



VIRGINIA BEACH CITY PUBLIC SCHOOLS CHARTING THE COURSE

School Board Services

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Trenace B. Riggs
District 1 – Centerville

Carolyn D. Weems
District 4 - Bayside

Aaron C. Spence, Ed.D., Superintendent

School Board Regular Meeting Agenda MINUTES

Tuesday, May 11, 2021

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

INFORMAL MEETING

1. **Convene School Board Workshop:** Chairwoman Rye convened the School Board workshop at 4:01 p.m. on the 11th day of May 2021 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, this workshop of the School Board of the City of Virginia Beach will be conducted in person for School Board Members and certain staff members. However, due to the necessary health mitigation strategies in place, it is impractical and unfeasible for the public to attend this meeting in person. Members of the public will be able to observe the School Board Meeting through livestreaming on 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 Informal Session will conclude no later than 5:45 p.m. to allow the School Board and the School Administration to prepare for the Regular School Board Meeting at 6:00 p.m.

The following School Board members were present in the School Board chamber: Chairwoman Rye, Ms. Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Hughes, Ms. Owens, Ms. Riggs, and Ms. Weems. The following School Board members attended via Zoom: Ms. Holtz (School Administration Building – health reasons) and Ms. Manning (School Administration Building – health reasons).

- A. **School Board Administrative Matters and Reports:** Chairwoman Rye mentioned the remote participation form from the Governance Committee.
- B. **An Achievable Dream Expansion:** Cheryl Woodhouse, Senior Executive Director of High Schools, Department of School Leadership; Tennille Bowser, Principal, Lynnhaven Middle School; Pervis Blake, Vice President, An Achievable Dream Academy, Newport News; Chris Middleton, Senior Director, Virginia Beach, An Achievable Dream Academy; and Tony Arnold, Executive Director, Facilities Services provided an update to the School Board for the Achievable Dream Expansion at Lynnhaven Middle School; Ms. Woodhouse introduced the presentation and presenters; provided a briefly history; Ms. Bowers reviewed the presentation agenda; Mr. Blake reviewed public-private partnership; reviewed SAME model (social, academic, and moral education); extended learning time for 2021-2022: school year extended day (tentative hours), summer intersession; highlighted what to expect from An Achievable Dream; mentioned An Achievable Dream Locations (Virginia Beach, Newport News, Henrico County); shared Newport News Class of 2020 statistics; Ms. Bowers continued the presentation; shared information on Lynnhaven Middle School; what to expect at An Achievable Dream Academy: may utilize specific courses offered at First Colonial High School (FCHS), opportunity to play sports as part of FCHS’ athletic teams as well as participate in An Achievable Dream Academy school clubs and activities; read students’ perspective; watched brief video; mentioned virtual parent meetings May 18.

Mr. Arnold continued the presentation; reviewed the project schedule and project budget (fully funded); briefly discussed the community charrette meetings; shared model diagrams and rendering of expansion of Lynnhaven Middle School; the discussion continued regarding number of students in graduating class (June 2025); schedules; transportation; enrollment cap; advanced classes; support and praise for program.

- C. 2021-22 Plan Updates: Donald Robertson, Ph.D., Chief Schools Officer and Jack Freeman, Chief Operations Officer provided the School Board an update on 2020-21 graduation plans and plans for the 2021-22 school year including pre-enrollment survey data, scenarios based on physical distancing requirements, school start times, and next steps; reviewed the presentation agenda; Class of 2021 Graduation plan - dates and times confirmed, contract in progress, developing communication plan; reviewed data as of May 11 from pre-enrollment survey; division commitments for SY2021-22 – 5 days of in-person learning, fully virtual and fully in-person learning options, student extracurricular activities offered in middle and high school; reviewed two scenarios – schools open without physical distancing requirements, schools open with physical distancing requirement; Mr. Freeman presented a transportation update; challenge is shortage of bus drivers; parent sign-up dates for transportation: July 14 deadline for regular education students and July 15 deadline for special education students.

