



VIRGINIA BEACH CITY PUBLIC SCHOOLS CHARTING THE COURSE

School Board Services

Beverly M. Anderson, Chair
At-Large

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

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	Joel A. McDonald District 3 – Rose Hall
Trenace B. Riggs District 1 – Centerville	Carolyn T. Rye District 5 - Lynnhaven	Carolyn D. Weems District 4 - Bayside

Aaron C. Spence, Ed.D., Superintendent

School Board Regular Meeting MINUTES

Tuesday, March 12, 2019

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

Closed Meeting: Legal Matters: The School Board convened in the einstein.lab at 4:03 p.m. All School Board members were present with the exception of Mr. McDonald who was absent from the meeting. Vice Chair Melnyk made a motion, seconded by Mr. Edwards, that the School Board recess into a closed session pursuant to the exemptions from open meetings allowed by Section 2.2-3711, Part A, Paragraphs 7 & 8, of the *Code of Virginia*, 1950, as amended, for Legal Matters: 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, pursuant to Section 2.2-3711(A)(7); and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel, Section 2.2-3711(A)(8); namely to discuss pending and probable litigation regarding the School Board and School Division; namely to discuss

1. Settlement offers in two pending cases;
2. Status of pending litigation;
3. Recent settlements of lawsuits against the school division; and
4. Direction to legal counsel on how to proceed with a legal matter.

The motion passed (ayes 10, nays 0) and the School Board entered into a closed session at 4:05 p.m.

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

4. Direction to legal counsel on how to proceed with a legal matter: School Board members with the exception of Mr. McDonald who was absent from the meeting; School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney; Christopher S. Boynton, Deputy City Attorney; and Dianne P. Alexander, Clerk of the School Board.
1. Settlement offers in two pending cases;
2. Status of pending litigation; and



3. Recent settlements of lawsuits against the school division:
School Board members with the exception of Mr. McDonald who was absent from the meeting; School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney; Christopher S. Boynton, Deputy City Attorney; and Dianne P. Alexander, Clerk of the School Board.

The School Board reconvened in an open meeting at 4:45 p.m.

Certification of Closed Meeting: Vice Chair Melnyk made a motion, seconded by Mr. Edwards, that the School Board certifies that to the best of each member's knowledge, 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 only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered. The motion passed (ayes 10, nays 0).

Ms. Riggs made a motion, seconded by Ms. Manning, directing the City Attorney's Office to file a petition of writ of special election and request declaratory judgement regarding vacation of the District 3 Rose Hall seat and timeline of the appointment process. The motion passed (ayes 10, nays 0).

The School Board recessed at 4:47 p.m. and reconvened in workshop format at 4:51 p.m.

INFORMAL MEETING

1. ***Convene School Board Workshop:*** The School Board convened in the einstein.lab in workshop format at 4:51 p.m. In addition to Superintendent Spence, all School Board members were present with the exception of Mr. McDonald who was absent from the meeting.
 - A. School Board Administrative Matters and Reports: School Board members were asked to RSVP to the School Board Clerk for the Virginia School Boards Association (VSBA) Tidewater Region Forum scheduled for April 2019 in Suffolk.

Chairwoman Anderson reported on a meeting with the Mayor and Vice Mayor regarding the resolution being entertained by the School Board requesting additional funding to complete the implementation of full-day kindergarten. She explained she invited Mr. Edwards to accompany her because of his knowledge of the Revenue Sharing Formula (RSF) and rapport with the Mayor. She advised of adjustments made to the resolution as a result of their discussion to remove reference to a specific factor of an increase in real estate taxes, and add language that provides for funds to be identified from any other revenue fund with a tax increase considered only if funds could not be identified elsewhere.

An adjustment to the Plan for Continuous Improvement for Kempsville Meadows was distributed.

Finally, Chairwoman Anderson reported she had check on Superintendent Spence's schedule, and asked for School Board consensus to direct the Retreat Ad Hoc Committee



to establish July 8 and 9, 2019 as the dates for the School Board's Retreat. There being no objection, she noted an adjustment to the School Board's Schedule of Meetings will be presented as part of the Consent Agenda for approval on March 26.

