

These minutes will be officially approved by the USA Swimming Board of Directors at its September 24, 2021 meeting.

USA Swimming Board of Directors Meeting Minutes

May 7, 2021 / Denver, CO & Virtual Zoom Conference Call

1 CALL TO ORDER

2 Bob Vincent, Board Chair, called the May 7, 2021 Board of Directors meeting to order at 8:04
3 a.m. Mountain Time with the following members in attendance:

4
5 **PRESENT:** Maya Andrews, Chris Brearton, Kenneth Chung, Kathy Fish, Bruce Gemmell,
6 Jennifer Gibson, Cecil Gordon, Natalie Hall, Tim Hinchey, Lucinda McRoberts, Katie Meili,
7 Kathleen Prindle, Bill Schalz, Jeanette Skow, Jim Sheehan, Jay Thomas, Bob Vincent.

8 9 GUESTS

10 Jerry Adams, Julissa Arzave, Bill Charney, Joan Choi, Corey Coon-Cassily, Maria Davila,
11 Tristan Formon, Ryan Gibbons, John Gibson, Tim Husson, Bradley Jacobs, Paris Jacobs, Jim
12 Kelly, Jennifer LaMont, Pam Lowenthal, Michael McCaffery, Brian McGuire, Kevin Milak,
13 Keith Moore, Mike Murray, Kent Nelson, Ellery Parish, Dr. David Patterson, Taylor Rogers,
14 Dave Smith, Shawn Smith, Jack Swanson, Zack Toothman, Mary Turner, Matt Webber,
15 Michael White, Aaron Zhu.

16 17 STAFF

18 Leland Brown III, Juan Caraveo, Jay Chambers, Paula D'Amico, Tina Dessart, Shana Ferguson,
19 Jane Grosser, Elizabeth Hahn, Brendan Hansen, Abigail Howard, Trish Hughes, Kiki Laino,
20 Jaime Lewis, Isabelle McLemore, Stacy Michael-Miller, Lindsay Mintenko, Patrick Murphy,
21 Kaitlin Pawlowicz, Hilary Perez, Devonie Pitre, Ashanee Player, Eric Skufca, Joel Shinofield,
22 Michelle Steinfeld, Denise Thomas, MJ Truex, Mike Unger, Scott Usher, Maggie Vail.

23 24 MOMENT OF SILENCE

25 A moment of silence was observed for USA swimming members who have passed away since
26 the last USA Swimming Board of Directors meeting.

27 28 SPECIAL RECOGNITION OF DAN MCALLEN

29 Jim Sheehan honored the passing of Dan McAllen with brief remarks regarding his
30 contributions to USA Swimming as an official and mentor.

31 32 AGENDA REVIEW

33 Mr. Vincent presented the agenda (Attachment 1).
34

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35 **RULES OF ENGAGEMENT / COVENANTS**

36 Mr. Vincent provided an overview of the Rules of Engagement/Covenants.

37

38 **DECLARATION OF CONFLICT OF INTEREST (2.5.4)**

39 *“Is any member aware of any conflict of interest (that is, of a personal interest or direct or*
40 *indirect pecuniary interest) in any matter being considered by this meeting, which should now*
41 *be reported or disclosed or addressed under the USA Swimming Conflict of Interest Policy?”*

42

43 If a Board member determines there to be a conflict of interest at any point during the course
44 of the meeting when a specific subject is being discussed and/or action is being taken, a
45 declaration of a conflict of interest should be made at that time.

46

47 **CEO WELCOME**

48 President and CEO Tim Hinchey began by welcoming everyone and emphasized the
49 connectivity between staff and the Board over the last several months, specifically with
50 regard to United States Olympic and Paralympic Committee (USOPC) compliance efforts and
51 the corresponding Board Working Groups. Mr. Hinchey stated that it is the organization’s
52 responsibility to be a safe, inclusive, best in class National Governing Body (NGB). Mr.
53 Hinchey then announced that there will be an Annual Business Meeting (ABM) held each
54 September, which will include the annual meeting of the House of Delegates, as well as
55 meetings of the Board of Directors for both USA Swimming and the Foundation.

