



School Board Services

Kimberly A. Melnyk, Chair
District 2

Jennifer S. Franklin, Vice Chair
District 2 – Kempsville

Beverly M. Anderson
At-Large

Kathleen J. Brown
District 10

Michael R. Callan
District 6

David Culpepper
District 8

Shannon L. Kendrick
District 4
Interim

Victoria C. Manning
At-Large

Jessica L. Owens
District 3 – Rose Hall

Trenace B. Riggs
District 1 – Centerville

Carolyn D. Weems
District 9

Donald E. Robertson, Ph.D., Superintendent

School Board Regular Meeting MINUTES
Tuesday, May 14, 2024

School Administration Building #6, Municipal Center
2512 George Mason Drive
P.O. Box 6038
Virginia Beach, VA 23456
(757) 263-1000

- 1. Administrative, Informal, and Workshop:** Chair Melnyk convened the Administrative, Informal, and Workshop session at 3:02 p.m. on the 14th day of May 2024.

In addition to Superintendent Robertson, the following School Board Members were present in the School Administration Building #6, School Board Chamber: Chair Melnyk, Ms. Anderson (arrived at 3:06 p.m.), Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens (arrived at 3:14 p.m.), Ms. Riggs, and Ms. Weems.

Chair Melnyk noted the following: Ms. Manning not in attendance (personal reasons); Mr. Culpepper not in attendance (personal reasons); and Vice Chair Franklin not in attendance (medical reasons/spouse in hospital). Note: Vice Chair Franklin joined the meeting via Zoom at 4:11 p.m.

Chair Melnyk stated members of the public will be able to observe the School Board Meeting through livestreaming on schoolboard.vbschools.com/meetings/live, broadcast on VBT Channel 47, and on Zoom; and thanked those that have joined us in person and online.

- A. **School Board Administrative Matters and Reports:** Chair Melnyk mentioned the following: 1) asked the Policy Review Committee (PRC) to review the Planning and Performance Monitoring Committee (PPMC); 2) Superintendent’s evaluation meeting scheduled for June 4 at 4:00 p.m.; 3) School Board retreat scheduled for July 9 and 10 with the Abridged School Board Meeting, July 9; 4) additional item for retreat agenda requested by Mr. Callan regarding cell phones.

Ms. Brown mentioned to included smart watches with the cell phone topic.

- B. **Weighted Grades:** Thomas Quinn, Executive Director of Secondary Teaching and Learning, provided the School Board information regarding the current process Virginia Beach City Public Schools uses to weight credits; reviewed the Code of Virginia 8VAC20-160-10. Definitions; “weighted course” means an advanced-level course in which credit is increased as determined by local school board policies and defined on the school profile; Code of Virginia 8VAC20-160-50. Weight of advanced-level courses, 8VAC20-160-60. Elements for weighting: 1. Specified curriculum approved by local board or outside agency meeting criteria of program and/or organization; 2. Standard that exceed normal course requirements; and 3. Define assessment component; reviewed VBCPS Regulation – Dual Enrollment 6-89.1, Regulation – Recognition of Student Achievement 5-29.1, reviewed letter grade and GPA value; shared example of calculating an unweighted grade point average; different types of “weighting” across Division: “Bonus” Credit – weight is added after the GPA is calculated (VBCPS, Chesapeake, Norfolk), Weighted Grade – weight is added to the individual grade before the GPA is calculated (Portsmouth, Suffolk); reviewed chart with letter grade – GPA value – VBCPS “Bonus” Value; weighted courses in neighboring Divisions: Advanced Placement, International Baccalaureate, Dual Enrollment, Honors, Governor’s School for the Arts (GSA); reviewed VBCPS types of courses and if weighted: Advanced Placement – yes, International Baccalaureate – yes, Dual Enrollment – yes, only three: Applied Calculus II, Applied Calculus III, and Vector Calculus, Governor’s School – no, and Honors – no; shared summary of

