

AGENDA

School District #145 - Waverly Public Schools

1. OPENING OF THE MEETING

1.1. Call to Order

1.2. Open Meetings Act

1.3. Publication of Meeting

1.4. Roll Call

Excuse the absence of Board Member Passed with a motion by Board Member #1
and a second by Board Member #2.

1.5. Pledge of Allegiance

2. APPROVAL OF AGENDA

2.1. Approve Agenda

Approval of the agenda for the meeting Passed with a motion by Board Member #1
and a second by Board Member #2.

3. Discussion Items

3.1. Resolution

4. Convene Closed Session

4.1. Convene Closed Session

4.1.1. Restate Closed Session Reason

5. Reconvene to Open Session

5.1. Reconvene Open Session

To reconvene in open session Passed with a motion by Board Member #1 and a second by Board Member #2.

6. ACTION ITEMS

6.1. Resolution

Approve resolution to order a re-call election of Board Member Andy Grosshans
Passed with a motion by Board Member #1 and a second by Board Member #2.

7. Upcoming Board Activities

8. Adjournment

9. For Your Information

Meeting Notice

Notice of Special Board Meeting
School District 145 (aka Waverly Public Schools)

The School District 145-Waverly Board of Education will convene in special session at 6:30 p.m. on Monday, November 22nd in the Central Office Board Room, 14511 Heywood Street, Waverly, Nebraska.

The purpose of this meeting is to set an election date regarding the re-call of Board of Education member Andy Grosshans. The agenda for this meeting, which shall be kept continually current, shall be readily available for public inspection at the School District 145-Waverly Central Office, located at 14511 Heywood Street, Waverly, Nebraska.

Posted this 18th day of November, 2021.

A handwritten signature in black ink, appearing to read "Cory Worrell". The signature is fluid and cursive, with the first name "Cory" and last name "Worrell" clearly distinguishable.

Cory Worrell
Superintendent

RESOLUTION

BE IT RESOLVED by the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145, hereinafter referred to as "School District" as follows:

1. That the Board of Education of this School District hereby finds and determines that the Election Commissioner of Lancaster County, Nebraska, has notified the Board of Education that a recall petition has been filed against Board Member Andy Grosshans and that such recall petition has been found to have been signed by the requisite number of registered voters to require a recall election be held, that said Board Member has not resigned within five days after receiving notice of such, and that the Board of Education is therefore required by Neb. Rev. Stat. § 32-1306(2) to order an election.

2. That the Board of Education of this School District hereby calls and orders an election to be held in this School District pursuant to Nebraska law, including Neb. Rev. Stat. §§ 32-1306 and 32-1307 on the 11th day of January, 2022, at which there shall be submitted to all the legal voters of Ward IV of this School District the following question:

Shall Andy Grosshans be removed from the office of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145?

3. That the notice of election shall be given to all the legal voters of Ward IV of this School District and others as required by law and a copy of the sample ballot shall be published as required by law, such notice and sample ballot shall be published in a newspaper of general circulation in this School District and the secretary of the board or another designee of this School District or the County Clerk or Election Commissioner of Lancaster County shall be and are hereby directed to cause such notice and sample ballot to be published and printed along with any other required publications or actions prior to the election.

4. That the secretary of the board or another designee of this School District shall be and are hereby authorized and directed to certify a copy of this resolution to the County Clerk or Election Commissioner of Lancaster County, who shall conduct the election, as provided by law. That this School District does hereby agree to reimburse the County Clerk or Election Commissioner of Lancaster County for the expenses of publication and conducting the election, to the extent required by law. Ballots for voting at said election shall be certified across county lines for all legal voters of Ward IV of this School District in counties other than Lancaster County and shall be counted and canvassed in the manner required by law, to the extent necessary or appropriate.

5. That the form of ballot and form of notice of election shall be substantially in the sample forms submitted to this meeting, copies of such sample forms are on file with official records of this School District and are incorporated herein by this reference as though set forth in full. That the secretary of the board or another designee of this School District or the County Clerk or Election Commissioner of Lancaster County are hereby authorized and directed to arrange for the printing of the necessary ballots for said election and to do all other things and take all other action appropriate or necessary in order to cause said proposition to be submitted to all the legal voters of Ward IV of this School District as defined in this resolution and as provided herein.

