

## **Agenda**

1. Call To Order  
**Speaker(s):** Board President
2. Pledge of Allegiance  
**Speaker(s):** Board President
  - 2.1. Roll Call - Excuse Board Members not in attendance  
**Speaker(s):** Board President
3. Public Comment Sign In Procedure
  - 3.1. Public Comment
4. Board of Education Vacancy Interviews  
**Speaker(s):** President Richards
5. Board of Education Vacancy Appointment (Action)  
**Speaker(s):** President Richards
6. Board of Education Oath of Office  
**Speaker(s):** Dr. Mark Adler
7. Consent Agenda (Action)  
**Speaker(s):** Board President
8. Board Development and Communication
  - 8.1. Board Members' Update
9. Superintendent's Report  
**Speaker(s):** Superintendent
  - 9.1. Government Relations Update  
**Speaker(s):** Dr. Mark Adler
  - 9.2. NASB Updates and Information  
**Speaker(s):** Mrs. Elizabeth Kumru
  - 9.3. Enrollment Update  
**Speaker(s):** Dr. Mark Adler
10. Standards Based School Improvement
  - 10.1. Construction Manager at Risk Method of Construction  
**Speaker(s):** Dr. Mark Adler
    - 10.1.1. Construction Manager at Risk Board Resolution (Action)  
**Speaker(s):** Dr. Mark Adler
    - 10.1.2. Policy Review - Policy 3042 Construction Management at Risk Contracts  
**Speaker(s):** Dr. Mark Adler
    - 10.1.3. Authorization for Notice and Publication of Request for Proposals (Action)  
**Speaker(s):** Dr. Mark Adler
  - 10.2. Phase 2 - District #54 General Obligation Bond Resolution (Action)  
**Speaker(s):** Dr. Mark Adler
11. Policy Review

12. Executive Session Disclosure
  - 12.1. Executive Session (Action)
13. Pre-Adjournment Information and Activities
  - 13.1. Announcements
  - 13.2. Board of Education Supplemental Meeting Information
  - 13.3. Future Board Calendar
14. Adjourn

## **2009 Public Participation at Board Meetings**

The board of education shall conduct 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 is not required to allow citizens to speak at each meeting, but it will provide the opportunity for public participation at least four times per year. 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 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: March 25, 2019

Revised on:

Reviewed on: March 25, 2019

## **Ralston Board of Education Public Comment Procedures**

The Ralston Board of Education appreciates the public's right to provide public comment. It is the practice of the Ralston Board to listen to the public comment, without discussion between the public and the Board. Should you have a question or ask for follow-up from the Board, the Board President or Chair of the meeting will direct the Superintendent to address the requests and provide additional information to you as appropriate. We ask that you refrain from personal comments about individuals and the use of vulgar or inappropriate language in addressing the Board.

The following will help guide the Public Comment agenda item at Board Meetings and Public Hearings:

1. Persons speaking during Public Comment will be called forward individually by the Board President or Chair to the location identified for such purpose.
2. The board will generally allow a total of 30 minutes for the presentation of all public comments. Individuals may only speak one time per topic and must limit comments to around three (3) minutes. In the event more than 10 individuals wish to address the board, the 30 minutes will be divided equally between the number of speakers. At the discretion of the Board President or Chair, speakers may be allotted additional time.
3. Each individual speaking to the Board will be required to identify himself or herself prior to giving public comment or when related business is on the agenda. A "Record of Appearance" card is provided for this purpose.
4. Persons wishing to appear will be heard in the order in which the Board President or Chair of the meeting determines appropriate.
5. In cases where more than one person wishes to speak on the same topic, their presentations to the Board may, at the discretion of the Board President or Chair, be grouped together by topic.
6. Persons speaking to the Board during public comment may make printed materials available to the Board but may not use any other form of media.

**Public Participation at Board Meetings Form**

**Ralston Board of Education  
PUBLIC COMMENTS**

The purpose of "Public Participation" is for the Board of Education to hear comments from the public. Since comments are not on the published agenda the Board will not discuss and/or answer questions during "Public Comments."

The board will generally allow a total of 30 minutes for the presentation of all public comments. Individuals may only speak one time per topic and must limit comments to around three (3) minutes. In the event more than 10 individuals wish to address the board, the 30 minutes will be divided equally between the number of speakers. At the discretion of the Board President or Chair, speakers may be allotted additional time.

**PLEASE PRINT**

Name \_\_\_\_\_ Date \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Subject of Public Comment: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## INTERVIEWING THE APPLICANTS

The board will interview the applicants during a regularly advertised meeting of the board. The interviews will be conducted in open session.

**§ 84-1410. Closed session; when; purpose; reasons listed; procedure; right to challenge; prohibited acts; chance meetings, conventions, or workshops.**

“...(f) Nothing in this section shall permit a closed meeting for discussion of the appointment or election of a new member to any public body.

The Association recommends that a copy of each application be distributed to each board member prior to the meeting for their personal review. During the interview, each applicant will respond to a set of questions predetermined by the board. The Association provides a sample of candidate questions for the board’s consideration.

## BOARD CANDIDATE QUESTIONNAIRE

1. What motivates you to want to become a board member?
2. What attributes are essential for successful school board members?
3. What do you see as the board’s roles and responsibilities?
4. What role does policy play/have in the function of the board?
5. Do you have sufficient time/energy to devote to this position?
6. How would you handle a request or concern, if approached, by an individual or special interest groups?
7. Identify the qualities an effective board member will exhibit.
8. What are the basic requirements for successful school boardsmanship?
9. What is your vision for education in this school district?
10. Do you understand the role of the superintendent? Describe the superintendent’s role.
11. Do board members/the board have a role in the day-to-day operation of the district?
12. Can you/should you support a board decision that you are not in favor of?
13. What do you see as the primary work of the board?

14. What kind of relationship should a district/the board have with the community? With parents and families?
15. How can a board know if the district goals are being accomplished and policies carried out?
16. Who should set the rules governing board procedures, methods, and behavior? Who should enforce them?
17. With one or two meetings a month, all school boards are limited in what they can do. How does/should the board decide what is most important?
18. How can the board be accessible to the community?
19. How can you contribute to a successful board meeting?
20. What responsibilities do board members have regarding advocacy?
21. What do you think is expected of you as a board member?
22. Why are school boards necessary?
23. What are the leadership responsibilities of school board members?
24. What are the current challenges facing education/school boards?
25. What is the most important responsibility of a school board?
26. What is the public relations role of a school board?
27. Is membership on the board of education compatible with your present position?
28. What question do you have for the board?

The board may wish to select the questions that will help the board understand the qualities and characteristics each candidate will bring to the board based upon how they respond to the candidate interview. Ultimately, **it is critical that the board understand each individual's motivation for wishing to serve the district as a board member.**

When filling the vacancy, the board may not vote by ballot. Once the board has completed the interviews, begin discussion of the candidates by accentuating the positive attributes each individual brings to the table through the interview questions. The transparency the board desires to ensure is supported through open and honest discussion of the qualities each candidate brings to the board. Through this format, the board is only discussing positive characteristics, thus allowing the candidate of choice to surface.

Once the board has selected the applicant to fill the vacancy, notify the Election Commissioner's office of the appointment, as well as the Association. Notification to the Association can be done through email and/or update of the NASB Membership Portal. The Association highly encourages the board to carry out a new board member orientation as soon as possible.

### CANDIDATE COMPARISON

Assess each candidate and score

**5 – Excellent 3 – Average 1 – Fair**

<b>Candidate Background</b>	<b>Candidate #1</b>	<b>Candidate #2</b>	<b>Candidate #3</b>	<b>Candidate #4</b>
Candidate has served on the board previously.				
Candidate has served in a volunteer role in the school district.				
Candidate has served in a volunteer role in the community.				
Candidate serves as an advocate for the school district.				
<b>Candidate Application</b>				
Candidate completed application and submitted prior to deadline.				
Candidate's response to application question conveyed a clear and purposeful message on why they are interested in serving on the board and qualities they will bring to the role.				
<b>Interview Assessment</b>	<b>Candidate #1</b>	<b>Candidate #2</b>	<b>Candidate #3</b>	<b>Candidate #4</b>
Communication skills were pleasant, logical, persuasive, and organized.				
Candidate appeared confident and relaxed during their interview.				
Candidate engaged all board members when responding to questions.				
Candidate's response to questions was concise and to the point.				

Candidate will represent the district well in the community.				
Candidate conveyed a responsibility to support education for all students.				
Candidate conveyed a strong knowledge of the school district.				
Candidate conveyed how his/her interests will bring value to their service to the board.				
Candidate asked questions of board members.				
<b>Response to Interview Questions</b>				
Question 1 (Insert question, assess quality of response.)				
Question 2				
Question 3				
Question 4				
<b>Potential Total Assessment Score 100</b>				

## MENTORING POTENTIAL BOARD MEMBERS

Each election year there is potential for change among board members. The board that proactively anticipates the change is a board that ensures a purposeful and a positive board-superintendent working relationship. As board president, you will lead this mentoring process. Act by:

**Identifying quality individuals to run for the board of education.** Individual board members and administrators should actively identify and encourage quality individuals to consider service on the board of education. Consider community members who advocate for students, serve education as an active volunteer in the schools or community, and/or someone that models a willingness to listen and understand both sides of an issue before taking a position.

**Educating the board candidates.** The superintendent, board president, veteran board members, and appropriate administrators should meet with each board candidate to explain the role and expectations of a board member. The public perception is shaped by the current board and the superintendent's working relationship as leaders of the district. The value of the candidate meeting provides a behind the scenes look at the division of roles and responsibilities of the board and

Daniel P. O'Reilly  
7867 Tilford Circle  
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(402) 983-4926  
daniel@creighton.edu

May 1, 2023

Ralston Public Schools  
Office of the Superintendent  
Attn: Mrs. Samantha Willey, Secretary, Board of Education  
8545 Park Drive  
Ralston, NE 68127

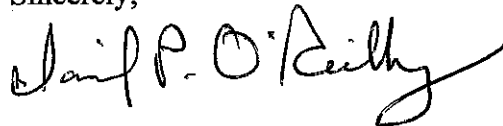
To Whom It May Concern,

The purpose of this letter is to formally express my sincere interest in becoming a School Board Member in the Ralston Public Schools.

I have been involved in the Ralston Public Schools the vast majority of my life. My family moved to Ralston in 1964 and I started fourth grade at Seymour Elementary. All of my children attended Ralston Public Schools and I now have three granddaughters attending Seymour. My dad, Robert O'Reilly, was a school board member in the 1970's. I retired from Creighton University in 2015. My wife, Deb, and I, after a brief stint, moved back to Ralston in 2019. We have raised seven boys, are currently licensed foster parents and I volunteer (and am on the board) at the Tip Top Thrift Shop in support of Youth Emergency Services. One could say I have an interest in young people.

My attached resume provides a comprehensive summary of my work experience and qualifications. If you wish additional information about my background, please do not hesitate to ask me. I feel eminently qualified to handle the responsibilities of this position and am eager to meet with you to discuss what being a school board member would mean. I am available for an interview at your convenience. Thank you for your consideration.

Sincerely,



Daniel P. O'Reilly

# Daniel P. O'Reilly

7867 Tilford Circle  
Ralston, Nebraska 68127  
402-983-4926  
daniel@creighton.edu

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## Summary

I have excellent communication skills, both oral and written. I have a wide range of experience in education, in personnel management and handling confidential matters.

## Education

**Master of Science in Geography/Urban Planning**, University of Nebraska at Omaha, Omaha, NE

**Bachelor of Arts in Geography and Computer Science**, University of Nebraska at Omaha, Omaha, NE

## Professional Experience

**Creighton University, Omaha, NE**

**1989-2015**

**Coordinator of the Clinical Education and Simulation Center (2013-2015)**

Coordinate within the Office of Medical Education. This includes the hiring of Standardized Patients and scheduling them to work with students in Medicine, Physical Therapy, Occupational Therapy and Nursing.

**Creighton University, Omaha, NE**

**Associate Registrar (1995-2013)**

Supervise the personnel in the Registrar's Office. This includes the interview-hire-review-fire process for one professional staff, eight clerical staff and work-study students. School certifying official for veteran's educational benefits. Monitor, maintain and enhance registration, production of grades, degree audit / advisement reports, NCAA monitoring reports, faculty load reports, enrollment and degree verifications, classroom assignments, transcripts, and general report generation from the student data base.

**Programmer/Analyst – Student Records (1989-1995)**

Designed, developed, and executed computer programs based on user requests in support of various university functions and administrative decision making across campus.

**University of Nebraska at Omaha, Omaha, NE**

**1983-1989**

**Coordinator/Analyst – Student Records**

Managed word processing equipment in support of administrative applications for three major departments at UNO. Included the supervision and the interview-hire-review-fire process.

**Orbiting Astronomical Observatory Corp., Omaha, NE**

**1982-83**

**Programmer/Analyst**

Development of the Air Force Global Weather Central Software Improvement Plan (ASIP). Entailed the design and production of software inventory forms, the design of an automated software inventory, and report generation. Configuration management and training were also evaluated through interviews and a working relationship with AFGWC personnel.

**HDR Systems, Inc. (Henningson, Durham and Richardson), Omaha, NE**

**1978-81**

**Systems Analyst - Geoprocessing**

Team leader for the Land Record Management System for the City of St. Louis. Conducted in-depth interviews with personnel from the Streets Department, Public Utilities, and Water Division. From these interviews a Data Element Dictionary was constructed. Utilizing the Data Element Dictionary and interview information, a city-wide data base was designed.

**Publications**

"Historical Structure Cataloging System"

Proceedings of the 1980 Meeting of the "Urban and Regional Information Systems Association", Toronto, Canada, 1980

**Professional Activities**

Student Information System Users

Urban and Regional Information Systems Association

Nebraska Association of Collegiate Registrars and Admissions Officers (President and Treasurer)

Conference of Registrars at Jesuit Institutions (Chair and Treasurer/Secretary)

Staff Advisory Council

Fringe Benefits Committee

Committee on the Status of Women

Administrative Computing Advisory Committee

Student Center Advisory Committee

May 4, 2023

Ralston Public Schools  
Office of Superintendent  
8545 Park Drive  
Ralston, NE 68127

Dear Dr. Adler and President Richards:

My name is Jane Jones I am a proud mother of three and grandmother of five. Being a graduate of Medicine Valley High School and Kearney State College set me on my professional path. Proudly, I taught for 41 years and retired in 2019. Public education is my passion. We moved to the Ralston School District 15 years ago. After retiring, I have subbed in several schools in the Ralston district. I would be honored to be considered for the open position on Ralston Public Schools Board of Education.

I have been a teacher for over 40 years. I have taught in a rural, suburban and then in an urban district in south Omaha. Some of my experiences and achievements are:

- Mentored several student teachers during my tenure.
- New teacher mentor team for OPS
- Worked on accreditation teams in McCook and Bellevue
- Selected to be on the hiring committee for a principal search in Bellevue
- Worked with CIC to train teachers on Infinite Campus across the United States

As an educator, I believe that the positive relationships a student has with school personnel is of utmost importance. We know that in education all students should be respected and celebrated; in turn, the students will grow and learn at their highest levels.

Please feel free to reach out to me. I look forward to visiting with you and if possible, working with the Ralston Public Schools on their Board of Education.

Regards,

Jane Jones  
6512 South 91<sup>st</sup> Circle  
Omaha, NE 68127  
402-616-5836  
Jane.jones6512@gmail.com

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Jane Jones  
6512 South 91<sup>st</sup> Circle  
Omaha, Nebraska 68127  
402-616-5836  
Jane.jones6512@gmail.com

**Objective:**

Accomplished educator with demonstrated ability to teach, motivate and direct students while maintaining high interest and achievement. Articulate communicator able to effectively interact with diverse populations of students at a variety of academic levels. Consistently maintains excellent relations with students, parents, faculty and administrators. Self-motivated with strong planning, organizational and leadership skills.

**Education:**

Graduate Courses in Education, UNK, Kearney, Nebraska 1985-2000

Bachelor of Science in Education May 1979

Endorsement: Social Sciences

University of Nebraska at Kearney

**Teaching Experience:**

Educational Trainer – CIC Greeley, Colorado 2019-2021

- Virtual trainer on Infinite Campus
- Facilitated trainings via Zoom

Classroom Instructor – Omaha Public Schools 2011-2019

- Taught 6<sup>th</sup> grade Language Arts
- Worked with New Teacher Mentor Team
- Cooperating Teacher for Student Teachers

Elementary Teacher Birchcrest Elementary Bellevue, Nebraska 2004-2011

- Taught 6<sup>th</sup> grade Social Studies/ Language Arts
- Taught Extended Learning 4<sup>th</sup>-6<sup>th</sup> grades
- Safety Patrol Advisor
- Mentor Coordinator
- Cooperating Teacher for Student Teachers

- School Improvement Team
- Community Service Class instructor

6<sup>th</sup> Grade Social Studies McCook Junior High McCook, Nebraska 1981-2004

- Social Studies Club Advisor
- 6<sup>th</sup> grade Administrative Team member

**Special Skills:**

- Computer skills
- Experience working with diverse populations
- Strong interpersonal skills
- Community outreach and service
- Team leadership and training

**Activities:**

- Member, Bellevue Education Association and Omaha Education Association
- Member, Nebraska State Education Association
- Membership Committee, First United Methodist Church
- Organized Community Outreach Class – Summer School 2006-2012
- Volunteer Coordinator Douglas County Democratic Party

Katie Krause  
7606 Highland St.  
Ralston, NE 6827

May 15, 2023

Ralston Public Schools  
Office of the Superintendent  
Attn: Mrs. Samantha Willey, Secretary, Board of Education.  
8545 Park Drive  
Ralston, NE 68127

Dear Mrs. Willey,

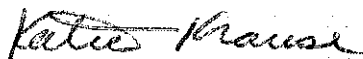
It is my pleasure to present my resume and letter of interest for the open position with the Ralston Board of Education. Our family has lived in Ralston for 9 years and we love being a part of the community. Our 6-year-old son is in Kindergarten at Seymour and our 3-year-old daughter participates in Speech Therapy through Ralston's early intervention program.

My husband is a native Nebraskan and we moved here from my home state of Ohio when I was offered a position with University of Nebraska-Lincoln (UNL) Extension's Early Childhood team, serving Douglas and Sarpy counties. Most of my work with the university focuses on providing professional development, coaching, and consultation for early childhood educators and early childhood programs in the Omaha area. I am also currently a PhD candidate in Early Childhood Education/Child Development at UNL.

My years of experience in the field of Early Childhood Education have given me opportunities to work with children, families, and professionals across a variety of communities. Through my work with UNL, I support educators in utilizing research-based decision making processes to help inform their curriculum and improve their pedagogical practices. My knowledge and understanding of the importance of student-focused curriculum, authentically engaging families, and supporting teachers brings additional expertise to an already impressive group of school board members. I am highly committed to Ralston's youngest residents and see significant value in helping Ralston families feel connected to their school district from the birth of their child through adulthood. Among my colleagues and peers, I am known for my desire to make sure everyone is included and heard, while also being willing to speak up when needed. As a member of the Ralston Board of Education, I would be committed to supporting Ralston Public Schools efforts to create 'a community dedicated to achieving excellence through purposeful instruction and nurturing a climate of hope and inclusion'.

I look forward to the opportunity to serve on the Board of Education.

Sincerely yours,



Katie Krause

## Katherine M. Krause (Katie)

7606 Highland St. Ralston, NE 68127

(216) 375-1451

Email: katie.krause@unl.edu

### Educational Background

#### **Doctor of Philosophy – Child, Youth and Family Studies**

University of Nebraska-Lincoln – August 2015 – current  
Specialization in Early Childhood Education and Child Development

Doctoral Candidate

Lincoln, Nebraska

#### **Master of Arts - Education: Teaching and Learning**

The Ohio State University - September 2008 to December 2012  
Specialization in Child Development and Early Intervention

Obtained - December 2012

Columbus, Ohio

#### **Bachelor of Science - Human Development and Family Science**

The Ohio State University - September 2001 to March 2005  
Specialization in Child Development and Early Intervention

Obtained - March 2005

Columbus, Ohio

### Professional Experience

#### **Extension Educator – Early Childhood Team**

Nebraska Extension, University of Nebraska – Lincoln

July 2014 -current

Omaha, Nebraska

#### **Program Developer – Early Childhood**

The Ohio Department of Job and Family Services  
Bureau of Child Care and Development

July 2013 – June 2014

Columbus, Ohio

#### **Intervention Specialist**

Dahlberg Gibson Learning Center – Assoc. for the Developmentally Disabled

June 2012 - May 2013

Columbus, Ohio

#### **Director**

The Primrose School at Pinnacle

October 2011- May 2012

Grove City, Ohio

#### **Graduate Assistant**

The Ohio State University - Department of Human Development and Family Science

January 2010 – December 2010

Columbus, Ohio

#### **Lead Teacher – Infants and Toddlers**

The Ohio State University - Child Care Program

September 2008 - December 2009

Columbus, Ohio

#### **Student Intervention Assistant – Toddler and Preschool**

The Ohio State University – Nisonger Child Development Center

June 2004 – March 2006

Columbus, Ohio

#### **Student Assistant Teacher – Birth through Pre-Kindergarten**

The Ohio State University – Child Care Program

September 2003 – June 2005

Columbus, Ohio

### Certifications

- Mixed Methods Certificate, University of Nebraska – Lincoln (Spring 2020)
- CLASS certified observer, Infant and PreK (2018)
- Real Colors – Trainer (April 2015)
- Nebraska Early Learning Guidelines – Trainer – (July 2018)
- Circle of Security - Parenting Instructor (September 2014)
- Ohio Department of Education – Intervention Specialist, Alternative License (2013)
- Professional Association for Therapeutic Horsemanship – Certified Instructor (April 2012)
- Ohio Department of Developmental Disabilities - Early Intervention Specialist (April 2009).

### Professional Service

- Board President, Nebraska Association for the Education of Young Children, Omaha Chapter (February 2021 – Present).
- Member, Board of Directors – Free Forest School (March 2020 – April 2021).
- Member, Board of Directors - Omaha Association for the Education of Young Children, Omaha, Nebraska. (2015 – 2017, 2019 - 2020).

### Awards

- 2021 - NEAFCS State Winner – Innovation Programming – Online Professional Development
- 2020 – NEAFCS Environmental Education Award (State winner, 2<sup>nd</sup> place regional, 3<sup>rd</sup> place national)
- 2020 – NEAFCS Internet Education Technology, team award – Choosing Quality Child Care Website (1<sup>st</sup> place national, 1<sup>st</sup> place regional, 1<sup>st</sup> place state)
- 2020 – Excellence in Extension – Virtual Early Childhood Professional Development (co-lead of team award)
- 2016 – NEAFCS Past President’s New Professional Award (National Winner)

### Professional Memberships

- Children and Nature Network (2019 - Present)
- International Association of Nature Pedagogy (2017 - Present)
- Natural Start Alliance (2017 - Present)
- North American Reggio Emilia Alliance (January 1, 2016 – Present)
- National Extension Associations of Family and Consumer Sciences (December 1, 2014 - Present)
- National Association for the Education of Young Children. (July 1, 2014 - Present)

\*\*\* Complete professional Curriculum Vita available upon request

# OATH OF OFFICE

I.....,do solemnly swear that I will support the Constitution of the United States, the Constitution and the laws of the State of Nebraska, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely and without mental reservation or for purpose of evasion; and that I will faithfully and impartially perform the duties of the office of member of the board of education, according to law, and to the best of my ability. And I do further swear that I do not advocate, nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence; and that during such time as I am in the position I will not advocate nor become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence. So help me God.

**Ralston Public Schools  
Board of Education Regular Meeting**

**Monday, May 8, 2023**

The Ralston Public Schools Board of Education met in open, public session on May 8, 2023. The meeting took place at the Virginia Moon Administrative Center, 8545 Park Drive, Ralston, NE. The District provided advanced notice by publication in *The Omaha Daily Record* and on the district's website, [www.ralstonschools.org](http://www.ralstonschools.org).

**Call to Order**

Board President Mrs. Robin Richards called the meeting to order at 6:00 pm.

**Roll Call**

All Board members were present. In addition to the Board members, those in attendance included Dr. Mark Adler, Mr. Jason Buckingham, Dr. Mike Rupprecht, Dr. Cecilia Wilken, Mrs. Melissa Stolley, Mr. Jim Frederick and Mrs. Marci Carroll.

**District Recognition and Celebrations**

Members recognized included:

- RHS Senior Andrew Creek - NSAA State Journalism Champion
- RHS Senior Pamela Castaneda Martinez - NSAA State Journalism Champion
- Ms. Kelley Lange - Ralston High School Yearbook Advisor

**Consent Agenda**

Consent agenda items include minutes from the April 24 meeting: April Financial Report, April bills in the amount of \$459,471.94 for the General Fund, and \$3,388,588.27 for the Special Building Fund. Prior to the meeting, Mrs. Carrie Hough and Mrs. Liz Kumru reviewed the bills.

Recommend the following teachers be hired for the 2023-24 school year:

**Melissa Thomas** - RMS - Science. MA-Nebraska Wesleyan, MA-Bellevue University, MA-College of St. Mary. Previous Experience: Iowa Western Community College (2015-2023).

**Holly Tomaso** - KW/SY - SPED. BA-College of St. Mary, MA-Peru State. Previous Experience: Omaha Public Schools (2015-2023).

**Joseph Steele** - RHS - Math. BA-UNL, MA-UNL, PhD-University of Wisconsin. Previous Experience: Omaha Public Schools (2013-2023)

**Ashley Montes** - KW - SPED. BA-UNO. Previous Experience: Omaha Public Schools (2010-2023).

Motion to approve consent agenda made by Mrs. Liz Kumru and seconded by Mrs. Samantha Willey.

Ms. Roarty:	Yes
Mrs. Richards:	Yes
Mrs. Kumru:	Yes
Mrs. Hough:	Yes
Mrs. Willey:	Yes

## **BOARD DEVELOPMENT AND COMMUNICATION**

### **Board Comments**

Board members thanked Katy Core and others who helped make the Heart of Learning Banquet such a successful event. They enjoyed celebrating the dedication and years of service of so many RPS staff members.

Several members also commented on how much they enjoyed the first RHS Auto Show that benefited the RHS Auto Club and SkillsUSA organization. They remarked it was an incredible engagement opportunity and a great fundraiser.

Board members also stated how excited they were about all the construction progress at the new Mockingbird Elementary and Meadows Elementary. They appreciated all the graduation social media posts Katy Core has done, focusing on graduating seniors. Board members are looking forward to participating in the graduation ceremony.

### **Phase 2 – District #54 General Obligation Bond Purchase**

Mr. Scott Keene, the District's bond advisor, was on hand to explain the details of approving a general obligation bond resolution and to help answer any questions from the Board members. The resolution will be brought forward at the May 22<sup>nd</sup> meeting for approval.

### **Phase 2 – Construction Manager at Risk Method of Construction**

Dr. Adler and Mr. Buckingham outlined the details of using the Construction Manager at Risk model for Phase 2 of the Future Ready Ralston Bond project. This would be the same method used for Phase 1 of the bond project. Board members will review the information and will take action at the May 22<sup>nd</sup> meeting.

### **District Human Resources Update**

Dr. Mike Rupprecht, Director of Human Resources, updated the Board on District staffing. He reported approximately 30 new certified staff have been hired for the upcoming school year, consistent with previous years. He also described the process of hiring international candidates, as 36 applications were received from six countries this year. Although RPS did not hire international candidates this year, Dr. Rupprecht reported our current math teacher from the Philippines is doing very well and will start his second year in 2023/2024.

The District's staff of paraprofessionals is nearly at capacity, with 93 of 98 positions filled. RPS District maintenance, food service managers, and transportation positions are all fully staffed. There is still a need for custodians and kitchen assistants, with nine current openings combined. Lastly, the special services department, which consists of sign language interpreters, secretaries, and technology staff is nearly full, with only one sign language interpreter position open.

### **District Financial Report**

Mr. Jason Buckingham provided an overview of the District Financial Report for the month of April 2023.

### **District Bond Project Update**

Dr. Adler and Mr. Buckingham provided an update on the progress of the Future Ready Ralston Bond Initiative. Highlights included:

- Bid walkthrough at Blumfield, over 40 subcontractors attended
- Preconstruction meeting held for KW w/ contractor and HVAC
- CM@R documents prepared for BOE meeting
- Bond Draw #2 discussion scheduled w/ Piper
- Cooling tower is online and running at RMS!

