

MINUTES
BOARD OF EDUCATION

May 11, 2020

7:30 PM

President Dave Zimmerman called the meeting to order at 7:30 PM with the following members in attendance:

I. Call Meeting to Order

A. Roll Call

Motion to dismiss Emily Shockley from the May board meeting. This motion, made by David Zimmerman and seconded by Angela Meyer, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

B. Notice of Nebraska Open Meetings Act Posted

II. Approval of Minutes from the April 13, 2020, Regular Board Meeting

Motion to approve minutes from the April 13, 2020, Regular Board Meeting. This motion, made by Jim Zvolanek and seconded by Betsy Frerichs, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

III. Communications, Audiences, and Recognitions

A. Public comments will not be received after this period of time. Public comment period is limited to 5 minutes per person and a total of 30 minutes overall.

IV. Financial Statement: Item for Discussion, Consideration, and/or Action

A. Approval of Bills

1. General Fund, Special Building Fund, Depreciation Fund, and Qualified Capital Purpose Undertaking Fund Claims

Motion to approve the general fund, special building fund, depreciation fund, and qualified capitol purpose undertaking fund claims. This motion, made by Betsy Frerichs and seconded by Jim Zvolanek, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

2. Lunch & Activity Claims

V. Support Service

A. Facility Update

B. Personnel Items

C. Technology Update

VI. Administrative and Committee Reports

A. Student Board Member Report

B. Elementary Principal's Report

C. Secondary Principal's Report

D. Superintendent's Report

VII. Items for Discussion, Consideration, and/or Action

A. Set Activity Prices for the 2020-2021 School Year

Motion to keep the activity prices the same as the previous year. This motion, made by Betsy Frerichs and seconded by Carol Pralle, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

B. Set the Annual Student Fees Policy Hearing for June 8, 2020, at 7:10 p.m. in the Gym in Wymore, Nebraska

Set the annual student fees policy hearing for June 8, 2020, at 7:10 p.m. in the gym in Wymore, Nebraska. This motion, made by Carol Pralle and seconded by Jim Zvolanek, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

- C. Set the Annual Parental Involvement Policy Review Hearing and Set the Annual Title I Parental Involvement Policy Review Hearing for June 8, 2020, at 7:20 p.m. in the Gym in Wymore, NE

Motion to set the annual parental involvement policy review hearing and set the annual Title I parental involvement policy review hearing for June 8, 2020, at 7:20 p.m. in the gym in Wymore, NE. This motion, made by Betsy Frerichs and seconded by Carol Pralle, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

- D. Option Enrollment Applications

VIII. Adjournment

Motion to adjourn the meeting at 8:11 p.m. This motion, made by Jim Zvolanek and seconded by Carol Pralle, passed.

Emily Shockley: Absent, Betsy Frerichs: yes, Angela Meyer: yes, Carol Pralle: yes, David Zimmerman: yes, Jim Zvolanek: yes

yes: 5, no: 0, Absent: 1

BY

President of the Board of Education

Of this School District

ATTEST

Secretary of the Board of Education

of this School District

Notice of Regular Board Meeting
May 11, 2020, at 7:30 p.m.
Southern School District #1

Notice is hereby given of a meeting of the Board of Education, Southern School District #1 on May 11, 2020, at 7:30 p.m. at Southern Jr./Sr. High School Gym in Wymore. A current agenda is also available at the office of the Superintendent.

I hereby certify that the above notice was posted in three public places as follows:

Southern Elementary School
Southern Jr./Sr. High School
U.S. Post Office in Wymore

- I. Call Meeting to Order
 - A. Roll Call
 - B. Notice of Nebraska Open Meetings Act Posted
- II. Approval of Minutes from the April 13, 2020, Regular Board Meeting
- III. Communications, Audiences, and Recognitions
 - A. Public comments will not be received after this period of time. Public comment period is limited to 5 minutes per person and a total of 30 minutes overall.
- IV. Financial Statement: Item for Discussion, Consideration, and/or Action
 - A. Approval of Bills
 - B. General Fund, Special Building Fund, Depreciation Fund, and Qualified Capitol Purpose Undertaking Fund Claims
 - C. Lunch and Activity Claims
- V. Support Service
 - A. Facility Update
 - B. Personnel Items
 - C. Technology Update
- VI. Administrative and Committee Reports
 - A. Student Board Member Report
 - B. Elementary Principal's Report
 - C. Secondary Principal's Report
 - D. Superintendent's Report
- VII. Items for Discussion, Consideration, and/or Action
 - A. Set Activity Prices for the 2020-2021 School Year
 - B. Set the Annual Student Fees Policy Hearing for June 8, 2020 at 7:10 p.m. in the Board Room in Wymore, Nebraska
 - C. Set the Annual Parental Involvement Policy Review Hearing and Set the Annual Title I Parental Involvement Policy Review Hearing for June 8, 2020, at 7:20 p.m. in the Board Room in Wymore, Nebraska
 - D. Option Enrollment Applications
- VIII. Adjournment

The next Regular Board meeting is scheduled for 7:30 p.m., June 8, 2020, at Southern Jr./Sr. High School Gym in Wymore. The Board of Education will usually adhere to the sequence of the published agenda, but reserves the right to adjust the order of items if necessary and may elect to amend the agenda as deemed necessary.

NEBRASKA OPEN MEETINGS ACT

84-1407. Act, how cited.

Sections 84-1407 to 84-1414 shall be known and may be cited as the Open Meetings Act.

Source: Laws 2004, LB 821, § 34.

84-1408. Declaration of intent; meetings open to public.

It is hereby declared to be the policy of this state that the formation of public policy is public business and may not be conducted in secret.

Every meeting of a public body shall be open to the public in order that citizens may exercise their democratic privilege of attending and speaking at meetings of public bodies, except as otherwise provided by the Constitution of Nebraska, federal statutes, and the Open Meetings Act.

Source: Laws 1975, LB 325, § 1; Laws 1996, LB 900, § 1071; Laws 2004, LB 821, § 35.

Annotations

- Nebraska's public meetings laws do not apply to school board deliberations pertaining solely to disputed adjudicative facts. *McQuinn v. Douglas Cty. Sch. Dist. No. 66*, 259 Neb. 720, 612 N.W.2d 198 (2000).
- The primary purpose of the public meetings law is to ensure that public policy is formulated at open meetings. *Marks v. Judicial Nominating Comm.*, 236 Neb. 429, 461 N.W.2d 551 (1990).
- The public meetings law is broadly interpreted and liberally construed to obtain the objective of openness in favor of the public, and provisions permitting closed sessions must be narrowly and strictly construed. *Grein v. Board of Education of Fremont*, 216 Neb. 158, 343 N.W.2d 718 (1984).
- A county board of equalization is a public body whose meetings shall be open to the public. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).

84-1409. Terms, defined.

For purposes of the Open Meetings Act, unless the context otherwise requires:

(1)(a) Public body means (i) governing bodies of all political subdivisions of the State of Nebraska, (ii) governing bodies of all agencies, created by the Constitution of Nebraska, statute, or otherwise pursuant to law, of the executive department of the State of Nebraska, (iii) all independent boards, commissions, bureaus, committees, councils, subunits, or any other bodies created by the Constitution of Nebraska, statute, or otherwise pursuant to law, (iv) all study or

advisory committees of the executive department of the State of Nebraska whether having continuing existence or appointed as special committees with limited existence, (v) advisory committees of the bodies referred to in subdivisions (i), (ii), and (iii) of this subdivision, and (vi) instrumentalities exercising essentially public functions; and

(b) Public body does not include (i) subcommittees of such bodies unless a quorum of the public body attends a subcommittee meeting or unless such subcommittees are holding hearings, making policy, or taking formal action on behalf of their parent body, except that all meetings of any subcommittee established under section 81-15,175 are subject to the Open Meetings Act, and (ii) entities conducting judicial proceedings unless a court or other judicial body is exercising rulemaking authority, deliberating, or deciding upon the issuance of administrative orders;

(2) Meeting means all regular, special, or called meetings, formal or informal, of any public body for the purposes of briefing, discussion of public business, formation of tentative policy, or the taking of any action of the public body; and

(3) Videoconferencing means conducting a meeting involving participants at two or more locations through the use of audio-video equipment which allows participants at each location to hear and see each meeting participant at each other location, including public input. Interaction between meeting participants shall be possible at all meeting locations.

Source: Laws 1975, LB 325, § 2; Laws 1983, LB 43, § 1; Laws 1989, LB 429, § 42; Laws 1989, LB 311, § 14; Laws 1992, LB 1019, § 124; Laws 1993, LB 635, § 1; Laws 1996, LB 1044, § 978; Laws 1997, LB 798, § 37; Laws 2004, LB 821, § 36; Laws 2007, LB296, § 810; Laws 2011, LB366, § 2.

Annotations

- A township is a political subdivision, and as such, a township board is subject to the provisions of the public meetings laws. *Steenblock v. Elkhorn Township Bd.*, 245 Neb. 722, 515 N.W.2d 128 (1994).
- A county agricultural society is a public body to which the provisions of the Nebraska public meetings law are applicable. *Nixon v. Madison Co. Ag. Soc'y*, 217 Neb. 37, 348 N.W.2d 119 (1984).
- Failure by a public governing body, as defined under section 84-1409, R.R.S.1943, to take and record a roll call vote on an action, as required by section 84-1413(2), R.S.Supp.,1980, grants any citizen the right to sue for the purpose of having the action declared void. In this case such failure could not be later corrected by a nunc pro tunc order because there was no showing that a roll call vote on the disputed action was actually taken, and even if it was the record showed it was not recorded until over a year later. Sections 23-1301, R.R.S.1943, and 23-1302, R.R.S.1943, make it the duty of the county clerk to record proceedings of the board of county commissioners. *State ex rel. Schuler v. Dunbar*, 208 Neb. 69, 302 N.W.2d 674 (1981).

- As an administrative agency of the county, a county board of equalization is a public body. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).
- The electors of a township at their annual meeting are a public body under the Open Meetings Act. *State ex rel. Newman v. Columbus Township Bd.*, 15 Neb. App. 656, 735 N.W.2d 399 (2007).
- The meeting at issue in this case was a "meeting" within the parameters of subsection (2) of this section because it involved the discussion of public business, the formation of tentative policy, or the taking of any action of the public power district. *Hansmeyer v. Nebraska Pub. Power Dist.*, 6 Neb. App. 889, 578 N.W.2d 476 (1998).
- Informational sessions in which the governmental body hears reports are briefings. *Johnson v. Nebraska Environmental Control Council*, 2 Neb. App. 263, 509 N.W.2d 21 (1993).

