

**REGULAR MONTHLY MEETING  
GORDON-RUSHVILLE SCHOOLS BOARD OF EDUCATION  
DISTRICT NO. 81-0010  
Monday, January 11, 2021  
Cafeteria, 810 N Oak Street, Gordon, NE 69343**

The meeting agenda is available online on the district's website under the school board link and will be finalized 24 hours before the meeting.

- I. Open the Meeting
- II. Call to Order/Nebraska Open Meetings Law
- III. Oath of Office
- IV. Election of Officers
  - IV.A. Nomination and election of BOE President
  - IV.B. Nomination and election of BOE Vice-President
  - IV.C. Nomination and election of BOE Secretary
  - IV.D. Nomination and election of BOE Treasurer
- V. Assignment of Committee Members
- VI. Publication of Meeting
- VII. Acceptance of the agenda
- VIII. Public Forum
- IX. Celebration of Excellence
- X. Reports
  - X.A. Building Principals, Activity Director and SPED Director
  - X.B. Superintendent
  - X.C. Board Committees - Code of Ethics
  - X.D. Other School Personnel
- XI. Consent Agenda
  - XI.A. Approve Minutes of the Regular Meeting of Dist. 81-0010 of December 14, 2020.
  - XI.B. Finances: Approve the following: General Fund Bills, Building Fund Bills, Depreciation Fund Bills, Qualified Capital Fund Bills, Cooperative Fund Bills, Lunch Fund Bills, Bond Fund Bills, Transfers
  - XI.C. Approve continued use of current BOE policies and guidelines until reviewed.
  - XI.D. Designate Perry, Guthery, Haase & Gessford Law, KSB Law and Smith, King, Simmons and Conn Law as the District's legal counsel.
  - XI.E. Accept with an appreciation for service the following resignations/ approve the following teaching contracts for the 2021-2022 school year. Resignation of Matt Stetson.
- XII. Discussion Items
  - XII.A. Option/Transfer Enrollment Students - notification
  - XII.B. End of FFCRA leave.
- XIII. Action Items
  - XIII.A. Discuss, Consider, and Take All Necessary Action with Regard to: **Accept the second reading and waive the third reading of Policy 4270 Staff Payments during closure policy.**
  - XIII.B. Discuss, Consider, and Take All Necessary Action with Regard to: Designation of Bank Accounts as presented.  
**1st National Bank-Gordon**  
General Fund- President, Secretary, Treasurer, Alt. Vice President  
Lunch Fund - President, Superintendent, Alt.- HS Principal  
Investment- President, Business Office Manager, Alt. - Vice President  
Scholarship Fund - Guidance Counselor, Superintendent, High School Principal

Turner Fund - Superintendent, High School Principal, Business Manager

**Bank of the West - Gordon**

Activity Fund - Superintendent, High School Principal, Business Manager

Petty Cash Fund - Superintendent, Business Manager

Safety Deposit Boxes #44, #71 - President, Superintendent, Business Manager, Alt. Vice President

**XIII.C. Security First Bank -Rushville**

Payroll Fund - President, Secretary, Treasurer, Alt. Vice President

Special Funds- President, Treasurer, Alt. Vice President, Secretary

Scholarship Funds - Guidance Counselor, Superintendent, High School Principal

XIII.D. Discuss, Consider, and Take All Necessary Action with Regard to: Approval of the transfer of rental agreement from Otte Feed to, Flying 4T Enterprises, LLC, Dusty Turner

XIII.E. Discuss, Consider, and Take All Necessary Action with Regard to: Request by Josephine Redman to modify homeschool elective requirement.

XIII.F. Discuss, Consider, and Take All Necessary Action with Regard to:

XIV. Executive Session

XV. Excuse Absent Members

XVI. Dates to Remember

XVI.A. Date of Next Regular Board Meeting - February 8, 2021

XVII. Adjournment

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**NEBRASKA OPEN MEETINGS ACT**

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**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)(a) Each public body shall give reasonable advance publicized notice of the time and place of each meeting as provided in this subsection. Such notice shall be transmitted to all members of the public body and to the public.

(b)(i) Except as provided in subdivision (1)(b)(ii) of this section, in the case of a public body described in subdivision (1)(a)(i) of section 84-1409 or such body's advisory committee, such notice shall be published in a newspaper of general circulation within the public body's jurisdiction and, if available, on such newspaper's web site.

(ii) In the case of the governing body of a city of the second class or village or such body's advisory committee, such notice shall be published by:

(A) Publication in a newspaper of general circulation within the public body's jurisdiction and, if available, on such newspaper's web site; or

(B) Posting written notice in three conspicuous public places in such city or village. Such notice shall be posted in the same three places for each meeting.

(iii) In the case of a public body not described in subdivision (1)(b)(i) or (ii) of this section, such notice shall be given by a method designated by the public body.

(c) In addition to a method of notice required by subdivision (1)(b)(i) or (ii) of this section, such notice may also be provided by any other appropriate method designated by such public body or such advisory committee.

(d) Each public body shall record the methods and dates of such notice in its minutes.

(e) 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 (i) twenty-four hours before the scheduled commencement of the meeting or (ii) 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 as provided in subsection (1) of this section;

(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 as provided in subsection (1) of this section 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; Laws 2020, LB148, § 3.

#### **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 in-state 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 in-state 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](http://nebraskalegislature.gov/laws/display_html.php?begin_section=84-1407&end_section=84-1414)

Date: December 2020

**Oath of Office**

\_\_\_\_\_ Board of Education  
\_\_\_\_\_ County School District No. \_\_\_\_-\_\_\_\_\_

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

Signed this \_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_

**Affidavit of Publication**

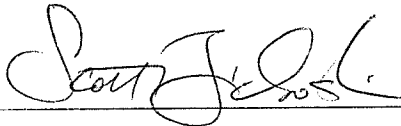
State of Nebraska

County of Sheridan

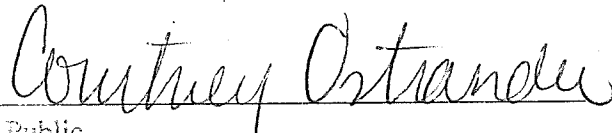
Scott Bidroski, being, first duly sworn, on oath, says: That he/she is an employee of the **Sheridan County Journal Star**, a weekly newspaper published once each week in Gordon, Sheridan County, Nebraska, and of general circulation in said county and state, and that the annexed notice/ad, Gordon-Rushville Board Notice was published in said paper for 1 successive week(s) to wit:

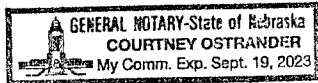
**January 6, 2021**

And that said Sheridan County Journal Star was a legal newspaper under the statutes of the State of Nebraska at the times and during the period that said notice was published. Fee **\$16.32**

Signed: 

Subscribed and sworn to before me this 6th day of January, 2021.

  
Notary Public





## **HOME OF MUSTANG POWER**

Activities Report

January 11, 2021

Keith Mills- AD/Assistant Principal

### Winter Sports Update:

- Boys Basketball – Currently we are 6-4. Played in the Cabela’s Holiday Tourney over the Christmas Break. Although they finished 0-3, they played hard and competed in every game against tough competition. They will play Bayard on Saturday and hope to notch another WTC Conference win. Sophomore, Jace Nelson was selected to the “First Team All- Tourney”.
- Girls Basket – Currently are sitting at 6-3. They also played in the Cabela’s Holiday Tourney over Christmas break, finishing with a 1-2 record, beating Mitchell in their final game on Wednesday. Senior, Jayla Brehmer was selected to the “First Team All-Tourney”. They will face Valentine on Friday and Bayard on Saturday, in hopes to notch another WTC Conference win.
- Wrestling team continues to work through a season filled with a variety of injuries. Many of the injuries sustained have required individuals to be out two to three weeks, so having any continuity with a full team has been difficult. Right before the Holiday Break, the wrestlers participated in a triangular at Hemingford, where they went 1-1 (losing to Bridgeport by 9 and beating Hemingford handedly. They went 3-2 at the Valentine Dual Meet. They also finished 6<sup>th</sup> out of 12 teams at a very tough Sidney/Bridgeport Invite. Currently we have 5 boys with winning match records and Josie Redman is 8-2, recently finishing second at the Girls Winnebago Invite.

### Activities Update:

- Due to restrictions around spectator allowance, unfortunately, the Winter Band/Choir Concert had to be done virtually. The kids did an amazing job,

considering they were playing and singing to an empty event center. Shout out to Mr. Lovell for keeping the kids motivated and engaged under the circumstances with an excellent outcome.