56

57 Mr. Hinchey also previewed new marketing partnerships, as well as several campaigns
58 benefiting the USA Swimming Foundation through a Supporter’s Club. Mr. Hinchey
59 discussed engagement opportunities for fans during the U.S. Olympic Team Trial –
60 Swimming in Omaha. Mr. Hinchey concluded by commending the organization on a safe
61 return to competition and expressed his excitement for upcoming competitions.

62

63 **BOARD CHAIR’S REMARKS**

64 Mr. Vincent remarked on how well the organization has navigated challenging issues during
65 the pandemic, including investment in member clubs through additional funding. Mr.
66 Vincent also highlighted continued support of the Keeping Athletes First initiative, which
67 supports athletes at every level. Mr. Vincent also communicated the importance of the
68 upcoming governance changes and urged the Board to come together to dispel unfortunate
69 miscommunications/misunderstandings. Finally, Mr. Vincent commended the
70 organization’s fiscal responsibility and management of staff as important components of the
71 organization’s financial health during the pandemic.

72

73

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74 **MINUTES**

75 Mr. Vincent presented the February 5, 2021 Board of Directors meeting minutes.

76

77 **MOTION:** *To approve the February 5, 2021, Board of Directors meeting minutes (Attachment*
78 *2). Seconded. APPROVED.*

79

80 **BOARD APPROVAL OF EXTERNAL AUDITOR**

81 Vice Chair Fiscal Oversight Kenneth Chung asked the Board to extend the contract for the
82 organization's external auditor for one year, to avoid introduction of a new auditor during a
83 quad.

84

85 **MOTION:** *To approve Waugh & Goodwin, LLP as the external auditor for USA Swimming for*
86 *the year ending December 31, 2021. Seconded. APPROVED.*

87

88 **CENTER FOR SAFE SPORT REQUIRED UPDATES**

89 Mr. Vincent presented updates to the Rulebook required by the U.S. Center for Safe Sport,
90 which mandates that all staff of member clubs and Local Swimming Committees (LSCs) be
91 USA Swimming members.

92

93 **2.6 PRIVILEGES AND RESPONSIBILITIES OF MEMBERSHIP**

94 *Employees and individuals serving on the board of directors of ~~volunteers of~~ USA Swimming,*
95 *Zones, LSCs and member clubs, volunteers of USA Swimming, Zones, LSCs and member clubs*
96 *who interact directly and frequently with or have authority over athletes as a regular part of*
97 *their duties, and individuals with any ownership interest in a member club ~~or serving on the~~*
98 *board of directors for a member club must be non-athlete members of USA Swimming. This does*
99 *not apply to volunteers such as timers, marshals, computer operators, etc., who only have*
100 *limited contact with athletes during a meet; however, any individual who is banned, currently*
101 *suspended or ineligible for membership is prohibited from serving as a timer, marshal, or*
102 *computer operator, or otherwise being on deck at any time in connection with a USA Swimming*
103 *activity.*

104

105 **MOTION:** *To approve changes in accordance with the Center for Safe Sport. Seconded.*
106 **APPROVED.**

107

108 **SPECIAL MEETING LOGISTICS**

109 Chief Administrative Officer Lucinda McRoberts asked the Board of Directors to pass a
110 resolution to hold a Special Meeting of the House of Delegates.

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111 **RESOLVED:** *To call a Special Meeting of the USA Swimming House of Delegates for 3:00 p.m.*
112 *Mountain Time on June 30, 2021, and that it be held virtually to vote on legislative approvals*
113 *necessary to bring USA Swimming into compliance with the USOPC Bylaws and federal law.*
114 *Seconded. APPROVED.*

115
116 Ms. McRoberts reported that the organization will provide a written notice to all members
117 of the House of Delegates, noting the House of Delegates will be the same that convened in
118 September 2020.

119
120 Ms. McRoberts presented an amendment to the organization's Bylaws which clarifies that
121 votes will be counted from those present and voting, with "present" including those
122 attending virtually.

123
124 *6.2.5 Each member shall have one (1) vote on each matter submitted to the House of*
125 *Delegates. There shall be no voting by proxy. At all meetings of the House of Delegates only*
126 *those members duly certified and present (including virtually present at all meetings conducted*
127 *via telecommunication) shall be permitted to vote. Vote outcomes shall be determined by those*
128 *members of the House of Delegates present and voting.*

129
130 **MOTION:** *To amend Bylaw 6.2.5 as follows, effective immediately. Seconded. APPROVED.*

131
132 Ms. McRoberts presented Bylaw 6.1.9, which requires LSC members to be elected by July 1
133 of each year and asked the Board to extend the deadline for 2021, since the composition of
134 the House of Delegates may be decided on June 30, 2021.