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

(1) Any public body may hold a closed session by the affirmative vote of a majority of its voting members if a closed session is clearly necessary for the protection of the public interest or for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. The subject matter and the reason necessitating the closed session shall be identified in the motion to close. Closed sessions may be held for, but shall not be limited to, such reasons as:

- (a) Strategy sessions with respect to collective bargaining, real estate purchases, pending litigation, or litigation which is imminent as evidenced by communication of a claim or threat of litigation to or by the public body;
- (b) Discussion regarding deployment of security personnel or devices;
- (c) Investigative proceedings regarding allegations of criminal misconduct;
- (d) Evaluation of the job performance of a person when necessary to prevent needless injury to the reputation of a person and if such person has not requested a public meeting;
- (e) For the Community Trust created under section 81-1801.02, discussion regarding the amounts to be paid to individuals who have suffered from a tragedy of violence or natural disaster; or
- (f) For public hospitals, governing board peer review activities, professional review activities, review and discussion of medical staff investigations or disciplinary actions, and any strategy session concerning transactional negotiations with any referral source that is required by federal law to be conducted at arms length.

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

(2) The vote to hold a closed session shall be taken in open session. The entire motion, the vote of each member on the question of holding a closed session, and the time when the closed session commenced and concluded shall be recorded in the minutes. If the motion to close passes, then the presiding officer immediately prior to the closed session shall restate on the record the limitation of the subject matter of the closed session. The public body holding such a closed session shall restrict its consideration of matters during the closed portions to only those purposes set forth in the motion to close as the reason for the closed session. The meeting shall be reconvened in open session before any formal action may be taken. For purposes of this section, formal action shall mean a collective decision or a collective commitment or promise to make a decision on any question, motion, proposal, resolution, order, or ordinance or formation of a position or policy but shall not include negotiating guidance given by members of the public body to legal counsel or other negotiators in closed sessions authorized under subdivision (1)(a) of this section.

(3) Any member of any public body shall have the right to challenge the continuation of a closed session if the member determines that the session has exceeded the reason stated in the original motion to hold a closed session or if the member contends that the closed session is neither clearly necessary for (a) the protection of the public interest or (b) the prevention of needless injury to the reputation of an individual. Such challenge shall be overruled only by a majority vote of the members of the public body. Such challenge and its disposition shall be recorded in the minutes.

(4) Nothing in this section shall be construed to require that any meeting be closed to the public. No person or public body shall fail to invite a portion of its members to a meeting, and no public body shall designate itself a subcommittee of the whole body for the purpose of circumventing the Open Meetings Act. No closed session, informal meeting, chance meeting, social gathering, email, fax, or other electronic communication shall be used for the purpose of circumventing the requirements of the act.

(5) The act does not apply to chance meetings or to attendance at or travel to conventions or workshops of members of a public body at which there is no meeting of the body then intentionally convened, if there is no vote or other action taken regarding any matter over which the public body has supervision, control, jurisdiction, or advisory power.

Source: Laws 1975, LB 325, § 3; Laws 1983, LB 43, § 2; Laws 1985, LB 117, § 1; Laws 1992, LB 1019, § 125; Laws 1994, LB 621, § 1; Laws 1996, LB 900, § 1072; Laws 2004, LB 821, § 37; Laws 2004, LB 1179, § 1; Laws 2006, LB 898, § 1; Laws 2011, LB390, § 29; Laws 2012, LB995, § 17.

Annotations

- There is no absolute discovery privilege for communications that occur during a closed session. *State ex rel. Upper Republican NRD v. District Judges*, 273 Neb. 148, 728 N.W.2d 275 (2007).
- If a person present at a meeting observes a public meetings law violation in the form of an improper closed session and fails to object, that person waives his or her right to object at a later date. *Wasikowski v. Nebraska Quality Jobs Bd.*, 264 Neb. 403, 648 N.W.2d 756 (2002).
- The public interest mentioned in this section is that shared by citizens in general and by the community at large concerning pecuniary or legal rights and liabilities. *Grein v. Board of Education*, 216 Neb. 158, 343 N.W.2d 718 (1984).
- Hearing in closed executive session was contrary to this section since there was no showing of necessity or reason under subdivision (1)(a), (b), or (c), but did not result in reversal of board decision. *Simonds v. Board of Examiners*, 213 Neb. 259, 329 N.W.2d 92 (1983).
- Negotiations for the purchase of land need not be conducted at an open meeting but the deliberations of a city council as to whether an offer to purchase real estate should be made should take place in an open meeting. *Pokorny v. City of Schuyler*, 202 Neb. 334, 275 N.W.2d 281 (1979).
- Public meeting law was not violated where the Board of Regents of the University of Nebraska voted to hold a closed session to consider the university president's resignation, and also discussed the appointment of an interim president during such session. *Meyer v. Board of Regents*, 1 Neb. App. 893, 510 N.W.2d 450 (1993).

84-1411. Meetings of public body; notice; contents; when available; right to modify; duties concerning notice; videoconferencing or telephone conferencing authorized; emergency meeting without notice; appearance before public body.

(1) Each public body shall give reasonable advance publicized notice of the time and place of each meeting by a method designated by each public body and recorded in its minutes. Such notice shall be transmitted to all members of the public body and to the public. Such notice shall contain an agenda of subjects known at the time of the publicized notice or a statement that the agenda, which shall be kept continually current, shall be readily available for public inspection at the principal office of the public body during normal business hours. Agenda items shall be sufficiently descriptive to give the public reasonable notice of the matters to be considered at the meeting. Except for items of an emergency nature, the agenda shall not be altered later than (a) twenty-four hours before the scheduled commencement of the meeting or (b) forty-eight hours before the scheduled commencement of a meeting of a city council or village board scheduled outside the corporate limits of the municipality. The public body shall have the right to modify the agenda to include items of an emergency nature only at such public meeting.

(2) A meeting of a state agency, state board, state commission, state council, or state committee, of an advisory committee of any such state entity, of an organization created under the Interlocal

Cooperation Act, the Joint Public Agency Act, or the Municipal Cooperative Financing Act, of the governing body of a public power district having a chartered territory of more than one county in this state, of the governing body of a public power and irrigation district having a chartered territory of more than one county in this state, of a board of an educational service unit, of the Educational Service Unit Coordinating Council, of the governing body of a risk management pool or its advisory committees organized in accordance with the Intergovernmental Risk Management Act, or of a community college board of governors may be held by means of videoconferencing or, in the case of the Judicial Resources Commission in those cases specified in section 24-1204, by telephone conference, if:

- (a) Reasonable advance publicized notice is given;
- (b) Reasonable arrangements are made to accommodate the public's right to attend, hear, and speak at the meeting, including seating, recordation by audio or visual recording devices, and a reasonable opportunity for input such as public comment or questions to at least the same extent as would be provided if videoconferencing or telephone conferencing was not used;
- (c) At least one copy of all documents being considered is available to the public at each site of the videoconference or telephone conference;
- (d) At least one member of the state entity, advisory committee, board, council, or governing body is present at each site of the videoconference or telephone conference, except that a member of an organization created under the Interlocal Cooperation Act that sells electricity or natural gas at wholesale on a multistate basis, an organization created under the Municipal Cooperative Financing Act, or a governing body of a risk management pool or an advisory committee of such organization or pool may designate a nonvoting designee, who shall not be included as part of the quorum, to be present at any site; and
- (e)(i) Except as provided in subdivision (2)(e)(ii) of this section, no more than one-half of the state entity's, advisory committee's, board's, council's, or governing body's meetings in a calendar year are held by videoconference or telephone conference; or
- (ii) In the case of an organization created under the Interlocal Cooperation Act that sells electricity or natural gas at wholesale on a multistate basis or an organization created under the Municipal Cooperative Financing Act, such organization holds at least one meeting each calendar year that is not by videoconferencing or telephone conferencing.

Videoconferencing, telephone conferencing, or conferencing by other electronic communication shall not be used to circumvent any of the public government purposes established in the Open Meetings Act.

(3) A meeting of a board of an educational service unit, of the Educational Service Unit Coordinating Council, of the governing body of an entity formed under the Interlocal Cooperation Act, the Joint Public Agency Act, or the Municipal Cooperative Financing Act, of the governing body of a risk management pool or its advisory committees organized in accordance with the Intergovernmental Risk Management Act, of a community college board of governors, of the governing body of a public power district, of the governing body of a public

power and irrigation district, or of the Nebraska Brand Committee may be held by telephone conference call if:

(a) The territory represented by the educational service unit, member educational service units, community college board of governors, public power district, public power and irrigation district, Nebraska Brand Committee, or member public agencies of the entity or pool covers more than one county;

(b) Reasonable advance publicized notice is given which identifies each telephone conference location at which there will be present: (i) A member of the educational service unit board, council, community college board of governors, governing body of a public power district, governing body of a public power and irrigation district, Nebraska Brand Committee, or entity's or pool's governing body; or (ii) A nonvoting designee designated under subdivision (3)(f) of this section;

(c) All telephone conference meeting sites identified in the notice are located within public buildings used by members of the educational service unit board, council, community college board of governors, governing body of the public power district, governing body of the public power and irrigation district, Nebraska Brand Committee, or entity or pool or at a place which will accommodate the anticipated audience;

(d) Reasonable arrangements are made to accommodate the public's right to attend, hear, and speak at the meeting, including seating, recordation by audio recording devices, and a reasonable opportunity for input such as public comment or questions to at least the same extent as would be provided if a telephone conference call was not used;

(e) At least one copy of all documents being considered is available to the public at each site of the telephone conference call;

(f) At least one member of the educational service unit board, council, community college board of governors, governing body of the public power district, governing body of the public power and irrigation district, Nebraska Brand Committee, or governing body of the entity or pool is present at each site of the telephone conference call identified in the public notice, except that a member of an organization created under the Interlocal Cooperation Act that sells electricity or natural gas at wholesale on a multistate basis, an organization created under the Municipal Cooperative Financing Act, or a governing body of a risk management pool or an advisory committee of such organization or pool may designate a nonvoting designee, who shall not be included as part of the quorum, to be present at any site;

(g) The telephone conference call lasts no more than five hours; and

(h) No more than one-half of the board's, council's, governing body's, committee's, entity's, or pool's meetings in a calendar year are held by telephone conference call, except that:

(i) The governing body of a risk management pool that meets at least quarterly and the advisory committees of the governing body may each hold more than one-half of its meetings by

telephone conference call if the governing body's quarterly meetings are not held by telephone conference call or videoconferencing; and

(ii) An organization created under the Interlocal Cooperation Act that sells electricity or natural gas at wholesale on a multistate basis or an organization created under the Municipal Cooperative Financing Act may hold more than one-half of its meetings by telephone conference call if the organization holds at least one meeting each calendar year that is not by videoconferencing or telephone conference call.

Nothing in this subsection shall prevent the participation of consultants, members of the press, and other nonmembers of the governing body at sites not identified in the public notice. Telephone conference calls, emails, faxes, or other electronic communication shall not be used to circumvent any of the public government purposes established in the Open Meetings Act.

(4) The secretary or other designee of each public body shall maintain a list of the news media requesting notification of meetings and shall make reasonable efforts to provide advance notification to them of the time and place of each meeting and the subjects to be discussed at that meeting.

