

Board of Education Special Meeting
Wednesday, July 29, 2020 5:30 PM
Media Center
802 Highland Street
Wakefield, NE 68784

1. Opening Procedures
 1. Call to Order
 2. Open Meetings Act
 3. Pledge of Allegiance
 4. School District Mission Statement
 5. Roll Call
2. Excuse Board Member Absences
3. Emergency Modification of the Agenda
4. Approval of Agenda
5. Recognition of Visitors/Communications from the Public
6. Discussion and Action Items
 1. Hold for discussion and possible action the appointment of Eric Riewer to fill the vacant position on the Wakefield Board of Education.
Moody
 2. Hold for discussion and possible action the approval of the English Learners Program report.
Wulf & Moody
 3. Hold for review, discussion, and appropriate action the "Return to School Plan" as presented by the administrative team.
Moody
 4. Hold for discussion and appropriate action a request by Mr. William Trenhaile on behalf of a minor child to waive the option enrollment deadline.
Moody

5. Hold for discussion and appropriate action a request by Ms. Jennifer Bruckner on behalf of a minor child to waive the option enrollment deadline.
Moody

6. Hold for review and discussion on first round reading a proposed "2020-2021 School Re-opening Resolution."
Moody

7. Hold for discussion and appropriate action an administrative recommendation that the Board of Education approve and request the issuance of a local substitute teaching certificate for Ms. Kathy Johnson

Moody

7. Adjournment

Policy 2009 Addendum PUBLIC PARTICIPATION

INSTRUCTIONS FOR MEMBERS OF THE PUBLIC WHO WISH TO ADDRESS THE BOARD OF EDUCATION:

This is the portion of the meeting when members of the public may speak to the board about matters of public concern.

- **Getting Started:** Members of the public wishing to address the Board of Education during a meeting of the Board are NOT required to have their name placed on the agenda prior to the meeting. However, individuals wishing to address the Board are requested to sign-in, and to also indicate whether they wish to address the Board during the "Recognition of Visitors/Communications from the Public" portion of the meeting. From time to time, the Board President may ask members of the audience with specific expertise or knowledge to speak to a particular topic. This invitation will be given in advance of the meeting to avoid putting anyone "on the spot" during the meeting. Otherwise all comments must be confined to the "Communications from the Public" section of the meeting. Prior to addressing the Board of Education, visitors are requested to wait to be recognized by the Board President.
- **Time Limit:** The board will generally allow a total of 30 minutes for the presentation of all public comments. Individuals may speak only one time, and must limit comments to no more than 5 minutes. If there are more than 6 individuals who wish to address the board, the 30 minutes will be divided equally between the number of speakers. These time limits may be changed by a majority vote of the board members in attendance to extend the time for a specific item or speaker. Persons desiring to address the board will NOT be allowed to defer any portion of his or her allotted time to any other person.
- **Personnel or Student Topic:** Visitors wishing to address a personnel matter or an issue involving an individual student matter are advised that the Board of Education is not at liberty to discuss employee issues or student matters with members of the public. Members of the public are asked to respect that the district has a complaint policy and/or procedure designed to resolve such complaints and concerns. Board members will generally not respond to any questions or comments from the public regarding individual staff members or students.
- **General Rules:** This is a public meeting for the conduct of business. Extemporaneous comments as well as comments from the audience while others are speaking will not be tolerated. Lewd, obscene, profane, slanderous, threatening and hostile conduct or statements and fighting words (words whose mere utterance entails a call to violence) will not be tolerated.
- **No Action by the Board:** The board will not act on any matter unless it is on the published agenda.

Adopted on: 12/12/2016
Revised on: 4/9/2020
Reviewed on: 04/09/2020

2009
Public Participation at Board Meetings

The board of education shall hold of its meetings in accordance with the Nebraska Open Meetings Act.

The board shall make reasonable efforts to accommodate the public's right to hear the discussions and testimony presented at its meetings. The board shall make available at the meeting, for examination and copying by members of the public, at least one copy of all reproducible written material to be discussed in open session of the meeting.

The board may make and enforce reasonable rules and regulations regarding the conduct of persons attending, speaking at, videotaping, photographing, or recording its meetings. The board may not forbid public participation at all meetings, but the board is not required to allow citizens to speak at each meeting.

The board shall not require members of the public to identify themselves as a condition for admission to the meeting, nor shall such body require that the name of any member of the public be placed on the agenda prior to such meeting in order to speak about items on the agenda. However, the board may require members of the public desiring to address the board to identify themselves.

