**MINUTES**

**WEST VIRGINIA BOARD OF EDUCATION**

**Capitol Building 6, Suite 600**

**1900 Kanawha Boulevard, East**

**Charleston, West Virginia**

**May 11, 2022**

**I. Call to Order**

Following the welcome and Pledge of Allegiance, President Miller L. Hall called the meeting of the West Virginia Board of Education (WVBE) to order at 9:02 a.m. on May 11, 2022, in Capitol Building 6, Suite 600, 1900 Kanawha Boulevard, East, Charleston, West Virginia.

The following members were present: President Hall, Thomas W. Campbell, Robert W. Dunlevy, L. Paul Hardesty, F. Scott Rotruck (via telephone), Debra K. Sullivan, Nancy J. White, James S. Wilson, and ex officio W. Clayton Burch, State Superintendent of Schools. Members absent were Daniel D. Snavely and ex officio Sarah Armstrong Tucker, Chancellor, West Virginia Higher Education Policy Commission and West Virginia Council for Community and Technical College Education.

**II. West Virginia Department of Education Apprenticeship Signing**

**with the West Virginia Department of Labor**

Dr. Carla Warren, Director, West Virginia Department of Education (WVDE) Educator Development and Support Services, spoke briefly about the apprenticeship initiative and introduced the following special guests who brought greetings and congratulations: Dr. Bill Bissett on behalf of Senator Shelley Moore Capito; Mr. Brian Aluise on behalf of Senator Joe Manchin; Mr. Jim Foti on behalf of the United States Secretary of Labor; Mr. David Rogers of behalf of the Commission of the West Virginia Department of Commerce, and Dr. Randall Brumfield on the behalf of the Chancellor of the West Virginia Higher Education Policy Commission. Superintendent Burch, Mrs. Sullivan, Dr. Wilson, and President Hall thanked those who were instrumental in bringing this apprenticeship to fruition. (U.S. Department of Labor letter, Certificate of Registration of Apprenticeship Program, and Registered Apprenticeship Standards appended to Official Minutes, Attachment M.)

**III. Approval of Agenda**

President Hall called for a motion to approve the agenda. Mr. Campbell moved, and Mrs. Sullivan seconded, that the agenda be approved. Upon the call for the question, the motion was carried unanimously.

**IV. Recognitions**

The Board recognized: 1) Ms. Garnet Mooney, School Transportation Secretary, Raleigh County Schools, for 60 years of service. Mr. David Price, Superintendent, Raleigh County Schools, spoke regarding Ms. Mooney’s many years of dedicated service to Raleigh County Schools; and 2) 2021 West Virginia Milken Educator, Ms. Michelle Wolfe, teacher at East Hardy High School (Hardy County). In attendance for Ms. Wolfe’s recognition were Ms. Wolfe’s mother and Ms. **Jennifer Strawderman**, Assistant Superintendent, Hardy County Schools.

**V. Delegations**

Mr. Mickey Blackwell, Executive Director, West Virginia Association of Elementary and Middle School Principals, addressed the Board regarding the need for a full-time school counselor and full-time assistant principal in every school and abusive behavior endured by school staff. Mr. Fred Albert, President, American Federation of Teachers-West Virginia, spoke regarding teacher appreciation and raising salaries, Reconnecting McDowell, and the low voter turnout. Mr. David Gladkosky, Executive Director, West Virginia Professional Educators (WVPE), provided information regarding county visits and concerns issued regarding the substitute teacher shortage, early childhood development, and spoke regarding his attendance at a Policy 2419 hearing and efforts to educate WVPE members regarding House Bill 102.