### **Ralston Schools Foundation Update**

Ms. Roarty reported the recent Heart of Learning Banquet was a huge success. She also stated the Foundation would be announcing scholarship recipients during Senior's Honor Night.

### **Government Relations**

Mr. Jason Buckingham provided a brief update of bills continuing to go through the legislature.

### **NASB Update**

Mrs. Kumru reminded everyone of the NASB Leadership Workshop on June 7-8 and the School Law Conference on June 14-15.

### **Enrollment Update**

Dr. Wilken stated that the academic year is coming to an end and updated enrollment numbers will be provided in July.

### **Policy Review**

The following policies were reviewed:

3044 - Incidental or De Minimis Use of Public Resources

3045 - Use of Sniffer Dogs

3052 - Sales Calls and Demonstrations

3060 - Temporary School Facilities

4013 - Grievance Procedure

### **Policy 1003 – Purpose and Direction Statement**

Policy 1003 was reviewed at the April 24th Meeting. Motion made by Ms. Mary Roarty and seconded by Mrs. Liz Kumru to approve the policy as presented.

Mrs. Kumru:	Yes
Mrs. Hough:	Yes
Mrs. Willey:	Yes
Mrs. Richards:	Yes
Ms. Roarty:	Yes

### **Policy 6052 – Correspondence Courses**

Policy 6052 was reviewed at the April 24<sup>th</sup> meeting. Motion made by Ms. Mary Roarty and seconded by Mrs. Liz Kumru to approve the policy as presented.

Mrs. Richards: Yes  
Mrs. Willey: Yes  
Mrs. Hough: Yes  
Ms. Roarty: Yes  
Mrs. Kumru: Yes

**Executive Session**

No Executive Session was held.

**Adjournment**

The Board voted to adjourn at 8:03 pm. Motion for adjournment made by Mrs. Liz Kumru and seconded by Ms. Mary Roarty.

Mrs. Hough: Yes  
Mrs. Richards: Yes  
Mrs. Willey: Yes  
Ms. Roarty: Yes  
Mrs. Kumru: Yes

The next regular meeting is scheduled for May 22, 2023, at 6:00 pm.

---

Mrs. Robin Richards, President

---

Mrs. Samantha Willey, Secretary

# 2023 Legislative Session\*

Sun	Mon	Tue	Wed	Thur	Fri	Sat
<b>January</b>						
1	2	3	4 DAY 1	5 DAY 2	6 DAY 3	7
8	9 DAY 4	10 DAY 5	11 DAY 6	12 DAY 7	13 DAY 8	14
15	16 HOLIDAY	17 DAY 9	18 DAY 10	19 DAY 11	20 DAY 12	21
22	23 DAY 13	24 DAY 14	25 DAY 15	26 DAY 16	27 DAY 17	28
29	30 DAY 18	31 DAY 19				

Sun	Mon	Tue	Wed	Thur	Fri	Sat
<b>February</b>						
			1 DAY 20	2 DAY 21	3 DAY 22	4
5	6 RECESS	7 DAY 23	8 DAY 24	9 DAY 25	10 DAY 26	11
12	13 DAY 27	14 DAY 28	15 DAY 29	16 DAY 30	17 RECESS	18
19	20 HOLIDAY	21 DAY 31	22 DAY 32	23 DAY 33	24 DAY 34	25
26	27 RECESS	28 DAY 35				

Sun	Mon	Tue	Wed	Thur	Fri	Sat
<b>March</b>						
			1 DAY 36	2 DAY 37	3 DAY 38	4
5	6 DAY 39	7 DAY 40	8 DAY 41	9 DAY 42	10 RECESS	11
12	13 DAY 43	14 DAY 44	15 DAY 45	16 DAY 46	17 RECESS	18
19	20 RECESS	21 DAY 47	22 DAY 48	23 DAY 49	24 DAY 50	25
26	27 RECESS	28 DAY 51	29 DAY 52	30 DAY 53	31 DAY 54	

Sun	Mon	Tue	Wed	Thur	Fri	Sat
<b>April</b>						
						1
2	3 DAY 55	4 DAY 56	5 DAY 57	6 DAY 58	7 RECESS	8
9	10 RECESS	11 DAY 59	12 DAY 60	13 DAY 61	14 DAY 62	15
16	17 DAY 63	18 DAY 64	19 DAY 65	20 DAY 66	21 RECESS	22
23	24 RECESS	25 DAY 67	26 DAY 68	27 DAY 69	28 HOLIDAY	29
30						

Sun	Mon	Tue	Wed	Thur	Fri	Sat
<b>May</b>						
	1 RECESS	2 DAY 70	3 DAY 71	4 DAY 72	5 DAY 73	6
7	8 DAY 74	9 DAY 75	10 DAY 76	11 DAY 77	12 RECESS	13
14	15 RECESS	16 DAY 78	17 DAY 79	18 DAY 80	19 DAY 81	20
21	22 DAY 82	23 DAY 83	24 DAY 84	25 DAY 85	26 RECESS	27
28	29 HOLIDAY	30 DAY 86	31 DAY 87			

Sun	Mon	Tue	Wed	Thur	Fri	Sat
<b>June</b>						
				1 DAY 88	2 DAY 89	3
4	5 RECESS	6 RECESS	7 RECESS	8 RECESS	9 DAY 90	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

## Legislative Recess Days

February 6, 17, 27  
 March 10, 17, 20, 27  
 April 7, 10, 21, 24  
 May 1, 12, 15, 26  
 June 5, 6, 7, 8

## Federal & State Holidays

January 16 – Martin Luther King Jr. Day  
 February 20 – Presidents' Day  
 April 28 – Arbor Day  
 May 29 – Memorial Day

\* The Speaker reserves the right to revise the session calendar.

**2023 NEBRASKA UNICAMERAL LEGISLATURE**  
**Alphabetical List**

**Capitol Mailing Address:** Senator \_\_\_\_\_  
 District # State Capitol  
 PO Box 94604  
 Lincoln NE 68509-460

*As of 1/6/2023*

<b>Senator</b>	<b>District</b>	<b>Capitol Phone</b>	<b>Room</b>	<b>City</b>
<b>Aguilar, Raymond</b>	35	471-2617	1118	Grand Island
<b>Albrecht, Joni</b>	17	471-2716	12 <sup>th</sup> Floor	Thurston
<b>Arch, John</b>	14	471-2730	2103	La Vista
<b>Armendariz, Christy</b>	18	471-2618	10 <sup>th</sup> Floor	Omaha
<b>Ballard, Beau</b>	21	471-2673	1403	Lincoln
<b>Blood, Carol</b>	3	471-2627	10 <sup>th</sup> Floor	Bellevue
<b>Bostar, Eliot</b>	29	471-2734	10 <sup>th</sup> Floor	Lincoln
<b>Bostelman, Bruce</b>	23	471-2719	1210	Brainard
<b>Brandt, Tom</b>	32	471-2711	1528	Plymouth
<b>Brewer, Tom</b>	43	471-2628	1423	Gordon
<b>Briese, Tom</b>	41	471-2631	2108	Albion
<b>Cavanaugh, John</b>	9	471-2723	8 <sup>th</sup> Floor	Omaha
<b>Cavanaugh, Machaela</b>	6	471-2714	11 <sup>th</sup> Floor	Omaha
<b>Clements, Robert</b>	2	471-2613	1305	Elmwood
<b>Conrad, Danielle</b>	46	471-2720	1206	Lincoln
<b>Day, Jen</b>	49	471-2725	11 <sup>th</sup> Floor	Omaha
<b>DeBoer, Wendy</b>	10	471-2718	12 <sup>th</sup> Floor	Bennington
<b>DeKay, Barry</b>	40	471-2801	11 <sup>th</sup> Floor	Niobrara
<b>Dorn, Myron</b>	30	471-2620	1208	Adams
<b>Dover, Robert</b>	19	471-2929	12 <sup>th</sup> Floor	Norfolk
<b>Dungan, George</b>	26	471-2610	12 <sup>th</sup> Floor	Lincoln
<b>Erdman, Steve</b>	47	471-2616	1124	Bayard
<b>Fredrickson, John</b>	20	471-2622	8 <sup>th</sup> Floor	Omaha
<b>Geist, Suzanne</b>	25	471-2731	1110	Lincoln
<b>Halloran, Steve</b>	33	471-2712	1115	Hastings
<b>Hansen, Ben</b>	16	471-2728	1117	Blair
<b>Hardin, Brian</b>	48	471-2802	11 <sup>th</sup> Floor	Gering
<b>Holdcroft, Rick</b>	36	471-2642	1302	Bellevue
<b>Hughes, Jana</b>	24	471-2756	10 <sup>th</sup> Floor	Seward
<b>Hunt, Megan</b>	8	471-2722	12 <sup>th</sup> Floor	Omaha
<b>Ibach, Teresa</b>	44	471-2805	12 <sup>th</sup> Floor	Sumner
<b>Jacobson, Mike</b>	42	471-2729	1523	North Platte
<b>Kauth, Kathleen</b>	31	471-2327	1522	Omaha
<b>Linehan, Lou Ann</b>	39	471-2885	1116	Elkhorn
<b>Lippincott, Loren</b>	34	471-2630	11 <sup>th</sup> Floor	Central City
<b>Lowe, John S., Sr.</b>	37	471-2726	1306	Kearney
<b>McDonnell, Mike</b>	5	471-2710	1101	Omaha
<b>McKinney, Terrell</b>	11	471-2612	1212	Omaha
<b>Moser, Mike</b>	22	471-2715	1529	Columbus
<b>Murman, Dave</b>	38	471-2732	1107	Glenvil
<b>Raybould, Jane</b>	28	471-2633	10 <sup>th</sup> Floor	Lincoln
<b>Riepe, Merv</b>	12	471-2623	1308	Ralston
<b>Sanders, Rita</b>	45	471-2615	11 <sup>th</sup> Floor	Bellevue
<b>Slama, Julie</b>	1	471-2733	1401	Sterling
<b>Vargas, Tony</b>	7	471-2721	8 <sup>th</sup> Floor	Omaha
<b>von Gillern, R. Brad</b>	4	471-2621	10 <sup>th</sup> Floor	Elkhorn
<b>Walz, Lynne</b>	15	471-2625	1120	Fremont
<b>Wayne, Justin T.</b>	13	471-2727	1103	Omaha
<b>Wishart, Anna</b>	27	471-2632	8 <sup>th</sup> Floor	Lincoln

## 2023 NEBRASKA UNICAMERAL LEGISLATURE

**Capitol Mailing Address:** Senator \_\_\_\_\_  
 District # State Capitol  
 PO Box 94604  
 Lincoln NE 68509

*As of 1/5/2022*

District	Senator	Capitol Phone	Room	City
1	<b>Slama, Julie</b>	(402) 471-2733	1401	Sterling
2	<b>Clements, Robert</b>	(402) 471-2613	1305	Elmwood
3	<b>Blood, Carol</b>	(402) 471-2627	10 <sup>th</sup> Floor	Bellevue
4	<b>von Gillern, R. Brad</b>	(402) 471-2621	10 <sup>th</sup> Floor	Elkhorn
5	<b>McDonnell, Mike</b>	(402) 471-2710	1101	Omaha
6	<b>Cavanaugh, Machaela</b>	(402) 471-2714	11 <sup>th</sup> Floor	Omaha
7	<b>Vargas, Tony</b>	(402) 471-2721	8 <sup>th</sup> Floor	Omaha
8	<b>Hunt, Megan</b>	(402) 471-2722	12 <sup>th</sup> Floor	Omaha
9	<b>Cavanaugh, John</b>	(402) 471-2723	8 <sup>th</sup> Floor	Omaha
10	<b>DeBoer, Wendy</b>	(402) 471-2718	12 <sup>th</sup> Floor	Bennington
11	<b>McKinney, Terrell</b>	(402) 471-2612	1212	Omaha
12	<b>Riepe, Merv</b>	(402) 471-2623	1308	Ralston
13	<b>Wayne, Justin T.</b>	(402) 471-2727	1103	Omaha
14	<b>Arch, John</b>	(402) 471-2730	2103	La Vista
15	<b>Walz, Lynne</b>	(402) 471-2625	1120	Fremont
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17	<b>Albrecht, Joni</b>	(402) 471-2716	12 <sup>th</sup> Floor	Thurston
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23	<b>Bostelman, Bruce</b>	(402) 471-2719	1210	Brainard
24	<b>Hughes, Jana</b>	(402) 471-2756	10 <sup>th</sup> Floor	Seward
25	<b>Geist, Suzanne</b>	(402) 471-2731	1110	Lincoln
26	<b>Dungan, George</b>	(402) 471-2610	12 <sup>th</sup> Floor	Lincoln
27	<b>Wishart, Anna</b>	(402) 471-2632	8 <sup>th</sup> Floor	Lincoln
28	<b>Raybould, Jane</b>	(402) 471-2633	10 <sup>th</sup> Floor	Lincoln
29	<b>Bostar, Eliot</b>	(402) 471-2734	10 <sup>th</sup> Floor	Lincoln
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49	<b>Day, Jen</b>	(402) 471-2725	11 <sup>th</sup> Floor	Omaha

**2023 LEGISLATIVE COMMITTEES**  
Committee on Committees Preliminary Report  
Standing Committees

Updated 1/5/2023

**Agriculture (8)**

***Rm. 1524 – Tuesday***

Halloran (C), Brewer, Hansen, Holdcroft, Hughes, Ibach, Raybould, Riepe

**Appropriations (9)**

***Rm. 1307 – Monday, Tuesday, Wednesday, Thursday, & Friday***

Clements (C), Armendariz, Dorn, Dover, Erdman, Lippincott, McDonnell, Vargas, Wishart

**Banking, Commerce and Insurance (8)**

***Rm. 1507 – Monday & Tuesday***

Slama (C), Aguilar, Ballard, Bostar, Dungan, Jacobson, Kauth, von Gillern

**Business and Labor (7)**

***Rm. 1524 – Monday***

Riepe (C), Blood, Halloran, Hansen, Hunt, Ibach, McKinney

**Education (8)**

***Rm. 1525 – Monday & Tuesday***

Murman (C), Albrecht, Briese, Conrad, Linehan, Sanders, Walz, Wayne

**General Affairs (8)**

***Rm. 1510 – Monday***

Lowe (C), Brewer, Cavanaugh, J., Day, Hardin, Holdcroft, Hughes, Raybould

**Government, Military and Veterans Affairs (8)**

***Rm. 1507 – Wednesday, Thursday, & Friday***

Brewer (C), Conrad, Halloran, Holdcroft, Hunt, Lowe, Raybould, Sanders

**Health and Human Services (7)**

***Rm. 1510 – Wednesday, Thursday, & Friday***

Hansen (C), Ballard, Day, Cavanaugh, M., Hardin, Riepe, Walz

**Judiciary (8)**

***Rm. 1113 – Wednesday, Thursday, & Friday***

Wayne (C), Blood, DeBoer, DeKay, Geist, Ibach, McKinney, Slama

**Natural Resources (8)**

***Rm. 1525 – Wednesday, Thursday, & Friday***

Bostelman (C), Aguilar, Brandt, Cavanaugh, J., Fredrickson, Hughes, Jacobson, Moser

**Nebraska Retirement Systems (6)**

***Rm 1525 – At call of Chair***

McDonnell (C), Clements, Conrad, Hardin, Ibach, Vargas

**Revenue (8)**

***Rm. 1524 – Wednesday, Thursday, & Friday***

Linehan (C), Albrecht, Briese, Bostar, Dungan, Kauth, Murman, von Gillern

**Transportation and Telecommunications (8)**

***Rm. 1113 – Monday & Tuesday***

Geist (C), Bostelman, Brandt, Cavanaugh, M., DeBoer, DeKay, Fredrickson, Moser

**Urban Affairs (7)**

***Rm. 1510 – Tuesday***

McKinney (C), Blood, Cavanaugh, J., Day, Hardin, Hunt, Lowe

## Select Committees

### **Committee on Committees (13)**

Albrecht (C)

#### **District 1:**

Bostar  
Bostelman  
Moser  
Sanders

#### **District 2:**

Hunt  
Linehan  
Vargas  
von Gillern

#### **District 3:**

Erdman  
Jacobson  
Lowe  
Murman

### **Enrollment and Review (1)**

Ballard (C)

### **Reference (9)**

Briese (C), Aguilar (VC), Arch, Bostar, Geist, Lowe, Riepe, Slama, Vargas, Clements  
(nonvoting ex officio)

### **Rules (6)**

Erdman (C), Bostar, DeBoer, Hansen, Ibach, Arch (ex officio)

## Special Committees

### **Building Maintenance (6)**

Clements

### **Education Commission of the States (3)**

### **Executive Board of the Legislative Council (9)**

Briese (C), Aguilar (VC), Arch, Bostar, Geist, Lowe, Riepe, Slama, Vargas, Clements  
(nonvoting ex officio)

### **Justice Reinvestment Oversight (5)**

### **Legislative Performance Audit (7)**

Arch, Briese, Clements

### **Midwestern Higher Education Compact (2)**

### **Planning Committee (9)**

Arch, Briese, Clements

### **Redistricting Committee (9)**

### **State- Tribal Relations Committee (7)**

# 2023 ADVOCACY HANDBOOK

FOR THE 2023 LEGISLATIVE SESSION

NASB'S LEGISLATIVE & LEADERSHIP INITIATIVES FOR 2023  
AND A GUIDE FOR EFFECTIVE ADVOCACY

AS ADOPTED BY THE NASB DELEGATE ASSEMBLY ON NOVEMBER 18, 2022

LEADERSHIP

INNOVATION

VISION

ENGAGEMENT

#liveNASB

#weLIVEhere

The Nebraska Association of School Boards provides programs, services and advocacy to strengthen public education for all Nebraskans.



# WELCOME - YOUR ROLE

Leadership

Innovation

Vision

Engagement

#liveNASB

#weLIVEhere



1,960,000 Nebraskans 324,000 Students 1,700 Locally Elected School Board Members 260 Member Districts/ESUs ONE NEBRASKA

108<sup>TH</sup> LEGISLATURE, 1<sup>ST</sup> SESSION

## CAN YOU REALLY MAKE A DIFFERENCE? YES YOU CAN!

No one is more qualified to talk about your school district, your community, and your needs related to providing a quality education than you! With your help, NASB is an advocate for public education and local school governance ... and YOUR collective voice in the Legislature.

- NASB strives to serve its members to work as a team with legislators and state officials, to share the story of their district/ESU, to secure laws and regulations that benefit all of Nebraska's public schools, lobbying in support of your school board and local control.
- NASB is guided by a legislative agenda that is developed annually by YOU, initiated with submissions from YOU, and approved at the NASB's Delegate Assembly each November by YOU.

### DID YOU KNOW: #weLIVEhere

79% of Nebraska's 1,700 locally elected School Board Members serve at or within 100 miles of where they graduated ... with 51% serving AT the district they graduated from. You are a locally elected official and a community leader. As a school board member, you are in an excellent position to educate and influence the legislative process, and are seen as a key resource on education policy for your district.



We encourage all boards to include a legislative update as a part of each meeting, and to discuss/share key legislative information within your community. Advocacy is year-round, not just during the session itself. Bookmark the Government Relations page of [www.NASBOnline.org](http://www.NASBOnline.org) for updates and information, and make sure to utilize NASB's *Legislative Notes*, videos, NASB's Bills page and more, summarizing all of the pertinent items related to public education in Nebraska.

## 2023 LEGISLATIVE CALENDAR

January 4	2023 Legislative Session begins
January 18	Day 10: Last day to introduce bills
January 22-23	Legislative Issues Conference - Embassy Suites Lincoln
June 9	Day 90: Final Day of the 2023 Legislative Session
July 1	Call for Legislative Submissions for 2024 consideration due
November 17	2023 Delegate Assembly - Omaha

(All Dates are Tentative & Subject to Change)

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Welcome - Your Role, Advocacy & Engagement	2-3
Your 2023-24 State Senators	4-5
Your 2023 NASB Legislation Committee	6
NASB Positions: What Does This Represent?	7
Your 2023 Legislative Resolutions	8
Your NASB Standing Positions	9-15

# YOUR ROLE - ADVOCACY & ENGAGEMENT

Leadership

Innovation

Vision

Engagement

#liveNASB

#weLIVEhere



1,960,000 Nebraskans 324,000 Students 1,700 Locally Elected School Board Members 260 Member Districts/ESUs ONE NEBRASKA

108<sup>TH</sup> LEGISLATURE, 1<sup>ST</sup> SESSION

## SHARE YOUR STORY

### ASK YOURSELF: HOW CAN YOU BEST SHARE YOUR DISTRICT'S STORY?

LEGISLATORS CARE ABOUT YOUR OPINION.

REMINDE THEM, YOU ARE THEIR NEIGHBOR.

VOTERS ALSO PUT YOU IN OFFICE.

YOU HAVE AN INFLUENTIAL ROLE IN YOUR COMMUNITY.

YOU KNOW BETTER THAN ANYONE THE EFFECT OF A STATE DECISION.

## UNDERSTAND THE DATA THAT WILL MAKE A DIFFERENCE

### BUDGET

GENERAL FUND LEVY - BUILDING FUND LEVY  
% OF BUDGET FOR SPECIAL ED  
% OF BUDGET FOR ADMINISTRATIVE COSTS  
DISTRICT VALUATION

### KIDS

% KIDS ON FREE & REDUCED LUNCH  
% OF KIDS IN ELL  
# OF NET OPTION STUDENTS  
GRADUATION RATE/ACHIEVEMENT DATA

### SCHOOL

ENROLLMENT  
# OF KIDS IN PRE-SCHOOL  
AVERAGE CLASS SIZE  
# OF BUILDINGS / # OF TEACHERS

## WHAT CAN NASB DO FOR YOU?

Assist you in preparing testimony, talking points, emails, or Op-Eds; facilitate Senator introductions and meetings in your district or the Capitol; feature your district visits with Senators; brief your board at a meeting in your community; and more ... Just ASK!

## YOUR NASB LEGISLATIVE TEAM & RESOURCES

Colby Coash - Associate Executive Director, Director of Government Relations - [ccoash@NASBOnline.org](mailto:ccoash@NASBOnline.org)

Matt Belka - Director of Marketing, Communications & Advocacy - [mbelka@NASBOnline.org](mailto:mbelka@NASBOnline.org)

John Spatz - Executive Director - [jspatz@NASBOnline.org](mailto:jspatz@NASBOnline.org)

Lindsey Wooton - Administrative Specialist - [lwooton@NASBOnline.org](mailto:lwooton@NASBOnline.org)



Bookmark the "Government Relations" tab of [www.NASBOnline.org](http://www.NASBOnline.org)

NASB Twitter: [www.twitter.com/NASBOnline](https://www.twitter.com/NASBOnline)

NASB Facebook: [www.facebook.com/NASBOnline](https://www.facebook.com/NASBOnline)

NASB Videos: "NASB Home / News & Resources / Videos"

Key Hashtags: [#liveNASB](https://twitter.com/hashtag/liveNASB) [#weLIVEhere](https://twitter.com/hashtag/weLIVEhere)



Nebraska Legislature: [www.nebraskalegislature.gov](http://www.nebraskalegislature.gov)

Senators Web Pages: [www.nebraskalegislature.gov/senators](http://www.nebraskalegislature.gov/senators)

# YOUR 2023-24 STATE SENATORS

Leadership

Innovation

Vision

Engagement

#liveNASB

#weLIVEhere



1,960,000 Nebraskans 324,000 Students 1,700 Locally Elected School Board Members 260 Member Districts/ESUs ONE NEBRASKA

## 108<sup>TH</sup> LEGISLATURE, 1<sup>ST</sup> SESSION



Sen. Julie Slama  
District 1  
Dunbar



Sen. Robert Clements  
District 2  
Elmwood



Sen. Carol Blood  
District 3  
Bellevue



Sen. Brad von Gillern  
District 4  
Elkhorn



Sen. Mike McDonnell  
District 5  
Omaha



Sen. Machaela Cavanaugh  
District 6  
Omaha



Sen. Tony Vargas  
District 7  
Omaha



Sen. Megan Hunt  
District 8  
Omaha



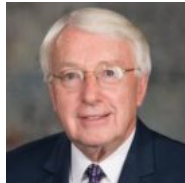
Sen. John Cavanaugh  
District 9  
Omaha



Sen. Wendy DeBoer  
District 10  
Omaha



Sen. Terrell McKinney  
District 11  
Omaha



Sen. Merv Riepe  
District 12  
Ralston



Sen. Justin Wayne  
District 13  
Omaha



Sen. John Arch  
District 14  
Papillion



Sen. Lynne Walz  
District 15  
Fremont



Sen. Ben Hansen  
District 16  
Blair



Sen. Joni Albrecht  
District 17  
Thurston



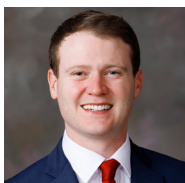
Sen. Christy Armendariz  
District 18  
Omaha



Sen. Robert Dover  
District 19  
Norfolk



Sen. John Fredrickson  
District 20  
Omaha



Beau Ballard  
District 21  
Lincoln



Sen. Mike Moser  
District 22  
Columbus



Sen. Bruce Bostelman  
District 23  
Brainard



Sen. Jana Hughes  
District 24  
Seward



Sen. Suzanne Geist  
District 25  
Lincoln

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## 108<sup>TH</sup> LEGISLATURE, 1<sup>ST</sup> SESSION



Sen. George Dungan  
District 26  
Lincoln



Sen. Anna Wishart  
District 27  
Lincoln



Sen. Jane Raybould  
District 28  
Lincoln



Sen. Eliot Bostar  
District 29  
Lincoln



Sen. Myron Dorn  
District 30  
Adams



Sen. Kathleen Kauth  
District 31  
Omaha



Sen. Tom Brandt  
District 32  
Plymouth



Sen. Steve Halloran  
District 33  
Hastings



Sen. Loren Lippincott  
District 34  
Central City



Sen. Raymond Aguilar  
District 35  
Grand Island



Sen. Rick Holdcroft  
District 36  
Bellevue



Sen. John Lowe  
District 37  
Kearney



Sen. Dave Murman  
District 38  
Glenvil



Sen. Lou Ann Linehan  
District 39  
Elkhorn



Sen. Barry DeKay  
District 40  
Niobrara



Sen. Tom Briese  
District 41  
Albion



Sen. Mike Jacobson  
District 42  
North Platte



Sen. Tom Brewer  
District 43  
Gordon



Sen. Teresa Ibach  
District 44  
Sumner



Sen. Rita Sanders  
District 45  
Bellevue



Sen. Danielle Conrad  
District 46  
Lincoln



Sen. Steve Erdman  
District 47  
Bayard



Sen. Brian Hardin  
District 48  
Gering



Sen. Jen Day  
District 49  
Gretna



Gov. Jim Pillen

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Sandy Noffsinger (Chair)  
NASB President-Elect  
Dundy County Stratton



Kim Burry  
NASB President  
Bayard



Stacy Jolley  
NASB Vice President  
Millard



Member 1  
Spencer Head  
Omaha



Member 2  
Jane Erdenberger  
Omaha



Member 3  
Bob Rauner  
Lincoln



Member 4  
Kathy Danek  
Lincoln



Member 5  
Sarah Centineo  
Bellevue



Member 6  
Beth Morrisette  
Westside



Member 7  
Suzanne Sapp  
Ashland-Greenwood



Member 8  
Amanda McGill Johnson  
Millard



Member 9  
Drew Blessing  
Kearney



Member 10  
Marla Grier  
South Sioux City



Member 11  
Doug Keener  
Mitchell



Member 12  
Ryne Seaman  
Seward



Member 13  
Steve Blocher  
West Point



Member 14  
Jim Vlach  
Lyons-Decatur



Member 15  
Brian Quackenbush  
Tri County



Member 16  
Judy Thompson  
ESU 16



Appointed Member  
Lisa Albers  
Grand Island



Appointed Member  
Skip Altig  
North Platte



Appointed Member  
Brian Copsy  
Gering



Appointed Member  
Kyle Fisher  
Springfield Platteview



Appointed Member  
Steve Koch  
Hershey



Appointed Member  
Stephanie Summers  
David City



Appointed Member  
Lisa Wagner  
Central City



Appointed Member  
Brad Wilkins  
Ainsworth

For Even Number Members, Term Ends 2024. For Odd Numbered Members, Term Ends 2026. Appointed Members Serve One-Year Term

# NASB POSITIONS ENCLOSED

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The Nebraska Association of School Boards is the only state organization created by school board members to represent the interests of school board members.

