

North American Flyball Association Inc.

St. Louis, Missouri

January 15, 2005

Abridged Board of Directors Meeting Minutes

Present were: Executive Director - Sam Ford

Board of Directors - Lee Heighton,
Jeff Kinsley,
Dale Smith,
Glenn Hamilton,
Ken Eldridge,
Brian Fay,
Todd Morningstar,
Kris Pickering,
Scott Stein

Called to order at 8:27AM Central Time by Chairman Lee Heighton. Several guests were in attendance who were advised that when the board entered executive session, they would be required to leave.

The chairman moved directly to the first item on the agenda which was a Disciplinary Hearing for charge 2004-3.

Disciplinary Hearing

Scott Stein and Brian Fay requested that the board enter executive session to begin the discussion regarding Charge 2004-3. The board entered executive session at 8:29AM.

The Board left Executive Session at 8:51.

Opening Remarks

The meeting was reconvened at 9:00 to welcome the guests and to review the NAFA hearing process. Lee wanted to ensure that there was an accurate understanding of the process for all concerned. Witnesses will be sequestered until called but may stay after offering their testimony unless asked to leave by the respondents. Thus advised, the hearing began and the guests were asked to leave. Jeff Kinsley recused himself from the meeting at 9:05.

Disciplinary Hearing 2004-3 was called to order at 9:06 with respondents, Ule James and Val Rogalla, in attendance. Mr. James and Ms. Rogalla requested that the meeting be held in open session. After a review of the Roberts Rules of Order, it was noted that all trials or hearings must be held in Executive Session.

In the absence of a waiver of executive session from the complainants, we entered Executive Session at 9:11AM.

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The board left executive session at 3:06PM.

Disciplinary charge 2004-3 was sustained in part and rejected in part in that Ule James was found to have committed an act prejudicial to the sport of flyball. Letter of discipline to follow. Disciplinary charge 2004-3 was sustained in that Val Rogalla was found to have committed an act prejudicial to the sport of flyball. Letter of discipline to follow.

The board recessed for 15 minutes and returned to active session at 3:25PM.

Chairman's Comments

Lee welcomed Scott and Kris to their first in-person board meeting. Lee indicated that 2005 will be an exciting year as we launch a new series of Electronic Judging Systems from Signature Gear. The improved communication of minutes, web site and published agendas have been noticed and have been well received by the flyball community. Dale's improved sanctioning software has allowed the huge backlog of sanctioning requests to be brought up to date. Kris has initiated actions that have enabled the legal aspects of the corporation to be brought current.

Executive Director's Comments

Sam distributed several new documents. The transition of staff is moving well and NAFA is resolving several outstanding issues.

Karen Oleson is now serving as the Sanctioning Secretary. All sanctioning requests are caught up and only those tournaments that require special attention remain open at present. All duties have been transferred at this time

Certificates have been printed through November 11 and are being mailed now. When this is accomplished, administrative responsibility for the certificates will change hands.

Work has been put into a new Reserve or Legacy Weekend Rule, which upon adoption, will eliminate the word-of-mouth policy that now exists. A written draft of the new rule was circulated.

Judges pins have been ordered, received and delivered to Brian for distribution.

Sam would like to reallocate some of the employee funds to volunteer payments. Brian made a motion that we reallocate \$12,000 of the annual employee payments to volunteer payments as the number of volunteers that help NAFA has grown dramatically while the employee position has been correspondingly reduced. Jeff seconded the motion. There was no opposition to the motion. Motion carried.

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The ED is developing plans with Dale to be able reallocate Regional breakdowns based on postal/zip codes rather than, or in addition to, state and provincial boundaries. The ED is planning to propose the creation of a new western region, to be created by dividing Region 16 (CA) in two along N/S lines. Similar suggestions are being discussed for Region 3.

Finance Committee Report

The financial reports from Green and Giustini have not been received yet. Dale has been out of town for some time and may have the reports at home on his return. Dale will have the IRS 990's filed by the Feb. 15 deadline and will get copies to the secretary.

Bylaws Committee

The Bylaws Committee met and has no report at this time.

