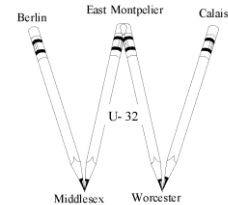


Washington Central Unified Union School District

WCUUSD exists to nurture and inspire in all students the passion, creativity and power to contribute to their local and global communities.

1130 Gallison Hill Road
Montpelier, VT 05602
Phone (802) 229-0553
Fax (802) 229-2761



Washington Central Unified Union School District School Board Retreat and Business Meeting U-32 Middle & High School 930 Gallison Hill Road Montpelier, VT 05062 June 17, 2026 6:15 PM-9:15 PM In-Person & Virtual

Present: Superintendent Dellinger-Pate, Flor Diaz Smith, Daniel Keeney, Chris McVeigh, Patrick Whelley, Ursula Stanley, Elizabeth Brown, Zach Sullivan, Diane Nichols-Fleming, Julia Hewitt, Marty McMahan, Michelle Ksepka, Natasha Eckart, Jen Miller-Arsenault, Julia Pritchard, Susanne Gann, Jarrod Weiss, Julia Pritchard, Celia Guggemos, Jen Miller-Arsenault, Gillian Fuqua, Heidi Dimick, Maia Stone, Anya Farland, Ben Z, Jody Emerson, ORCA, Tara, Alison Byrnes, Allison Fayle, Angus Kurts, Ashley Ballard, David Lawrence, David Delcore, Dell Waterhouse, Denise Wheeler, Edith Lane, Jill, Joanne Campisi, Kara Rosenberg, Kathryn Sauders, Kate Biggam, Lauren Chabot, Lila Richardson, Linda Gray, Luke Bennecker, Mallory Russell, Marily Martin, Michael Sherwin, Natasha Stevens, RND, OCM, Samantha Jackson, Ainsley Burroughs, B Bernstein, Brooke, Claudia Fitch, David Hershey, Ellen Knoedler, Jill, Noah Weinstein, Tsudhalter

- Dinner Welcome, Introductions, and Check IN:** Diane Nichols-Fleming called the meeting to order at 6:15 p.m.
- Continuous Improvement Plan (CIP) Sharing:** Jen Miller-Arsenault presented a slidedeck: *CIP: End of Year Review, June 17, 2026*. She stated that the CIP is aligned with our Strategic Plan as well as our guiding principles. Elementary principals represented their schools and answered questions from the board. Goals: #1 related to math; #2 related to DESSA (social emotional screener); #3 related to students who receive intervention in reading. Jen Miller-Arsenault stated that the board's approval of the CIP is related to grant funding. She noted that the Ed Quality Committee had reviewed this presentation and some of the discussion followed around: What does accountability look like? How do we set a good goal? Are goals aspirational or achievable? Patrick Whelley asked principals to speak to the rationale around reflecting on goals and creating next year's goals. Daniel Keeney clarified what the board is approving at this time. Jen Miller-Arsenault

clarified that they are approving the goals for next year. Daniel noted that the document that is provided has dates 2025-26, and the board is approving CIP for 26-27. Alicia Lyford spoke about calibrating DESSA scoring. Elizabeth Brown asked how next steps will get us to a sustainable plan for school nurses across all of the schools. Steven Dellinger-Pate stated that the plan does not indicate that there is a full time nurse at every school; this would be a budgetary question. As far as service delivery, the plan indicates that some nurse services will be shared across schools, and sometimes by delegation of nurse duties. Elizabeth Brown suggested that the verbiage be changed in the document to indicate that “school nurse services” does not necessarily mean a full time school nurse in each school. Chris McVeigh asked about what changes are suggested for the elementary schools for the coming year.