(5) When it is necessary to hold an emergency meeting without reasonable advance public notice, the nature of the emergency shall be stated in the minutes and any formal action taken in such meeting shall pertain only to the emergency. Such emergency meetings may be held by means of electronic or telecommunication equipment. The provisions of subsection (4) of this section shall be complied with in conducting emergency meetings. Complete minutes of such emergency meetings specifying the nature of the emergency and any formal action taken at the meeting shall be made available to the public by no later than the end of the next regular business day.

(6) A public body may allow a member of the public or any other witness other than a member of the public body to appear before the public body by means of video or telecommunications equipment.

Source:Laws 1975, LB 325, § 4; Laws 1983, LB 43, § 3; Laws 1987, LB 663, § 25; Laws 1993, LB 635, § 2; Laws 1996, LB 469, § 6; Laws 1996, LB 1161, § 1; Laws 1999, LB 47, § 2; Laws 1999, LB 87, § 100; Laws 1999, LB 461, § 1; Laws 2000, LB 968, § 85; Laws 2004, LB 821, § 38; Laws 2004, LB 1179, § 2; Laws 2006, LB 898, § 2; Laws 2007, LB199, § 9; Laws 2009, LB361, § 2; Laws 2012, LB735, § 1; Laws 2013, LB510, § 1; Laws 2017, LB318, § 1; Laws 2019, LB212, § 5.

Effective Date: September 1, 2019

Cross References

- **Intergovernmental Risk Management Act**, see section 44-4301.
- **Interlocal Cooperation Act**, see section 13-801.
- **Joint Public Agency Act**, see section 13-2501.
- **Municipal Cooperative Financing Act**, see section 18-2401.

Annotations

- Under subsection (1) of this section, the Legislature has imposed only two conditions on the public body's notification method of a public meeting: (1) It must give reasonable advance publicized notice of the time and place of each meeting and (2) it must be recorded in the public body's minutes. *City of Elkhorn v. City of Omaha*, 272 Neb. 867, 725 N.W.2d 792 (2007).
- An emergency is "(a)ny event or occasional combination of circumstances which calls for immediate action or remedy; pressing necessity; exigency; a sudden or unexpected happening; an unforeseen occurrence or condition." *Steenblock v. Elkhorn Township Bd.*, 245 Neb. 722, 515 N.W.2d 128 (1994).
- An agenda which gives reasonable notice of the matters to be considered at a meeting of a city council complies with the requirements of this section. *Pokorny v. City of Schuyler*, 202 Neb. 334, 275 N.W.2d 281 (1979).
- When notice is required, a notice of a special meeting of a city council posted in three public places at 10:00 p.m. on the day preceding the meeting is not reasonable advance publicized notice of a meeting as is required by this section. *Pokorny v. City of Schuyler*, 202 Neb. 334, 275 N.W.2d 281 (1979).
- Teacher waived right to object to lack of public notice in board of education employment hearing by voluntary participation in the hearing without objection. *Alexander v. School Dist. No. 17*, 197 Neb. 251, 248 N.W.2d 335 (1976).
- A county board of commissioners and a county board of equalization are not required to give separate notices when the notice states only the time and place that the boards meet and directs a citizen to where the agendas for each board can be found. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).
- A county board of equalization is a public body which is required to give advanced publicized notice of its meetings. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).
- Notice of recessed and reconvened meetings must be given in the same fashion as the original meeting. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).
- True notice of a meeting is not given by burying such in the minutes of a prior board proceeding. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).
- An agenda notice which merely stated "work order reports" was an inadequate notice under this section because it did not give interested persons knowledge that plans for a 345 kv transmission line through the district was going to be discussed and voted upon at the meeting. Inadequate agenda notice under this section meant there was a substantial violation of the public meeting laws; however, later actions by the board of directors cured the defects in notice, and such actions were in substantial compliance with the statute. *Hansmeyer v. Nebraska Pub. Power Dist.*, 6 Neb. App. 889, 578 N.W.2d 476 (1998).

84-1412. Meetings of public body; rights of public; public body; powers and duties.

(1) Subject to the Open Meetings Act, the public has the right to attend and the right to speak at meetings of public bodies, and all or any part of a meeting of a public body, except for closed sessions called pursuant to section 84-1410, may be videotaped, televised, photographed, broadcast, or recorded by any person in attendance by means of a tape recorder, camera, video equipment, or any other means of pictorial or sonic reproduction or in writing.

(2) It shall not be a violation of subsection (1) of this section for any public body to make and enforce reasonable rules and regulations regarding the conduct of persons attending, speaking at, videotaping, televising, photographing, broadcasting, or recording its meetings. A body may not be required to allow citizens to speak at each meeting, but it may not forbid public participation at all meetings.

(3) No public body shall 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. The body may require any member of the public desiring to address the body to identify himself or herself.

(4) No public body shall, for the purpose of circumventing the Open Meetings Act, hold a meeting in a place known by the body to be too small to accommodate the anticipated audience.

(5) No public body shall be deemed in violation of this section if it holds its meeting in its traditional meeting place which is located in this state.

(6) No public body shall be deemed in violation of this section if it holds a meeting outside of this state if, but only if:

(a) A member entity of the public body is located outside of this state and the meeting is in that member's jurisdiction;

(b) All out-of-state locations identified in the notice are located within public buildings used by members of the entity or at a place which will accommodate the anticipated audience;

(c) Reasonable arrangements are made to accommodate the public's right to attend, hear, and speak at the meeting, including making a telephone conference call available at an in-state location to members, the public, or the press, if requested twenty-four hours in advance;

(d) No more than twenty-five percent of the public body's meetings in a calendar year are held out-of-state;

(e) Out-of-state meetings are not used to circumvent any of the public government purposes established in the Open Meetings Act;

(f) Reasonable arrangements are made to provide viewing at other instate locations for a videoconference meeting if requested fourteen days in advance and if economically and reasonably available in the area; and

(g) The public body publishes notice of the out-of-state meeting at least twenty-one days before the date of the meeting in a legal newspaper of statewide circulation.

(7) The public body shall, upon request, make a reasonable effort to accommodate the public's right to hear the discussion and testimony presented at the meeting.

(8) Public bodies shall make available at the meeting or the instate location for a telephone conference call or videoconference, for examination and copying by members of the public, at least one copy of all reproducible written material to be discussed at an open meeting. Public bodies shall make available at least one current copy of the Open Meetings Act posted in the meeting room at a location accessible to members of the public. At the beginning of the meeting, the public shall be informed about the location of the posted information.

Source: Laws 1975, LB 325, § 5; Laws 1983, LB 43, § 4; Laws 1985, LB 117, § 2; Laws 1987, LB 324, § 5; Laws 1996, LB 900, § 1073; Laws 2001, LB 250, § 2; Laws 2004, LB 821, § 39; Laws 2006, LB 898, § 3; Laws 2008, LB962, § 1.

Annotations

- To preserve an objection that a public body failed to make documents available at a public meeting as required by subsection (8) of this section, a person who attends a public meeting must not only object to the violation, but must make that objection to the public body or to a member of the public body. *Stoetzel & Sons v. City of Hastings*, 265 Neb. 637, 658 N.W.2d 636 (2003).

84-1413. Meetings; minutes; roll call vote; secret ballot; when.

(1) Each public body shall keep minutes of all meetings showing the time, place, members present and absent, and the substance of all matters discussed.

(2) Any action taken on any question or motion duly moved and seconded shall be by roll call vote of the public body in open session, and the record shall state how each member voted or if the member was absent or not voting. The requirements of a roll call or viva voce vote shall be satisfied by a public body which utilizes an electronic voting device which allows the yeas and nays of each member of such public body to be readily seen by the public.

(3) The vote to elect leadership within a public body may be taken by secret ballot, but the total number of votes for each candidate shall be recorded in the minutes.

(4) The minutes of all meetings and evidence and documentation received or disclosed in open session shall be public records and open to public inspection during normal business hours.

(5) Minutes shall be written, except as provided in subsection (6) of this section, and available for inspection within ten working days or prior to the next convened meeting, whichever occurs earlier, except that cities of the second class and villages may have an additional ten working days if the employee responsible for writing the minutes is absent due to a serious illness or emergency.

(6) Minutes of the meetings of the board of a school district or educational service unit may be kept as an electronic record.

Source: Laws 1975, LB 325, § 6; Laws 1978, LB 609, § 3; Laws 1979, LB 86, § 9; Laws 1987, LB 663, § 26; Laws 2005, LB 501, § 1; Laws 2009, LB361, § 3; Laws 2015, LB365, § 2; Laws 2016, LB876, § 1.

Annotations

- If a person present at a meeting observes and fails to object to an alleged public meetings laws violation in the form of a failure to conduct rollcall votes before taking actions on questions or motions pending, that person waives his or her right to object at a later date. *Hauser v. Nebraska Police Stds. Adv. Council*, 264 Neb. 944, 653 N.W.2d 240 (2002).
- Subsection (2) of this section does not require the record to state that the vote was by roll call, but requires only that the record show if and how each member voted. Neither does the statute set a time limit for recording the results of a vote, after which no corrections of the record can be made. If no intervening rights of third persons have arisen, a board of county commissioners has power to correct the record of the proceedings had at a previous meeting so as to make them speak the truth, particularly where the correction supplies some omitted fact or action and is done not to contradict or change the original record but to have the record show that a certain action was taken or thing done, which the original record fails to show. *State ex rel. Schuler v. Dunbar*, 214 Neb. 85, 333 N.W.2d 652 (1983).
- Failure by a public governing body, as defined under section 84-1409, R.R.S.1943, to take and record a roll call vote on an action, as required by section 84-1413(2), R.S.Supp.,1980, grants any citizen the right to sue for the purpose of having the action declared void. In this case such failure could not be later corrected by a nunc pro tunc order because there was no showing that a roll call vote on the disputed action was actually taken, and even if it was the record showed it was not recorded until over a year later. Sections 23-1301, R.R.S.1943, and 23-1302, R.R.S.1943, make it the duty of the county clerk to record proceedings of the board of county commissioners. *State ex rel. Schuler v. Dunbar*, 208 Neb. 69, 302 N.W.2d 674 (1981).
- There is no requirement that a public body make a record of where notice was published or posted. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).

84-1414. Unlawful action by public body; declared void or voidable by district court; when; duty to enforce open meeting laws; citizen's suit; procedure; violations; penalties.

(1) Any motion, resolution, rule, regulation, ordinance, or formal action of a public body made or taken in violation of the Open Meetings Act shall be declared void by the district court if the suit is commenced within one hundred twenty days of the meeting of the public body at which the alleged violation occurred. Any motion, resolution, rule, regulation, ordinance, or formal action of a public body made or taken in substantial violation of the Open Meetings Act shall be voidable by the district court if the suit is commenced more than one hundred twenty days after but within one year of the meeting of the public body in which the alleged violation occurred. A suit to void any final action shall be commenced within one year of the action.

(2) The Attorney General and the county attorney of the county in which the public body ordinarily meets shall enforce the Open Meetings Act.