Mr. Freeman continued the presentation and discussed in-school vaccination planning – high school students only; vaccine schedule; key points: optional, require parental consent, plan is for Option 1 and Option 2 high school students at their home school, Virginia Beach Department of Health delivering all the vaccinations, school nurses to assist with monitoring, Emergency Medical Services will be available; Mr. Freeman introduced Dr. Parham Jaber, Chief Deputy Commissioner, Public Health and Preparedness (via Zoom); briefly discussed efforts for the in-school vaccinations; mentioned other locations to receive the vaccine; the presentation continued with discussion regarding school nurses and the in-school vaccination planning; Mary Shaw, Coordinator, Student Health Services/School Nurses, provided information on the role of school nurses in the process; the discussion continued regarding middle school vaccinations; questions regarding in-school vaccination process; transportation for next school year; Virtual Virginia and special education; safety mitigations and outdoors; gasoline shortage.

2. **Closed Meeting:** None at the workshop session.
3. **School Board Recess:** Chairwoman Rye adjourned the workshop at 5:32 p.m.

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 11th day of May 2021 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, this meeting of the School Board of the City of Virginia Beach will be conducted in person for School Board Members and certain staff members. However, due to the necessary health mitigation strategies in place, it is impractical and unfeasible for the public to attend this meeting in person. Members of the public will be able to observe the School Board Meeting through livestreaming on www.vbschools.com, broadcast on VBT Channel 47, and on Zoom.

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5. **Moment of Silence followed by the Pledge of Allegiance**
6. **Student, Employee and Public Awards and Recognitions**

A. Indoor Track State Champions

1. VHSL Class 6 State Champions – 4x400-Meter Relay: The School Board recognized Tallwood High School Girls Indoor Track and Field Team which won the VHSL Class 6 State Championship in 4 x 400-meter relay. The four-person team is made up of senior, Amia Barnes; senior, Deziree Conklin; sophomore, Ariel Fletcher; and senior, Zamia Stelly.
2. VHSL Class 6 State Champions – 4x200-Meter Relay: The School Board recognized Tallwood High School Girls Indoor Track and Field Team which won the VHSL Class 6 State Championship in 4 x

200-meter relay. The four-person team is made up of senior, Deziree Conklin; sophomore, Ariel Fletcher; senior, Suraya John; and senior, Zamia Stelly.

- B. 2020-2021 James D. Mullins Leadership Award: Each year, the Virginia Beach chapter of the Virginia State Literacy Association recognizes one leader as the James D. Mullins Leadership Reading Administrator of the Year. The School Board recognized VBCPS Elementary Language Arts Coordinator, Abigail Dougherty, who received this award at the local level. Ms. Dougherty is also the 2020-2021 James D. Mullins Leadership Reading Administrator of the Year for the entire state of Virginia.
- C. National Board Certified Teachers: The School Board recognized the December 2020 and March 2021 National Board Certified Teachers: Lauren Aversa, Ocean Lakes Elementary; Taryn Bailey, Thalia Elementary; Jessica Bradford, Pembroke Elementary; Danielle Dow, Woodstock Elementary; Michele Gagliardi, Frank W. Cox High; Melissa Hogan, Great Neck Middle; Kathleen Laroue, Tallwood High; Abigail McGee, Floyd E. Kellam High; Aubrey Simmons, Corporate Landing Middle; Connie Szymanski, Arrowhead Elementary; Raena Weimer, Frank W. Cox High; and Katherine Welch, Floyd E. Kellam High. The division's total of National Board Certified Teachers is 167 – the fifth highest in Virginia.
- D. VHSL Class 5 Wrestling State Champion: The School Board recognized Colin Bridges, student at Frank W. Cox High School who won the Class 5 Wrestling State Championship – 152 lb. weight class. He capped an undefeated wrestling season for Cox with both regional and state wrestling championship wins.
- E. VHSL Class 5 Boys Indoor Track & Field State Champion – Triple Jump: The School Board recognized Rashad "RJ" Jefferies who won the Class 5 Boys Indoor Track & Field State Championship – Triple Jump. To win this honor, he jumped an astonishing distance of 45'5.25"
- F. Swimming State Champions
 - 1. VHSL Class 5 Girls Swimming State Champion – 100-yard Freestyle: The School Board recognized Maggie Dominick, student at Frank W. Cox High School who won the Class 5 Girls Swimming State Championship – 100-yard freestyle. She has been part of the Cox Girls Swimming and Diving Team since her freshman year and excels in the 50-meter and 100-meter freestyle events.
 - 2. VHSL Class 5 State Champions – 200-meter Medley Relay: The School Board recognized Frank W. Cox High School Girls Swimming & Diving Team which won the VHSL Class 5 State Championship in 200-meter medley relay. The four-person team is made up of sophomore, Alexa Ozment; senior, Sam Bucklew; junior, Spencer Worth; and senior, Maggie Dominick.

