



School Board Services

Trenace B. Riggs, Chair
District 1 – Centerville

Carolyn D. Weems, Vice Chair
District 9

Beverly M. Anderson
At-Large

Kathleen J. Brown
District 10

Michael R. Callan
District 6

David Culpepper
District 8

Jennifer S. Franklin
District 2 – Kempsville

Victoria C. Manning
At-Large

Staci R. Martin
District 4

Kimberly A. Melnyk
District 2

Jessica L. Owens
District 3 – Rose Hall

Aaron C. Spence, Ed.D., Superintendent

School Board Regular Meeting MINUTES
Tuesday, July 25, 2023

Holland Road Annex
2323 Holland Road
Virginia Beach, VA 23453
(757) 263-1000

- A. **Closed Session:** Chair Riggs convened the Closed Session at 1:04 p.m. and announced the administrative, informal, and workshop session will begin after the Closed Session. Vice Chair Weems made the following motion, seconded by Ms. Anderson 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, Part A, Paragraph 1, 8, and 29 as amended, to deliberate on the following matters:

1. 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 of any public body; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals.
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.
29. Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

Namely to discuss:

- A. Superintendent search consulting firm interviews and discussion regarding award of contract and Acting Superintendent contract.

Chair Riggs called for a vote. The School Board Clerk announced there were nine (9) ayes in favor of the motion to recess into Closed Session: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. The motion passed 9-0-0.

The School Board recessed into Closed Session at 1:07 p.m.

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

- A. Superintendent search consulting firm interviews and discussion regarding award of contract: School Board members: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens; Carla Smith, Director of Procurement, Office of Procurement Services; Alicia M. Demmer, Procurement Specialist II, Office of Procurement Services; David Din, Chief Information Officer; Brayden Osborn, Meeting Support Specialist, Department of Technology; Kamala H. Lannetti, School Board Attorney; Regina M. Toneatto, School Board Clerk.

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School Board member, Mr. Culpepper left the Closed Session and returned at 1:55 p.m. then left again at 2:54 p.m. and returned at 2:58 p.m.; School Board member, Ms. Manning left the Closed Session at 1:57 p.m. and returned at 1:59 p.m.; School Board member, Ms. Brown left the Closed Session at 2:57 p.m. and returned at 2:59 p.m.; School Board Attorney, Kamala H. Lannetti left the Closed Session at 3:35 p.m. and returned at 3:57 p.m.

The School Board reconvened at 4:01 p.m.

Certification of Closed Session: Vice Chair Weems read the Certification of Closed Session:

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.

Vice Chair Weems made the motion, seconded by Ms. Franklin for Certification of Closed Session. Chair Riggs called for a vote. The School Board Clerk announced there were nine (9) ayes in favor of the motion for Certification of Closed Session: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. The motion passed 9-0-0.

The School Board took a short break at 4:02 p.m. before the start of the Administrative, Informal, and Workshop session.

- 1. *Administrative, Informal, and Workshop:*** Chair Riggs convened the Administrative, Informal, and Workshop session at 4:13 p.m. on the 25th day of July 2023 and announced members of the public will be able to observe the School Board meeting through live streaming on schoolboard.vbschools.com/meetings/live, broadcast on VBT Channel 47, and on Zoom; welcomed members of the public both in person and online.

In addition to Superintendent Spence, the following School Board members were present in the Holland Road Annex/Einstein Lab: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. Chair Riggs announced Ms. Martin and Ms. Melnyk will be attending the formal meeting via Zoom.

- A. School Board Administrative Matters and Reports:** Chair Riggs mentioned if School Board members are absent during a School Board meeting to reach out to the Clerk of the Board for any materials or information shared at the meeting.
- B. Dual Language Immersion Update:** Lorena L. Kelly, Ph.D., Executive Director, Office of Elementary Teaching and Learning provided the School Board an update on the Dual Language Immersion program; reviewed presentation objectives – provide an update on the elementary and middle school Spanish Dual Language Immersion (DLI) Program and outline next steps for DLI expansion; vision – using their acquired languages, students will reach high levels of academic success while engaging confidently with global communities; mission: DLI program provides students with rigorous academic instruction in the target language to develop bilingualism and biliteracy skills and a multicultural perspective, empowering them to engage actively in our global community; shared a video about DLI program; reviewed the VBCPS DLI implementation timeline; DLI program models: one-way, 50/50 and two-way, 80/20; one-way: predominantly native speakers of English who are learning Spanish, in grades 1-5 – students spend 50% of their day immersed in Spanish and the other 50% receiving instruction in English, a Spanish Immersion teacher delivers instruction in Spanish in mathematics and science, and a grade-level English language arts teacher delivers instruction in language arts and social studies; two-way: a balance of speakers and learners of Spanish, in Kindergarten – students spend 80% of their day immersed in Spanish and the other 20% receiving instruction in English, students gradually receive more instruction in English each year with instruction in each language balancing to 50/50 in grades 3-5; for both models: teachers embed reading and writing skills across content areas, lessons in elective classes (art, music, physical education) are in English.

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The middle school immersion programs (Great Neck and Landstown Middle Schools) – students continue to receive content-based instruction in Spanish through immersion social studies courses and/or Spanish immersion elective course, students earn three high school World Language credits through immersion Spanish courses; in the 2022-2023 school year, the first group of 8th grade students completed the program at Great Neck Middle School, 19 students qualified for the Diploma Seal of Biliteracy; high school Spanish courses – Spanish levels IV, V, AP Language and AP Literature in grade 9-12, students completing the elementary and middle school world language immersion program with a strong GPA record are guaranteed acceptance into the Global Studies and World Languages Academy at Tallwood High School; DLI expansion: Bayside Elementary-Bayside Sixth Grade Campus (anticipated SY27-28)-Bayside Middle School (anticipated SY28-29) and Cooke Elementary-Virginia Beach Middle School (anticipated SY27-28); Department of Defense Education Activity (DoDEA) World Language Advancement and Readiness (WLARP) Grant – one of nine school divisions nationally to be awarded in the first funding cycle, grant goals: to expand existing one-way dual language immersion programs to include two-way dual immersion, to improve student proficiency in Spanish, increase sustained student interest in the study of world languages and cultures; next steps: implement 2nd grade in the two-way DLI programs at Bayside Elementary School and Cooke Elementary School in SY23-24 and continue implementation of one grade level each year until full implementation grades K-5, full implementation of Great Neck Middle School program in SY23-24 with the first group of Trantwood students completing 8th grade, continued support of program expansion with DoDEA grant funding through 2025, including professional development, purchase of Spanish-language resources, staffing.