(3) Any citizen of this state may commence a suit in the district court of the county in which the public body ordinarily meets or in which the plaintiff resides for the purpose of requiring compliance with or preventing violations of the Open Meetings Act, for the purpose of declaring an action of a public body void, or for the purpose of determining the applicability of the act to discussions or decisions of the public body. It shall not be a defense that the citizen attended the meeting and failed to object at such time. The court may order payment of reasonable attorney's fees and court costs to a successful plaintiff in a suit brought under this section.

(4) Any member of a public body who knowingly violates or conspires to violate or who attends or remains at a meeting knowing that the public body is in violation of any provision of the Open Meetings Act shall be guilty of a Class IV misdemeanor for a first offense and a Class III misdemeanor for a second or subsequent offense.

Source: Laws 1975, LB 325, § 9; Laws 1977, LB 39, § 318; Laws 1983, LB 43, § 5; Laws 1992, LB 1019, § 126; Laws 1994, LB 621, § 2; Laws 1996, LB 900, § 1074; Laws 2004, LB 821, § 40; Laws 2006, LB 898, § 4.

Annotations

- The Legislature has granted standing to a broad scope of its citizens for the very limited purpose of challenging meetings allegedly in violation of the Open Meetings Act, so that they may help police the public policy embodied by the act. *Schauer v. Grooms*, 280 Neb. 426, 786 N.W.2d 909 (2010).
- Any citizen of the state may commence an action to declare a public body's action void. *City of Elkhorn v. City of Omaha*, 272 Neb. 867, 725 N.W.2d 792 (2007).
- The reading of ordinances constitutes a formal action under subsection (1) of this section. *City of Elkhorn v. City of Omaha*, 272 Neb. 867, 725 N.W.2d 792 (2007).

- If a person present at a meeting observes a public meetings law violation in the form of an improper closed session and fails to object, that person waives his or her right to object at a later date. *Wasikowski v. Nebraska Quality Jobs Bd.*, 264 Neb. 403, 648 N.W.2d 756 (2002).
- Under the Public Meetings Act, a county lacks capacity to maintain an action to declare its official conduct "void" for noncompliance with the act. *County of York v. Johnson*, 230 Neb. 403, 432 N.W.2d 215 (1988).
- When a petitioner under this section is successful in the district court, that court may allow attorney fees. *Tracy Corp. II v. Nebraska Pub. Serv. Comm.*, 218 Neb. 900, 360 N.W.2d 485 (1984).
- Informal discussions between the Tax Commissioner and the State Board of Equalization in which instructions were clarified, with such clarification leading to the amendment of hearing notices, did not constitute a public meeting subject to the provisions of this section. *Box Butte County v. State Board of Equalization and Assessment*, 206 Neb. 696, 295 N.W.2d 670 (1980).
- The right to collaterally attack an order made in contravention of the Public Meeting Act must occur within a period of one year as is specifically provided by this section. *Witt v. School District No. 70*, 202 Neb. 63, 273 N.W.2d 669 (1979).
- Statutory change, requiring "publicized notice" for board of education employment hearings, occurring between dates meeting scheduled and conducted, held not to void proceedings. *Alexander v. School Dist. No. 17*, 197 Neb. 251, 248 N.W.2d 335 (1976).
- Voiding an entire meeting is a proper remedy for violations of the Open Meetings Act. Once a meeting has been declared void pursuant to Nebraska's public meetings law, board members are prohibited from considering any information obtained at the illegal meeting. *Wolf v. Grubbs*, 17 Neb. App. 292, 759 N.W.2d 499 (2009).
- Actions by the board of directors were merely voidable under this section, and not void. Pursuant to subsection (3) of this section, the plaintiffs were awarded partial attorney fees because they were successful in having the court declare that the board of directors was in substantial violation of the statute, even though the plaintiffs did not get the relief requested of having the board's actions declared void. *Hansmeyer v. Nebraska Pub. Power Dist.*, 6 Neb. App. 889, 578 N.W.2d 476 (1998).

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Source: http://nebraskalegislature.gov/laws/display_html.php?begin_section=84-1407&end_section=84-1414

Date: July 2019

MINUTES
BOARD OF EDUCATION
April 13, 2020
7:30 PM

I. Call Meeting to Order

President Dave Zimmerman called the meeting to order at 7:30 p.m. and the following members were present: Angela Meyer, Betsy Frerichs, Carol Pralle, Dave Zimmerman, Emily Shockley, and Jim Zvolanek. The following administrator was present: Christopher Prososki.

Reasonable advance publicized notice of the meeting was given according to law by publishing, a designated method for giving notice of the school district. Reasonable advance notice was simultaneously given to board members and a copy of their acknowledgement of receipt of notice and the agenda attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

I.A. Roll Call

I.B. Notice of Nebraska Open Meetings Act Posted

President Dave Zimmerman announced that a complete copy of the Nebraska Open Meetings Act is posted on the gym wall.

II. Approval of Minutes from the March 19, 2020, Special Board Meeting

Motion to approve minutes from the March 19, 2020, Special Board Meeting. This motion, made by Betsy Frerichs and seconded by Jim Zvolanek, passed.

yes: 6, no: 0

III. Communications, Audiences, and Recognitions

Dave Zimmerman read a public comment statement that was emailed to him from Ginger Riggs. She recommended that the school board pay 9/10-month staff for the remainder of the 2019-2020 school year.

III.A. Public comments will not be received after this period of time. Public comment period is limited to 5 minutes per person and a total of 30 minutes overall.

IV. Financial Statement: Item for Discussion, Consideration, and/or Action

C.D. Bids for the month were as follows:

Security First Bank, Blue Springs Special Funds: 1.80%

Wymore State Bank, Special Funds: 1.27%

Dr. Prososki noted that we are seven months into the fiscal year and the district has received 66% of its revenue and the district has spent 57% of its overall budget. Dr. Prososki gave the school board an update on the Coronavirus Aid, Relief, and Economic Security (CARES) Act, which provides \$2.2 trillion dollars in aid from the federal government. Part of this bill covers the stimulus checks that will go out to Americans based on their income levels. Another component

of the CARES Act provides \$30.75 billion in emergency aid to help early learning, elementary, secondary, and postsecondary institutions address the COVID-19 pandemic. The dedicated funding will be distributed by the U.S. Department of Education through three independent programs: (1) the Governor's Emergency Education Relief Fund (\$3 billion); (2) the Elementary and Secondary School Emergency Relief Fund (\$13.5 billion); and (3) the Higher Education Emergency Relief Fund (\$14.25 billion). Based on preliminary numbers, Nebraska schools will receive around 60 million dollars under Elementary and Secondary School Emergency Relief Fund. Southern is set to receive around \$80,000 and Dr. Prosocki noted, pending what these funds can be used on, he wants to put half of the proceeds in the district's unemployment account and the other half in the district's cash reserve because of the financial uncertainty the district faces related to the COVID-19 pandemic.

IV.A. Approval of Bills

IV.A.1. General Fund, Special Building Fund, Depreciation Fund, and Qualified Capital Purpose Undertaking Fund Claims

Motion to approve the general fund, special building fund, depreciation fund, and qualified capitol purpose undertaking fund claims. This motion, made by Emily Shockley and seconded by Angela Meyer, passed.

yes: 6, no: 0

IV.A.2. Lunch & Activity Claims

V. Support Service

V.A. Facility Update

John Linder provided the school board with a written report over summer maintenance projects, carpet projects in both buildings, parking lot project, working on the cost and the payback of lighting upgrades in both buildings, window project, and press box project.

Dr. Prosocki went over the major projects that will be occurring this spring and over the summer months, which includes the following items: press box at the football field, windows at the Jr./Sr. High School on the west and north side of the building, 5 small roofs at the Jr./Sr. High School, and new doors at Jr./Sr. High School. All of these projects will be funded by the QCPUF bond proceeds and the Thomas Foundation grant proceeds. Legally, the QCPUF bond proceeds cannot be used to cover payroll costs. The Jr./St. High School parking lot, on the east and the south side of the building, was recently completed. This project was funded by the Thomas Foundation grant proceeds and the district's cash reserve. The district will also be putting new carpet in four rooms over the summer.

Dr. Prosocki noted that John Linder has been working on an Energy Wise incentive program with Norris Public Power and Johnson Controls. By moving forward and replacing all of the fluorescent bulbs and fixtures with LED lighting in both buildings, it will be the quickest payback at the lowest cost. Each of the bulbs and fixtures is incented based on the wattage of the LED. There will be some cost upfront, but by making these upgrades, it will pay for itself in about a year and the district will still incur cost savings every year after the initial cost is recovered. The district would look to earmark these savings to upgrade the HVAC equipment so

it would be more efficient. The district is planning on replacing the light fixtures at the Elementary School first and completing the Jr./Sr. High School next. Overall, the district will save around \$50,000 over five years once the entire project is complete.

V.B. Personnel Items

Dr. Prosocki noted that Fracia Workman is going to retire at the conclusion of the 2019-2020 school year. Based on the financial situation the district faces, we have less revenue this year than we did during the 2015-2016 school year, Dr. Prosocki said he will not be replacing her position. The district will be in search of a new route driver for next year.

V.B.1. Hiring Recommendation

V.B.1.1. Shannon Mick - 1.0 FTE - 7-12 Mathematics Teacher for the 2020-2021 School Year
Motion to approve Shannon Mick, 1.0 FTE, as a 7-12 mathematics teacher for the 2020-2021 school year. This motion, made by Emily Shockley and seconded by Carol Pralle, passed.
yes: 6, no: 0

Dr. Prosocki noted that Shannon will serve as a junior class sponsor with Melissa Omar and we are also planning on her teaching dual credit courses through Peru State College for any interested high school students.

V.C. Technology Update

VI. Administrative and Committee Reports

VI.A. Student Board Member Report

There was not a student board member report.

VI.B. Elementary Principal's Report

The elementary principal reported on the following items: the cancelation of state testing this spring, supervising lunch to ensure social distancing is occurring, different meetings, working on the athletic schedule for 2020-2021 school year, expecting around 25 kindergartners next year, and all athletics and activities have been canceled for the remainder of the 2019-2020 school year.

VI.C. Secondary Principal's Report

Dr. Prosocki noted that he will be covering secondary principal report on the Continuity of Learning Plan for the remainder of the 2019-2020 school year.