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weighted courses (Virginia Beach, Chesapeake, Norfolk, Portsmouth, Suffolk); example of calculating a weighted grade point average; reviewed impact of weighting GSA courses and weighting GSA courses on class rank; recap of determining courses to receive weighted credit; considerations: creating Policy 6-89, consider which “cohort” you would select to begin this changed (recommended rising grade 6), weighting, Dual Enrollment – consider reviewing and revising Regulation 6-89.1

The presentation continued with questions and comments regarding Dual Enrollment, how many courses, why only three weighted; alternative pathways; Dual Enrollment at TCC; weighted GPA; scholarships; rigor of GSA classes; opportunities for all students; State Code for AP courses; 4x4 courses and bonus credit; example English 111 and 112; VBCPS regulations; surrounding School Districts and their weighting system; class rank and GSA; Honor Courses and weighting; development of a policy to with regulation; Policy Review Committee to review Regulation 6-89.1; and need to look at weighted courses.

- C. **DARE:** Casey Conger, Coordinator of Health and Physical Education, provided the School Board information from the Department of Teaching and Learning regarding the D.A.R.E. program; brief overview of program; first provided by the VB Police Department; phased out due to cost, unstaffed jail positions and evidence of impact questions; current D.A.R.E. offerings: PreK-2nd grade – eight 15-minute poster lessons, 3rd and 4th grades – four 20-minute lessons, Keepin’ It Real Curriculum 5th-12th grades; substance specific lesson offerings (opioids, vaping, prescription drugs), components of self-awareness, responsible decision-making, and communication skills are incorporated, instruction provided by a trained uniformed officer; Keepin’ It Real curriculum – incorporates D.A.R.E. decision making model, teaches skills through stories, role plays, and journaling, aligns to 5th grade Common Core standards Virginia Language Arts & Health Standards of Learning correlations are provided; VBCPS curriculum – builds in depth and complexity from kindergarten through HPE II (10th grade), aligns directly with VA Standards of Learning, aligns to Virginia legislative requirements, includes substance specific lessons for vaping (2nd-10th) and opioids (6th-12th); points for consideration: physical activity and recess, instructional minutes and scheduling, comprehensive VBCPS Health & PE curriculum, legislation and VDOE requirements.

The presentation continued with questions and comments cost of program; curriculum VBCPS currently offers; informational presentation; PE curriculum; D.A.R.E. curriculum; 2024 standards from VDOE; and Virginia Rules – Office of the Attorney General.

- D. **B.F. Williams/Bayside 6th Grade Guidance:** Jack Freeman, Chief Operations Officer, provided the School Board information from staff related to School Board guidance received by staff at the April 16 School Board Workshop where necessary programmatic needs, building components, and reductions were discussed for the B.F. Williams Elementary School / Bayside 6th Grade Campus Replacement Project; overview of items for further review: one main gym, multipurpose room, dedicated music room for 6th grade, eliminate long access hallway outside library, explore combining 6, 7, and 8 grades into Bayside Middle School, number of students per classroom; gym 6,000 SF and multipurpose room 2,000 SF: reduced main gym (savings: +/- 2,800 gross SF, +/- \$1.4 million), eliminated 2nd gym to a multipurpose room (savings: +/- 5,600 gross SF, +/- \$2.8 million); multipurpose room to be used for: fitness/PE, music, electives, other school-wide needs; dedicated 6th grade music room: include in post 30% design (keep: +/- 1,700 gross SF, +/- \$860,000), supports middle school music curriculum (band, chorus, orchestra); eliminate long access hallway: shared library for grades 4, 5, and 6 (savings: +/- 2,000 gross SF, +/- \$1.0 million); reviewed capacity figures regarding combining 6, 7, and 8 grades at Bayside Middle School; optimum capacity 2023-2024 Bayside: 698; reviewed potential student/teacher ratios, 90% optimum capacity figures, five-year membership projection, and long-term estimate; mentioned 2023-2024 building utilization for middle schools, over/under optimum capacity for Independence Middle School and Larkspur Middle School.