- 7. Adoption of the Agenda:** Chairwoman Rye made a modification to the agenda; the agenda be amended to include an Action Item 12C – *Adding Adjusted Dismissals for Graduation to the school calendar*; June 15, 16, and 17 will be adjusted school days for high school students only in support of scheduled graduations at the Amphitheater. High school students will be dismissed at 11:35 a.m. Also, the last day for high school students attending the Advance Technology Center and Technical Education Center will be Friday, June 11.

There will be no change to the current school calendar for June 18 as all students elementary, middle and high, are scheduled for adjusted dismissal.

Without any other modifications, Chairwoman Rye called for a motion; Ms. Riggs made a motion, seconded by Ms. Hughes. Without further 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) Recognized senior, Elisa Miller from Landstown High School's Governor's STEM Academy, as one of the contest winners from the 10th Annual Virginia Council on Women's Science, Technology, Engineering, and Math Essay Contest; 2) National School Nurses Day is May 12, the National Association of School Nurses encourages this special day to be set aside to recognize school nurses and appreciate the role school nurses play in the educational setting; 3) Partners in Education program supports collaborative efforts between school and our community that promote academic success and personal growth for the division's students, to date VB Schools has 985 partners; and 4) Informational session on VBCPS student educational options for next school year will take place via Zoom tomorrow at 6 p.m., the link to register can be found by visiting vbschools.com; reminder to parents to complete the 2021-2022 school year pre-enrollment survey.

9. Approval of Meeting Minutes:

A. April 27, 2021 Regular School Board Meeting: Chairwoman Rye noted the following modification to the April 27, 2021 Regular School Board Meeting minutes - to add the School Board members who attended the formal meeting via Zoom: Ms. Holtz (School Administration Building – health reasons), Ms. Manning (home – health reasons), and Ms. Anderson (out of state – due to family concerns). Without any other modifications, Chairwoman Rye called for a motion to approve; Ms. Hughes made a motion, seconded by Ms. Weems. Without further discussion, Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously.

10. Hearing of Citizens and Delegations on Agenda Items: Chairwoman Rye announced the School Board will hear comments on Agenda items from citizens and delegations who signed up with the School Board Clerk prior to the meeting. There were four (4) in person speakers and twelve (12) on-line speakers; the topic discussed was collective bargaining.

11. Consent Agenda: Chairwoman Rye stated the items on the Consent Agenda. Ms. Melnyk made a motion, seconded by Ms. Franklin.

A. Resolutions:

1. School Nurse Appreciation Day: Ms. Melnyk read the following resolution:

SCHOOL NURSE APPRECIATION RESOLUTION

WHEREAS, school nurses are individuals in the forefront who work with families, teachers, and administrators to ensure students of Virginia Beach City Public Schools have the safest and healthiest possible environment in which to learn; and

WHEREAS, good health is essential to the learning process and student achievement; and

WHEREAS, the goal of every professional school nurse is to help each student reach or maintain an optimum level of wellness; and

WHEREAS, school nurses provide direct nursing care, provide health screenings and follow-ups, provide health-related programs within the school system, provide health counseling and act as resources to teachers on health education issues; and

WHEREAS, school nurses serve the children of Virginia Beach schools with dedication, working diligently to make health a priority for children during their regular school day.

