



# VIRGINIA BEACH CITY PUBLIC SCHOOLS CHARTING THE COURSE

## School Board Services

**Carolyn T. Rye, Chair**  
District 5 - Lynnhaven

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

**Beverly M. Anderson**  
At-Large

**Daniel D. Edwards**  
District 2 – Kempsville

**Sharon R. Felton**  
District 6 – Beach

**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**

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## ***School Board Regular Meeting MINUTES***

**Tuesday, December 15, 2020**

School Administration Building #6, Municipal Center  
2512 George Mason Drive  
Virginia Beach, VA 23456

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## **INFORMAL MEETING**

- 1. *Swearing-In Ceremony for Re-Elected and Newly-Elected School Board Members Serving a Four-Year Term Commencing January 1, 2021:*** The School Board gathered in the School Board Chambers at 2:30 p.m. for a swearing-in ceremony. Virginia Beach Circuit Court Chief Deputy Clerk, Ms. Tracey Entwisle, administered the required oath of office individually for re-elected and newly elected School Board members to serve for a term commencing January 1, 2021 through December 31, 2024 as follows:
  - A. Beverly M. Anderson, At-Large since 2013
  - B. Victoria C. Manning, At-Large since 2017
  - C. Jessica L. Owens, District 3 Rose Hall since 2019
  - D. Jennifer S. Franklin, District 2 Kempsville

Note: Trenace B. Riggs, District 1 Centerville since 2017 was not able to attend the swearing-in ceremony due to a health issue. Ms. Riggs will plan to meet with the Virginia Beach Circuit Court Clerk for the administration of the oath of office at a later date.

- 2. *Convene School Board Workshop:*** Chairwoman Rye convened the School Board workshop at 3:01 p.m. on the 15<sup>th</sup> day of December 2020 and announced pursuant to the State of Emergency related to the COVID-19 pandemic, the Governor's Executive Orders, the Virginia Freedom of Information Act as amended by the Virginia General Assembly and the School Board's April 7, 2020 Emergency Resolution, the School Board and selected staff members will meet in person at the School Administration Building however, at this time it is impractical and unsafe to allow other persons to attend the School Board Meeting due to physical distancing and safety precautions related to the pandemic. Members of the public will be able to observe the School Board Meeting through livestreaming on [www.vbschools.com](http://www.vbschools.com), broadcast on VBT Channel 47, and on Zoom.

It is the School Board's protocol to break at 5:30 p.m. to prepare for the Regular School Board Meeting to begin at 6:00 p.m. At 5:30 p.m. the School Board will conclude its Informal Meeting unless the School Board votes to continue the Informal Meeting until 5:45 p.m.

The following School Board members were present in the School Board chambers: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, Ms. Owens, and Ms. Manning. The following School Board members were attending via Zoom: Ms. Riggs (due to family health situation); Ms. Hughes (health matter), and Ms. Weems joined via Zoom at 3:57 p.m. (due to family situation). Ms. Melnyk did not attend the meeting due to a death in the family.