135
136 **MOTION:** *For 2021 only, to extend the deadline to elect LSC members to the USA Swimming*
137 *House of Delegates and to provide written certification thereof until September 1, 2021.*
138 *Seconded. APPROVED.*

139
140 Ms. McRoberts noted that the Board Governing Policy Manual will need updates to comply
141 with the 33.3% athlete representation federal mandate, which will be on the agenda at the
142 September 2021 Board of Directors meeting.

143
144 **FINA UPDATE**

145 Dale Neuburger reported that FINA is currently conducting a search for an Executive
146 Director, with hopes to announce that individual during the FINA Congress in June 2021. Mr.

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147 Neuburger additionally noted that FINA is likely to elect Hussan Al-Wusallam as its next
148 President.

149

150 Mr. Neuburger remarked on the difficulties across all aquatic disciplines in preparation for
151 the Olympic Games but expressed his confidence in USA Swimming's National Team to be
152 prepared. Mr. Neuburger reported that he is unsure as to whether the Junior World
153 Championships scheduled for August 2021 in Kazan, Russia will occur, due to concerns
154 regarding young athletes traveling during this time. Mr. Neuburger additionally noted the
155 scheduling challenges for future events due to the date change of the FINA World
156 Championships from July 2021 to May 2022.

157

158 Mr. Neuburger emphasized the importance of relationship building between USA Swimming
159 and FINA leadership, to ensure that the organizations support one another. Mr. Neuburger
160 reported on FINA committee succession planning, specifically that Carol Zaleski is stepping
161 down from her role on the FINA Technical Committee; Mr. Neuburger stated his hopes for
162 American succession planning within the FINA leadership. Mr. Neuburger stressed the
163 significance of American representation on FINA committees, in order for the U.S. to play a
164 role in decision-making. He also noted that Mr. Al-Wusallam is looking for American
165 leadership within FINA's future governance structure.

166

167 Mike Unger added that the Board and the International Relations Committee (IRC) have
168 already begun looking for candidates to represent the U.S. on FINA committees.

169

170 **NOMINATING COMMITTEE UPDATE**

171 Ms. McRoberts reported that the Nominating Committee is currently accepting Board
172 applications, due May 15, 2021. The Nominating Committee has been apprised of possible
173 changes to Board composition following the June 30, 2021 Special Meeting of the House of
174 Delegates.

175

176 **POLICY AND PROCEDURES MANUAL UPDATE**

177 Ms. McRoberts announced that the Operating Policy Manual has been updated and will be
178 emailed to the Board for review. The updates will include a Motion without a Meeting to
179 approve legislation which shifts responsibility for the Policy Manual from the Board to the
180 USA Swimming President & CEO.

181

182

183

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184 **UPDATED WORK PLAN**

185 **KPIs UPDATE ON SUCCESSFUL ATHLETES, COACHES, AND CLUBS, POLICY 1.2**

186 Mr. Vincent reported that the Key Performance Indicators (KPIs) for Policy 1.2 have been
187 updated (Attachment 3).

188

189 **PUBLIC ENGAGEMENT WITH SWIMMING, POLICY 1.3**

190 Mr. Vincent reminded the Board of the November 2020 Board of Directors' meeting
191 agreement to move the reporting of Policy 1.3 to November Board meetings to allow for
192 greater availability of data for the report.

