



School Board Services

Carolyn T. Rye, Chair
District 5 - Lynnhaven

Kimberly A. Melnyk, Vice Chair
District 7 – Princess Anne

Beverly M. Anderson
At-Large

Sharon R. Felton
District 6 – Beach

Jennifer S. Franklin
District 2 – Kempsville

Dorothy M. Holtz
At-Large

Laura K. Hughes
At-Large

Victoria C. Manning
At-Large

Jessica L. Owens
District 3 – Rose Hall

Trenace B. Riggs
District 1 – Centerville

Carolyn D. Weems
District 4 - Bayside

Aaron C. Spence, Ed.D., Superintendent

School Board Regular Meeting MINUTES
Tuesday, November 22, 2022

School Administration Building #6, Municipal Center
2512 George Mason Drive
P.O. Box 6038
Virginia Beach, VA 23456
(757) 263-1000

- 1. Administrative, Informal, and Workshop:** Vice Chair Melnyk, standing in for Chair Rye, convened the Administrative, Informal, and Workshop session at 4:01 p.m. on the 22nd day of November 2022 and announced members of the public will be able to observe the School Board meeting through live streaming on vbschools.com, broadcast on VBTV Channel 47 and on Zoom.

In addition to Superintendent Spence, the following School Board members were present in the School Board chamber: Vice Chair Melnyk, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens (arrived at 4:08 p.m.), Ms. Riggs, and Ms. Weems.

The following School Board members attended via Zoom: Ms. Anderson (personal/out of town) and Ms. Franklin (illness/home). Chair Rye was not in attendance due to being out of town.

- A. School Board Administrative Matters and Reports: There were no administrative matters or reports discussed at the Administrative, Informal, and Workshop session.
- B. School Board Legislative Agenda for 2023 General Assembly Session: School Board member, Ms. Felton, Legislative Committee Chair provided a brief overview and introduced Mr. Joel Andrus; Mr. Andrus provided an overview of the issues that are of interest and/or concern: budget and funding – remove inflation cap for next re-benchmarking process, teacher salary increase and retention, support cap, increase behavior and mental health staff available to students to aid in early identification and support of students exhibiting mental health needs, delivering quality special education services, dedicated state funding for capital improvements; other legislative issues – school bus driver shortage eliminate or fund currently unfunded mandates, continued reform of assessment system, laboratory schools and innovative learning environments.
- The presentation continued with questions and comments regarding employee mandatory training, number of training modules; bus drivers and CDL; bus drivers leaving; unfunded mandates; submitting suggestions to the VSBA; employee shortages; school safety; and budget.
- C. First Quarter Update (Fall): The School Board received an update on fall academic performance of students based on beginning of the year assessments; Kipp Rogers, Ph.D., Chief Academic Officer provided a brief introduction and recap – how are we doing, data to respond to student needs, teacher focus on needs of students; reviewed learning framework model; reviewed information from September 13 meeting regarding K-12 response: further provide professional learning, enhance curriculum, observational feedback and alignment to instructional practices; literacy and PALS assessment; since 2020 all K-3 students screened; reviewed data figures - students meeting fall 2022 PALS benchmark: Grade K: 84% VBCPS compared to 77% Virginia, Grade 1: 81% VBCPS compared to 73% Virginia, Grade 2: 74% VBCPS compared to 62% Virginia, Grade 3: 72% VBCPS compared to 49% Virginia; reviewed Reading Inventory – a formative reading assessment, used in grades 2-9 that measures comprehension on the Lexile Framework for Reading; reviewed percentages of students already meeting end-of-year proficiency – fall 2022 Reading Inventory. Elementary Mathematics – Virginia Kindergarten Readiness Program (VKRP), reviewed percentage of students meeting fall benchmark: 2022 VKRP: 85%; elementary math formative assessments: first and second grade students'

skills has increased this year, students in grades 3-5 taking VDOE growth assessments will focus on content from the current grade level.