James Smith, Ed.D., Senior Executive Director of Middle Schools continued the presentation; provided a historical overview of Bayside 6th Grade Campus and Bayside Middle School: establishment of the Bayside 6th Grade Campus in 2014, accreditation, class size consideration, Bayside 6th Grade Campus established by provisions outlined in Virginia Code; shared math and English/reading accreditation pass rates for Bayside 6th Grade Campus and Bayside Middle School; support added after the 2014-15 SY: school support process, Title I support, professional learning, integrated systems of support, increased participation, communities in schools; class size considerations: individual attention, classroom environment, teacher-student relationships, classroom management, participation and engagement.

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Mr. Freeman continued the presentation; Williams ES/Bayside 6 replacement school – post 30% design; reviewed summary of guidance to date; estimated SF if reductions are taken: - 19,320 SF; additional guidance needed – impacts of changes to students per classroom, example - 22:1: ES: 15 homerooms, MS: 27 core rooms; for reduction in number of classroom, consider reduction per classroom; efficiencies post 30% design (April): +/- 194 SF per student, 165,000 SF, building cost +/- \$89,700,00, project budget +/- \$106,900,00; efficiencies post 30% (May): max operating capacity 850, total SF 162,700, +/- 192 SF per student, 22 students per classroom, total cost/SF \$507.37, building cost +/- \$88,500,000, project budget +/- \$105,500,000; upcoming School Board meetings – topics (subject to change): May 28 – CIP maintenance projects, June 10 – Princess Anne High School discussion (School Board guidance), June or July – Princess Anne High School guidance follow-up, July 9 School Board Retreat – comprehensive new construction discussion. The presentation continued with questions and comments regarding cost of buildings; creating CIP; information to the School Board and guidance; design-bid-build process; July 9 discussions; community engagement; smaller classes; building relationships; creation of Bayside 6th Grade Campus; enrollment projections; classroom sizes; accreditation; meeting the need; middle school average student/teacher ratio; need community input; academic standards; complexity of rezoning; data from math and English/reading pass rates; reduction of square footage (SF); ways to get community input; providing the School Board as much information as possible; need feedback from parents and principles; and PPEA.

- 2. Closed Session:** At 5:12 p.m., Chair Melnyk 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, 7, and 8 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.
 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.
- Namely to discuss:
- A. Appointment of citizen members to School Board Citizen Advisory Committees effective July 1, 2024.
 - B. Superintendent's evaluation.
 - C. Employee request for reimbursement of legal fees.
 - D. Status of pending litigation or administrative cases.
 - E. Consultation with legal counsel regarding probable litigation and pending litigation matters.

Chair Melnyk called for a vote. The School Board Clerk announced there were eight (8) ayes in favor of the motion to recess into Closed Session: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, Ms. Riggs, and Ms. Weems.

The School Board recessed into Closed Session at 5:15 p.m.

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

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- A. Appointment of citizen members to School Board Citizen Advisory Committees effective July 1, 2024:
School Board Members: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, Ms. Riggs, and Ms. Weems; Kamala H. Lannetti, School Board Attorney; Donald E. Robertson, Ph.D., Superintendent; Laura Beth Mattson, Intergovernmental Affairs and Constituent Services Specialist; and Regina M. Toneatto, School Board Clerk.

Laura Beth Mattson, Intergovernmental Affairs and Constituent Services Specialist, left the Closed Session at 5:24 p.m.

- C. Employee request for reimbursement of legal fees: School Board Members: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, Ms. Riggs, and Ms. Weems; Kamala H. Lannetti, School Board Attorney; Donald E. Robertson, Ph.D., Superintendent; and Regina M. Toneatto, School Board Clerk.

The School Board reconvened at 5:27 p.m.

Certification of Closed Session: Chair Melnyk 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.