193

194 **MANAGEMENT PARAMETERS MONITORING (4.4)**

195 **POLICY 3.2: EXTERNAL RELATIONS**

196 Mr. Vincent presented Policy 3.2, External Relations (Attachment 4).

197

198 ***MOTION:** that the Board approve that the performance monitoring report on Policy 3.2,*
199 *"External Relations," conveys (a) interpretations of the policy that are reasonable, and (b) that*
200 *the report reasonably substantiates compliance with the policy requirements, consistent with*
201 *the CEO's interpretations. Seconded. **APPROVED.***

202

203 **POLICY 3.4: FINANCIAL CONDITION & ACTIVITIES**

204 Mr. Vincent presented Policy 3.4, Financial Condition & Activities (Attachments 5-13).

205

206 Chief Financial Officer Eric Skufca presented the 2020 financial results, in which he
207 highlighted the expense reduction to budget of over \$14.6 million. Mr. Skufca noted that
208 approximately half of this reduction resulted from active decisions made by staff and the
209 other half was a byproduct of postponement of events primarily caused by the global
210 pandemic. Mr. Skufca noted the 2020 operating surplus was larger than budgeted, but the
211 surplus will be needed for the remainder of the "quad" and beyond.

212

213 Mr. Skufca provided the 2021 budget to current projection summary, highlighting material
214 variances in both revenues and expenses. Revenue variances include membership trending
215 more positively than budgeted, but Olympic Trials net revenue projecting less than budget.
216 Expense variances primarily include increases around COVID testing and mitigation at
217 events, as well as travel logistics for the National Team.

218

219 The Board engaged in discussion regarding membership projections and pathways.

220

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221 Mr. Skufca provided a high-level overview of the budget process for 2022 and through the
222 next 2024 three-year “quad.”

223
224 Mr. Skufca highlighted Provisions 2 and 8 within Policy 3.4, noting anticipated increased
225 expenditures in certain areas of the budget primarily due to unknowns at the time of the
226 2021 budget approval in November 2020; that budget could only reasonably anticipate the
227 scale of program expenses within the National Team Division for travel logistics and COVID
228 testing and mitigation expenses throughout the year.

229
230 Mr. Chung summarized the financials by remarking on the continued efforts of the staff to
231 strategically navigate the organization through these unique times by ensuring we tighten
232 finances where needed, but still execute our membership programming and resources. Mr.
233 Chung reported that the Paycheck Protection Program 2 (PPP2) working group recommends
234 that the organization not apply for PPP2 at this time given the current status and
235 interpretations of the program as they relate to the organization.

236
237 **MOTION:** that the Board approve that the performance monitoring report on Policy 3.4,
238 “Financial Condition & Activities,” conveys (a) interpretations of the policy that are reasonable,
239 and (b) that the report reasonably substantiates compliance with the policy requirements,
240 consistent with the CEO’s interpretations. **Seconded. APPROVED.**

241

242 **POLICY 3.5: ASSET PROTECTION**

243 Mr. Vincent presented Policy 3.5, Asset Protection (Attachment 14).

244
245 Mr. Skufca reported full compliance at this time.

246
247 **MOTION:** that the Board approve that the performance monitoring report on Policy 3.5, “Asset
248 Protection,” conveys (a) interpretations of the policy that are reasonable, and (b) that the
249 report reasonably substantiates compliance with the policy requirements, consistent with the
250 CEO’s interpretations. **Seconded. APPROVED.**

251

252 **POLICY 3.8: ASSET PROTECTION**

253 Mr. Vincent presented Policy 3.8, Emergency Management Succession (Attachment 15).

254
255 Mr. Hinchey explained that the report is unchanged.

256

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257 **MOTION:** *that the Board approve that the performance monitoring report on Policy 3.8,*
258 *“Emergency Management Succession,” conveys (a) interpretations of the policy that are*
259 *reasonable, and (b) that the report reasonably substantiates compliance with the policy*
260 *requirements, consistent with the CEO’s interpretations. Seconded. APPROVED.*

261

262 **LEGISLATION – THE PATH TO COMPLIANCE**

263 **A RESPECTFUL & LEARNED PROCESS**

264 Mr. Vincent provided an overview of the legislative process for the Board and stated that the
265 comment and question period for membership will remain open (Attachment 16).

266

267 Mr. Vincent emphasized the importance of the governance process and asked the Board to
268 ensure that USA Swimming is compliant with USOPC and federal mandates. Mr. Vincent
269 expressed that compliance is intended to protect athletes and explained that a lack of
270 compliance could result in the dissolution of the Board of Directors, as well as the
271 decertification of USA Swimming as a National Governing Body. Mr. Vincent presented an
272 overview of the required rule changes and a timeline of events leading to the rule changes.