- A. School Board Administrative Matters and Reports

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1. Leadership Interest: Chairwoman Rye expressed interest in continuing as School Board Chair. Chairwoman Rye also shared Ms. Melnyk's interest as Vice Chair.
  2. Schedule of Meetings: Remaining /FY21 Affirmed; FY22 Proposed: Chairwoman Rye briefly discussed the School Board meeting dates from January 2021 to June 2021 and the proposed meeting dates from July 2021 to December 2021. The meeting days will follow the pattern of the second and fourth Tuesday of each month; January 2021 retreat – more information will be shared with the School Board after Governance meeting.
  3. Committee Assignments: SY21 Adjustments: Chairwoman Rye briefly reviewed some of the adjustments to the Committee Assignments for SY21: Access Foundation no longer listed; Green Run Collegiate listed under Outside Committees; updated language to the Deferred Compensation Board; positions that are vacant are noted as TBD; will discuss further at the Organizational meeting in January; please inform the Clerk of the Board of any interests.
  4. Standing Rules: Affirmed or Revised: School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney explained according to the Bylaws, Appendix B is affirmed /revised; if no decision is made, the it will roll over until next year; Appendix B was amended in September 2020.
- B. Forecast of Regular School Board Meeting Agenda Topics FY21, 3<sup>rd</sup> Quarter: January, February, March 2021: Superintendent Spence reviewed the Administration's forecast of agenda topics to be presented on the School Board's regular meeting agenda in the FY21 third quarter – January, February, March 2021; if School Board members have specific questions to let administration know; the quarterly forecast is used to plan agendas and workshop topics based on feedback from meetings and the July 2020 retreat; February meetings will be dedicated to budget; some School Board members addressed the need for a workshop due to the situation with the pandemic.
- C. 2020-21 Plan Updates: Marc A. Bergin, Ed.D., Chief of Staff, provided the School Board with updates on the current health metrics; three members of local advisory panel of physicians were present for Question and Answer session; reviewed percent positivity for the Eastern Region; reviewed 7-day rolling average of new cases; reviewed guidance chart for schools from VDOE (Virginia Department of Education) and VDH (Virginia Department of Health); the presentation continued with discussion with Health Panel; mitigation matters, kids are less susceptible, continue to offer a virtual option; mitigation strategies work together: mask; social distancing; cleaning and disinfecting, and handwashing; three indicators: number of new cases, percent of new cases, and ability of school to implement mitigation strategies; transmission and susceptibility; around the nation – in-school transmission is low/small when schools mitigate; summary of key questions: mitigation, collaboration with VDH, consider community, monitor for in-class transmission rates, who is prioritized for in-person; the physicians shared information from other sources (Massachusetts, Maine, Children's Hospital of Philadelphia; worldwide experience); considerations of approach/questions: how well are you mitigating, what's the extent of transmission within the school AND burden of disease on school (i.e. absenteeism, staffing, outbreaks, adherence to mitigation); new question is how to stay open safely and minimize closures/burden to schools, use mitigation and monitoring.

The discussion continued regarding mental health affects; educational gaps; cases confirmed by lab testing; flu season; mitigation, contact tracing, social distancing, phase in approach; routine testing; testing in other states, other districts/private schools; difference between schools vs. communities, schools more controlled environment – layers of mitigation; contact tracing; safety teams; mitigation is important; strong communication with families about mitigation; Chairwoman Rye thanked the panel of physicians.

The workshop concluded at 5:36 p.m.

3. **Closed Meeting:** See item 19.

#### **FORMAL MEETING**

4. **Call to Order and Verbal Roll Call:** Chairwoman Rye called the formal meeting to order at 6:01 p.m. on the 15<sup>th</sup> day of December 2020 and announced pursuant to the State of Emergency related to the COVID-19 pandemic, the Governor's Executive Orders, the Virginia Freedom of Information Act as amended by the Virginia General Assembly and the School Board's April 7, 2020 Emergency Resolution, the School Board and selected staff members will meet in person at the School Administration Building, however, at this time it is impractical and unsafe to allow other persons to attend the School

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Board Meeting due to physical distancing and safety precautions related to the pandemic. Members of the public will be able to observe the School Board Meeting through livestreaming on [www.vbschools.com](http://www.vbschools.com), broadcast on VBTV Channel 47, and on Zoom.

The following School Board members were present in the School Board chambers: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, and Ms. Owens. The following School Board members were attending the meeting via Zoom: Ms. Hughes (health matter), Ms. Riggs (family health situation), and Ms. Weems (family situation). The following School Board members were not in attendance: Ms. Melnyk due to a death in the family and Ms. Manning due to a family obligation.