Ms. Anderson made the motion, seconded by Ms. Owens. Chair Melnyk called for a vote. The School Board Clerk announced there were eight (8) ayes in favor of the motion for Certification of Closed Session: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 8-0-0.

Chair Melnyk read the following:

RESOLUTION REGARDING PAYMENT OF EMPLOYEE LEGAL FEES

WHEREAS: On October 28, 2022, a VBCPS Middle School Teacher was charged with assault and battery of a minor student; and

WHEREAS: The charge against the teacher was dismissed by the Virginia Beach General District Court on September 28, 2023 and the charge was later expunged from the teacher's criminal record by the Circuit Court; and

WHEREAS: The teacher and her attorney are seeking payment of legal fees in accordance with Policy 2-59 in the amount of \$1,777.00 in legal fees and costs incurred in defending this charge and having her criminal record expunged; and

WHEREAS: School Board Policy 2-59 allows the School Board to pay an employee's legal fees incurred as a result of a lawsuit filed against the employee in their official capacity and provided that the lawsuit is later dismissed against the employee.

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WHEREAS: The Superintendent recommends that the School Board pay the employee’s legal fees.

NOW, THEREFORE, be it:

RESOLVED: That the School Board authorizes payment of the employee’s legal fees and costs in the amount of \$1,777.00;

FURTHER RESOLVED: That the Clerk is directed to send a copy of this Resolution to the teacher, the teacher’s attorney, School Board Attorney, the Chief Financial Officer, the Director of Business Services, and the Chief Human Resources Officer who is directed to place a copy of this Resolution in the employee’s personnel file.

Adopted by the School Board of the City of Virginia Beach, Virginia this 14th day of May 2024.

Ms. Brown made the motion, seconded by Ms. Owens. Chair Melnyk called for a vote. The School Board Clerk announced there were eight (8) ayes in favor of the motion for the resolution regarding payment of employee legal fees: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, Ms. Riggs, and Ms. Weems. The motion passed, 8-0-0.

3. **School Board Recess:** Chair Melnyk adjourned the Administrative, Informal, and Workshop session at 5:30 p.m.
4. **Formal Meeting (School Administration Building #6 – School Board Room) 6:00 p.m.**
5. **Call to Order and Roll Call:** Chair Melnyk convened the meeting of the School Board at the School Administration Building #6, School Board Chamber at 6:00 p.m. on the 14th day of May 2024 and thanked the members of the public joining the meeting in person and online.

In addition to Superintendent Robertson, the following School Board Members were present in the School Administration Building #6, School Board Chamber: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, Ms. Riggs, and Ms. Weems.

Ms. Manning not in attendance (personal reasons); Mr. Culpepper not in attendance (personal reasons); and Vice Chair Franklin attended the meeting via Zoom (medical reasons/spouse in hospital) but did not vote on any matters.

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

- A. 2024 Sister Cities Association of Virginia Beach (SCAVB) Youth Ambassador: The School Board recognized Aubrey Swain, a sophomore at Cox High School, as the Youth Ambassador of the Sister Cities Association of Virginia Beach. She earned this honor because of her persuasive presentation of a pitch promoting the connection of Virginia Beach with one of its Sister Cities — Miyazaki, Japan — and by skillfully answering impromptu interview questions.
- B. Exemplar Award, Virginia Board of Education – Kingston, North Landing, Rosemont Forest elementary schools; Old Donation School; Green Run Collegiate; Green Run and Tallwood high schools: The School Board recognized the following schools for receiving Exemplar Achievement awards from the Virginia Board of Education: Green Run Collegiate, Kingston Elementary School, North Landing Elementary School, Old Donation School, and Rosemont Forest Elementary School. This designation recognizes students and their educators for excellence in reading, mathematics and science, and for narrowing achievement gaps. The School Board also recognized Tallwood High School and Green Run High School which the Board of Education honored with the Continuous Improvement Award for making progress in graduation rates and core subject areas.
- C. Annual Music Honors: All State Orchestra, Honors Choir, American Choral Directors Association’s Southern Regional Honors Chorus, Virginia Honor Band, Blue Ribbon Schools (Music Departments), Virginia Marching Band Cooperative State Championship: The School Board recognized students who have been named to the Virginia Music Education Association’s All Virginia Band, All Virginia Chorus, All Virginia Orchestra, Honors Choir, and the American Choral Directors Association’s Southern Regional Honors Chorus from the following schools: Cox High School, Green Run High School, Kellam High School, Kempsville High School, Ocean Lakes High School, Visual and Performing Arts Academy at Salem High School, and Princess Anne High School.