Your Association's legislative agenda is initiated each year with the submission of local board proposals.

The NASB Legislation Committee reviews all proposals, and then submits its recommendations to the NASB Board of Directors.

The Board can then review and amend the submissions before presenting them to the NASB Delegate Assembly.

The Delegate Assembly gives each member school district a voice in shaping the agenda of NASB.

Standing Positions remain in effect until they are repealed by the Assembly.

Legislative Resolutions are in effect for one year only.

## WHAT DOES THIS REPRESENT?

The statements you read inside the pages of this book represent a set of belief statements which guide NASB's government relations efforts. These words guide our lobbying efforts at the State Capitol, with the State Board of Education and NDE, as well as with our representatives in Washington, D.C.

While this work represents an effort to describe an issue or condition to be addressed, rarely is a bill written in such plain language. Actual legislative bills are a blend of several ideas (or perhaps a good idea, and a substantial price tag). Hence, when NASB analyzes how we will testify on a bill, we take into account a number of factors, including regular reviews by the Legislation Committee which offer guidance on the course corrections necessary to navigate the turbulent amendment process.

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## 108<sup>TH</sup> LEGISLATURE, 1<sup>ST</sup> SESSION

... AS APPROVED BY THE LEGISLATION COMMITTEE ON AUGUST 5, 2022  
... AND APPROVED BY THE BOARD OF DIRECTORS ON AUGUST 20, 2022  
... AND APPROVED BY THE DELEGATE ASSEMBLY ON NOVEMBER 18, 2022

Resolutions are statements of intended and desired legislative action on items of current needs or problems. Resolutions are in effect for one year and direct the organization and its staff in their legislative efforts with each annual session of the Legislature. All resolutions submitted are presented for consideration and action. The Delegate Assembly shall receive, consider, and act upon legislative resolution proposals submitted to it by the Legislation Committee and the Board of Directors.

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### CREATING A VISION FOR NEBRASKA'S FUTURE

NASB will lead and support the creation of a vision that revises tax policy and invests state resources for Nebraska's future.

### EDUCATION PROGRAM OPPORTUNITIES

NASB believes that each student should have access to a challenging instructional program which is relevant and prepares him or her for work or further education.

### EXPAND USE OF QUALIFIED CAPITAL PURPOSE UNDERTAKING FUND

NASB supports the expansion of the Qualified Capital Purpose Undertaking Fund to include modifications for student and staff security including cyber security.

### HEALTHY CULTURES & RESILIENCY IN SCHOOLS

NASB will support leveraging its infrastructure and resources to support a healthy culture in schools. NASB will align with others to develop resilient school districts with programs to support both staff and students.

### MENTAL & BEHAVIORAL HEALTH

NASB will support legislative efforts to provide services related to mental and behavioral health to school-age children across Nebraska.

### SUPPORT OF EARLY CHILDHOOD PROGRAMS IN THE COMMUNITY

NASB will support early childhood education programs at the community level, which may include redefining economic development programs to include early childhood infrastructure development for communities and will support early childhood programs as an element in community comprehensive plans.

### SUPPORT THE COLLECTION AND USE OF RELEVANT DATA

NASB encourages boards to use data to support its district strategic plan and goals. NASB supports collaborating with the state and other organizations in the collection and use of relevant data. NASB will identify data it can capture to help inform boards and, if necessary, support legislation to create data sources.

### UPDATING NOTICE REQUIREMENTS

NASB supports updating notice requirements for all school board meetings that recognizes available technology.

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... AS APPROVED BY THE LEGISLATION COMMITTEE ON AUGUST 5, 2022  
... AND APPROVED BY THE BOARD OF DIRECTORS ON AUGUST 20, 2022  
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Standing positions are statements of policy and purpose which are developed and maintained over time. They are considered annually by the Delegate Assembly, and remain in effect until they are actively removed.

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## BELIEF STATEMENTS FOR AN EFFECTIVE BOARD CONDITIONS OF CHILDREN CURRICULUM & INSTRUCTION FUNDING & FINANCE GOVERNANCE & STRUCTURE PROFESSIONAL STANDARDS & EMPLOYEE RELATIONS STATE POLICY

### BELIEF STATEMENTS FOR AN EFFECTIVE BOARD

#### S-1 — BOARD DEVELOPMENT

NASB encourages boards of education to take part in board in-service and development programs and to budget funds for such programs. (1995)

#### S-2 — BOARD RECOGNITION

NASB believes the service of school boardsmanship is fundamental to participatory democracy and deserves recognition collectively and individually from state and local communities. (prior to 1995)

#### S-3 — BUSINESS AND EDUCATION PARTNERSHIPS

NASB encourages boards of education to develop mutually beneficial partnerships with business to ensure mutual understanding and cooperation. (1995)

#### S-4 — COLLABORATIVE SERVICES TO YOUTH

NASB urges collaborative linkages between schools and other public and private agencies that serve children. (prior to 1995)

#### S-5 — LEADERSHIP TEAM

NASB believes that each board of education should create an administrative leadership team, which should include all supervisory and managerial employees including the superintendent and board members. (prior to 1995, amended 2007)

#### S-6 — PARENT INVOLVEMENT

NASB urges boards of education to support partnerships between parents and schools that encourage parent involvement in the education process. (1997)

#### S-7 — POLICY

NASB considers it imperative that boards of education adopt clearly defined, flexible policies after input from the administration, parents, employees, and other interested parties. Policies, based on a clear understanding of the education process, should be thoroughly reviewed annually. The execution of policy is the responsibility of professional administrators and staff. (prior to 1995)

#### S-8 — USE OF ACCOUNTABILITY DATA FOR SCHOOL IMPROVEMENT

NASB supports using school accountability data to determine potential strategies/resources for helping schools improve. We support the concept of growth or learning mindset which suggests that school effectiveness is assessed as an improvement process. Our perspective is that all schools in Nebraska are important and have opportunities to become more effective as quality educational systems. (2020)

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### CONDITIONS OF CHILDREN

#### S-9 — ABUSE OF ALCOHOL, TOBACCO, & OTHER DRUGS

NASB supports efforts by boards of education and state and national officials to strictly enforce policies regarding the sale, use or possession of illegal drugs including methamphetamine, marijuana, THC products and synthetic equivalents of THC and marijuana, alcohol, tobacco, nicotine products, vapor products (including e-cigarettes), and any products intended by appearance or effect to replicate tobacco products on school property. The designation of “drug free zones” near schools is also urged. (prior to 1995, amended 2015)

#### S-10 — AT-RISK STUDENTS AND THE ACHIEVEMENT GAP

NASB recognizes that there are many children and youth who are experiencing special difficulties in achieving high education standards. NASB supports increased funding to help close the gap in educational opportunity and educational achievement, and urges boards of education to work with, and obtain increased funding from the state Legislature, as well as state and federal education agencies to assist at-risk children and youth in making adequate educational progress. (prior to 1995, amended 2009)

#### S-11 — COOPERATION WITH HHS

NASB supports legislation which mandates cooperation and consultation with school districts as it relates to the placement of children under the custody of DHHS. Comprehensive information about a child’s educational needs should be shared with a school district prior to the placement of a student in a new school district. (2020)

#### S-12 — EARLY CHILDHOOD EDUCATION

NASB supports quality early childhood education programs accessible to all children and advocates programs that provide age-appropriate activities to prepare children for school. (prior to 1995)

#### S-13 — ENROLLMENT OPTION; HOMEBOUND STUDENTS

NASB supports legislation stating that when an option student becomes homebound, the school district in which the student resides assumes full responsibility for educating the student. (1998, amended 2016)

#### S-14 — ENROLLMENT OPTION LIMITATION

NASB supports legislation returning option students to the resident school district if the option district must contract with another school district or agency for the educational services needed by the student. (1996, amended 2016)

#### S-15 — LIABILITY FOR MEDICATION ADMINISTRATION

NASB supports legislation that would limit the liability of a school district and school district representatives for the administering of prescription medication to students. (1999, amended 2013, 2016)

#### S-16 — NUTRITION EDUCATION/STUDENT WELLNESS

NASB believes that wellness programs for schools should emphasize healthy lifestyles and eating habits, mindful of all eating disorders, as well as obesity. (2004)

#### S-17 — SAFE SCHOOL ENVIRONMENT

NASB supports efforts to provide a school environment that is free from weapons, harassment, bullying, violence, drugs (including alcohol and tobacco), and other factors which threaten the safety of students and staff. (1997, amended 2012)

#### S-18 — STATEWIDE POVERTY/TRAUMA FUNDING

NASB recognizes the growing number of public school students across the state that are living in impoverished conditions and/or with traumatic experiences. NASB supports the use of research-based science to strengthen policy, program design and funding that targets those impacted by persistent poverty and/or trauma. (2017)

#### S-19 — STUDENT DISCIPLINE

NASB opposes legislative mandates related to student discipline. NASB supports student discipline as an essential, mutual responsibility of parents, teachers, and administrators, with final responsibility resting with school boards. (1999, amended 2019)

### CURRICULUM & INSTRUCTION

#### S-20 — ACCESS TO EQUAL EDUCATION OPPORTUNITIES

NASB supports equal educational opportunities for all students, regardless of their race, wealth or family circumstance, and urges the Legislature, the State Department of Education, and boards of education to remove all barriers that may prevent any child from having full access to such education opportunities. (1995, amended 2009)

#### S-21 — ACHIEVEMENT TEST SCORE USE

NASB opposes the use of test scores for the comparison of school districts or for the ranking of schools. (1998)

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### S-22 — ASSESSMENT OF STUDENT LEARNING

NASB supports multiple approaches to assess student learning, with decisions on assessment made at the local district level, and opposes a single “high-stakes” testing procedure. (2001)

### S-23 — CULTURAL DIVERSITY

NASB urges all boards of education to support and implement curriculum which recognizes cultural diversity and enhances the knowledge of students about various ethnic and cultural backgrounds. (prior to 1995)

### S-24 — CURRICULUM ADOPTION

NASB opposes legislative mandates addressing curriculum and testing. NASB supports the adoption of curriculum by local school boards and the State Board of Education. (2019)

### S-25 — LIBRARY/MEDIA CONTENT

NASB supports that school district library/media content is a local decision. (2022)

### S-26 — RESPONDING TO SPECIAL EDUCATION COSTS

NASB supports legislative efforts to give school districts that incur unforeseeable additional special education expenses assistance to alleviate cash flow problems. (2005)

### S-27 — STUDENT EXPRESSION

NASB supports the authority of the local boards of education and school administration to regulate the content of school-sponsored publications and curriculum. (1997, amended 2009)

### S-28 — TECHNOLOGY

NASB supports equal access to current technology for all school districts so they may engage all students in the curriculum, to equip them for an increasingly technological society and job market, and to provide them greater access to education services. (prior to 1995)

## FUNDING & FINANCE

### S-29 — ACCOUNTING OF FUNDS

NASB supports transparent accounting and full disclosure of all funds received and expended for public education consistent with federal regulations. (2005)

### S-30 — BUDGET LID: GROWTH FACTOR

NASB supports legislation which would establish an education expenditures “growth factor” which reflects the actual cost of providing a public education for school districts, learning communities, and ESUs. (2001, amended 2008)

### S-31 — COMPENSATION FOR STATEWIDE STANDARDS & ASSESSMENTS

NASB supports adequate funding to compensate school districts/ESUs for the cost of implementing and managing the statewide learning standards and assessments. (2008, amended 2009, 2013)

### S-32 — ELIMINATION OF BUDGET RESERVE LIMITS

NASB supports legislation that eliminates reserve limitation in the Tax Equity and Educational Opportunities Support Act and in debt service funds. (2000, amended 2001)

### S-33 — ELIMINATION OF EXPENDITURE LIMITATION

NASB supports legislation eliminating the limitation on general fund expenditures. (2000, amended 2011)

### S-34 — ESU CORE SERVICES FUNDING

NASB supports legislation to adequately fund Educational Service Units in a manner that allows successful implementation of statewide educational initiatives that are developed by law in conjunction with the Nebraska Department of Education. (2009, amended 2015)

### S-35 — FINANCING CAPITAL IMPROVEMENTS

NASB supports adequate funding for school districts and ESUs for maintenance or replacement of our rapidly deteriorating facilities. (1997, amended 2015)

### S-36 — FISCAL POLICY

NASB believes the Governor and Legislature must work together to create fiscal policy that will adequately fund public education statewide based upon the needs of students and not driven by a pre-set allocation of funds for education regardless of need. Nebraska demographics and student needs are dynamic, as are the changing education standards required to be competitive nationally and internationally. To meet this challenge, fiscal policy would be built upon a broad base with the lowest possible rates to provide stability in the tax base and revenue stream, provide local government with the tools to generate adequate financial resources, yet equalize financial support among taxpayers, and assure the principle of uniform assessment. (prior to 1995, amended 2009)

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### S-37 — FOR-PROFIT ENTITIES OPERATING IN TAX-EXEMPT ZONES

NASB supports legislation to ensure equitable tax payments by for-profit business ventures operating on publicly owned or otherwise exempt property. (2003)

### S-38 — FUNDING OF MANDATED PROGRAMS

NASB urges full funding by the state and federal governments at statutory levels of all programs, standards, activities, and services mandated to public schools and ESUs by the Legislature and Congress, and further urges that any unfunded mandates allow authority for supplementary appropriations or outside levy lid funding. (1997, amended 2012, 2017, 2019)

### S-39 — FUNDING: SCHOOL DISTRICT INFRASTRUCTURE, SITE PURCHASES AND BUILDING OPERATING EXPENSES

NASB supports legislation that would provide an alternative to property taxes for financing facility development, maintenance, and operation. (2003)

### S-40 — GENERAL FUND RESERVE LIMIT EXCEPTION

NASB supports legislation that would not allow school districts to be penalized or state aid to be adjusted, to a school disadvantage, when any type of error or correction is made in calculating the state aid formula. (1999, amended 2016)

### S-41 — INCLUDING GIFTS, DONATIONS, OR FOUNDATION FUNDS AS RECEIVABLES

NASB opposes the inclusion of gifts, endorsements, donations, or foundation expenditures that are not regular operating expenses in the calculation of receivables in the state aid formula. (2000)

### S-42 — K-12 SCHOOL TRUST LAND AND PERMANENT SCHOOL FUND

NASB opposes reduction of any assets of the school trust or diversion of the Permanent School Fund. (prior to 1995, amended 2010)

### S-43 — LEGISLATION IMPLEMENTATION

NASB supports the concept that any legislative bill that limits financial resources, or requires additional financial resources, is done within a timeframe that will not negatively affect the school's ability to prepare their budget. (1997, amended 2015, 2017, 2019)

### S-44 — LEGISLATIVE REVIEW OF STATUTORY DEADLINES

NASB urges legislative review of the conflicting mandatory deadlines that affect school revenues and expenditures. (2011)

### S-45 — PROPERTY TAX REFORM/RELIEF

Any legislative discussion on property tax and distribution of state aid should include participation from school board and ESU board members. (2015)

### S-46 — REVENUE REDUCTIONS FOR SCHOOL DISTRICTS AFFECTED BY PROPERTY VALUATION LOSSES

NASB supports legislation that would create a hold harmless effect for districts which experience a decrease in valuation. (2004)

### S-47 — SCHOOL DISTRICT OPTIONS IN DEALING WITH LARGE, UNANTICIPATED REVENUES

NASB supports legislation giving school boards options in dealing with large, unanticipated revenue increases in order to minimize fluctuations in state aid. (2000)

### S-48 — SPECIAL BUILDING FUND TAX LEVY EXCLUSION

NASB supports amending the Nebraska Statutes that address budgeting and spending lid restrictions to allow school districts the ability to utilize up to fourteen cents of the Special Building Fund tax levy outside of the budgeting and spending lid restriction so that districts can plan for and fund capital improvement projects, building repairs and upgrades, and school district infrastructure needs. (2007, amended 2020)

### S-49 — STATE FUNDING SYSTEM

NASB supports a stable, predictable, equitable, and adequate statewide education funding system that honors the Legislature's commitment to provide for free instruction in the common schools of this state, as guaranteed by the Nebraska Constitution, by prioritizing education funding in the state budget, and that:

- Invests in the education of all Nebraska public school children;
- Establishes a state fund or funding mechanism that assists Nebraska public schools with the costs of maintaining and constructing facilities;
- Reduces our dependence on local property taxes by drawing revenue from multiple funding sources;
- Promotes the responsibility of locally elected school boards to make sound, transparent school budget decisions;
- Provides funding in a timely and predictable manner;
- Includes the principle of equalization;
- Funds the total excess allowable costs for special education and support services; and
- Recognizes that a long-term solution to education funding will require an ongoing, collaborative effort to execute a vision and strategic plan to grow and diversify our economy. (1997, amended 2009, 2018)

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### S-50 — USE OF A UNIFORM VALUATION CALCULATION TO DETERMINE LOCAL RESOURCES AND STATE AID

NASB supports a property tax assessment system that utilizes uniform accounting practices to determine the property valuation number from which local and state officials can calculate both the local resources available to fund schools from property taxes, and the resulting calculation of state aid payments to school districts. (2003)

### S-51 — VOUCHERS AND TAX CREDITS

NASB opposes any attempt to amend or circumvent the Nebraska and United States Constitutions to permit the use of public funds for the support, either direct or indirect, of schools not controlled by the public at large. NASB opposes any state or federal legislation allowing either tax credits or vouchers for children, or the parents or guardians of children attending nonpublic schools, or donors to scholarship funds for non-public education. (prior to 1995, amended 2020)

## GOVERNANCE & STRUCTURE

### S-52 — ACCOUNTABILITY

NASB believes that boards of education are accountable to students, parents, taxpayers, and employees for providing education programs, striving for education excellence, identifying education needs, adopting clearly defined written policies, measuring the success of instruction programs, and interpreting and disseminating information to the public through a public relations plan. (prior to 1995)

### S-53 — ALLIED SCHOOLS

NASB opposes legislation that would mandate the formation of an allied system of school districts. (2014, amended 2016)

### S-54 — AMEND OPEN MEETINGS ACT FOR EVALUATIONS

NASB supports legislation to allow boards to go into executive session to discuss superintendent evaluations and/or for the narrowing down of superintendent candidates. (2017)

### S-55 — AUTHORITY OF SCHOOL BOARDS

NASB supports the authority of boards of education to effectively govern and execute their statutory responsibilities. (1997, amended 2015)

### S-56 — CHARTER SCHOOLS

NASB believes that any charter schools, or the like, involved with any aspect of K-12 education be authorized by a public school district, be located within the boundaries of such public school district and be accountable to the authorizing district for their student achievement, finances and operations. (1998, amended 2015)

### S-57 — DUTIES OF SCHOOLS

NASB believes that the primary function of Nebraska schools should be the education of students and that the Legislature should be discouraged from placing duties on school districts which are not directly related to education. (prior to 1995)

### S-58 — E-MEETINGS - FULLY-IMPLEMENTED OR PARTIAL ALLOWABLE ATTENDANCE

NASB supports legislation which allows for school board members to participate in school board meetings via electronic means while still maintaining a quorum when necessitated for the health and safety of the board and public. Virtual meetings cannot impede the public's ability to participate. (2020)

### S-59 — EDUCATIONAL SERVICE UNIT GOVERNANCE

NASB supports governance of ESUs by elected boards and supports local determination of specific mechanisms of that governance. (2005)

### S-60 — EDUCATIONAL SERVICE UNIT REORGANIZATION

NASB supports the continuation of ESUs as an effective means of delivering educational services to school districts and their students. Any reforms would provide for a statutory hold harmless provision in the distribution formula for Core Service funding when an Equity Unit reorganizes with any other ESU, and must be mindful of ESUs' essential role of delivering direct services and being responsible to the local school districts they serve. (2004, amended 2005)

### S-61 — INTERACTIVE REMOTE COMMUNICATION TECHNOLOGY (TELEVIDEO)

NASB urges the legislature to provide updated rules and procedures so patrons are able to readily testify at legislative hearings via televideo (interactive remote communication technology) on a regular, ongoing basis to allow for a more equitable opportunity for the public to participate in the legislative process. (2017)

### S-62 — ORGANIZATION

NASB opposes legislation that would mandate consolidation of districts or administration. NASB favors cooperation between school districts as well as ESUs to remove all barriers and penalties to promote orderly and voluntary reorganization into more efficient governing and administrative units to best serve the educational needs of Nebraska's children. (prior to 1995, amended 2008, 2015, 2017, 2019)

### S-63 — PERSONAL LIABILITY

NASB opposes unnecessary laws which make individual members of a governing board of a political subdivision personally liable for damage judgements which result from lawsuits filed against the political subdivision. (prior to 1995, amended 2015)

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**S-64 — PUBLICATION OF MINUTES, RECEIPTS, & EXPENDITURES**  
NASB supports removing the requirement to publishing hearing notices and meeting minutes in public newspapers and supports the use of alternative means to communicate board activity. (2020)

**S-65 — RESTRICTION OF RESOURCES & BOARD RESPONSIBILITIES**  
NASB supports legislation allowing local boards to function as elected officials and to continue to establish policies, including finance policies, as representatives of the constituents who elected them. (1997)

**S-66 — SCHOOL ACTIVITIES**  
NASB supports direct involvement by boards of education in the governance and activities of the Nebraska School Activities Association. (prior to 1995)

**S-67 — SCHOOL CALENDARS**  
NASB opposes state mandated uniform opening and closing dates for local school districts. (prior to 1995)

## PROFESSIONAL STANDARDS & EMPLOYEE RELATIONS

**S-68 — ACTIVITY ASSIGNMENTS**  
NASB opposes legislation that would require a separate written employment contract for coaching or any other activity assignment that would require that a person be notified by a specified date of the termination of an assignment for the following year. (1999)

**S-69 — COMPENSATION**  
NASB will support a concept of compensation for teachers which is not based solely upon the experience and education attainment of teachers as found on standard salary schedules. (1995)

**S-70 — CRIMINAL BACKGROUND CHECKS**  
NASB supports legislation which would aid public schools and ESUs in obtaining criminal background history information on prospective and current employees, and personnel provided through any contract service provider or anyone working on school property. (1999, amended 2006)

**S-71 — EMPLOYEE BONUSES AND INCENTIVES**  
NASB supports legislation creating a comprehensive plan to recruit, retain and reward highly qualified individuals for teaching professions throughout the state, including offering incentives to encourage employees to sign a contract of employment. (2001, amended 2015)

**S-72 — EMPLOYEE SUPPORT**  
NASB recognizes the need to support district employees with their health and supports initiatives that provide for the physical and mental wellness of all school employees. (2020)

**S-73 — MEDICAL INSURANCE**  
NASB supports the concept of exploring alternatives to the costs of health insurance for the purpose of assuring the greatest allocation of our financial resources to education programs and services for children. (prior to 1995, amended 2003)

**S-74 — RECOGNITION**  
NASB urges local school boards to develop and implement programs which recognize individuals for significant accomplishments and community service, experience, and competency. (prior to 1995, amended 2014)

**S-75 — RETIREMENT**  
NASB supports legislation to assure a retirement system that is sound, adequate, and sustainable for school districts and ESUs. (prior to 1995, amended 2012)

**S-76 — SCOPE OF BARGAINING**  
NASB believes negotiations with employees should be limited to matters of employee salaries and fringe benefits, and opposes any attempt to broaden the scope of negotiations to include matters of policy and management rights. (prior to 1995)

**S-77 — STAFF DEVELOPMENT AND EVALUATION**  
NASB supports in-service training, enrichment programs, and continuing education for professional staff. Regular evaluations of performance, competency in the subject areas, and demonstrated ability to instruct or manage, in part as shown through student performance, should be conducted to promote professional growth. (1995)

## STATE POLICY

**S-78 — ADVISORY GROUPS**  
NASB requests that there be board of education representatives on all government commissions, councils, and committees which could have an impact on local school district policy or finance. (1995)

# YOUR NASB STANDING POSITIONS

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## 108<sup>TH</sup> LEGISLATURE, 1<sup>ST</sup> SESSION

### S-79 — CHOICE AND AFFILIATION

NASB supports the concepts of choice and affiliation among public schools as a means to maximize education opportunity. NASB believes any such program should result in the least amount of disruption and uncertainty for the affected school districts. (1995)

### S-80 — CONSTITUTIONAL RIGHTS & RESPONSIBILITIES

NASB, and school board members, fully supports the U.S. Constitution and the rights and responsibilities embodied within it. NASB therefore supports education and behavior that teaches and models expression of these rights and responsibilities. (2009, amended 2015)

### S-81 — CORPORATE SPONSORSHIPS IN SCHOOLS

NASB opposes restrictions on school districts' ability to exercise their best judgment in entering into corporate sponsorship agreements. (2004)

### S-82 — EDUCATIONAL SERVICE UNITS

NASB supports Educational Service Units as an effective and efficient means to provide educational services to local school districts. ESUs should be responsible to the local school boards they serve. (1997)

### S-83 — GUIDING THE P-16 EFFORT: 21<sup>ST</sup> CENTURY SKILLS

NASB urges state and local policymakers to forge a new working relationship in redesigning Nebraska's public education system for the 21<sup>st</sup> century, with a focus on improving student achievement and holding each level of the system accountable, from preschool through post-secondary education or training, in a manner that:

- a) Promotes multi-level communication and interaction between all P-16 partners to enhance student academic success;
- b) Offers all students a rigorous developmentally-appropriate curriculum designed to provide opportunities and choice, regardless of the post-secondary path they choose;
- c) Engages the assets of the full community;
- d) Utilizes data and technology to individualize education for students and to incorporate new learning into the design;
- e) Closes the achievement gap by focusing on quality teaching and learning opportunities;
- f) Implements standards-based education fully in a seamless curriculum, so one level of the system builds on the next and the end result is known and understood from the beginning;
- g) Provides sufficient resources that are adequate and sustainable at every level of the system to meet the challenge, resisting unfunded or underfunded mandates; and
- h) Preserves the ability of local school boards and their communities to address local needs and challenges in a flexible manner using a variety of options.

(2009, amended 2016)

### S-84 — INDEPENDENT SCHOOL DISTRICTS

NASB supports the independence of established PK-12 school districts and also supports the cooperation and equalization of opportunity among school districts within learning communities. NASB believes that any legislation introduced impacting school districts or learning communities should seek to give districts and learning communities equalized resources. Any legislation should also allow these independent districts to maintain their right to governance, district curriculum, and the allocation of resources. (2006, amended 2013)

### S-85 — LOCAL CONTROL FOR PUBLIC PK-12 SCHOOLS

NASB believes public PK-12 systems should be organized to serve communities throughout Nebraska without arbitrary size limits or a single model, which would not fit our state's varied communities. NASB opposes legislating arbitrary size limits and will work to remedy such limits currently in statute. (2006, amended 2013)

### S-86 — LOCAL DISTRICT ADVOCACY

NASB supports the right and obligation of local school districts to advocate for legislative action that impacts their individual interests. (1996)

### S-87 — NDE AUTHORITY

NASB opposes attempts by the legislature to preempt the statutory authority of the Nebraska State Board of Education to be the policy-forming, planning and evaluative body for Nebraska schools. (2017)

### S-88 — NONPUBLIC SCHOOLS STANDARDS

NASB believes that nonpublic schools should have the same state standards as the public schools, including school approval, accreditation, teacher certification and endorsement, and safety standards. (prior to 1995)

### S-89 — POLICY LEADERSHIP & VISION ON THE FUTURE OF NEBRASKA'S PK-12 SCHOOLS

NASB supports efforts to bring policy makers of the executive and legislative branches, educators, school boards, learning community coordinating councils, and ESU boards, and citizens together to determine the best course for the future delivery of PK-12 education to the students of the state. NASB boards emphasize increasing student achievement through governance structures that are clear, efficient, and controlled by the local district. (2003, amended 2008, 2010, 2013)



## **Board of Education Legislative Goals 2022/2023**

### **Ralston Public Schools Non-negotiables**

- RPS will continue to cultivate a systems thinking approach to all school programs, business, and operations.
- RPS will continue to provide the needed resources that support the defined Board of Education strategic priorities.
- With a focus on equity, RPS will continue to refine and grow our academic and social emotional programs to meet the needs of all of our students.
- RPS will continue to deliver a wide array of outstanding activity programs to allow our students a well rounded school experience.
- RPS will continue to evaluate the effectiveness and efficiency of all programs and services and make adjustments as necessary.
- RPS will refine and grow our outreach programs and service expectations to include a focus on Social Emotional Learning, **Equity** and Staff Self Care.
- With a focus on equity, RPS will research and identify further opportunities and initiatives to help all of our students to be college or career ready.