**VI. Strategic Plan Update**

**Improve Student Achievement and Accountability: Technical Support**

Dr. Jan Barth (distributed information), Assistant State Superintendent, provided an overview of the technical support report. The following staff provided more specific details regarding the report: Mr. Clinton Burch, Technical Education Officer, Office of Technical and Adult Education, Ms. Melanie Purkey, Federal Programs Officer, Office of Federal Programs and Support, Dr. Sonya White, Teaching and Learning Officer, Office of Teaching and Learning, Ms. Charlene Coburn, Accountability Officer, Office of Support and Accountability, Mr. Tim Conzett, Technology Officer, Office of Data Management and Information Systems, Mr. Sam Pauley, School Operations Officer, Office of School Operations and Finance, and Ms. Heather Hutchens, General Counsel, WVDE Legal Services. (Copy appended to Official Minutes, Attachment Mc.)

**VII. Consent Agenda**

President Hall called for a motion to approve the Consent Agenda. Mr. Campbell moved, and Ms. White seconded, that the Consent Agenda be approved. Upon the call for the question the motion was carried unanimously. (Copies appended to Official Minutes, Attachments A through I.)

* Approved April 8 and April 13, 2022, WVBE minutes (Attachment A)
* Received WVDE personnel matters (Attachment B)
* Approved Employment of Substitute Teachers in Areas of Critical Need and Shortage Affidavits from Calhoun (one), Greenbrier (one), and Putnam (one) Counites for submission to the Consolidated Public Retirement Board (Attachment C)
* Approved Glenville State University’s MAT program; Salem University’s Multicategorical (LD,BD,ID) (5-AD) program; and West Liberty University’s Inclusive Early Childhood Education revised program (Attachment D)
* Approved the University of Charleston’s request to transition to AAQEP as their national accreditor with a one year good faith extension (Attachment E)
* Approved Policy 1340, Rules of Procedure for Administrative Hearings and Appeals, effective 30 days from filing (Attachment F)
* Approved Policy 4350, Procedures for the Collection, Maintenance, and Disclosure of Student Data, effective 30 days from filing (Attachment G)
* Approved Policy 2436.10, Participation in Extracurricular Activities, for placement on public comment for 30 days(Attachment H)
* Approved West Virginia Secondary School Activities Commission, Series 1, Constitution, Series 2, Athletics, Provisions Governing Eligibility, Series 3, Provisions Governing Contests, and Series 5, Band and Other Activities, for placement on public comment for 30 days(Attachments I-1, I-2, I-3, and I-4).

**VIII. Break**

President Hall called for a break at 10:40 a.m.

**IX. Call to Order**

President Hall called the meeting back to order at 11:00 a.m.

**X. Superintendent Report**

Superintendent Burch (distributed information) provided information regarding activities promoting the West Virginia Grow Your Own initiative; Dolly Parton Imagination Library; Arts Alive; TeachWV; WVDE May-June newsletter; Golden Horseshoe; May-June Content Calendar; thanked staff who assisted with the West Virginia Schools for the Deaf and the Blind prom; assisted by Dr. White, provided an overview of dual credit, Advanced Placement, and required teaching credentials; and assisted by Mr. Pauley and Mr. Phillip Uy, Financial Officer, WVDE Finance and Operations, spoke about legislative actions that may impact future budgets, presented a timeline for future budget updates, and provided an overview of the FY 2023 budget. (Copies appended to Official Minutes, Attachment N.)

**XI. Amendment - Lincoln County Board of Education**

**2020-2030 Comprehensive Educational Facilities Plan (CEFP)**

Mr. Micah Whitlow, Director, WVDE School Facility Services, presented an amendment to the Lincoln County Board of Education’s 2020-2030 CEFP and an associated waiver request of Policy 4336, transportation times, for the Board’s consideration. Mr. Jeffrey Kelley, Superintendent, Lincoln County Schools, addressed questions from the Board regarding the proposed amendment and waiver request.

Following discussion, Mr. Hardesty moved, and Mr. Campbell seconded, that the Lincoln County Board of Education’s requests: 1) to amend, upon expiration of the initial amendment, their 2020‑2030 CEFP to house Duval PreK-8 at the Central Office facility until the new Duval/Midway school is constructed; and 2) for a related waiver of Policy 4336 for transportation times that will exceed the recommended allowance for Duval PreK-8 that will expire once the new Duval/Midway school is constructed be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment J.)