Adopted on: 12/14/2009

Revised on: _____

Reviewed on: 07/13/2020

2020–2021 SCHOOL RE-OPENING RESOLUTION

WHEREAS, the school district was closed during a portion of the 2019–2020 school year based on the statewide outbreak of COVID-19; and

WHEREAS, the President and the Governor have declared a state of emergency; and

WHEREAS, the State of Nebraska and the Northeast Nebraska Public Health Department have issued various directed health measures in response to the novel coronavirus and the COVID-19 pandemic; and

WHEREAS, the directed health measures currently in place allow the school facilities to be reopened to in-person student attendance; and

WHEREAS, the Board of Education wishes to support student learning while taking reasonable precautions to keep students, staff, and administrators safe; and

WHEREAS, the school district is also completing reopening plans with contingencies for changes in circumstances, but for the time being, the Board of Education believes it is important to address these critical issues to assist the administration in preparing for plans when school resumes;

NOW, THEREFORE, be it resolved that the Board of Education has determined as follows:

Site for Instruction

student instruction will occur in-person in the classroom unless otherwise required by law. All students who are enrolled in the school district must attend school on all days when school is open for in-person instruction unless the student's illness makes attendance impossible or impractical or is otherwise excused by board policy.

If a moderate level of risk exists, as determined through consultation with NNPHD and/or the Nebraska Department of Education, a "hybrid" model of schooling, to include both in-person and remote learning activities may be offered. Those students served via a hybrid model will be provided with the opportunity to engage in distance learning and are expected to complete all assigned coursework remotely.

In cases of elevated levels of risk, as determined through consultation with NNPHD and/or the Nebraska Department of Education, instruction may occur

exclusively via remote learning. Students will be expected to fully participate in the remote learning activities. Students choosing not to participate in remote learning activities will be deemed to be absent from school and subject to compulsory attendance rules and regulations. No students will attend school in person unless required to access services.

Appropriate accommodations will provide for students with special needs through the IEP and 504 process.

Student attendance in both the in-person and the remote learning models will be governed by the following policy:

5001

Compulsory Attendance and Excessive Absenteeism

Required Attendance

Every person residing in the school district who has legal or actual charge or control of any child who is of mandatory attendance age shall cause that child to attend a public or private school regularly unless the child has graduated from high school or has been allowed to disenroll pursuant to this policy.

Mandatory Attendance Age

All children who are or will turn six years old before January 1 of the current school year are of mandatory attendance age. Children who have not turned eighteen years of age are of mandatory attendance age.

Exceptions

This policy does not apply when attendance is made impossible or impracticable by severe weather conditions or by the temporary illness of the student or a child whom the student is parenting. A child who will not reach age 7 before January 1 of the current school year may be excused from mandatory attendance if the child's parent or guardian completes an affidavit affirming that alternative educational arrangements have been made for the child. A copy of the required affidavit is attached to this policy.

Discontinuing Enrollment – 5 Year Old Students

The person seeking to discontinue the enrollment of a student who will not reach six years of age prior to January 1 of the current school year shall submit a signed, written request and to the superintendent using the form which is attached to this policy. The school district may request written verification or documentation that the person signing the form has legal or actual charge or control of the student. The school district shall discontinue the enrollment of any student who

satisfies these requirements. Any student whose enrollment is discontinued under this subsection shall not be eligible to reenroll in this school district until the beginning of the following school year unless otherwise required by law.

Discontinuing Enrollment – 16 and 17 Year Old Students

Only children who are at least 16 years of age may be disenrolled from the district. The person seeking to discontinue the child's enrollment shall submit a signed, written request and submit it to the superintendent using the form which is attached to this policy. The district will follow the procedures outlined on the attached form in considering requests to disenroll. Page 2 of 2 Only children disenrolling to attend a non-accredited school may be exempt from this policy. The person with legal or actual charge or control of the child must provide the superintendent with a copy of the signed request submitted to the State Department of Education for attending non-accredited schools. The superintendent may confirm the validity of the submission with the State Department of Education.

Attendance Officer

Each building principal is designated as an attendance officer for the district. Each building principal, at his or her discretion, may delegate these responsibilities to any other qualified individual. The attendance officer is responsible for enforcing the provisions of state law relating to compulsory attendance. This responsibility includes but is not limited to filing a report with the county attorney of the county in which a student resides. Compensation for the duties of attendance officer is included in the salary for the superintendent or designee. Excused Absences The following absences will be considered excused if they are confirmed by communication to the school from the student's parent/guardian:

1. Physical or mental illness of the student (a physician's verification is required after three (3) consecutive days of absence for illness)
2. Severe weather
3. Medical appointments for the student with a written doctor's note
4. Death or serious illness of the student's family member
5. Appearance at court or for other legal matters with a written court note

Excessive Absenteeism When a student receives 5 unexcused absences or the hourly equivalent in any semester, the Attendance Officer will follow the attached procedure for addressing barriers to the student's attendance.