### **Board of Education Legislative Goals**

- Continued emphasis that our students and education are a priority in Nebraska as well as advocate for local control and decision making.
- Continued emphasis of State Equalization Aid (TEEOSA) and the infusion of further dollars into the aid formula.
- Review, monitor, and potentially support legislation that identifies and increases different revenue mechanisms for public schools across Nebraska.
- Oppose any efforts to create a partisan State Board of Education or Commissioner of Education.
- Oppose tax cuts that endanger any part of the State's revenue stream.
- Monitor any legislation that adjusts property valuation.
- Increase Special Education Funding.
- Continue to support and enhance Learning Community Programs that serve at-risk and diverse student populations in Ralston and within the Metro Area.
- Support legislation to increase funding for early childhood programs.
- Encourage further adjustments to the needs formula within TEEOSA specifically **Limited English Proficiency** and poverty.
- Support systems, initiatives, and funding options to cultivate additional opportunities to enhance college and career readiness specifically in vocational or certification focused areas and paid student internships.
- Advocate for targeted programs and funding that support the "Whole Child" as it relates to students' social, emotional, and physical well being. (SEL)
- Oppose any legislation that advances charter schools or voucher systems that reduce funding and opportunities for public schools.
- Support school choice through the protection of net option funding.
- Continue to be a vocal advocate in the legislature for our students, staff and the Greater Ralston Community

# NASB BOARD NOTES

A MONTHLY PUBLICATION FROM THE NEBRASKA ASSOCIATION OF SCHOOL BOARDS



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## "NEVER DOUBT THAT A SMALL GROUP OF THOUGHTFUL INDIVIDUALS CAN CHANGE THE WORLD."

The line was delivered in the fictional favorite, *The West Wing*, by President Jed Bartlet, portrayed by actor Martin Sheen, but seems rather apropos here. In late April, 20+ school board members and education leaders from across Nebraska joined NASB as we ventured to Washington, D.C., to strengthen relationships with our delegation, meet with the U.S. Department of Education and experience advocacy on the Federal level. An extremely productive & memorable trip, with some fun surprises along the way. Thanks to all who joined us this year. If you're interested in joining us for future trips, please reach out and let us know!

*"Thank you for the invite to D.C. and the great efforts you do on behalf of the Nebraska school boards. I thought it was a great experience, lots of information, and great sharing among the members that went." (Brian Cosey, Gering BOE)*

*"Truly great conversations focused on K-12 public education with our elected Federal representatives and officials in the U.S. Department of Education. A memorable experience with friends and colleagues." (Stephanie Summers, David City BOE)*

*"This trip was a wonderful opportunity to build relationships and bridges that benefit students in Nebraska and across the country." (Brad Wilkins, Ainsworth BOE)*

*"@RepAdrianSmith - It was great seeing you and so many visiting Nebraskans at the breakfast. Thank you for taking time to meet with Nebraska school board members earlier in the week. Together we can lift up our teachers and ensure quality public education for our children." (Drew Blessing, Kearney BOE)*



CONTINUED ON PAGE 2

The Nebraska Association of School Boards provides programs, services and advocacy to strengthen public education for all Nebraskans. Learn more at [www.NASBonline.org](http://www.NASBonline.org)

# WASHINGTON, DC (CONTINUED)

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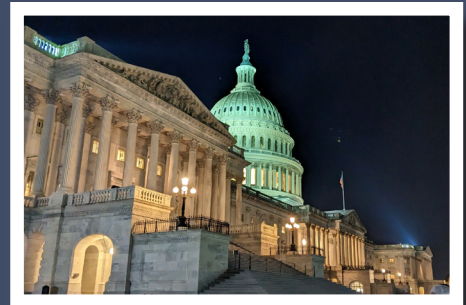
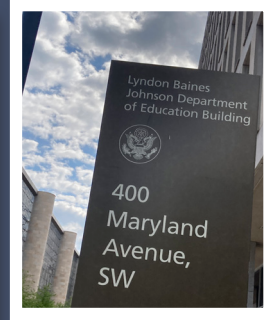
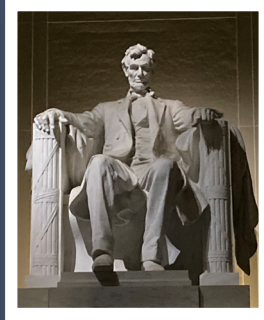
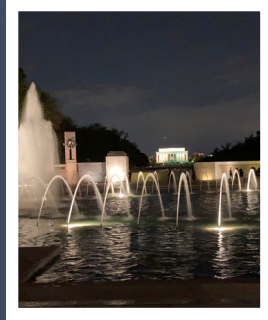
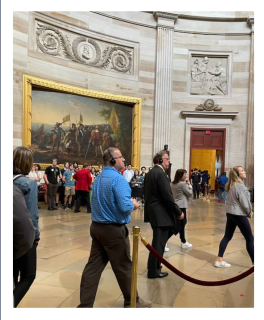
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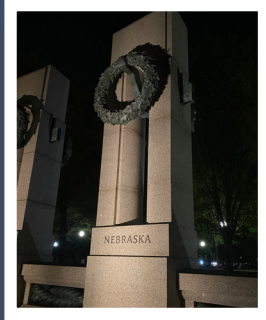
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# TRAINING, NETWORKING, ENGAGEMENT & EVENTS

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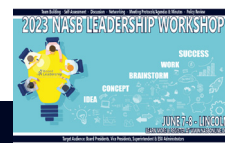
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<https://members.nasbonline.org/events>



## Your Monthly Board Agenda Update Video Links from NASB

<https://members.nasbonline.org/news-resources/video-library>



### NASB Leadership Workshop - June 7-8 - Lincoln

Team Building - Self-Assessment - Discussion - Networking - Meeting Protocols/Agendas & Minutes - Policy Review

FORE!

### NASB Member Golf Outing - June 14 - Kearney Country Club

### School Leaders & Law Conference - June 14-15 - Kearney



### ALICAP Summer Workshops - July 10 - Gering

### ALICAP Summer Workshops - July 11 - Kearney

### ALICAP Summer Workshops - July 12 - Lincoln



JOIN US!

### Area Membership Meetings Begin August 22nd!!!

AUGUST 22 - VALENTINE

AUGUST 23 - GERING

AUGUST 24 - YORK

AUGUST 29 - NORTH PLATTE

SEPTEMBER 6 - NORFOLK

SEPTEMBER 13 - KEARNEY

SEPTEMBER 19 - LA VISTA

SEPTEMBER 20 - FREMONT

SEPTEMBER 27 - NEBRASKA CITY



To register for an NASB event, click on the 'My Membership' link, then navigate to the 'Events' dropdown and select 'Register'. If you do not have an email and password to log in or have forgotten it, please contact NASB at 800-422-4572 for assistance.

# AT THE BOARD TABLE

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## BOARD CALENDAR AGENDA ITEMS FOR YOUR JUNE MEETINGS

<https://members.nasbonline.org/board-leadership>

Each month, this space reflects recommended regular board meeting agenda items to include in the upcoming board meeting agenda. Please contact Marcia at [mherring@NASBonline.org](mailto:mherring@NASBonline.org) if you have questions or recommendations for improving the Board Meeting Annual Calendar.

View the full calendar at: <https://members.nasbonline.org/board-leadership/resources>

### JUNE BOARD AGENDA ITEMS

In addition to routine agenda items, time sensitive topics include:

- Policy Review
  - I. Parent and Family Engagement Policy on or before July 1 per § 79-532; § 79-533;
  - II. Bully Prevention Policy on or before July 1 per § 79-2,137;
  - III. Annual review of policy pertaining to Appropriate Relationships with Students;
- Student Accountability
  - I. Reports; filing requirements; contents. On or before July 20 in all school districts, the superintendent shall file with the State Department of Education a report showing the number of children from five through eighteen years of age belonging to the school district according to the census taken as provided in sections § 79-524 and 79-578. Neglect to report may result in penalty.
- Budget - Review staff Report for the 2023-24 School Year including:
  - I. Administrators – demographics, # of positions needed, # of tenured, # of non-tenured
  - II. Certificate Staff - demographics, # of positions needed by building/district, # of tenured, # of non-tenured, teaching assignments, # of positions open, etc.
  - III. Classified Staff – demographics, # of positions needed by building/district, # of positions open, etc.
- Advocacy – Submit Legislative Resolution or Standing Position to the NASB Legislation Committee  
**\*\*Review the full June Agenda on page 25 of the 2023 NASB Board Meeting Guide & Annual Board Calendar.**

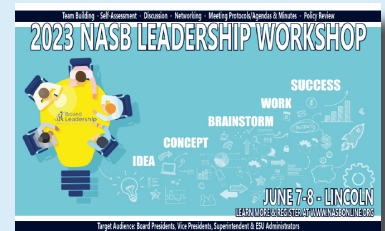
### BOARD RETREAT

To support our members who did not have the opportunity to participate in the New Board Member Workshops consider a Board Retreat to engage with your newly elected board members as they continue to transition into their new role. Please contact Marcia Herring, NASB Director of Board Leadership at [mherring@NASBonline.org](mailto:mherring@NASBonline.org) or 402-817-0296 to schedule a board retreat or private sessions through Microsoft Teams to review the board role and responsibilities.

### UPCOMING NASB BOARD LEADERSHIP EVENTS

**Board President Circle Team Meeting** – Schedule for the remainder of 2023 to be determined. The lunch and learn time block for the Board President Circle will be sustained at 12:00 p.m. CST and 12:00 p.m. MT. However, I do anticipate offering an evening time block during the fall to engage with those who are not able to set aside time for a meeting during their day-time schedule.

**NASB Leadership Workshop – June 7 and 8, 2023** – Join us in Lincoln for a working retreat to further develop the Superintendent/ESU Administrator, Board President, and Vice President leadership team. The day and a half agenda will include team building activities addressing a superintendent/ESU Administrator-board governance audit, healthy leadership working relationships, meeting protocols including the agenda and minutes, committee structure, Open Meetings Law, scenarios, goal planning, superintendent evaluation, policy, and more. Register now at <https://members.nasbonline.org/events/nasb-leadership-workshop>.



# AN ALICAP MARKET OUTLOOK

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<https://www.alicap.org/>

## NASB WORKERS' COMPENSATION POOL

Before 1990, Nebraska public school boards managed the risk associated with operating a school district by transferring those risks to the commercial insurance market. In 1990 financial conditions in the insurance marketplace were creating havoc for some Nebraska schools seeking to acquire Workers' Compensation coverage. Those districts having trouble were faced with the possibility of participating in the Nebraska State Assigned Risk Workers' Compensation Program, a very expensive and heavily surcharged option. A board of eleven trustees formed to govern the NASB Workers' Compensation Pool with 32 districts. Since then, the NASB self-insurance pool for worker compensation has evolved for schools to obtain other coverages essential for protecting their risks and on 9/1/1996, the workers' compensation pool became:

## NASB ALL LINES INTERLOCAL COOPERATIVE AGGREGATE POOL

The Pool expanded coverage to include Property, General Liability, Automobile, School Board Errors and Omissions, Crime and Employee Dishonesty. ALICAP continues to grow by providing additional services and new coverage while assisting districts with their risk management needs. Pollution and Cyber Liability were two coverages added for members effective 9/1/2017.

## MARKET OUTLOOK

Essentially, ALICAP formed because it was difficult to get coverage at a competitive price. We are witnessing these tough times once again, especially in the property market. Hurricanes, floods, tornados, wildfires, and windstorms continue to put pressure on reinsurers. These catastrophes are the major factor driving costs higher coupled with inflation, supply chain disruptions, labor shortages, depleted capital, and Hurricane IAN. For years, escalating loss trends have outpaced rate increases, and expect to see rates rise again this year to close the gap.

Underwriters are being selective and will continue to focus on valuation issues. We are witnessing a deterioration in market conditions on Catastrophic property, especially wind exposed programs. Carriers will look favorably on risks with accurate valuations and ALICAP prepared for this by partnering with Kroll Fixed Asset Advisory Services. Kroll conducted physical inspections and provided replacement cost values for markets this year and we should expect premiums will reflect these higher values.

**More details regarding the market and how it will affect ALICAP's renewal will be presented at the NASB Summer Safety Workshops coming up in July!**

You're  
invited  
to a  
FREE

SUMMER  
WORKSHOP  
HOSTED BY  
ALICAP

School Administrators and central office staff are invited to attend the 2023 ALICAP Summer Safety Workshops!

ALICAP is once again hosting a FREE\* Summer Safety Workshop! This workshop offers a great opportunity for school administrators and central office staff to get the latest information from:

Megan Boldt, Director of ALICAP

Sheri Shonka, Coverage Expert at Public Risk Management

Jay Martin, the new Safety Director at NDE.

Registration desk opens at 9:30 AM and the workshop will adjourn by 2:30 PM. Lunch will be provided. You won't want to miss this workshop!

\*Each ALICAP member district receives 3 complimentary registrations. Non-member and additional registrations can be purchased for \$40. Register by Wednesday, July 5.

### JOIN US AT ONE OF THREE LOCATIONS

July 10 - Gering

July 11 - Kearney

July 12 - Lincoln

# OH CHRISTMAS TREES ... A LEGISLATIVE UPDATE

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<https://members.nasbonline.org/government-relations>

In the May 2nd edition of **NASB's Legislative Notes**, we broke down this year's Education Committee's "Christmas Tree" and its 17 "ornaments", among other key items. Since then, 4 more ornaments have been added through additional rounds of debate.

The "Tree" is still LB 705 (Murman) - *Change provisions for the distribution of lottery funds used for education, transfer powers and duties, create new acts and funds, and change education provisions.* The original 17 bills mentioned all remain. Since then, the bill is now on Final Reading, and 4 additional bills have made their way onto the tree, LB 201 (Provide a HS graduation requirement relating to federal student aid), LB 585 (Change a duty of the state school security director and require behavioral and mental health training for certain school personnel), LB 774 (Change provisions relating to the Student Discipline Act), & LB 805 (Require schools to allow certain youth organizations to provide information, services, and activities.). It should be noted LB 800 (Change provisions relating to the Superintendent Pay Transparency Act and provide a limit for superintendent and ESU administrator compensation) was NOT added, although there was a lot of discussion that it was going to be a part of the tree. Again, there are bills both NASB supports and opposes within this package. We've continued to work on improving those bills we oppose and supporting others.



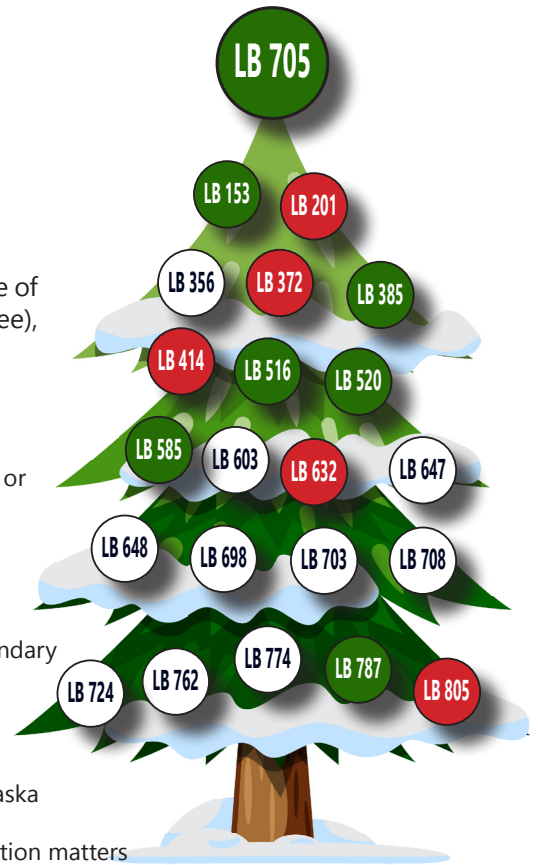
LB 153	LB 201*	LB 372	LB 385	LB 414
LB 516	LB 520	LB 585*	LB 603	LB 632
LB 647	LB 708	LB 724	LB 774*	LB 762
LB 787	LB 805*	*NEW		

## OTHER BILLS

We are also paying close attention to the Budget and the Governor's Finance Package of Bills (LB 243, LB 583, & LB 818), as well as LB 727 (Revenue Committee's Christmas Tree), and LB 753 (Adopt the Opportunity Scholarships Act and provide tax credits).

## THE FOLLOWING INTERIM STUDIES HAVE BEEN INTRODUCED

- LR 125 (Conrad) - Review juvenile justice involvement for youth who are excessively absent or truant from school.
- LR 129 (DeKay) - Examine the shortage of sports officials in Nebraska
- LR 144 (Erdman) - Examine the subject of school choice where all education funding is distributed on a per student basis and follows the student to the school of their choice
- LR 147 (Murman) - Parental involvement in public schools
- LR 148 (Murman) - Examine the use of federal funds from the federal Elementary and Secondary School Emergency Relief Fund and the use of the Launch Nebraska Website
- LR 149 (Murman) - Social-emotional learning
- LR 152 (Hughes) - Examine all factors that may impact a school district's ability to attract and retain qualified superintendents and administrators
- LR 158 (McDonnell) - Carry out the provisions of section 13-2402, which requires the Nebraska Retirement Systems Committee to monitor underfunded defined benefit plans
- LR 192 (Linehan) - Examine the relationship between joint public agencies and public education matters



**NASB CALL FOR LEGISLATIVE PROPOSALS - DUE JULY 1**

<https://registrations.nasbonline.org//ProposedResolution.aspx>

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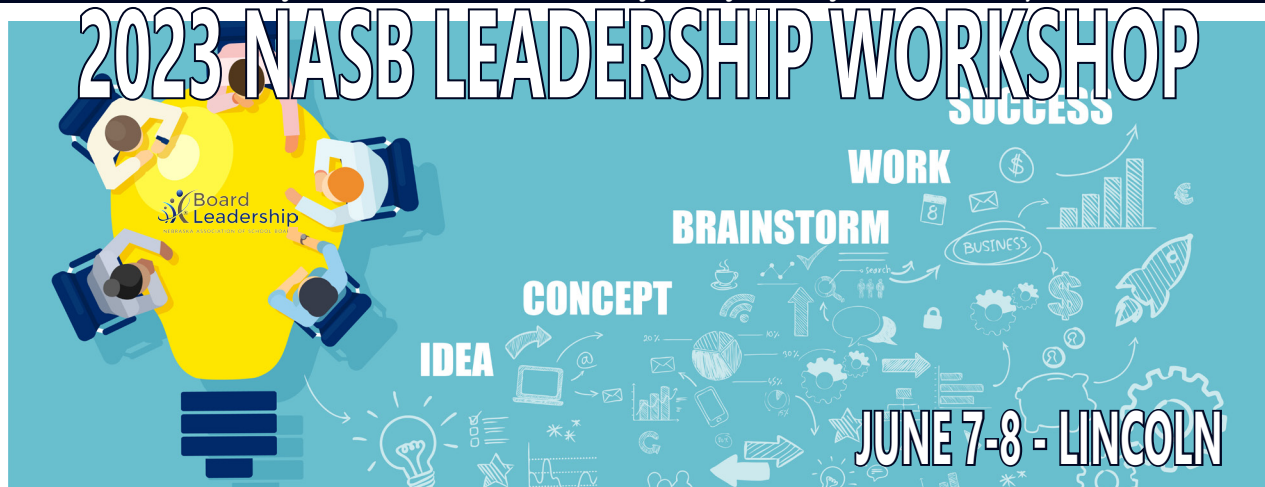
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<https://members.nasbonline.org/events/nasb-leadership-workshop>

Team Building - Self-Assessment - Discussion - Networking - Meeting Protocols/Agendas & Minutes - Policy Review



Target Audience: Board Presidents, Vice Presidents, Superintendents & ESU Administrators

<https://members.nasbonline.org/events>

## ANNUAL NASB MEMBER GOLF OUTING

JUNE 14 - KEARNEY COUNTRY CLUB - EMAIL SENDORF@NASBONLINE.ORG TO PARTICIPATE

<https://members.nasbonline.org/events/school-leaders-and-law-conference>

## NASB SCHOOL LEADERS & LAW CONFERENCE

### JUNE 14-15 - KEARNEY

WEDNESDAY, JUNE 14 - 6:30 TO 11:00 PM

**NETWORKING RECEPTION & HOSPITALITY SUITE**

AN EVENING OF NETWORKING THAT WILL INCLUDE PRIZES FROM THE GOLF OUTING, A LIGHT DINNER BUFFET, LIVE MUSIC, AND A HOSPITALITY SUITE.

THURSDAY, JUNE 15 - 9:00 AM TO 3:15 PM

**SCHOOL LEADERS & LAW CONFERENCE**

JOIN US FOR TOPICS LIKE KNOW YOUR ROLE ... THE SCHOOL BOARD AS JUDGE & JURY. THE OPEN MEETINGS ACT: BE OPEN-MINDED ABOUT CLOSED SESSION. CHECKING THE PULSE OF YOUR DISTRICT & STAKEHOLDER ENGAGEMENT. SCHOOL LIABILITY – EVERYTHING FROM DISCRIMINATION CLAIMS TO WORKPLACE INJURIES. CIVILITY IN GOVERNANCE. IT'S NOT JUST WHAT YOU DO ... IT'S HOW YOU DO IT. DON'T GET (PARENT) RIGHTS WRONG. SLOW AS MOLASSES IN JANUARY ... AND FEB, AND MAR, AND APR, AND MAY, AND JUNE. WHAT THE LEGISLATURE WAS FINALLY ABLE TO GET DONE IN A STICKY SITUATION. BEST PRACTICES IN SCHOOL SAFETY & SECURITY. HOT LEGAL TOPICS. AND MORE ...

# TRANSPARENCY & TRUST

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**Prior to her election to the State Board of Education in November 2020, Patti Gubbels served on the Norfolk Board of Education, and was a member of the NASB Board of Directors, and the NASB Legislation Committee since 2016.**



Some school board and community members call for transparency when referring to the need to share education-related information, data, and processes. They say things like “we need to be transparent” or “you are not being transparent”. When I hear those kinds of statements, I am left wondering what it is they are trying to accomplish or what information needs to be shared and why it should or should not be shared.

Transparency is defined as the quality of being visible or giving others access to information, data, or processes especially as it relates to business practices. It is also defined as being free from deceit and being open to public scrutiny.

It might appear that transparency for transparency’s sake would be a good policy. However, social science and business researchers have identified the existence of toxic transparency or “the dark side of transparency”. Toxic transparency is transparency that is unfounded or that has negative consequences.

In the work we do as school board members it is imperative that we make information accessible and share data to inform the public and ourselves, but we must do it in ways that don’t lead to unintended consequences. As community members it is important to understand that just because a board or organization does not give us access to everything we might want them to share, it does not mean that they are being deceitful or lack transparency.

When calling for transparency or when determining how to be transparent, it is important to consider factors that lead to effective information access rather than contribute to unintended consequences such as mistrust.

The first factor is the purpose for requesting or providing transparency. There are numerous reasons “why” individuals and groups request transparency as well as many reasons why individuals make information and processes available such as “be transparent”, “inform others”, “build trust”, “improve decision making”, “gain credibility”, “spur debate”, “insight anger” or “build mistrust.”

The purpose or “why” of transparency is intertwined with the information to be accessed. Consider an example of a superintendent and school board. Board members may request that they be included in staff hiring processes. The superintendent could include board members in that process. However, school boards do not run the school, they see that the school is well run through the establishment of sound policies. It is the superintendent’s responsibility to recommend staff to be hired. The “why” for not sharing the process with board members is that it would give authority to the board that is not afforded them as board members.

If the “why” or purpose for providing information is to create mistrust or to anger others, individuals may share false information or make unfounded accusations under the guise of being transparent. This is the epitome of the dark side of transparency.

The Little Boy Who Cried Wolf, one of Aesop’s Fables is another example

that illuminates the dark side of transparency. In the fable the little shepherd boy tells the villagers, on multiple occasions, that the wolf is coming to get the sheep when there is no wolf. Each time, the villagers come running. When the wolf does come, the shepherd boy’s call for help goes unheeded because the villagers do not believe him. Sharing unfounded information is toxic transparency that leads to a lack of trust.

The second factor is to consider the benefits vs. risks of sharing information. For example, an individual might request access to information that is confidential. Although the official who has access to the information does not want to be accused of deceit for not sharing the information, the negative implications of providing information that should not be shared outweighs the potential perception of the person who has made the request. So, just because processes, information, or data could be shared does not mean that it is always wise or appropriate to do so.

A third transparency factor to consider is the timing of when the requested information is provided. For example, if the “why” is to help colleagues make a decision, information needs to be provided with ample time for study, questioning, and reflection. If it is shared too late, colleagues may not view the access to information as being transparent. On the other hand, if information is shared prematurely, by the time the information is needed it is likely to be discounted. In both situations the result of poor timing can lead to a lack of trust.

Although we think of lack of trust coming from lack of transparency, it is clear seeking and providing transparency, if not done wisely and honestly, can lead to a lack of trust.

As Board members, we have an obligation to the public and to ourselves to make pertinent, accurate information available in a timely fashion, while being careful not to unwittingly build mistrust within our ranks or with the public.

As community members, we need to analyze why we or others are requesting transparency, recognize that transparency does not mean getting access just because we want it, and not assume that transparency is always well intended.

**Disclaimer: The opinions from Dr. Patti S. Gubbels are hers and do not represent the Nebraska State Board of Education.**

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## ... SEARCH, STRENGTHS & AWARDS

### GALLUP STRENGTHSFINDER

Schedule a Gallup retreat for the district leadership team, staff or board. On May 8, the Strengthsfinder Assessment was completed for the 30 millionth time.

In the trainings I have led, *Empathy* seems to be a common theme among educators. Do you have *Empathy* in your Top 5? Descriptor words: listening, sensitive, aware, intuitive, expressive, emotional.

### EDUCATION LEADERSHIP SEARCH SERVICE

It is not too early to request a proposal if you have a superintendent retiring in June of 2024. Contact us for questions on protocol, procedures, or a proposal.

### AWARDS OF ACHIEVEMENT

An email reminder will be coming soon to check points.

Contact Shari at [sbecker@NASBonline.org](mailto:sbecker@NASBonline.org) for these programs/services!

## ... BOARD LEADERSHIP

Check out "At the Board Table" on page 5.

### NASB LEADERSHIP RETREAT June 7-8 - Lincoln

Marcia, Kari, Katie, Caden & Stacie

## ... ADVOCACY & GOVERNMENT RELATIONS

A few weeks left in this year's 90-Day Session ... In the last month we've had incredible engagement from so many of you at our inaugural NASB Legislative Advocacy Day, in Washington D.C., at local Legislative Lunches, and in many other ways!

See the latest update on page 7 including the latest on all key bills, and future interim hearings.

Bookmark and frequent NASB's Bills Page now at <https://nasb.envisiams.com/legislative-bills> as it is continually updated!

**CALL FOR PROPOSALS**  
NASB's Call for Legislative Proposals is due July 1 ... start thinking of items you and your board might like to submit.

Call Colby & Matt with questions any time!

## ... TECHNOLOGY

### Welcome New Subscribers

City of Imperial

West Point Public Schools

Darion - [dmilller@NASBonline.org](mailto:dmilller@NASBonline.org)

Nicole - [nkobus@NASBonline.org](mailto:nkobus@NASBonline.org)

[www.sparqdata.com](http://www.sparqdata.com)

## ... POLICY

Late spring or early summer is a great time to review and update school safety and emergency operations plans (EOP). As you update your safety plan policy and guidelines, remember to check related policies to avoid problematic policy contradictions. This would include those dealing with safety drills, video surveillance, visitors to the school, search and seizure, vape and metal detectors, and access to buildings. The Nebraska Department of Education will also be providing an EOP seminar for assistance and has great planning materials on their website.

Contact Jim to learn more!

## ... ALICAP & INSURANCE

ALICAP is once again hosting our Summer Safety Workshop! This workshop offers a great opportunity for school administrators and central office staff to get the latest information! See page 6 for more details!

Monday, July 10 - Gering  
Tuesday, July 11 - Kearney  
Wednesday, July 12 - Lincoln

Thanks, Megan!