VI.D. Superintendent's Report

Dr. Prosocki went over the extra duty assignments for the 2020-2021 school year, he gave the board an update on their Continuity of Learning Plan for the remainder of the 2019-2020 school year, and he thanked all of the staff that helped create this plan. Next, he went over COVID-19 website from Public Health Solutions, he gave the board an update on the Families First Coronavirus Response Act, he stated that the district is still planning on having graduation depending on when we get more guidance from the local health officials. Dr. Prosocki said that the state legislature is at a standstill and there is uncertainty if they will reconvene this year or not and Dr. Prosocki has been working on the Individual with Disabilities Education (IDEA) Part B Maintenance of Effort compliance standards for the 2017-2018 and the 2018-2019 school years. Southern special education teachers at the Elementary School have around 9 students on their caseload and the special education teachers at the Jr./Sr. High School have around 14 students on

their caseload. The ESU 5 average special education caseload is around 15-16 students and the district special education numbers have gone down immensely over the past few years. Dr. Prosocki said that prom has been canceled for the 2019-2020 school year, the NRCSA conference is currently still going to take place as of now, he noted that the governor directed schools statewide to operate without students in their buildings for the remainder of the 2019-2020 school year, and Dr. Prosocki noted he has been working on a sub-recipient monitoring audit that is required by the federal government. Lastly, Dr. Prosocki gave the board an update on the summer food service program and that the district added a site in Barneston, but the district could not add another lunch site in Holmesville because there was not a high enough poverty rate to create a new site drop off.

VII. Items for Discussion, Consideration, and/or Action

VII.A. Special Education Services Contracted with ESU 5 for the 2020-2021 School Year
Motion to approve the special education services contracted with ESU 5 for the 2020-2021 school year. This motion, made by Jim Zvolanek and seconded by Betsy Frerichs, passed.
yes: 6, no: 0

Dr. Prosocki said that there are both state and federal mandates that require public schools in America to serve all special needs students. He stated that he feels that schools have a moral obligation to serve special needs students. Dr. Prosocki said that it is cheaper to contract out these services and we do not have the need or resources to hire a fulltime occupational therapist or physical therapist. These services will cost the district around \$200,000 next year.

VII.B. Approve a Resolution Declaring the COVID-19 Pandemic as an Emergency under the Nebraska Emergency Management Act
Motion to approve a resolution declaring the COVID-19 pandemic as an emergency under the Nebraska Emergency Management Act. This motion, made by Carol Pralle and seconded by Betsy Frerichs, passed.
yes: 6, no: 0

Dr. Prosocki noted that by taking this step, it will allow Southern the ability to claim FEMA funds in the future.

VII.C. Safety and Security Building Upgrades
Motion to approve the safety and security building upgrades. This motion, made by Jim Zvolanek and seconded by Betsy Frerichs, passed.
yes: 6, no: 0

Dr. Prosocki said that faculty members and law enforcement brought up different concerns when the district completed two active shooter trainings. The items that will be updated are as follows: new access control at both of the buildings that will allow local law enforcement to have fobs for our buildings, additional telephones, panic buttons in both buildings, and updating paging inside and outside of the building at the Elementary School.

VII.D. 9 Month & 10 Month Employee Pay During the Closure

Motion to approve 9/10 month staff for their usual working hours for the rest of the 2019-2020 school year with no overtime benefits, pending they sign a return to work agreement. This motion, made by Emily Shockley and seconded by Angela Meyer, passed.

Carol Pralle: no, Betsy Frerichs: yes, Angela Meyer: yes, Emily Shockley: yes, David Zimmerman: yes, Jim Zvolanek: yes
yes: 5, no: 1

Dr. Prosocki wanted to make sure everyone in the public understands why the school board has to approve this measure because Nebraska state statute states that it is illegal to use taxpayer money to pay for services not rendered. If this occurs, the violation 49-14,100 is a Class III misdemeanor, which carries a maximum penalty of a \$500 fine, or three months imprisonment, or both.

Dr. Prosocki recommendation is to pay both 9-month classified staff until May 21, 2020, and 10-month classified staff until June 15, 2020, for their usual working hours with no overtime benefits, pending they sign a return to work agreement.

VII.E. Declare the Old High School Basketball Hoops as Surplus for Immediate Sale or Disposal
Motion to declare the old high school basketball hoops as surplus for immediate sale or disposal. This motion, made by Jim Zvolanek and seconded by Angela Meyer, passed.
yes: 6, no: 0

Dr. Prosocki said the district will look at selling the two hoops for \$250 each.

VII.F. Option Enrollment Applications

VIII. Adjournment

Motion to adjourn the meeting at 8:41 p.m. This motion, made by Emily Shockley and seconded by Betsy Frerichs, passed.
yes: 6, no: 0

The next Regular Board meeting is scheduled for 7:30 p.m., May 11, 2020, at Southern Jr./Sr. High School Gym in Wymore. The Board of Education will usually adhere to the sequence of the published agenda, but reserves the right to adjust the order of items if necessary and may elect to amend the agenda as deemed necessary.

BY
President of the Board of Education
Of this School District

ATTEST
Secretary of the Board of Education
of this School District

PUBLIC PARTICIPATION

INSTRUCTIONS FOR MEMBERS OF THE PUBLIC WHO WISH TO SPEAK:
This is the portion of the meeting when members of the public may speak to the board about matters of public concern.

- **Getting Started:** When you have been recognized, please stand and state your name.
- **Time Limit:** The board will generally allow a total of 30 minutes for the presentation of all public comments. Individuals may speak only one time, and must limit comments to around 5 minutes. If there are more than 6 individuals who wish to address the board, the 30 minutes will be divided equally between the number of speakers. These time limits may be changed by a majority vote of the board members in attendance to extend the time for a specific item or speaker.
- **Personnel or Student Topic:** If you are planning to speak about a personnel or a student matter involving an individual, please understand that the district has a complaint policy and/or procedures to resolve such complaints and concerns. The Board requests that you follow the policy and procedures before addressing these matters with the Board. Board members will generally not respond to any questions you ask or comments about individual staff members or students.
- **General Rules:** This is a public meeting for the conduct of business. Comments from the audience while others are speaking will not be tolerated. Lewd, obscene, profane, slanderous, threatening and hostile conduct or statements and fighting words (words whose mere utterance entails a call to violence) will not be tolerated.
- **No Action by the Board:** The board will not act on any matter unless it is on the published agenda.

**Southern School Press Box
Goes Construction LLC**
Prepared By: Cody Hawk

Total Weeks: 9 Weeks

Start
Week 1
Week 2
Week 3
Week 4
Week 5
Week 6
Week 7
Week 8
Week 9

Task

Grading/Preparation, Form and Pour Footings

Form and pour building pad

Start building erection

Finish building erection

Install Mezannine, start interior finish

Complete interior finish, form up exterior concrete

Pour exterior concrete and finish final grade

Punch List

Punch List, clean up & substantial completion

Notes

Grading and landscaping to the north will be done during this time

This includes install of doors, windows, overhead doors, framing and electrical

Riser work if needed. As back fill continues seepage collar will be installed

8 Period Day Schedule (Draft) Beginning 2021-2022 School Year

Period 1: 8:10 – 8:57

Period 2: 9:00 – 9:47

Period 3: 9:50 – 10:37

Period 4: 10:40 – 11:27

Period 5: 11:30 – 12:51

11:30 – 11:57 A Lunch

11:57 – 12:24 JH Lunch

12:24 – 12:51 B Lunch

11:30 – 12:24 B Class

11:57 – 12:51 A Class

(All Lunch Periods Are 27 Minutes Long)

Period 6: 12:54 – 1:41

Period 7: 1:44 – 2:31

Period 8: 2:34 – 3:21

IAP (Individual Academic Period): 3:26 – 3:46

Periods will be 47 minutes long and IAP will be 20 minutes long.

7 Period Day Schedule Current Schedule

Period 1: 8:10 – 9:01

Period 2: 9:04 – 9:55

Period 3: 9:58 – 10:49

Period 4: 10:52 – 11:43

Period 5: 11:46 – 1:16

11:46 – 12:16 A Lunch

11:57 – 12:24 JH Lunch

12:24 – 12:51 B Lunch

11:46 – 12:46 B Class

12:16 – 12:16 A Class

(All Lunch Periods Are 30 Minutes Long)

Period 6: 1:19 – 2:10

Period 7: 2:13 – 3:04

IAP (Individual Academic Period): 3:09 – 3:38

Periods are 51 minutes long and IAP is 29 minutes long.

XT4700

ADJUSTABLE STRIDE FROM 20"-28"

OCTANE ADVANTAGES

- Electronically adjustable stride 20"-28"
- SmartStride® technology
- Close pedal spacing
- Low step-up height
- Advanced training—30:30 and MMA



SMARTSTRIDE®

Automatically adjusts stride length from 20"-28" according to users' pace to align them properly for walking, jogging and running.



UPPER-BODY ERGONOMICS

MultiGrip and Converging Path handlebars engage the upper body and custom-fit exercisers.



REAL RUNNING MOTION

Delivers supremely comfortable natural movement and flow, both forward and backward.



ADVANCED PROGRAMS

Octane's trademark 30:30 Interval and MMA workouts deliver vigorous HIIT challenges that help boost motivation and improve conditioning.



XT4700 SPECIFICATIONS

• Standard ◦ Optional

KEY MECHANICAL FEATURES

Adjustable stride lengths	20"-28" (51 cm - 71 cm)
Electronically adjustable stride	•
Quiet motor	•
Close pedal spacing	1.0" (4.5 cm)
Low step-up height	•
Covered track and rollers	•
MultiGrip™ and Converging Path™ handlebars	•
Moving handlebar lock-out option	•
CROSS CIRCUIT™ compatible	◦
Side steps	◦
Phone holder	•
Water bottle holder	•
Tablet/reading rack*	•
Transport wheels	•

ELECTRONIC FEATURES

SmartStride® technology	•
Resistance levels	30
Quick Starts (Walk, Jog, Run)	•
Digital contact heart rate on moving handlebars	•
Fingertip controls on moving handlebars	•
Wireless heart rate ready (ANT+™ and Polar®)	•
Console fan (3 speeds)	•
Self-powered (standard console only)	•
Mobile device charging via USB port	•
Replaceable headphone jack	•
CSAFE®	•

CONSOLE OPTIONS

Smart (pg. 26)	10" (25.4 cm) capacitive touch screen
Standard (pg. 26)	Large LED display with integrated capacitive buttons

ENTERTAINMENT OPTIONS

Personal Viewing Screen (pg. 27)	◦
Wireless 900 Mhz (pg. 27)	◦

WORKOUTS

Number of programs	16
--------------------	----

HEART RATE-CONTROLLED PROGRAMS

Heart Rate Fat Burn	•
Heart Rate Interval	•

PRESET RESISTANCE PROGRAMS

Manual	•
Random	•
Interval	•
Distance goal	•
Calorie goal	•

ADVANCED PROGRAMS

30:30 Interval	•
MMA	•
Constant Watts	•
Constant METs	•
CROSS CIRCUIT™ Solo	•
CROSS CIRCUIT™ Group	•
CROSS CIRCUIT™ Total-body blast*	•
CROSS CIRCUIT™ Lower-body blast*	•
CROSS CIRCUIT™ Upper-body blast*	•
CROSS CIRCUIT™ Core*	•