- Speech, Quizbowl, and FFA will be getting back into the swing of things this month. Competitions for all three, continued to get moved on a weekly basis. However, good news is that as of now, most of the events will be done in-person and not virtually.

#### NSAA All Winter Activities Guidelines:

- Active participants are permitted, but not required, to wear face covering during competition/performance.
- Coaches and non-active participants (those not currently on the court, mat, stage) are required to wear face coverings at all times.
- Spectators **are required** to wear face coverings at all times while attending indoor events.
- Face coverings must cover the nose and mouth.
- Attendance is restricted to **50% of occupancy**. (Yellow DHM)
- The host school may establish additional requirements in consultation with local health departments. Additional requirements implemented by the host school must be the same for all schools, officials, judges and spectators.
- Recommendations for entry, restrooms and concessions are still the same as they have been.



# GORDON ELEMENTARY SCHOOL

500 W. 2<sup>ND</sup> ST./P.O. BOX 530  
 GORDON, NEBRASKA 69343  
 PHONE: (308) 282-0216 FAX: (308) 282-1512  
 www.grmustangs.org  
 Twitter: @GordonElem  
 Facebook: @GordonElementaryGRPS

January Board Report  
 January 11, 2021

## 2020-2021 GES Enrollment

PreK	Kindergarten	1st Grade	2nd Grade	3rd Grade	4th Grade	5th Grade	Total
18	28	20	26	31	24	22	169

RES PreK
15 AM 7 PM

- I want to commend and congratulate our teachers for the excellent job they performed in the 1st semester. Through all the unknowns, changes, and challenges, they remained flexible, professional, and ready to serve the students and families at GES. I want you to know that I expect the same behavior from them, and me, during the 2nd semester.
- We had some students transfer out and had come new students start with us so far this semester.
- Finishing up benchmarks in reading and math using Acadience.
- Our school-wide PBIS focus for this month is re-training procedures and expectations in all areas of the building.

Every Student, Every Day  
 Casey Slama, Principal  
 casey.slama@grmustangs.org



**Gordon-Rushville Middle School  
Matt Stetson- Principal  
School Board Report  
January 11, 2021**



Enrollment:

GRMS Enrollment

6th: 31 (No Change)

7th: 53 (No change)

8th: 34 (-2)

Total- 118 (-2)

**Important Dates Concerning the Middle School**

January	1-5	No school- Christmas Break
	6	Classes resume/Start of second semester. Full day of school.
	11	School board meeting, 5 pm at GRHS.
	19	Boys basketball @ Bennett County, 5:30 pm
	20	Noon dismissal for students. Dyslexia training for K-8 via Zoom.
	21	Boys basketball vs. Hay Springs, 4 pm
	25	Boys basketball vs. Bayard, 4 pm
	26	Boys basketball @ St. Agnes (Alliance), 4 pm
	30	Boys basketball @ Valentine Invite, 9 am Mountain Time
February	1	Boys basketball vs. Chadron, 4 pm
	9	Boys basketball @ Valentine, 4 pm Mountain Time
	10	Noon dismissal for students. Professional development.
	11	Boys basketball vs. Cody-Kilgore, 4 pm

1. Christmas caroling at the assisted living facility went really well.
2. The Christmas concert that was live streamed went very well too. Posted on the Facebook page.
3. Second semester/third quarter began on January 6th.
4. Boy's basketball is under way. Games begin on January 19th.
5. Noon dismissal on January 20th. Dyslexia training for K-8 via Zoom with Pam Brezinski of the ESU.



Gordon-Rushville High School  
Board Report  
Nathan Livingston, Principal  
January 11, 2021

- GRHS Enrollment
  - 12th - 37
  - 11th - 34
  - 10th - 40
  - 9th - 34
  - Total - 145
- The 2nd semester for staff and students began on January 6, 2021.
- GRHS is participating in the National Endowment for the Arts Poetry Out Loud Competition <http://www.poetryoutloud.org/>. Some English classes will hold class competitions and winners will advance to the all-school competition to be held on Wednesday, January 27th, at 3:30 PM (location TBD). Pippa White, a poet from Lincoln, NE, will visit with GRHS classroom winners via Zoom before the all school competition to instruct them on reciting poetry.
- There will be a noon dismissal for a staff inservice on January 20. GRHS staff will work on gathering evidence for our Accreditation visit in April.



**Rushville Elementary School  
Matt Stetson- Principal  
School Board Report  
January 11, 2021**



**Enrollment:**

K- 11 (Same)

1st- 22 (-1)

2nd- 10 (Same)

3rd- 13 (Same)

4th- 10 (Same)

5th- 13 (-1)

Total- 79 (-2)

**Important Dates:**

January	6	Classes resume/Start of second semester. Full day of school.
	11	School board meeting, 5 pm at GRHS.
	20	Noon dismissal for students. Dyslexia training for K-8 via Zoom.
February	10	Noon dismissal for students. Professional development.

1. The Christmas store was a huge success, as always, thanks to Deb Kearns and her crew of dedicated volunteers. The kids really enjoyed being able to put gifts under the tree for others.
2. Winter MAPS testing and Acadience testing have concluded. The teachers met right before the end of the first semester and went over the data during an MTSS meeting in order to pinpoint what they need to focus on and who to focus on.
3. Dyslexia training via Zoom for the K-8 teachers will take place on January 20th. This was a suggestion by some of the teachers during a recent MTSS meeting.

## Superintendent Information

January 11, 2021

### Board of Education Meeting/Annual Organizational Meeting

1. Happy New Year! It has been a great start to 2021 at GRPS!
2. Without an incumbent President, Vice, or Secretary I will open the meeting and have you all take the Oath of Office. If you are opposed to taking the Oath, you just have to let me know, as you can opt out of it. After the Oath one of you will need to act at the interim chair and proceed with the nomination and election a President. Once we have a President, he/she will assume the meeting duties.
3. You will elect other officers at this meeting as well. The required officers are president, vice-president, secretary and treasurer. Kathy is the returning Treasurer, and has agreed to continue in that position with board approval.
4. Committee members will then need to be assigned. The President assigns the committee members This is a requirement of policy 8151 which lists these committees:  
Facility/Transportation  
Committee on American Civics  
Negotiations  
Admin Review  
Budget  
Policy  
The current committee members are:  
Facility/Transportation-  
Committee on American Civics Kathy, Sherry  
Policy- Kathy  
Administrative Review - Kathy  
Budget- Kathy,  
Negotiations Kathy, Sherry  
You can add other committees if you would like to through a board action.
5. I am including a copy of the Board Code of Ethics for each of you to sign and have on record. This should be done annually.
6. Approval of the Board policies and guidelines at this meeting is a formality, but nonetheless a required action per policy. Basically, you are stating that you as the board are going to continue to follow the policies currently in place. You are also acknowledging that you will continue using the same procedure of reviewing and updating throughout the year as needed. The same goes for the designating the law firms we work with, it is a formality to establish who our legal counsel is.
7. The designation of Bank Accounts is a requirement.. We have to have the minutes with the designations of accounts and who (which officer) can sign the checks before we can get the signature cards. Therefore, depending on who is in what office, I will be in contact with you before the next meeting to get the appropriate card(s) signed.
8. You will see a letter of resignation from Mr. Stetson, he will be hard to replace.