When a student is absent more than twenty days per year or the hourly equivalent and any portion of the absences is unexcused, the Attendance Officer may file a report with the county attorney of the county in which the student resides. For example, if the student accumulates 23 days of excused absences due to documented illness and is tardy one time, the Attendance Officer may file a report with the appropriate county attorney.

Adopted on: 6/14/2010	Revised on: 7/13/2017	Reviewed on: 2/8/2018
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Masks

All district teachers, staff, employees, volunteers, and third-party business affiliates:

- Must wear face coverings at all times unless the nature of the instruction or other activity makes face covering unsafe or impossible. Employees who suffer from a disabling condition that necessitates a reasonable accommodation to this requirement must notify their supervising administrator immediately of the employee's physical or mental impairment and the accommodation the employee seeks.

All students

- Must wear face coverings at all times, unless one of the following exceptions applies:
 - The student has a disability and a reasonable accommodation excuses the student from wearing a mask for some or all of the school day;
 - The student's Individualized Education Program (IEP) team has determined that wearing a mask for some or all of the school day would interfere with the student's ability to receive a free, appropriate public education and that determination is documented in the student's IEP;
 - The student's Section 504 committee has determined that wearing a mask for some or all of the school day would interfere with the student's ability to receive a free, appropriate public education and that determination is documented in the student's Section 504 Plan; OR
 - Another legally valid reason exists to excuse the student from the face covering requirement and such reason has been approved in writing by the building Principal.

Leave / Staff Attendance

□ Employees will be permitted to take leave (paid or otherwise) provided by the terms of employment (staff contract, negotiated agreement, etc.) and as provided by law (e.g., ADA, FMLA, FFCRA, etc.).

□ In addition to leave required by law, policy, or contract, the district will allow employees that satisfy the COVID-19 Qualifying Criteria below to take up to days of leave (paid or unpaid, or some combination of the same) in addition to all of forms of leave provided by the terms of employment (e.g., staff contract, negotiated agreement, etc.):

COVID-19 Qualifying Criteria

- Employee has one of the following conditions that the Centers for Disease Control (CDC) has identified to **put Employee at increased risk** of severe illness from COVID-19:
 - Chronic kidney disease
 - COPD (chronic obstructive pulmonary disease)
 - Immunocompromised state (weakened immune system) from solid organ transplant
 - Obesity (body mass index [BMI] of 30 or higher)
 - Serious heart conditions, such as heart failure, coronary artery disease, or cardiomyopathies
 - Sickle cell disease
 - Type 2 diabetes mellitus

- Employee has one of the following conditions that the Centers for Disease Control (CDC) has identified to **maybe put Employee at increased risk** of severe illness from COVID-19:
 - Asthma (moderate-to-severe)
 - Cerebrovascular disease (affects blood vessels and blood supply to the brain)
 - Cystic fibrosis
 - Hypertension or high blood pressure
 - Immunocompromised state (weakened immune system) from blood or bone marrow transplant, immune deficiencies, HIV, use of corticosteroids, or use of other immune weakening medicines
 - Neurologic conditions, such as dementia
 - Liver disease
 - Pregnancy
 - Pulmonary fibrosis (having damaged or scarred lung tissues)
 - Smoking

- Thalassemia (a type of blood disorder)
- Type 1 diabetes mellitus
- A member of Employee's residence has one of the conditions (listed above) that the CDC has identified to put or possibly put that member of Employee's residence at increased risk of severe illness from COVID-19.
- [Other reasons for additional leave?]

[Think about whether to require exhaustion of all paid leave first before accessing this additional leave.]

[Additional leave for teachers will require negotiating with the teachers' union.]

The superintendent is authorized to take all reasonable and necessary action to implement this resolution without further action of the Board.

If there is any conflict between this resolution and any provision of Board policy or of staff or student handbooks, the terms in this resolution shall control.

NOW, THEREFORE, be it finally resolved that this resolution will expire upon the sooner of action taken by the Board to rescind it or the expiration of the 2020-2021 school year.

Approved by the Board on _____, 2020.

Board President