There were no further matters or reports presented by School Board members.

This portion of the workshop concluded at 5:01 p.m.

- B. An Achievable Dream Academy (AADA) Ad Hoc Committee Update: As Chair of the Ad Hoc Committee for An Achievable Dream Academy (AADA), Mr. Edwards presented an update on the work of the committee which he noted had met six times since being established in May 2018. He reported the original Memorandum of Understanding (MOU) for the elementary program was due to expire and did not address the secondary program already in year one. He explained enrollment has been marginal with AADA struggling to meet initial goals established in the MOU, and advised of discussion to expand the recruitment area to include offering the program to adjacent enrollment areas. Other elements being considered were in the area of transportation costs, instructional progress and academic achievement, and multiple options for the secondary facility. He concluded by noting the committee is scheduled to meet again in March so that additional information can be presented at a future School Board workshop.

This portion of the workshop concluded at 5:11 p.m.

- C. School Start Times: Community Feedback Plan on Options: Daniel F. Keever, Senior Executive Director of High Schools, presented a brief review of the timeline and process related to direction provided by the School Board by way of a November 2018 School Board resolution directing the Superintendent to develop start time options allowing adolescent students to start school later to begin in the 2020-21 school year. After providing an overview of key data items garnered from the 2017 community survey, he shared four options, describing the strengths and challenges for each, to be presented to the larger community for feedback during winter/spring 2019 for the School Board to review recommendations and approve revised school start times for implementation in September 2020 for the 2020-21 school year.

The workshop concluded at 5:43 p.m.

2. **Closed Meeting** (preceded Informal Meeting)
3. **School Board Recess**: The School Board recessed at 5:43 p.m. to reconvene in School Board Chambers for the formal meeting at 6:00 p.m.

FORMAL MEETING

4. **Call to Order and Electronic Roll Call**: Chairwoman Anderson called the formal meeting to order in School Board Chambers at 6:00 p.m. In addition to Superintendent Spence, all School Board members were present with the exception of Mr. McDonald who Chairwoman Anderson noted was absent from the meeting.



5. ***Moment of Silence followed by the Pledge of Allegiance***
6. ***Student, Employee and Public Awards and Recognition:***
 - A. **Perfect ACT Scores:** The School Board recognized Ocean Lakes High School students Noah Siraj and Joshua Minter, juniors in the Mathematics and Science Academy, for earning perfect scores on the ACT achieving the highest possible composite score of 36.
 - B. **Microsoft Office Specialist State Championship Winners:** Four students from Princess Anne High School were recognized by the School Board as first place winners in the Microsoft Office Specialist State Competition presented by Certiport, Inc., a global competition that tests students' skills in Microsoft Office Word, Excel and PowerPoint. The students won events in Microsoft Word 2013 and 2016 as well as Microsoft PowerPoint 2013 and 2016.
 - C. **Indoor Track and Field Champions:** The School Board recognized seven student athletes that finished first at the 2019 Virginia High School League (VHSL) Class 5 and 6 state indoor track and field championship. The student athletes were from Ocean Lakes, Princess Anne, Salem, and Tallwood high schools and won events for girls' 1,000-meter run, boys' 300-meter dash, girls' 4x200 relay, and boys' long jump.
 - D. **State Wrestling Champions:** Five student athletes were recognized by the School Board for winning the 2019 VHSL Class 5 and 6 state wrestling championship. The five athletes are students at Bayside, First Colonial, Kellam, and Princess Anne high schools.
 - E. **Swim and Dive State Champions:** The School Board recognized nine student athletes who finished first at the 2019 VHSL Class 5 and 6 state swim and dive championship. The nine athletes are students from First Colonial, Kellam, Ocean Lakes, and Princess Anne high schools, and won the boys' 200-yard freestyle, boys' 100-yard butterfly, boys' 100-yard backstroke, girls' 200-yard freestyle, girls' 100-yard backstroke, girls' 200-yard individual medley, girls' 500-yard freestyle, girls' 100-yard freestyle, girls' 200-yard freestyle relay, girls' 400-yard freestyle relay, and girls' 1-meter dive.
 - F. **2018 VA Purple Star Designation Schools:** Two additional schools, New Castle Elementary School and Kempsville High School, were recognized by the School Board for achieving the 2018 Purple Star designation awarded to schools that have demonstrated a major commitment to students and families connected to our nation's armed forces, bringing the division total to eight schools earning the designation.
7. ***Superintendent's Report:*** Five things shared in the Superintendent's Report were related to 1) the Beach Girls Rock event at Salem High School on March 30; 2) the Pearls of Wisdom Oyster Roast and Barbecue at 24th Street on April 6; 3) the All-City Music Festival, March 22 and 23; 4) Beach Bags Food Drive on March 28; and 5) March 29 Staff Day as no school for students.
8. ***Hearing of Citizens and Delegations on Agenda Items:*** The School Board heard comments from 10 citizens and delegations regarding the proposal to request additional funds from the City to complete the implementation of full-day kindergarten.