5. **Moment of Silence followed by the Pledge of Allegiance**
6. **Student, Employee and Public Awards and Recognitions:** Mr. Daniel (Dan) Edwards was recognized for his 22 years of service to the School Board of the City of Virginia Beach. Chairwoman Rye shared remarks. The following presented recognitions to Mr. Edwards: Robert Dyer, Mayor, City of Virginia Beach; Dale Ward, Vice-President, Boy Scouts of America Tidewater Council and Zacary Grinvalski, Eagle Scout; Bill Brunke, former member, Virginia Beach School Board; John F. Sutton III, Coordinator of Policy and Intergovernmental Affairs read letters from Governor Ralph Northam and US House of Representatives member, Elaine Luria; Ms. Beverley Anderson and Ms. Carolyn Weems shared remarks; Superintendent Spence shared the Compass Keeper video and remarks.
7. **Adoption of the Agenda:** Without any modifications, Chairwoman Rye called for a motion. Mr. Edwards made a motion, seconded by Ms. Anderson. Without discussion, Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously.
8. **Superintendent's Report:** Superintendent Spence shared the following information: 1) Schools and administrative buildings closed for winter break, Wednesday, December 23 through Friday, January 1, 2021; 2) Bagged meals are provided Monday-Friday from 10:30 a.m. to 1:30 p.m. with the Friday bag containing breakfast and lunch for Saturday and Sunday. Meals can be picked up from any school; 3) Parent Connection Zoom session, December 16 at 6 p.m. The session will focus on Parenting During a Pandemic; 4) Applications for academies and advanced academic programs are now available, visit [vbschools.com](http://vbschools.com) for details; 5) the school division is now hiring for a variety of positions, including bus drivers, and custodial.
9. **Public Hearing on FY2021/22 School Operating Budget and FY2021/22 through FY2026/27 Capital Improvement Program:** There was one speaker, Kelly Walker, for the public hearing.
10. **Approval of Meeting Minutes:** December 1, 2020 Regular School Board Meeting. Without any modifications, Chairwoman Rye called for a motion. Ms. Felton made a motion, seconded by Ms. Holtz. Without discussion, Chairwoman Rye called for a vote. The School Board Clerk announce the motion passed unanimously.
11. **Hearing of Citizens and Delegations on Agenda Items:** Chairwoman Rye announced The School Board will now hear comments on Agenda Items from citizens and delegations who signed up with our Clerk prior to this meeting. In person speakers will be called first followed by speakers participating through Zoom or by telephone. It is not necessary for speakers to ask if they can be heard. Speakers should begin speaking once their name is called. As a reminder, each speaker has four minutes to present and will be given a thirty second warning before time expires. Once the speaker's time has expired, the speaker should stop making remarks and the next speaker will be cued to speak. Please keep in mind, the School Board invites the public to also submit comment through our group e-mail account which can be found on our website.

There were four (4) in-person speakers and four (4) on-line speakers discussing the 2020-21 Plan Updates: special education students: Option 1 students returning; safety mitigations; 4x4 schedule/pacing; virtual learning.

12. **Consent Agenda:** Chairwoman Rye stated the following items for approval as part of the Consent Agenda:

A. Textbook Adoptions:

1. **AP Computer Science A:** That the School Board approve the following high school textbook as recommended by the Secondary Mathematics Textbook Adoption Committee for implementation in the fall of 2021.

Course Title	Textbook	Publisher	Copyright
AP Computer Science A	CSAwesome	CSAwesome	2019

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B. Recommendation of General Contractor

1. Green Run and Bayside High Schools Synthetic Turf/Track Improvements: The School Board adopt a motion authorizing the Superintendent to execute a contract with Astro Turf Corporation for the Green Run High School and Bayside High School Stadium Synthetic Turf & Track Overlay in the amount of \$2,844,166.
2. Ocean Lakes High School Boiler Plant Replacement: The School Board adopt a motion authorizing the Superintendent to execute a contract with JRC Mechanical for the Ocean Lakes High School Boiler Plant Replacement in the amount of \$599,300.

Without any modifications, Chairwoman Rye called for a motion. Ms. Holtz made a motion, seconded by Mr. Edwards. Chairwoman Rye called for a vote. The School Board Clerk announced there were eight (8) ayes in favor of the motion: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Owens, and Ms. Riggs. The following board member abstained from voting: Ms. Weems, did not respond via Zoom. The motion passed with eight (8) votes.

**13. Action**

A. Personnel Report / Administrative Appointment(s): Ms. Felton made a motion, seconded by Ms. Anderson that the School Board approve the appointments and accept the resignations, retirements, and other employment actions as presented on the December 15, 2020 Personnel Report along with administrative appointments as recommended by the Superintendent. Without discussion, Chairwoman Rye called for a vote. The School Board Clerk announced there were eight (8) ayes in favor of the motion: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, Ms. Hughes, Ms. Owens, and Ms. Riggs. The following board member abstained from voting: Ms. Weems, did not respond via Zoom. The motion passed with eight (8) votes. Superintendent Spence introduced the following: Jacqueline A. Blair, Administrative Assistant, Larkspur Middle School as Assistant Principal, Larkspur Middle School.

B. Textbook Adoptions:

1. Elementary Art: Chairwoman Rye called for a motion to approve. Ms. Felton made a motion, seconded by Ms. Holtz. A discussion followed regarding the use of textbook, textbook as a teacher resource; ensure staff will be prepared to deliver instruction; comprehensive resource; other school divisions adopted; resource for new and veteran teachers; formative and summative evaluation. Without further discussion, Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously.