The above resolution, having been approved by a majority of a quorum of the Board of Education of this School District, was declared as passed and adopted by the President at a duly held and lawfully convened meeting in full compliance with the Nebraska open meetings law.

CERTIFICATION AND ORDER

The undersigned hereby certifies that the above Resolution was approved by a majority of a quorum of the members of the Board of Education of this School District and was declared as passed and adopted by the President at a duly held and lawfully convened meeting in full compliance with the Nebraska open meetings law.

The undersigned hereby further certifies that the above Resolution and the attached Sample Notice of Election and Sample Ballot are true and accurate extracts from the minutes of a meeting of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145 held on November 22nd, 2021 and order the election called as provided herein and further certify that such Resolution, Notice of Election, Sample Ballot and Order have been filed with the County Clerk or Election Commissioner of every county which contains all or part of this School District.

DATED this 22nd day of November, 2021.

**LANCASTER COUNTY SCHOOL DISTRICT 55-145,
WAVERLY SCHOOL DISTRICT 145**

BY: _____
President of the Board of Education
or other Board Member

RECEIPT AND ORDER

The undersigned, County Clerk or Election Commissioner of Lancaster County, Nebraska, does hereby acknowledge receipt of the above Resolution, Sample Notice of Election, Sample Ballot and Order, this ____ day of November, 2021 and hereby further orders the election called as provided therein.

County Clerk or Election Commissioner of Lancaster County

**SAMPLE
NOTICE OF ELECTION
LANCATER COUNTY SCHOOL DISTRICT 55-145 A/K/A WAVERLY SCHOOL
DISTRICT 145
IN THE STATE OF NEBRASKA**

Public notice is hereby given to all the legal voters of Lancaster County School District 55-145, a/k/a Waverly School District 145, in the State of Nebraska, that an election has been called and will be held on the 11th day of January, 2022 at which there will be submitted to all legal voters of Ward IV of said School District the following questions:

Shall Andy Grosshans be removed from the office of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145?

Yes

No

By order of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145, in the State of Nebraska and the County Clerk or Election Commissioner of Lancaster County.

**LANCASTER COUNTY SCHOOL
DISTRICT 55-145, A/K/A WAVERLY
SCHOOL DISTRICT 145, IN THE
STATE OF NEBRASKA, AND THE
COUNTY CLERK OR ELECTION
COMMISSIONER OF LANCASTER
COUNTY**

**DRAFT SAMPLE
OFFICIAL BALLOT
LANCASTER COUNTY SCHOOL DISTRICT 55-145,
A/K/A WAVERLY SCHOOL DISTRICT 145
IN THE STATE OF NEBRASKA**

Tuesday, 11th day of January, 2022

Shall Andy Grosshans be removed from the office of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145?

Yes

No

RESOLUTION

BE IT RESOLVED by the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145, hereinafter referred to as "School District" as follows:

1. That the Board of Education of this School District hereby finds and determines that the Election Commissioner of Lancaster County, Nebraska, has notified the Board of Education that a recall petition has been filed against Board Member Andy Grosshans and that such recall petition has been found to have been signed by the requisite number of registered voters to require a recall election be held, that said Board Member has not resigned within five days after receiving notice of such, and that the Board of Education is therefore required by Neb. Rev. Stat. § 32-1306(2) to order an election.

2. That the Board of Education of this School District hereby calls and orders an election to be held in this School District pursuant to Nebraska law, including Neb. Rev. Stat. §§ 32-1306 and 32-1307 on the 11th day of January, 2022, at which there shall be submitted to all the legal voters of Ward IV of this School District the following question:

Shall Andy Grosshans be removed from the office of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145?

3. That the notice of election shall be given to all the legal voters of Ward IV of this School District and others as required by law and a copy of the sample ballot shall be published as required by law, such notice and sample ballot shall be published in a newspaper of general circulation in this School District and the secretary of the board or another designee of this School District or the County Clerk or Election Commissioner of Lancaster County shall be and are hereby directed to cause such notice and sample ballot to be published and printed along with any other required publications or actions prior to the election.