9. Approval of Minutes:

- A. February 26, 2019 Regular School Board Meeting: Ms. Riggs made a motion, seconded by Ms. Felton, that the School Board approve the minutes of their February 26, 2019 regular meeting as presented. The motion passed (ayes 9, nays 0; 1 abstention – Rye who was absent from the February 26 meeting).
- B. March 5, 2019 Special School Board Meeting: Ms. Riggs made a motion, seconded by Ms. Hughes, that the School Board approve the minutes of their March 5, 2019 special meeting as presented. The motion passed (ayes 9, nays 0; 1 abstention – Melnyk who was absent from the March 5 meeting).

10. Adoption of the Agenda: There being no proposed adjustments to the published agenda, Ms. Weems made a motion, seconded by Ms. Holtz, that the School Board adopt the agenda as presented. The motion passed (ayes 10, nays 0).

11. Consent Agenda: After Chairwoman Anderson’s overview of items presented for approval as part of the Consent Agenda, Ms. Rye made a motion, seconded by Mr. Edwards, that the School Board approve the Consent Agenda as presented. The motion passed (ayes 10, nays 0), and the following items were approved as part of the Consent Agenda:

- A. Global Studies and World Languages Academy course changes: Global Citizenship Seminar, Global Perspectives Seminar, Global Systems Seminar, and corresponding course objectives recommended for implementation in the 2019-20 school year at the Global Studies and World Language Academy at Tallwood High School evolving over the next three years with freshmen only implementation for the 2019-20 school year. The Classes of 2020, 2021 and 2022 will complete the curriculum currently approved by the School Board.
- B. New Secondary Peer Tutoring I and Peer Tutoring II, and corresponding course objectives for implementation in the 2019-20 school year designed to be year-long elective courses that enable high school students to take more centralized roles in their own learning while offering opportunities for them to take on learning-leadership roles in their school community through becoming “lead learners.”
- C. Marine Biology course and corresponding course objectives for implementation in the 2019-20 school year as a semester-long science elective course that introduces students enrolled in the Mathematics and Science Academy at Ocean Lakes High School to the biology encompassed in marine environments and enhance the advancement of students who wish to major in marine biology, oceanography, physics, or other science fields.
- D. The School Board authorized the Superintendent to execute a contract with Comfort Systems of Virginia, Inc. in the amount of \$1,663,876 for MUAU replacement at Salem High School
- E. Bylaw 1-19 Duties of Chairman/Vice Chairman revised to authorize the School Board Chair to sign or approve required documents, use of funds, or provisions of services on behalf of the Superintendent related to establishing an approval path for financial documents required to accompany procurement card (P-card) transactions made by the



Superintendent. In the absence, unavailability or inability of the School Board Chair to act, the role will fall on the School Board Vice Chair as outlined in the bylaw.

12. Action

A. Personnel Report: Vice Chair Melnyk made a motion, seconded by Ms. Felton, that the School Board approve the appointments and accept the resignations, retirements and other employment actions as listed on the Personnel Report dated March 12, 2019 along with one administrative appointment recommended by the Superintendent. The motion passed (ayes 10, nays 0) and Superintendent Spence introduced Rachel S. White, current teacher at Kellam High School, as the new Coordinator of the Technology Academy at Landstown High School with an effective date to be determined.