Secondary Language Arts formative assessments: students in grades 6-8 taking VDOE growth assessments will focus on content from the current grade, high school implemented reading formative pre-assessment, students in grades 6-12 taking No Red Ink writing formative pre-assessment; writing resource to help build better writers and critical thinking; secondary math formative assessments: students in grade 6-8 taking VDOE growth assessments that focus on content from the current grade level, middle school students taking Unit 1 formative assessments, high school students taking pre-assessments in SOL-tested subject areas; Virtual Virginia update – reviewed enrollment; projected Semester 2 enrollment – ES: 135, MS: 137, HS: 138, total: 409; student progress – pass rate: ES: 98.7% , MS: 92.5%, HS: 86.1%; shared examples of support: Tier I instruction focus, Comprehensive Assessment Plan, ASAP Tutoring – comprehensive tutoring program; mentioned interdepartmental collaboration.

The presentation continued with questions and comments regarding screening of K-3 students; end-of-year Reading Inventory data; PALS benchmark data for grade 3; growth assessments from the state; pass rates for students in Virtual Virginia, grades or Pass/Fall.

- D. Employee Compensation – Recruitment and Retention Incentive: Crystal Pate, Chief Financial Officer provided the School Board information regarding using ESSER funds to provide recruitment/retention incentives; Option 1: \$1,000 recruitment/retention incentive for all FTE teachers (approximately \$5.6 million), Option 2: \$1,000 recruitment/retention incentive for all FTE employees (approximately \$11.6 million); the presentation continued with questions and comments regarding Option 2; have incentive take place in January; with Option 1 use of remaining ESSER funds; no recommendation but can discuss; agreement with Option 2 for January; ESSER fund balance; funds for students and learning loss; Ms. Manning suggested \$1,000 for teachers and \$500 for other employees; purchasing items for learning loss; tutoring, additional coaching, instructional support around learning loss; tutoring program; clarification of instructional staff; agreement with putting funds towards students; Option 2 – to show respect for teachers and staff; need to support teachers – preference for Option 2; all employees are resources to students; how to best serve students; issues/challenges with recruitment/retention (legislative agenda); suggestion to bring back topic at next meeting, can place on Action agenda.

- 2. **Closed Session:** None during the Administrative, Informal, and Workshop session. See agenda item #17.
- 3. **School Board Recess:** Vice Chair Melnyk adjourned the Administrative, Informal, and Workshop Session at 5:26 p.m.
- 4. **Formal Meeting (School Board Chambers) 6:00 p.m.**
- 5. **Call to Order and Roll Call:** Vice Chair Melnyk, standing in for Chair Rye, convened the meeting of the School Board in the School Board chamber at 6:00 p.m. on the 22nd day of November and welcomed members of the public both in person and online.

In addition to Superintendent Spence, the following School Board members were present in the School Board chamber: Vice Chair Melnyk, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems.

The following School Board members attended via Zoom: Ms. Anderson (personal/out of town) and Ms. Franklin (illness/home – logged on at 6:16 p.m.) Chair Rye was not in attendance due to being out of town.

- 6. **Moment of Silence followed by the Pledge of Allegiance**
- 7. **Student, Employee and Public Awards and Recognition**
 - A. Cox High School – State Champion – Golf: The School Board recognized Josh Haggerty, a junior at Cox High School who won a state championship in golf.
 - B. Tallwood High School – Virginia Art Education Association Teacher of the Year: The School Board recognized Susan Schutte, Tallwood High School teacher who was named as the Virginia Art Education Association Secondary Art Teacher of the Year.
 - C. Virginia Art Education Association – Retired Teacher of the Year: The School Board recognized Shelia Escajeda, a former Christopher Farms Elementary School teacher who was recently named as the Virginia Art Education Association Retired Teacher of the Year.
 - D. Virginia Art Education Association – Distinguished Service Within the Profession Award: The School Board recognized Christopher Buhner, Art Coordinator, Office of K-12 and Gifted Programs who has been selected for the state’s 2022 VAEA Distinguished Service Within the Profession Award.