Standing Rules and Regulatory Committee

The Standing Rules committee met with the Bylaws Committee to discuss common issues and has no report at this time.

The committee presented a formal recommendation that Corporate Policies and Procedures section 1.6, "Regional Directors", be interpreted to require that, upon the election or appointment of an Executive Director, all Regional Directors shall be tendered for approval by the board.

Kris made a motion for the board to confirm the recommendation brought by the Standing Rules Committee. Glenn seconded the motion.

In discussion, there was concern by Dale that this would prompt a wholesale reaffirmation every three years that had not been done in the past. This would be onerous for the management of the corporation. Glenn pointed out that while the process hadn't been performed in the past, the bylaws explicitly state in Article VI, Section 4 Executive Director: Section 4. Executive Director. The Executive Director shall report to the Board of Directors. The Executive Director shall be the chief operating officer of the Corporation, and shall, subject to the direction of the Board of Directors, generally supervise, direct and control the business of the Corporation and shall have the responsibility for the day-to-day management of the business and affairs of the Corporation. The Executive Director shall attend meetings of the Board of Directors and shall make periodic reports to the Board of Directors. The Executive Director shall appoint Regional Directors and other staff as necessary for the day-to-day operation of the corporation. The Executive Director shall preside over the annual meeting.

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Glenn also pointed out that this reinforced by Rule 1.6, which provides RD's to be appointed by the ED and approved by the board.

With the review of the rules, the implied requirement is that any newly elected or appointed ED must tender a new or continuing slate of Regional Directors which the board then has the opportunity to ratify.

It is the Executive Director's belief that it is the office of the Executive Director that appoints the regional directors and such appointments exist beyond the transition of the role from one person to the next.

Jeff and Dale both expressed concern that a better method of review, perhaps a periodic cycle, could be established rather than have the ratification process tied into the elections.

Scott called for a vote on the motion. For the motion: Ken, Kris, Glenn and Todd. Against the motion were Brian, Dale and Jeff. Abstained: Scott.

The Executive Director then vetoed the motion.

Brian made a motion that the board vote to over-ride the Executive Director's veto. Kris seconded the motion. For the motion: Ken, Kris, Glenn, Brian, Scott, Todd and Lee. Against the motion: Dale and Jeff. Motion carried.

The Standing Rules committee looks forward to working on the new Reserve Weekend rule, a revision to the forfeiture rule and verification of the world record rule and measuring rules.

Board took a short recess at 4:50PM.

Board reconvened at 5:05PM.

Disciplinary Committee

Glenn and Scott requested that the board enter executive session to discuss charges 2004-7 and 2005-1. Entered executive session at 5:06PM.

Executive session left at 5:17PM.

By unanimous action, the board has bound charge 2004-7 over for hearing at our next in-person meeting.

By unanimous action, the board has dismissed charge 2005-1 as being outside our jurisdiction.

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Judges Committee

The committee recommends that Lisa Han be moved from Apprentice to Provisional judge status. Scott moved acceptance and Todd seconded. There was no opposition to the motion. Motion carried.

The committee recommends that Phil Getty be moved from Apprentice to Provisional judge status. Scott moved acceptance and Todd seconded. There was no opposition to the motion. Motion carried.

The committee recommends that John Rutkowski be moved from Apprentice to Provisional judge status. Todd moved acceptance and Scott seconded. There was no opposition to the motion. Motion carried.

The committee recommended a modification to the judging requirements for Curtis Smith, located in Eagle River, Alaska, that he be allowed 2 years to submit provisional credentials rather than the normal one year term, including one assignment out of Alaska. The committee recommends that we work with Curtis to assist him in his development as a NAFA judge. Brian has supervised him recently and is confident in this recommendation. Dale suggested that NAFA sponsor the travel costs for a supervising judge to attend the first Alaska tournament in 2006 to ensure the proper establishment of Flyball in Alaska. Kris moved to approve the committee's recommendation. Brian seconded. There was no opposition to the motion. Motion carried.