9. NRCSA (Nebraska Rural Communities School Association) Spring Conference March 24th and 26th in Kearney. It is a good conference with other rural schools and a lot of information. If you are interested in attending let me know.
10. At the time of this report Gordon-Rushville is still in the red on the PPHD risk dial. I did not put an item on the agenda to change our current COVID (Back to School) Plan, as our situation has not changed much, and what we are doing is working. If you would like something added please let me know at least 24 hours prior to the board meeting to allow a change to the agenda.
11. I visited with Kori Stanosheck from NASB about the upcoming review of the Strategic Plan Survey at the February meeting. As of right now she will be joining us via zoom, but if things change and she can come in person she will.
12. The second reading of Policy 4270 is on the agenda, if there are no changes you can waive the third reading and adopt it at this meeting.
13. Our five year accreditation review will be virtual this year and will be held April 11-13. The high school will have a Cognia review and the elementary schools and middle school will be reviewed by the State using Rule 10 guidelines.
14. You will see an action item to approve the transfer of the rental agreement for the parcel at the bus barn that Otte Feed has been renting to Dusty Turner, who actually owns equipment on the land. Otte's are selling the feed store to Kent and Katyi Schwarting and they are going to continue to work with Mr. Turner. Mr. Turner asked to have the lease in his name instead of the Schwartings. A copy of the current lease agreement is included.
15. There is an action item regarding allowing a homeschooled (exempt) student to receive part of her required elective credits for raising her flock of sheep this semester. She presented a letter which is attached to the agenda. She wants to participate in wrestling and FFA, which per policy 5004 she (or any other homeschooled student) can do if they take four elective classes while completing her chosen homeschool curriculum. Exempt students who want to participate in activities are considered part-time students, and have to be enrolled part of the day at GRHS. Currently we require four elective classes, and I have attached a copy of the NSAA constitution that addresses this requirement.  
We currently do not have a class where credits are awarded for raising sheep, cattle etc. There is a policy that states the board can modify requirements. The student and her parent have met with Mr. Livingston, myself and Mrs. Simmons twice regarding this. We think the request requires more research and investigation in order to assure we are putting something into place that is equitable to all students and in the best academic interest of the school districts and all students. We are always willing to look into ways to enhance a students education, and while this might be geared toward a student who is homeschooling, there may be some merit to creating a course offering like this which could be utilized by all students. There are Rule 10 requirements ( that document is also included) that explain the process for adding a course for credit. In short, this may be something that can be beneficial for all students, but we need some time to determine that, at least until next fall. Of course as with all actions like this, the board has the final say!
16. On December 31, 2020 the FFCRA (Family First Corona Relief Act) expired, this was the act that provided paid leave for staff who tested positive for the coronavirus and had to be isolated or who were ordered to quarantine by PPHD. The leave they used did not come from their sick leave or personal leave, and the cost to the district for their salaries was

reimbursable through the CARES Act. Those funds are no longer available. There is discussion among schools as to whether an official board action needs to take place to determine if a school will continue to offer the FFCRA leave without federal reimbursement, or not do so. If a school chooses to extend the additional leave days the cost for those wages will strictly be a district cost, with no reimbursement. Congress did pass the CARES -2 Act which implies that there might be some funding for schools available, but nothing for sure, and not in the same language as the original CARES act. Most schools are going to follow the federal guidelines, which means not allow additional days, and see what happens. I have added this as a discussion item. If I hear anything different from our legal counsel or other schools before the end of the day on Friday, I will change it to an action item.

**Board of Education Code of Ethics**  
**Policy 8272**

It shall be the policy of Gordon-Rushville Public Schools that members of the Board of Education will exercise their responsibilities in accordance with the following Code of Ethics:

1. As a member of the local Board of Education, representing all the citizens of the Gordon-Rushville School District, each Board member will recognize:
  - a. That he or she has been entrusted with the educational development of the children and youth of the community.
  - b. That the community expects that the first and greatest concern of a school Board member will be the best interest of each and every one of the young people enrolled in the district's schools.
  - c. That the future welfare of this community, of this state, and of our nation depends in the largest measure upon the quality of education provided in Gordon-Rushville Public School to meet the needs of every learner.
  - d. That members of the Board of Education must collectively take the initiative in helping all the people in this community to have updated, accurate information about the public schools system, and to provide the finest possible school programs, school staff, and school facilities.
  - e. That by statute the authority of the Board of Education is derived from the state which is ultimately responsible for the organization and operation of the public schools and which determines the degree of discretionary power exercised by the Board representing the people of the Gordon-Rushville community.
  - f. That a school Board member must never neglect his or her personal obligation to the community and legal obligation to the State of Nebraska, nor surrender these responsibilities to any other person, group or organization; but that, beyond this, each school Board member has a moral and civic obligation to our country which can remain strong and free only so long as public schools in the United States are kept strong and free.
2. In view of the foregoing consideration, it must be the constant endeavor of each school Board member:
  - a. To devote time, thought and study to the duties and responsibilities of a school Board member so that he/she may render effective and creditable service.
  - b. To work with fellow school Board members in a spirit of harmony and cooperation so as to convert differences of opinion which arise during discussion and debate into a consensus for the benefit of the students enrolled in Gordon-Rushville Public Schools.

**Board of Education Code of Ethics**  
**Policy 8272**

c. To base personal decisions upon all available facts in each situation, to vote honest conviction in every case, unswayed by partisan bias of any kind; thereafter, to abide by and uphold the final majority decision of the Board of Education.

d. To remember at all times that individual Board members have no local authority outside the meetings of the Board of Education, and to conduct relationships with school staff members, local citizens, and all media of communication on the basis of this fact.

e. To resist every temptation and outside pressure to use the position as a school Board member to benefit either oneself or any other individual or agency apart from the total interest of the school system.

f. To recognize that it is as important for the Board of Education to understand and evaluate the educational program of Gordon-Rushville Public Schools as it is to plan for the business of the school district.

g. To bear in mind under all circumstances that the primary function of the Board of Education is to establish and maintain the policies by which the schools are to be administered, but that the administration of the educational program and the conduct of school business shall be the primary responsibility of the Superintendent of Schools and the professional and non-professional staff members who are employed to work with the Superintendent of Schools.

h. To welcome and encourage active cooperation by citizens, organizations, and the media of communication in Gordon-Rushville Public Schools with respect to the establishment of policy on current school operation and proposed future developments.

i. To strive step by step to achieve the ideal conditions for the most effective service by a Board of Education to its community, in a spirit of teamwork and unwavering commitment to the American system of public education as a primary means for preservation and perpetuation of our representative democracy.

I have read and support the Code of Ethics of the Gordon-Rushville Board of Education. In addition, I state that my declaration regarding any personal or professional conflicts of interest is on file with the Superintendent of Schools.

---

Board of Education Member

January 11, 2021

**BOARD OF EDUCATION  
DISTRICT NO. 81-0010  
DECEMBER 14, 2020**

**OPEN MEETING**

The meeting was called to order by Ziller at 5:30. The meeting followed the guidelines of the Nebraska Open Meetings Act as stated in the document displayed on the south wall.

Roll Call:	Willnerd	Y	Wegner	Y
	Kruger	Y	Johnson	Y
	Retzlaff	Y	Ziller	Y

**PROPERLY PUBLICIZED**

It is moved by Willnerd seconded by Retzlaff to declare this meeting properly publicized and open to the public as per policies #8340 and #8342, method of publication Sheridan County Journal Star - December 9, 2020 Edition - Legals. GRPS website post date Nov. 10, 2020

Roll Call:	Johnson	Y	Wegner	Y
	Retzlaff	Y	Ziller	Y
	Kruger	Y	Willnerd	Y

Motion Carried.

**NOTICE OF MEETING  
GORDON-RUSHVILLE SCHOOL**

The Board of Education for Gordon-Rushville School District No. 10, Sheridan County Nebraska, will hold a Monthly Meeting in the Conference/Board Room/Cafeteria at Gordon-Rushville High School, 810 North Oak St. Gordon, NE on Monday, DECEMBER 14, 2020 5:00 PM Americanism/Civics Committee Meeting with public comment 5:30 PM Regular Monthly Meeting The meeting agenda, which is continuously updated, is available for inspection at the office of the Superintendent of Schools, located at Gordon-Rushville High School, during regular business hours. Purpose:

- 1) Americanism/Civics Committee Meeting with public comment
- 2) Regular Monthly Meeting

Michael Ziller, President Board of Education District No. 81-0010 Publish Date December 9, 2020  
Post Date: November 10, 2020

**ACCEPT AGENDA**

It is moved by Johnson seconded by Retzlaff that the agenda for this meeting, all items of which were placed on it at least 24 hours prior to the meeting time, as provided by statute, be accepted as presented.

Roll Call:	Wegner	Y	Ziller	Y
	Retzlaff	Y	Johnson	Y
	Kruger	Y	Willnerd	Y

Motion Carried.

**PUBLIC FORUM -None**

**CELEBRATION OF EXCELLENCE**

Recognition of No Kid Hungry grant award of \$22,710 to be used for kitchen equipment. PPHD article recognizing Mr. Meng's ukulele band, Mr. Bowkers ice skating rink and the District's overall efforts to provide safe alternatives to usual activities during the pandemic. Letter from Jack Moles NRCSA Executive Director to the Board recognizing Miss Liggett's contribution to the NRCSA reopening project.