**XII. Amendment - West Virginia Schools for the Deaf and the Blind (WVSDB)**

**2020-2030 Comprehensive Educational Facilities Plan (CEFP)**

Mr. Whitlow and Ms. Stephanie Abraham, Attorney, WVDE Legal Services, presented and amendment to the West Virginia Schools for the Deaf and the Blind (WVSDB) 2020-2030 Comprehensive Educational Facilities Plan (CEFP) of the Board’s consideration. Revisions to the CEFP include a plan change in facilities for student housing, necessary demolition work, fire safety system improvements, elevator upgrades, project reprioritization, and the inclusion of other miscellaneous needs. Mr. Hardesty departed the meeting.

Following discussion, Ms. White moved, and Mrs. Sullivan seconded, that the West Virginia Schools for the Deaf and the Blind’s request to amend their 2020-2030 CEFP to include a plan change in facilities for student housing, necessary demolition work, fire safety system improvements, elevator upgrades, project reprioritization, and the inclusion of other miscellaneous need be approved. (Copy appended to Official Minutes, Attachment K.)

**XIII. WVBE Personnel Matters and Litigation Updates in**

**Travis Beaver, et al. v. Riley Moore, et al., Civil Action Numbers 22-P-24,**

**22-P-25, and 22-P-26; and B.P.J. by her next friend and mother,**

**Heather Jackson v. WVBE, et al., Civil Action No. 2:21-cv-00316**

**Executive Session**

President Hall called for a motion to enter in executive session. Mr. Campbell moved, and Mrs. Sullivan seconded, that the Board enter in executive session for WVBE personnel and/or legal matters as provided in W. Va. Code §6-9A-4(b)(2)(A) [personnel exception] and/or §6-9A‑4 [matters involving attorney‑client privilege per *Peters v. County Commission*, 205 W. Va. 481 (1999)]. Upon the call for the question the motion was carried; the Board moved into executive session at 12:55 p.m. Mr. Hardesty returned to the meeting.

**XIV. WVBE Personnel Matters and Litigation Updates in**

**Travis Beaver, et al. v. Riley Moore, et al., Civil Action Numbers 22-P-24,**

**22-P-25, and 22-P-26; and B.P.J. by her next friend and mother,**

**Heather Jackson v. WVBE, et al., Civil Action No. 2:21-cv-00316**

**Return from Executive Session**

President Hall announced that the Board had returned from executive session at 2:30 p.m. with no action taken.

President Hall called for a motion to approve the Board’s personnel attachment. Mr. Campbell moved, and Ms. White seconded, that the personnel attachment be approved. Upon the call for the question the motion was carried unanimously. (Copy appended to Official Minutes, Attachment L.)

**XV. WVBE Member Updates**

Mrs. Sullivan attended portions of the Milken Educator Forum; attended the set-up for Arts Alive; provided an update regarding Communities In Schools; and worked on several policies. President Hall provided remarks at the Milken Educator Forum. Mr. Campbell spoke about the Monroe County Board of Education’s Board Room. Dr. Wilson attended Grow Your Own events in Marshall and Tyler County. Mr. Rotruck participated in a meeting of the West Virginia Public Education Collaborative.

**XVI. Requests for Information**

Mrs. Sullivan requested information regarding class size at the high school level including AP® classes.

**XVII. Future Meetings**

President Hall announced that the next regular meeting of the WVBE will be held June 8, 2022, at 9:00 a.m., in Charleston, West Virginia.

**XVIII. Adjourn**

President Hall called for a motion to adjourn. Mr. Hardesty moved, and Mr. Campbell seconded, that the meeting be adjourned. Upon the call for the question the meeting was adjourned at 2:38 p.m.

**Minutes approved by the Board on June 8, 2022.**

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**Miller L. Hall, President**

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**Thomas W. Campbell, Vice President**

Minutes were recorded by

Virginia M. Harris

Secretary to the Board

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