The presentation continued with questions and comments regarding feeder schools; Cooke Elementary to Virginia Beach Middle School; credit for advanced studies diploma; high school level; Tallwood academy; advanced courses at any high school; English language learners; support for students.

- 2. Closed Session:** At 4:35 p.m., before going into Closed Session, Vice Chair Weems made a motion to remove item E – *Consultation with legal counsel concerning compliance with VDOE Model Policies effective July 19, 2023 and School Board’s resolution Affirmation of Commitment to Nondiscrimination and Anti-harassment of LGBTQ+ Youth and Adults in the VBCPS Educational Environment* from the Closed Session. Ms. Brown seconded the motion. A discussion followed regarding removing the item; liability; legal rights; legal opinion; resolution verses law; not delay having a discussion; differences between discussions in open meeting verses closed session; attorney client privilege; transparency with public; community trust; asking legal questions; open dialogue; FOIA exemptions; June resolution and impact; not voting on model policies tonight; advice from legal counsel. Without further discussion, Chair Riggs called for a vote on Vice Chair Weems motion to remove item E from the Closed Session. The School Board Clerk announced there were six (6) ayes in favor of the moved to remove item E from the Closed Session: Vice Chair Weems, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, and Ms. Manning. There were three (3) nays opposed to the motion to remove item E from the Closed Session: Chair Riggs, Ms. Anderson, and Ms. Owens. The motion passed, 6-3-0.

At 4:59 p.m., Vice Chair Weems made a motion, seconded by Ms. Manning, 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, Part A, Paragraph 1, 2, 7, 8, and 29 as amended, to deliberate on the following matters:

1. 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 of any public body; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals.
2. Discussion or consideration of admission or disciplinary matters or any other matters that would involve the disclosure of information contained in a scholastic record concerning any student of any public institution of higher education in the Commonwealth or any state school system.
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.

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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.

29. Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

Namely to discuss:

- A. Superintendent search consulting firm interview and discussion and Acting Superintendent contract.
- B. Old Donation School – request by parents for meeting.
- C. Status of pending litigation or administrative cases.
- D. Consultation with legal counsel regarding probable litigation and pending litigation matters.

Chair Riggs called for a vote. The School Board Clerk announced there were nine (9) ayes in favor of the motion to recess in Closed Session: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. The motion passed, 9-0-0.

At 5:02 p.m., the School Board recessed into Closed Session in the Holland Road Annex/Einstein Lab.

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

- B. Old Donation School – request by parents for meeting: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens; Kamala H. Lannetti, School Board Attorney; Regina M. Toneatto, Clerk of the Board.
- C. Status of pending litigation or administrative cases, and
- D. Consultation with legal counsel regarding probable litigation and pending litigation matters: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens; Kamala H. Lannetti, School Board Attorney; Regina M. Toneatto, Clerk of the Board.

The School Board reconvened at 5:30 p.m.

Certification of Closed Session: Vice Chair Weems read the Certification of Closed Session:

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.

Vice Chair Weems made the motion, seconded by Ms. Anderson. Chair Riggs called for a vote on the Certification of Closed Session. The School Board Clerk announced there were nine (9) ayes in favor of the motion for Certification of Closed Session: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. The motion passed, 9-0-0.

3. School Board Recess: Chair Riggs adjourned the Administrative, Informal, and Workshop session at 5:31 p.m.

4. Formal Meeting..... 6:00 p.m.

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- 5. Call to Order and Roll Call** Vice Chair Weems announced she would be serving as Chair of the meeting with Ms. Manning serving as Vice Chair and convened the meeting of the School Board at the Holland Road Annex, School Board Room/Auditorium at 6:02 p.m. on the 25th day of July 2023. She welcomed members of the public both in person and online.

In addition to Superintendent Spence, the following School Board members were present in the Holland Road Annex School Board Room/Auditorium: Acting Chair Weems, Acting Vice Chair Manning, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, and Ms. Owens. The following School Board members were attending via Zoom: Ms. Martin (work) and Ms. Melnyk (joined at 6:08 p.m. for medical reasons).

- 6. Moment of Silence followed by the Pledge of Allegiance**

- 7. Student, Employee and Public Awards and Recognition**

- A. Virginia Association for the Gifted Outstanding Teacher of the Year Award – Plaza Middle School: The School Board recognized Laura Purvis, teacher at Plaza Middle School, who won the Virginia Association for the Gifted Outstanding Teacher of the Year Award.
- B. State Champion in Outdoor and Indoor Track – Tallwood High School: The School Board recognized Tallwood High School student, Khari Barnes as a State Champion for outdoor and indoor track.
- C. 2023 Microsoft Specialist U.S. National Champion (Excel), First Place – Princess Anne High School: The School Board recognized Javier Hamilton, a student at Princess Anne High School as the 2023 Microsoft Specialist National Champion in Excel.
- D. Top 20 Under 20 presented by the Hampton Roads Workforce Council: The School Board recognized several students and recent graduates who were named part of the Top 20 Under 20 by the Hampton Roads Workforce Council.
- E. VHSL Class 5 Boys Soccer State Champions – Princess Anne High School: The School Board recognized the Princess Anne High School boys soccer team as the VHSL Class 5 Boys Soccer State Champions.

Note: Chair Riggs and Ms. Anderson joined the meeting in person at 6:05 p.m. Chair Riggs resumed as Chair and Ms. Weems as Vice Chair.