NOW, THEREFORE, BE IT

RESOLVED: That the School Board of the City of Virginia Beach designates May 12, 2021, as School Nurse Appreciation Day in Virginia Beach; 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 11th day of May 2021

2. Asian American and Pacific Islander Heritage Month: Ms. Franklin read the following resolution:

**Asian American and Pacific Islander Heritage Month
May, 2021**

WHEREAS, the people of the United States join together each May to pay tribute to the contributions of generations of the Asian Americans and Pacific Islanders who have enriched the history of this nation; and

WHEREAS, the Asian American and Pacific Islander community is an inherently diverse population composed of more than 45 distinct ethnicities and more than 100 language dialects; and

WHEREAS, it is imperative for the good of our nation that schools continue to build awareness and understanding of the contributions made by Asian Americans and Pacific Islanders; and

WHEREAS, celebrating Asian American and Pacific Islander Heritage month provide the students and school community an opportunity to recognize the achievements, contributions, and history of, and to understand the challenges faced by, Asian Americans and Pacific; and

WHEREAS, the School Board of the City of Virginia Beach, through its core values and implementation of culturally responsive practices demonstrate our commitment to diversity, equity and inclusion within our school division.

NOW, THEREFORE, BE IT

RESOLVED: That the School Board of the City of Virginia Beach officially recognizes the month of May as Asian American and Pacific Islander Heritage Month; and be it

FURTHER RESOLVED: That the School Board of the City of Virginia Beach encourages all citizens to support and participate in various school activities during Asian American and Pacific Islander Heritage 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 11th day of May 2021

- B. General Fees Schedule FY 2021/22: That the School Board approve the proposed FY 2021/22 General Fees Schedule including the rates for student fees for optional/ancillary services or activities.
- C. Religious Exemption(s): That the School Board approve Religious Exemption Case No. RE-20-28, RE-20-29, RE-20-30.

Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously.

12. Action

- A. Personnel Report / Administrative Appointment(s): Ms. Melnyk made a motion, seconded by Ms. Riggs that the School Board approve of the appointments and the acceptance of the resignations, retirements and other employment actions as listed on the May 11, 2021, personnel report along with administrative appointments as recommended by the Superintendent. Without discussion, Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously. Superintendent Spence introduced the following: Heidi M. Sowala, Nursing Specialist, Health Services, Office of Student Leadership as the Coordinator, Health Services, Office of Student Leadership.
- B. Resolution: To Defer a Decision Concerning New Collective Bargaining Law: Ms. Riggs made a motion, seconded by Ms. Melnyk; a discussion regarding collective bargaining followed; opportunity for input from employees – employee input process, teacher assembly, meetings with VBEA, Teacher Forum; representation “seat at the table”; various accomplishments; Ms. Manning made a substitute motion, that the School Board prohibit collective bargaining for school division employees, and was seconded by Ms. Hughes. Ms. Manning substitute motion was displayed as follows:

RESOLUTION

PROHIBITING COLLECTIVE BARGAINING

WHEREAS, the Code of Virginia Section 40.1-57.2, as amended, allows school boards and other local governments to adopt a resolution or local ordinance prohibiting the recognition of any labor union or

other employee association as a bargaining agent of any public officers or employees and to collectively bargain or enter into any collective bargaining contract as of May 1, 2021; and

WHEREAS, the Virginia School Boards Association (VSBA) opposed the legislation to permit collective bargaining. The VSBA stated that teacher collective bargaining has been shown to have a negative impact on student achievement, particularly on minority and disadvantaged students. The VSBA further stated that a 2018 study demonstrates that teacher collective bargaining is associated with lower overall student achievement and also “with greater proportions of students scoring at the bottom of the performance distribution and smaller proportions scoring at the top tail of the distribution. These relationships are particularly strong for specific subgroups of traditionally disadvantaged students.”

FURTHERMORE, legal counsel has advised the School Board that the process of adopting or exploring the adoption of collective bargaining would be costly and arduous utilizing valuable taxpayer dollars and staff time. The School Board of the City of Virginia Beach, Virginia is committed to returning all students back to school for in-person learning full-time and prioritizing resources to help students recover from the impacts of the pandemic.

NOW THEREFORE, BE IT RESOLVED THAT:

1. The School Board determines that it will prohibit collective bargaining for School Division employees.

Adopted by the School Board of the City of Virginia Beach, Virginia this 11th day of May 2021.