273

274 **Q&A SESSION W/DR. DAVE PATTERSON (USOPC)**

275 Dr. Dave Patterson of the USOPC answered the Board’s questions concerning a variety of
276 compliance topics. Dr. Patterson reported that he is working with other NGBs that are also
277 changing the composition of their voting bodies to comply with federal law; he stated that
278 every NGB with a House of Delegates or assembly body either has made or will make
279 commensurate changes to the USA Swimming compliance legislative proposals.

280

281 Additionally, Dr. Patterson explained that Congress has demanded that certification is no
282 longer a default position; specifically, Dr. Patterson explained that if USA Swimming
283 knowingly does not comply with the 33.3% athlete representation requirement, it will not
284 go unnoticed. Moreover, given that athlete voice is so fundamental, the USOPC would
285 consider a lack of compliance to be an egregious, material breach with grave consequences,
286 up to and including the USOPC’s recognition of another organization as the NGB for U.S.
287 swimming. Dr. Patterson noted that the need to comply is not only a message from the
288 USOPC, but from Congress. Dr. Patterson advised that if USA Swimming loses its status as an
289 NGB, there is substantial risk that it will not be re-certified as the NGB. He added that there
290 is no guarantee that USA Swimming would even be allowed to re-apply for certification.

291

292 Dr. Patterson remarked on the specific pool of athletes needed for compliance, as defined as
293 athletes competing on behalf of the United States at the elite level. Dr. Patterson spoke to

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294 other ways beyond House of Delegates representation for USA Swimming to ensure that all
295 athletes have a voice—for example by inviting other athletes to attend meetings of the USA
296 Swimming Athletes' Advisory Council, once formed.

297

298 Dr. Patterson reminded the Board that the definition of "10-Year Athlete" existed prior to the
299 new federal mandate and noted that these athletes who have lived the entire swimming
300 journey and who have reached all levels of the sport can provide a unique and
301 comprehensive perspective.

302

303 Dr. Patterson stated it is imperative for the House of Delegates to pass all three pieces of
304 legislation to be compliant. Dr. Patterson emphasized that doing so sends a positive message
305 to the entire community that USA Swimming is putting athletes first.

306

307 **LEGISLATION - WORKING GROUP UPDATES**

308 Vice Chair / Chair Elect Chris Brearton provided a brief overview of the formation and
309 operations of the Working Groups. Mr. Brearton noted that each Working Group was led by
310 a Board member and included representation from all levels of membership. Mr. Brearton
311 remarked on the intentional process of communicating with the membership.

312

313 **COMMITTEES WORKING GROUP UPDATE & DISCUSSION**

314 Katie Meili provided an overview of the Committees Working Group's legislation, including
315 ensuring the National Team Steering and Rules & Regulations Committees are Designated
316 Committees, as defined by the USOPC, and that these Committees have 1/3 athlete
317 representation. Additionally, Ms. Meili indicated that the legislation updates the
318 composition of the Senior Development Committee and Age Group Development Committee
319 by providing 1/3 athlete representation.

320

321 Ms. Meili reported that the Committees Working Group also recommends adoption of a USA
322 Swimming Athletes' Advisory Council (AAC) as the advocacy body for all 10-Year Athletes.
323 Ms. Meili noted that three members from the Athletes Executive Committee (AEC) will sit on
324 the AAC with voice but no vote. Ms. McRoberts provided an overview of the process to seat
325 the AAC, including the need for nomination and election periods.

326

327 Ms. Meili stated the final recommendation from the Committees Working Group is to form a
328 Selection Procedure Approval Committee to memorialize a process which already occurs in
329 practice.

330

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331 **MOTION:** *To submit the Committees legislative proposals to the Rules & Regulations*
332 *Committee for consideration in advance of the June 30 Special Meeting of the House of*
333 *Delegates. Seconded. APPROVED.*
334

335 **BOARD WORKING GROUP UPDATE & DISCUSSION**

336 Jeanette Skow described the current Board structure and presented the recommendation of
337 the Board Working Group, including adding two athletes to the Board of Directors: the
338 USOPC AAC Representative and Alternate, to replace two at-large positions. Ms. Skow
339 reported that these were the only proposed changes to the Board's composition. Ms. Skow
340 additionally noted the proposed legislation includes clarifying language regarding the Past
341 Chair's geographical and semi-independent representation.