- 8. Adoption of the Agenda:** Vice Chair Melnyk called for any modifications to the agenda as presented. Hearing none. Vice Chair Melnyk called for a motion to approve the agenda as presented. Ms. Manning made the motion, seconded by Ms. Holtz. Without discussion, Vice Chair Melnyk called for a vote. The School Board Clerk announced there were nine (9) ayes in favor of the motion: Vice Chair Melnyk, Ms. Anderson, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 9-0-0.
- 9. Superintendent's Report:** Superintendent Spence shared the following information: 1) More than 200 parents and students attended the first-ever "Deaf Night at School" at Corporate Landing Middle School last month. The event raised awareness about Deaf and Hard of Hearing resources and encouraged students to consider careers in related fields; 2) The HUNCH program — which stands for High School Students United with NASA to Create Hardware — challenges students to solve real-client needs. NASA recently selected Landstown High School to be one of a limited number of schools participating in this program; 3) The Office of Family & Community Engagement (FACE) hosted the "Restock-n-Roll" drive-through school supply giveaway November 16, more than 300 families received support. In addition to receiving school supplies, fresh produce and nonperishable food, families stocked up on warm weather clothing from our My Friend's Closet outreach, Verizon was there to help those who qualify for free Wi-Fi access, we also provided information about our Family Voice Groups; 4) The Army Corps of Engineers recently posted on its social media about our students' ongoing restoration work at Thalia Creek, a video was shared; and 5) Students in our Environmental Studies program designed a renewable energy power station that lights a display outside the Virginia Beach Surf & Rescue Museum on 24th street and the Boardwalk.
- 10. Approval of Meeting Minutes**
- A. November 9, 2022 Regular School Board Meeting: Vice Chair Melnyk called for any modifications to the November 9, 2022 regular School Board meeting minutes as presented. Hearing none, Vice Chair Melnyk called for a motion to approve the November 22, 2022 meeting minutes as presented. Ms. Hughes made the motion, seconded by Ms. Holtz. Without discussion, Vice Chair Melnyk called for a vote. The School Board Clerk announced there were ten (10) ayes in favor of the motion: Vice Chair Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 10-0-0.
- 11. Public Comments (until 8:00 p.m.)**
- Vice Chair Melnyk announced the School Board will hear public comments on matters relevant to PreK-12 public education in Virginia Beach and the business of the School Board and the School Division from citizens and delegations who signed up with the School Board Clerk prior to the meeting. Vice Chair Melnyk mentioned information regarding speaker process, decorum and order, and submitting comments via group email. There were twenty-three (23) in person speakers (including sixteen (16) student speakers) and one (1) online speaker; topics discussed were VDOE Model Policy; transgender policy; Human Rights Act; First Amendment Rights; mental health of students; use of preferred student name; teacher topics: time for lunch, workload, pay scales; Policy 6-11; VBCPS Core Values; Strategic Plan; parental rights; teacher compensation; and test scores.
- The Public Comments ended at 7:20 p.m.
- 12. Information**
- A. Interim Financial Statements – October 2022: Daniel Hopkins, Director of Business Services, presented the following financial information to the School Board: as of October 31, overall revenue trend remains acceptable at this point in the fiscal year; September 30 enrollment came in higher than the projected ADM; federal revenues are showing an acceptable trend as of the end of October; received Impact Aid payments of approximately \$5 million; other sources of revenue through the month are acceptable at this point in the fiscal year; sales tax receipts are at an acceptable level; approximately \$6.5 million higher than the same time last year; expenditures and encumbrances trend continues to remain acceptable at this point in the fiscal year; there was a brief discussion regarding the wording on a budget transfer.
- B. Achieve3000: Comprehensive Evaluation: Allison Bock, Ph.D., Program Evaluation Specialist, Office of Planning, Innovation, and Accountability provided the School Board the Achieve3000: Comprehensive Evaluation Report and the administration's recommendations; provided a background of program: online literacy program, expected use at elementary (grades 3-5) and middle school (grades 6-8), five-step lesson routine: Ready, Read, Respond, Reflect, Write; evaluation process and method: comprehensive evaluation, data collection; surveys – classroom teachers (41% response rate), administrators (54% response rate), students (66% response rate), and parents (14% response rate);

Achieve3000 usage - percentage of students who completed 40+ activities: ES 63%, MS 30%, HS 9%; Achieve3000 activity performance – percentage of students with 75% or higher average: ES 35%, MS 47%, HS 60%; students are applying themselves, students are appropriately matched to content reading level.