**14. Information**

A. Interim Financial Statements: October 2020: Crystal Pate, Director of Business Services shared the following information: as of October 31, 2020 overall revenue trends are acceptable; revisions based on the economic conditions due to COVID-19 pandemic resulted in a projected decrease of approximately 9.2 million dollars; increase in basis aid revenue of approximately 6.7 million; the impact of the reduction of sales tax revenue estimates resulted in the projected one-time payment of approximately 4.6 million; the General Assembly adapted language the delays reductions to state payments resulting from reduced ADM projections until after March 31; federal revenues are also showing an acceptable trend; we had received impact aid payments of approximately 4.8 million; other sources of revenue through the month of October are lagging compared to prior years; sales tax receipts are at an acceptable level year to date through October, we are approximately 1.3 million higher than the same time last year; the expenditures and encumbrances trend is also acceptable at this point in the fiscal year.

B. Schoology: Comprehensive Evaluation: Allison M. Bock, Ph.D., Program Evaluation Specialist, Office of Planning, Innovation, and Accountability presented the Schoology: Comprehensive Evaluation Report to the School Board; provided a background of Schoology; comprehensive evaluation and data collection (staff and student surveys in May; parent access field test surveys; Schoology usage data; cost); Goals: 1) Instructional Content, Resources, and Assessments; 2) Communication and Collaboration; 3) User-Friendly; 4) Effective Professional Learning; 5) Perceptions of Schoology helping student and teacher transformational learning dispositions; overall general perceptions – satisfaction; Schoology cost; Recommendations: 1) Continue Schoology initiative with modifications noted in recommendations 2-5; 2) Continue to communicate Schoology functionality at the elementary school level to encourage elementary teachers to utilize various functions of Schoology; 3) Provide elementary school parents with additional

knowledge and support; 4) Continue to work towards ensuring secondary level grades entered in Schoology sync with Synergy; and 5) Conduct an evaluation update during 2020-2021 focused on parent perceptions of their access to Schoology.

- C. Policy Review Committee (PRC) Recommendations: School Board Legal Counsel, Kamala Lannetti, Deputy City Attorney presented the following Policy Review Committee (PRC) recommendations regarding review, amendment, and repeal of certain policies as reviewed by the PRC at its November 12, 2020 meeting and presented to the School Board for Information at the December 15, 2020 Meeting:

1. Bylaw 1-36/Opening Meetings and Closed Meetings: The PRC recommends amending the Bylaw: to clarify the process for certifying voting to go into closed session; to clarify the expectation regarding confidentiality of closed meeting items; clarify when electronic meetings are allowed and the procedures for remote participation in meetings.
2. Bylaw 1-38/Regular Meetings, Time, Place, Order of Business, Recessed Meetings, Work Sessions/Public Hearing: The PRC recommends amending the Bylaw to add Section E which will authorize the Chair, Clerk or Superintendent to make reasonable and necessary decisions regarding how meetings are prepared and conducted when Bylaws, policies, regulations or laws do not address the matter or when there is insufficient time for the School Board to take action.
3. Policy 2-59/Outside Legal Counsel: The PRC recommends amending the Bylaw to clarify the process for the School Board to approve payment of legal fees incurred by employees related to their work for the School Division.
4. Policy 4-17/Suspension of Work of Teachers or Classified Employees: The PRC recommends amending the Policy to differentiate between disciplinary and administrative suspensions and to clarify when an employee will be on investigatory suspension without pay.
5. Policy 4-39/Employee Professional Development and Growth in Job Skills: The PRC recommends adding Section D Training to incorporate a new statutory change that requires that employees be trained on mental health awareness.

- D. 2020-21 Plan Updates: Donald E. Robertson, Ph.D., Chief Schools Officer, Department of School Leadership presented to the School Board updates on student scheduling for the second term and preliminary plans for student scheduling for the 2021-22 school year; high school winter sports and activities – activities may continue with virtual option, coaching supplements, communicating information; plan for term 3 and 2<sup>nd</sup> semester – students will continue in the learning environment chosen by families in August for the 1<sup>st</sup> semester, if students/families wish to change learning environment, they must contact the school principal on or before Friday, December 18, 2020, schools will work to honor changes; secondary central VLC will continue and could be expanded based on student and school needs, families will be notified by Wednesday, January 27, 2021 of their Term 2, 2<sup>nd</sup> Semester Option placement; SOL testing; SOL testing plan; students who choose not to participate in January SOL testing may participate in SOL testing in the Spring; planning considerations for SY 2021-22 – scheduling models, plan to continue to operate a secondary VLC in SY 2021-22; next steps – conduct analysis of MP3 academic and attendance data, monitor health data and plan for MS Winter Season 2, HS Winter & Fall Sports.