## REPORTS

Presented by Mr. Stetson, Mr. Livingston, Mr. Mills, and Miss Liggett

### CONSENT AGENDA

It was moved by Willnerd and seconded by Retzlaff to approve the consent agenda as presented.

A. Minutes of the Regular Meeting of Dist. 81-0010 of November 9, 2020 and Emergency Meeting on November 19, 2020. B. Finances: General Fund Bills \$763,914.63, Building Fund Bills \$0, Depreciation Fund Bills \$0, Lunch Fund Bills \$43,769.39, Cooperative Fund Bills \$0, Qualified Capital Fund Bills \$200.00. Transfers: General Fund transfer from the Investment Fund \$624,500.00, Building fund to the Investment Fund \$2,000.00 C. Approve 2020 Patron Report. D. Approve 2020 Superintendent's Evaluation E. Approve adding Brooke Simmons to the Scholarship Accounts at First National Bank and Security First Bank F. Approve 2021-2022 negotiated agreement with the certified staff to include a base salary of \$36,700, flat salary \$15,650, increase of the MS Activity Director to 7%, DL Classes no limit on # of classes per semester and Cheerleading to 5%.

Roll Call:	Wegner	Y	Ziller	Y
	Kruger	Y	Retzlaff	Y
	Johnson	Y	Willnerd	Y

Motion Carried

### DISCUSSION ITEMS - None

### ACTION ITEMS

#### POLICY 4031

It is moved by Retzlaff seconded by Johnson to approve the second reading of Policy 4031 Injury Leave (as required by LB 1186), and waive the third reading.

Roll Call:	Wegner	Y	Johnson	Y
	Ziller	Y	Kruger	Y
	Willnerd	Y	Retzlaff	Y

Motion Carried

#### POLICY 4025

It is moved by Willnerd seconded by Retzlaff to accept the second reading of Policy 4025 Professional Boundaries (as required by LB 1080) and waive the third reading.

Roll Call:	Wegner	Y	Johnson	Y
	Ziller	Y	Kruger	Y
	Willnerd	Y	Retzlaff	Y

Motion Carried

#### POLICY 4270

It is moved by Johnson seconded by Kruger to approval of first reading of Policy 4270 Staff Payments during closure policy.

Roll Call:	Wegner	Y	Johnson	Y
	Ziller	Y	Kruger	Y

Willnerd            Y            Retzlaff            Y

Motion Carried

**BACK TO SCHOOL PLAN**

Discuss, Consider, and Take All Necessary Action with Regard to updates to Back to School Plan - No Action Taken

**EXECUTIVE SESSION** -None

**DATES TO REMEMBER**

Next Regular Board Meeting– Monday January 11, 2021 @ 5:30 pm

**ADJOURNMENT**

It is moved by Willnerd seconded by Retzlaff , to adjourn the District No. 10 meeting at 6:06 PM.

Roll Call:	Wegner	Y	Johnson	Y
	Willnerd	Y	Zilller	Y
	Kruger	Y	Retzlaff	Y

Motion Carried.

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PRESIDENT

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SECRETARY

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
<b>Checking</b>	<b>1</b>	<b>Fund: 01 DISTRICT 10</b>	
AMAZON	AMAZON CREDIT PLAN	DEC 2020	196.82
01 2410 610 013 0 000	MISSION MONDAY - DIGITAL		
01 2410 610 013 7 000	FLOOR MARKERS		
01 1100 610 001 0 000	HS TEACHER SUPPLIES -		
01 2130 610 000 7 000	MASKS		
	<b>Vendor Total:</b>		<b>196.82</b>
ANDEKEL	ANDERSON, KELLI	JAN. 2021	314.65
01 2710 332 015 0 000	MILEAGE TO PARENTS		
	<b>Vendor Total:</b>		<b>314.65</b>
BERNDTS	BERNDT, SCOTT	JAN. 2021	4,366.25
01 2710 332 015 0 000	MILEAGE TO PARENTS		
	<b>Vendor Total:</b>		<b>4,366.25</b>
BIDRSCO	BIDROSKI, SCOTT	JAN. 2021	970.17
01 2710 332 013 0 000	MILEAGE TO PARENTS		
	<b>Vendor Total:</b>		<b>970.17</b>
BIGBADW	BIG BAD WEATHER PLOWING	0090/0084	350.00
01 2630 420 000 0 000	BUS BARN - INV#: 0084		
01 2630 420 001 0 000	HS PARKING LOT - INV#: 0084		
01 2630 420 001 0 000	HS PARKING LOT - INV#: 0090		
01 2630 420 000 0 000	BUS BARN - INV#: 0090		
	<b>Vendor Total:</b>		<b>350.00</b>
BLACKHI	BLACK HILLS ENERGY	DEC 2020	8,505.42
01 2610 621 000 0 000	NATURAL GAS		
	<b>Vendor Total:</b>		<b>8,505.42</b>
BLUFFAC	BLUFFS FACILITY SOLUTIONS	416357/41108 5	827.13
01 2610 610 000 0 000	SUPPLIES		
01 2610 610 000 7 000	CLEANING SUPPLIES		
	<b>Vendor Total:</b>		<b>827.13</b>
BOMGAAR	BOMGAARS	49371238	26.28
01 2610 610 000 0 000	SUPPLIES		
	<b>Vendor Total:</b>		<b>26.28</b>
BOURTY	BOURNE, TY	JAN. 2021	647.33
01 2710 332 015 0 000	MILEAGE TO PARENTS		
	<b>Vendor Total:</b>		<b>647.33</b>
BRACPAT	BRACKEN, PATRICIA	JAN. 2021	394.46
01 2710 332 014 0 000	MILEAGE TO PARENTS		
	<b>Vendor Total:</b>		<b>394.46</b>
BRINSHE	BRINK, SHERRY	JAN. 2021	2,117.33

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>2,117.33</b>
CARDMEM	CARDMEMBER SERVICE	DEC 2020	487.88
01 1200 330 000 0 000	AAC VOCAB TRAINING -		
01 2610 610 000 7 000	GLOVES		
01 2320 610 000 0 000	MONTHLY:		
01 2730 626 000 0 000	FUEL		
<b>Vendor Total:</b>			<b>487.88</b>
CENBUS	CENTURY BUSINESS PRODUCTS, INC.	547970	3,791.69
01 1100 610 000 0 000	COPIES		
<b>Vendor Total:</b>			<b>3,791.69</b>
CHADMED	CHADRON MEDICAL CLINIC PC	320869	253.00
01 2710 890 000 0 000	DOT PHYSICAL - M. HATHORN		
<b>Vendor Total:</b>			<b>253.00</b>
CHILD	CHILD, CARRIE	JAN. 2021	1,892.81
01 2710 332 015 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>1,892.81</b>
CITYOF	CITY OF GORDON	DEC 2020	1,291.00
01 2610 410 000 0 000	WATER AND SEWER		
CITYOF	CITY OF GORDON	SRO DEC. 2020	2,885.71
01 4962 340 000 0 000	SRO 11/26/20-12/23/20		
<b>Vendor Total:</b>			<b>4,176.71</b>
CITYO2	CITY OF RUSHVILLE	DEC 2020	380.80
01 2610 410 000 0 000	WATER AND SEWER		
<b>Vendor Total:</b>			<b>380.80</b>
CULLIG	CULLIGAN WATER CONDITIONING	DEC 2020	96.00
01 2610 610 015 0 000	SUPPLIES - INV#:299989-		
01 2610 610 013 0 000	SALT - INV#: 299101		
<b>Vendor Total:</b>			<b>96.00</b>
DIERJEN	DIERIEX, JENNIFER	JAN. 2021	1,091.44
01 2710 332 014 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>1,091.44</b>
DIST10A	DISTRICT 10 INVESTMENT FUND	JANUARY 2021	199,500.00
01 105	XFER FM D10 TO INV.		
<b>Vendor Total:</b>			<b>199,500.00</b>
DOLECOU	DOLEZAL, COURTNEY	JAN. 2021	1,034.74
01 2710 332 014 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>1,034.74</b>

