



KHSAA TITLE IX RE-VISIT FINAL AUDIT REPORT

(For schools re-visited during the **2007-2008** school year)

School: **Phelps High School**
Prepared By: **Jenny McCarty**
Date of Re-Visit: **November 26, 2009**
Telephone Number of Reviewer: **(502) 223-6965**
Reviewed By: **Larry G. Boucher**

1. Completed Required Forms

Verification of Forms (Form GE-50) Yes No
Participation Opportunities Summary Chart (Form T-70) Yes No
Benefits Summary Charts (Forms T-71 & T-72) Yes No
Benefits Publicity (Form T-73) Yes No
Corrective Action Plan Summary Charts (Form T-74) Yes No

2. Opportunities Component of Title IX Compliance

Area of Compliance:
(Check One or More)

	A	Substantial Proportionality
	B	History and Continuing Practice Of Programs Expansion
X	C	Full and Effective Accommodation of Interest and Abilities

- A). Was the Substantial Proportionality Test (T-1) an area in which the school met Title IX Opportunities compliance?
Yes No

Comments:

According to the data submitted by the school, it appears that the school has not met the standard for Substantial Proportionality Test (T-1) during the 2006-2007 and 2004-2005 school years. It did meet this standard for the 2005-2006 school year.

- B). Was the History and Continuing Practice of Program Expansion Test (T-2) an area in which the school met Title IX Opportunities compliance?
Yes No

Comments:

According to the data submitted by the school, it appears that the school has not met the standard of History and Continuing Practice Test (T-2) for the 2006-2007 school years. Additional data provided by the school demonstrated that the school has not met this standard for the previous two years as well.

- C). Was the Full and Effective Accommodations of Interest and Abilities Test (T-3) an area in which the school met Title IX Opportunities compliance?
Yes No

Comments:

According to the data submitted by the school, it appears that the school has met the standard of Full and Effective Accommodations and Interests and Abilities Test (T-3) for the 2006-2007 school years. Additional data provided by the school demonstrated that the school has met this standard for the previous two years as well.

3. Is the school's most recent Student Interest Survey accurate in relation to the assessment of Interests & Abilities?
Yes No

Comments:

According to the data submitted by the school, the Student Interest Survey was given during the 2005- 2006 school year to 8-11th graders during the English and social studies classes. The school data indicates a return rate of 82%. There was interest expressed in swimming for both males and females based on the survey; however, there is no practice or competitive swimming facility within reasonable distance from the school.

4. Checklist of the Title IX Components of the Interscholastic Program

Benefit to Students	Satisfactory	Deficient	Comments
Accommodation of Interests and Abilities	X		<p>According to the data submitted by the school, it appears that the school has not met the standard for Substantial Proportionality Test (T-1) during the 2006-2007 and 2004-2005 school years. It did meet this standard for the 2005-2006 school year.</p> <p>The data indicates that students are surveyed properly and records are kept. Phelps offers boys' and girls' basketball, football, volleyball, softball, and basketball. It also offers girls' and boys' golf, boys' and girls' cross country when and if there is enough student interest year to year.</p> <p>The Permanent Title IX file lacked detailed meeting minutes and agendas from previous years. The current year file was well maintained. The annual audit of 2006-2007 noted a recommendation to the school to add students to the gender equity committee. They complied with this recommendation and presently students and parents serve on the gender equity committee.</p>
Equipment and Supplies	X		<p>When reviewing the information submitted on forms T35 and T36, it appears that the school may not be accurately reporting all monies spent. The school has made some improvements in facilities but it did not appear that the funds spent had been reported. There was also concern that all expenditures were not being reported accurately for awards. School officials were advised how to improve their reporting of expenditures. The new athletic director was encouraged to attend a Title IX workshop so that he could better understand how to complete the required forms for compliance.</p> <p>The uniforms viewed during the re-visit indicated equivalence. The school indicated they had a written uniform rotation policy but there was no evidence of such a written policy in the file.</p> <p>The equipment needs of the various sports offered appear to be met and equitable. The athletic director and coaches explained that they had to do fundraising activities to</p>