- 8. Adoption of the Agenda:** Chair Riggs called for any modifications to the agenda as presented. Ms. Brown asked a clarifying question regarding the vote during workshop amending the Closed Session, that the topic of the model policies would not be discussed during agenda item #17 – Return to Administrative, Informal, Workshop or Closed Session matters; Chair Riggs confirmed that it would not be discussed. Hearing no modifications, Chair Riggs called for a motion to approve the agenda as presented. Ms. Franklin made the motion, seconded by Ms. Manning. Without discussion, Chair Riggs called for a vote to approve the agenda as presented. The School Board Clerk announced there were eleven (11) ayes in favor of the motion to approve the agenda as presented. The motion passed unanimously, 11-0-0.

- 9. Superintendent's Report (second monthly meeting) and recognitions (first and second monthly meetings):** Superintendent Spence shared the following information: 1) last week was the Annual Leadership Conference under the theme, "Hope in Action: Empowering Leaders to Create Positive Change." The workshops and learning experiences equipped our leaders with the knowledge necessary to champion our division's strategic framework, *Compass to 2025*. Army veteran and leadership development expert, Mike Erwin was the keynote speaker; 2) students at many of our elementary schools will see new, inspirational murals in their schools, thanks to a partnership with the ViBe Creative District. Twelve of our Title I school have murals through the "Better Together" project; 3) VBCPS had an impressive debut during the inaugural year of lacrosse as a sanctioned sport. Six VBCPS teams advanced to the Virginia High School League competition last month: Ocean Lakes, First Colonial and Bayside girls; and Kellam, First Colonial, and Cox boys; 4) as this was Superintendent Spence's last Superintendent's Report with Virginia Beach City Public Schools, he thanked everyone and shared the following achievements from the past 10 years: implemented full-day kindergarten citywide; launched Blue-Ribbon Panel on school safety to bring security and mental health experts from the Navy, police department and city together to address physical and emotional safety need in our schools; development of an Environmental Studies Program classroom at the Chesapeake Bay Foundation's Brock Environmental Center and an Entrepreneurship and Business Academy at Kempsville High School; developed a division equity policy; created intentional connections through our Teacher Leadership Forum, Teacher Assembly, Principal Leagues, the Superintendent Teacher Advisory Council, the Superintendent Student Advisory Council, the VBCPS Student Leadership Workshop, and the development of Family Voice Groups; expanded partnerships with the Navy – Oceana Air Show STEM Laboratory, PROJECT SEARCH at NAS Oceana, the Navy's first partnership with this national job transition program for students with developmental disabilities;

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built a Family and Community Engagement center to provide families with the resources and supports; improved college and career readiness and increased access to advanced coursework for all students; moved to a school-wide AVID model across all middle schools; two schools – Salem and Great Neck middle schools – designated as AVID National Demonstration Schools; launched a mental health taskforce during COVID-19 pandemic to address the significant increase in mental health concerns experienced by both students and staff; through the budget process – improved salary scales for staff to ensure VBCPS is competitive with local school divisions and further support recruitment and retention efforts; and finally that relationships matter – stated gratitude for our students, our staff, our board, and former colleagues for making these wonderful thing possible.

Chair Riggs presented Superintendent Spence with a plaque of appreciation and thanked him for his years of service to Virginia Beach City Public Schools.

After the report, Superintendent Spence introduced the following appointments which were voted on and approved at the July 11, 2023 Abridged School Board meeting: Amanda L. Frederickson, Assistant Principal, Virginia Beach Middle School as Principal, Salem Middle School; Darcel C. Johnson, Administrative Assistant, Princess Anne High School as Assistant Principal, Princess Anne High School; and noted, the Green Run Collegiate (GRC) Governing Board voted in favor of elevating Erin M. Vickrey, School Improvement Specialist, First Colonial High School as Academic Dean, Green Run Collegiate.

10. **Approval of Meeting Minutes**

A. July 10-11, 2023 School Board Retreat / Abridged School Board Meeting: Chair Riggs called for any modifications to the July 10-11, 2023 School Board Retreat/Abridged School Board meeting minutes as presented. Hearing none, Chair Riggs called for a motion to approve the July 10-11, 2023 School Board Retreat/Abridged School Board meeting minutes as presented. Ms. Anderson made the motion, seconded by Ms. Brown. Without discussion, Chair Riggs called for a vote to approve the July 10-11, 2023 School Board Retreat/Abridged School Board meeting minutes as presented. The School Board Clerk announced there were eight (8) ayes in favor of the motion to approve July 10-11, 2023 School Board Retreat/Abridged School Board meeting minutes as presented: Chair Riggs, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Franklin, Ms. Martin, Ms. Melnyk, and Ms. Owens. There were three (3) abstentions: Vice Chair Weems (out of town – family funeral), Mr. Culpepper (not in attendance at retreat/meeting), and Ms. Manning (not in attendance at retreat/meeting). The motion passed, 8-0-3.

11. **Public Comments (until 8:00 p.m.)**

Chair Riggs announced the School Board will hear public comments until 8:00 p.m. on matters relevant to PreK-12 public education in Virginia Beach and the business of the School Board and School Division. Chair Riggs mentioned information regarding speaker process and submitting comments via group email. There were thirty (30) in person speakers (including ten (10) student speakers) and seven (7) online speakers (including one (1) student speaker); topics discussed were 2023 Model Policies; basic rights; Owens' Resolution; equity and respect; transgender students; use of preferred name; safe environment for all students; gender identity; treated fairly; students' rights; parents' rights; students speaking at School Board meetings; keep children and families safe; support for model policies; basic respect for all students; trusting teachers; parental rights; June 12 School Board meeting; Bylaw 1-28; Policy Review Committee; committee assignments; Governance Committee; fairness with committees; rotating members; members of the Policy Review Committee; Bylaw 1-36; committee meetings; school calendar; winter break and pre-Labor Day start; teacher workload; health and wellness of teachers; Bill of Rights; behavioral decline; PBIS; student speakers; policy not politics; and trust in School Board.

The Public Comments were suspended at 8:03 p.m., to continue with the formal meeting and items on the Information agenda.