The Judge's Committee has established the following goals for the year:

1. To work towards establishing a training program to evaluate new and existing judges.
2. To work with the Rules and Regulations Committee to further clarify the Rules of Racing.
3. To update the current Judge's Questionnaire for new applicants requesting to become a NAFA judge.

Marketing, Development and Awards Committee

The committee met to discuss the names of the proposed new titles to be introduced at 1,000 and 2500 points. The discussion of title names was moved to the Outstanding Business section.

The committee recommends that on Oct. 1, 2005 NAFA will award and distribute the new titles, retroactively, to any dog which had previously surpassed either or both of the point requirements. Title certificates will be distributed for any dog who has earned points in NAFA sanctioned event after October 1, 2004. Other eligible dogs may receive a certificate for this title upon request.

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Scott made a motion and Kris seconded that the board accept the recommendation. There was no opposition to the motion. Motion carried.

The committee recommends that NAFA design and produce one new pin to represent each 10,000 points that a dog earns above the FGDC in addition to a new pin for the Hobbes award. Kris made a motion to accept the recommendation. Dale seconded. For the motion: Jeff, Dale, Kris, Scott, Glenn, Todd, Brian. Against: Ken. Motion carried.

Technology Committee

The Technology Committee recommended the development and distribution of a new form that documents the condition and operation of the EJS at each tournament. The form shall be the responsibility of the Tournament Director, shall be signed by the Head Judge at the end of the event and shall be returned with the results. Kris made a motion to accept the recommendation and Todd seconded. Unanimously accepted.

Dale discussed the merits of having NAFA host clubs provide the measuring wicket in place of the NAFA supplied models that are being damaged in the field. There is concern that the host club wicket may not be to NAFA standards. The model to be used is available from Action K9 Sports.

Signature Gear is progressing well with the development of the NAFA model and expects to meet the March 31 delivery date for the first 5 systems. The battery packs for the tree will be rechargeable D cells that can be replaced by alkaline models or by 120V. The next test will be at the Flat Out Flyers tournament in Austin, TX on Feb. 12/13.

Treasurer's Report

Dale presented the draft of the financial statements for review by the board.

Secretary's Report

There was no report to present.

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Outstanding Business:

Disciplinary Charge 2004-9

Brian and Scott requested executive session to discuss Disciplinary Charge 2004-9. Brian and Scott recused themselves from the meeting at 6:34PM.

The board entered executive session at 6:35PM.

The board left executive session at 7:35PM. Brian and Scott returned to the meeting.

The board unanimously dismissed charge 2004-9 as unfounded, with a letter to follow.

The Judge's Committee will address separately the list of questions that complainants sent with 2004-9.

Regional Director Appointments

The Executive Director submitted several recommendations for the positions of Regional Director in various regions.

Todd made a motion to accept the appointment of Cindy Ferlitto of Region 14 as Regional Director. Brian seconded. There was no opposition to the motion. Carried.

Glenn made a motion to accept the appointment of Jules Comeau of Region 10 as Regional Director. Brian seconded. There was no opposition to the motion. Carried.

Sam described Region 3 as a large region including MN, IA, SD, ND and NE. He requires Co-Regional Directors to handle the broad expanse of the area. Dale made a motion to continue the process of using Co-Regional Directors in Region 3. Todd seconded. There was no opposition to the motion. Carried.

Dale made a motion to accept the appointment of Jan Frey as Co-Regional Director in Region 3. Scott seconded. There was no opposition to the motion. Carried.

Dale made a motion to accept the appointment of Judy Hagan of Region 3 as Co-Regional Director. Scott seconded. For the motion: Scott, Dale. Against: Glenn, Todd, Brian, Jeff,

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Ken and Kris. Motion failed. Dale requested that the board state their case for opposing the appointment.

Kris moved to reconsider and Scott seconded. For the motion: Scott, Dale, Todd & Ken. Against: Glenn, Brian, Jeff and Kris. Lee voted for the motion to break the tie. Motion to reconsider carried.

A lengthy debate occurred discussing the merits of the candidate and of comments received by the board.