STRIDE LENGTH PROGRAMS

PowerWalk	•
Stride Interval	•
Dual Direction	•

WORKOUT BOOSTERS

SmartStride®	•
X-Mode™	•
ArmBlast®	•

PRODUCT SPECIFICATIONS

Max user weight	400 lbs (181 Kg)
Footprint (W x L)	33" x 77" (84 cm x 196 cm)
Footprint - live area (W x L)	37" x 87" (94 cm x 221 cm)
Product weight	364 lbs (165 Kg)
Footprint with CROSS Circuit® stands (W x L)	37" x 87" (94 cm x 221 cm)
Weight with CROSS Circuit® stands	414 lbs (188 Kg)
Footprint with side steps (W x L)	37" x 85" (94 cm x 216 cm)
Weight with side steps	300 lbs (137 Kg)

WARRANTY

Frame	Lifetime
Parts	3 years
Labor	1 year

*Smart console only

STANDING ELLIPTICALS 15

T3x Treadmill



- LED console display with expanded feedback offers intuitive operation
- WiFi connectivity accommodates optional Matrix Asset Management system and Workout Tracking Network
- xID single-point user sign-in offers a seamless personal experience
- Ultimate Deck System for superior performance and durability
- Low 19 cm / 7.5" step-on height for easy accessibility
- Matrix 4.2 Hp AC motor with Dynamic Response Drive System fine-tunes response based on footfall pattern for a smooth, consistent, natural workout

CONSOLE

Display Type	Dot-matrix LED with profile display
Display Feedback	Time, Distance (Kilometers or Miles), Calories, Calories per Hour, Speed, Incline, Pace, Average Pace, Heart Rate, METs, Watts, Workout Profile
Secondary Data Display	No
User-defined Multi-language Display	Accessible only through manager menu: English, German, French, Italian, Spanish, Dutch, Portuguese, Japanese, Swedish, Finnish, Turkish, Polish
Workouts	Manual, Rolling Hills, Fat Burn, 5k, Target HR, Gerkin Protocol, Army PFT, Navy PRT, Marine PFT, Air Force PRT, Physical Efficiency Battery (PEB), WFI Protocol
CSAFE Ready-FitLinxx™ Certified	Yes
IPTV Compatible	No
Pro:Idiom Compatible	Optional - add-on TV
FitTouch™ Technology	No
One-button Start	Yes
On-the-fly Program Change	Yes
Integrated Vista Clear™ Television Technology	No
FITCONNEXION™ Ready	Yes
WiFi Enabled	Optional
Bluetooth Enabled	No
iPod® / iPhone® / iPad® Compatible	Charging only
Multimedia Playback	No
Personal Fan	No
Personal Trainer Portal Compatible	No
USB Port	Yes
Virtual Active™ Compatible	No
Asset Management Compatible	Yes
Workout Tracking Network Compatible	Yes
Web Connectivity	No
Facility Communication Portal/Calendar	No
RFID Compatible	No

Pause Function	Yes
Reading Rack	No

DRIVE SYSTEM

Drive System	Matrix 4.2 hp AC Dynamic Response Drive System
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FEATURES

Deck Type	Ultimate hard-wax reversible 1" deck
Belt Type	Habasit, 2-ply commercial grade
Running Area	152 x 51 cm / 60" x 20"
Step-on Height	19 cm / 7.5"
Cushion System	Ultimate Deck™ cushioning system
Incline Range	0-15% (590-kg / 1,300-lb. thrust elevation motor)
Speed Range	0.8 - 20 km/h / 0.5 - 12 mph
Contact & Telemetric HR	Yes
Crossbar Controls	No
Tread Sense	No

NOTE

Speed Rating	24.1 km/h / 15 mph rating good for users up to 159 kg / 350 lbs.
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TECH SPECS

Power Requirements	20-amp dedicated circuit required, non-looped grounded
Electrical Receptacle & Plug	NEMA 5-20R 120v
Assembled Dimensions	215 x 85 x 142 cm / 84.6" x 33.5" x 56"
Max User Weight	182 kg / 400 lbs.
Assembled Weight	172 kg / 378 lbs.
Shipping Weight	186 kg / 409 lbs.

AFFIDAVIT OF CLOSURE OF ATTENDANCE CENTERS 2019-2020

County-District # 34-0001 (example: 00-0000)

School System Name: Southern School District #1

County of Gage in the State of Nebraska

Emily Shockley being first duly sworn, deposes and says:

1. That (he or she) is the secretary of the school board/governing body of the Southern school system in the County of Gage

2. That due to the COVID-19 Pandemic and Directed Health Measure 2020-008, per *Neb. Rev. Stat. 79-213*, the school board or governing body deemed it advisable to close all schools with the district or system and that the school board/governing body then closed the attendance centers within the system beginning on March 18, 2020.

3. That this Affidavit is completed by the school system secretary of the school board/governing body to be filed with the State Board of Education in fulfillment of the requirements of Section 79-213 (R.R.S.).

School System Board / Governing Body Secretary's Signature

NOTARY

Subscribed in my presence and sworn to me before this ___ day of _____, 20__.

Place Notary Seal Below

Notary Public or Other Acknowledging Officer

Memorandum

To: Nebraska School Administrators
From: Matthew L. Blomstedt, Ph.D., Commissioner of Education

Re: Closure of Schools

Each year many inquiries are made to the State Department of Education regarding the amount of school time missed because of uncontrollable circumstances. You may wish to review the law and regulations on this issue.

Sections 79-101(7) and 79-211 R.R.S. provide that Nebraska school districts have schools open and in session with teachers and students in attendance no less than (1) one thousand thirty-two instructional hours for elementary grades; and (2) one thousand eighty instructional hours for high school grades. Kindergarten must be in session for at least 400 hours (79-201.10). This same requirement is contained in the regulations for approval and accreditation of schools. The 400/1032/1080 instructional hour requirement includes only hours utilized for instruction as established by local school board policy.

Section 79-1103(2) requires prekindergarten programs operated by schools or educational service units to be approved by the Nebraska Department of Education. Section 004.04 of Rule 11, *Regulations for Early Childhood Programs*, requires that, in order to receive Nebraska Tax Equity and Educational Opportunities Support Act (TEEOSA) funds, early childhood programs for ages 3 to 5 shall operate a minimum of 450 instructional hours per school year.

Every effort should be made by school districts to make up instructional hours missed because of sickness, severe weather, or other reasons. It may be necessary to amend the school calendar as the school year progresses. Missed time could be made up by: (1) having school during portions of planned vacation periods, (2) extending the school year, (3) lengthening some school days, and/or (4) providing school on Saturdays.

After using the alternatives listed above, if it is determined that the 450/400/1032/1080 instructional hours cannot be provided, an affidavit may be filed with the State Board of Education within 10 days of the conclusion of the school year. This process is provided for in Section 79-213, R.R.S. An Affidavit of School Closing form is attached. This form is also available from the State Department of Education, Office of Accreditation and School Improvement.

State Department of Education staff members are willing to assist schools in meeting the required hours. Please contact the Office of Accountability, Accreditation, and Program Approval, Department of Education, Box 94987, Lincoln, NE 68509, 402-471-2444 or email nde.accreditation@nebraska.gov.

Return Original copy to:
 Nebraska Department of Education
 Accreditation and School Improvement Office
 P.O. Box 94897
 Lincoln, NE 68509-4987

NDE: 08-050
 (Revised 4/2010)
 Due: 10 days after end
 of school year

AFFIDAVIT OF SCHOOL CLOSING

County-District # _____ (example: 00-0000)
 (The number preprinted on page one of the Annual Statistical Summary)

School District/System Name: _____

State of Nebraska)
) §
 County of _____)

being first duly sworn, deposes and says:

1. That (he or she) is the secretary of the school board of school district
 _____ of _____ County

2. That due to _____ the school board in the district closed
 the schools within the district on the following dates:

DATES	NUMBER OF HOURS				REASON/EXPLANATION
	PreK	Kdg	Elem	Sec	

3. That this Affidavit is completed by the school district secretary to be filed with the State Board of Education, along with the Annual Statistical Summary, in fulfillment of the requirements of Section 79-213 (R.R.S.).

NOTARY
 Subscribed in my presence and sworn to me before this
 _____ day of _____, 20____.

 (Board Secretary's Signature)

Place Notary Seal Below

 Notary Public or Other Acknowledging Officer

**Suggested Worksheet/Guideline for Reviewing Rule 10
In K-12 Public Schools (Online Version)**

Accountability, Accreditation, and Program Approval
Nebraska Department of Education
PO Box 94987
Lincoln, NE 68509-4987
(402) 471-2444

Email: ADVISERHelp@nebraskacloud.org Web: <http://www.education.ne.gov/APAC/>

(Please use Rule 10 dated August 1, 2015)

Y or N

Code Section 003: Mandatory Requirements for Legal Operation

- 003.01 Certificated Teachers and administrators
- 003.05 Graduation requirements: Language Arts-40 credits
- 003.05 Graduation requirements: Math-30 credits
- 003.05 Graduation requirements: Science-30 credits
- 003.05 Graduation requirements: Social Studies/History-30 credits
- 003.06 School Year meets the 400/1032/1080 hours
- 003.08 Reports are submitted by due dates
- 003.12 Period of time established for recitation of Pledge of Allegiance (K-12)

Y or N

Code Section 004: Curriculum and Standards

- 004.01A Board-approved instructional program based on written purposes or standards
- 004.01A Board-approved instructional program based on written purposes or standards provided to each certificated staff member
- 004.01B Adopted academic content standards in accordance with Rule 10 guidelines
- 004.01C Written guides, frameworks, and standards for all other curricular areas
- 004.01C Written description of the library media and guidance programs
- 004.01D Writing experiences incorporated in all curricular areas K-12
- 004.01E Educational computer/technology incorporated in instructional programs at all grade levels
- 004.01F Multicultural education incorporated in all curricular areas at all grade levels
- 004.01F1 Statement of philosophy or mission and goals for the multicultural education program.
- 004.01F2 Multicultural education incorporated in curriculum guides, frameworks, or standards
- 004.01F3 Multicultural education program includes process for selecting appropriate instructional materials
- 004.01F4 Process for provision of staff development for all administrators, teachers, and support staff in multicultural education
- 004.01F5 Process for periodic assessment of multicultural education program
- 004.01F5 Annual status report on multicultural education provided to local board of education
- 004.02A1 Elementary weekly schedule includes Reading/Language Arts
- 004.02A2 Elementary weekly schedule includes Mathematics
- 004.02A3 Elementary weekly schedule includes Social Studies
- 004.02A4 Elementary weekly schedule includes Science
- 004.02A5 Elementary weekly schedule includes Health
- 004.02A6 Elementary weekly schedule includes P.E.
- 004.02A7 Elementary weekly schedule includes Visual Arts
- 004.02A8 Elementary weekly schedule includes Music
- 004.02B Kindergarten – all age eligible children admitted on an unqualified basis §79-214(2)
- 004.02B2 Board-approved recognized assessment procedure for determining early admittance to kindergarten
- 004.02C Athletic contests not to include K-6 unless exception applies due to enrollment numbers
- 004.03A1 Middle grades includes instruction in Reading
- 004.03A2 Middle grades includes instruction in Language Arts