			purchase equipment. They also explained that if there was a need for equipment and funds were not available, money could be taken out of a general athletic account to ensure teams had equitable equipment. There is adequate storage space available for equipment used by all sports at the school
Scheduling of Games and Practice Time	X		All shared athletic facilities appeared to be used equally. The school has a written facility use schedule and practice schedule for all sports. The school is adhering to the prime date requirement for girls' basketball.
Travel and Per Diem Allowances	X		The athletic director indicated that all students take school buses to athletic contests. The school does not have a written Travel and Per Diem Policy. The importance of such a policy was discussed with the committee. (See KHSAA Recommended Action)
Coaching	X		Coaching salaries are based on an index of the coaches teaching salaries. Those coaches employed as Para-professionals had a difference index. The index reviewed was equitable among head coaches and assistant coaches for like sports.

<p>Locker Rooms, Practice and Competitive Facilities</p>		<p>X</p>	<p>The locker rooms for girls' and boys' basketball, and volleyball are almost identical. In the 04-05 re-visit a deficiency was noted in the lockers available for females. New lockers have been purchased to remedy this problem. Currently both softball and baseball share a locker-room which school officials indicated that neither team used. While touring the facility it appeared there could be other spaces that could be used to accommodate locker-room needs which would eliminate the need for these teams to share a locker room.</p> <p>The 04-05 audit also indicated a competitive facility deficiency. The boys' and girls' softball and baseball team share a field for practice and play. This field still contains a small elevated mound which is not found on a softball field. There is no outfield fence; however, the dimensions of the field are more suitable to baseball than softball. The school was asked to submit to the KHSAA a written plan regarding the correction by June 30, 2005. The KHSAA did receive a letter stating that the school did intend to purchase land adjacent to the school but was experiencing problems due to the demands of the seller. School officials provided the auditors with minutes of the school board meeting from April 17, 2007. These meeting minutes indicated the board voted to approve the acquisition of property adjacent to the school for the purposed of a girls' softball field in order to be in compliance with Title IX. They also approved the board to take condemnation proceedings on the property if necessary. School officials provided the auditors with a court document to petition the condemnation of the said property filed on May 25, 2007. The court had not ruled on this petition at the time of the audit. School officials indicated that the judge in the case began the process to rule within 4-6 weeks. There are no architectural plans at present for the construction of a field and auditors were told that this could not be done until the school actually took possession of the field.</p> <p>(See recommend KHSAA action)</p>
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Medical and Training Facilities and Services	X		<p>There is no certified trainer on staff, a volunteer serves to assist all teams with basic needs</p> <p>In the 04-05 audit a recommendation was made to establish a separate weight room and training room and purchase weight machines for use by female athletes. A facility has been remodeled for use as a weight room but it is open to the football locker room and there is no door to separate the two. The weight room décor revealed no female friendly pictures, posters, etc. in the room. The auditors noticed the absence of light weight bars, female friendly weight machines, and belts for female use. There is a written weight room schedule but it was not posted. (See KHSAA Recommended Action)</p>
Publicity			<p>The athletic director indicated that he was working to try and find some resources to have media guides (schedule cards) for the athletic teams.</p> <p>Students interviewed indicated pep rallies recognize athletes of all sports and are held frequently. The school has written policies in place to include all types of awards.</p>
Support Services	X		<p>There are no booster clubs at Phelps high school. Individual sports fundraise and have separate accounts within the school. All purchases must be approved by the principal.</p> <p>The school has a general athletic account that is also used for athletic purchases.</p>
Athletic Scholarships	N/A		
Tutoring	X		Extended School Services is offered to all students.
Housing and Dining Facilities and Services	N/A		
Recruitment of Student Athletes	N/A		

5. **Brief Summary/Analysis of the Corrective Action Plan (Form T-60)**

The Corrective Action Plans written by Phelps High School have resulted in the following completed actions:

- New lockers were purchased for the girls' basketball locker room
- The school converted a day treatment facility into a separate facility for a training and weight room. Note: Weight room is still not a totally separate facility.

6. **Observed Deficiencies in Overall Girls and Boys Athletics Programs**

Technically there were no new deficiencies observed but there are still several areas of concern. The following actions are recommended to be taken by school officials.