12. **Information**

A. Bylaw 1-28/Committees, Organizations and Boards – School Board Member Assignments: Kamala H. Lannetti, School Board Attorney reviewed the amendments to Bylaw 1-28 – to have five School Board Members appointed to the Policy Review Committee, to remove the Mayor's Committee for Persons with Disabilities from Section G – Outside Committees, Organizations or Boards, and the renumbering of the list of Outside Committees, Organizations or Boards; the presentation continued with questions and comments regarding the Mayor's Committee for Persons with Disabilities; having an appropriate staff member as part of the committee in stead of a School Board member; voting on Bylaw 1-28; size of committees; not supporting expanding committees; clarification on reason for expanding the number of people on Policy Review Committee (fairness); not political; Chair Riggs started to address another topic; Ms. Manning called a point of order – challenged decision to the Board, Mr. Culpepper seconded; a discussion

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followed regarding following the agenda and not discussing anything at any time; comments can be shared at the end of the meeting but not appropriate to do during the meeting; Chair Riggs withdrew discussion on topic; Ms. Manning and Mr. Culpepper withdrew the motion to challenge.

The discussion on Bylaw 1-28 continued; importance of the Policy Review Committee; diversity on the committee; support of five members on committee; the PRC committee is efficient and doing good work; other committee numbers have been raised in the past (Internal Audit Committee); fairness to Board members; opportunity for other Board members to serve on PRC; five members willing to serve on committee; need more input and ideas; create more fair and palpable policies.

B. New Courses:

1. Unmanned Systems (Drones): Recommendation that the School Board receive information regarding the proposed course, Unmanned Systems, and corresponding course objectives for implementation in the 2023-2024 school year.
2. Nail Technician: Recommendation that the School Board receive information regarding the proposed course, Nail Technician, and corresponding course objectives for implementation in the 2025-2026 school year.
3. TV Production I & II: Recommendation that the School Board receive information regarding the proposed course, TV Production I & II and corresponding course objectives for implementation in the 2023-2024 school year.
4. Introduction to Landscaping I & II: Recommendation that the School Board receive information regarding the proposed course, Introduction to Landscaping I & II, and corresponding course objectives for implementation in the 2024-2025 school year.
5. Building Maintenance I & II: Recommendation that the School Board receive information regarding the proposed course, Building Maintenance I & II, and corresponding course objectives for implementation at the Renaissance Academy in the 2024-2025 school year.
6. BUS 240 – Business Law: Recommendation that the School Board receive information regarding changes to Tidewater Community College’s (TCC) associate’s degree program in Business Administration offered for dual enrollment at the Entrepreneurship and Business Academy (EBA) at Kempsville High School and approve all courses necessary to conform to this and future updates to previously approved degree and certificate programs from TCC. The course outlined in this request is, BUS 240 Business Law. This change is for implementation in the 2023-2024 school year.
7. BUS 224 – Business Statistics: Recommendation that the School Board receive information regarding changes to Tidewater Community College’s (TCC) associate’s degree program in Business Administration offered for dual enrollment at the Entrepreneurship and Business Academy (EBA) at Kempsville High School and approve all courses necessary to conform to this and future updates to previously approved degree and certificate programs from TCC. The course outlined in this request is, BUS 224 Business statistics. This change is for implementation in the 2023-2024 school year.
8. BUS 274 – Foundations of Entrepreneurship: Recommendation that the School Board receive information regarding changes to Tidewater Community College’s (TCC) associate’s degree program in Business Administration offered for dual enrollment at the Entrepreneurship and Business Academy (EBA) at Kempsville High School and approve all courses necessary to conform to this and future updates to previously approved degree and certificate programs from TCC. The course outlined in this request is, BUS 274 Foundations of Entrepreneurship. This change is for implementation in the 2023-2024 school year.
9. English as a Foreign Language IV: Recommendation that the School Board receive information regarding the proposed English as a Foreign Language (EFL) IV course for high schools in the 2023-2024 school year.

Sara L. Lockett, Ed.D., Director of Technical and Career Education provided the School Board information on new courses; reviewed new career pathways for Renaissance Academy; launch 2023: Unmanned Systems (Drones) and Television Production I & II; launch 2024: Introduction to Landscaping I & II and Building Maintenance I & II; launch 2025: Nail Technician; proposed course details – one credit, completer and sequential elective, complete in a few as nine weeks, tied to Work Based Learning; CTE elective budget implications - three year total: \$67,500; equipment, instructional materials, industry credential testing, and training required to start these programs will be supported by the federal Carl D. Perkins grant; EBA Dual Enrollment degree changes: BUS 240 – Business Law, BUS 224 – Business Statistics, BUS 274 – Foundations of Entrepreneurship; no cost to the division to approve this update; English as a Foreign Language (EFL) IV: ESL courses are designed to advance an English learner’s ability to use and understand

academic language as it increases in complexity, variety, and specificity connects to all content areas, year-long World Languages credit, additional opportunity for sequential World Languages credit.

The presentation continued with questions and comments regarding new course proposals; career and technology classes; space at Renaissance Academy for new courses; Introduction to Landscaping I & II; work-based learning; welding course; Nail Technician program; opportunities for students; TV Production courses; and internships.

- C. **Wellness Days:** Cheryl R. Woodhouse, Chief Human Resources Officer, provided the School Board information on Wellness Days; brief overview of key points of presentation; reviewed what is wellness leave – communicates to the employee that we want them to take care of their personal well-being, does not require the employee to justify their absence, time devoted to recharging; benefits for employee: time for recharging, flexibility, reduced burnout; benefits for employers: improved productivity, enhanced employee engagement, reduced absenteeism; wellness leave day parameters: benefit-eligible employees received two (2) Wellness Leave days, used at the employee's discretion, taken consecutively or at a minimum of 1-hour increments, days could not be used during the first and the last ten (10) workdays of the school term or the day before or after a holiday, days could not be carried forward to the next school year, unused leave not eligible for payout, was not issued after May 31; usage data as of July 13, 2023 – out of the 10,288 employees eligible for two (2) Wellness Leave days: 75.71% of employees used both days, 16.48% of employees used at least one day but less than two days, 7.81% of employees used less than one day; from employee input process, Wellness Leave received the highest rating; 2023-2024 SY Wellness Leave days recommendations for consideration: continue Wellness Leave or discontinue, if continued - provide 1 or 2 days of Wellness Leave to current eligible employees (projected cost for 1 day: \$1,270,638; projected cost for 2 days: \$2,541,276), make Wellness Leave permanent or consider Wellness Leave annually, maintain parameters on the usage of Wellness Leave, prorate the issuance of Wellness Leave for new employees up to May 31; next steps if approved: develop a Wellness Leave regulation, communicate to current eligible employees, market to new employees.