- 004.03A3 Middle grades includes instruction in Mathematics
- 004.03A4 Middle grades includes instruction in Social Studies
- 004.03A5 Middle grades includes instruction in Science
- 004.03A6 Middle grades includes instruction in Health
- 004.03A7 Middle grades includes instruction in Art
- 004.03A8 Middle grades includes instruction in Music
- 004.03A9 Middle grades includes instruction in P.E.
- 004.03B Career education is included in the middle grades program
- 004.03C Interscholastic athletic limitations (grades 7 and 8) do not exceed number allowed in Rule 10
- 004.04A High School Program provides 400 instructional units
- 004.04B1 Language Arts - 60 instructional units
- 004.04B2 Social Science - 40 instructional units
- 004.04B3 Mathematics - 40 instructional units
- 004.04B4 Science - 40 instructional units
- 004.04B5 World Language - 20 instructional units or 2 years of daily classes in the same language
- 004.04B6 Career Education - 80 instructional units
- 004.04B7 Personal Health and Physical Fitness - 20 instructional units or 2 years of daily classes in personal health and physical fitness (Note: Inclusion of CPR in the curriculum)
- 004.04B8 Visual and Performing Arts - 40 instructional units
- 004.04B8a Visual and Performing Arts: Music
- 004.04B8b Visual and Performing Arts: Visual Arts
- 004.04D2b(e) Availability of a properly endorsed teacher to monitor student progress and appropriateness of the course

Code Section 005: Statewide System for Assessment of Student Learning and for Reporting the Performance of School Districts

Y or N

- 005.01A Assessment according to Appendix E/Performance Reporting
- 005.02 Report of student performance to NDE
- 005.03 Student assistance process designed to provide problem solving and intervention strategies

Code Section 006: Media and Technology Resources

Y or N

- 006.01A Library media area(s) available all day
- 006.01A Library media resources properly cataloged according to standard classification system
- 006.01A Encyclopedia or electronic format copyrighted in past five years
- 006.01B Elementary acquires new library media resources in accordance with Rule 10 guidelines
- 006.01C Middle level acquires library media periodicals in accordance with Rule 10 guidelines
- 006.01D Secondary level acquires library media periodicals in accordance with Rule 10 guidelines

Code Section 007: Instructional Staff

Y or N

- 007.01A 95% of elementary teachers appropriately endorsed
- 007.01B Pre-kindergarten coordinator has at least 9 credit hours Early Childhood Education (if not applicable, check Yes)
- 007.02A 90% of middle grades teachers appropriately endorsed
- 007.03A 80% of instructional units offered in secondary grades assigned to appropriately endorsed teachers
- 007.04A ½ FTE media specialist endorsed or acquiring 6 hours per year of professional development or college credit
- 007.04A1 Building library media specialist staff in required ratio
- 007.05A Guidance staff – in required ratio; endorsed or acquiring 6 hours per year in professional development or college credit
- 007.05B Guidance staff – in required ratio for middle/secondary grades
- 007.05C Elementary guidance program: 300 or more students (if not applicable, check Yes)
- 007.06A Certificated employee evaluation policy – approved by NDE
- 007.07A Each teacher participates in at least ten hours of staff development activities each year

Y or N

Code Section 008: Administrative Staff

- 008.02A Elementary administration: Elementary principal or superintendent
- 008.02A Elementary administration: 10+ teachers, half-time principal (if not applicable, check Yes)
- 008.02A Elementary administration: 20+ teachers, full-time principal (if not applicable, check Yes)
- 008.03A Middle grades principal, endorsement required
- 008.03B Middle grades administration: 10+ teachers, half-time principal (if not applicable, check Yes)
- 008.03B Middle grades administration: 20+ teachers, full-time principal (if not applicable, check Yes)
- 008.04A Secondary administration: Secondary principal
- 008.04A Secondary administration: 10+ teachers, half-time principal (if not applicable, check Yes)
- 008.04A Secondary administration: 20+ teachers, full-time principal (if not applicable, check Yes)
- 008.05A Head administrator has superintendent's endorsement
- 008.05B Other administrators hold appropriate endorsements (if not applicable, check Yes)
- 008.05C All required certificates and permits on file in school administrative office

Y or N

Code Section 009: Continuous School Improvement

- 009.01A Multicultural education incorporated in continuous school improvement plan
- 009.01A1 Review and update of mission and vision statements incorporated in continuous school improvement plan
- 009.01A2 Collection and analysis of data including student performance, demographics, learning climate, and former high school students incorporated in continuous school improvement plan
- 009.01A3 Selection of improvement goals including at least one academic achievement goal incorporated in continuous school improvement plan
- 009.01A4 Development and implementation of an improvement plan aligned to a professional development plan incorporated in continuous school improvement plan
- 009.01A5 Evaluation of progress incorporated in continuous school improvement plan
- 009.01B External team visit hosted every 5 years

Y or N

Code Section 010: Accountability Reporting

- 010.01A Annual written report of performance, demographics, improvement goals, financial information
- 010.01B Policy for preparing and distributing annual report of performance report (010.01A)

Y or N

Code Section 011: School Environment

- 011.01A Safe, healthful, and sanitary conditions maintained in each building including meeting fire, safety, and health codes
- 011.01B Safety and security plan
- 011.01C Safety and security committee
- 011.01D Safety and security plan reviewed annually including a visit
- 011.01E Seclusion and Restraints policy
- 011.01F Bullying policy
- 011.01G Dating violence policy

Y or N

Code Section 012: School System Governance

- 012.01A Written board policies accessible in each building
- 012.01B Written policy assuring schools meet instructional hours requirement (400 for kindergarten, 1032 for elementary, 1080 for high school (9-12))
- 012.01C Ratio (pupils to certificated staff) 25 to 1

Y or N

Appendix F: State Statue 79-724 American Citizenship

- App. F School Board has an Americanism Committee to carry out § 79-724

SOUTHERN School District

Vision – The Southern School District prepares students through educational experiences to be responsible, respectful, and safe.

Mission – Every Student, Every Day, The Southern Way

Belief Statements

The School Will:

- Inspire students to contribute to society as knowledgeable, responsible, and well-rounded citizens.
- Ensure a safe, positive, and supportive learning environment with high expectations for student achievement.
- Encourage students with the opportunity to learn, grow, and succeed.

The Students Will:

- Learn the value of leadership and how to be independent problem-solving thinkers.
- Become confident and goal-oriented lifelong learners in college and career readiness skills.
- Be assured in their abilities, recognize their accomplishments, and show confidence in their growing abilities.

The Community Will:

- Support students in their growth and lifelong learning.
- Encourage district staff and leadership in creating a learning environment of high student achievement.
- Provide the resources to ensure the district's ability to deliver a supportive learning environment and create responsible citizens.

School Improvement Goals

- All students will improve their reading comprehension.
- All students will improve their math skills.
- The Southern School District will aspire to improve the culture of the district.



5045 Student Fees

The school district shall provide free instruction in accordance with the Nebraska State Constitution and the Nebraska statutes. The district also provides activities, programs, and services that extend beyond the minimum level of constitutionally required free instruction. Under the Public Elementary and Secondary Student Fee Authorization Act, the district is permitted to charge students fees for these activities or to require students to provide specialized equipment and attire for certain purposes. This policy is subject to further interpretation or guidance by administrative or board regulations. Students are encouraged to contact their building administration, their teachers or their coaches, and sponsors for further specifics.

A. Definitions.

- 1.** "Students" means students, their parents, guardians or other legal representatives.
- 2.** "Extracurricular activities" means student activities or organizations that (1) are supervised or administered by the district; (2) do not count toward graduation or advancement between grades; and (3) are not otherwise required by the district.
- 3.** "Post-secondary education costs" means tuition and other fees associated with obtaining credit from a post-secondary educational institution.

B. Listing of Fees Charged by this District.

1. Guidelines for Clothing Required for Specified Courses and Activities.

Students are responsible for complying with the district's grooming and attire guidelines and for furnishing all clothing required for any special programs, courses or activities in which they participate. The teacher, coach, or sponsor of the activity will provide students with written guidelines that detail any special clothing requirements and explain why the special clothing is required for the specific program, course or activity.

2. Safety Equipment and Attire.

The district will provide students with all safety equipment and attire that is required by law. Building administrators will assure that (a) such equipment is available in the appropriate classes and areas of the school buildings, (b) teachers are directed to instruct students in the use of such devices, and (c) students use the devices as required. Students are responsible for using the devices safely and as instructed.

3. Personal or Consumable Items.

The district does not provide students with personal or consumable items for participation in courses and activities including, but not limited to, pencils, paper, pens, erasers and notebooks. Students who wish to supply their own personal or consumable items may do so, as long as those items comply with the requirements of the district. The district will provide students with facilities, equipment, materials and supplies, including books. Students are responsible for the careful and appropriate use of such property. Students will be charged for damage to school property caused by the student and will be held responsible for the reasonable replacement cost of any school property that they lose.

4. Materials Required for Course Projects.

The district will provide students with the materials necessary to complete all basic curricular projects. In courses where students choose to produce a project that requires materials beyond the basic materials provided by the district, the students will furnish the materials, purchase the materials from the school, or purchase the materials from an outside vendor with an order form provided by the school.

5. Extracurricular Activities.

The district may charge students a fee to participate in extracurricular activities to cover the district's reasonable costs in offering such activities. The district may require students to furnish specialized equipment and clothing that is required for participation in extracurricular activities, or may charge a reasonable fee for the use of district-owned equipment or attire. Attached to this policy is a list of the fees charged for particular activities. The coach or sponsor will provide students with additional written guidelines detailing the fees charged, the equipment and/or clothing required, or the usage fee charged. The guidelines will explain the reasons that fees, equipment and/or clothing are required for the activity.

The following list details the maximum dollar amount of all extracurricular activities fees and the specifications for any equipment or attire required for participation in extracurricular activities:

Student activity card (covers admission to all extracurricular events)	\$30.00
Student participation fee (required of all students who participate in athletics and/or other extracurricular activities)	\$0
Future Business Leaders of America	\$100.00
National Honor Society	\$100.00
Cheerleading, Drill Team, Flag Corps Students must purchase uniforms and shoes selected by the sponsor and/or student group. The maximum dollar amount charged by the school district for these items will be:	\$350.00
Football Students must provide their own football shoes, undergarments, and mouthguards	\$0
Golf Students must provide their own golf shoes, undergarments, and clubs	\$0

Softball	
Students must provide their own shoes, gloves, and undergarments	\$0
Track, Volleyball, and Wrestling	
Students must provide their own shoes and undergarments	\$0
Science Club	\$50.00
Art Club	\$50.00
Spanish Club	\$50.00

6. Post-Secondary Education Costs.

Some students enroll in postsecondary courses while still enrolled in the district’s high school. As a general rule, students must pay all costs associated with such post-secondary courses. However, for a course in which students receive high school credit or a course being taken as part of an approved accelerated or differentiated curriculum program, the district shall offer the course without charge for tuition, transportation, books, or other fees. Students who chose to apply for post-secondary education credit for these courses must pay tuition and all other fees associated with obtaining credits from a post-secondary educational institution.