1. Submit to the KHSAA, no later than **April 15, 2008** a written policy for travel and per diem.
2. The school should post the written weight room schedule in your weight room.
3. Submit to the KHSAA, no later than **April 15, 2008** a revised locker-room assignment for baseball and softball.

7. **KHSAA Recommended Action in relation to new deficiencies**

None

8. **KHSAA Recommended Action in relation to reoccurring deficiencies**

1. Submit to the KHSAA, no later than **April 15, 2008** plans to enclose the weight room facility so that it is not open to the football dressing facility.
2. Submit to the KHSAA a quarterly progress update on the purchase of the adjacent property for the construction of a softball field. Upon purchase of the property, submit to the KHSAA a quarterly update on the design and construction of the new softball field. These updates should include, when applicable, a design plan and a timetable for completion of the softball field.
3. Submit to the KHSAA, **no later than April 15, 2008**, a plan to purchase weight and training equipment that can be better utilized by female athletes in the weight facility.

9. PERSONNEL IN ATTENDANCE AT AUDIT MEETING

High School Title IX Coordinator: Jason Sanson

District Level Title IX Coordinator: Ancie Casey

Name	Title	Telephone
Jeana McGuire	Student	606-456-7451
Randy Smith	Baseball Coach	859-608-7319
Mike Hamilton	Principal	859-456-3677
Bruce Jones	Head Football Coach	606-456-3482
Erika Dotson	Softball Coach	606-459-3907
Jason Sanson	Athletic Director	606-456-3647
Ancie Casey	Pike County AD	606-433-9286
Frank McGuire	Board Member	606-456-7320
J.R. Vanhooose	Girls' Basketball Coach	606-835-1266
Lesa Campbell	Parent	606-456-3987
Fran Edwards	Title IX Auditor	859-299-5472
Jenny McCarty	Title IX Auditor	502-223-6965

10. Comments

No one attended the public meeting; the KHSAA Audit Team left the campus at 5:15p.m.



Roger Wagner, Superintendent

**P.O. Box 3097, 314 South Mayo Trail
 Pikeville, KY 41502
 Phone: 606.433.9200
 Fax: 606.432.3321**

FAX COVER SHEET

Attention: Mike Hamilton

Firm: Phelps High School

Fax Number: 606-456-8988

From: Roger Johnson (TR)

Date: 11-16-07

Re: Property

This transmission consists of 10 pages, including the cover sheet.

Message

Pike County Board of Education
Record of Board Proceedings

April 17, 2007

The regularly scheduled meeting of the Pike County Board of Education was conducted at the C.H. Farley Administration Building in Pikeville, Kentucky with the following present:

Board Members Present: J.C. Chaney, Chairman; Earl Thacker, Vice Chairman; and Virgil Osborne

Others Present: Roger Wagner, Superintendent; Neal Smith, Attorney; Nancy Ratliff, Treasurer; and Teresa Reynolds, Secretary

Members Absent: Bobby Varney and Frank McGuire

Item #: 07-04-I CALL TO ORDER

The meeting was called to order by Mr. Chaney at 5:40 p.m. Carol Napier led the Pledge of Allegiance and Robbie Osborne led those present in prayer.

Item #: 07-04-II ADOPT AGENDA

Mr. Thacker requested the following Consent item be added to the agenda: Item #: 07-04-V-26 Approve entering into a lease agreement with the Pike County Fiscal Court for the construction of a Community Center at the Kimper Elementary School. **Upon the recommendation by the Superintendent, Mr. Osborne made the motion, seconded by Mr. Chaney, that the board approve entering into a lease agreement with the Pike County Fiscal Court for the construction of a Community Center at Kimper Elementary School. The vote was unanimously affirmative.** Mr. Osborne requested the following items be moved from Consent to Discussion for clarification purposes: 07-04-V-03, 07-04-V-05, 07-04-V-06, 07-04-V-11 and 07-04-V-16. **Upon the recommendation by the Superintendent, Mr. Thacker made the motion, seconded by Mr. Osborne, that the board approve the agenda with the aforementioned changes and addition. The motion was unanimously affirmative.**

Item #: 07-04-III COMMUNICATIONS

Mr. Wagner stated the reason Mr. Varney and Mr. McGuire were not present was due to their respective job obligations. Mr. Osborne, Mr. Thacker and Mr.