3. **Public Comment:** Diane Nichols-Fleming invited public comment. Tara B (Calais) asked the board to consider school choice to all elementary schools in WCUUSD. She stated that she had petitioned the board twice to consider allowing her child to attend East Montpelier and had twice been denied. Kristen (Middlesex) stated that stability is very important. She stated that the timeline for families to adjust to the transition is too short. She asked about governance, public process and the board’s goal. She is afraid that the board is not aware of how much concern is out there. She stated that a pause is warranted. Angus Kurts (Middlesex), graduating senior from U32, stated that he does not think moving fifth and sixth grade students to Doty is the right thing for the students. Luke Bennecker (Calais), spoke about the petition that is before the board. He stated that it feels like gerrymandering, like we are going back to the drawing board to rehash a decision that was already made. Towns were given the opportunity to weigh in on the closing of their schools for a reason. Calais resident stated that much has been invested into East Montpelier and U32 and the outcomes do not reflect that investment; he spoke about failed leadership. Kate Biggam asked the board to please press pause, at least ask for additional meetings. There are so many unanswered questions, so many community members who have very bright ideas about potential solutions. Why not propose a special meeting to process all of this, given the resignation of the Superintendent. How are we able to communicate with the board when the only forum is to write to the board, but the emails remain unanswered? Chris McVeigh stated that the board chair has responded to constituent concerns over the past several days, and it is not the role of individual board members to respond, even if sometimes we want to.
4. **Legislative Review:** Superintendent Dellinger-Pate had provided a written update about the following legislative activity. Brief discussion followed. Steven Dellinger-Pate spoke about the excessive spending threshold. He noted that the reduction in the threshold outpaces our ability to keep up, considering declining enrollment trends. Over the next five years the district will need to align its spending with the foundation formula to avoid exceeding the threshold.
 - 4.1. CESA H.955
 - 4.2. District Mergers H.955
 - 4.3. Yield Bill H.949
 - 4.4. Chronic Absenteeism H.930
5. **Board Operations:**
 - 5.1. **CIP Approvals:** Flor Diaz Smith moved to approve the CIP for 2026-27, as presented by our Curriculum Director and Principals. Seconded by Ursula Stanley. Daniel Keeney expressed concern around vagueness versus precision in the goals. He spoke about 4-year graduation rates as reported in the document. He noted that the goals related to math make no mention of math within the goal. He would like to add the clause “as measured by ___ standardized diagnostic tool...” when reporting. **This motion carried unanimously.**

5.2. Legislative Review- H 955 (this was discussed earlier)

5.3. Appoint member to CESA board: Flor Diaz Smith moved that the board appoint Alicia Lyford to represent the supervisory union as a board member in CESA 7. Seconded by Ursula Stanley. Discussion: Ursula Stanley asked whether there has been any discussion among administration as to who might represent WCUUSD. Superintendent Dellinger-Pate stated that Alicia would be a good representative but there has not been such discussion yet. Alicia Lyford indicated that she would be open to that. Chris McVeigh stated that he does not like the “ambush nature” of naming someone in the motion. He asked if any board member had any interest in representing WCUUSD. Elizabeth Brown stated that she worries about appointing anyone in the administration, given the changes in our administrative team in the coming year. Daniel Keeney said he sees the CESA representative as twofold: a procurement conversation/collaboration with other districts - he feels the Business Administrator would be the appropriate representative; the other side of it is district performance and equity across the district - this seems like an appropriate task for a building principal. Chris McVeigh clarified that the representative cannot bind the board to a decision. **Ursula Stanley suggested an amendment: appointing a member of the administrative team (superintendent or designee) and allow administration to choose.** Superintendent Dellinger-Pate stated that he believes a member of the administrative team should be the appointee. **Flor Diaz Smith accepted that amendment. Ursula Stanley would like to add “and will inform the board” to the amendment. This was accepted by Flor.** Chris McVeigh stated that he would object to the amendment because the Superintendent is leaving after July 31. **Vote on the amendment: 2 votes of nay. The motion to amend passes. Vote on the amended motion: 2 votes of nay. This motion passes.**

5.4. CVCC Exploration of U-32 satellite location: Diane Nichols-Fleming shared information about this exploration for the board to consider action to move forward. **Patrick Whelley moved to encourage CVCC to explore the use of U32 as a satellite location. Seconded by Elizabeth Brown.** Discussion: Marty McMahon stated that he does not believe anything they come up with will pass a bond vote. Zach Sullivan stated that there is an implication that the board has had some discussion about this possibility and we have yet to discuss this in detail. Daniel Keeney stated that it should be clear that the draft plan is simply an idea/ draft and that there is still consideration of other locations. He stated that it feels like an uncomfortable position for the board to be the liaison without more U32 voice in the process. Chris McVeigh reviewed the timeline. He does not see any meetings on the timeline to discuss some of the related topics with the board. Flor Diaz Smith stated that the process has been going on for a couple of years. She stated that, right now, we as a board have nothing to respond to. Zach Sullivan stated that this sets us up for a binary choice and doesn’t allow for us to express, for example, “non-starters.” Some discussion followed about the Executive Committee and Facilities Committee recommended composition. Chris McVeigh stated that he would be opposed to selling any piece of land on U32 campus. It seems we should be having a meeting to talk about these things. There are more details that we need to know, and that they need to know regarding our preferences. Marty McMahon stated that it seems appropriate to pause at this time under the current circumstances. Jody Emerson answered some questions of the board. The ask is “whether or not this is something you want to move forward with, and if it is, can you appoint someone to the CVCC Executive Facilities Committee.” She stated that her intention is to come back to the WCUUSD Board at least monthly to share information. Daniel Keeney stated that there is a strong likelihood that for a large portion of the timeline we may not have a