342
343 Ms. Skow addressed the concerns surrounding grassroots athlete representation and the
344 proportionate reduction of representation of coaches, by stating that the Working Group
345 believes that the at-large positions on the Board provide all USA Swimming members an
346 opportunity for election.

347
348 **MOTION:** *To submit the Board of Directors legislative proposals to the Rules & Regulations*
349 *Committee for consideration in advance of the June 30 Special Meeting of the House of*
350 *Delegates. Seconded. Seconded. APPROVED.*
351

352 Ms. Skow commented on the importance of ensuring that the Board nominating process has
353 a means for recognizing grassroots athletes; thus the Board Working Group proposed a new
354 charge to the Nominating Committee, specifically regarding athletes who have experience at
355 local competitions and with governance.

356
357 The Board engaged in discussion regarding the word "seeking" within the motion.
358

359 **MOTION:** *To approve the BOD to expand its charge to the Nominating Committee to include*
360 *that special emphasis should be placed on seeking considering athletes, for both 10 Year Athlete*
361 *and At-Large positions, who have insight and experience in local and regional competition and*
362 *governance. Seconded. APPROVED.*
363

364 **HOUSE OF DELEGATES WORKING GROUP UPDATE & DISCUSSION**

365 Bill Schalz provided an overview of the House of Delegates Working Group's process. Mr.
366 Schalz reported that the House of Delegates Working Group recommends reducing the size

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367 of the House of Delegates to 390, while also ensuring that there is 33.3% 10 Year Athlete
368 representation.

369

370 Mr. Schalz summarized the changes that the House of Delegates Working Group made to its
371 proposal after feedback from membership, including specifying three votes from each LSC,
372 removing UANA and FINA members as voting members, reducing the Board Chair’s selected
373 number of coaches from 25 to 15, allowing the 18 largest LSCs an additional coach vote, and
374 allowing the Chairs of the Age Group Development Committee and Senior Development
375 Committee to elect an additional coach member to receive a vote.

376

377 Mr. Schalz addressed the concerns regarding constituencies losing representation in the
378 House of Delegates by stressing that the House of Delegates Working Group attempted to
379 reduce the numbers evenly to comply with the federal mandate.

380

381 The Board engaged in discussion regarding several topics, including ways to encourage
382 athlete participation from the AEC, incentivizing LSCs to involve their athletes, ensuring
383 specific measures are in place during the committee application period for athletes, and
384 continuing to give grassroots athletes a voice.

385

386 Mr. Brearton highlighted the progress made by the House of Delegates Working Group and
387 stated that while there is a reduction in the number of delegates, representation is clear and
388 even across the board.

389

390 Board members recognized that complying with the federal mandate is in the best interest
391 of the membership, specifically athletes, and committed to bringing the best possible
392 legislation on behalf of the membership to the House of Delegates on June 30, 2021.

393

394 Mr. Hinchey noted the hard work done by staff and volunteers to keep USA Swimming
395 moving forward but stated that hard work would be negated if the organization is not
396 compliant.

397

398 **MOTION:** To submit the House of Delegates legislative proposal to the Rules & Regulations
399 Committee for consideration in advance of the June 30 Special Meeting of the House of
400 Delegates. **Seconded. APPROVED.**

401

402

403

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404 **WORKING LUNCH - CLOSED SESSION**

405 **LITIGATION UPDATE**

406 The Board went into closed session so Ms. McRoberts, General Counsel, could provide a legal
407 update.

408

409 **PERSONNEL UPDATE**

410 The Board remained in closed session to discuss personnel. All staff except Mr. Hinchey left
411 the meeting.

412

413 **STAFF UPDATES**

414 **CEO'S UPDATE**

415 Mr. Hinchey submitted a written report (Attachment 17).

416

417 **DIGITAL TRANSFORMATION (KEEPING ATHLETES FIRST)**

418 Managing Director of Sport Development Joel Shinofield expressed his enthusiasm for how
419 the digital transformation will assist the membership.

420

421 Director of Data Analytics Patrick Murphy reported that the organization is in the process of
422 updating the SWIMS database to improve data collection and to better support the
423 membership, specifically the Keeping Athletes First initiative. Mr. Murphy described the
424 method his team is using and the work completed thus far. Mr. Murphy shared that the
425 system will allow members to manage their accounts, modernizing the system to better
426 communicate with all membership. Mr. Murphy noted that the new system is built for
427 longevity. Mr. Murphy provided a demonstration of what the membership database will
428 feature.