B. Plans for Continuous Improvement for Select Schools: Ms. Manning made a motion, seconded by Vice Chair Melnyk, that the School Board approve select school’s Plans for Continuous Improvement (PCI) as presented inclusive of adjustments made to seven school plans’ SMART goals related to student behavior as requested by the School Board when presented at their February 26 regular meeting. The motion passed (ayes 10, nays 0) and the PCI’s were approved for the following schools:

- | | |
|-------------------------------|--|
| Arrowhead Elementary | Lynnhaven Elementary |
| Bayside High | Lynnhaven Middle |
| Bayside Middle | Malibu Elementary |
| Birdneck Elementary | New Castle Elementary |
| Brandon Middle | Newtown Elementary |
| Brookwood Elementary | Ocean Lakes Elementary |
| Centerville Elementary | Pembroke Meadows Elementary |
| Christopher Farms Elementary | Plaza Middle |
| Diamond Springs Elementary | Point O' View Elementary |
| Fairfield Elementary | Princess Anne High |
| First Colonial High | Rosemont Forest Elementary |
| Floyd Kellam High | Salem High |
| Green Run Elementary | Seatack Elementary an Achievable Dream Academy |
| Green Run High | Shelton Park Elementary |
| Independence Middle | Tallwood High |
| Indian Lakes Elementary | Thalia Elementary |
| Kempsville High | Three Oaks Elementary |
| Kempsville Meadows Elementary | Virginia Beach Middle |
| Kempsville Middle | White Oaks Elementary |
| Landstown High | Williams Elementary |
| Larkspur Middle | Windsor Oaks Elementary |
| Luxford Elementary | Woodstock Elementary |



- C. Resolution to Request Remaining Funds Needed to Complete Full Day Kindergarten Implementation: Vice Chair Melnyk read aloud the resolution to request remaining funds needed to complete the implementation of full-day kindergarten inclusive of modifications explained by the School Board Chair during the afternoon workshop on School Board Administrative Matters. Ms. Holtz made a motion, seconded by Ms. Riggs, that the School Board approve the resolution as reviewed. Prior to a vote, School Board members spoke to comments made by speakers during the Hearing on Agenda Items by reviewing unfunded mandates, per pupil costs, employee compensation, and the use of reversion funds, just to name a few. Several School Board members expressed concern that the item had not been identified as a priority during the budget development process, and stated their opposition to accelerating the already established five-year implementation plan with the potential for tax increase, effectively superseding employee compensation challenges. Following discussion, the motion passed (ayes 7, nays 3 - Hughes, Manning and Weems), and the resolution was adopted as follows:

Resolution to Request Remaining Funds Needed to Complete Full-Day Kindergarten Implementation

WHEREAS, the School Board has submitted a Budget Resolution for the FY 2019/20 Operating Budget which reflects a balanced budget based on the projected revenues from Federal, State, and Local Funds which includes Revenue Sharing Formula funding; and

WHEREAS, the total funds included in the balanced budget resolution total \$905,946,317 and the School Board desires to send to the City Council a separate budget resolution that reflects the additional funding required to complete the last two years of the full-day kindergarten program expansion.

NOW, THEREFORE, BE IT

RESOLVED: That pursuant to Section 4 of the City/School Revenue Sharing Policy, the School Board has determined that additional local funding is required beyond the balanced budget; and be it

FURTHER RESOLVED: That the School Board requests additional funding in the amount of \$4,859,000; and be it

FURTHER RESOLVED: That the purpose for the additional funding is to provide a continuing source of funds to complete a multi-year phased implementation of full-day kindergarten for all eligible students; and be it

FURTHER RESOLVED: That the School Board supports an increase in the real estate tax or any other local tax from the revenue streams within the Revenue Sharing Formula or any other revenue funds if and only if the City Council determines that such a tax increase is necessary or an increase in the amount of dedicated funding from any of the revenue streams within the Revenue Sharing Formula or from any other revenue funds; and be it