The presentation continued with questions and comments regarding continuing Wellness Days; employees are appreciative of days; part of benefits package; tool to help HR recruit employees; funds not part of approved 2023-2024 budget; vacancy dollars; number of holidays and sick days employees receive; substitutes for staff taking Wellness Days; concerns about the cost; number of employees taking one day versus two days; sick days versus Wellness Days; flex days; mindful of teachers and employees but also tax payers; support short term – doing for a year; funds to support teachers; Employee Input Survey – Wellness Leave had the highest agreement.

- 13. Return to public comments if needed:** The Public Comments resumed at 9:15 p.m., and concluded at 9:34 p.m. See agenda item #11 for topics discussed.

- 14. Consent Agenda:** Chair Riggs read the following items on the Consent Agenda:

- A. **Policy Review Committee (PRC) Recommendations:** That the School Board approve Policy Review Committee (PRC) recommendations regarding amendments or reviews of certain policies from its June 8, 2023 meeting.
1. **Policy 2-40/Principals:** The PRC recommends amending the Policy to remove the Editor's Notes which provides links also located in the Related Links section.
 2. **Policy 2-41/Assistant Principals:** The PRC has no recommended changes to this Policy.
 3. **Policy 2-44/Department /Grade Level Chairpersons:** The PRC has no recommended changes to this Policy.
 4. **Policy 2-48/Salaries and Compensation:** The PRC recommends amending the Policy to remove the Editor's Notes which provides links also located in the Related Links section.
 5. **Policy 2-49/Recruitment and Selection:** The PRC recommends amending the Policy to remove the Editor's Notes which provides links also located in the Related Links section.
 6. **Policy 2-52/Probationary Terms and reassignments of Principals, Assistant Principals and Supervisors:** The PRC recommends amending the Policy to remove the Editor's Notes which provides links also located in the Related Links section.
 7. **Policy 2-53/Evaluation of Administrative Staff:** The PRC has no recommended changes to this Policy.
 8. **Policy 2-54/Administrative Compensation:** The PRC has no recommended changes to this Policy.
 9. **Policy 2-58/Professional Development:** The PRC recommends amending the Policy to remove the Editor's Notes which provides links also located in the Related Links section.
 10. **Policy 3-97/Naloxone Administration in Response To A Suspected Opioid Overdose In A School Setting:** The PRC recommends adopting the proposed Policy drafted by the Office of Health Services in response to the February

10, 2023 Virginia Department of Health Standing Order permitting School Board employees who have completed training to administer Naloxone.

11. Policy 4-1/Personnel/Definitions: The PRC recommends amending the Policy to incorporate changes proposed by Human Resources to update the definition of a full-time employee. These changes will allow VRS retirees to work more hours with the School Division and without having any effect on their current VRS benefits.
12. Policy 4-37/Retirement Plans/Insurance: The PRC recommends amending the Policy to incorporate changes proposed by Human Resources in order for employees to more easily locate information on the benefits they are entitled to. These changes were made by working closely with VDOE and VRS to make sure that current employee's benefits are not affected.
13. Policy 6-64/Acceptable Use: The PRC recommends amending the Policy to incorporate changes proposed by the Department of Technology which are needed to align with changes recently made to Regulation 6-64.1 in order to match COPPA and continue receiving federal funding.

After reading the items on the Consent Agenda, Chair Riggs asked if there are any objections to voting on the Consent Agenda items. Hearing none, Chair Riggs called for a motion to approve the items on the Consent Agenda. Ms. Owens made the motion, seconded by Vice Chair Weems. Chair Riggs called for a vote to approve the items on the Consent Agenda. The School Board Clerk announced there were ten (10) ayes in favor of the motion to approve the items on the Consent Agenda: Chair Riggs, Vice Chair Weems, Ms. Anderson, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, Ms. Martin, Ms. Melnyk, and Ms. Owens. The motion passed, 10-0-0. Note: School Board member, Ms. Brown was present in the meeting when the vote took place.

15. Action

- A. Personnel Report / Administrative Appointments: Chair Riggs called for a motion to approve the July 25, 2023 personnel report and administrative appointments. Ms. Franklin made the motion, seconded by Ms. Anderson that the School Board approve the appointments and the acceptance of the resignations, retirements, and other employment actions as listed on the July 25, 2023 personnel report along with administrative appointments as recommended by the Superintendent. Without discussion, Chair Riggs called for a vote to approve the July 25, 2023 personnel report and administrative appointments. The School Board Clerk announced there were eleven (11) ayes in favor of the motion to approve the July 25, 2023 personnel report and administrative appointment. The motion passed unanimously, 11-0-0.

Superintendent Spence mentioned the following: Chelsea L. Bax, Administrative Assistant, Virginia Beach Middle School as Assistant Principal, Landstown Middle School; Taylor D. Lovejoy, Teacher, Great Neck Middle School as Assistant Principal, Brandon Middle School; Kelly J. Foster, Administrative Assistant, Green Run High School as Assistant Principal, Green Run High School; Carrie E. Gantt, Ed.D., Administrative Assistant, Ocean Lake High School as Assistant Principal, Frank W. Cox High School; Crystal Lewis-Wilkerson, Ed.D., Principal, Thalia Elementary School as Director, K-12 and Gifted Programs, Department of Teaching and Learning; and Melanie J. Hamblin, Ed.D., Principal, Windsor Woods Elementary School as Senior Executive Director of Elementary Schools, Department of School Leadership.