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The School Board recognized the following school music departments for receiving Honor Band Awards: Cox High School, Kellam High School, Ocean Lakes High School, Princess Anne High School, Salem High School, and Tallwood High School.

The School Board recognized the following nine schools for being honored as Blue Ribbon Schools: Green Run High School, Ocean Lakes High School, Old Donation School, Plaza Middle School, Princess Anne High School, Princess Anne Middle School, Salem High School, Salem Middle School, and Tallwood High School.

The School Board recognized the Princess Anne High School Marching Cavaliers who won the Class 2A Virginia Marching Band Cooperative State Championship. This is the fourth state championship the band has won in the past five years.

Note: School Board Member, Ms. Weems left the meeting at 6:20 p.m.

8. **Adoption of the Agenda:** Chair Melnyk called for any modifications to the agenda as presented. Hearing none, Chair Melnyk called for a motion to approve the agenda as presented. Ms. Kendrick made the motion, seconded by Mr. Callan. Without discussion, Chair Melnyk called for a vote. The School Board Clerk announced there were seven (7) ayes in favor of the motion to approve the agenda as presented: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs. The motion passed, 7-0-0.
9. **Superintendent's Report (second monthly meeting) and recognitions (first and second monthly meetings):** Administrative Recognition: At 6:54 p.m., Superintendent Robertson introduced the following appointment which was approved at the April 30, 2024 School Board meeting: Darnita L. Trotman, Ed.D., Director of Employment Services, Department of Human Resources as Chief Human Resources Officer, Department of Human Resources.
10. **Approval of Meeting Minutes**
 - A. **April 30, 2024 Regular School Board Meeting:** Chair Melnyk called for any modifications to the April 30, 2024 Regular School Board meeting minutes as presented. Hearing none, Chair Melnyk called for a motion to approve the April 30, 2024 minutes as presented. Ms. Kendrick made the motion, seconded by Ms. Owens. Without discussion, Chair Melnyk called for a vote. The School Board Clerk announced there were seven (7) ayes in favor of the motion to approve the April 30, 2024 minutes as presented: Chair Melnyk, Ms. Anderson, Ms. Brown, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs.
11. **Public Comments (until 8:00 p.m.)**

There were ten (10) in-person speakers (including four (4) student speakers); topics discussed were Governor's School for the Arts (GSA) and weighted grades; college level courses; hands on experience at GSA; weighted courses and class rank; Legislative Committee; Ms. Riggs' letter; bullying; private schools; guns in schools; school chaplain program; percentage of VBCPS students attending GSA; programs at GSA; academics; GPA and scholarships; and other school divisions and GSA.

The Public Comments ended at 6:54 p.m.

Note: School Board Member, Ms. Brown left the meeting at 7:00 p.m.