429

430 Mr. Shinofield commented on the benefits of the new system, including ensuring that club
431 coaches and athletes are compliant with regards to Athlete Protection Training (APT) and
432 other certifications prior to competitions, and ultimately allowing for safer environments.
433 Mr. Shinofield added that the new system will provide clubs with valuable data points,
434 including retention rates, that can be shared broadly.

435

436 Mr. Murphy showed how facility data will be collected and Mr. Shinofield added that this will
437 help parents find our clubs and learn-to-swim programs, all leading to the possible growth
438 of clubs and overall membership.

439

440

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441 Mr. Murphy touched on modernizing the interface between the data warehouse and reports
442 for clubs to access data without needing to go through a staff member.

443

444 **OLYMPIC TRIALS**

445 Mr. Unger provided an update on the Olympic Trials, including that the competition pool
446 construction will begin in mid-May and that there are approximately 820 athletes qualified
447 for Wave I and just under 600 athletes qualified for Wave II.

448

449 Mr. Unger discussed the COVID mitigation plan, including COVID testing at the venue, plans
450 for those fully vaccinated, and the various tiers of individuals attending the Trials. Mr. Unger
451 stated that the plan was compiled after collaborating with several entities on their
452 experiences, including other NGBs, professional sports organizations, and National Team
453 doctors. Mr. Unger noted that a COVID Officer and Medical Director will be available.

454

455 Mr. Unger reported that revenue will come from three sources: the USOPC, the rights fee
456 from Omaha, and the joint venture with the Omaha Sports Commission. Mr. Unger noted
457 that the revenue from the joint venture may be lower than anticipated due to ticket sales.

458

459 Mr. Unger reported that Wave I will be broadcast on the Olympic Channel, with the USOPC
460 providing half of the production revenue. Mr. Unger added that Wave II will be on NBC some
461 nights and paid for by NBC.

462

463 Chief Commercial Officer Shana Ferguson added that while COVID will impact all aspects of
464 Trials, there will still be plenty of engagement and entertainment for spectators.

465

466 **FOUNDATION UPDATE**

467 Chair Dr. Cecil Gordon provided a Foundation Board of Directors' update, including that the
468 Board met with its new members in March 2021. The Foundation Board designated Anne
469 Berry as its representative on the Nominating Committee, and it was able to fulfill a request
470 from the National Team to provide \$1 million for the Team to compete in Tokyo. Dr. Gordon
471 additionally noted that the Foundation is financially sound, even after awarding \$4.2 million
472 to swim lesson providers, USA Swimming clubs, and the National Team.

473

474 Mr. Shinofield reported that the Community Outreach Program has provided 12 grants to
475 clubs, including clubs led by women or multicultural coaches, clubs partnering with
476 Historically Black Colleges and Universities (HBCUs), and clubs creating programming
477 within a community that has an existing pool but limited, or no, competitive programming.

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478 Mrs. Ferguson stated that the Make-A-Splash tour is virtual again this year and kicked off
479 with a Facebook Live event with Cullen Jones and Nathan Adrian. The tour will continue in
480 markets across the U.S. via print, digital, social media, and radio.

481
482 Mr. Hinchey remarked that the concept of New Fundraising is to find ways to get more people
483 to take part in swimming.

484
485 Mrs. Ferguson reported that the Supporters Club now has 284 members, with over \$17,000
486 in donations, and she emphasized that 84% of those donors have never given to the
487 Foundation previously.

488
489 Mrs. Ferguson reported on the launch of the Faces in the Crowd campaign, which will help
490 fill empty seats at Trials; the proceeds from this campaign will go towards the Foundation.
491 Lastly, Mr. Hinchey described the opportunity for individuals to join the Champions Club
492 Swim by swimming at Trials, with the goal of obtaining 50 new members.

493
494 **TOKYO PLANNING UPDATE**

495 Managing Director of the National Team Lindsay Mintenko reported that the draft of the
496 procedure for the Olympic Swimming Team selection is complete in preparation for the
497 Olympic Trials. Mrs. Mintenko also noted that the Olympic Swimming Team camp will be
498 held in Hawaii, prior to heading into the Athlete Village five days before competition.