Additional features - teacher resources: assist with selecting lessons, preparing and teaching lessons; at least 87% of teachers who used these resources indicated they were very or somewhat useful; data center: access to reports about usage and performance; 95%-98% of teachers indicated the data center was very or somewhat useful, at least 88% of teachers agreed that student data in Achieve3000 helps keep them informed about their students' reading progress; home edition: access reports, resources to supplement instruction – parents did not use this feature during the 2021-2022 school year; parents open-ended comments: providing access, providing more information about program; professional learning: at least 86% of teachers indicated the PL received provided them with the necessary knowledge to use Achieve3000 with students; Achieve3000 representatives provide support at individual schools as needed.

Student outcome goal: students who use Achieve3000 will improve reading skills; examined fall and spring Reading Inventory performance; 89 to 96 percent of students exceeding grade level benchmarks in the fall showed larger growth in the spring than expected; activity performance – students who completed more activities and had better performance on the activities were more likely to show growth; reading on grade level – ES: the increase in the percentage of students reading on grade level was 9 percentage points larger for those engaged with Achieve3000 than for students who were not; meeting student needs by group – the highest percentage of teachers at each school level, from 91 to 95 percent, agreed that the program met the needs of their on-grade level readers; Satisfaction data showed that at least 80 percent of teachers, administrators, and parents indicated they were satisfied with the Achieve3000 program; 78 percent of elementary students reporting they were satisfied with the program and from 65 to 69 percent of secondary students reporting they were satisfied; reviewed the cost of Achieve3000 literacy licenses for all school sites: total cost approximately \$1.4 million.

Reviewed the following recommendations:

Recommendation #1: Continue Achieve3000 with modifications noted in recommendations 2 through 5.

Recommendation #2: Reexamine the purpose of Achieve3000 at the high school level given the limited usage.

Recommendation #3: Encourage teachers to ensure student usage recommendations are being met and to monitor student Achieve3000 activity performance to ensure performance recommendations are being met.

Recommendation #4: Investigate whether there are Achieve3000 product features that could better meet the needs of below-grade level readers.

Recommendation #5: Provide parents with additional information about Achieve3000 and investigate providing parents access to the Achieve3000 Home Edition.

Dr. Rogers shared the following administration's recommendations and response: administration concurs with recommendations from program evaluation, continue use through the 2022-2023 school year, the Department of Teaching and Learning plans to research additional resources that may better meet the needs of all learners during Tier I instruction.

- C. **Recovery School Update:** Robert Jamison, Executive Director, Student Support Services provided the School Board information on the planning of a Recovery School; overview of previous presentations; reviewed purpose of a recovery school; mentioned in addition to providing traditional educational services, recovery schools often include: focusing on relapse prevention, encouraging healthy choices and the use of a wide range of social services, teaching problem solving and social emotional skills, providing a sober peer group; noted in Policy 3-74, the School Board must vote on and approve the name of any building or facility operated by VBCPS; proposed name for the recovery school, The Tides Preparatory Academy (unofficial); reviewed the next steps from the July presentation: secure a program location, finalize and submit grant applications, seek funding from the General Assembly, provide a progress update to the School Board, finalize purpose and description of the program following policy, Regulation 6-24.2; college partnership laboratory schools – purpose to stimulate the development of innovative education programs; an enactment clause amended the definition of a lab school to include public institutions of higher education; VBCPS and ODU (Old Dominion University) partnership (Darden School of Education and Counseling and Human Services Department); components of the partnership: VBCPS and ODU will provide the curriculum and educational support, ODU will provide hands-on experience for ODU students, opportunity for Academy graduates to complete ODU's Addiction Prevention and Treatment Certificate Program, VBCPS will be primarily responsible for operating the Tides Preparatory Academy, ODU will provide clinical assistance and their expertise in clinical and human services, ODU and VBCPS will enter into an MOU to ensure long term sustainability; mutually supportive partnerships with organizations (Life Change Institute, Meridian Psychotherapy, Caitlyn's Halo, CHKD), will be involved in the planning, development and implementation; reviewed next steps: receive approval for the planning grant, continue collaborative efforts with