Chaney welcomed the basketball team members that would be recognized later in the meeting. Mr. Wagner and Mr. Thacker discussed the site preparation of the new elementary school. Mr. Wagner also stated the district's intent for the current Mullins Elementary School would be to use it as an alternative school upon the completion of the new school.

Mr. Wagner and Mr. Chaney presented a high school diploma to veteran, Mr. James McKinney. Mr. McKinney introduced his family members that were present and stated it had been the longest walk he had ever taken in receiving his diploma. Mr. McKinney explained he had started back to school several times, but had had to stop due to illnesses and deaths in his family and he was so glad to have finally received his high school diploma.

Mr. Walter Coleman, Pike County Retired Teachers Association, presented a plaque and a twenty-five dollar check to Bethany Wood, Robinson Creek Elementary School student, who was the *AARP Grandparent of the Year Essay Contest* winner. Bethany read her essay about her grandmother. Mr. Osborne stated he had attended the Kentucky Retired Teachers Conference today in Louisville and the AARP essay contest was part of the agenda.

Mr. Wagner and Mr. Thacker presented certificates to and introduced the members and coaches of the Pike County Central High School girls' basketball team who were the 15th Regional High School Girls' Basketball champions.

Mr. Wagner and Mr. Osborne presented certificates to and introduced the members and coaches of the Shelby Valley High School boys' basketball team who were the 15th Regional High School Boys' Basketball champions.

Parent representatives asked about some of the schools, playgrounds and athletic fields that had been flooded. Mr. Casey stated he would meet with the coaches and that the athletic fields issue would be addressed. Mr. Wagner thanked the Johns Creek Fire Department for their assistance in cleaning up the mud at Johns Creek School and he also discussed what else was being addressed regarding the schools that had been affected by the flooding.

Mr. Thacker recognized the Johns Creek Speech & Drama Team for their participation in the state competition. Mr. Wagner recognized the Pike County Central Band for their "Distinguished" rating.

Item #: 07-04-IV INSTRUCTIONAL DIALOGUE

There was no instructional dialogue.

Item #: 07-04-V ACTION BY CONSENT

Upon the recommendation by the Superintendent, Mr. Osborne made the

motion, seconded by Mr. Thacker, that the board approve the following Action by Consent items, 07-04-V-01 through 07-04-V-26, with the exception of items 07-04-V-03, 07-04-V-05, 07-04-V-6, 07-04-V-11 and 07-04-V-16 which were moved to Discussion:

1. Approve the minutes of the March 20, 2007 regular meeting of the Pike County Board of Education.
2. Approve acknowledging receipt of the Superintendent's Report of Personnel Actions.
3. Approve a Memorandum of Agreement (MOA) between the Kentucky Department of Education and the Pike County School District for the services of Andy Dotson for the 2007-2008 school year. **(Moved to 07-04-VI-02)**
4. Approve the following leave of absence: Rifa Causey, Shelby Valley High School Instructional Assistant II, extended medical leave, effective May 25, 2007 through June 30, 2007/
5. Approve the emergency substitute certifications for the 2006-2007 school year. **(Moved to 07-04-VI-03)**
6. Approve the Pike County Schools Allocation Formula for Staffing for the 2007-2008 school year. **(Moved to 07-04-VI-04)**
7. Approve the second reading of a Tobacco-Free Policy for certified staff, classified staff, visitors/volunteers and students.
8. Approve the following high school graduation dates: Belfry, June 4th; East Ridge, June 2nd; Phelps, June 9th; Pike County Central, June 4th; and Shelby Valley, June 7th.
9. Approve the Transportation Department advertising for parts, fuel, uniforms, etc.
10. Approve the Transportation Department advertising for a drug & alcohol testing company.
11. Approve moving the contents of a Head Start classroom from Robinson Creek Elementary School to George F. Johnson Elementary School. **(Moved to 07-04-VI-05)**
12. Approve the acquisition of property adjacent to Phelps High School for purposes of a girls' softball field in order to be in compliance of Title IX requirements and also, authorize Board Counsel to initiate condemnation proceeding, if necessary.
13. Approve a Pipeline Right-of-Way Agreement with Chesapeake Appalachia, LLC in conjunction with an existing Surface Agreement with Central Appalachia Mining.
14. Approve the Treasurer's Report, Monthly Financial Statement and accepting, depositing and transferring on orders of the Treasurer all receipts to the appropriate accounts. **(Moved to 05-09-VI-05)**
15. Approve payment of bills, which include the following: General Fund, Capital Outlay, Fund Two, Construction Fund, Building Fund, Technology Fund and School Food Service.
16. Approve payment of salaries which include the following: General