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
DOLEKOR	DOLEZAL, KORTNEY	JAN. 2021	666.50
01 2710 332 014 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>666.50</b>
ESU13S	ESU 13 SOAR	DEC 2020	7,305.27
01 2120 320 000 0 000	THERAPEUTIC BEHAVIOR/MENTAL		
01 2140 320 000 0 000	PSYCH. ASSESSMENT AGE 3-5		
01 2152 320 000 0 000	SPEECH/LANGUAGE AGE 3-5		
01 2151 320 000 0 000	SPEECH/LANGUAGE SCHOOL AGE		
01 2140 320 000 0 000	PSYCH. ASSESSMENT SCHOOL		
01 2140 320 000 0 000	PSYCH. ASSESSMENT SCHOOL		
01 1200 320 000 0 000	PUPIL SERVICES		
01 2610 382 000 0 000	TELEPHONE		
01 2410 330 000 0 000	K. MILLS - POVERTY IN		
<b>Vendor Total:</b>			<b>7,305.27</b>
FISHSHA	FISHER, SHANE AND SHERYL	JAN. 2021	1,035.72
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 014 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>1,035.72</b>
FRONTI	FRONTIER SERVICE & SUPPLY	61520	950.68
01 2730 430 000 0 000	REPAIR		
01 2730 430 000 0 000	PARTS		
<b>Vendor Total:</b>			<b>950.68</b>
GLASSW	GLASS WIZARD, THE	6070	75.00
01 2730 430 000 0 000	WINDSHEILD CHIP REPAIR		
<b>Vendor Total:</b>			<b>75.00</b>
GREATP	GREAT PLAINS COMMUNICATIONS INC.	DEC 2020	1,498.00
01 2610 382 000 0 000	TELEPHONE		
<b>Vendor Total:</b>			<b>1,498.00</b>
GROCER	GROCERY MART	DEC 2020	246.75
01 1100 610 001 0 000	SUPPLIES - KRUGER		
01 2610 610 013 0 000	DETERGENT		
<b>Vendor Total:</b>			<b>246.75</b>
HECKMIC	HECK, JOSH AND MICHELE	JAN. 2021	748.11
01 2710 332 015 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>748.11</b>
HILLYA	HILLYARD / SIOUX FALLS	604196880	1,953.70
01 2610 610 000 0 000	SUPPLIES		
<b>Vendor Total:</b>			<b>1,953.70</b>
HINDTON	HINDMAN, TONI	JAN. 2021	2,977.70
01 2710 332 013 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
			<b>Vendor Total:</b>
			<b>2,977.70</b>
HINNSG	HINNS GORDON AUTO PARTS	504170- 504694	124.46
01 2610 610 000 0 000	SUPPLIES		
01 2730 430 000 0 000	PARTS		
			<b>Vendor Total:</b>
			<b>124.46</b>
HINNS2	HINNS HARDWARE & FURNITURE	19918/20898	142.08
01 2610 610 014 0 000	SUPPLIES		
01 2610 610 015 0 000	SUPPLIES		
			<b>Vendor Total:</b>
			<b>142.08</b>
HINNSR	HINNS RUSHVILLE AUTO	2309262/2309 53	103.86
01 2730 430 000 0 000	PARTS		
			<b>Vendor Total:</b>
			<b>103.86</b>
HOMEST	HOMESTEAD BUILDING SUPPLY INC	01068146- 01068722	2,678.30
01 3599 610 001 3 000	SUPPLIES - TURNER GRANT		
01 1100 610 001 0 000	TEACHER SUPPLIES - BROWDER		
01 2610 610 000 0 000	SUPPLIES		
01 3599 610 001 7 000	NDE HEALTHY CHILD GRANT -		
			<b>Vendor Total:</b>
			<b>2,678.30</b>
HUNTQUI	HUNT, QUIRT AND AMBER	JAN. 2021	403.14
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 013 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>403.14</b>
HUNTROX	HUNTER, ROXY	JAN. 2021	2,956.40
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 014 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>2,956.40</b>
IDEALL	IDEAL LINEN SUPPLY	11037469- 11041812	613.63
01 2610 610 001 0 000	SUPPLIES		
			<b>Vendor Total:</b>
			<b>613.63</b>
JOSTEN	JOSTENS	25303574	64.15
01 1200 610 000 0 000	SOCIAL DIPLOMA		
			<b>Vendor Total:</b>
			<b>64.15</b>
KEARTAM	KEARNS, TAMARA	JAN. 2021	2,893.79
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>2,893.79</b>
KEARNZAC	KEARNS, ZACH AND BRITTNEY	JAN. 2021	544.08
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 014 0 000	MILEAGE TO PARENTS		

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>	
<u>Account Number</u>		<u>Description</u>		
				<b>Vendor Total: 544.08</b>
KONECHI	KONE CHICAGO	959552076	5,141.41	
01 1200 340 000 0 000		ELEVATOR MAINTENANCE		
				<b>Vendor Total: 5,141.41</b>
KONEIN	KONE INC	Z959552076	485.86	
01 2320 810 000 0 000		INTEREST INVOICE FOR		
				<b>Vendor Total: 485.86</b>
KREIFAY	KREITMAN, FAYE	DEC 2020	330.50	
01 2710 352 000 0 000		BUS DRIVER		
				<b>Vendor Total: 330.50</b>
KROTHER	KROTZ, HEIDI	JAN. 2021	2,254.33	
01 2710 332 015 0 000		MILEAGE TO PARENTS		
				<b>Vendor Total: 2,254.33</b>
KRUMSTE	KRUML, STEVE	DEC 2020	198.00	
01 2710 352 000 0 000		BUS DRIVER		
				<b>Vendor Total: 198.00</b>
KSBSCH	KSB SCHOOL LAW	9349	1,983.00	
01 2330 317 000 0 000		SPED LEGAL SERVICES		
				<b>Vendor Total: 1,983.00</b>
LAKESH	LAKESHORE	2186931220	13.97	
01 1100 610 014 0 000		SUPPLIES		
				<b>Vendor Total: 13.97</b>
LECHHOL	LECHLEITNER, HOLLY	JAN. 2021	1,142.24	
01 2710 332 014 0 000		MILEAGE TO PARENTS		
				<b>Vendor Total: 1,142.24</b>
MUSFCAN	MUSFELT, CANDI	JAN. 2021	917.73	
01 2710 332 013 0 000		MILEAGE TO PARENTS		
				<b>Vendor Total: 917.73</b>
NASB	NASB	45959	300.00	
01 2310 810 000 0 000		SUPERINTENDENT EVAL		
				<b>Vendor Total: 300.00</b>
NEPUBL	NE PUBLIC POWER DISTRICT	DEC 2020	3,209.12	
01 2610 622 000 0 000		ELECTRICITY		
				<b>Vendor Total: 3,209.12</b>
OTTEFE	OTTE FEEDS	13006	90.00	
01 2610 610 000 0 000		SUPPLIES		
				<b>Vendor Total: 90.00</b>

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
PAYROL	PAYROLL ACCOUNT	JANUARY PYRL GF ACCT	621,209.93
01 2310 810 000 0 000	ACH		
01 411	JANUARY PYRL GENERAL FUND		
<b>Vendor Total:</b>			<b>621,209.93</b>
PEPPER	PEPPER OF MINNEAPOLIS, J W	363070363	169.96
01 1100 610 013 0 000	10048729 Performance cd		
01 1100 610 013 0 000	10048726 Pirates! The		
01 1100 610 013 0 000	10048734 Pirates! The		
01 1100 610 013 0 000	SHIPPING		
<b>Vendor Total:</b>			<b>169.96</b>
PERRYG	PERRY,GUTHERY,HAASE & GESSFORD	109	765.00
01 2330 317 000 0 000	LEGAL SERVICES		
<b>Vendor Total:</b>			<b>765.00</b>
PETTY2	PETTY CASH FUND	1/4/21 LEFLER	891.63
01 1100 111 015 0 000	S LEFLER GARN REFUND		
<b>Vendor Total:</b>			<b>891.63</b>
PITBO2	PITNEY BOWES INC.	10169920787	14.52
01 2610 443 000 0 000	POSTAGE MACHINE RENTAL - HS		
<b>Vendor Total:</b>			<b>14.52</b>
PIZZAH	PIZZA HUT	5648	219.01
01 3599 610 001 0 000	COLLEGE ACC GRANT-		
<b>Vendor Total:</b>			<b>219.01</b>
PURCHA	PURCHASE POWER	DEC 2020	1,060.24
01 2610 531 000 0 000	POSTAGE		
<b>Vendor Total:</b>			<b>1,060.24</b>
RAWROC	RAWLES, ROCKY	JAN. 2021	655.52
01 2710 332 013 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>655.52</b>
REDMRAC	REDMAN, RACHAEL	JAN. 2021	3,408.70
01 2710 332 013 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>3,408.70</b>
ROFFJAR	ROFFERS, JARED	JAN. 2021	917.73
01 2710 332 014 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>917.73</b>
ROSSSTE	ROSS, STEVEN	DEC 2020	517.50
01 2712 332 000 0 000	MILEAGE TO PARENTS		