Dale made a motion to accept the appointment of Judy Hagan of Region 3 as Co-Regional Director. Scott seconded. Ken made note that the Executive Director's stated plans for developing regional directors needs to be allowed time to mature. For the motion: Scott, Dale, Todd and Ken. Against: Glenn, Brian, Jeff and Kris. After considering the ED's plans for monitoring the RD's more closely than in the past, Lee then voted for the motion to break the tie. Motion carried. Judy Hagan approved as Co-Regional Director for Region 3.

Brian made a motion to accept the appointment of Nancy Garcia of Region 5 as Regional Director. Todd seconded. There was no opposition to the motion. Carried.

Scott Stein recused himself at 9:45PM.

Brian made a motion to accept the appointment of Scott Stein of Region 13 as Regional Director. Dale seconded. There was no opposition to the motion. Carried.

Scott returned the meeting at 9:47PM.

Scott made a motion to table the approval of the remaining regional director appointments from Regions 1, 2, 4, 6, 7, 8, 9, 11, 12, 15, 16, 17 until the next in-person meeting. Dale seconded.

There was no opposition to the motion. Carried.

The board recessed for dinner at 9:55PM.

The board returned to the meeting at 10:20PM.

Request to Accept AHBA as a Registry

Dale made a motion that the American Herding Breed Association be accepted as an additional breed registry. Brian seconded the motion. Glenn felt that the AHBA does not require a breed definition that can accurately define a dog's breed and description. Kris feels that with the addition of the AHBA registry, there will only be 3 new breeds added to the list of accepted breeds. In a response from the AHBA, they defined their acceptance criteria as follows:

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Generally the criteria for being considered a true breed is based on the following:

1. Recognized as a breed by AKC, FCI or equivalent registry.
2. Has an established registry for the breed with established criteria for inclusion and exclusion of dogs and in existence for at least 5 generations (example, Australian Shepherd Club of America, the McNab).
3. Non registered but historically documented as to the breed with established criteria for what is considered to be "the breed" and what is not, with at least 5 generations (Altdeucher Shaaferhund).

For the motion: Kris, Scott, Dale and Jeff. Against: Glenn, Brian, Ken and Todd. Lee voted for the motion to break the tie. Motion carried. The AHBA will be added as an approved registry in the next rulebook, which will become effective 10/01/2005.

New Business:

Formalization of Legacy or Reserve Weekend Requirements

Scott made a motion to accept the proposed Legacy or Reserve Weekend Requirement rule definition, attached by copy as Appendix A. Kris seconded. Dale made a motion to table the proposal until the next in-person meeting. Brian seconded. The motion passed with no objection.

Scott made a motion to accept a new NAFA Form C3 containing additional event location information as well as the reserve weekend to enable the beginning of some additional data collection. Todd seconded. For the motion: Kris, Scott, Dale, Jeff, Glenn, Ken and Todd. Against: Brian. Motion carried.

Iron Dog Tournaments Fee Structure

The board discussed the issue at length. There is concern that the development of events with fee structure and training purposes such as this will have a negative impact on marketing and the perception of our sport.

Increase in fee for Disciplinary Charges

Brian made a motion to increase the fee associated with any disciplinary charge from \$25.00 to \$100.00 effective Oct. 1, 2005. Todd seconded. Dale made a motion to table. Scott seconded. For the motion: Kris, Scott, Dale, Jeff, Glenn, Ken and Todd. Against: Brian. Motion tabled.

Removal of Aggression Write-up on Suncrest Jus' Breez'n Thru CRN #010696

Lee will complete the research.

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Documentation of dog Excusal forms

A record of dog and handler excusals will be maintained on the web site.

Videotaping of World Record Measurements

Sent to the Rules committee for further research and/or recommendation.

BSL Amendment Request to 90-Day Rule

Sent to the Rules committee for further research.

Request to Use NAFA Logo

Sent to marketing for further research and comment.

Brian moved that we adjourn the meeting. Glenn seconded. Unanimous consent.

Meeting adjourned at 12:28AM Central.

