a.m. The motion was seconded by Dr. Sole and carried unanimously. Mr. Kee made a motion to come out of deliberation and go back to public session. The motion was seconded by Dr. Hawtof and carried unanimously. Mr. Kee made a motion to deny the appeal because the actions were based to obtain unfair athletic advantage which relates to rule 2.4.6. The motion was seconded by Dr. Hawtof and carried unanimously. Mr. Allen made a motion that the school did not establish sufficient evidence of a hardship based on 9.2.1 therefore the hardship rule would not be granted making student ineligible. The motion was seconded by Mr. Kee and carried unanimously. **Mr. Robinson was not present during this vote.**

The board recessed at 11:20 a.m. and reconvened at 11:50 a.m.

I. E. Financial Report

Mr. Charles reviewed the financial report and commented that it does not include all the fall tournament revenue and expenses.

III. A. Tournament Sanctions

Mr. Charles commented that there were a number of tournaments that needed to be sanctioned and all have gone through the typical review process. Mr. Kee made a motion to approve the sanction events. The motion was seconded by Dr. Hawtof and carried unanimously.

IV. E. Executive Director Report

Mr. Charles asked to move these items to the next meeting. Mr. Williams made a motion to move all items under the Executive Director Report to the January meeting. The motion was seconded by Ms. Wilbur and carried unanimously.

V. Presentation and Discussion

None.

VI. Public Comment

Pat Gallucci, Athletic Director at Postlethwait Middle School – Regulation 1008.2.7 Eligibility, Years of Participation

Mr. Charles commented that he has had conversations with Pat Gallucci regarding Regulation 1008.2.7 Eligibility, Years of Participation. Mr. Gallucci expressed his concerns with this rule and was proposing to take the word consecutive out of this rule. He explained that in his school if a sixth graders fails he/she will not be eligible to participate in their eighth grade school year and feels this rule should be changed to allow

the student to participate during their eighth grade. Mr. Gallucci commented that he felt that this rule was intended to stop students from using an extra year of athletics but feels now it takes away from students. Mr. Holodick commented that the Board will take this presentation into consideration.

VI. Public Comment

None

VII. Adjournment

Mr. Williams made a motion to adjourn at 12:30 p.m. The motion was seconded by Mr. Reed and carried unanimously.

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Tina Hurley