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
			<b>Vendor Total:</b>
			<b>517.50</b>
SALILOR	SALISBURY, LORI	DEC 2020	552.00
01 2712 332 000 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>552.00</b>
SCJOUR	SC JOURNAL STAR	19162-19934	232.38
01 2320 540 000 0 000	ADVERTISING AND PRINTING		
			<b>Vendor Total:</b>
			<b>232.38</b>
SCHEWAR	SHEENEN, WARREN AND WENDY	JAN. 2021	3,107.16
01 2710 332 014 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>3,107.16</b>
SIMMBRO	SIMMONS, BROOKE	DEC 2020	22.00
01 3599 610 001 0 000	COLLEGE ACC. GRANT -		
			<b>Vendor Total:</b>
			<b>22.00</b>
SIMMTAN	SIMMONS, TANNER	JAN. 2021	4,542.10
01 2710 332 013 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>4,542.10</b>
SIMOWAD	SIMONSON, JACQUELINE	JAN. 2021	816.12
01 2710 332 013 0 000	MILEAGE TO PARENTS		
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>816.12</b>
SPARQDA	SPARQDATA SOLUTIONS	2094	2,600.00
01 2310 735 000 0 000	MEETING SUBSCRIPTION		
			<b>Vendor Total:</b>
			<b>2,600.00</b>
STERMEL	STERKEL, MELANIE	JAN. 2021	630.94
01 2710 332 013 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>630.94</b>
STOKLAU	STOKER, LAURA	JAN. 2021	199.11
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 013 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>199.11</b>
SWANCHE	SWANSON, CHET AND LYDIA	JAN. 2021	775.32
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 013 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>775.32</b>
TAUSASH	TAUSAN, ASHLEI	JAN. 2021	116.52
01 2710 332 013 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total:</b>
			<b>116.52</b>

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
THOMBRE	THOMAS, BRENDA	DEC 2020	75.00
01 1200 340 000 0 000	CONTRACTED PUPIL SERVICES		
			<b>Vendor Total: 75.00</b>
THORAND	THORSEN, ANDREW	JAN. 2021	477.05
01 2710 332 013 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total: 477.05</b>
TIMEMAN	TIME MANAGEMENT SYSTEMS	245922	274.00
01 2410 350 000 0 000	MONTHLY AGREEMENT		
			<b>Vendor Total: 274.00</b>
TRUEVA	TRUE VALUE	454899- 455575	1,606.71
01 3540 610 000 0 000	PREK SUPPLIES		
01 2610 610 001 0 000	SUPPLIES		
01 2610 610 013 0 000	SUPPLIES		
01 1100 610 001 0 000	TEACHER SUPPLIES - BROWDER		
01 2610 610 015 0 000	SUPPLIES		
01 2610 610 014 0 000	SUPPLIES		
01 2610 610 000 0 000	TEACHERAGE SUPPLIES		
			<b>Vendor Total: 1,606.71</b>
TULLIS	TULLIS, ALLAN	JAN. 2021	563.75
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total: 563.75</b>
VIAERO	VIAERO WIRELESS	DEC 2020	183.51
01 1200 382 000 0 000	TABLET		
01 2610 382 000 0 000	TELEPHONE		
			<b>Vendor Total: 183.51</b>
VINCENT	VINCENT, CLINT	JAN. 2021	537.53
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total: 537.53</b>
WEATH2	WEATHERCRAFT CO. INC.	426377940	725.00
01 2620 340 014 0 000	CONTRACTED SERVICES		
			<b>Vendor Total: 725.00</b>
WELLMIKE	WELLNITZ, MIKE	JAN. 2021	191.74
01 2710 332 015 0 000	MILEAGE TO PARENTS		
			<b>Vendor Total: 191.74</b>
WESTCO	WESTCO	DEC 2020	2,657.79
01 2730 626 000 0 000	BULK DIESEL		
01 2730 626 000 0 000	FUEL		
			<b>Vendor Total: 2,657.79</b>
WENEBE	WESTERN NEBRASKA BEHAVIORAL HEALTH	DEC 2020	3,393.75

<u>Vendor ID</u>	<u>Vendor Name</u>	<u>Invoice</u>	<u>Amount</u>
<u>Account Number</u>	<u>Description</u>		
01 1200 320 000 0 000	PUPIL SERVICES		
01 2120 320 001 0 000	PUPIL SERVICES		
<b>Vendor Total:</b>			<b>3,393.75</b>
WILLKAT	WILLIAMSON, KATIE	JAN. 2021	786.62
01 2710 332 014 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>786.62</b>
WPCI	WPCI	0053329-IN	51.55
01 2410 890 001 0 000	LABELS		
WPCI	WPCI	0053502-IN	756.33
01 2410 890 001 0 000	DIP CARDS		
<b>Vendor Total:</b>			<b>807.88</b>
ZILLMIC	ZILLER, MICHAEL AND KRISTINA	JAN. 2021	652.90
01 2710 332 015 0 000	MILEAGE TO PARENTS		
01 2710 332 014 0 000	MILEAGE TO PARENTS		
<b>Vendor Total:</b>			<b>652.90</b>
<b>Fund Total:</b>			<b>931,825.01</b>
<b>Checking Account Total:</b>			<b>931,825.01</b>

Personnel - All EmployeesStaff Payments During Closure

In the event of inclement weather, a pandemic, or other unexpected or extra-ordinary circumstances, the Board of Education or the Superintendent may close school or a particular school building in order to protect staff and students from harm, and will establish a reopen date when it is safe to return. If such closure extends for a long period of time as determined by the Superintendent, then the Superintendent may implement procedures, agreements, or other requirements to compensate staff during a closure to ensure staff return to employment after the closure. The District may consistently pay staff according to District policies and procedures already established by salaries or wages.

Legal Reference: 2 C.F.R. § 200.430

Date of Adoption: [Insert Date]

- a waiver of the age eligibility rule shall be to determine if a discrepancy exists in the student's reported Date of Birth that, upon further examination and evidence, would result in the establishment of the correct Date of Birth. [See, *Pottgen v. MSHSAA*, 40 F. 3d. 926 (8th Cir. 1994).]
4. In light of NDE Title 92. Chapter 51 (003.49) (hereinafter "Rule 51") that states, "School age programs shall mean special education programs and related services designed to serve children with verified disabilities from age 5 through the school year in which the student reaches age twenty-one," an age rule exception is extended for Unified Sports activities and events to student who are identified under Rule 51 competing as students with intellectual disabilities. Unified Sport athletes who become twenty-one years of age on or after August 1 shall be eligible on the basis of age in non-contact Unified Sports until the end of the current school year.

- 2.3.2 A student in grade seven or eight who reaches age 15 prior to August 1 may participate on a senior high school team.

## 2.4 ATTENDANCE REQUIREMENT

- 2.4.1 A student must have enrolled in some high school on or before the eleventh school day of the semester in which the contest takes place to be eligible for varsity interscholastic competition.

### **APPROVED RULINGS AND INTERPRETATIONS FOR 2.4.1**

*If a student enrolls in one school any time within the first two weeks after that school has opened and subsequently transfers to another school during that semester, the latter school may accept the student's original enrollment as meeting the enrollment requirements.*

- 2.4.2 After initial enrollment at a school, a student must be regular in attendance in accordance with the officially adopted attendance policy of that school.
- 2.4.3 The above requirements may be waived if a student is prevented from enrolling or being regular in attendance because of personal illness or quarantine and satisfactory cause of such late registration is presented to the Executive Director.

## 2.5 SCHOLASTIC REQUIREMENTS

- 2.5.1 **Current Semester.** To be eligible, the student must be continuously enrolled in at least twenty credit hours of instruction per semester at the school the student represents in interscholastic competition. Exempt or home school students from authorized Rule 13 schools must be continuously enrolled in a minimum of ten credit hours of instruction per semester at the school the student represents in interscholastic competition. Students enrolled in college classes at an accredited institution should be allowed to use those classes in meeting the twenty-credit hour eligibility requirements. No student should be allowed to use more than two classes from an accredited institution in one semester. Proof of enrollment and payment of fees should be provided to the Activities Director to verify they are registered and enrolled for the class (es).