FURTHER RESOLVED: That there are three elementary schools where full-day kindergarten cannot be implemented next year due to ongoing construction projects affecting those schools and consequently the School Board will use any unspent funds related to this additional funding (estimated to be \$600K) solely for identified needs such as Capital Improvement Program (CIP) projects, replacement school buses, replacement furniture/equipment, and technology related items; and be it

FINALLY RESOLVED: That a copy of this Resolution be spread across the official minutes of this School Board, and the Clerk of the School Board is directed to deliver a copy of this Resolution to the Mayor, each member of the City Council, the City Manager, and the City Clerk.



13. Information

- A. Building Utilization Committee Report: John “Jack” Freeman, Chief Operations Officer, introduced Melisa A. Ingram, Demographer / GIS Manager in the Office of Facilities Services, who presented on behalf of the 2018-19 Building Utilization Committee (BUC), chaired by School Board member Carolyn Rye. She summarized the committee’s meeting held on November 27, 2018 to conduct their annual review of school attendance areas, building utilization, historical and projected student membership, and housing trends concluding building utilization stands at 10.6% under capacity with all schools either within an acceptable utilization range of +/-10% of capacity or under capacity. Student membership as of September 30 was reported as 66,820, with 30,363 students at the elementary school level in grades K-5, 15,848 students at the middle school level in grades 6-8, and 20,609 students at the high school level in grades 9-12; a 334 student decrease or 0.50% from the prior year. A slow decline in student membership was projected to continue division-wide over the upcoming five-years with the main contributing factor being a continued slow decline in the Virginia Beach birth rate. In conclusion, she reported the committee’s consensus to recommend no adjustments to school attendance areas.
- B. Policy Review Committee Recommendations: School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney, presented an overview of the following Policy Review Committee (PRC) recommendations regarding review, amendment and repeal of certain policies reviewed by the committee at their February 14, 2019 meeting:
1. Policy 4-2 Employee Conduct: Reintroduced to introduce language into the policy that is reflective of the state code and discussions regarding other aspects of the language used in the policy on a broad range of acceptable professional behaviors in the work place
 2. Policy 5-14 School Attendance Zones: Reintroduced to take into consideration new state guidelines regarding military housing and applications for out of zone. Additional updates made to formulation of redistricting recommendations. Language added to community input section of the policy to address preliminary presentation to the School Board. Title changes made to section C and section D
 3. Policy 5-48 Social Activities: Updated to require school-sponsored activities held off school grounds to require approval from the principal and Department of School Leadership
 4. Policy 5-50 Class Gifts/Exchanging Gifts: Update regarding school personnel being responsible for complying with all applicable conflict of interest laws regarding gifts from parents or students
 5. Policy 5-51 Student Vehicles: Updated with format changes and to reflect current practice related to student parking procedures and parking permits and fees



6. Policy 5-53 Activities: Access to School Facilities: Legal reference updated

14. **Standing Committee Reports:** Ms. Rye advised she attended a meeting of the Community Advisory Committee for Gifted Education as the alternate, and reported site visits as the focus of the meeting.

Ms. Riggs reported an International Baccalaureate student from Princess Anne High School was named the Youth Ambassador at the Sister Cities Gala, and announced an annual leadership breakfast on April 4.

Ms. Felton reported on Green Run Collegiate's first meet and greet event for their internship program.

15. **Conclusion of Formal Meeting:** The formal meeting concluded at 7:56 p.m.
16. **Hearing of Citizens and Delegations on Non-Agenda Items:** The School Board heard comments from three citizens on non-agenda items regarding recess time and employee compensation.
17. **Convene School Board Workshop:** None at this time
18. **Closed Meeting:** None at this time
19. **Vote on Remaining Action Items:** None
20. **Adjournment:** There being no further business before the School Board, Chairwoman Anderson adjourned the meeting at 8:10 p.m.

Respectfully submitted:

Dianne P. Alexander, Clerk of the School Board

Approved:

Beverly M. Anderson, School Board Chair