The discussion continued regarding collective bargaining; concerns from speakers; advocating for students and staff; costs and resources around collective bargaining; VBEA; more time and information regarding collective bargaining. Chairwoman Rye called for a vote on the substitute motion on the floor; the School Board Clerk announced there were four (4) ayes in favor of the substitute motion: Ms. Franklin, Ms. Hughes, Ms. Manning, and Ms. Weems. There were seven (7) nays opposed to the substitute motion: Ms. Anderson, Ms. Felton, Ms. Melnyk, Ms. Owens, Ms. Riggs, and Chairwoman Rye and Ms. Holtz. The substitute motion did not pass (4-7).

[Note: the May 11, 2021 regular School Board Meeting minutes were approved with the following modification: addition of Ms. Holtz to the list of seven (7) School Board members who opposed to the substitute motion; only six (6) out of the seven (7) School Board members were listed.]

Chairwoman Rye discussed the original resolution which was displayed as follows:

RESOLUTION

DEFERRING DECISION ON COLLECTIVE BARGAINING

WHEREAS, the Code of Virginia Section 40.1-57.2, as amended, allows school boards and other local governments to adopt a resolution or local ordinance authorizing the recognition of any labor union or other employee association as a bargaining agent of any public officers or employees and to collectively bargain or enter into any collective bargaining contract as of May 1, 2021; and

WHEREAS, the School Board’s and the School Division’s responses to the COVID-19 pandemic have required extensive amounts of time and resources since March 2020 and, therefore, the School Board has not had sufficient time to examine and explore the options, expenses and benefits that collective bargaining may or may not provide for the School Board and the School Division; and

WHEREAS, the School Board requires further time to explore the recognition of bargaining agents for public employees and the issues and requirements related to collective bargaining.

NOW THEREFORE, BE IT RESOLVED THAT:

1. The School Board determines that it will defer any decisions regarding the adoption of a resolution authorizing the recognition of any labor union or other employee association as a bargaining agent of any School Division officers or employee and/or the authorization of collective bargaining until such time as the School Board has examined and made a decision regarding the issues but no later than July 1, 2022, the beginning of the FY23 fiscal year.
2. Should the School Board receive any request for certification as set forth in Code of Virginia Section 40.1-57.2 (C), the School Board will vote not to adopt collective bargaining at that time and will refer to this Resolution as the reason for doing so.
3. The Superintendent, or designees, and School Board Legal Counsel are authorized to develop a plan for the School Board to study collective bargaining and, if needed, to obtain assistance for the School Board on such matters. The School Board will approve the hiring of any consultants or outside legal counsel or the acquisition of services for the purposes of studying or developing collective bargaining or related programs.

Adopted by the School Board of the City of Virginia Beach, Virginia this 11th day of May 2021.

Chairwoman Rye recapped information regarding collective bargaining from the April 27, 2021 meeting; School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney reviewed the resolution and read a portion of Virginia Code regarding collective bargaining; the discussion continued regarding cost of researching collective bargaining; clarification regarding parts of Virginia Code; need to gather more information and become educated on topic. Without further discussion, Chairwoman Rye called for a vote; the School Board Clerk announced there were no votes in favor of the resolution; there was a unanimous vote against the resolution. The resolution did not pass (0-11).

- C. Adding Adjusted Dismissals for Graduation to the school calendar: (Agenda item added during #7 Adoption of the Agenda) Chairwoman Rye called for a motion to approve; Ms. Riggs made a motion, seconded by Ms. Franklin. The motion was displayed, and a brief discussion followed regarding clarification of the motion. Without further discussion, Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously.

13. Information

- A. Policy Review Committee (PRC) Recommendations: That the School Board approve Policy Review Committee (PRC) recommendations regarding review, amendment, and repeal of certain policies as reviewed by the PRC at its April 28, 2021 meeting and presented to the School Board for the May 11, 2021 Information Agenda. School Board Legal Counsel, Kamala Lannetti, Deputy City Attorney presented the following:
1. Bylaw 1-47/ Public Comments at School Board Meetings: the PRC recommends amending Bylaw 1-47 to clarify those topics that fall under the Hearings of citizens and delegations on Agenda Items and those topics that fall under the Hearings of citizens and delegations on Informal Meeting and Non-Agenda Items.
 2. Appendix B/ School Board Standing Rules: the PRC recommends amending Appendix B to clarify those topics that fall under the Hearings of citizens and delegations on Agenda Items and those topics that fall under the Hearings of citizens and delegations on Informal Meeting and Non-Agenda Items.