### **APPROVED RULINGS AND INTERPRETATIONS FOR 2.5.1**

*Each individual school may determine its own current semester scholastic requirement for eligibility to compete in interschool activities. The requirements may be more stringent than the State Associations, but in no case shall the requirements be less restrictive.*

- 2.5.2 **Preceding Semester.** To be eligible, a student shall have credit on the school records for twenty credit hours of school work for the immediate preceding semester.

### **APPROVED RULINGS AND INTERPRETATIONS FOR 2.5.2**

*The twenty credit hours shall be such as will ordinarily be considered as advancing the student towards graduation.*

- 2.5.2.1 The term "preceding semester" means the semester immediately preceding the semester in which the student wishes to participate in activities.
- 2.5.2.2 The preceding semester rule is not to apply to students who are entering high school for the first time and have not competed or practiced with a high school team.
- 2.5.3 **Opportunity to Fulfill Scholastic Deficiency.** A student who does not earn twenty credit hours during the spring semester may make up not to exceed ten credit hours during the summer in an accredited program. Such work must be completed and the grades recorded on the school records prior to September 1 or the opening day of school, whichever comes first, in order for that student to be eligible for varsity interscholastic participation the fall semester.
- 2.5.3.1 If incomplete grades are the determining factor in whether a student has the required number of credit hours the preceding semester, the student remains ineligible until the incomplete is replaced by passing grades and the incomplete grades are on the records of the school.
- 2.5.4 **Year Around School.** Eligibility requirements may be adjusted for a one-year period by the Board of Directors in order to permit students to participate in activities in schools that are experimenting with the twelve-month school year.

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item # 1

State Committee for the Reorganization of School Districts under the provisions of 79-4,108 R.R.S.

001.08 Any public school districts reopening shall follow the application procedures as provided for nonpublic schools in Section 015.

002 Definitions. As used in this Chapter:

002.01 AQuESTT (Accountability for a Quality Education System Today and Tomorrow) means a system designed to measure the performance of public schools and districts and establish performance classifications through a framework that describes quality and accountability. The framework addresses two broad categories of quality education systems: 1.) Student Success and Access to include the following tenets: Positive Partnerships, Relationships and Student Success; Transitions; and Educational Opportunities and Access; and 2.) Teaching and Learning, to include the following tenets: College and Career Ready; Assessment; and Educator Effectiveness, as outlined in Appendix G.

002.02 AQuESTT Tenet means statements used in this Chapter to describe conditions which contribute to quality education systems for public schools and districts. AQuESTT tenets are not requirements of this Chapter.

002.03 Board means the State Board of Education.

002.04 Commissioner means the State Commissioner of Education.

002.05 Core Curriculum means a curriculum which includes language arts, social studies, science, mathematics, career and technical education, world language, visual and performing arts, and personal health and physical fitness and which, in public schools, incorporates multicultural education in all areas.

002.06 Course means a particular subject, subject area, or defined sequence of learning experiences scheduled during the school day with a certificated teacher assigned and with one or more students enrolled and in attendance.

002.07 Department means the State Department of Education, which is comprised of the Board and the Commissioner.

002.08 Elementary Grades means those grades designated by the school system as elementary, but not to include any above grade eight.

002.09 Governing Body means the school board or board of education of a public school district, a board elected or appointed to provide direction to a nonpublic school or a nonpublic school system, or an individual or corporate owner.

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003.09 Contracting Districts. School districts that contract under the provisions of state statute with another district or districts to provide all educational services for all students in the secondary grades may be considered accredited but may operate only elementary grades. School districts shall notify the Department upon approval of the patrons of the district for contracting all elementary students and/or all secondary students with other districts. Any school district reopening after contracting all students shall follow the same application procedures as provided for nonpublic schools in Section 015 of this Chapter.

003.10 School Site Review. The State Department of Education staff may conduct periodic on-site visits to school systems to review and determine compliance with the provisions of this Chapter.

003.11 Contested Case Orders. In a contested case, any school system receiving an order entered by the State Board of Education under the Administrative Procedures Act shall comply with the conditions of the order, unless a judicial stay has been entered.

003.12 Each public school district shall require each such district's schools to establish a period of time during the school day, when a majority of pupils is scheduled to be present, during which pupils will be led in the recitation of the Pledge of Allegiance in the presence of the flag of the United States of America, in grades kindergarten through twelve. Pupil participation in the recitation of the Pledge of Allegiance shall be voluntary. Pupils not participating in the recitation of the Pledge shall be permitted to silently stand or remain seated but shall be required to respect the rights of those pupils electing to participate.

004 Curriculum and Standards

004.01 K-12 Curriculum. Quality Indicator: **The curriculum is comprehensive, coordinated, and sequential and is directed toward locally approved goals and standards for student learning. The instructional program focuses on achievement and provides for the needs of all students including learners with disabilities and high ability learners. It draws upon research, best practice, and reputable theory.**

**AQuESTT Tenet: Every student is prepared to pursue postsecondary educational opportunities and career goals upon completion of secondary education.**

**AQuESTT Tenet: Every student has access to coordinated and comprehensive instructional opportunities to be prepared for learning, earning, and living.**

**AQuESTT Tenet: All students experience success through a continuous improvement process that builds student, parent/guardian/family and community engagement in order to enhance educational experiences and opportunities for all students.**

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004.01A The instructional program of the school system is based on written purposes or standards and is approved by the local board of education or governing body. These documents are on file in each school building and each certificated staff member is provided a copy.

004.01B School districts adopt academic content standards in the subject areas of reading and writing (language arts), mathematics, and science determined by each district to be measurable quality standards that are the same as, equal to, or more rigorous than the state academic content standards in Appendix A (English Language Arts Standards), Appendix B (Mathematics Standards), Appendix C (Science Standards), and Appendix D (Social Studies Standards) pursuant to 79-760.01 R.R.S. The deadline for school districts to adopt replacement academic content standards will not extend past one year following the State Board's adoption of new content standards. Nonpublic schools have local academic content standards for reading, writing, mathematics, science, and social studies/history approved by the local governing body.

004.01C The school system has written guides, frameworks, or standards for all other areas of the curriculum. In connection with this requirement, school systems are encouraged to adopt the Fine Arts Standards adopted by the State Board March 4, 2014. The school system also has a written description of the library media and guidance programs.

004.01D Writing experiences are incorporated in all curricular areas K-12.

004.01E Educational/computer technology is incorporated in the instructional program at the elementary, middle, and secondary levels.

004.01F The instructional program in public schools incorporates multicultural education in all curriculum areas at all grades. Multicultural education includes, but is not limited to, studies relative to the culture, history, and contributions of African Americans, Hispanic Americans, Native Americans, Asian Americans and European Americans with special emphasis on human relations and sensitivity toward all races. The regulation is based on statute and cannot be waived through Section 013.01 of 92 NAC 10.

004.01F1 The district has a statement of philosophy or mission for the multicultural education program. Local program goals address multicultural education.

004.01F2 The district curriculum guides, frameworks, or standards incorporate multicultural education.

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004.01F3 The district multicultural education program includes a process for selecting appropriate instructional materials.

004.01F4 The district has a process for provision of staff development in multicultural education including professional development for administrators, teachers, and support staff which is congruent with local district and program goals.

004.01F5 The district has a process for periodic assessment of the multicultural education program. An annual status report is provided to the local board of education.

004.02 Elementary Curriculum. Quality Indicator: **The elementary instructional program is based on state or locally approved standards for student learning and helps each student acquire knowledge, skills, and understanding in all subject areas. The instruction is appropriate for the grade level of the students. Teaching and learning activities and the general environment stimulate, nurture, and encourage involvement in a wide range of learning experiences. The program helps students apply and extend basic skills by integrating topics throughout the curriculum. The schedule is sufficiently flexible to encourage teachers and students to address emergent needs and topics.**

**AQuESTT Tenet: Quality educational systems focus on supports for students transitioning between grade levels, programs, schools, districts, and ultimately, college and career.**

004.02A The Elementary Instructional Program. The elementary school has a representative weekly schedule for each classroom teacher encompassing experiences in the following subject areas:

004.02A1 Reading and Language Arts. The curriculum includes development and practice of skills and understanding in reading, writing, speaking, and listening. It helps children develop appreciation of literature, creativity, and expression.

004.02A2 Mathematics. The curriculum includes development, practice, and application of numeration, computation, estimation, problem solving, geometry/spatial concepts, measurement and related topics.