499
500 Mrs. Mintenko remarked on changes for the Olympic Games, noting that more changes are
501 likely to come. Mrs. Mintenko reported that an accreditation is required for entry into Japan,
502 as well as two negative COVID tests; vaccination does not exempt an individual from testing.
503 Mrs. Mintenko stated that the athletes are only allowed to move between the Athlete Village
504 and the swimming venue, but she added that the Olympic Swimming Team has been allowed
505 to stay through the end of the swimming competition as opposed to leaving after individual
506 events.

507
508 Mrs. Mintenko stated that she has asked the USOPC to build a mental health registry, so USA
509 Swimming staff know where to direct athletes who need assistance. Mrs. Mintenko
510 mentioned that \$37,000 has been given to athletes within the athlete assist program and
511 additionally, 37 athletes have registered with Talk Space.

512
513
514

These minutes will be officially approved by the USA Swimming Board of Directors at its September 24, 2021 meeting.

515 **2021 & 2022 EVENTS AND COMPETITIONS**

516 Mr. Shinofield spoke to the organization's collaboration with the Senior Development
517 Committee to host competitive events for developmental athletes. He noted that USA
518 Swimming was able to launch the TYR 18 & Under Spring Cup. Mr. Shinofield reported that
519 over 1,100 athletes participated, along with 229 clubs and 49 LSCs. Mr. Shinofield added
520 that the organization, along with the Senior Development Committee, is continuing to look
521 for opportunities to create long course meets.

522
523 Mrs. Mintenko remarked that there are still plenty of competitions after the Olympic Games
524 and that a focus will be on the Juniors athletes, as they have not had a competition in some
525 time.

526
527 **CLOSING ROUNDTABLE**

528 **NEXT MEETING / EVENTS**

- 529
- TYR Pro Swim Series
 - Indianapolis: May 12-15
 - 531 • Foundation Board of Directors Meeting
 - 532 ○ Colorado Springs/Virtual: September 23
 - 533 • Board of Directors Meetings
 - 534 ○ Colorado Springs/Virtual: September 24 & 25
- 535

536 **MEETING ASSESSMENT**

537 The Board engaged in a round table discussion assessing the meeting, which included
538 appreciation for facilitating hard but valuable conversations, as well as gratitude for the good
539 progress of the Working Groups. The Board also expressed the need to communicate further
540 on the legislative changes, while stressing the importance of compliance.

541
542 **ADJOURN**

543 Mr. Vincent adjourned the meeting at 4:01 p.m. Mountain Time.

544
545 Respectfully submitted:



Lucinda McRoberts, CAO & General Counsel



Bob Vincent, Board Chair

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USA Swimming Board of Directors Minutes Attachments

May 7, 2021 / Denver, CO & Virtual Zoom Conference Call

Attachment 1	Page 1 – Agenda: May 7, 2021
Attachment 2	Page 3 – DRAFT BOD Minutes February 5, 2021
Attachment 3	Page 6 – END 1.2 Successful Athletes, Coaches & Clubs – Proposed KPIs
Attachment 4	Page 6 – Policy 3.2 External Relations
Attachment 5	Page 6 – USA-S Policy 3.4 Financial Condition and Activities
Attachment 6	Page 6 – USA-S Q1 2021 Financial Report
Attachment 7	Page 6 – USA-S Financial Statement Report 2020
Attachment 8	Page 6 – USA-S & Foundation Q1 2021 Investment Statements
Attachment 9	Page 6 – USA-S Financial Summary Comparison 2020
Attachment 10	Page 6 – USA-S Financial Written Report - 2020
Attachment 11	Page 6 – Foundation Financial Statement Report - 2020
Attachment 12	Page 6 – Foundation Financial Summary Comparison - 2020
Attachment 13	Page 6 – Foundation Financial Written Report - 2020
Attachment 14	Page 7 – Policy 3.5 Asset Protection
Attachment 15	Page 7 – Policy 3.8 Emergency Management Succession
Attachment 16	Page 8 – Working Group Legislative Proposals
Attachment 17	Page 12 – Staff Update for the Board

DRAFT