- B. Bylaw 1-28/Committees, Organizations and Boards – School Board Member Assignments: Chair Riggs called for a motion amend Bylaw 1-28 Committees, Organizations, and Boards – School Board Member assignments to have five School Board members appointed to the Policy Review Committee and remove the Outside Committee – Mayor's Committee for Persons with Disabilities, and to switch Ms. Melnyk and Ms. Martin Student Discipline Committees – Ms. Melnyk to move from Student Discipline Committee III to I and Ms. Martin to move from Student Discipline Committee I to III, Ms. Martin has asked to continue to stay on Student Discipline Committee I, due to work schedule. Vice Chair Weems made a motion to separate all three items out because some of us will want to vote on them separately as we discussed in Information: B1 – vote on five members to the PRC, B2 – The Mayor's Committee for Persons with Disabilities to appoint staff to that liaison, B3 – Discipline Committees. Mr. Culpepper seconded the motion presented by Vice Chair Weems. A discussion followed regarding clarification on the item for a vote; if there is a need to separate and have item B3 – since it is covered under Action item C – School Board Committee Assignments; clarity on the Student Discipline Committees; School Board members will work out the coverage for Student Discipline Committees; Mr. Callan shared his availability to switch with Ms. Melnyk on the Student Discipline Committee; Kamala H. Lannetti, School Board Attorney clarified the motion – one motion to amend Bylaw 1-28 (B1)

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which is the PRC having five members and the second motion (B2) to amend Bylaw 1-28 section G to remove item 3 (Mayor's Committee for Person with Disabilities) and renumber the rest; Vice Chair Weems confirmed those were the motions. Chair Riggs called for a vote to separate the items B1 and B2 as mentioned. The School Board Clerk announced there were eleven (11) ayes in favor of the motion to separate the items into B1 and B2 as noted above. The motion passed unanimously, 11-0-0.

For clarification, Ms. Lannetti stated the motion on the floor was to amend Bylaw 1-28 that the School Board Policy Review Committee will consist of five School Board members – motion and seconded is needed to open for discussion; Chair Riggs made the motion to amend Bylaw 1-28 – Committees to make it five members on the PRC (Policy Review Committee), Ms. Anderson seconded the motion. Without discussion, Chair Riggs called for a vote on Bylaw 1-28. The School Board Clerk announced there were five (5) ayes in favor of the motion to amend Bylaw 1-28, that the School Board Policy Review Committee will consist of five School Board members: Chair Riggs, Ms. Anderson, Ms. Martin, Ms. Melnyk, and Ms. Owens. There were six (6) nays opposed to the motion to amend Bylaw 1-28, that the School Board Policy Review Committee will consist of five School Board members: Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Vice Chair Weems. The motion did not pass, 5-6-0 since seven (7) votes were needed to pass the Bylaw. Note: as per Bylaw 1-30/Adoption, Amendment, Repeal or Suspension of Bylaws – Section A, paragraph 2: *Adoption of or, amendment or repeal of a Bylaw requires an affirmative vote of seven of eleven of the School Board Members if all School Board Members are present.*

For clarification, Ms. Lannetti stated the motion on the floor was to amend Bylaw 1-28, Section G.3. to remove the Mayor's Committee for Persons with Disabilities and then renumbering the rest of G to reflect the removal. Chair Riggs called for a motion. Ms. Owens made the motion, seconded by Ms. Franklin. Without discussion, Chair Riggs called for a vote to amend Bylaw 1-28, Section G.3. to remove the Mayor's Committee for Persons with Disabilities and then renumbering the rest of G to reflect the removal. The School Board Clerk announced there were ten (10) ayes in favor of the motion to amend Bylaw 1-28, Section G.3. to remove the Mayor's Committee for Persons with Disabilities and then renumbering the rest of G to reflect the removal: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, Ms. Martin, and Ms. Owens. There was one (1) nay opposed to the motion to amend Bylaw 1-28, Section G.3. to remove the Mayor's Committee for Persons with Disabilities and then renumbering the rest of G to reflect the removal: Ms. Melnyk. The motion passed 10-1-0.

- C. School Board Committee Assignments FY 2024: Since Bylaw 1-28 did not pass, to have the School Board Policy Review Committee consist of five School Board members, Chair Riggs made a motion to amend the recommendations for the PRC assignments to be three School Board members, for the PRC, the three School Board members that Chair Riggs recommended are Beverly Anderson, Victoria Manning, and Jessica Owens; Ms. Anderson seconded the motion. A discussion followed regarding the PRC committee assignments; Ms. Manning does not support the recommendation made by the Chair; Ms. Brown has done a great job on the committee, representing a majority minority district; Ms. Manning made a substitute motion that the Policy Review Committee be made up of herself (Victoria Manning), Kathleen Brown, and Jessica Owens. Ms. Brown seconded the substitute motion by Ms. Manning.
- A discussion followed regarding the substitute motion; agreement that Ms. Brown has done a fantastic job on the committee; brings a good voice to the committee; only new Board member not to miss a committee or regular meeting; working on Master's Degree in public policy; unfair to be put on a committee and then taken off; support for Ms. Owens on the committee; other Board members represent minority district; other Board members have policy experience; should not be removed from a committee due to longevity; longevity creates experience; support for the substitute motion; equitable distribution; talked in January about committee assignments. Without further discussion, Chair Riggs asked Ms. Manning to restate her motion; Ms. Manning moved to have herself (Victoria Manning), Ms. Brown, and Ms. Owens to serve on the Policy Review Committee; the substitute motion was seconded by Ms. Brown. Without further discussion, Chair Riggs called for a vote on the substitute motion by Ms. Manning to have Ms. Manning, Ms. Brown, and Ms. Owens to serve on the Policy Review Committee. The School Board Clerk announced there were four (4) ayes in favor of the substitute motion by Ms. Manning to have Ms. Manning, Ms. Brown, and Ms. Owens to serve on the Policy Review Committee: Vice Chair Weems, Ms. Brown, Mr. Culpepper, and Ms. Manning. There were seven (7) nays opposed to the substitute motion by Ms. Manning to have Ms. Manning, Ms. Brown, and Ms. Owens to serve on the Policy Review Committee: Chair Riggs, Ms. Anderson, Mr. Callan, Ms. Franklin, Ms. Martin, Ms. Melnyk, and Ms. Owens. The substitute motion did not pass, 4-7-0.