- Fund, Fund Two and School Food Service. (Moved to 07-04-VI-06)
17. Approve out-of-state travel.
 18. Approve contracts.
 19. Approve tax refunds.
 20. Approve acknowledging current investments.
 21. Approve school-wide fundraisers.
 22. Approve declaring surplus, and disposing of, the attached list of items.
 23. Approve acknowledging receipt of monthly school balances.
 24. Approve acknowledging receipt of donations to schools.
 25. Approve grant applications.
 26. Approve entering into a lease agreement with the Pike County Fiscal Court for the construction of a Community Center at the Kimper Elementary School. (This center will house a recreational facility for use by the children of the Kimper School, as well as community citizens.) (Addition)

The vote was unanimously affirmative.

Item #: 07-04-VI LEARNING SUPPORT ACTION WITH DISCUSSION

Item #: 07-04-VI-01 Approve the 2007-2008 Salary Schedules. Ms. Ratliff discussed House Bill 305, the minimum wage, substitute salaries and other wages. Upon the recommendation by the Superintendent, Mr. Thacker made the motion, seconded by Osborne, that the board approve the 2007-2008 Salary Schedules. The vote was unanimously affirmative.

Item #: 07-04-VI-02 Approve a Memorandum of Agreement (MOA) between the Kentucky Department of Education and the Pike County School District for the services of Andy Dotson for the 2007-2008 school year. Ms. Ratliff explained that Mr. Dotson works under the State Department of Education's direction and also, his full salary, benefits and the administrative fee were paid by the state. Upon the recommendation by the Superintendent, Mr. Osborne made the motion, seconded by Mr. Thacker, that the board approve a Memorandum of Agreement (MOA) between the Kentucky Department of Education and the Pike County School District for the services of Andy Dotson for the 2007-2008 school year. The vote was unanimously affirmative.

Item #: 07-04-VI-03 Approve the emergency substitute certifications for the 2006-2007 school year. Mr. Kilgore explained the certification and qualifications for substitute teachers. Mr. Kilgore also explained the necessity of having a board order number to place on the form that is kept at the Central Office. Upon the recommendation by the Superintendent, Mr. Osborne made the motion, seconded by Mr. Thacker, that the board approve the emergency substitute certifications for the 2006-2007 school year. The vote was unanimously affirmative.

Item #: 07-03-VI-04 Approve the Pike County Schools Allocation Formula for

Staffing for the 2007-2008 school year. Mr. Osborne asked about the numbers that were used for this formula. Mr. Kilgore explained that by law, the board is required to approve the allocation formula each year. Mr. Kilgore also stated that this was the same allocation that had been used for quite a few years. Upon the recommendation by the Superintendent, Mr. Thacker made the motion, seconded by Mr. Osborne, that the board approve the Pike County Schools Allocation Formula for Staffing for the 2007-2008 school year. The vote was unanimously affirmative.

Item #: 07-04-VI-05 Approve moving the contents of a Head Start classroom at Robinson Creek Elementary School to George F. Johnson Elementary School. Ms. Kinder stated this had been discussed with the principals at both schools and that no buildings were being moved. Ms. Kinder also stated the classroom at George F. Johnson was much larger than the one at Robinson Creek. Upon the recommendation by the Superintendent, Mr. Thacker made the motion, seconded by Mr. Osborne, that the board approve moving the contents of a Head Start classroom at Robinson Creek Elementary to George F. Johnson Elementary School. The vote was unanimously affirmative.

Item #: 07-04-VI-06 Approve payment of salaries which include the following: General Fund, Fund Two and School Food Service. Ms. Ratliff explained the issuance of summer checks, the twelve month and the one hundred and eighty five day employees, the guidelines of the budget, special revenues, grant monies, and the line by line items. Upon the recommendation by the Superintendent, Mr. Osborne made the motion, seconded by Mr. Thacker, that the board approve payment of salaries which include the following: General Fund, Fund Two and School Food Service. The vote was unanimously affirmative.