12. **Information**
 - A. **Divisionwide Literacy Plan:** Danielle Colucci, Chief Academic Officer, provided the School Board information regarding the Division Literacy Plan as mandated by the Virginia Literacy Act (VLA); the administration will request approval of the Division Literacy Plan at the May 28, 2024 School Board meeting; reviewed the VDOE updated guidance as of April 25, 2024: K-3 VALLSS screener, K-3 student reading plans, K-5 Division Literacy Plan (DLP) 2024-25, VDOE approved intervention/supplemental list (December 2024), updated ELA standards, VDOE approved core textbook for elementary, VDOE professional learning; referenced Division Literacy Plan (handout), VDOE Division Literacy Plan template, initial submission – July 1, 2024, full submission – December 6, 2024; overview of VDOE Division Literacy Plan template sections; Section One: Planning for Comprehensive

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Communication – VBCPS School Division Literacy Vision: All students actively engage in evidence-based literacy instruction that inspires learning, growth, and joy. Working in partnership with families and our community, we empower all students to acquire the literacy skills necessary for success in school and life; Section Two: Selecting High-Quality Instructional Materials – Core (K-5): HMH into Reading, Supplemental Instruction (K-5): TBD, Intervention (K-5): SIPPS – Early Intervention Reading Initiative (K-3), Read 180 Code Flex (3-5); Section Three: Ensuring Virginia Literacy Act Evidence-Based Reading Research Training - Reading Specialists - VDOE Reading Institutes and Canvas modules, Teachers - VDOE Virginia Literacy Partnership (VLP) Canvas modules or LETRS Volume I + VLA Capstone module, Principal and Assistant Principal VDOE Reading Institute (in-person), VBCPS professional learning; Section Four: Monitoring Student Assessment and Progress – student assessments, screeners, and diagnostic assessments; to be determined; Section Five: Assessing Division Level Progress – progress monitoring tool: division level analysis of literacy assessment data meetings, school level analysis of literacy assessment data meetings; Section Six: Engaging Parents, Caregivers, and Community - mutually supportive partnerships, student reading plan communication, Divisionwide web page and family outreach.

The presentation continued with questions and comments regarding PALS assessment; VALLS screener; textbook adoptions; measuring success; evidence-based literacy; high-quality instruction; supplemental materials; small group resources; appreciate work being done; student reading plans; reading specialists; communicating information from VDOE with staff; grant funding; All in Virginia funds; and VDOE changes.

- B. Federal Grant Applications: Lorena Kelly, Ph.D., Executive Director of Elementary Teaching and Learning, provided the School Board information regarding the notification that the administration intends to apply for the following federal grants for the 2024-2025 school year; Title I, Part A – Improving Basic Programs: funding \$17,633,295.40: Title I and Pre-K Support Staff, Literacy Leaders and Mathematics Coaches, professional learning, family engagement supports, instructional supplies and technology programs, tutoring, field trips and summer programs; Title I, Part D – Prevention and Intervention for Neglected, Delinquent or At-Risk: funding \$161,169.11, supports educational services for students in delinquent facilities, supports transition of students back to VBCPS; Title II, Part A – Supporting Effective Instruction: funding \$2,021,625.13, Literacy Leaders, Mathematics Coaches; Title III, Part A – Language Instruction for English Learners and Immigrant Students: funding \$275,662.65, English Learner Instructional Specialist, professional learning, family engagement, Ellevation (digital platform); and Title IV, Part A – Student Support and Academic Enrichment Grant: funding \$1,038,157.93, AP and IB assessment fees for free and reduced lunch recipients, Graduation Lab Teachers to support on-time graduation, professional learning opportunities.

13. Return to public comments if needed: As noted under Agenda item #11, Public Comments concluded at 6:54 p.m.

14. Consent Agenda: There were no items under the Consent Agenda.

15. Action

- A. Personnel Report / Administrative Appointments: Chair Melnyk called for a motion to approve the May 14, 2024 personnel report and administrative appointments. Ms. Riggs made the motion, seconded by Ms. Kendrick that the School Board approve the appointments and the acceptance of the resignations, retirements, and other employment actions as listed on the May 14, 2024 personnel report along with the administrative appointments as recommended by the Superintendent. Without discussion, Chair Melnyk called for a vote. The School Board Clerk announced there were six (6) ayes in favor of the motion to approve the May 14, 2024 personnel report and administrative appointments: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs. The motion passed, 6-0-0. There were no administrative appointments.