Appendix A

Proposed Reserve Weekend Rule Definition

CHAPTER 6 – HOSTING A NAFA® SANCTIONED EVENT

Section 6.1 – Requirements

- (a) NAFA® sanctioned tournaments may only be hosted by NAFA® or NAFA® registered clubs in good standing. The host club must follow current NAFA® Rules of Racing and Corporate Policies & Procedures. Any Club in good standing may be considered for sanctioning. The first Club to apply for sanctioning with a valid sanctioning request will receive sanctioning unless the weekend meets the criteria for a reserved weekend by another Club.
- (b) Reserved Weekends
 - (i) A Club establishes a reserved weekend by hosting a tournament on the same weekend number at the same venue for two consecutive years.
 - (ii) NAFA will assign weekend numbers with weekend number one starting with the first Friday in the month of October.
 - (iii) The maximum number of weekends a Club may have reserved is two per NAFA® year.
 - (iv) A Club loses its reserved weekend status when the Club fails to hold a tournament on the same weekend number at the same venue for two consecutive years.
 - (v) Clubs with reserve weekends must apply for sanctioning a minimum of 25 weeks before the tournament weekend. After the 25 week deadline, any Club per paragraph (a), above, may receive sanctioning.
 - (vi) Reserved Weekends cannot be transferred to another Club. The first club listed as host flyball club on the valid sanctioning request will be considered the host flyball club for reserved weekend purposes.
- (c) NAFA® will only consider valid sanctioning requests two years in advance for the tournament date.
- (d) NAFA® will not sanction tournaments where all dogs would not be allowed to participate on the tournament grounds. eg. certain breeds banned.
- (e) Applications for sanctioning of tournaments must be received by NAFA® at least sixty (60) days prior to the closing date.
- (f) NAFA® may sanction a tournament within 300 road miles of a previously sanctioned tournament, with written approval from the sanctioned tournament's club owner.
- (g) Tournaments will not be sanctioned by NAFA® where a permanently covered dirt racing surface is commonly used for housing cattle, swine, or poultry.
- (h) All seeding and placing of teams in divisions is to be approved by the Regional Director.

- (i) Whenever it's necessary to run divisions of less than 4 teams, combine the division with an adjacent division. Division placements and break-out times for each individual division still apply.
 - (ii) The Regional Director shall receive seeding and tournament formats from the Tournament Director no later than 10 calendar days before the tournament.
- (i) The host club must get written approval from NAFA® for any and all special or unusual requests.
- (j) All clubs registered with NAFA® are to be notified of the date, time and location of the tournament, and the name and phone number of the contact person, prior to the closing date.
- (k) Limited Classes: The host club may not limit entries to less than four. The host club must accept all entries up to 6:00 p.m., local time of the tournament secretary, on the closing date. Seed times for teams are not needed until after the draw. Teams that get into the class are to be selected by random draw.
- (i) The Draw shall be conducted via the NAFA® website, using the online lottery system. The draw must take place within 72 hours of the closing date of the tournament. Teams are to be grouped into rounds – each round shall contain only one team from each club: the first round will contain one team from every club; the second round will contain one team from every club that has entered two or more teams; the third round will contain one team from every club that has entered three or more teams; etc., until all rounds are created. Teams will be randomly drawn from the first round, then the second round, etc., until the class is filled. The host Club (the Club that applied for sanctioning) will be the first team to be drawn during the first round (guaranteed one entry). Co-host Clubs are not guaranteed an entry. The remaining teams will also be drawn and given an alternate number, starting with alternate one until all rounds are drawn from and every team either is in the class or is given an alternate number. If the amount of teams that enter the limited class are less than or equal to the limit, then no draw is required and all teams gain entry into the class; however, clubs are to be notified and clubs must respond per (ii) and (iii).
 - (ii) Notification of the Draw: All clubs shall be notified of the results of the draw within 48 hours of the draw. Notification can be done by telephone, facsimile, email or posting to the host club's website.
 - (iii) Club Notification of the Team Entry: All clubs shall notify the host club of seed times of all teams entered and of teams they wish to withdraw within 96 hours of the draw. If a club withdraws a team that has gained entry into the class, an alternate team will be selected. Alternate teams will be selected based on the order of the draw.