Item #: 07-04-VII **DISCUSSION WITHOUT ACTION**

There were no items to discuss.

Item #: 07-04-VIII **ADJOURN**

Upon the recommendation by the Superintendent, Mr. Thacker made the motion, seconded by Mr. Osborne, that the board adjourn the regularly scheduled meeting of the Pike County Board of Education. The vote was unanimously affirmative and the board meeting was adjourned at 6:45 p.m.

SECRETARY

CHAIRMAN

COMMONWEALTH OF KENTUCKY
PIKE CIRCUIT COURT
DIVISION NO. 1

FILED

MAY 25 2007

⁰⁷
CIVIL ACTION NO. ~~06-CI-~~ 0691

DEPARTMENT OF REVENUE
PIKE COUNTY CLERK
OF PIKE COUNTY, KY

BOARD OF EDUCATION OF PIKE COUNTY
A CORPORATE ENTITY OF THE COMMONWEALTH
OF KENTUCKY

PLAINTIFF

v.

GARY PRATER and
DEBRA PRATER

DEFENDANTS

Serve: 11724 Highway 632
Phelps, Kentucky 41553

VERIFIED PETITION

Comes the Plaintiff, Board of Education of Pike County, a Corporate entity of the Commonwealth of Kentucky, by and through counsel, and for its Petition states as follows:

1. The Plaintiff, Board of Education of Pike County, a corporate entity of the Commonwealth of Kentucky ("Pike County Board of Education"), is a body corporate and politic of the Commonwealth of Kentucky, with its principal offices located at 208 South Mayo Trail, Pikeville, Pike County, Kentucky, and is empowered by KRS 162.030, to condemn real property for school purposes, under the direction of KRS 416.550 through KRS 416.070.

2. That the Plaintiff, Pike County Board of Education, has at its meeting held on April 17, 2007, approved the construction of a girls' softball field at Phelps High School, as evidenced by the Minutes of said meeting on file in the offices of the Pike County Board of Education.

3. That the Defendants named herein are owners of, or hold a possessory interest in, the real property sought to be condemned in this action, said property lying and being within the

SMITH &
THOMPSON, PLLC
Pikeville, KY

limits of the proposed Phelps High School Softball Field Project, and as more particularly described below.

4. The condemnation of the subject property described hereinbelow, is in the public interest, and is necessary for the construction and maintenance of, and for the ingress and egress to and from, and for any other purpose incidental to or in connection with, the proposed Phelps High School Softball Field Project, all of which are proper school purposes, and as such constitute legitimate bases for the exercise of the Plaintiff's right to condemn real property, pursuant to KRS 162.030.

5. The Plaintiff has passed resolutions authorizing the previous attempts to negotiate and purchase the subject property; authorizing the condemnation of said property in the event said property cannot be acquired by negotiation and purchase; and authorizing the condemnation of said property on and for its behalf.

6. The condemnation of the subject property described herein is in the public interest and is necessary for the construction and maintenance of, and for the ingress and egress to and from, the proposed Phelps High School Softball Field Project, all of which are proper school purposes and, as such, constitute legitimate bases for the exercise of the Plaintiff's right to condemn real property pursuant to KRS 162.030.

7. The real property sought to be condemned in this action is situated in Pike County, Kentucky, and is more particularly described in Exhibit "A", attached hereto.

8. That the above description was prepared from the final plans for the proposed project, designated as the Phelps High School Softball Field Project.

9. That the subject property of the Defendants is, by its use and occupancy, well suited as a site for the Phelps High School Softball Field Project.

10. The Plaintiff further states that it seeks to condemn hereby the fee simple title to the surface and/or coal and mineral rights to the subject property, as specifically set forth in

Paragraph 6, above, or otherwise as may be necessary and proper for the purposes herein set forth.