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## ... ENERGY PURCHASING

Natural gas prices have seen sideways movement for the last six weeks with weak demand from the mild winter creating higher storage volumes balanced off against surprising strength in the economy and a gradual reduction in the numbers of drilling rigs because of higher drilling costs. In many ways this parallels the sideways moves of the major markets in the country for recent months. Our NJUMP and CJUMP consultants are keeping a close watch for the point at which a definite direction to all this begins to take shape to help our members stay ahead of the changes.

Contact Jim to learn more!

## ... DATA ANALYTICS

We create district data summary analyses for districts who would like to have a quick, clear means of showing parents, political representatives, and patrons how your own district compares to both nearby districts and similar-sized districts at a glance. As your district gets deep into the budget process for next year, these summaries are useful for answering questions of how your district's valuation, levy, cost per pupil, and poverty indicators compare to others. Contact Jim Luebbe if you are interested in creating one of these summaries for your own school.

Contact Jim to learn more!



Paul Grieger  
Managing Director,  
Public Finance  
402-392-7986  
pgrieger@dadco.com



Cody Wickham  
Senior Vice President,  
Public Finance  
402-392-7989  
cwickham@dadco.com



Andy Forney  
Senior Vice President,  
Public Finance  
402-392-7988  
aforney@dadco.com

## Building a Better Future with Nebraska's Public Finance Partner

D.A. Davidson & Co. has long been a leader in innovative debt financing for school districts. What we're most proud of are the relationships we've nourished and the strong community improvements that are made as a result.

Our public finance professionals take a personal interest and a hands-on approach, carrying our deals from start to finish. Because you deserve solutions tailored to fit you.

- School Bond Issues
- Tax Anticipation / Construction Notes
- Lease-Purchase Financing
- QCPUF Bonds
- Refinancing Bond Issues



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dadavidson.com | D.A. Davidson & Co. member FINRA and SIPC

## ... MEMBER ENGAGEMENT

There is still time to register and join us for our June events and networking!  
NASB Leadership Workshop - June 7-8 in Lincoln  
School Leaders & Law Conference, and the NASB Golf Outing  
June 14-15 in Kearney

Those interested in golfing, please email me at [sendorf@NASBonline.org](mailto:sendorf@NASBonline.org)

Exciting news, we are expanding the networking opportunities this year!  
Whether you are golfing on June 14 or not, plan to join us for an evening of live music, a light dinner buffet and time spent with your peers.

Contact Sharon with any questions.

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## YOUR NASB OFFICERS

<https://members.nasbonline.org/board-of-directors>



**Kim Burry - President**  
Bayard



**Sandy Noffsinger - President-Elect**  
Dundy County Stratton



**Stacy Jolley - Vice President**  
Millard



**Brad Wilkins - Past President**  
Ainsworth

## YOUR NASB REGION DIRECTORS

<https://members.nasbonline.org/board-of-directors>



**Region 1 - Neal Kanel**  
HTRS



**Region 2 - Sarah Centineo**  
Bellevue



**Region 3 - Renee Vokt**  
Elkhorn



**Region 4 - Elizabeth Kumru**  
Ralston



**Region 5 - Shavonna Holman**  
Omaha



**Region 6 - Ricky Smith**  
Omaha



**Region 7 - Tracy Casady**  
Omaha



**Region 8 - Bob Rauner**  
Lincoln



**Region 9 - Annie Mumgaard**  
Lincoln



**Region 10 - Ed Swotek**  
Malcolm



**Region 11 - Jim Vlach**  
Lyons-Decatur Northeast



**Region 12 - Lisa Wagner**  
Central City



**Region 13 - Marilyn Bohn**  
ESU 10



**Region 14 - Steve Koch**  
Hershey



**Region 15 - Joel Carlson**  
Cozad



**Region 16 - Stephanie Summers**  
David City



**Region 17 - Michelle Reikofski**  
Osmond



**Region 18 - Susan Ernest**  
Leyton



**Region 19 - Amanda McGill Johnson**  
Millard

## YOUR NASB STAFF

<https://members.nasbonline.org/about-us/nasb-staff>

**John Spatz**  
Executive Director



**Makenzie Barry**  
ALICAP Data &  
Financial Specialist



**Shari Becker**  
Director of Education  
Leadership Search Service



**Matt Belka**  
Director of Marketing,  
Communications & Advocacy



**Megan Boldt**  
Associate Executive Director/  
Director of ALICAP



**Craig Caples**  
Director of Technology



**Abi Carlson**  
Event & Search Service  
Associate



**Colby Coash**  
Associate Executive Director/  
Dir. of Government Relations



**Katie Coble**  
Board Leadership Associate



**Sharon Endorf**  
Director of  
Member Engagement



**Caden Frank**  
Board Leadership Associate



**Marcia Herring**  
Director of Board Leadership



**Stacie Higgins**  
Board Leadership Associate



**Sallie Horky**  
Chief Operating Officer



**Rachel Horstman**  
Business Manager



**Nicole Kraus**  
Events & Engagement  
Associate



**Kem Loecker**  
Executive Administrative  
Assistant



**Jim Luebbe**  
Director of Policy Services



**Kari Stephens**  
Board Leadership Associate



**Lindsey Wooton**  
Administrative Specialist



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## YOUR 2023 PLATINUM & GOLD AFFILIATES



### ACCOUNTING

**Watts and Hershberger, P.C.** - Jim Watts - 402-483-7512 - jw1cpa@aol.com - <https://gowh.com/> - (CPA, Accounting)

### ARCHITECTS

**BCDM Architects** - Pat Carson - 402-384-6422 - pcarson@bcdm.net - [www.bcdm.net](http://www.bcdm.net) - (Creating environments that form people) - PLATINUM LEVEL AFFILIATE

**BVH Architecture** - Cleve Reeves - 402-475-4551 - creeves@bvh.com - [www.bvh.com](http://www.bvh.com) - (We are a design-centered critical practice. We embrace a creative and collaborative process to design architecture that enhances the community in which it serves.) - PLATINUM LEVEL AFFILIATE

**Clark & Enersen** - Steve Miller - 402-477-9291 - steve.miller@clarkenersen.com - [www.clarkenersen.com](http://www.clarkenersen.com) - (From the very beginning, partnership has defined us. We're continuing that tradition through our new brand by returning to our original name with a refreshed look.) PLATINUM LEVEL AFFILIATE

**CMBA Architects** - Jim Brisnehan - 308-384-4444 - brisnehan.j@cmbaarchitects.com - Troy Keilig - 308-384-4444 - keilig.t@cmbaarchitects.com - Courtney Koch - 308-384-4444 - koch.c@cmbaarchitects.com - [www.cmbaarchitects.com](http://www.cmbaarchitects.com) - (Architecture, Master Planning, Interiors, Bond Assistance/Community Engagement) - PLATINUM LEVEL AFFILIATE

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## ARCHITECTS (CONTINUED)

**Carlson West Povondra Architects** - Jamie Eckmann - 402-551-1500  
jeckmann@cwparchitects.com - www.cwparchitects.com - (Architecture, planning, feasibility studies) - GOLD LEVEL AFFILIATE

**DLR Group** - Vanessa Schutte - 402-393-4100 - vschutte@dlrgroup.com  
www.dlrgroup.com - (Architecture, engineering, Ed. facility planning)

**Wilkins Architecture Design Planning** - Jacob Sertich  
jsertich@wilkinsadp.com - 308-237-5787 - www.wilkinsadp.com - Our success is based on a "yes, and..." approach. Our clients believe in us because we're collaborative, adaptive, innovative, and genuine. - PLATINUM LEVEL AFFILIATE

## AWARDS & PLAQUES

**Awards Unlimited** - Tim Moravec - 402-474-0815  
tmoravec@awardsunlimited.com - www.awardsunlimited.com  
(Trophies, awards, plaques, etc.)

## CONSTRUCTION SERVICES

**BD Construction** - Marsha Wilkerson - 308-234-1836  
mwilkerson@bdconstruction.com - www.BDconstruction.com - (Construction Management at Risk and as Agent, Facility Planning, Site Selection, Pre-bond Community Education, Stakeholder Engagement) - GOLD LEVEL AFFILIATE

**Boyd Jones Construction** - Emily Bannick - 402-550-1808  
ebannick@boydjones.biz - www.boydjones.biz - (Construction Management, Pre-Bond, Pre-Construction, Facility Evaluation, Early Stage Planning)  
PLATINUM LEVEL AFFILIATE

**Cheever Construction** - Douglas Klute - 402-477-6745  
dklute@cheeverconstruction.com - www.cheeverconstruction.com  
GOLD LEVEL AFFILIATE

**Global Roofing Company** - Job LeRay - 800-257-3758  
leray@globalroofingcompany.com - www.globalroofingcompany.com/  
(Full service roofing company specializing in commercial, industrial, and multi-family re-roofing installations with a focus on flat, low sloped, and metal re-roofing applications.) - PLATINUM LEVEL AFFILIATE

**Hausmann Construction** - Ashley Abramson - 402-438-3230  
ashleya@hausmannconstruction.com - https://hausmannconstruction.com/  
PLATINUM LEVEL AFFILIATE

**MCL Construction** - Heather Fredrick - 402-339-2221  
haf@mclconstruction.com - www.mclconstruction.com - (Navigating the entire construction process) GOLD LEVEL AFFILIATE

**Project Control** - Adam Hoebelheinrich - ahoebelheinrich@projectcontrol.com  
Caleb Swanson - cswanson@projectcontrol.com - Justin Short  
jshort@projectcontrol.com - Patti McAtee - pmcatee@projectcontrol.com  
402-477-0487 - https://projectcontrol.com/ - (With over 1,000 completed school projects, Project Control provides public and private schools expertise in managing capital projects, from non-bond large capital improvement planning and budgeting, bond preparation, and facility assessments through design and construction to occupancy.) - GOLD LEVEL AFFILIATE

**Sampson Construction, Co., Inc.** - Bob Everitt - 402-434-5450  
bob.everitt@sampson-construction.com - https://www.sampson-construction.com/  
(With over six decades of professional construction expertise and knowledge, quality is an uncompromising standard.) - PLATINUM LEVEL AFFILIATE

## CONSULTING

**Akagi Consulting LLC** - Mark Akagi - markakagi3@gmail.com

## DATA SECURITY, VIDEO & COMMUNICATIONS

**Filament Essential Services** - Lisa Lewis - 402-479-6661 - lisal@fes.org  
www.filamentservices.org - (SOCS websites+apps, Marketing/Branding/Video, Data. Filament Essential Services is a new division of FES)  
PLATINUM LEVEL AFFILIATE

## DESIGN BUILD

**Ayars & Ayars, Inc.** - Darl Naumann - 402-435-8600 - 402-570-9214  
dnaumann@ayarsayars.com - www.ayarsayars.com - (Design-build leader focused on creating opportunities by building beneficial relationships, processes, and projects) - GOLD LEVEL AFFILIATE

## ENERGY SERVICES

**Community Building Solutions** - Jacob Hurla - 785-580-3014  
jhurla@communitybuildingsolutions.com - (Providing a cost-effective avenue for school districts to address outdated equipment, resolve comfort challenges, and reduce energy and maintenance costs. Serving underserved rural communities cost-effectively is the core of our mission.)  
PLATINUM LEVEL AFFILIATE

**Facility Advocates** - Dave Raymond - 402-206-8777  
draymond@facilityadvocates.com - www.facilityadvocates.com - (Building Construction & Energy Services) - GOLD LEVEL AFFILIATE

**Navitas** - Ryan Terry & Shane Alexander - 402-840-0370  
salexandereds@gmail.com - rterry@navitas.us.com - https://navitas.us.com/  
(Energy Savings, Building Construction, Energy Management, Guaranteed Results) - GOLD LEVEL AFFILIATE

**TRANE** - Matt Foertsch - 402-596-8007 - mfoertsch@trane.com  
www.trane.com/omaha - (Building Construction & Energy Services. A global provider of indoor comfort syste) - GOLD LEVEL AFFILIATE

## FINANCIAL SERVICES

**D.A. Davidson & Co.** - Paul Grieger - 402-392-7986 - pgrieger@dadco.com  
Cody Wickham - 402-392-7989 - cwickham@dadco.com - Andy Forney  
402-392-7988 - aforney@dadco.com - www.dadavidson.com - (Bonds/  
Election Services, Lease Purchase) - PLATINUM LEVEL AFFILIATE

**First National Capital Markets** - Tobin Buchanan - 308-352-8328  
tbuchanan@fnni.com - Carl Dietz - 308-289-3920 carldietz@fnni.com  
www.fncapitalmarkets.com (Public Finance, Election Guidance)  
GOLD LEVEL AFFILIATE

**Nebraska Liquid Asset Fund - NLAFF** - Barry Ballou - 402-705-0350  
- balloub@pfmam.com - www.NLAFFpool.org - (Liquid Asset Fund, financing programs) - PLATINUM LEVEL AFFILIATE

**Piper Sandler** - Jay Spearman - 402-599-0307  
jayspearman@psc.com - (Financing for Capital Construction Products, Bonds, Refunding Bonds, Notes, NASB Lease Purchase) - PLATINUM LEVEL AFFILIATE

## FOOD SERVICE

**Lunchtime Solutions** - Susan Gracey - 402-984-4546  
s.gracey@lunchtimesolutions.com - www.lunchtimesolutions.com  
(Progressive Food Service Management) - GOLD LEVEL AFFILIATE

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## FOOD SERVICE

**Opaa! Food Management of Nebraska** - Greg Frost - 816-210-9359  
gfrost@opaafod.com - www.opaafod.com - (Contract Food Service Management)

## FUNDRAISING

**Omaha Public Schools Foundation** - Toba Cohen-Dunning - 402-502-3003  
toba.cohendunning@ops.org - <https://omahapublicschoolsfoundation.org>  
(The Omaha Public Schools Foundation enriches students' lives by funding opportunities for success.) - Silver Level Affiliate

## INSURANCE SERVICES

**American Fidelity** - Stacey Anderson - 402-432-2251  
Stacey.anderson@americanfidelity.com - www.americanfidelity.com/nebraska  
(Solutions built for the education community) - PLATINUM LEVEL AFFILIATE

**Blue Cross Blue Shield of Nebraska** - Brett Young - 402-630-5117  
brett.young@nebraskablue.com - www.nebraskablue.com  
(Group health insurance) - GOLD LEVEL AFFILIATE

**National Insurance Services** - Megan Ware - 402-506-2170  
mware@nisbenefits.com - www.nisbenefits.com  
(Group LTD, Life, Vision, Special Pay Plans, HRA's)

**Public Risk Management** - Sheri Shonka - 402-884-3751  
sheri.shonka@prnme.com - www.alicap.org - (ALICAP, Insurance services)  
PLATINUM LEVEL AFFILIATE

## LEGAL SERVICES

**Mueller Robak, LLC** - William Mueller - 402-434-3399  
mueller@muellerrobak.com - (Lobby firm)

## MENTORING

**TeamMates Mentoring** - Hannah Miller - 319-610-8538  
hannah@teammates.org - www.teammates.org  
(Together we transform lives) - Silver Level Affiliate

## PLAYGROUND/SCOREBOARDS/SURFACING

**Creative Sites, LLC** - Julie Kutilek - 402-614-4606 - 800-266-1250  
julie@creativesitesllc.com - (Playground equipment and site furnishings)  
GOLD LEVEL AFFILIATE

**Crouch Recreation** - Eric Crouch - 402-496-2669 - eric@crouchrec.com  
www.crouchrec.com - (Playgrounds, Shelters, Scoreboards, Safety Surfacing & Site Amenities Manufacturers Rep) - PLATINUM LEVEL AFFILIATE

**Fisher Tracks, Inc.** - Jordan Fisher - 800-432-3191 - 515-432-3191  
jfisher@fishertracks.com - www.fishertracks.com - (Installation, Refurbishment & Design Build of All-Weather Running Tracks)

**Outdoor Recreation Products** - Don Wilson - 402-289-0400  
don@outdoorrec.net - www.outdoorrecreationproducts.com  
(We help consult and guide school districts in the best commercial grade playground equipment, shade, surfacing, site furnishings, and splash pads that fits their budget.) - GOLD LEVEL AFFILIATE

## SAFETY & SECURITY SERVICES

**One Source The Background Check Company** - Neal Josten - 402-933-9999  
njosten@onesourcebackground.com - www.onesourcebackground.com  
(Employment, Volunteer, Contractor Screening) - GOLD LEVEL AFFILIATE

## TECHNOLOGY CONSULTING

**PRISM advisors** - Jason Richards - 402-593-8911  
jprichards@prism-advisors.com - www.prism-advisors.com  
(PEOPLE, PROCESS & SYSTEMS. IT strategic planning and project management through RFP to implementation)

## TECHNOLOGY/SOFTWARE

**Hamilton** - Megan Anderson - 402.694.5101  
megan.anderson@hamiltontel.com - <https://hamiltontel.com/>  
(Connecting Your World - Telecommunications and Technology Solutions)  
PLATINUM LEVEL AFFILIATE

**Renaissance** - <https://www.renaissance.com/>  
Valerie Vallejo - 480-329-0398 - valerie.vallejo@renaissance.com  
Sparkle Oehlert - 928-514-2901 - Sparkle.oehlert@renaissance.com  
Mark Kessler - 503-616-6246 - Mark.kessler@renaissance.com  
(Continually innovating with bold, connected products ... Insights and actions for education) - PLATINUM LEVEL AFFILIATE

**Sparq Data Solutions** - Craig Caples - 402-423-4951  
ccaples@sparqdata.com - www.sparqdata.com - (Paperless Board Meetings, Teacher Negotiations, Public Document Management, Document Imaging & Scanning) - PLATINUM LEVEL AFFILIATE

## TRANSPORTATION

**Cornhusker International** - Russ Folts - 402-466-8461 ext 206  
russ.folts@cornhuskerinternational.com - www.cornhuskerinternational.com  
(With six locations across Nebraska, Cornhusker International offers your best choice in new and pre-owned School Buses, Compliant Activity Buses, plus full parts and service for all makes and models) - GOLD LEVEL AFFILIATE

**Master's Transportation** - Mariya Goodbrake - 800-783-3613  
mgoodbrake@masterstransportation.com - www.masterstransportation.com  
(Your trusted source for safe, reliable, and innovative group transportation solutions.) - GOLD LEVEL AFFILIATE



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# NASB BOARD NOTES



A MONTHLY PUBLICATION FROM THE NEBRASKA ASSOCIATION OF SCHOOL BOARDS



Leadership Innovation Vision Engagement #liveNASB #weLIVEhere

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NEVER DOUBT THAT A SMALL GROUP OF THOUGHTFUL INDIVIDUALS CAN CHANGE THE WORLD

AT THE BOARD TABLE

AN ALICAP MARKET OUTLOOK

OH CHRISTMAS TREES ... A LEGISLATIVE UPDATE

NASB CALL FOR LEGISLATIVE PROPOSALS - DUE JULY 1

JOIN US IN JUNE!

TRANSPARENCY & TRUST

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THIS MONTH IN ... AND MUCH MORE!

The Nebraska Association of School Boards provides programs, services and advocacy to strengthen public education for all Nebraskans. Learn more at [www.NASBonline.org](http://www.NASBonline.org)

## Ralston Enrollment Report as of 05/22/2023

BLUMFIELD ELEMENTARY	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
PS	2.00	20	0	1	21	0
KG	2.00	40	2	0	42	0
01	2.00	34	6	0	40	0
02	2.00	36	3	0	39	0
03	2.00	32	6	1	39	0
04	2.00	40	9	0	49	0
05	2.00	41	8	0	49	0
06	2.00	42	10	0	52	0
<b>Building Total:</b>		<b>285</b>	<b>44</b>	<b>2</b>	<b>331</b>	<b>0</b>

KAREN WESTERN ELEMENTARY	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
PS	1.00	24	0	1	25	0
KG	1.00	30	8	1	39	0
01	2.00	23	6	0	29	0
02	2.00	27	5	0	32	0
03	1.00	14	3	0	17	0
04	1.00	21	5	0	26	0
05	1.00	19	6	0	25	0
06	2.00	28	4	0	32	0
<b>Building Total:</b>		<b>186</b>	<b>37</b>	<b>2</b>	<b>225</b>	<b>0</b>

MEADOWS ELEMENTARY	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
PS	2.00	35	0	1	36	0
KG	2.00	36	7	0	43	0
01	2.00	33	9	0	42	0
02	2.00	32	5	0	37	0
03	2.00	31	5	1	37	0
04	2.00	25	6	1	32	0
05	2.00	31	8	1	40	0
06	2.00	37	6	0	43	0
<b>Building Total:</b>		<b>260</b>	<b>46</b>	<b>4</b>	<b>310</b>	<b>0</b>

MOCKINGBIRD ELEMENTARY	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
PS	1.00	18	0	4	22	0
KG	3.00	47	5	0	52	0
01	3.00	54	8	0	62	0
02	3.00	44	8	0	52	0
03	2.00	40	6	0	46	0
04	3.00	48	9	0	57	0
05	2.00	46	5	1	52	0
06	2.00	41	11	0	52	0
<b>Building Total:</b>		<b>338</b>	<b>52</b>	<b>5</b>	<b>395</b>	<b>0</b>

## Ralston Enrollment Report as of 05/22/2023

SEYMOUR ELEMENTARY	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
PS	1.00	17	0	0	17	0
KG	2.00	29	4	1	34	0
01	2.00	29	6	1	36	0
02	2.00	40	6	1	47	0
03	1.50	27	5	3	35	0
04	1.50	27	5	3	35	0
05	1.50	30	5	1	36	0
06	1.50	32	3	1	36	0
<b>Building Total:</b>		<b>231</b>	<b>34</b>	<b>11</b>	<b>276</b>	<b>0</b>

WILDEWOOD ELEMENTARY	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
PS	2.00	34	0	0	34	0
KG	2.00	32	13	0	45	0
01	2.00	28	10	0	38	0
02	2.00	28	9	0	37	0
03	2.00	30	10	0	40	0
04	2.00	26	9	0	35	0
05	2.00	28	10	1	39	0
06	2.00	21	12	0	33	0
<b>Building Total:</b>		<b>227</b>	<b>73</b>	<b>1</b>	<b>301</b>	<b>0</b>

RALSTON MIDDLE SCHOOL	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
07		167	59	5	231	0
08		175	76	1	252	0
<b>Building Total:</b>		<b>342</b>	<b>135</b>	<b>6</b>	<b>483</b>	<b>0</b>

RALSTON HIGH SCHOOL	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
09		200	67	0	267	0
10		189	78	0	267	0
11		171	71	0	242	0

## Ralston Enrollment Report as of 05/22/2023

RALSTON HIGH SCHOOL	Nbr Sec	Current Enrollment	Option-In Enrollment	External Students	Total Students	Nbr Apps Pending
12		175	68	0	243	0
<b>Building Total:</b>		<b>735</b>	<b>284</b>	<b>0</b>	<b>1019</b>	<b>0</b>
<hr/>						
<b>District Total:</b>		<b>2604</b>	<b>705</b>	<b>31</b>	<b>3340</b>	<b>0</b>
KG:		214	39	2	255	0
01:		201	45	1	247	0
02:		207	36	1	244	0
03:		174	35	5	214	0
04:		187	43	4	234	0
05:		195	42	4	241	0
06:		201	46	1	248	0
07:		167	59	5	231	0
08:		175	76	1	252	0
09:		200	67	0	267	0
10:		189	78	0	267	0
11:		171	71	0	242	0
12:		175	68	0	243	0

**RESOLUTION OF THE BOARD OF EDUCATION TO SELECT THE  
CONSTRUCTION MANAGER AT RISK CONTRACT DELIVERY SYSTEM**

WHEREAS, the Board of Education ("Board") for **Douglas County School District No. 28-0054**, commonly known as **Ralston Public Schools** (the "School District") believes it is in the School District's best interest to use the construction manager at risk contract delivery system under the *Nebraska Political Subdivisions Construction Alternatives Act*, NEB. REV. STAT. §§ 13-2901 to 13-2914 (the "Act") to complete a **Seymour-MS-HS Facilities Improvement Project**, that is likely to include but not necessarily limited to a combination of renovation, remodeling, addition, and/or new construction likely resulting in, but not necessarily limited to, site work, interior upgrades, window replacement, office relocation, security vestibules, improvements to mechanical, air, & electrical systems, office expansion, career education renovations, new or updated classrooms, administration, supporting facilities, and related infrastructure and improvements at the Seymour Elementary, Ralston Middle School, and/or Ralston High School locations (the "Project").

BE IT THEREFORE RESOLVED that the Board previously adopted Policy 3042 on "Construction Management at Risk Contracts."

BE IT THEREFORE RESOLVED that the Board assigns the following percentage of total points for evaluation of proposals:

<b>Criteria</b>	<b>Weight</b>
Financial resources of the construction manager to complete the project (maximum of 10%)	10%
Ability of the proposed personnel of the construction manager to perform (maximum of 30%)	15%
Character, integrity, reputation, judgment, experience, and efficiency of the construction manager (maximum of 30%)	25%
Quality of performance on previous projects (maximum of 30%)	25%
Ability of the construction manager to perform within the time specified (maximum of 30%)	15%
Previous and existing compliance of the construction manager with laws relating to the contract (maximum of 10%)	10%
Such other information as may be secured having a bearing on the selection (maximum of 20%)	0%
<b>Total</b> (must equal 100%)	<b>100%</b>

BE IT FURTHER RESOLVED that the Board hereby selects the construction manager at risk contract delivery system to complete the Project.

BE IT FURTHER RESOLVED that the Board directs the School District's administration to prepare a request for proposals and publish notice of the same in a newspaper of general circulation within the School District and file it with the Nebraska Department of Education.

BE IT FURTHER RESOLVED that the Board hereby authorizes, empowers, and directs the School District's administration to take all actions necessary to comply with the terms of the Act in proceeding with the construction manager at risk contract delivery system.

BE IT FURTHER RESOLVED that the following individuals are designated as members of the Construction Manager at Risk Selection Committee:

- (1) Member(s) of the school board: .
- (2) Member(s) of the school administration or staff: Asst. Superintendent Jason Buckingham, Director of Technology Jason Fink.
- (3) The school's architect or engineer: Pat Carson, AIA, BCDM Architects.
- (4) Individual(s) having special expertise relevant to selection of a construction manager under the Act: Nick Warner
- (5) A resident of the school district other than an individual included in subdivisions (1) through (4): Pat O'Brien

[NOTE TO BE DELETED: A member of the selection committee designated under subdivision (4) or (5) shall not be employed by or have a financial or other interest in a construction manager who has a proposal being evaluated and shall not be employed by the School District or the school's architect or engineer.]

BE IT FURTHER RESOLVED that all proposals received in response to the request for proposals are hereby referred to the Construction Manager at Risk Selection Committee.

Dated: May 22<sup>nd</sup>, 2023

\_\_\_\_\_  
President of the Board of Education

ATTEST:

\_\_\_\_\_  
Secretary of the Board of Education

## 3042

### Construction Management at Risk Contracts

This policy is adopted pursuant to the Political Subdivisions Construction Alternatives Act (NEB. REV. STAT. § 13-2901 through § 13-2914).

The board shall adopt a resolution by a two-thirds affirmative vote selecting the construction management at risk contract delivery system prior to proceeding with any of the steps involved with solicitation or execution of any construction contract. For a project authorized under subsection (3) of section 13-2914, the resolution shall include a statement that the political subdivision has made a determination that the construction management at risk contract delivery system is in the public interest based, at a minimum, on one of the following criteria: (a) Savings in cost or time or (b) requirement of specialized or complex construction methods suitable for the construction management at risk contract delivery system.

**Definitions.** For purposes of this policy:

1. Construction management at risk contract means a contract by which a construction manager (a) assumes the legal responsibility to deliver a construction project within a contracted price to the school district, (b) acts as a construction consultant to the school district during the design development phase of the project when the school district's architect or engineer designs the project, and (c) is the builder during the construction phase of the project;
2. Construction manager means the legal entity which proposes to enter into a construction management at risk contract pursuant to the Act;
3. Proposal means an offer in response to a request for proposals by a construction manager to enter into a construction management at risk contract for a project pursuant to the act;
4. Request for proposals means the documentation by which a school district solicits proposals; and
5. School district means Ralston Public Schools.