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ODU, hire academy coordinator and school counselor, secure location for Tides Preparatory Academy, submit start up grant application; reviewed considerations for the School Board: approves the partnership and planning grant with Old Dominion University (ODU), approves the proposed name of the recovery school, The Tides Preparatory Academy, approves the use of local funds to open the Tides Preparatory Academy in August 2023 should VBCPS and ODU not receive grant approval.

The presentation continued with questions and comments regarding the Opioid epidemic; enrollment numbers (cap 15-25); unofficial name; funding for program; location of academy; need for recovery school; choice for parents; staffing; legalities; what other school divisions are doing; financial responsibility (need to apply for grants every year); staff members needed for program; recovery school still in early planning stages.

- D. Policy Review Committee (PRC) Recommendations: Recommendation that the School Board approve Policy Review Committee (PRC) recommendations regarding review, amendment, and repeal of certain bylaws and policies as reviewed by the PRC at its November 10, 2022, meeting. School Board Attorney, Kamala Lannetti presented the following information:
1. Policy 6-11/Instructional Materials with Sexually Explicit Content: The PRC recommends that the School Board adopt a new Policy 6-11 to comply with new state legislation. There was a brief discussion regarding Ms. Manning's suggestion to the PRC committee; notification process; parent form; adding Ms. Manning's suggestions to the next PRC meeting.
 2. Bylaw 1-25/Public Complaints and Procedures: The PRC recommends grammatical amendments.
 3. Bylaw 1-26/School Visitations: The PRC recommends grammatical amendments.
 4. Bylaw 1-27/Service of Process: The PRC recommends amendments to reflect the change in the School Board Attorney name.
 5. Bylaw 1-28/ Committees, Organizations and Boards – School Board Member Assignments: The PRC recommends grammatical amendments and amendments to address department changes.
 6. Bylaw 1-29/ School Board/Staff Communications/Staff Reports to School Board: The PRC does not recommend any amendments.
 7. Bylaw 1-30/Adoption, Amendment, Repeal or Suspension/Bylaws: The PRC does not recommend any amendments.
 8. Bylaw 1-31/Policy Formation: The PRC recommends scrivener's amendments.
 9. Bylaw 1-32/ Adoption, Amendment, Repeal or Suspension/Policies: The PRC recommends amendments to reorganize the Bylaw paragraphs. There was a brief discussion regarding the adding of a line where the policy came from; grammar change of the word "legal sufficient" to "legally" sufficient; move the policy forward to action.
 10. Bylaw 1-33/Formulation and Approval/Revision/Regulations: The PRC recommends a grammatical amendment.
 11. Bylaw 1-35/Annual Budget and Financial Decision Making/Notice Timeline for Annual Budget: The PRC recommends a grammatical amendment. There was a brief comment and clarification regarding change.
 12. Bylaw 1-36/Open Meetings/Closed Meetings: The PRC recommends grammatical amendments.
 13. Bylaw 1-38/ Regular Meetings, Time and Place, Order of Business, Recessed Meetings, and Work Session/Public Hearing, and Retreats and Abridged Meeting: The PRC recommends grammatical amendments.
 14. Bylaw 1-39/Agenda Preparation and Notice: The PRC does not recommend any amendments.
 15. Bylaw 1-40/Parliamentary Authority, Special Rules of Order, and Standing Rules: The PRC recommends grammatical amendments.
 16. Bylaw 1-41/Quorum/Call to Order/Action: The PRC recommends grammatical amendments.
 17. Bylaw 1-46/ Special Meetings: The PRC recommends formatting and grammatical amendments.
 18. Bylaw 1-47/ Public Comments at School Board Meetings: The PRC recommends does not recommend any amendments.
 19. Bylaw 1-48/Decorum and order-School Board Meetings: The PRC recommends amending the School Board Group email address. There was a brief comment and clarification regarding the School Board email address.
 20. Appendix A: The PRC recommends scrivener's amendments.
 21. Appendix B: The PRC does not recommend any amendments.