7. Transportation Costs.

The district will charge students reasonable fees for transportation services provided by the district to the extent permitted by federal and state statutes and regulations.

The maximum dollar amount of the transportation fee charged by this district shall be \$100.00.

8. Copies of Student Files or Records.

The district will charge a fee for making copies of a student’s files or records for the parents or guardians of such student. The Superintendent or

the Superintendent's designee shall establish a schedule of student record fees. Parents of students have the right to inspect and review the students' files or records without the payment of a fee, and the district shall not charge a fee to search for or retrieve any student's files or records.

The district will charge a fee of \$0.15 per page for reproduction of student records.

9. Participation in Before-and-After-School or Pre-Kindergarten Services.

The district will charge reasonable fees for participation in before-and-after school or pre-kindergarten services offered by the district pursuant to statute.

The maximum dollar amount charged by the district for these services shall be \$0.

10. Participation in Summer School or Night School.

The district will charge reasonable fees for participation in summer school or night school and may charge reasonable fees for correspondence courses.

The maximum dollar amount charged by the district for summer and night school shall be \$0.

11. Charges for Food Consumed by Students.

The district will charge for items that students purchase from the district's breakfast and lunch programs. The fees charged for these items will be set according to applicable federal and state statutes and regulations. The district will charge students for the cost of food, beverages, and the like that students purchase from a school store, vending machine, booster club or from similar sources. Students may be required to bring money or food for field trip lunches and similar activities.

The maximum dollar amount charged by the district for the breakfast and lunch programs is as follows:

- Breakfast Program – Grades K-8
 - Regular Price \$2.00
 - Reduced Price \$0.30

- Breakfast Program – Grades 9-12
 - Regular Price \$2.00
 - Reduced Price \$0.30

- Lunch Program – Grades K-8
 - Regular Price \$2.90
 - Reduced Price \$0.40

- Lunch Program – Grades 9-12
 - Regular Price \$3.00
 - Reduced Price \$0.40

12. Charges for Musical Extracurricular Activities.

Students who qualify for fee waivers under this policy will be provided, at no charge, the use of a musical instrument in optional music courses that are not extracurricular activities. For musical extracurricular activities, the school district will require students to provide the following equipment and/or attire:

- Band Students must provide their own instruments and marching band shoes, which must be white, rubber-soled sneakers

- Swing Choir Students must purchase outfits and shoes selected by the sponsor and/or student group. The maximum dollar amount charged by the district for these materials will be \$200.00

13. Contributions for Junior and Senior Class Extracurricular Activities.

Students are eligible to participate in a number of unique extracurricular activities during their last two years in high school, including prom, various senior recognitions, and graduation. In order to fund these extracurricular activities, the school district will ask each student to make a contribution to their class’s fund. This contribution is completely voluntary. Students who chose not to contribute to the class fund are still eligible to participate in the extra activities. The suggested donation to the class fund will be \$25.00.

C. Waiver Policy.

Students who qualify for free or reduced-price lunches under United States Department of Agriculture child nutrition programs shall be provided a fee waiver or be provided the necessary materials or equipment without charge for (1) participation in extracurricular activities, (2) materials for course projects, and (3) the use of a musical instrument in optional music courses that are not extracurricular activities. Actual participation in the free or reduced-price lunch program is not required to qualify for the waivers provided in this section. The district is not obligated to provide any particular type or quality of equipment or other material to eligible students. Students who wish to be considered for waiver of a particular fee must submit a completed fee waiver application to their building principal.

D. Distribution of Policy.

This policy will be published in the Student Handbook or its equivalent that will be provided to students at no cost.

E. Voluntary Contributions to Defray Costs.

The district will, when appropriate, request donations of money, materials, equipment or attire from parents, guardians and other members of the community to defray the costs of providing certain services and activities to students. These requests are not requirements and staff members of the district are directed to clearly communicate that fact to students, parents and patrons.

F. Fund-Raising Activities

Students may be permitted or required to engage in fund-raising activities to support various curricular and extracurricular activities in which they participate. Students who decline to participate in fund-raising activities are not eligible under this policy for waiver of the costs or fees which the fund-raising activity was meant to defray.

G. Student Fee Fund.

The school board hereby establishes a Student Fee Fund. The Student Fee Fund shall be a separate school district fund that will not be funded by tax revenue, and that will serve a depository for all monies collected from students

for (1) participation in extracurricular activities, (2) post-secondary education costs, and (3) summer school or night school courses. Monies in the Student Fee Fund shall be expended only for the purposes for which they were collected from students.

Adopted on: 1-14-2019

Revised on: _____

Reviewed on: 6-10-2019

5018

Parent and Guardian Involvement In Education Practices

The school district recognizes the importance of parental and guardian involvement in the education of their children. The school district will take the following steps to ensure that the rights of parents and guardians to participate in the education of their children are preserved.

1. Parents/Guardians will be provided access, as described in district procedures, to district-approved textbooks and other curricular materials and tests used in the district upon request.
 - a. A parental request to review specific approved textbooks and other district- or building-approved curricular materials (written, visual, and audio) should be made to the principal of the building where the textbooks and curriculum materials are used.
 - b. Parents may check out textbooks and may review curricular materials such as video and audio recordings within a time frame determined by the building principal to prevent disruption of the instructional process.
 - c. A parental request to review specific standardized and criterion-referenced tests used in the district should be made in writing to the building principal. Copies of the most recent tests used in the district will be available for parent review. Parents wishing to review statewide NSCAS assessments will be provided with sample questions and a copy of a practice test, but will not be provided with copies of the actual assessment due to testing security. In the case of other secure tests such as the ACT, parents must contact the publisher to obtain copies of the test.
2. Parents/Guardians will be permitted, within district procedures, to attend and observe courses, assemblies, counseling sessions, and other instructional activities.
 - a. Parents/guardians are invited to make appointments with the building principal to visit classes, assemblies and other instructional activities. The principal shall give permission after determining that parental/guardian observation would not disrupt the activity. Observations that last more than 60 minutes or occur on consecutive days are typically disruptive and will not be permitted absent unusual circumstances, in the sole discretion of the building principal.

- b. Parents/guardians may contact the building principal to request permission to attend counseling sessions in which their child is involved.
3. Parents/guardians will be permitted, within district procedures, to ask that their children be excused from school experiences that parents find objectionable.
 - a. Building principals may excuse a student from any single school experience at the parent's written request.
 - b. When appropriate, alternative experiences will be provided for the student by the school.
4. Parents/guardians will be informed through the student handbook and district policies of the manner that the district will provide access to records of students.
5. Parents/guardians will be informed of the standardized and criterion-referenced district testing program. Parents may request additional information from the building principal.
6. Parents/guardians will be informed of the circumstances under which they may opt-out of state and federal assessments.
 - a. In accordance with federal law, at the beginning of the school year, the District shall provide notice of the right to request a copy of this policy to parents/guardians of students attending schools receiving Title I funds. The District will provide a copy of this policy to a requesting parent in a timely manner.

- b. State Assessments

The District cannot approve requests to opt out of state assessments. Approval of such requests is contrary to state law.

- c. National Assessment of Educational Progress

As a condition of receiving federal funds, the District participates in the National Assessment of Educational Progress (NAEP). To help ensure that the District has a representative sample of

students taking the NAEP, which will allow the District to assess the quality and effectiveness of its programming on a national level, the District strongly encourages all eligible students to participate. However, student participation in NAEP is voluntary.

The District shall provide parents/guardians of eligible students with reasonable notice prior to the exam being administered. Parents/guardians wishing to opt their students out of the NAEP assessment must notify the district in writing at least three days prior to the exam date to ensure that the District can coordinate supervision and alternative activities for students who have opted out.

7. Parents/guardians will be notified of their right to remove their children from surveys prior to district participation in surveys.
 - a. The principal must approve all surveys intended to gather information from students before they are administered to students.
 - b. Students' participation in surveys is voluntary. Parents/guardians may restrict their child from participating in any survey.

Adopted on: 12-10-2018

Revised on: _____

Reviewed on: 6-10-2019

5057

District Title I Parent and Family Engagement Policy

The school district will jointly develop with parents a School-Parent-Student Compact that outlines how the parents, school staff, and students will share the responsibility for improved student academic achievement and the means by which the school and parents will build and develop a partnership to help children achieve the State's high standards.

The written District Parent and Family Engagement Policy will be jointly developed and distributed to parents and family members of participating children and the local community in an understandable format and to the extent practicable, in a language the parents can understand. An annual evaluation of the content and effectiveness of the Parent and Family Engagement Policy will be used to design evidence-based strategies for more effective parental involvement, to revise the Parent and Family Engagement Policy and to remove barriers to participation.

The school district recognizes the unique needs of students who are being served in its Title I program, and the importance of parent and family engagement in the Title I program. Parent and family engagement in the Title I Program shall include, but is not limited to:

1. An annual meeting to which all parents of participating children will be invited to inform parents of their school's participation under this part, to explain the requirements of this part, and the right of the parents to be involved. Invitations may take the form of notes sent with students or announcements in the school newsletter. Additional meetings may be scheduled, based upon need and interest for such meetings.
2. An explanation of the details for the child's and parents' participation, including but not limited to: curriculum objectives, the forms of academic assessment used to measure student progress and the achievement levels of the challenging State academic standards, type and extent of participation, parental input in educational decisions, coordination and integration with other Federal, State, and district programs, and evaluations of progress.
3. Opportunities for participation in parent involvement activities such as training to help parents work with their children to

improve achievement. A goal of these parent activities is to provide parents with opportunities to participate in decisions relating to the education of their students, where appropriate.

4. The district will, to the extent practicable, provide parents of limited English proficiency, parents with disabilities, parents with limited literacy, are economically disadvantaged, are of a racial or minority background or parents of migratory children with opportunities for involvement in the Title I Program. Communication to parents about student progress and the district's other Title I Program communications will be provided in the language used in the home to the extent practicable. Responses to parent concerns will be provided in a timely manner.
5. Opportunities for parent-teacher conferences, in addition to those regularly scheduled by the school district, if requested by the parents or as deemed necessary by school district staff.
6. The district will coordinate and integrate parental involvement programs and activities with other programs in the community. These may include cooperation with other community programs such as Head Start and preschools and other community services such as the public library.
7. Educate teachers, specialized instructional support personnel, principals, and other school leaders, with the assistance of parents in the value and utility of contributions of parents, how to reach out to, communicate with and work with parents as equal partners.

This policy shall be reviewed annually at the annual meeting where concerned parties can have a conversation about possible changes to the Parent and Family Engagement Policy.

Adopted on: 1-14-2019

Revised on: _____

Reviewed on: 6-10-2019