16. Committee, Organization or Board Reports: Ms. Owens mentioned the Policy Review Committee meeting Monday, May 20 at 10:00 a.m.; Mr. Callan shared he and Ms. Kendrick attended a celebration at the Adult Learning Center for the foreign language students, over twenty-five countries were represented.

17. Return to Administrative, Informal, Workshop or Closed Session matters: At 7:35 p.m., Chair Melnyk made the following motion, seconded by Ms. Kendrick, that the School Board recess into Closed Session in accordance with

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the exceptions to open meetings law set forth in Code of Virginia §2.2-3711, Part A, Paragraph, 1, 7, and 8, and 2 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.
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.
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. However, any such student, legal counsel and, if the student is a minor, the student's parents or legal guardians shall be permitted to be present during the taking of testimony or presentation of evidence at a closed meeting, if such student, parents, or guardians so request in writing and such request is submitted to the presiding officer of the appropriate board.

Namely to discuss:

- A. Superintendent's evaluation.
- B. Status of pending litigation or administrative cases.
- C. Consultation with legal counsel regarding probable litigation and pending litigation matters.
- D. Student Discrimination and Discipline Cases.

Chair Melnyk called for a vote. The School Board Clerk announced there were six (6) ayes in favor of the motion to recess into Closed Session: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs. The motion passed, 6-0-0.

The School Board recessed into Closed Session at 7:40 p.m.

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

- D. Student Discrimination and Discipline Cases: School Board Members: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs; Kamala H. Lannetti, School Board Attorney; Donald E. Robertson, Ph.D., Superintendent; Eugene F. Soltner, Ed.D., Chief of Staff; Walter C. Brower, Jr., Ed.D., Senior Executive Director, High Schools, Department of School Leadership; and Regina M. Toneatto, School Board Clerk.

At 7:58 p.m., Eugene F. Soltner, Ed.D., Chief of Staff, and Walter C. Brower, Jr., Ed.D., Senior Executive Director, High Schools, Department of School Leadership left the Closed Session.

- A. Superintendent's evaluation: School Board Members: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs; Kamala H. Lannetti, School Board Attorney; Donald E. Robertson, Ph.D., Superintendent; and Regina M. Toneatto, School Board Clerk.

- B. Status of pending litigation or administrative cases; and

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- C. Consultation with legal counsel regarding probable litigation and pending litigation matters: School Board Members: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs; Kamala H. Lannetti, School Board Attorney; Donald E. Robertson, Ph.D., Superintendent; and Regina M. Toneatto, School Board Clerk.

The School Board reconvened at 8:27 p.m.

Certification of Closed Session: Chair Melnyk 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.

Ms. Anderson made the motion, seconded by Ms. Riggs. Chair Melnyk called for a vote. The School Board Clerk announced there were six (6) ayes in favor of the motion for Certification of Closed Session: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs. The motion passed, 6-0-0.

Chair Melnyk called for a motion that the School Board adopt the amended Superintendent Evaluation process and the Performance Standard weighting on the Superintendent's Summative Evaluation Instrument is the following: 1.25 for each Standard 1 through 8.

Ms. Riggs made the motion, seconded by Ms. Kendrick. Chair Melnyk called for a vote. The School Board Clerk announced there were six (6) ayes in favor of the motion for the School Board adopt the amended Superintendent Evaluation process and the Performance Standard weighting on the Superintendent's Summative Evaluation Instrument is the following: 1.25 for each Standard 1 through 8: Chair Melnyk, Ms. Anderson, Mr. Callan, Ms. Kendrick, Ms. Owens, and Ms. Riggs. The motion passed, 6-0-0.

- 18. Adjournment:** Chair Melnyk adjourned the meeting at 8:29 p.m.

Respectfully submitted:

Regina M. Toneatto, Clerk of the School Board

Approved:

Kimberly A. Melnyk, School Board Chair