13. Return to public comments if needed: As noted under Agenda item #11, Public Comments ended at 7:20 p.m.

14. Consent Agenda: Vice Chair Melnyk read the following item below and asked for the resolution to be read.

- A. Resolution: Human Rights Month: Recommendation that the School Board approve a resolution recognizing December as Human Rights Month. Ms. Owens read the following resolution:

**Resolution
Human Rights Month
December 2022**

WHEREAS, Human Rights Day is observed every year on December 10, which is the day the United Nations General Assembly adopted the Universal Declaration of Human Rights in 1948; and

WHEREAS, in 2022, Human Rights Day is focusing on how rights are the beginning of peace within societies, and a way to create a fairer society for future generations and

WHEREAS, Human Rights Month is a time to come together and remember that human rights are universal rights, and that everyone should be treated with respect and be free from discrimination; and

WHEREAS, human rights are at the core of the division's strategic framework, core values, teaching and learning framework and educational equity policy, as in the absence of human dignity we cannot hope to accomplish our mission to 'empower every student to become a life-long learner who is a responsible, productive and engaged citizen within the global community'; and

WHEREAS, the School Board of the City of Virginia Beach are positive advocates for the human rights of every member of our school division.

NOW, THEREFORE, BE IT

RESOLVED: That the School Board of the City of Virginia Beach officially recognizes the month of December 2022 as Human Rights Month; and be it

FURTHER RESOLVED: That the School Board of the City of Virginia Beach encourage participation and solidarity in the various school and local activities during Human Rights Month; and be it

FURTHER RESOLVED: That a copy of this resolution be spread across the official minutes of this Board.

Adopted by the School Board of the City of Virginia Beach this 22nd day of November 2022.

After the resolution was read, Vice Chair Melnyk continued to read the items on the Consent Agenda.

B. New Courses:

1. MYP Physics: Recommendation that the School Board approves the proposed MYP Physics course and corresponding standards for implementation for Princess Anne High School students in the 2023-2024 school year.
2. IB DP Sports, Exercise, and Health Science: Recommendation that the School Board approves the proposed International Baccalaureate Programme (DP) Sports, Exercise, and Health Science course for Princess Anne High School students in the 2023-2024 school year.
3. AP Physics C: Electricity and Magnetism: Recommendation that the School Board approves the proposed Advanced Placement (AP) Physics C: Electricity & Magnetism course for implementation in the 2023-2024 school year.
4. Honors World History and Geography: Recommendation that the School Board approves the proposed Honors World History and Geography Part 1 course for all students in the 2023-2024 school year.
5. AP Precalculus: Recommendation that the School Board approves the proposed Advanced Placement (AP) Precalculus course and corresponding standards for implementation in the 2023-2024 school year.
6. Foundations of Police Science: Recommendation that the School Board approves the proposed course, Foundations of Police Science and corresponding course objectives for implementation in the 2023-2024 school year.
7. Renewable Energy Technologies I & II: Recommendation that the School Board approves the proposed courses, Renewable Energy Technologies I & II and corresponding course objectives for implementation in the 2023-2024 school year.

C. Religious Exemption(s): Recommendation that the School Board approve Religious Exemption Case No. RE-22-22.

After reading the Consent Agenda items, Vice Chair Melnyk asked if there were any objections to the School Board voting on the Consent Agenda items in its entirety, Hearing none, Vice Chair Melnyk called for a motion to approve the Consent Agenda items as presented. Ms. Hughes made the motion, seconded by Ms. Holtz. Vice Chair Melnyk called for a vote. The School Board Clerk announced there were ten (10) ayes in favor of the motion: Vice Chair Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 10-0-0.