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Chair Riggs stated the original motion is on the floor – to have the PRC Committee made up of three School Board members, Beverly Anderson, Victoria Manning, and Jessica Owens; the motion was seconded by Ms. Anderson; Ms. Melnyk made a substitute motion to appoint Kathleen Brown, Beverly Anderson, and Jessica Owens; the substitute motion was seconded Ms. Anderson; a discussion followed regarding the substitute motion; how many committees is Ms. Manning on; requested to be on PRC committee; cannot support substitute motion; PRC committee works well together; limited term and tenure; Ms. Brown has done a great job on committee; shouldn't use term as a criteria; keep original three on committee. Without further discussion, Chair Riggs called for a vote on the substitute motion to appoint Kathleen Brown, Beverly Anderson, and Jessica Owens. The School Board Clerk announced there was one (1) aye in favor of the substitute motion to appoint Kathleen Brown, Beverly Anderson, and Jessica Owens: Ms. Melnyk. There were ten (10) nays opposed to the substitute motion to appoint Kathleen Brown, Beverly Anderson, and Jessica Owens: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, Ms. Martin, and Ms. Owens. The substitute motion to appoint Kathleen Brown, Beverly Anderson, and Jessica Owens did not pass, 1-10-0.

Chair Riggs stated the original motion to on the floor - to have the PRC Committee made up of three School Board members, Beverly Anderson, Victoria Manning, and Jessica Owens. Ms. Manning made a substitute motion, to stay with the original recommendations that you had in this policy in the current Board members that are serving myself (Ms. Manning), Ms. Brown, and Ms. Anderson; the substitute motion was seconded by Vice Chair Weems. Without discussion, Chair Riggs called for a vote on the substitute motion by Ms. Manning, to keep Ms. Anderson, Ms. Manning, and Ms. Brown on the PRC Committee. The School Board Clerk announced there were five (5) ayes in favor of the substitute motion to keep Ms. Anderson, Ms. Manning, and Ms. Brown on the PRC Committee: Vice Chair Weems, Ms. Brown, Mr. Callan, Mr. Culpepper, and Ms. Manning. There were six (6) nays opposed to the substitute motion to keep Ms. Anderson, Ms. Manning, and Ms. Brown on the PRC Committee: Chair Riggs, Ms. Anderson, Ms. Franklin, Ms. Martin, Ms. Melnyk, and Ms. Owens. The substitute motion to keep Ms. Anderson, Ms. Manning, and Ms. Brown on the PRC Committee did not pass, 5-6-0.

The original motion is on the floor – to have Beverly Anderson, Victoria Manning, and Jessica Owens on the Policy Review Committee; Ms. Manning stated she would like to withdraw her name and request that Ms. Brown take her place, Ms. Brown has done a great job on the committee and would like her to continue to serve; there are factions in the School Board; political; recommendations in January; Chair Riggs asked Ms. Brown if she would serve on the committee; Ms. Brown will do the will of the Board; Ms. Owens made the amendment to the motion based on Ms. Manning wanting to withdraw that her place as recommended by the Chair be filled with Ms. Brown instead leaving the candidates for the committee as Beverly Anderson, Kathleen Brown, and Jessica Owens; the amendment to the motion was seconded by Ms. Anderson. There was a brief discussion regarding the motion and Ms. Manning's consideration; School Board members elected at large – to serve the whole community; oversee the school system – education of students. Without further discussion, Chair Riggs restated the amended motion on the floor to have the PRC committee members as Ms. Brown, Ms. Anderson, and Ms. Owens. Chair Riggs called for a vote on the amended motion to have Ms. Brown, Ms. Anderson, and Ms. Owens on the PRC Committee. The School Board Clerk announced there were six (6) ayes in favor of the amended motion to have Ms. Brown, Ms. Anderson, and Ms. Owens on the PRC Committee Chair Riggs, Ms. Anderson, Ms. Franklin, Ms. Martin, Ms. Melnyk, and Ms. Owens. There were four (4) nays opposed to the amended motion to have Ms. Brown, Ms. Anderson, and Ms. Owens on the PRC Committee: Vice Chair Weems, Mr. Callan, Mr. Culpepper, and Ms. Manning. The amended motion to have Ms. Brown, Ms. Anderson, and Ms. Owens on the PRC Committee passed, 6-4-0. Note: School Board member, Ms. Brown was present in the meeting when the vote took place.

Chair Riggs made the motion to accept all of these committee assignments; the School Board Clerk called a point of order regarding the discipline committees to put a motion on the floor regarding the discipline committee assignments; Chair Riggs reviewed the Student Discipline Committee assignments in which Ms. Martin would stay on Committee I and Ms. Melnyk would stay on Committee III; Ms. Melnyk request to keep the committees as is; will work out getting substitutes if needed; Ms. Anderson asked for clarification on the discipline committees – Committee III would be Ms. Anderson, Ms. Brown, and Ms. Melnyk and Committee I would be Mr. Culpepper, Ms. Martin, and Ms. Franklin. Chair Riggs made the motion to keep Discipline Committee I with Mr. Culpepper, Ms. Martin, and Ms. Franklin and Discipline Committee III with Ms. Melnyk, Ms. Anderson, and Ms. Brown; the motion was seconded by Ms. Anderson. Without discussion, Chair Riggs called for a vote on Discipline Committee I and

Discipline Committee III. The School Board Clerk announced there were eleven (11) ayes in favor of the members on Discipline Committee I and Discipline Committee III. The motion passed unanimously, 11-0-0.

Chair Riggs made a motion recommending the committee assignments as presented with the change for the PRC and the change of taking the Mayor's Committee for Persons with Disabilities and the switch in the Discipline Committees; the motion was seconded by Ms. Franklin. There was a brief discussion regarding the members of the PRC committee and the overall vote. Without further discussion, Chair Riggs called for a vote. The School Board Clerk announced there were six (6) ayes in favor of the committee assignments as presented with the change for the PRC and the change of taking the Mayor's Committee for Persons with Disabilities and the switch in the Discipline Committees: Chair Riggs, Ms. Anderson, Ms. Franklin, Ms. Martin, Ms. Melnyk, and Ms. Owens. There were five (5) nays opposed to the committee assignments as presented with the change for the PRC and the change of taking the Mayor's Committee for Persons with Disabilities and the switch in the Discipline Committees: Vice Chair Weems, Ms. Brown, Mr. Callan, Mr. Culpepper, and Ms. Manning. The motion passed, 6-5-0.