Superintendent on board. That is giving some board members pause. He asked what are the costs and disadvantages of a Town Meeting Day bond vote as opposed to Election Day bond vote. Jody Emerson expressed concern that we could lose momentum. She spoke about CVCC having to turn away hundreds of students due to lack of facilities. Chris McVeigh asked when CVCC is looking for answers to some of the questions in the email she had shared. She replied that they are questions that will need to be answered as we move forward in the next few months. It will take thoughtful planning and discussion; this is an opportunity to collaborate and to show our communities that it is possible. She stated that we can't move forward without a willingness to start talking and she does not feel confident that her board alone should do this. **A vote on the motion was called. It carried, with one vote of "nay."** Chris McVeigh asked whether we should consider appointing Chris O'Brien as a "placeholder" to substitute for our Superintendent. Superintendent Dellinger-Pate stated that he believes we have some highly qualified members on the board for this role. Flor Diaz Smith suggested that Andrew would make sense, as well as the Board Chair. **Flor Diaz Smith moved to appoint Andrew Boye, Diane Nichols-Fleming, and Chris McVeigh to the Executive Facilities Committee with the CVCC. Seconded by Ursula Stanley.** Discussion: Michelle Ksepka suggested that Susanne Gann serve on the committee. Susanne indicated that she would, if the board asked for her to do it, but she expressed concern with the board taking this on as well as the CESA work that looms large. **Daniel suggested that we can re-evaluate if we need to. He called the question. This motion carried unanimously.**

- 5.5. Superintendent Search Authorization:** Diane Nichols-Fleming stated that she has requested an opportunity to speak with the Secretary of Education. She stated that the feedback is that it be an interim, one year position, in light of the changes in education. The idea would be to hire someone who can be with us through the systems change. Diane Nichols-Fleming stated that we have permission to begin this work, but there is an understanding that this is a one year, year-to-year position. Natasha Eckart expressed confusion that only a one year position is allowed, when the mergers are two years out. Diane Nichols-Fleming noted that the language is clear that it is a year at a time. Chris McVeigh noted that the language does not prohibit keeping a person beyond a year if they are doing a great job. **Daniel Keeney moved that the Board authorize the chair to enter an agreement with the VSBA to begin search for an interim superintendent. Seconded by Michelle Ksepka, this motion carried unanimously.**
- 5.6. Review Petition and request to Authorize Board Clerk Prepare a Warning for a Special Meeting of the Electorate:** Diane Nichols-Fleming stated that the role of the board is to review the petition and to call a special meeting. "Petition of Legal Voters of Washington Central Unified Union School District to the Legislative Body" Pursuant to 16 V.S.A. § 722 et seq. and Article 14 of the Washington Central Unified Union School District Articles of Agreement, we the undersigned legal voters of the Washington Central Unified Union School District hereby petition the School Board to hold a special meeting to decide the following question: Shall the voters approve the following amendments to the Washington Central Unified Union School District Articles of Agreement: Article 4- Closure of School Buildings is amended to as follows: Article 4 - Closure of School Buildings ***B. Academic Year 2021-2022 and through 2025-2026 In academic year years 2021-2022 and through 2026-2027, the New Union District Board shall not close any school building or cease using the building to provide direct instruction in at least one grade, prekindergarten through grade 12, unless first approved by both a majority of the Union District Board and the voters residing in the town in which the school is located. C. Academic Year 2027-2028 and After In academic year 2027-2028 and after, the New Union