The discussion continued regarding schedule models (4x4 and A/B); winter sports; meeting before next board meeting; availability of staff bringing students back; safety of students and staff; task force; athletics and watching the metrics.

- 15. Standing Committee Reports:** Mr. Edwards mentioned the upcoming Audit Committee meeting on Thursday, will be virtual, receiving a briefing from external auditor, School Board will be receiving the CAFR (Comprehensive Annual Financial Report) next month. Ms. Owens shared information on the Equity Council meeting that took place last Thursday; recognizing items for December (Human Rights Month, Inclusive Schools Network Week); discipline guidelines and code of conduct being reviewed; presentation on memorandum of understanding with SROs; remarks from student representatives; meeting in January. Ms. Felton talked briefly about the legislative policy shared with VSBA called 21<sup>st</sup> Century Community Communication for School Boards. Ms. Holtz shared on behalf of the mayor's committee for disabilities that applications were still being accepted through the month of December for those who have helped others with disabilities. Ms. Hughes mentioned the Building Utilization Meeting is scheduled for tomorrow from 11 a.m. to 12:30 p.m. It will be a Zoom meeting and they will be discussing

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attendance zones, capacity. Chairwoman Rye mentioned consulting with Governance Committee and Administration regarding the retreat timing and School Board meeting on January 26.

16. **Conclusion of Formal Meeting:** The formal meeting concluded at 9:05 p.m.
17. **Hearing of Citizens and Delegations on Non-Agenda Items - NONE**
18. **Workshop** (as needed)
19. **Closed Meeting:** Ms. Anderson made a motion, seconded by Mr. Edwards, that the School Board recess into a closed meeting pursuant to the exemptions from open meetings allowed by Section 2.2-3711, Part A, Paragraphs 1, 7 and 8 of the Code of Virginia, 1950, as amended, for the following purposes:

1. **PERSONNEL MATTERS:** Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees pursuant to Section 2.2-3711(A) (1); namely

- A. Discuss and consider the Superintendent's evaluation instrument and mid-year evaluation.

2. **CONSULTATION WITH LEGAL COUNSEL:** 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: namely to discuss

- A. Status of certain pending complaints and or litigation against the School Division;

3. **CONSULTATION WITH LEGAL COUNSEL.** Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. Consultation with Legal Counsel concerning current legal matters.

The motion passed with six (6) votes: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, and Ms. Owens. The following School Board members were not present during the closed session due to participation via Zoom: Ms. Hughes, Ms. Riggs, and Ms. Weems; in accordance with Bylaw 1-36.D.

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

1. Personnel Matters: School Board members: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, and Ms. Owens; Superintendent Spence; School Board Legal Counsel Kamala H. Lannetti, Deputy City Attorney; Regina M. Toneatto, Clerk of the School Board.
2. Consultation with Legal Counsel: School Board members: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, and Ms. Owens; Superintendent Spence; School Board Legal Counsel Kamala H. Lannetti, Deputy City Attorney; Regina M. Toneatto, Clerk of the School Board.
3. Consultation with Legal Counsel: School Board members: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, and Ms. Owens; Superintendent Spence; School Board Legal Counsel Kamala H. Lannetti, Deputy City Attorney; Regina M. Toneatto, Clerk of the School Board.

The School Board reconvened at 10:43 p.m.

Certification of Closed Meeting: Ms. Anderson read the Certification of Closed meeting:

**WHEREAS**, the School Board has convened a closed session 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 of the Code of Virginia requires a certification by this Committee that such closed session was conducted in conformity with Virginia Law;

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**NOW THEREFORE, BE IT RESOLVED**, that the School Board 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 session to which this certification applies, and (ii) only such public business matters as were identified in the Motion convening the closed session were heard, discussed, or considered.

Mr. Edwards seconded the motion. Without discussion the motion passed with six (6) votes: Chairwoman Rye, Ms. Anderson, Mr. Edwards, Ms. Felton, Ms. Holtz, and Ms. Owens. The following School Board members were not present during the closed session due to participation via Zoom: Ms. Hughes, Ms. Riggs, and Ms. Weems.

- 20. *Vote on Remaining Action Items - NONE***
- 21. *Adjournment:*** Chairwoman Rye adjourned the meeting at 10:45 p.m.

Respectfully submitted:

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Regina M. Toneatto, Clerk of the School Board

Approved:

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Carolyn T. Rye, School Board Chair