- D. Wellness Days: Chair Riggs called for a motion to discuss Wellness Days and recommendations for consideration. Ms. Owens made the motion, seconded by Mr. Culpepper; some clarification was needed on the vote; Mr. Culpepper rescinded the second; Ms. Owen made a motion to approve two days, two Wellness Days for staff for this year, the motion was seconded by Vice Chair Weems; a discussion followed regarding Wellness Days; the budget; utilizing vacancies; need to discuss during budget season; concerns about the budget; unfunded mandates; can support one day this year; teachers need flexibility; make one day permanent; leaning towards one day now and revisit later.

Vice Chair Weems made a substitute motion that we support and continue with one day this year and then would like to revisit during the budget season – motion is to offer one day this year then when we evaluate in the budget season we will have that conversation; the substitute motion was seconded by Ms. Brown; a discussion continued regarding the Wellness Day; would Vice Chair consider an amendment to her substitute motion by adding another day if the state budget get approved and funds are available; would need a cutoff date; later days complicate matters with substitutes; supports Wellness Days – can support one day; support for two days; use for hiring and retention; funding, revision funds; allocations based on staff; staffing formula; challenges with staffing – constant turnover; a lot done for employees (raise salaries, health benefits); funds for CIP projects; start with one day now – could revisit in December. Without further discussion, Chair Riggs called for a vote on Vice Chair Weems substitute motion. The School Board Clerk announced there were five (5) ayes in favor of Vice Chair Weems substitute motion to offer one Wellness day this year: Vice Chair Weems, Ms. Brown, Mr. Callan, Mr. Culpepper, and Ms. Franklin. There were six (6) nays opposed to the motion to offer one Wellness day this year: Chair Riggs, Ms. Anderson, Ms. Martin, Ms. Manning, Ms. Melnyk, and Ms. Owens. The substitute motion to offer one Wellness day this year did not pass, 5-6-0.

Ms. Owens amended her motion to be two Wellness Days for this upcoming school year, temporary, but at the prorated based on time of employment, the amended motion was seconded by Ms. Anderson. Without discussion, Chair Riggs called for a vote on the amended motion by Ms. Owens. The School Board Clerk announced there were six (6) ayes in favor of the amended motion to be two Wellness Days for this upcoming school year, temporary, but at the prorated based on time of employment: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Martin, Ms. Melnyk, and Ms. Owens. There were four (4) nays opposed to the amended motion to be two Wellness Days for this upcoming school year, temporary, but at the prorated based on time of employment: Ms. Brown, Mr. Callan, Ms. Franklin, and Ms. Manning. There was one (1) abstention: Mr. Culpepper (in favor of a single day). The amended motion passed, 6-4-1.

- 16. *Committee, Organization or Board Reports:*** There were no Committee, Organizational or Board reports.
- 17. *Return to Administrative, Informal, Workshop or Closed Session matters:*** At 11:16 p.m., Vice Chair Weems made the following motion, seconded by Ms. Franklin that 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, Part A, Paragraph 1, 2, 7, 8, and 29 as amended, to deliberate on the following matters:

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1. 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 of any public body; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals.
2. Discussion or consideration of admission or disciplinary matters or any other matters that would involve the disclosure of information contained in a scholastic record concerning any student of any public institution of higher education in the Commonwealth or any state school system.
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.
29. Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

Namely to discuss:

- A. Superintendent search consulting firm interview and decision on award of contract and Acting Superintendent contract.

Chair Riggs called for a vote. The School Board Clerk announced there were nine (9) ayes in favor of the motion to recess into Closed Session: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. The motion passed, 9-0-0.

The School Board recessed into Closed Session at 11:32 p.m. in the Holland Road Annex/Einstein Lab.

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

- A. Superintendent search consulting firm interview and decision on award of contract and Acting Superintendent contract: School Board members: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens; Kamala H. Lannetti, School Board Attorney; Regina M. Toneatto, School Board Clerk.

Kamala H. Lannetti, School Board Attorney left the Closed Session at 11:50 p.m. and returned at 11:53 p.m.

The School Board reconvened at 12:05 a.m., on Wednesday, July 26, 2023.

Certification of Closed Session: Vice Chair Weems read the Certification of Closed Session:

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

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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.

Vice Chair Weems made the motion, seconded by Ms. Anderson. Chair Riggs called for a vote on the Certification of Closed Session. The School Board Clerk announced there were nine (9) ayes in favor of the motion for Certification of Closed Session: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, Ms. Manning, and Ms. Owens. The motion passed, 9-0-0.

Ms. Anderson made the following motion, to authorize the School Board Attorney, and the School Board Chair to negotiate and finalize the Acting Superintendent contract as directed by the School Board in Closed Session on July 26, 2023; the motion was seconded by Mr. Culpepper. Without discussion, Chair Riggs called for a vote on the motion. The School Board Clerk announced there were eight (8) ayes in favor of the motion to authorize the School Board Attorney, and the School Board Chair to negotiate and finalize the Acting Superintendent contract as directed by the School Board in Closed Session on July 26, 2023: Chair Riggs, Vice Chair Weems, Ms. Anderson, Ms. Brown, Mr. Callan, Mr. Culpepper, Ms. Franklin, and Ms. Owens. There was one (1) nay opposed to the motion to authorize the School Board Attorney, and the School Board Chair to negotiate and finalize the Acting Superintendent contract as directed by the School Board in Closed Session on July 26, 2023: Ms. Manning. The motion passed, 8-1-0.

18. Adjournment: Chair Riggs adjourned the meeting at 12:07 a.m., on Wednesday, July 26, 2023.

Respectfully submitted:

Regina M. Toneatto, Clerk of the School Board

Approved:

Trenace B. Riggs, School Board Chair