District Board shall not close any school building or cease using the building to provide direct instruction in at least one grade, prekindergarten through grade 12, unless first approved by both a majority of the Union District Board and the voters of the New Union District. The vote to close a school for the 2027-2028 school year may occur prior to the beginning of that year, with the closure effective on or after June 30, 2027.” She invited questions from board members. Daniel Keeney asked for clarification: state statute directs us as a board to call this meeting. Bernie Lambek, Counsel, explained state statute that refers to this situation where 5% of the voters have petitioned for a special meeting. Julia Hewitt asked whether 5% is voters of the town or 5% of the entire district. Bernie Lambek answered 5% of the voters of the municipality, which in this case is the entire district. Chris McVeigh asked what are the circumstances when a board can choose to not put something up to vote. He referred to a recent Supreme Court ruling. Bernie Lambek stated that in this case it is appropriate and lawful for the voters to decide on this issue so a special meeting is warranted. Flor Diaz Smith asked can we use the primary that is coming in August? Marty McMahan commented that the Articles of Agreement were put together as a compromise (related to debt) under Act 46. Bernie Lambek noted that the Articles of Agreement allow for an amendment to certain clauses. Marty McMahan noted that holding an election during the summertime when fewer people turn out to vote is a disadvantage to some. Zach Sullivan asked about a time frame. 60 days after receipt by the Municipal Clerk (Monday June 15, 2026). Elizabeth Brown clarified - the special meeting is a vote that goes to the community? A vote of the electorate by Australian ballot. (But an informational meeting can be provided before if desired.) Patrick Whelley stated, aren't special meetings held in person? Why would Australian ballot be the voting process? Clarification was sought: Australian ballot is the format. Chris McVeigh asked, why is the board voting if this is something that has to be done? The decision for the board is only to set up a time for the meeting. Chris McVeigh clarified, the way to vindicate the rights related to the compromise that was noted earlier, would be a petition by 5% of the municipality? Bernie Lambek noted that different articles from the Articles of Agreement are able to be amended; some others are not. Ursula Stanley noted that Article 15 (referring to debt) cannot be amended. Marty McMahan stated that we need the time for communities to have discussion, and if we do not allow for time then the mistrust in our communities will only increase. Some discussion of the 60 day time limit ensued. Bernie Lambek stated that his best interpretation is that the meeting will take place within 60 days. August 11th (Primary Election Day) is the last Wednesday within the 60 day window. **Zach Sullivan moved to call a special election for the amendment vote on August 11th. Seconded by Michelle Ksepka. A vote was called. The motion failed, 6 nay, 5 yay.** The board discussed what can be done next? Ursula Stanley asked the board to consider: will defying statute and suggesting that our communities take this board to court build or erode trust? Some board discussion followed. Diane Nichols-Fleming asked board members that voted “no” - is it “no” straight out or is there interest in having discussion about the timing? Marty McMahan stated that there is a lot of anger in our communities. More time to listen would be great but he is hearing from our constituents that we say we are listening and yet there is no response. Elizabeth Brown stated that it is difficult to understand all of it for those of us who were not here when the Articles of Agreement were voted on. She stated that we need more time to better understand. Flor Diaz Smith reviewed the process from back when the Articles of Agreement were voted. Daniel Keeney stated that he finds this discussion to be embarrassing. We looked at our responsibility based on the legal interpretation of an attorney and he can't understand why we are debating whether to carry out our role as a board. Ursula

Stanley stated that she is embarrassed that we are acting as a small group to take away the rights of our constituents to vote. She feels that we are not doing a good job as a board. Some clarification of the time frame: The meeting shall be called within 60 days. Zach Sullivan stated that the reality is that the specific date is not the issue. Natasha Eckart stated that “to warn” is to specify the date of a meeting. For her, it is about a date. She suggests warning within 60 days as required, and setting the date for November. More people would come out to vote. Daniel Keeney stated that his interpretation is that our hands are tied and we have to set a date within 60 days. Bernie Lambek clarified that the warning cannot be less than 30 or more than 40 days before the meeting. Marty McMahon spoke of “the necessity defense.” Bernie Lambek stated that it does not apply to this case. Diane Nichols-Fleming asked about the possibility of meeting with the petitioners to explore some flexibility. Maia Stone stated that there were over 500 signatures and it would be impossible to meet with all of them. Diane Nichols-Fleming asked Bernie Lambek to counsel the board on what are possible next steps. He will do so and be back in touch. Clarification: will a special meeting be held of the board? Diane Nichols-Fleming answered yes, she will reach out to the board after hearing back from Bernie Lambek about possible next steps. Chris McVeigh asked who will be the contact person for families regarding the transition planning over the summer. Superintendent Dellinger-Pate stated that the schools have been in touch with families and have designated contacts; Chris McVeigh stated that one particular person to field such communication would be ideal.