- (l) Prize money for any one team may not exceed \$500.00 (US Funds) per event per day. In addition, a host or sponsor may offer expense money provided the same is distributed fairly among all participating teams, based on actual expenses.

- (m) The following items will be sent to NAFA® within 14 days after the tournament, via NAFA® approved courier:
 - (i) A recording fee of \$25.00 (US funds) per team that competed. A discount of \$5.00 (US funds) is offered per team when tournament data is electronically filed. Electronically filed data shall meet the criteria established by NAFA®.
 - (ii) original time-sheets (NAFA® Form C.2);
 - (iii) completed Jump Heights Form (NAFA® Form C.9);
 - (iv) completed Tournament Results Form (NAFA® Form C.6).

- (n) The following penalties will be applied when recording fees, timesheets, jump height forms, and tournament results are not received by NAFA® within 14 days after a tournament:
 - (i) 15 plus days late, a fee of \$50.00 (US Funds) will be charged;
 - (ii) one calendar month plus, a \$100.00 (US Funds) late fee will be charged;
 - (iii) greater than two calendar month's late and the club is put on probation for a period of 1 year;
 - (iv) greater than three calendar months late and the club is suspended. Any suspended club would need to request reinstatement from the Board of Directors.

- (o) Any tournament sanctioned by NAFA® must use a NAFA® approved Head Judge.

GLOSSARY

Breakout - when a team, during competition, runs faster than the designated time for the division in which it is competing. See Chapter 8, Section 8.1.

Class - An established category of racing. See Chapter 5, section 5.2 of Corporate Policies & Procedures.

Club - an organization that is registered with NAFA® and is represented solely by one Owner.

For Exhibition Only (FEO) - where a team chooses not compete in a tournament. See Chapter 6 (e).

Forfeit - Where a team cannot, or chooses not to complete, and thus loses the race. See Chapter 6 (b) & (c).

Good Standing – A Club is not in good standing with NAFA® when any of the following are true: (i) the Club is not current paying NAFA® fees; (ii) the Club itself is on probation or suspension; (iii) the owner of the Club is on probation or suspension. A person is not in good standing with NAFA® when any of the following are true: (i) the person is not current paying NAFA® fees; (ii) the person is on probation or suspension.

Handler - The person releasing and/or catching the dog.

Heat - a single competition in which a winner or tie is determined, several of which will determine the winner of the race.

Inside Interference - Where a factor inside the racing lane interferes with a team during a heat.

■ NAFA Year - Same as NAFA fiscal year. See NAFA Article VIII Section 2.

Outside Interference – Where a factor from outside the racing lane, not involved in the current heat interferes with a team during a heat.

■ Reserved Weekend - A weekend for which a Club may have priority over other Clubs for sanctioning purposes.

Race - a group of heats that determine a victor.

Ring - the area in which flyball racing occurs. This area includes the racing lanes, from the backstops to the start/finish lines, the runback area and the required clearances beside the racing lanes/runback area. See Chapter 2.

Start/finish line - a line on the floor which determines the plane which the dog crosses to start and end his run. See Chapter 2 - Ring Setup and Chapter 8, Section 8.3 -The Run.

Team - a subpart of a club. Teams are created by the Club to compete at NAFA® Sanctioned Events.

Tournament - an event where clubs and teams compete, using agreed upon rules, format, and regulations.

Training in the ring - where, once racing has started, the handler uses techniques and/or devices that would be used to train. See Chapter 7 warm-ups, Chapter 8, Section 8.3 - The Run.

Weekend - A weekend consists of four consecutive days: Friday, Saturday, Sunday and Monday.

Weekend Number: Number assigned to a specific weekend during a NAFA year.

Valid Sanctioning Request - Properly completed C.3 form which has been received by the NAFA Sanctioning Secretary (Corporate Policies and Procedures Chapter 1 Executive Staff Section 1.2) no more than two years before the proposed tournament date. This form can be submitted electronically.

Venue - The town or city and State/Province in which the tournament site exists as published on the NAFA Sanctioning form (C.3).