



# 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

<b>Daniel D. Edwards</b> District 2 – Kempsville	<b>Sharon R. Felton</b> District 6 – Beach	<b>Dorothy M. Holtz</b> At-Large
<b>Laura K. Hughes</b> At-Large	<b>Victoria C. Manning</b> At-Large	<b>Vacant</b> District 3 – Rose Hall
<b>Trenace B. Riggs</b> District 1 – Centerville	<b>Carolyn T. Rye</b> District 5 - Lynnhaven	<b>Carolyn D. Weems</b> District 4 - Bayside

**Aaron C. Spence, Ed.D., Superintendent**

### ***School Board EMERGENCY Meeting MINUTES***

**Wednesday, May 22, 2019**

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

### ***NOTICE OF EMERGENCY MEETING OF THE SCHOOL BOARD OF THE CITY OF VIRGINIA BEACH***

Pursuant to Bylaw 1-46, and *Virginia Code* § 2.2-3707, and at the call of the School Board Chair, the School Board will hold an Emergency Meeting this afternoon, Wednesday, May 22, 2019, at 4:30 p.m. in School Board Chambers at the School Administration Building #6 in the Municipal Center, 2512 George Mason Dr., Virginia Beach, VA 23456. The purpose of this Emergency Meeting is for the School Board to

- 1) accept Michael Mullins’ written decision to decline appointment to the District 3 Rose Hall vacancy on the School Board; and
- 2) to entertain a resolution regarding the appointment of an interim School Board Member residing in District 3 Rose Hall until a School Board member for District 3 Rose Hall is elected on, and qualified after, the November 5, 2019 special election.

### **FORMAL MEETING**

- 1. Call to Order and Electronic Roll Call:** Chairwoman Anderson called the formal meeting to order in School Board Chambers at 4:33 p.m. All School Board members were present with the exception of Ms. Holtz who was absent from the meeting. Superintendent Spence did not attend this Emergency Meeting.
- 2. Moment of Silence followed by the Pledge of Allegiance**
- 3. Adoption of the Agenda:** Prior to a motion, Chairwoman Anderson noted a change in the agenda to interchange Item 4 and Item 5. Vice Chair Melnyk then made a motion, seconded by Ms. Riggs, that the School Board adopt the agenda as amended. The motion passed (ayes 9, nays 0).
- 4. Action to Accept Michael Mullins’ Written Decision to Decline Appointment to the District 3 Rose Hall Vacancy on the School Board:** Vice Chair Melnyk made a motion, seconded by Ms. Felton, that the School Board accept the May 22, 2019 written decision of Michael Mullins to decline appointment to the District 3 Rose Hall School Board member position, and that the



School Board rescind the May 21, 2019 resolution appointing Michael Mullins to that position. The motion passed (ayes 9, nays 0).

5. **Closed Meeting:** Vice Chair Melnyk made a motion, seconded by Mr. Riggs, 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 1 and 7 of the *Code of Virginia*, 1950, as amended, for
- A. **Personnel Matters:** Discussion of or consideration of 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 to discuss qualifications of candidates for appointment to the District 3 Rose Hall vacancy on the School Board; and
  - B. **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); namely to discuss legal issues related to the appointment process.

Prior to a vote, several School Board members questioned the need to go into a closed meeting stating their desire for discussion to be in an open forum. After School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney, reviewed the timeline related to the appointment process, Mr. Edwards made a substitute motion, seconded by Ms. Riggs, for the School Board to enter into a closed meeting only for the stated Personnel Matter. The substitute motion failed (ayes 3 – Edwards, Felton, Rye; nays 6). Further argument ensued before a vote was taken on the main motion. The main motion passed (ayes 6, nays 3 – Hughes, Manning, Weems), and the School Board recessed at 4:52 p.m. and reconvened in Room 113 in a closed session at 4:56 p.m.

Individuals present for discussion: School Board members with the exception of Ms. Holtz who was absent from the meeting; School Board Legal Counsel, Kamala H. Lannetti, Deputy City Attorney; and Dianne P. Alexander, Clerk of the School Board.

The School Board reconvened in an open meeting at 5:34 p.m.

Certification of Closed Meeting: Vice Chair Melnyk made a motion, seconded by Ms. Rye, 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 9, nays 0).

6. **Action Regarding Appointment of an Interim School Board Member Residing in District 3 Rose Hall:** Ms. Manning made a motion, seconded by Ms. Hughes, that the School Board postpone voting until the May 28 regular meeting to allow time for remaining finalists to provide additional information for the School Board to consider. The motion passed (ayes 9, nays 0).



7. **Adjournment:** Prior to adjournment, the timeline, criteria, and qualifications for consideration in the appointment process were reviewed with a reminder an appointment must be made by June 4. There being no further business before the School Board, Chairwoman Anderson adjourned the meeting at 5:40 p.m.

Respectfully submitted:

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Dianne P. Alexander, Clerk of the School Board

Approved:

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Beverly M. Anderson, School Board Chair