6. Personnel:

6.1. Approve New Teachers, Resignations, Leave of Absence, and Changes in FTE: Elizabeth Brown moved to accept the hiring nomination for Abbey Goodrich, Art Teacher, Katy Truesdale, Principal, Calais Elementary School. Seconded by Natasha Eckart. Discussion: Jen Miller-Arsenault shared some of the highlights of the hiring process. Elizabeth Brown stated that she enjoyed taking part in the hiring process. **This motion carried unanimously. Elizabeth Brown moved to accept the resignation of Mark Chamberlin with appreciation. Seconded by Daniel Keeney, this motion carried unanimously.**

7. Consent Agenda:

7.1. Approve Minutes of 6.3.26: Patrick Whelley moved to approve the minutes of June 3, 2026. Seconded by Elizabeth Brown, this motion carried unanimously. Patrick Whelley moved to approve the minutes of June 10, 2026. Seconded by Natasha Eckart. Clarification: Superintendent Dellinger-Pate’s last day should read July 31, 2026. This motion carried with noted edit.

7.2. Board Orders: Zach Sullivan moved to approve the board orders in the amount of \$978,199.78. Seconded by Patrick Whelley, this motion carried unanimously.

8. Negotiations Update: Diane Nichols-Fleming stated that we are almost there which is why we will need a special meeting. Natasha Eckart stated that she had attended many Pilot Program presentations as well as the 8th grade graduation; she stated that the products that our students are putting out are very impressive - our students are excelling in ways that are not traditionally “measurable,” and their growth is inspiring. Flor Diaz Smith thanked Steven Dellinger-Pate for his leadership, on behalf of the board.

9. Proposed Executive Session: Student Residency Request: At 10:00, Daniel Keeney moved to go into Executive Session to consider a student residency request, and to include Superintendent Dellinger-Pate. Seconded by Julia Hewitt, this motion carried. At 10:15, the board came out of Executive Session. Daniel Keeney moved that the board accepted the administration’s recommendation on the student residency request for student 1. Seconded by

Flor Diaz Smith, this motion carried. (Chris McVeigh abstained) Daniel Keeney moved that the board accepted the administration's recommendation on the student residency request for student 2. Seconded by Flor Diaz Smith, this motion carried.

10. **Proposed Executive Session: discuss confidential matters with counsel regarding an alleged Open Meeting Law violation, per 1 VSA 313(a)(1)(F):** At 10:15, Daniel Keeney moved and Ursula Stanley seconded that the Board enter into Executive Session to discuss an alleged Open Meeting Law violation, with this executive session meeting the threshold finding that premature general public knowledge would clearly place the board at a substantial disadvantage, and that this Executive Session include Board's Counsel Bernie Lambek and Superintendent Dellinger-Pate. At 11:08, the Board having left Executive Session. Daniel Keeney moved and Ursula Stanley seconded that the Board issue a public response to the alleged Open Meeting Law violation, and we request that it be read into the record now by counsel. Attorney Lambek then read the attached response:

WCUUSD BOARD RESPONSE TO ALLEGED OML VIOLATION

This statement was adopted and read in public session at the 6/17/26 Board meeting.

Minor edits are included in this final version.

At its meeting on May 6, 2026, the WCUUSD Board held an executive session to discuss a written draft plan submitted by the Superintendent entitled "Doty and Rumney Configuration." The plan involves moving certain grades – hence moving teachers and students – between the Rumney and Doty elementary schools. The document lists numerous teachers by name. At that time, the plan had not yet been discussed with those teachers. Subsequently, a revised, final plan document was publicly issued, entitled "Report to the Board: Implementation Plan for Doty and Rumney Configuration." Under the Vermont Open Meeting Law, specifically 1 V.S.A. 313(a), a motion to go into executive session must "indicate the nature of the business of the executive session." In this case, the motion cited the "personnel" exception – a shorthand for consideration of "the appointment or employment or evaluation of a public officer or employee," pursuant to 1 V.S.A. 313(a)(3). That was an appropriate and lawful basis for holding an executive session because the discussion focused on assignments of certain named teachers. Furthermore, the Board's review of the draft plan in executive session was also lawfully permitted under 1 V.S.A. 313(a)(6), as a review of a record "exempt from the access to public records provisions" of the law. The draft "Doty and Rumney Configuration" document reviewed by the Board during the executive session is exempt from disclosure under the Public Records Act because it is a school district communication that was "preliminary to any determination of policy or action." 1 V.S.A. 317(c)(17). 1 V.S.A. 313(a) also provides that "[n]o formal or binding action shall be taken in executive session." In this case, the Board did not take any action in connection with the matter discussed in executive session. On May 29, 2026, attorney David Kelley delivered a letter addressed to the Board chair, in which Mr. Kelley claimed, "on behalf of students, parents, and taxpayers" (albeit not named), that the Board's action was in violation of the Vermont Open Meeting Law. Under that law, "any person aggrieved by a violation" of the OML "shall provide the public body written notice that alleges a specific violation [of the law] and requests a specific cure of such violation." The "specific violation" alleged by Mr. Kelley is that the "electorate" was not "given adequate notice that the Board [was] considering a subject requiring its decision." Mr. Kelley relied upon 1 V.S.A. 312(d)(3), which provides that "[a] meeting agenda shall contain sufficient details