15. Action

A. Personnel Report / Administrative Appointments: Vice Chair Melnyk called for a motion to approve the November 22, 2022 personnel and administrative appointments. Ms. Anderson made the motion, seconded by Ms. Manning that the School Board approve the appointments and the acceptance of the resignations, retirements, and other employment actions as listed on the November 22, 2022 personnel report along with administrative appointments as recommended by the Superintendent. Without discussion, Vice Chair Melnyk called for a vote. The School Board Clerk announced there were ten (10) ayes in favor of the motion: Vice Chair Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 10-0-0. There were no administrative appointments.

16.

Committee, Organization or Board Reports: Ms. Owens shared the Equity Council met on November 17 – Ms. Weems was also present, continuing work on the first goal of the equity plan; shared an update on research for a student representative for the board – Ms. Franklin also involved with the process, gathered information from VSBA, Citywide SCA, thinking about a model of a committee representation, no framework yet, possible application process including junior and seniors, looking for School Board input, provided a brief overview of next steps; Ms. Weems mentioned the Mental Health Task Force – focus on awareness for adult well-being, share what the task force is doing and what resources are available, Princess Anne HS started the Student Athletes Mental and Emotional Alliance, rapid response with the elementary students, Special Education Advisory Committee met Monday night, discussed the hybrid schedule, equity plan, mentioned the Regional SECEP Teacher of the Year – Ms. Moore, Glenwood Elementary; Ms. Franklin shared the CAC (Community Advisory Committee for Gifted Education) meeting, Kelly Arble, World Languages Coordinator gave a presentation, discussed some of the projects happening (ex. global citizenship, summer language opportunities), Star Talk Summer Academy: Vice Chair Melnyk reminded the public about the School Administration Building move to the Holland Road Annex, the next School Board meeting on December 13 will be held at the Holland Road Annex at 2323 Holland Road – corner of Nimmo Parkway and Holland Road.

17.

Return to Administrative, Informal, Workshop or Closed Session matters: At 8:40 p.m., Ms. Riggs made a motion, seconded by Ms. Hughes that the School Board recess into Closed Session in accordance with the exceptions to open meetings law set forth in Code of Virginia §2.2-3711 to deliberate on the following matters:

7. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

8. Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

Namely to discuss:

A. Pending litigation matters

There were six (6) ayes in favor of the motion to recess into Closed Session: Vice Chair Melnyk, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Riggs, and Ms. Weems. The motion passed, 6-0-0.

Note: Ms. Anderson and Ms. Franklin did not vote nor attended the Closed Session since they were participating via Zoom. School Board members, Ms. Owens and Ms. Felton stepped out of the School Board Chamber when the vote was taken. Ms. Owens and Ms. Felton were present when the Closed Session began.

Individuals present for discussion in the order in which matters were discussed:

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- A. Pending litigation matters: School Board members: Vice Chair Melnyk, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems; Kamala H. Lannetti, School Board Attorney; Superintendent Spence; Cheryl Woodhouse, Chief Human Resources Officer; James Smith, Ed.D., Senior Executive Director, Department of School Leadership; Regina M. Toneatto, Clerk of the Board.

Note: James Smith, Ed.D., left the Closed Session at 8:50 p.m.

The School Board reconvened at 9:01 p.m.

Certification of Closed Session: Ms. Riggs read the Certification of Closed Meeting:

WHEREAS, the School Board of the City of Virginia Beach has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by this School Board that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the School Board of the City of Virginia Beach hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification applies, and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered.

Ms. Manning made the motion, seconded by Ms. Owens. There were eight (8) ayes in favor of the motion for Certification of Closed session: Vice Chair Melnyk, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 8-0-0.

- 18. *Adjournment:*** Vice Chair Melnyk adjourned the meeting at 9:02 p.m.

Respectfully submitted:

Regina M. Toneatto, Clerk of the School Board

Approved:

Kimberly A. Melnyk, School Board Vice Chair