**Procedures.**

1. Procedures for the preparation and content of requests for proposals shall include the following:
  - A. At least thirty days prior to the deadline for receiving and opening proposals, notice of the request for proposals shall be published in a newspaper of general circulation within the school district and filed with the State Department of Education. The request for proposals shall contain, at a minimum, the following elements:

1. The identity of the school district for which the project will be built and the school district that will execute the contract;
  2. Policies adopted by the school district pursuant to the Act;
  3. The proposed terms and conditions of the contract, including any terms and conditions which are subject to further negotiation. The proposed general terms and conditions shall be consistent with nationally recognized model general terms and conditions which are standard in the design and construction industry in Nebraska. The proposed terms and conditions may set forth an initial determination of the manner by which the construction manager selects any subcontractor and may require that any work subcontracted be awarded by competitive bidding;
  4. Any bonds and insurance required by law or as may be additionally required by the school district;
  5. General information about the project which will assist the school district in its selection of the construction manager, including a project statement which contains information about the scope and nature of the project, the project site, the schedule, and the estimated budget;
  6. The criteria for evaluation of proposals and the relative weight of each criterion; and
  7. A description of any other information which the school district chooses to require.
2. Procedures for the preparation and submission of proposals by the construction manager shall be determined on a project-by-project basis and included within the requests for proposals.
  3. Procedures for evaluating requests for proposals submitted to the school district by a construction manager shall include the following:
    - A. The school district shall refer the proposals for recommendation to a selection committee. The selection committee shall be a group of at least five persons designated by the school district. Members of the selection committee shall include (1) members of the school board, (2) members of the school administration or staff, (3) the school's architect or engineer (4) any person having special expertise relevant to selection of a construction manager under the Act, and (5) a resident of the school district other than an individual included in subdivisions (1) through (4) of this subsection. A member of the selection committee designated under subdivision (4) or (5) of this subsection shall not be employed by or have a financial or other interest in a construction manager who has a proposal being evaluated and shall not be employed by the school district or

the school's architect or engineer.

- B. The selection committee and the school district shall evaluate proposals taking into consideration the criteria enumerated in subdivisions (1) through (7) of this subsection with the maximum percentage of total points for evaluation which may be assigned to each criterion set forth following the criterion. The following criteria shall be evaluated, when applicable:
- (1) The financial resources of the construction manager to complete the project **(up to ten percent)**;
  - (2) The ability of the proposed personnel of the construction manager to perform **(up to thirty percent)**;
  - (3) The character, integrity, reputation, judgment, experience, and efficiency of the construction manager **(up to thirty percent)**;
  - (4) The quality of performance on previous projects **(up to thirty percent)**;
  - (5) The ability of the construction manager to perform within the time specified **(up to thirty percent)**;
  - (6) The previous and existing compliance of the construction manager with laws relating to the contract **(up to ten percent)**; and
  - (7) Such other information as may be secured having a bearing on the selection **(up to twenty percent)**.

The records of the selection committee in evaluating proposals and making recommendations shall be considered public records for purposes of NEB. REV. STAT. § 84-712.01.

- C. The school district shall then evaluate and rank each proposal on the basis of best meeting the criteria in the request for proposals and taking into consideration the recommendation of the selection committee.
4. Procedures for negotiations between the school district and the construction managers submitting proposals prior to the acceptance of a proposal if any such negotiations are contemplated shall include the following:
- A. The school district may attempt to negotiate a construction management at risk contract with the highest ranked construction manager and may enter into a construction management at risk contract after negotiations.
  - B. The negotiations shall include a final determination of the manner by which the construction manager selects a subcontractor.
  - C. If the school district is unable to negotiate a satisfactory contract with the highest

ranked construction manager, the school district may terminate negotiations with that construction manager. The school district may then undertake negotiations with the second highest ranked construction manager and may enter into a construction management at risk contract after negotiations.

- D. If the school district is unable to negotiate a satisfactory contract with the second highest ranked construction manager, the school district may undertake negotiations with the third highest ranked construction manager, if any, and may enter into a construction management at risk contract after negotiations.
- E. If the school district is unable to negotiate a satisfactory contract with any of the ranked construction managers, the school district may either revise the request for proposals and solicit new proposals or cancel the construction management at risk process under the act.
- F. If the school district is able to negotiate a satisfactory contract with a construction manager, the school district shall file a copy of all construction management at risk contract documents with the State Department of Education within thirty days after their full execution. Within thirty days after completion of the project, the construction manager shall file a copy of all contract modifications and change orders with the State Department of Education.

5. Procedures for filing and acting on formal protests relating to the solicitation or execution of construction management at risk contracts shall include the following:

A. Definitions.

- (1) Interested party shall mean an actual or prospective bidder whose direct economic interest would be affected by the award of a contract by the school district to another party or by the failure of the school district to award a contract to such actual or prospective bidder.
- (2) Protest shall mean a written objection by an interested party on any phase of the bidding process, including specification, preparation, bid solicitation, and intent to award.

B. Right to Protest. An interested party may protest to the Superintendent. The protest shall be submitted in writing on company letterhead within five working days after public notice of the bid. Protests based on alleged apparent improprieties in a solicitation or other request for proposals must be filed before bid opening or the closing date for receipt of proposals. In all other cases, the protest must be filed within five working days following the selection of the construction manager. To expedite handling of protests, the envelope containing the protest should be clearly labeled "Protest". The written protest shall include as a minimum the following:

- (1) The name and address of the interested party;

- (2) Appropriate identification of the relevant solicitation, and if a bid has been opened, its number, and date of opening;
- (3) A detailed statement of reasons for the protest;
- (4) Supporting, exhibits, evidence, or documents to substantiate any claims unless not available within the filing time, in which case the expected availability date shall be indicated; and a list of all persons who have knowledge of facts relevant to the protest; and
- (5) The action(s) the protestor desires the school district to take to resolve the protest.

The Superintendent will immediately decide upon receipt of the protest whether or not the award of a contract shall be delayed, or if the protest is timely received after the award, whether the performance of the contract should be suspended. The school district shall not proceed further with the solicitation or with the award of the contract and shall suspend performance under the contract, if awarded, unless the Superintendent makes a written determination that the protest is clearly without merit or that award of the contract without delay is necessary to protect the substantial interests of the school district.

- C. Authority to Resolve Protests. Prior to the commencement of an administrative review by the Board concerning any protest, the Superintendent shall attempt to resolve any protest filed by an interested party concerning any solicitation. If the protest is not resolved by mutual agreement, the Superintendent shall create and deliver a Decision to the protestor within a reasonable time after the written protest was received. The Decision shall include a written summary of the Superintendent's investigation and a recommendation regarding the outcome of the protest. The Decision shall (1) state the reasons for the action taken, and (2) inform the interested party of their right to the administrative review by the Board. A copy of the Decision shall be mailed or otherwise furnished immediately to the interested party and any other party intervening protestor and all other bidders. If not satisfied with the decision of the Superintendent, any interested party protestor may appeal to the Board, but the decision shall be final unless the interested party protestor files a timely appeal with the Board.
- D. Board Appeal Procedures. Any interested party protestor, within five working days of receipt of a decision of the Superintendent, may file with the Superintendent a written notice of appeal for an administrative review before the Board. The Notice of Appeal must clearly state the action protested and the basis of appeal. The Board will conduct an administrative review at its next regularly scheduled meeting or at a special meeting. The school district board of education shall consider the Decision of the Superintendent and shall make the final decision on the protest. The school district board of education's decision shall be

final.

6. A construction management at risk contract may be conditioned upon later refinements in scope and price and may permit the school district in agreement with the construction manager to make changes in the project without invalidating the contract. Later refinements shall not exceed the scope of the project statement contained in the request for proposals.

**Prohibitions.** The school district shall not use a construction management at risk contract for any construction project excluded by NEB. REV. STAT. § 13-2914 or any other applicable law.

Adopted on: July 12, 2021

Revised on: \_\_\_\_\_

Reviewed on: June 28, 2021

**RESOLUTION OF THE BOARD OF EDUCATION TO SELECT THE  
CONSTRUCTION MANAGER AT RISK CONTRACT DELIVERY SYSTEM**

WHEREAS, the Board of Education ("Board") for **Douglas County School District No. 28-0054**, commonly known as **Ralston Public Schools** (the "School District") believes it is in the School District's best interest to use the construction manager at risk contract delivery system under the *Nebraska Political Subdivisions Construction Alternatives Act*, NEB. REV. STAT. §§ 13-2901 to 13-2914 (the "Act") to complete a **Seymour-MS-HS Facilities Improvement Project**, that is likely to include but not necessarily limited to a combination of renovation, remodeling, addition, and/or new construction likely resulting in, but not necessarily limited to, site work, interior upgrades, window replacement, office relocation, security vestibules, improvements to mechanical, air, & electrical systems, office expansion, career education renovations, new or updated classrooms, administration, supporting facilities, and related infrastructure and improvements at the Seymour Elementary, Ralston Middle School, and/or Ralston High School locations (the "Project").

BE IT THEREFORE RESOLVED that the Board previously adopted Policy 3042 on "Construction Management at Risk Contracts."

BE IT THEREFORE RESOLVED that the Board assigns the following percentage of total points for evaluation of proposals:

<b>Criteria</b>	<b>Weight</b>
Financial resources of the construction manager to complete the project (maximum of 10%)	10%
Ability of the proposed personnel of the construction manager to perform (maximum of 30%)	15%
Character, integrity, reputation, judgment, experience, and efficiency of the construction manager (maximum of 30%)	25%
Quality of performance on previous projects (maximum of 30%)	25%
Ability of the construction manager to perform within the time specified (maximum of 30%)	15%
Previous and existing compliance of the construction manager with laws relating to the contract (maximum of 10%)	10%
Such other information as may be secured having a bearing on the selection (maximum of 20%)	0%
<b>Total</b> (must equal 100%)	<b>100%</b>

BE IT FURTHER RESOLVED that the Board hereby selects the construction manager at risk contract delivery system to complete the Project.

BE IT FURTHER RESOLVED that the Board directs the School District's administration to prepare a request for proposals and publish notice of the same in a newspaper of general circulation within the School District and file it with the Nebraska Department of Education.

BE IT FURTHER RESOLVED that the Board hereby authorizes, empowers, and directs the School District's administration to take all actions necessary to comply with the terms of the Act in proceeding with the construction manager at risk contract delivery system.

BE IT FURTHER RESOLVED that the following individuals are designated as members of the Construction Manager at Risk Selection Committee:

- (1) Member(s) of the school board: .
- (2) Member(s) of the school administration or staff: Asst. Superintendent Jason Buckingham, Director of Technology Jason Fink.
- (3) The school's architect or engineer: Pat Carson, AIA, BCDM Architects.
- (4) Individual(s) having special expertise relevant to selection of a construction manager under the Act: Nick Warner
- (5) A resident of the school district other than an individual included in subdivisions (1) through (4): Pat O'Brien

[NOTE TO BE DELETED: A member of the selection committee designated under subdivision (4) or (5) shall not be employed by or have a financial or other interest in a construction manager who has a proposal being evaluated and shall not be employed by the School District or the school's architect or engineer.]

BE IT FURTHER RESOLVED that all proposals received in response to the request for proposals are hereby referred to the Construction Manager at Risk Selection Committee.

Dated: May 22<sup>nd</sup>, 2023

\_\_\_\_\_  
President of the Board of Education

ATTEST:

\_\_\_\_\_  
Secretary of the Board of Education

## 3042

### Construction Management at Risk Contracts

This policy is adopted pursuant to the Political Subdivisions Construction Alternatives Act (NEB. REV. STAT. § 13-2901 through § 13-2914).

The board shall adopt a resolution by a two-thirds affirmative vote selecting the construction management at risk contract delivery system prior to proceeding with any of the steps involved with solicitation or execution of any construction contract. For a project authorized under subsection (3) of section 13-2914, the resolution shall include a statement that the political subdivision has made a determination that the construction management at risk contract delivery system is in the public interest based, at a minimum, on one of the following criteria: (a) Savings in cost or time or (b) requirement of specialized or complex construction methods suitable for the construction management at risk contract delivery system.

**Definitions.** For purposes of this policy:

1. Construction management at risk contract means a contract by which a construction manager (a) assumes the legal responsibility to deliver a construction project within a contracted price to the school district, (b) acts as a construction consultant to the school district during the design development phase of the project when the school district's architect or engineer designs the project, and (c) is the builder during the construction phase of the project;
2. Construction manager means the legal entity which proposes to enter into a construction management at risk contract pursuant to the Act;
3. Proposal means an offer in response to a request for proposals by a construction manager to enter into a construction management at risk contract for a project pursuant to the act;
4. Request for proposals means the documentation by which a school district solicits proposals; and
5. School district means Ralston Public Schools.

**Procedures.**

1. Procedures for the preparation and content of requests for proposals shall include the following:
  - A. At least thirty days prior to the deadline for receiving and opening proposals, notice of the request for proposals shall be published in a newspaper of general circulation within the school district and filed with the State Department of Education. The request for proposals shall contain, at a minimum, the following elements:

1. The identity of the school district for which the project will be built and the school district that will execute the contract;
  2. Policies adopted by the school district pursuant to the Act;
  3. The proposed terms and conditions of the contract, including any terms and conditions which are subject to further negotiation. The proposed general terms and conditions shall be consistent with nationally recognized model general terms and conditions which are standard in the design and construction industry in Nebraska. The proposed terms and conditions may set forth an initial determination of the manner by which the construction manager selects any subcontractor and may require that any work subcontracted be awarded by competitive bidding;
  4. Any bonds and insurance required by law or as may be additionally required by the school district;
  5. General information about the project which will assist the school district in its selection of the construction manager, including a project statement which contains information about the scope and nature of the project, the project site, the schedule, and the estimated budget;
  6. The criteria for evaluation of proposals and the relative weight of each criterion; and
  7. A description of any other information which the school district chooses to require.
2. Procedures for the preparation and submission of proposals by the construction manager shall be determined on a project-by-project basis and included within the requests for proposals.
  3. Procedures for evaluating requests for proposals submitted to the school district by a construction manager shall include the following:
    - A. The school district shall refer the proposals for recommendation to a selection committee. The selection committee shall be a group of at least five persons designated by the school district. Members of the selection committee shall include (1) members of the school board, (2) members of the school administration or staff, (3) the school's architect or engineer (4) any person having special expertise relevant to selection of a construction manager under the Act, and (5) a resident of the school district other than an individual included in subdivisions (1) through (4) of this subsection. A member of the selection committee designated under subdivision (4) or (5) of this subsection shall not be employed by or have a financial or other interest in a construction manager who has a proposal being evaluated and shall not be employed by the school district or

the school's architect or engineer.

- B. The selection committee and the school district shall evaluate proposals taking into consideration the criteria enumerated in subdivisions (1) through (7) of this subsection with the maximum percentage of total points for evaluation which may be assigned to each criterion set forth following the criterion. The following criteria shall be evaluated, when applicable:
- (1) The financial resources of the construction manager to complete the project **(up to ten percent)**;
  - (2) The ability of the proposed personnel of the construction manager to perform **(up to thirty percent)**;
  - (3) The character, integrity, reputation, judgment, experience, and efficiency of the construction manager **(up to thirty percent)**;
  - (4) The quality of performance on previous projects **(up to thirty percent)**;
  - (5) The ability of the construction manager to perform within the time specified **(up to thirty percent)**;
  - (6) The previous and existing compliance of the construction manager with laws relating to the contract **(up to ten percent)**; and
  - (7) Such other information as may be secured having a bearing on the selection **(up to twenty percent)**.

The records of the selection committee in evaluating proposals and making recommendations shall be considered public records for purposes of NEB. REV. STAT. § 84-712.01.

- C. The school district shall then evaluate and rank each proposal on the basis of best meeting the criteria in the request for proposals and taking into consideration the recommendation of the selection committee.
4. Procedures for negotiations between the school district and the construction managers submitting proposals prior to the acceptance of a proposal if any such negotiations are contemplated shall include the following:
- A. The school district may attempt to negotiate a construction management at risk contract with the highest ranked construction manager and may enter into a construction management at risk contract after negotiations.
  - B. The negotiations shall include a final determination of the manner by which the construction manager selects a subcontractor.
  - C. If the school district is unable to negotiate a satisfactory contract with the highest

ranked construction manager, the school district may terminate negotiations with that construction manager. The school district may then undertake negotiations with the second highest ranked construction manager and may enter into a construction management at risk contract after negotiations.

- D. If the school district is unable to negotiate a satisfactory contract with the second highest ranked construction manager, the school district may undertake negotiations with the third highest ranked construction manager, if any, and may enter into a construction management at risk contract after negotiations.
- E. If the school district is unable to negotiate a satisfactory contract with any of the ranked construction managers, the school district may either revise the request for proposals and solicit new proposals or cancel the construction management at risk process under the act.
- F. If the school district is able to negotiate a satisfactory contract with a construction manager, the school district shall file a copy of all construction management at risk contract documents with the State Department of Education within thirty days after their full execution. Within thirty days after completion of the project, the construction manager shall file a copy of all contract modifications and change orders with the State Department of Education.

5. Procedures for filing and acting on formal protests relating to the solicitation or execution of construction management at risk contracts shall include the following:

A. Definitions.

- (1) Interested party shall mean an actual or prospective bidder whose direct economic interest would be affected by the award of a contract by the school district to another party or by the failure of the school district to award a contract to such actual or prospective bidder.
- (2) Protest shall mean a written objection by an interested party on any phase of the bidding process, including specification, preparation, bid solicitation, and intent to award.

B. Right to Protest. An interested party may protest to the Superintendent. The protest shall be submitted in writing on company letterhead within five working days after public notice of the bid. Protests based on alleged apparent improprieties in a solicitation or other request for proposals must be filed before bid opening or the closing date for receipt of proposals. In all other cases, the protest must be filed within five working days following the selection of the construction manager. To expedite handling of protests, the envelope containing the protest should be clearly labeled "Protest". The written protest shall include as a minimum the following:

- (1) The name and address of the interested party;

- (2) Appropriate identification of the relevant solicitation, and if a bid has been opened, its number, and date of opening;
- (3) A detailed statement of reasons for the protest;
- (4) Supporting, exhibits, evidence, or documents to substantiate any claims unless not available within the filing time, in which case the expected availability date shall be indicated; and a list of all persons who have knowledge of facts relevant to the protest; and
- (5) The action(s) the protestor desires the school district to take to resolve the protest.

The Superintendent will immediately decide upon receipt of the protest whether or not the award of a contract shall be delayed, or if the protest is timely received after the award, whether the performance of the contract should be suspended. The school district shall not proceed further with the solicitation or with the award of the contract and shall suspend performance under the contract, if awarded, unless the Superintendent makes a written determination that the protest is clearly without merit or that award of the contract without delay is necessary to protect the substantial interests of the school district.

- C. Authority to Resolve Protests. Prior to the commencement of an administrative review by the Board concerning any protest, the Superintendent shall attempt to resolve any protest filed by an interested party concerning any solicitation. If the protest is not resolved by mutual agreement, the Superintendent shall create and deliver a Decision to the protestor within a reasonable time after the written protest was received. The Decision shall include a written summary of the Superintendent's investigation and a recommendation regarding the outcome of the protest. The Decision shall (1) state the reasons for the action taken, and (2) inform the interested party of their right to the administrative review by the Board. A copy of the Decision shall be mailed or otherwise furnished immediately to the interested party and any other party intervening protestor and all other bidders. If not satisfied with the decision of the Superintendent, any interested party protestor may appeal to the Board, but the decision shall be final unless the interested party protestor files a timely appeal with the Board.
- D. Board Appeal Procedures. Any interested party protestor, within five working days of receipt of a decision of the Superintendent, may file with the Superintendent a written notice of appeal for an administrative review before the Board. The Notice of Appeal must clearly state the action protested and the basis of appeal. The Board will conduct an administrative review at its next regularly scheduled meeting or at a special meeting. The school district board of education shall consider the Decision of the Superintendent and shall make the final decision on the protest. The school district board of education's decision shall be

final.

6. A construction management at risk contract may be conditioned upon later refinements in scope and price and may permit the school district in agreement with the construction manager to make changes in the project without invalidating the contract. Later refinements shall not exceed the scope of the project statement contained in the request for proposals.

**Prohibitions.** The school district shall not use a construction management at risk contract for any construction project excluded by NEB. REV. STAT. § 13-2914 or any other applicable law.

Adopted on: July 12, 2021

Revised on: \_\_\_\_\_

Reviewed on: June 28, 2021

**NOTICE OF REQUEST FOR PROPOSALS (RFP)**  
**RALSTON PUBLIC SCHOOLS**  
**SEYMOUR-MS-HS FACILITIES IMPROVEMENT PROJECT**

- 1. PROJECT INFORMATION.** Ralston Public Schools is requesting proposals from qualified construction management firms (CM) to provide construction management at risk services for a **Seymour-MS-HS Facilities Improvement Project**, that is likely to include but not necessarily limited to a combination of renovation, remodeling, addition, and/or new construction likely resulting in, but not necessarily limited to, site work, interior upgrades, window replacement, office relocation, security vestibules, improvements to mechanical, air, & electrical systems, office expansion, career education renovations, new or updated classrooms, administration, supporting facilities, and related infrastructure and improvements at the Seymour Elementary, Ralston Middle School, and/or Ralston High School locations (the "Project").
- 2. PROPOSAL SUBMISSION.** Proposals will be received until 12:00 pm local time on **June 20, 2023**. Any proposal received after that time and date will not be opened or considered and will be returned to the CM.
- 3. INSTRUCTIONS.** The RFP and Proposal Instructions may be obtained as follows:
  - a. The RFP and Proposal Instructions may be accessed via A & D Technical Supply's Virtual Plan Room: [www.adtechplans.com](http://www.adtechplans.com)
  - b. Copies of the RFP and Proposal Instructions may be obtained from the office of the Printer:

A & D Technical Supply  
4320 S. 89th Street  
Omaha, NE 68127  
(402) 592-4950

The RFP and Proposal Instructions will be available between the hours of 8:00 am and 12:00 noon and 1:00 pm and 5:00 pm, Monday through Friday. All Bidders who require hard copies of the RFP and Proposal Instructions shall place an order directly with A & D Technical Supply and shall pay all costs associated with printing and, if applicable, all shipping costs. Only full and complete sets will be printed; partial set orders are not allowed. Hard copy RFP and Proposal Instructions do not need to be returned as no refund will be issued.

4. **INQUIRIES.** All questions, inquiries, or requests for clarification should be submitted by email to **Architect Pat Carson at pcarson@bcdm.net**. Architect will provide responses to bidders' questions at Pre-Bid Conference by Addendum.

**RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$45,065,000; PRESCRIBING THE FORM OF THE BONDS; FIXING IN PART AND PROVIDING FOR THE FIXING IN PART OF THE TERMS OF THE BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; AND RELATED MATTERS.**

**BE IT RESOLVED BY THE BOARD OF EDUCATION OF DOUGLAS COUNTY SCHOOL DISTRICT 0054 (RALSTON PUBLIC SCHOOLS) IN THE STATE OF NEBRASKA:**

**Section 1.** The Board of Education (the “**Board**”) of Douglas County School District 0054 (Ralston Public Schools) in the State of Nebraska (the “**District**”) hereby finds and determines as follows:

(a) The District is duly organized as a Class III school district under Sections 79-102 and 79-407, Reissue Revised Statutes of Nebraska, as amended, maintaining both elementary and high school grades under the direction of a single board of education.

(b) Pursuant to Chapter 10, Article 7, Reissue Revised Statutes of Nebraska, as amended (the “**Act**”), the Board has the authority, upon a majority vote of electors voting at an election held on October 12, 2021 (the “**Election**”) to (1) issue negotiable bonds of the District for the purpose of paying the costs of site improvements for new and existing facilities; any necessary demolition of existing buildings; construction and acquisition of a new elementary school building and related improvements; additions, renovations and improvements to existing District buildings and facilities; and providing for the necessary furniture, equipment and apparatus for such buildings and facilities (collectively, the “**Project**”), and (2) levy an annual tax on the taxable value of all the taxable property in the District sufficient in rate and amount to pay the principal of and interest on such bonds.

(c) Pursuant to a resolution adopted by the Board, at the Election, there was submitted to the electors of the District a proposition (the “**Proposition**”) for the issuance of bonds in a stated principal amount not to exceed \$83,750,000 to provide funds to pay the costs of the Project and related costs and to levy an annual tax sufficient to pay the principal of and interest on such bonds as the same become due.

(d) Notice of the Election was published as provided by law, the Election was conducted as provided by law and the results of the Election were as follows:

Total Ballots Cast	3,263
Ballots cast in favor of bonds and tax	2,076
Ballots cast against bonds and tax	1,187

(e) The Board has duly canvassed the returns of the Election and hereby further finds and determines that a majority of all the qualified electors voting on the Proposition voted in favor of the issuance of such bonds and the levy and collection of taxes to pay the same.

(f) The District has previously issued its General Obligation and Refunding Bonds, Series 2021, dated December 30, 2021, in the stated principal amount of \$40,000,000, of which \$1,315,000 was for refunding purposes and \$38,685,000 was new money bonds authorized at the Election, leaving \$45,065,000 in stated principal amount of unissued bonds authorized at the Election.

(g) It is necessary, desirable, advisable and in the best interest of the District to authorize the issuance, sale and delivery of the bonds authorized at the Election pursuant to the Act, in one or more series, in an aggregate stated principal amount not to exceed \$45,065,000 for the purposes of paying a portion of the costs of the Project, capitalized interest on the bonds, and the costs of issuing such bonds. Such bonds are expected to be issued in multiple series on different dates.

(h) All conditions, acts, and things required by law to exist or to be done precedent to the issuance of such bonds do exist and have been done in due form and time as required by law.

**Section 2.** (a) For the purpose of paying (1) the costs of the Project, (2) capitalized interest on the bonds described herein, and (2) the costs of issuing bonds as described herein, the issuance, sale and delivery of general obligation bonds of the District, in one or more series, is hereby authorized and directed in an aggregate stated principal amount not to exceed \$45,065,000 (the “**Bonds**”). The Bonds shall be issued in fully registered form in the denomination of \$5,000 or any integral multiple thereof, not exceeding the amount maturing in any one year, and shall be numbered from R-1 upward in the order of their issuance.

(b) The Superintendent of the District, Assistant Superintendent for Business, and President of the Board (each, an “**Authorized Officer**”) are hereby authorized and directed, in the exercise of his independent judgment and absolute discretion, to hereafter, from time to time, specify, set, designate, determine, establish and appoint, as the case may be, and in each case in accordance with and subject to the provisions of this Resolution, for each series of the Bonds, (1) the date of original issue of each series of the Bonds, (2) the aggregate stated principal amount of each series of the Bonds to be issued (which shall in no event exceed the stated principal amount of \$45,065,000 in the aggregate), (3) the principal payment dates for the Bonds and the principal amount of Bonds to mature on each of such dates, (4) the date of final maturity of the Bonds, which shall in no event be later than December 31, 2048, (5) the date or dates upon which each series of the Bonds shall be sold, (6) the rate or rates of interest to be carried by each maturity of each series of the Bonds (which shall in no event result in a true interest cost exceeding 5.50% per annum for a series of the Bonds) and any original issue premium or discount, (7) the method by which such rate or rates of interest shall be calculated and the interest payment dates and record date for the Bonds, (8) whether or not the Bonds shall be subject to redemption prior to their stated maturity and, if subject to such prior redemption, (A) the provisions and procedures governing such prior redemption, (B) the nature of any notice to be given in the event of any such prior redemption, (C) the redemption price or prices payable upon such redemption (not to exceed 104%) and (D) the respective periods in which each redemption price shall be payable, (9) the amount and due date of each sinking fund installment for Bonds that are term Bonds, (10) all of the other terms of the Bonds not otherwise determined or fixed by the provisions of this Resolution, (11) the underwriting discount, not to exceed 0.9%, and the price at which the Bonds shall be sold and the identity of the underwriting firm purchasing the Bonds, as the original purchaser, (the “**Purchaser**”) and, (12) the form, contents, terms and provisions of the Bond Purchase Agreement and Registrar Agreement (each as hereinafter defined) and (13) the form and contents of any closing and other documentation executed and delivered by the District in connection with the authorization, issuance, sale and delivery of the Bonds.

(c) Payments of interest due on the Bonds prior to maturity or earlier redemption shall be made by the Registrar (hereinafter defined) by mailing a check or draft in the amount due for such interest on each interest payment date to the registered owner of each Bond, as of the record date for such interest payment date, to such owner’s registered address as shown on the books of registration required to be maintained pursuant to **Section 5**. Payment of the principal or redemption price of and interest on any Bond at maturity or earlier redemption shall be made upon presentation and surrender of such Bond as the same shall become due and payable at maturity, upon redemption or otherwise, in lawful money of the

United States of America at the office of the Registrar. Notwithstanding the foregoing, Bonds issued in book-entry form shall be paid in accordance with **Section 2(d)**.