concerning the specific matters to be discussed by the public body.” However, in language not cited by Mr. Kelley, 1 V.S.A. 312(d)(3) goes on to state: “Whenever a public body includes an executive session as an item on a posted meeting agenda, the public body shall list the agenda item as ‘proposed executive session’ and indicate the nature of the business of the executive session.” That is precisely what the Board did; the duly posted agenda includes “Proposed Executive Session: Personnel” as an item. Hence, the Board denies any violation of 1 V.S.A. 312(d)(3). Mr. Kelley’s broader complaint is that the Board acted in violation of the Open Meeting Law by not discussing or acting upon the reconfiguration plan in open session. In fact, in open session at its next meeting on May 20, the Board did discuss the configuration plan; the “Report to the Board: Implementation Plan for Doty and Rumney Configuration” was included in the public Board packet for that meeting. But Mr. Kelley views the school configuration plan as a policy matter that must be formally approved by the Board and that cannot be delegated to the school administration. In support of this proposition, he relies upon 16 V.S.A. 563(3), 16 V.S.A. 242, and Article 15 of the District’s Articles of Agreement. While 16 V.S.A. 563(3) does assign “possession, care, control, and management of the property of the school district” to the Board, the statute qualifies the assignment by noting it is “subject to the authority vested in . . . any school district official.” 16 V.S.A. 242, in turn, grants broad authority over administrative matters to the superintendent, who “shall be the chief executive officer for the . . . board.” In addition, section 242 requires the superintendent to “[c]arry out the policies adopted by the school boards” and to “[p]repare, for adoption by a local school board, plans to achieve the educational goals and objectives established by the school district.” The latter clause might be interpreted in some districts to require the type of plan at issue here to be adopted by the Board prior to implementation. That is not the case in this District. Not every plan must be approved by the Board. In WCUUSD, the superintendent has the authority to make decisions regarding assignments of grades and personnel to the schools within the District. Assignment of staff and students to particular classes is normally a matter to be handled by the administration within its discretion. While the matter at issue here is considerably broader than a typical assignment, it remains within the purview of administrative operations under this District’s understanding of policy governance. Indeed, the Superintendent’s decisions over the last three years to move Kindergarten students among different elementary schools within the District is consistent with this practice. The Board is not aware of any provision in Vermont law that requires such a decision to be within the exclusive jurisdiction of the Board. As to the District’s Articles of Agreement, Article 15 requires the Board to “provide timely and sufficient opportunity for local input on policy and budget development.” In this case, the Board was engaged neither in policy nor budget development. The Board was, instead, reviewing a report by the superintendent regarding grade configurations and personnel assignments within two of the elementary schools for the coming school year. Upon receipt of a notice of an OML violation, a school board is required under 1 V.S.A. 314(b)(2) to respond publicly by either acknowledging the violation and stating an intent to cure or stating that the public body has determined that no violation has occurred and that no cure is necessary. For the reasons stated above, the Board determines that no violation of the Open Meeting Law has occurred and that no cure is necessary. The Board notes that, if an OML violation were admitted, it would be required, under 1 V.S.A. 314(b)(4), to cure the violation at an

open meeting by “either ratifying, or declaring as void, any action taken at or resulting from . . . an executive session or portion thereof not authorized under [the law].” As noted above, however, the Board in this instance took no action during or as a result of the executive session. Accordingly, had there been a violation, no cure would be available under the specific terms of section 314(b)(4). Furthermore, to the extent any cure was needed, it was provided at the Board’s meeting on May 20 when the configuration plan was discussed in public session. In any event, the Board commits to continued compliance with the Open Meeting Law requirements in all its work going forward.

11. Closure: The board adjourned by consensus at 11:15 p.m.

Respectfully submitted,
Lisa Grace, Board Recording Secretary
and Daniel Keeney, Board Clerk