WHEREFORE, the Plaintiff, Pike County Board of Education, by and through its counsel, respectfully prays for the following:

1. For an Interlocutory Order and Judgment confirming therein the right of the Plaintiff to condemn the surface and mineral thereunder, adjudging therein the Plaintiff's right to take possession of the subject property upon the payment of all costs and compensation as provided by law; directing the Master Commission to execute said Deed of Conveyance for the aforementioned surface and mineral herein sought to be condemned upon the payment of the purchase price as agreed upon between the parties, to the Plaintiffs for its use and benefit;

AND

2. For any and all other relief to which the Plaintiff may appear entitled.

Respectfully Submitted,


NEAL SMITH
Smith, Thompson & Carter, PLLC
140 Scott Avenue
P.O. Box 1079
Pikeville, Kentucky 41502

Attorney for the Petitioner

STATE OF KENTUCKY

COUNTY OF PIKE

The Affiant, J. C. Chaney, states that he is the Chairman of the Board of Education of Pike County, and that he has read the allegations contained in the foregoing Petition, and that same are true as he verily believes.

This the 11th day of May, 2007.

J. C. Chaney
J. C. CHANEY

Subscribed and sworn to before me by J. C. CHANEY, this the 11th day of May, 2007.

My Commission expires:

12-1-09

Diana Cook
NOTARY PUBLIC

SCHOOL NAME

2007-2008
TITLE IX

KHSAA
Form TSD
Rev. 12/07

Phelps High School

CORRECTIVE ACTION PLAN

DIRECTIONS:

1. For Column 1, indicate the intended area (Opportunities or Benefits), which needs corrective action in order to achieve gender equity. For Column 2, write the suggested change or activities that will correct the area in need of alteration. For Column 3, include the estimated completion date for the change or activities.
2. It is possible to attain compliance with Title IX and no longer need "corrective" action. However, the KHSAA strongly encourages compliant schools to identify items for improvement (Column 1), activities to accomplish the improvement (Column 2) and a timetable for completion (Column 3) that will strengthen the athletic program.
3. You may copy this form as needed. Please attach corrective action plans along with audit forms and submit by April 15, 2008.

COLUMN 1 ITEM FOR CORRECTION/ IMPROVEMENT	COLUMN 2 SUGGESTED CHANGE/ ACTIVITIES	COLUMN 3 TIME TABLE FOR CORRECTIVE ACTION/ AND OR COMPLETION DATE
Baseball and Softball Field	Purchase the Land	Board has approved purchase of property. \$205,000 has been put in escrow with Pike County Fiscal Court. Awaiting approval from property owners.
Baseball and Softball Locker room	Use the football locker room for baseball and let the softball have own locker room.	Completed 3-1-08
Travel and per diem	Have a written policy.	Completed 3-17-08
Enclose the Weight room to separate football locker room from weight room.	Put up doors between the two rooms.	April 15
Weight equipment for females not equal to males.	Buy lighter bars and dumbbells. 1,2,3,8, 12 lb. Dumbbells for females.	Purchased weight on 3-13-08
Weight room schedule	Post weight room schedule in the weight room.	Completed 3-1-08
Spending on boys has been much larger than spending on girls	The finances will be monitored closer by the financial secretary, principal, and AD.	Ongoing

Principal's Signature:

Mike Flannery

Date:

12-4-08

Title IX and Coaches Meeting

Aug. 4, 2008

- Physicals
- Drug Forms
- Bus Forms
- Eligibility lists and participation lists
- Schedules
- Gym practice schedules
- Coaches Cards (Paid and unpaid positions)
- Rules Clinic, Medical Symposium, and CPR
- Monday is weekly grade check day
- Roster and pictures on the web
- Policies for riding the bus to and from games
- Budgets
- Deficit in the spending between boys and girls
 - Been a problem for 4 years
 - The principal, athletic director, and financial secretary will monitor it more closely.
 - Submit an estimated budget
 - Adjust budget if deficit is likely to happen
 - General sports account will be used to address spending deficit between girls and boys
- Softball field construction
- Written Travel per diem
- Taking care of the reconditioned gym floor

Softball Field Situation

- **The land and house has been purchased**
- **The house has been torn down**
- **Some trees have been cut**
- **More trees need to be cut down**
- **The board of education has contacted the power company about moving the power poles from the center of the field**
- **There are blue prints available**
- **We can take pictures of the area if needed**