(d) The Bonds shall be executed on behalf of the District by the manual or facsimile signatures of the President and Secretary. The Bonds shall initially be issued in book-entry form only using the services of The Depository Trust Company (the “**Depository**”), with one typewritten bond per maturity being issued to the Depository. In such connection such officers are authorized to execute and deliver a letter of understanding and representation (the “**Representation Letter**”) in the form required by the Depository, for and on behalf of the District, which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Bonds. Upon the issuance of the Bonds in book entry-form, the following provisions shall apply:

(1) The District and the Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Bonds as securities depository (each, a “**Bond Participant**”) or to any person who is an actual purchaser of a Bond from a Bond Participant while the Bonds are in book-entry form (each, a “**Beneficial Owner**”) with respect to the following:

(A) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the Bonds;

(B) the delivery to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption; or

(C) the payment to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the Bonds. The Registrar shall make payments with respect to the Bonds only to or upon the order of the Depository or its nominee and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond.

(2) Upon receipt by the Registrar of written notice from the Depository to the effect that the Depository is unable or unwilling to discharge its responsibilities, the Registrar shall issue, transfer and exchange Bonds requested by the Depository in appropriate amounts. Whenever the Depository requests the District and the Registrar to do so, the District and the Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (A) to arrange, with the prior written consent of the District, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Bonds or (B) to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such Bonds shall designate.

(3) Subject to any operational requirements of the Depository, if the District determines that it is desirable that certificates representing the Bonds be delivered to the Beneficial Owners of the Bonds and so notifies the Registrar in writing, the Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of certificates representing the Bonds. In such event, the District and the Registrar shall issue, transfer or exchange certificates representing the Bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(4) Notwithstanding any other provision of this Resolution to the contrary, so long as any Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Bond and all notices with respect to such Bond shall be made and given, respectively, to the Depository as provided in the Representation Letter.

(5) Registered ownership of the Bonds may be transferred on the books of registration maintained by the Registrar, and the Bonds may be delivered in physical form to the following:

(A) any successor securities depository or its nominee;

(B) any persons, upon (i) the resignation of the Depository from its functions as depository or (ii) termination of the use of the Depository pursuant to this **Section 2**.

(6) In the event of any partial redemption of a Bond, unless and until such partially redeemed Bond has been replaced in accordance with the provisions of this **Section 2**, the books and records of the Registrar shall govern and establish the principal amount of such Bond as is then outstanding and all of the Bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced, the District shall immediately provide a supply of printed bond certificates, duly executed by the manual or facsimile signatures of the President and Secretary, for issuance upon transfers from the Depository and subsequent transfers or in the event of partial redemption. In the event that such supply of bonds shall be insufficient to meet the requirements of the District and Registrar for issuance of replacement bonds upon transfer or partial redemption, the District agrees to order printed an additional supply of bonds and to direct their execution by the manual or facsimile signature of its then duly qualified and acting President and Secretary. In case any officer whose signature or facsimile thereof shall appear on any Bond shall cease to be such officer before the delivery of such Bond (including any bonds delivered to the Registrar for issuance upon transfer), such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if such officer or officers had remained in office until the delivery of such Bond. No Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until the Certificate of Authentication thereon shall have been duly executed by the Registrar. Certificates of Authentication on different Bonds need not be signed by the same representative. The executed Certificate of Authentication on each Bond shall be conclusive evidence that it has been authenticated and delivered under this Resolution.

(e) Any Bond issued upon transfer or exchange thereof shall be dated as of the date of original issue of such Bond or the interest payment date six months preceding the interest payment date next following the date of registration thereof in the office of the Registrar, as shall be appropriate, unless such date of registration shall be an interest payment date, in which case they shall be dated as of such date of registration; provided, however, that if, as shown by the records of the Registrar, interest on such Bond shall be in default, the Bond issued in lieu thereof may be dated as of the date to which interest has been paid in full on such surrendered Bond; and provided further, that if the date of registration shall be prior to the first interest payment date, such Bond shall be dated as of the date of original issue thereof. The Bonds shall bear interest from the date of original issue thereof.

(f) When any Bond shall have been duly called for redemption and payment thereof duly made or provided for, interest thereon shall cease from and after the date specified for the redemption thereof.

(g) Both the principal of and interest on the Bonds shall be payable at the office of the Registrar in any coin or currency of the United States of America which at the time of such payment is legal tender for public and private debts.

(h) If the date for payment of the principal of or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the city where the principal corporate trust office of the Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

(i) An Authorized Officer, in her or his discretion, may authorize the printing of CUSIP identification numbers on the Bonds. In the event such numbers are imprinted on the Bonds, no such number shall constitute a part of the contract evidenced by the particular Bond upon which it is imprinted, and no liability shall be attached to the District, or to any officer or agent thereof, including the Registrar, by reason of such numbers or any use made thereof, including any use thereof made by the District, any such officer, the Registrar, or by reason of any inaccuracy, error or omission with respect thereto or in such use.

(j) The Bonds, registration provisions, form of authentication and form of assignment pertaining thereto shall be substantially in the forms set forth below with such changes as may be determined upon by an Authorized Officer and such other necessary or appropriate variations, omissions and insertions as are incidental to numbering, denominations, interest rate or rates, registration provisions, redemption provisions and other details thereof or as are otherwise permitted or required by law or this Resolution.

(k) In the event that payments of interest due on the Bonds on an interest payment date are not timely made, such interest shall cease to be payable to the registered owners as of the record date for such interest payment date and shall be payable to the registered owners of the Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Registrar whenever money for the purpose of paying such defaulted interest becomes available.

(l) The Bonds shall be in substantially the following form:

[FORM OF BONDS]

UNITED STATES OF AMERICA  
STATE OF NEBRASKA  
COUNTY OF DOUGLAS

GENERAL OBLIGATION BOND, SERIES 2023  
OF DOUGLAS COUNTY SCHOOL DISTRICT 0054

No. R- \_\_\_\_\_ \$

Interest Rate                      Maturity Date                      Date of Original Issue                      CUSIP  
%    \_\_\_\_\_, 20\_\_                      \_\_\_\_\_, 20\_\_

Registered Owner: Cede & Co.  
13-2555119

Principal Amount: \_\_\_\_\_ DOLLARS

KNOW ALL PERSONS BY THESE PRESENTS: That Douglas County School District 0054, in the State of Nebraska, hereby acknowledges itself to owe and for value received promises to pay to the registered owner specified above, or registered assigns, the principal amount specified above in lawful money of the United States of America on the date of maturity specified above with interest thereon to maturity (or earlier redemption) from the date of original issue shown above or most recent Interest Payment Date, whichever is later, at the rate per annum specified above, payable on \_\_\_\_\_, 20\_\_ and semiannually thereafter on \_\_\_\_\_ and \_\_\_\_\_ of each year (each, an "Interest Payment Date"). Said interest shall be computed on the basis of a 360-day year consisting of twelve 30-day months. The principal of this bond, together with unpaid accrued interest due at maturity or upon earlier redemption, is payable upon presentation and surrender of this bond at the principal corporate trust office of \_\_\_\_\_, the Paying Agent and Registrar in \_\_\_\_\_, Nebraska. Interest on this bond due prior to maturity or earlier redemption will be paid on each Interest Payment Date by a check or draft mailed on such Interest Payment Date by the Paying Agent and Registrar to the registered owner of this bond, as shown on the books of record maintained by the Paying Agent and Registrar, at the close of business on the fifteenth day immediately preceding the Interest Payment Date, to such owner's address as shown on such books and records. Any interest not so timely paid shall cease to be payable to the person entitled thereto as of the record date such interest was payable and shall be payable to the person who is the registered owner of this bond (or of one or more predecessor bonds hereto) on such special record date for payment of such defaulted interest as shall be fixed by the Paying Agent and Registrar whenever monies for such purpose become available. For the prompt payment of this bond, both principal and interest, as the same become due, the full faith, credit and resources of said District are hereby irrevocably pledged.

This bond is one of an issue of fully registered bonds of the total principal amount of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), of even date and like tenor herewith, except as to date of maturity and rate of interest and denomination, which were issued by said District for the purpose of paying a portion of the costs of site improvements for new and existing facilities; any necessary demolition of existing buildings; construction and acquisition of a new elementary school building and related improvements; additions, renovations and improvements to existing District buildings and facilities; and providing for the necessary furniture, equipment and apparatus for such buildings and facilities under the authority of and in full compliance with the constitution and laws of the State of

Nebraska, and pursuant to an election duly held in the District and a resolution duly passed (the "Resolution") and proceedings duly and legally had by the President and Board of the District.

Any or all of the bonds are subject to redemption at the option of the District prior to the stated maturities thereof, in whole or in part, at any time on or after \_\_\_\_\_, 20\_\_, at par plus the interest accrued on the principal amount being redeemed to the date fixed for redemption. Notice of redemption shall be given by mail to the registered owner of any bond to be redeemed in the manner specified in the Resolution authorizing said issue of bonds. Individual bonds shall be redeemed in part but only in the amount of \$5,000 or integral multiples thereof.

[The Term Bonds maturing in 20\_\_ and 20\_\_ are subject to mandatory redemption prior to maturity in part, at the principal amount thereof, plus accrued interest thereon to the date of redemption, as follows:

\$ _____	Principal Maturing _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	Maturing _____,	20__

\$ _____	Principal Maturing _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	To Be Called _____,	20__
\$ _____	Maturing _____,	20__]

This bond is transferable by the registered owner or such owner's attorney duly authorized in writing at the principal corporate trust office of the Paying Agent and Registrar in \_\_\_\_\_, Nebraska, upon surrender and cancellation of this bond, and thereupon a new bond or bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the Resolution authorizing said issue of bonds, subject to the limitations therein prescribed. The District, the Paying Agent and Registrar and any other person may treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment due hereunder and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

If the date for payment of the principal of or interest on this bond shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the Board of Education where the principal corporate trust office of the Paying Agent and Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such date shall have the same force and effect as if made on the nominal date of payment.

AS PROVIDED IN THE RESOLUTION REFERRED TO HEREIN, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE RESOLUTION, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE RESOLUTION TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE REGISTRAR, DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE

OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE RESOLUTION.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond did exist, did happen, and were done and performed in regular and due form and time as required by law, and that the indebtedness of the District, including this bond, does not exceed any limitation imposed by law. The District agrees that it shall cause to be made annually, in addition to all other taxes, a special levy of taxes for the purpose of paying and sufficient to pay in full the principal of and interest on this bond and the bonds of this issue as and when such principal and interest respectively become due.

This bond shall not be valid and binding on the District until authenticated by the Paying Agent and Registrar.

IN WITNESS WHEREOF, the Board of Education of the District has caused this bond to be executed on behalf of the District with the facsimile signatures of the President and the Secretary of said Board, all as of the date of original issue shown above.

DOUGLAS COUNTY SCHOOL DISTRICT  
0054, IN THE STATE OF NEBRASKA

ATTEST: \_\_\_\_\_  
(facsimile signature)  
President

\_\_\_\_\_  
(facsimile signature)  
Secretary

**CERTIFICATE OF AUTHENTICATION**

This bond is one of the bonds authorized by resolution of the Board of Education of Douglas County School District 0054, in the State of Nebraska, as described in the foregoing bond.

\_\_\_\_\_,  
\_\_\_\_\_, NEBRASKA  
Paying Agent and Registrar

By \_\_\_\_\_  
Authorized Signature

**ASSIGNMENT**

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto

---

Print or Type Name, Address and Social Security Number  
or other Taxpayer Identification Number of Transferee

the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_ agent to transfer the within Bond on the Bond Register kept by the Paying Agent for the registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

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NOTICE: The signature to this assignment must correspond with the name of the Registered Owner as it appears upon the face of the within Bond in every particular.

Medallion Signature Guarantee:

**Section 3.** The Board hereby represents, covenants, and warrants that it shall, for so long as any Bond remains outstanding, annually provide for the levy and collection of a tax in addition to all other taxes upon all of the taxable property in the District sufficient in rate and amount to pay the principal or redemption price of and interest on the Bonds as the same becomes due and payable.

**Section 4.** An Authorized Officer shall designate a bank or trust company to serve as the (a) paying agent for the payment of principal of and interest on the Bonds and (b) bond registrar with respect to the registration, transfer and exchange of Bonds (the “**Registrar**”). The District is authorized to enter into the Bond Registrar and Paying Agent Agreement (the “**Registrar Agreement**”) dated the date of its execution and delivery for each series of Bonds between the District and the Paying Agent in substantially the form determined by an Authorized Officer in accordance with the provisions of **Section 2(b)** (a copy of which shall be filed in the records of the District). An Authorized Officer is authorized to execute the Registrar Agreement with such changes therein as such official deems appropriate, for and on behalf of and as the act and deed of the District.

The District will at all times maintain a Paying Agent meeting the qualifications herein described for the performance of the duties hereunder. The District reserves the right to appoint a successor Paying Agent by (1) filing with the bank or trust company then performing such function a certified copy of the proceedings giving notice of the termination of such bank or trust company and appointing a successor, and (2) causing notice to be given by first class mail to each registered owner. No resignation or removal of the Paying Agent shall become effective until a successor has been appointed and has accepted the duties of the Paying Agent.

Each Paying Agent appointed hereunder shall at all times be a commercial banking association or corporation or trust company organized and in good standing and doing business under the laws of the United States of America or of the State of Nebraska, authorized under such laws to exercise trust powers and subject to supervision or examination by federal or state regulatory authority.

The Paying Agent shall be paid the usual fees and expenses for its services in connection therewith.

**Section 5.** As long as any of the Bonds remain outstanding, the District shall maintain and keep at the office of the Registrar an office or agency for the payment of the principal or redemption price of and interest on the Bonds, and for the registration and transfer of the Bonds, and shall also keep at such office of the Registrar books for such registration and transfer.

Upon surrender for transfer of any fully registered Bond at the office of the Registrar with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or its duly authorized attorney, and upon payment of any tax, fee or other governmental charge required to be paid with respect to such transfer, the District shall execute and the Registrar shall authenticate and deliver, in the name of the designated transferee(s), one or more fully registered Bonds of any authorized denominations and of a like aggregate principal amount, interest rate and maturity.

Except as the right of exchange may be limited by an Authorized Officer, Bonds may, upon surrender thereof at the office of the Registrar, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds of the same maturity and interest rate of any authorized denominations.

In all cases in which the privilege of exchanging Bonds or transferring Bonds is exercised, the District shall execute and the Registrar shall deliver Bonds in accordance with the provisions of this Resolution. For every such exchange or transfer of Bonds, whether temporary or definitive, the District

or the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum(s) shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. The District shall not be obligated to make any such exchange or transfer of Bonds during the 15 days next preceding the date of the first publication or the mailing (if there is no publication) of notice of redemption in the case of a proposed redemption of Bonds. The District and the Registrar shall not be required to make any transfer or exchange of any Bonds called for redemption.

As to any Bond, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and the payment of or on account of the principal or redemption price of and the interest on any such Bond shall be made only to or upon the order of the registered owner thereof or its legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond, including the interest thereon, to the extent of the sum(s) so paid.

**Section 6.** (a) An Authorized Officer is hereby authorized to enter into the Bond Purchase Agreement between the District and the Purchaser under which the District agrees to sell the Bonds to the Purchaser, upon the terms and conditions set forth therein and with such changes therein as shall be approved by an Authorized Officer, which officer is hereby authorized to execute the Bond Purchase Agreement for and on behalf of the District, such officer's signature thereon being conclusive evidence of his or her approval thereof (the "**Bond Purchase Agreement**"). An Authorized Officer shall be responsible for delivery of the Bonds and for all other ministerial acts relating to the Bonds. Each Authorized Officer and all other officers of the Board are hereby authorized to take all actions subsequent to the sale of the Bonds in accordance with the provisions of this Resolution as may be required for the delivery of the Bonds to the Purchaser thereof. Such officials are hereby authorized to execute such orders, certificates, receipts and other documents as may be necessary or desirable for delivery and to receive the purchase price for the Bonds.

(b) The proceeds received from the sale of the Bonds, including the accrued interest thereon, if any, on the Bonds from the date of original issuance thereof to the date of delivery and payment therefor, shall be received by an Authorized Officer, who shall deposit the proceeds thereof into the "Construction Fund," which is hereby established and created. Amounts on deposit in the "Construction Fund" shall be expended from time to time in order to pay costs and expenses incurred by the District in connection with the Project, which may include costs of issuance of the Bonds.

**Section 7.** The District's obligations under this Resolution shall be fully discharged and satisfied as to any Bond authorized and issued hereunder, and such Bond shall no longer be deemed outstanding hereunder when payment of the principal or redemption price thereof and accrued interest thereon to the date of maturity or redemption (a) shall have been made, or caused to have been made, in accordance with the terms thereof; or (b) shall have been provided for by depositing with the Registrar, or in escrow with a national or state bank having trust powers in trust solely for such payment of such Bond (1) sufficient money to make such payments; or (2) direct general obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America (herein referred to as "**Government Obligations**"), in such amounts and with such maturities as to principal and interest as will insure the availability of sufficient money to make such payments, and such Bond shall thereupon cease to draw interest from the date fixed for its redemption or maturity and, except for the purposes of such payment, shall no longer be entitled to the benefits of this Resolution; provided that with respect to any Bond called or to be called for redemption prior to the stated maturity thereof, notice of redemption shall have been duly given. If money or Government Obligations shall have been deposited in accordance with the terms hereof with the Registrar or escrow agent in trust for that purpose sufficient to

pay the principal or redemption price of or interest on any Bond to the date of maturity or redemption, all liability of the District for such payment shall forthwith cease, determine and be completely discharged, and such Bond shall no longer be considered outstanding.

**Section 8.** The preparation, use, distribution and delivery of a Preliminary Official Statement and an Official Statement or other offering materials of the District in such forms and of such contents as an Authorized Officer shall, in the exercise of her or his independent judgment and absolute discretion determine to be necessary, proper, appropriate, advisable or desirable in order to effectuate the issuance, sale and delivery of the Bonds is hereby in all respects, authorized, directed, adopted, specified, accepted, ratified, approved and confirmed. An Authorized Officer shall deem any such offering materials as final for purposes of Rule 15c2-12 promulgated under the Securities and Exchange Act of 1934, as amended.

**Section 9.** The District hereby (a) authorizes and directs that an Authorized Officer execute and deliver, on the date of issue of the Bonds, a continuing disclosure undertaking (the "Continuing Disclosure Undertaking") in such form as shall be satisfactory to the District and in compliance with Rule 15c2-12 of the Securities and Exchange Commission, and (b) covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Undertaking. Notwithstanding any other provision of this Resolution, failure of the District to comply with the Continuing Disclosure Undertaking shall not be considered an event of default hereunder; however, any Participating Underwriter (as such term is defined in the Continuing Disclosure Undertaking) or any Beneficial Owner or any Registered Owner of a Bond (as such terms are defined in the Continuing Disclosure Undertaking) may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance by court order, to cause the District to comply with its obligations under this section.

**Section 10.** All actions heretofore taken by an Authorized Officer and all other officers, officials, employees and agents of the District, including without limitation the expenditure of funds and the selection, appointment and employment of bond counsel and financial advisors and agents, in connection with issuance and sale of the Bonds, together with all other actions taken in connection with any of the matters which are the subject hereof, are in all respects authorized, adopted, specified, accepted, ratified, approved and confirmed.

**Section 11.** Without in any way limiting the power, authority or discretion elsewhere herein granted or delegated, the Board hereby (a) authorizes and directs each Authorized Officer and all other officers, officials, employees and agents of the District to carry out or cause to be carried out, and to perform such obligations of the District and such other actions as they, or any of them, in consultation with bond counsel, the Purchaser of the Bonds and its or their counsel, shall consider necessary, advisable, desirable or appropriate in connection with this Resolution, any Preliminary Official Statement and any Official Statement and other offering materials of the District used in connection with issuance, sale and delivery of the Bonds, including without limitation and whenever appropriate the execution and delivery thereof and of all other related documents, instruments, certifications and opinions, and (b) delegates, authorizes and directs each Authorized Officer the right, power and authority to exercise her or his independent judgment and absolute discretion in (1) determining and finalizing all other terms and provisions to be carried by the Bonds not specifically set forth in this Resolution and (2) the taking of all actions and the making of all arrangements necessary, proper, appropriate, advisable or desirable in order to effectuate the issuance, sale and delivery of the Bonds. The execution and delivery by an Authorized Officer or by any such other officers, officials, employees or agents of the District of any such documents, instruments, certifications and opinions, or the doing by them of any act in connection with any of the matters which are the subject of this Resolution, shall constitute conclusive evidence of both the District's and their approval of the terms, provisions and contents thereof and of all changes, modifications, amendments, revisions and alterations made therein and shall conclusively establish their absolute, unconditional and irrevocable authority with respect thereto from the District and the authorization,

approval and ratification by the District of the documents, instruments, certifications and opinions so executed and the actions so taken.

**Section 12.** (a) The District covenants and agrees that (1) it will comply with all applicable provisions of the Internal Revenue Code of 1986, as amended (the “**Code**”), including Sections 103 and 141 through 150, necessary to maintain the exclusion from gross income for federal income tax purposes of the interest on the Bonds, and (2) it will not use or permit the use of any proceeds of the Bonds or any other funds of the District, nor take or permit any other action, or fail to take any action, which would adversely affect the exclusion from gross income of the interest on the Bonds. The District will also adopt such other resolutions and take such other actions as may be necessary to comply with the Code and with other applicable future laws, in order to ensure that the interest on the Bonds will remain excluded from gross income for federal income tax purposes, to the extent any such actions can be taken by the District.

(b) The District covenants that (1) it will comply with all requirements of Section 148 of the Code to the extent applicable to the Bonds, (2) it will use the proceeds of the Bonds as soon as practicable and with all reasonable dispatch for the purposes for which the Bonds are issued, and (3) it will not invest or directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the District in any manner, or take or omit to take any action, that would cause any Bond to be an “arbitrage bond” within the meaning of Section 148(a) of the Code.

(c) The District covenants that it will pay or provide for the payment from time to time of all arbitrage rebate to the United States of America pursuant to Section 148(f) of the Code and any United States Treasury Regulations applicable to the Bonds from time to time. This covenant shall survive payment in full or defeasance of the Bonds. The District specifically covenants to pay or cause to be paid to the United States of America, the required amounts of arbitrage rebate at the times and in the amounts specified in the Federal Tax Certificate executed and delivered by the District in connection with the issuance of the Bonds (the “**Tax Certificate**”). The Tax Certificate may be amended or replaced if, in the opinion of nationally recognized bond counsel, such amendment or replacement will not adversely affect the exclusion from gross income for federal income tax purposes of the interest on any Bond.

(d) The District covenants that it will not use any portion of the proceeds of the Bonds, including any investment income earned on such proceeds, directly or indirectly, (1) in a manner that would cause the Bonds to be “private activity bonds” within the meaning of Section 141(a) of the Code, or (2) to make or finance a loan to any non-governmental entity.

**Section 13. Rebate Account.** To ensure proper compliance with the tax covenants contained in **Section 12**, the District shall establish and an Authorized Officer shall maintain one or more accounts separate from any other fund or account established and maintained hereunder appropriately designated as the 2023 Rebate Account. All money at any time deposited in any Rebate Account in accordance with the provisions of a Tax Certificate shall be held for the account of the District in trust for payment to the federal government of the United States of America, and neither the District nor any registered owner of any Bond shall have any rights in or claim to such money. All amounts deposited into or on deposit in any Rebate Account shall be governed hereby and by the related Tax Certificate. The District shall invest all amounts held in any Rebate Account in accordance with the related Tax Certificate. Money shall not be transferred from a Rebate Account except in accordance with the related Tax Certificate.

**Section 14.** The Secretary is directed to make and certify transcripts of the proceedings of the District precedent to the issuance of such Bonds, a copy of which shall be delivered to the Purchaser.

**Section 15.** (a) If any one or more of the provisions of this Resolution should be determined by a court of competent jurisdiction to be contrary to law, then such provisions shall be deemed severable from the remaining provisions of this Resolution and the invalidity thereof shall in no way affect the validity of the other provisions of this Resolution or of the Bonds and the registered owners of the Bonds shall retain all the rights and benefits accorded to them under this Resolution and under any applicable provisions of law.

(b) If any provision of this Resolution shall be held or deemed to be or shall, in fact, be inoperative or unenforceable or invalid in any particular case in any jurisdiction or jurisdictions, or in all cases because it conflicts with any constitution or statute or rule of public policy, or for any other reason, such circumstances shall not have the effect of rendering the provision in question inoperative or unenforceable or invalid in any other case or circumstance, or of rendering any other provision or provisions herein contained inoperative or unenforceable or invalid to any extent whatever.

**Section 16.** All documents, agreements, certificates, and instruments related to the Bonds shall be valid, binding, and enforceable against the District when executed and delivered by means of (i) an original manual signature; (ii) a faxed, scanned, or photocopied manual signature, or (iii) any other electronic signature permitted by electronic signatures laws, including any relevant provisions of the Uniform Commercial Code, in each case to the extent applicable. Each faxed, scanned, or photocopied manual signature, or other electronic signature, shall for all purposes have the same validity, legal effect, and admissibility in evidence as an original manual signature. Each document, agreement, certificate, and instrument related to the Bonds may be executed in any number of counterparts, each of which shall be deemed to be an original, but such counterparts shall, together, constitute one and the same document, agreement, certificate, or instrument, as applicable.

**Section 17.** This Resolution shall take effect and be in force from and after its passage as provided by law.

**PASSED AND ADOPTED:** \_\_\_\_\_, 2023

**DOUGLAS COUNTY SCHOOL DISTRICT  
0054 (RALSTON PUBLIC SCHOOLS),  
IN THE STATE OF NEBRASKA**

ATTEST:

By: \_\_\_\_\_  
President

By: \_\_\_\_\_  
Secretary

DOUGLAS COUNTY SCHOOL DISTRICT 0054  
(RALSTON PUBLIC SCHOOLS)  
GENERAL OBLIGATION BONDS, SERIES 2023  
\$45.065 MILLION PAR AMOUNT OF NEW MONEY BONDS

PRELIMINARY SUMMARY OF TERMS WITH CURRENT  
ESTIMATED RANGE OF INTEREST RATES  
MAY 8, 2023

SERIES 2023 ANALYSIS

Preliminary Par Amount of Bonds	\$45,065,000
Preliminary Range of True Interest Cost	4.10-4.60%
Planned Final Maturity	December 15, 2048
Preliminary Range of Annual Debt Service Payments	\$3.20-\$3.36 million
Preliminary Range of Total Annual Debt Service Payments	\$5.64-\$5.80 million

Parameters in Draft Bond Resolution:

Maximum Par Amount of Bonds	\$45,065,000
True Interest Cost – not to exceed	5.50%
Underwriting Discount – not to exceed	0.90%
Final Maturity - not later than	12/31/48

Notes:

- 1) Will be requesting Board approval at the May 22 meeting
- 2) Expecting that Moody's will continue to affirm the District's current general obligation unlimited tax rating of "Aa3"
- 3) Drafting the Preliminary Official Statement and expect to get to market with the Bonds in the next 45 days.