Ms. Anderson made a motion to take items 13.A.1 and 13.A.2 and move them to agenda item #19 (Vote on Remaining Action Items), seconded by Ms. Melnyk. Chairwoman Rye called for a vote. The School Board Clerk announced the motion passed unanimously.

- 14. Standing Committee Reports:** Ms. Weems mentioned the Special Education Advisory Council met on Monday, Mr. Jameson was the presenter and discussed the different diplomas and graduating requirements; Chairwoman Rye

mentioned from Governance the board self-evaluation form continues to be developed, retreat location – Plaza Annex Professional Development Center; Ms. Melnyk mentioned the Audit Committee meeting is Thursday.

15. Conclusion of Formal Meeting: The formal meeting concluded at 8:31 p.m.

16. Hearing of Citizens and Delegations on Non-Agenda Items: Note, due to prior technical difficulties, two (2) on-line agenda speakers spoke before the non-agenda speakers. The two (2) on-line agenda speakers discussed collected bargaining.

There were two (2) in person non-agenda speakers and three (3) on-line non-agenda speakers; the topics discussed were quick bleed kits, masks, memorandum of understanding between VBCPS and VBPD, and CTR.

17. Workshop (as needed)

18. Vote on Remaining Action Items Note, moved to item #18

At 9:04 p.m. the formal meeting resumed; Ms. Riggs made a motion for items 13.A.1 and 13.A.2. which were moved from information to agenda item #19 (Vote on Remaining Action Items) to move to number #18 and move the closed session to after, seconded by Ms. Melnyk. Chairwoman Rye called for a vote; the School Board Clerk announced the motion passed unanimously.

The motion on the floor was restated - the recommended changes to Bylaw 1-47 and Appendix B; Ms. Riggs made a motion, seconded by Ms. Owens. Without discussion, Chairwoman Rye called for a vote; the School Board Clerk announced the motion passed unanimously.

19. Closed Meeting: Note, moved to item #19

Ms. Melnyk made a motion, seconded by Ms. Anderson, 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

1. 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 Board;
- B. Discussion regarding voting rights case and decisions for School Board.

2. 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 unanimously with all School Board members voting.

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

1. CONSULTATION WITH LEGAL COUNSEL:

A. Status of certain pending complaints and or litigation against the School Board: School Board members: Chairwoman Rye, Ms. Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems; School Board Legal Counsel Kamala H. Lannetti, Deputy City Attorney; Regina M. Toneatto, Clerk of the Board.

B. Discussion regarding voting rights case and decisions for School Board: School Board members: Chairwoman Rye, Ms. Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems; School Board Legal Counsel Kamala H. Lannetti, Deputy City Attorney; Regina M. Toneatto, Clerk of the Board.

School Board of the City of Virginia Beach
School Administration Building #6 Municipal Center
2512 George Mason Drive,
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2. **CONSULTATION WITH LEGAL COUNSEL:** School Board members: Chairwoman Rye, Ms. Melnyk, Ms. Anderson, Ms. Felton, Ms. Franklin, Ms. Holtz, Ms. Hughes, Ms. Manning, Ms. Owens, Ms. Riggs, and Ms. Weems; School Board Legal Counsel Kamala H. Lannetti, Deputy City Attorney; Regina M. Toneatto, Clerk of the Board.

The School Board reconvened at 9:46 p.m.

Certification on Closed Session: Ms. Melnyk 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. Riggs made a motion, seconded by Ms. Manning. The motion passed unanimously with all School Board members voting.

20. Adjournment: Chairwoman Rye adjourned the meeting at 9:47 p.m.

Respectfully submitted:

Regina M. Toneatto, Clerk of the School Board

Approved:

Carolyn T. Rye, School Board Chair