4. That the secretary of the board or another designee of this School District shall be and are hereby authorized and directed to certify a copy of this resolution to the County Clerk or Election Commissioner of Lancaster County, who shall conduct the election, as provided by law. That this School District does hereby agree to reimburse the County Clerk or Election Commissioner of Lancaster County for the expenses of publication and conducting the election, to the extent required by law. Ballots for voting at said election shall be certified across county lines for all legal voters of Ward IV of this School District in counties other than Lancaster County and shall be counted and canvassed in the manner required by law, to the extent necessary or appropriate.

5. That the form of ballot and form of notice of election shall be substantially in the sample forms submitted to this meeting, copies of such sample forms are on file with official records of this School District and are incorporated herein by this reference as though set forth in full. That the secretary of the board or another designee of this School District or the County Clerk or Election Commissioner of Lancaster County are hereby authorized and directed to arrange for the printing of the necessary ballots for said election and to do all other things and take all other action appropriate or necessary in order to cause said proposition to be submitted to all the legal voters of Ward IV of this School District as defined in this resolution and as provided herein.

The above resolution, having been approved by a majority of a quorum of the Board of Education of this School District, was declared as passed and adopted by the President at a duly held and lawfully convened meeting in full compliance with the Nebraska open meetings law.

CERTIFICATION AND ORDER

The undersigned hereby certifies that the above Resolution was approved by a majority of a quorum of the members of the Board of Education of this School District and was declared as passed and adopted by the President at a duly held and lawfully convened meeting in full compliance with the Nebraska open meetings law.

The undersigned hereby further certifies that the above Resolution and the attached Sample Notice of Election and Sample Ballot are true and accurate extracts from the minutes of a meeting of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145 held on November 22nd, 2021 and order the election called as provided herein and further certify that such Resolution, Notice of Election, Sample Ballot and Order have been filed with the County Clerk or Election Commissioner of every county which contains all or part of this School District.

DATED this 22nd day of November, 2021.

**LANCASTER COUNTY SCHOOL DISTRICT 55-145,
WAVERLY SCHOOL DISTRICT 145**

BY: _____
President of the Board of Education
or other Board Member

RECEIPT AND ORDER

The undersigned, County Clerk or Election Commissioner of Lancaster County, Nebraska, does hereby acknowledge receipt of the above Resolution, Sample Notice of Election, Sample Ballot and Order, this ____ day of November, 2021 and hereby further orders the election called as provided therein.

County Clerk or Election Commissioner of Lancaster County

**SAMPLE
NOTICE OF ELECTION
LANCATER COUNTY SCHOOL DISTRICT 55-145 A/K/A WAVERLY SCHOOL
DISTRICT 145
IN THE STATE OF NEBRASKA**

Public notice is hereby given to all the legal voters of Lancaster County School District 55-145, a/k/a Waverly School District 145, in the State of Nebraska, that an election has been called and will be held on the 11th day of January, 2022 at which there will be submitted to all legal voters of Ward IV of said School District the following questions:

Shall Andy Grosshans be removed from the office of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145?

Yes

No

By order of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145, in the State of Nebraska and the County Clerk or Election Commissioner of Lancaster County.

**LANCASTER COUNTY SCHOOL
DISTRICT 55-145, A/K/A WAVERLY
SCHOOL DISTRICT 145, IN THE
STATE OF NEBRASKA, AND THE
COUNTY CLERK OR ELECTION
COMMISSIONER OF LANCASTER
COUNTY**

**DRAFT SAMPLE
OFFICIAL BALLOT
LANCASTER COUNTY SCHOOL DISTRICT 55-145,
A/K/A WAVERLY SCHOOL DISTRICT 145
IN THE STATE OF NEBRASKA**

Tuesday, 11th day of January, 2022

Shall Andy Grosshans be removed from the office of the Board of Education of Lancaster County School District 55-145, a/k/a Waverly School District 145?

Yes

No