# Karen Western Elementary

SYSTEM <i>RECOMMENDATION DESCRIPTION</i>	<i>Quantity</i>
<b>Site Work</b>	
Mobilization	1
Remove Sidewalk	12,000
Remove Pavement	350
General Grading And Shaping	1
Remove And Replace Unsuitable Material (Assumed)	250
Fly Ash Stabilization (Assumed)	20
Construct 7" PCC Pavement	350
Construct 5" PCC Sidewalk	12,800
Construct Curb Ramp	1
Striping - Parking Lot	100
Sodding	5,000
Landscaping Allowance	1
Utility Relocation Allowance	1
Lighting Allowance	1
<b>Building - Architectural / Structural (38,133 SF)</b>	
KW Commons/gym/classrooms roof	
Check and Replace Vertical Joint Sealants as Needed	1
Add Security Vestibule	1
Replace doorknobs with code compliant door hardware	35
Misc. cabinet repair	1
Repaint Interior	57,200
Replace chalkboards throughout with marker boards	20
Repair various cracks/structural at Conc. A142 & Mech A141	1
Repair cracking at exterior façade concrete	1
Repair ceiling in lower level mech room	60
Replace damaged wood gym doors	1
Grind down concrete at west vestibule	1
Add shelving for Upper Level Storage	100
Repair concrete and paint at coffered overhang.	9,356
Replace carpet throughout building	2,661
Replace misc. stair treads	1
Repair floor slab/vct at Cardinal Square (Commons)	1,480
Tornado shelter	-

<b><u>HVAC</u></b>	
Add make-up air unit to kitchen to offset exhaust from kitchen hoods and dish washer.	
Replace heat pumps with high efficiency heat pumps that include hot gas reheat to address humidity concerns.	
Add outdoor air dampers to heat pump outdoor air duct and/or confirm operation existing damper operation.	
Add two-way control valves to loop water connections at heat pumps and variable frequency controllers to loop pumps to increase energy savings and comply with energy code.	
Review all HVAC temperature control sequences for energy savings options.	
<b><u>Plumbing</u></b>	
Replace domestic water heater and add thermostatic-controlled mixing valve to allow hot water to be stored at 140°F to comply with locals codes.	
Insulate domestic water piping to stop heat loss and comply with energy code.	
Connect appropriate kitchen drains to grease interceptor.	
<b><u>Fire Suppression</u></b>	
Install a new fire suppression system throughout to comply with NFPA and local codes.	
<b><u>Electrical</u></b>	
<b><u>Interior Lighting/Controls</u></b>	
Replace fluorescent light fixtures with new LED fixtures for energy saving sand reduced maintenance.	
Replace metal halide lights in the gymnasium with a reduced quantity of new, high-bay LED luminaires for energy savings, reduced maintenance, and instant-on operation.	
Install occupancy sensors for energy savings and energy code compliance.	
<b><u>Exit and Emergency Lighting</u></b>	
Install additional battery type emergency lighting to comply with current codes.	
<b><u>Exterior Lighting</u></b>	
Install new, LED type wall lights with integral emergency batteries at all required egress exit doors for emergency lighting code compliance.	
Replace soffit and building-mounted metal halide and mercury vapor lights with new LED type for energy savings.	
Replace metal halide pole lights with LED type for energy savings.	
<b><u>Fire Alarm System</u></b>	
Install voice evacuation for the gymnasium per NFPA code and local AHJ requirements.	
<b><u>Telecom Space/Infrastructure</u></b>	
Upgrade cabling infrastructure to Category 6 or higher.	
<b><u>School Intercom</u></b>	

Provide a new two-way intercom system. Provide new call switches and loudspeakers within each classroom and provide new call stations in the main office.	
<b>School Clocks</b>	
Provide a new, wireless GPS clock system with battery powered wireless clocks within the rooms that are linked to the wireless GPS clock transmitter via radio frequency signal. The wireless clock system should be tied into the intercom system so all class tones and clocks are synced.	
<b>Classrooms</b>	
Standard classroom AV systems for K-12 school districts within the area would include installing an interactive classroom AV projector or interactive display within each classroom.	
<b>Gym/Stage Sound System</b>	
The system is functional for its intended purpose; however, it is recommended that the system is updated in the near future for increased AV functionality.	
<b>Electronic Access Control System</b>	
Control and monitor all exterior doors with the access control system.	
<b>Intrusion Detection System</b>	
Provide a new intrusion detection system for the building	
<b>Video Surveillance System</b>	
Install new, IP-based video surveillance system and cameras for the school. Monitor exterior entrances, parking lot, and the playgrounds with cameras.	
<b>Totals</b>	

## Seymour Elementary

SYSTEM RECOMMENDATION DESCRIPTION	Quantity
<b>Site Work</b>	
Mobilization	1
Remove sidewalk	750
General grading and shaping	1
Construct 5" pcc sidewalk	1,270
Construct wall step	1
Sodding	5,000

Landscaping allowance	1
Utility relocation allowance	1
<b>Building (30,575)</b>	
Condensing Unit Brick Screen Wall Needs Repair	1
Exterior Walls, Columns & Foundation Sealant	1
Remodel all classroom sinks, cabinetry and counters	
Move Office to NW corner of building. Existing office changes to Classroom space	4,000
Add Security Vestibule	1
Replace doorknobs with code compliant door hardware	12
Classroom cabinet replacement (11 Classrooms)	176
Miscellenaous cabinet repair	1
Repaint Interior	45,850
Replace chalkboards throughout with marker boards	20
Replace exterior windows	2,870
Repair settlement issues with slab at NE and SE classrooms	1
Replace ATC ceiling tiles throughout bulidling	25265
Replace carpet throughout building	2580
Tornado shelter	-
<b>HVAC</b>	
Review all HVAC temperature control sequences for energy savings options.	
<b>Plumbing</b>	
Replace domestic water headers and add thermostatic-controlled mixing valve to allow hot water to be stored at 140°F to comply with local codes.	
Replace galvanized domestic water piping in the boiler room.	
Replace selected electric water coolers.	
Connect appropriate kitchen drains to grease interceptor.	
<b>Fire Protection</b>	
Install a new fire suppression system throughout to comply with NFPA and local codes.	
<b>Electrical</b>	
<b>Electrical Service/Distribution</b>	
Install new tamper-resistant receptacles in kindergarten, first grade, and second grade classrooms and common-use areas to replace existing plugstrips and existing non-tamper resistant receptacles. Optionally, plug protectors can be installed in plugstrip outlets and standard receptacles.	
<b>Interior Lighting/Controls</b>	
Replace fluorescent light fixtures with new LED fixtures for energy savings and reduced maintenance.	

Replace metal halide lights in the gymnasium with a new high-bay LED luminaires for energy savings, reduced maintenance, and instant-on operation.	
Install occupancy sensors for energy savings and energy code compliance.	
<b><u>Exit and Emergency Lighting</u></b>	
Install new battery-backup emergency lighting to comply with current codes.	
<b><u>Exterior Lighting</u></b>	
Install new LED type wall lights with integral emergency batteries at all required egress exit doors for emergency lighting code compliance.	
Replace building-mounted metal halide lights with new LED type for better lighting control and energy savings.	
Replace metal halide pole lights with LED type for energy savings.	
<b><u>Fire Alarm System</u></b>	
Install a new, addressable fire alarm system with voice evacuation per NFPA code and local AHJ requirements.	
<b><u>Telecom Space/Infrastructure</u></b>	
At the first renovation opportunity, provide a telecom space that is secured, environmentally controlled, and provides the proper electrical and grounding requirements. Upgrade cabling infrastructure to Category 6 or higher.	
<b><u>School Intercom</u></b>	
Provide a new two-way intercom system. Provide new call switches and loudspeakers within each classroom and provide new call stations in the main office.	
<b><u>School Phones</u></b>	
Add phones to all classrooms.	
<b><u>School Clocks</u></b>	
Provide a new, wireless GPS clock system with battery powered wireless clocks within the rooms that are linked to the wireless GPS clock transmitter via radio frequency signal. The wireless clock system should be tied into the intercom system so all class tones and clocks are synced.	
<b><u>Classrooms</u></b>	
It is recommended that the district conduct a planning session to determine the future audiovisual (AV) functionality and requirements. Standard classroom AV systems for K-12 school districts within the area would include installing an interactive classroom AV projector or interactive display within each classroom.	
<b><u>Wireless Access Points</u></b>	
None.	
<b><u>Gym/Stage Sound System</u></b>	

The system is functional for its intended purpose; however, it is recommended that the system be updated in the near future for increased AV functionality.	
<b><u>Electronic Access Control System</u></b>	
Control and monitor all exterior doors with the access control system.	
<b><u>Intrusion Detection System</u></b>	
Provide a new intrusion detection system for the building.	
<b><u>Video Surveillance System</u></b>	
Install new IP-based video surveillance system and cameras for the school. Monitor exterior entrances, plus the parking lot and playgrounds, with cameras.	

## Ralston Middle School

SYSTEM <i>RECOMMENDATION DESCRIPTION</i>	<i>Quantity</i>
<b><u>Site Work</u></b>	
Replace Front Sidewalk Along Lakeview with 4-5' Sidewalk	
Mobilization	1
Remove sidewalk	5,500
Remove pavement	4,800
Remove retaining wall	11
General grading and shaping	1
Remove and replace unsuitable material (assumed)	250
Fly ash stabilization (assumed)	150
Construct 7" pcc pavement	4,650
Construct 5" pcc sidewalk	5,500
Construct curb ramp	4
Striping - parking lot	1,690
Sodding	7,000
Retaining wall 6 foot high	2,550
Landscaping allowance	1
Utility relocation allowance	1
Lighting allowance	1
Replace sagging retaining wall on west side	1
Address exposed dumpsters	1
Add landing/stairs outside east entrance of mech room	1
Address drain issues at west side central courtyard of building	1

Repair stair nosing at east entrance stairs	1
<b>Building - Architectural / Structural</b>	
Improvements to the Upper Gymnasium Ceiling	8,500
Consider Blocking the Corridor Columns	6
Replace rubber stair treads, lower gym	1
Replace main entry, corridor, cafeteria tile	2,100
Replace peeling vinyl throughout School	1
Add security vestibule and renovate portion of office.	2,400
Address cracks/structural in west staircase	1
Replace misc. ATC ceiling tiles	1
Replace gutters	1
Replace dishwasher	1
Address cracking CMU (east wing corridor)	1
Address settlement cracking in Preparation room	1
Misc. masonry repair	1
Replace lockers in entire building	530
Address sound issues in cafeteria	1
Replace furniture in Industrial Technology area	1
Replace stained EIFS on northeast exterior walls	12000
Address roof leak / ceiling tile replacement at southeast corner of building	1
Restore wall surfaces in Art Room	500
Repaint Structure in older Gym	1
Address wall surface at southern wall of Main Gym	2,500
Address CMU cracking at southeast corridor	1
Tornado shelter	-
<b>HVAC</b>	
The heat pumps are close to 20 years old and close to the end of their useful life. Replace heat pumps with high-efficiency units with two-speed compressors and hot gas reheat for humidity control.	
Add two-way control valves to each heat pump condenser water connection and variable frequency controllers to the loop pumps for energy savings.	
A major complaint is high humidity and temperature in the building. The lack of dampers to close off the outdoor air connections at the heat pumps when the spaces are unoccupied is contributing to the high humidity. Add motorized dampers to each outdoor air connection.	
Review all HVAC temperature control sequences for energy savings options.	
Replace or fix plugged air units on east side of building	
<b>Plumbing</b>	
Replace grease interceptor with a concrete-constructed type for longevity.	
Determine sewer gas smell location and address.	
<b>Fire Protection</b>	

None.	
<b>Electrical</b>	
<b>Interior Lighting/Controls</b>	
Replace fluorescent light fixtures with new LED fixtures for energy savings, reduced maintenance, and ease of lighting control.	
Replace metal halide lights in the gymnasium with a new high-bay LED luminaires for energy savings, reduced maintenance, and instant-on operation.	
Install occupancy sensors for energy savings and energy code compliance.	
<b>Exit and Emergency Lighting</b>	
Install additional battery type emergency lighting to comply with current codes.	
<b>Exterior Lighting</b>	
Install new, LED type wall lights with integral emergency batteries at all required egress exit doors for emergency lighting code compliance.	
Replace building-mounted metal halide lights with new LED type for energy savings.	
Replace metal halide pole lights with LED type for energy savings.	
<b>Fire Alarm System</b>	
None	
<b>Telecom Space/Infrastructure</b>	
Update the existing MDF and IDFS to dedicate telecom spaces that are secure, environmentally controlled, and provide the proper electrical and grounding requirements. Upgrade cabling infrastructure to Category 6 or higher.	
<b>School Intercom</b>	
Provide a new two-way intercom system. Provide new call switches and loudspeakers within each classroom and provide new call stations in the main office.	
<b>School Phones</b>	
Add phones to all classrooms.	
<b>Wireless Clock System</b>	
Provide a new, wireless GPS clock system with battery powered wireless clocks within the rooms that are linked to the wireless GPS clock transmitter via radio frequency signal. The wireless clock system should be tied into the intercom system so all bells and clocks are synced.	
<b>Classrooms</b>	
It is recommended that the district conduct a planning session to determine the future audiovisual (AV) functionality and requirements. Standard classroom AV systems for K-12 school districts within the area would include installing an interactive classroom AV projector or interactive display within each classroom.	

<b>Wireless Access Points</b>	
None	
<b>Gym Sound System</b>	
None	
<b>Electronic Access Control System</b>	
Control and monitor all exterior doors with the access control system.	
<b>Intrusion Detection System</b>	
Provide new intrusion detection system for the building.	
<b>Video Surveillance System</b>	
Install new, IP-based video surveillance system and cameras for the school. Monitor exterior entrances, corridor, parking lot, and other common areas with cameras.	
<b>Totals</b>	

## Ralston High School

SYSTEM RECOMMENDATION DESCRIPTION	Quantity
<b>Site Work</b>	
Mobilization	1
Remove sidewalk	43,560
Remove pavement	31,700
General grading and shaping	1
Remove and replace unsuitable material (assumed)	2,000
Fly ash stabilization (assumed)	500
Construct 7" pcc pavement	31,900
Construct 5" pcc sidewalk	43,560
Construct curb ramp	15
Striping - parking lot	14,100
Storm sewer improvements allowance	1
Sodding	100,000
Entry plaza reconstruction allowance	1
Landscaping allowance	1
Utility relocation allowance	1

Lighting allowance	1
Add bollards and landscaping outside cafeteria	1
Track Replacement	0
Improve drainage in and around field	0
Field sinking on visitors side between 30 yard lines	0
New Pressbox / Concessions / Restrooms buliding	1
New Roof on concession stand	1
Home side Grandstand Replacement (1500 Seats)	1
Tennis court top coat - repair seams / resurface (4 Court Battery)	1
Baseball field - Remove and replace fences	0
Baseball field - Improve drainage	0
Baseball Field - Full Replacement (w/lights and outbuilding)	1
Softball field	
<b>Building - Architectural / Structural</b>	
Repair or Replace Exterior Doors (west & east)	
Replace Carpet	6100
Replace toilet stall partions	52
Add partitons for urinals	22
Change rubber floors to VCT in corridors	17500
Replace hand dryers	36
Add sliding window for lighting control room in auditorium	1
Add window(s) between two cafeteria seating areas for better visibility	1
Add window shades to cafeteria seating area for after hours activities (dance)	1000
Replace doors and frames at pool	17
Improve access to pool for visitors	1
Slipping issues where swimmers enter into Pool area (F038)	1
Pool locker rooms - improve showers / toilets	1
Relocate mat hoist in gym	1
Renovate Girls varsity locker rooms	1
Ability to lock down Theater doors from Commons	1
Door Hardware - locks both sides (about half of rooms have them)	40
Replace misc. ceiling tiles throughout building	1
Home economics kitchens are too small for popularity of class.	2000
Address wall deterioration/cracking in vocal room	1
Address water damage on walls in practice gym	1,000
Replace motors and cables for hoops	8
Main gymnasium needs ceiling replaced	20000
Remodel SPEC ED classroom	960
Tornado shelter	1
Add Health Center / Community Flex Space	5,900
Add Auxilliary Gym	
Add Career Academy Addition	0
Culinary / Skilled Trades Renovations	8725

<b><u>HVAC</u></b>	
Add heating water piping to southern portion of the school to eliminate two-pipe system control issues. Modify existing piping in mechanical room to separate chilled and heated water.	
Replace existing air handler serving the band, chorus, metal classroom, and competition gymnasium.	
Modify pool HVAC system to provide year-round dehumidification.	
Replace wood shop finish room ventilation system.	
Replace wood shop duct collector.	
Review all HVAC temperature control sequences for energy savings options.	
<b><u>Plumbing</u></b>	
Install concrete constructed grease interceptor for longevity.	
Replace flush valves with battery sensor flush valves in all Locker Rooms (30 fixtures)	
<b><u>Fire Protection</u></b>	
None	
<b><u>Electrical</u></b>	
<b><u>Interior Lighting/Controls</u></b>	
Replace fluorescent light fixtures with new LED fixtures for energy savings and reduced maintenance.	
Replace metal halide lights in the competition gymnasium with a new high-bay LED luminaires for energy savings, reduced maintenance, and instant-on operation.	
Replace incandescent house lights in the auditorium with new LED downlights.	
Install occupancy sensors for energy savings and energy code compliance.	
<b><u>Exit and Emergency Lighting (Choose One)</u></b>	
In order to eliminate emergency battery testing and maintenance, install an emergency generator and associated automatic transfer switch, lighting panel, and branch circuits to power exit signs and select light fixtures throughout the building.	
<b><u>Exterior Lighting</u></b>	
Replace building-mounted metal halide lights with new LED type for better lighting control and energy savings.	
Add LED wall lights at doors that do not presently have exterior lights.	
<b><u>Track and Field Lighting and Power</u></b>	
If the west stadium is replaced with a new stadium, then the existing electrical panels will need to be replaced with new panels. Panel feeders and circuiting will need to be revised as required. New light fixtures and power devices will be required for concessions, restrooms, and press box.	
<b><u>Telecom Space/Infrastructure</u></b>	
There are no current issues with any telecom room for any changes; however, if additions are added in the future, then telecom rooms might need to be added.	

<b><u>Intercom System</u></b>	
Provide a new two-way intercom system. Provide new call switches and loudspeakers within each classroom and provide new call stations in the main office.	
<b><u>Phone System</u></b>	
Add telecom phones to each classroom and office that require a phone and do not currently have phones.	
<b><u>Wireless Clock System</u></b>	
Provide a new, wireless GPS clock system with battery powered wireless clocks within the rooms that are linked to the wireless GPS clock transmitter via radio frequency signal. The wireless clock system should be tied into the intercom system so all bells and clocks are synced.	
<b><u>Classrooms</u></b>	
It is recommended that the district conduct a planning session to determine the future audiovisual (AV) functionality and requirements. Standard classroom AV systems for K-12 school districts within the area would include installing an interactive classroom AV projector or interactive display within each classroom.	
<b><u>Competition Gym Sound System</u></b>	
Replace the competition gym AV sound system and locate the new equipment rack in a secure area. Provide new speakers throughout the gym and provide AV inputs on both sides of the court for different event layouts.	
<b><u>Track and Field Sound System</u></b>	
Provide a new track and field sound system and speakers within the new concession building. Sound system and speakers will be for both the football field and fields behind the concession box. Add wireless communications system for communications between the sidelines and the press/coaching box.	
<b><u>Electronic Access Control System</u></b>	
Control and monitor all exterior doors with the access control system.	
<b><u>Video Surveillance System</u></b>	
Install new IP based video surveillance system and cameras for the school replacing the existing cameras. Add video surveillance cameras to monitor the track and field areas for general surveillance. Add video surveillance cameras to monitor the parking lots better. Add video surveillance cameras to monitor the competition gym better.	
<b>Totals</b>	

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## 4019 Safety Committee

The school district is committed to providing and maintaining a safe work environment, and to taking reasonable precautions for the safety of the students, employees, visitors, and all others having business with this school district. Every employee district should show concern for the safety of fellow employees, students, and members of the public. The district shall have a safety committee as required by Nebraska law. Members of the safety committee shall be established through the collective bargaining process.

The committee shall adopt and maintain a written injury prevention program. The committee shall participate in the development of safety education, training, and the establishment of safety rules, policies and procedures pursuant to this policy, the district's written injury prevention program, or as otherwise provided by law. Training for employees shall be conducted annually.

The workplace injury prevention and safety committee shall maintain minutes of all meetings and file them in the district office. The committee shall implement accident investigation, record keeping procedures, safety rules, safety and health training, and policies. The district shall maintain records for at least three years, or longer if directed by the Department of Labor.

The committee shall meet at least once every three months or more frequently in the event of an employee complaint or of a job-related injury or death. The workplace injury prevention and safety committee shall keep written minutes of all meetings, and provide a copy to the superintendent or designee who shall maintain the minutes in the district's administrative offices for a period of at least three years, unless otherwise instructed by the Department of Labor.

The workplace injury prevention and safety committee shall develop an injury prevention plan and present it to the board. The plan should be developed and presented in the spirit of employees working together in a cooperative, non-adversarial effort to promote safety at the work sites within the district.

The superintendent or designee shall assure that the safety training for employees is reviewed annually or more frequently, if needed. They shall provide the following, as set forth in the initial written Employer's Injury Prevention Plan:

1. Initial safety orientation on rules, policies, and job specific procedures for new employees.
2. Job specific training for employees before they perform potential hazardous work.
3. Periodic refresher training and dissemination of information on an annual basis, or more frequently if so designated by the administrator, for employees regarding the injury prevention plan of the unit and safety rules, policies, and procedures pertaining to safety within the school district.

In the event of a death in the workplace, the workplace injury prevention and safety committee shall forward to the Department of Labor within 15 working days a copy of any review of the matter made by the workplace injury prevention and safety committee.

The superintendent or designee shall establish or cause to be established record-keeping procedures to control and maintain all accident and injury records pertaining to accidents and injuries within the district or activities under the control of the district. Such records shall be kept for at least three years, or longer if so advised by the Department of Labor.

The workplace injury prevention and safety committee will confer with the district's crisis team and shall review the district's All-Hazard School Safety Plan upon its adoption by the crisis team.

Adopted on: August 15, 2017

Revised on: \_\_\_\_\_

Reviewed on: July 24, 2017

## 4061

### **Workplace or Non-Workplace Injuries or Illness and Return to Work**

**Reporting Workplace Injuries.** Staff members who are injured while performing duties or who witness workplace injuries must report them to the superintendent or superintendent's designee as soon as possible after being injured or witnessing an injury. Staff members must prepare written statements regarding the injuries they sustained or witnessed when they are asked to do so by the school district. Failure to report a workplace injury as a witness will constitute insubordination and neglect of duty and may result in adverse employment action up to and including termination or cancellation of employment. Failure to report workplace injuries may also result in delayed or forfeited benefits to which an employee may otherwise be entitled.

**Returning to Work after Workplace Injuries or Non-Workplace Injuries or Illness.** Staff members whose injuries or illness prevent them from completing any or all of their duties, whether or not incurred at work, may be permitted to continue working or may be offered modified duty positions as required by law or as determined appropriate by the superintendent. This policy does not guarantee a limited or modified assignment during the recovery period unless it is otherwise required by law. The employee may be required to provide a return to work certification or report from their treating physician which delineates any restrictions, modifications, or accommodations needed to allow the employee to perform the essential functions of their position.

**Termination After Workplace Injuries or Illness.** Unless otherwise covered in an individual employment contract, employees may be terminated after suffering a workplace injury or illness when the district has a legitimate, nondiscriminatory reason for doing so. Such reasons include but are not limited to:

- Necessity to fill the position to maintain continuous services as required by law or district policy or standards;
- Performance deficiencies of the employee unrelated to the injury or illness;
- Unavailability of substitute or replacement employees;
- When the absence will negatively impact students' educational experience or opportunities; or
- Any other reason not otherwise prohibited by law.

The district may make such employment determinations regardless of whether the employee has returned to work and regardless of whether a medical professional has certified that the employee has reached maximum medical improvement. In the event the injury or illness lasts beyond the amount of leave time provided by the district and by the Family Medical Leave Act, which is generally no greater than 12 weeks, the employee may be terminated even if the employee remains eligible for Workers' Compensation under state law or short or long-term disability under a policy available through the district. In no event will an employee be terminated as retaliation for filing a Workers' Compensation claim.

**Termination After Non-Workplace Injuries.** Unless otherwise covered in an individual employment contract or prohibited by law, employees who are unable to perform any of the essential functions of their positions with reasonable accommodation(s) due to injury or illness occurring outside of the workplace may be terminated. The employee's position or a similar position will be held open only as required by law, such as the Family Medical Leave Act.



Adopted on: August 15, 2017  
Revised on: \_\_\_\_\_  
Reviewed on: July 28, 2017

## **5005**

### **Transportation of Option Students**

Except as otherwise provided in this policy, in the Option Student Transportation Plan, as amended from time to time, or as otherwise required by law, the parent or legal guardian of an option student shall be responsible for the transportation of the option student. The district may, upon mutual agreement with the parent or legal guardian, provide transportation to the option student on the same basis as provided for resident students. The district may charge the parents or legal guardian of each option student transported a fee sufficient to recover the additional costs of such transportation.

Option students who qualify for free lunches shall be eligible for either free transportation or transportation reimbursement at the statutory rate outlined in Nebraska Statute 79-241(2).

Open enrollment option students who were provided free transportation by the District for school year 2016-2017 shall continue to receive free transportation provided by the district for the duration of the student's status as an open enrollment option student or for the duration of the student's enrollment in a focus program or focus school, unless the student relocates to a school district that would have disqualified the student from receiving free transportation for the 2016-2017 school year.

Transportation for students verified as disabled and having transportation listed as a requirement in their IEP shall be provided transportation services by their resident school district.

Adopted on: January 23, 2017

Revised on:

Reviewed on: January 23, 2017

## **5011**

### **Physical Examination of Students**

In accordance with Nebraska Laws 79-214 and 79-220, the following students shall provide evidence of a physical examination by a qualified healthcare provider:

- All incoming students in the beginner (kindergarten) grade;
- Students in seventh grade; and
- All out-of-state transfer students.

Evidence of a physical examination must be dated no more than six months prior to entrance. If the student's parent(s) or guardian(s) object to a physical examination, they must submit a signed and dated refusal form to the school.

The district is not responsible for the cost of such physical examinations.

No student in grades 7-12 may take part in interscholastic athletics without passing a physical examination as required by the Nebraska State High School Activities Association.

Adopted on: December 11, 2017

Revised on:

Reviewed on:

## **Bill Review Schedule for 2023**

### **January 9**

Samantha  
Mary

### **February 13**

Robin  
Carrie

### **March 13**

Liz  
Anne

### **April 10**

Mary  
Robin

### **May 8**

Carrie  
Liz

### **June 12**

Samantha  
Anne

### **July 10**

Robin  
Mary

### **August 14**

Samantha  
Liz

### **September 11**

Robin  
Carrie

### **October 9**

Liz  
Anne

### **November 13**

Mary  
Samantha

### **December 11**

Carrie  
Anne

**Ralston Public Schools  
Monthly Administrative Update  
Food Service – April, 2023**

<b>RPS Revenue April, 2023</b>		
<b>Cash Sales</b>	Breakfast	\$ 8,237.45
	Lunch	\$ 28,451.45
	Student Ala Carte	\$ 11,483.30
	Adult Ala Carte	\$ 148.50
<b>Reimbursements</b>	Breakfast	\$ 36,916.55
	Lunch	\$ 106,942.37
	Snacks	\$ 1,604.88
	<b>Total</b>	<b>\$ 193,784.50</b>
<b>RPS Expenses</b>	District Labor	\$ 50,000.00
	District Operating Costs	\$ 67.50
	Sodexo	<u>\$ 106,810.10</u>
	<b>Total</b>	<b>\$ 156,877.60</b>
	Credit for Commodities Received	<u>\$ (9,745.81)</u>
	<b>Total Expenses</b>	<b>\$ 147,131.79</b>
<b>RPS</b>		<b>\$ 46,652.71</b>

	<b>22/23 TOTAL MEALS SERVED</b>	<b>22/23 MEALS PER DAY</b>	<b>21/22 TOTAL MEALS SERVED</b>	<b>21/22 MEALS PER DAY</b>
<b>Elementary</b>				
Breakfast	13,827	922	17,054	947
Lunch	19,460	1297	25,256	1403
<b>RMS</b>				
Breakfast	1108	74	1358	75
Lunch	4946	330	7053	392
<b>RHS</b>				
Breakfast	2568	171	4121	229
Lunch	8173	545	10,760	598
<b>RPS Total</b>				
Breakfast	17,503	1167	22,533	1251
Lunch	32,579	2172	43,069	2393

**RPS Free/Reduced  
April, 2022**

**65.1% -----This is up 2% since January 30, 2023**

## April 2023 Events:

Judy participated in Sodexo Servathon where all Sodexo area accounts get together for local service. An afternoon was spent packing food at the Food Bank of the Heartland.

Free breakfast was provided for all students testing at RHS on Sunday, April 16.

Meadows Elementary opened up in the Westside Community Center. This was a lot of work done by a lot of people, and it all worked out well.

Seymour had their annual carnival in April, and the blender bike was part of this event.

Regular monthly training – electrical safety and first aid.  
Total foodservice training time: 16 hours