004.02A3 Social Studies. The curriculum helps children to develop an understanding of the world and its people. It includes experiences drawn from geography, history, economics, government, citizenship, career awareness, human relations, current affairs, and cultural studies. This includes instruction in American history and stories about the exploits and

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004.03A9 Physical Education. The curriculum includes active involvement in health-related physical fitness activities designed to develop cardiorespiratory endurance, muscular strength and endurance, and flexibility. It encourages students to develop habits of physical exercise through individual and team activities and by emphasizing involvement rather than competition. Practice for and participation in interscholastic activities cannot substitute for any part of physical education.

004.03B Career education is included in the middle grades program.

004.03C No student in grades seven or eight participates in interscholastic athletic contests between schools within a school system or between school systems which exceed six games in football, fourteen matches in volleyball, twelve games in basketball, eight meets in wrestling, eight meets in track and field, and eight contests in all other activities. Contest limits shall be based upon the total number of contests played. Each game, match or meet played in a tournament shall count as one of the contests permitted within these contest limits.

004.04 Secondary Curriculum. **Quality Indicator:** The secondary instructional program is based upon state or locally approved standards for student learning. It provides breadth and depth of subject areas which enable students to achieve knowledge and skills necessary to continue post-secondary education or enter a career field. Instruction builds upon knowledge acquired in previous grades and helps students acquire the learning goals of the school, builds 21<sup>st</sup> century skills, and prepares students for living in a global society. Schools provide required instructional units on site or through a combination of local and distance learning programs.

**AQuESTT Tenet:** Quality educational systems focus on supports for students transitioning between grade levels, programs, schools, districts, and ultimately, college and career.

004.04A Required High School Program. The high school program consists of courses totaling at least 400 instructional units.

004.04B The instructional program in grades 9-12 includes as a minimum the following subject fields and the number of instructional units shown for each:

004.04B1 Language Arts - 60 instructional units. The curriculum includes written composition, critical reading, interpretation of fiction and non-fiction, oral presentation, and application of listening skills.

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004.04B2 Social Science - 40 instructional units. The curriculum includes content drawn from American and world history, geography, economics, civics, government and citizenship and may also include content from other social science areas such as sociology, psychology, and anthropology. This includes instruction in the U.S. and Nebraska Constitutions, the benefits and advantages of our government, the dangers of Nazism, Communism, and similar ideologies, the duties of citizenship and the appropriate patriotic exercises to include Lincoln's birthday, Washington's birthday, Flag Day, Memorial Day and Veterans Day as provided in 79-724 R.R.S. All history courses stress contributions of all ethnic groups in the development and growth of America.

004.04B3 Mathematics - 40 instructional units. The curriculum includes communicating, reasoning, problem solving, numeration, computation, estimation, measurement, geometry, data analysis, probability and statistical concepts, and algebraic concepts

004.04B4 Science - 40 instructional units. The curriculum includes science concepts and processes, science as inquiry, physical science, life science, earth and space science, science and technology, and history and nature of science.

004.04B5 World Language - 20 instructional units or two years of daily classes in the same language. The curriculum includes reading, writing, speaking, and listening skills for communicating in one or more languages other than English, knowledge and understanding of other cultures, and developing insight into the nature of language and culture.

004.04B6 Career Education. The curriculum includes 80 instructional units in Career Education that include instruction in any of the following career fields: (1) Agriculture, Food and Natural Resources, (2) Business, Marketing, and Management, (3) Communication and Information Systems, (4) Health Sciences, (5) Human Services and Education, (6) Skilled and Technical Sciences.

004.04B6a Agriculture, Food and Natural Resources. The curriculum in this career field includes areas such as animal, plant, and soil sciences, agribusiness, food science, power, structural and technical systems, leadership and human resource development, natural resources, biotechnology and environmental science.

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004.04B6b Business, Marketing, and Management. The curriculum in this career field includes areas such as e-commerce, business communication, finance, business and consumer law, entrepreneurship, accounting, business economics, personal finance, consumer economics, financial services marketing, retailing, fashion marketing/merchandising, international marketing, sports and entertainment marketing, hospitality and tourism.

004.04B6c Communication and Information Systems. The curriculum in this career field includes areas such as advertising, public relations, commercial photography, journalism, graphic design, broadcasting, scriptwriting, radio/TV production, information technology applications, web design, interactive media, networking, e-commerce, computer science, and information technology.

004.04B6d Health Sciences. The curriculum in this career field includes areas such as nutrition and food, family health, medical terminology, health informatics, therapeutic services, diagnostic services, certified nursing assistant, and health care sciences.

004.04B6e Human Services and Education. The curriculum in this career field includes areas such as independent/adult living, home management, housing and home furnishings, family health, clothing and textiles, parenting and child development, human resource development, criminal justice, human growth and development, interpersonal relationships, and applied psychology.

004.04B6f Skilled and Technical Sciences. The curriculum in this career field includes areas such as housing and home furnishings, woods and construction, construction/ electricity, construction/home maintenance, computer aided drafting, metals and welding, manufacturing/metalworking, manufacturing/woodworking, millwork and cabinetmaking, electronics, technology engineering education, Principles of Technology, technology education, transportation power/auto mechanics, automotive services, and energy.

004.04B6g Nonpublic college preparatory schools may substitute additional courses in language arts, foreign language, science, mathematics, and/or social science for up to 40 instructional units in career and technical education.

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004.04B7 Personal Health and Physical Fitness - 20 instructional units or two years of daily classes in personal health and physical fitness. The personal health and physical fitness curriculum includes content to emphasize life-long wellness habits including the knowledge and psychomotor skills applicable to cardio-pulmonary resuscitation (CPR). The curriculum emphasizes non-participation in high risk behavior. The physical fitness curriculum includes an active program of health-related physical fitness, including cardiorespiratory endurance, muscular strength and endurance, flexibility, and body composition. Practice for and participation in interscholastic athletic activities are not accepted as a substitute for any part of the personal health and physical fitness requirement.

004.04B8 Visual and Performing Arts - 40 instructional units which include each year instruction in vocal music, instrumental music, and visual arts. It may also include dance and theater. The visual and performing arts curriculum includes performance, interpretation, and evaluation.

004.04B8a Music. The curriculum includes singing and playing a varied repertoire of music, improvising melodies and accompaniments, reading and notating music, listening to and describing music, evaluating music and music performances, recognizing relationships between music and the other disciplines, and the study of music in relation to history and culture.

004.04B8b Visual Arts. The curriculum includes media, techniques, and processes; choice and evaluation of a range of subject matter, symbols, and ideas; assessment of characteristics and merits of student work and the work of others; and the visual arts in relation to other disciplines.

004.04C Local Options for Providing High School Courses.

004.04C1 High schools may meet the instructional unit requirements of Section 004.04B through integrated courses, as defined in Section 002.11, if the school has on file locally a description of the curriculum or course including a list of the goals, an explanation of the subjects included, and the rationale for allocating instructional units to appropriate subject fields in Section 004.04B.

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004.04C2 High schools may count instructional units for two courses in a subject field taught in the same classroom at the same time if the courses are primarily individualized wherein all students do independent projects or practice. (Examples: Spanish 3 and 4, Accounting 1 and 2, Art 1 and 2)

004.04C3 Schools may use performance based curriculum or courses as an option in place of any subjects in Section 004.04B if they have a written description of the curricula or course which includes the goals, representative instructional experiences, expected student performance for accomplishment of the goals, and the rationale for allocating instructional units for the course. The written description is approved by the local board of education and is on file in the school. Performance based curriculum provides learning opportunities for students equivalent to or greater than those through the course(s) under Section 004.04B, but may take less than the time required in Section 002.12 for determining instructional units.

004.04C4 Instructional units may be counted each year for two courses taught in alternating years not to exceed one course in each of four subject fields, as listed in Section 004.04B, provided schedules verifying alternating courses are kept on file in the school system. As an example, a high school that alternates a course that generates 10 instructional units in World Language II in the current year, with a course that generated 10 instructional units in World Language I the previous year, may count 20 instructional units each year. A school board of a school district shall not establish an alternating biennial secondary course offering in any subject area for which the State Board of Education has adopted content standards pursuant to section 79-704(2) and 79-760.01 R.R.S..

004.04D Multi-site and Distance Learning Options for Providing High School Courses. Up to a total of 200 instructional units of the total 400 instructional unit requirement for the high school may be provided through one or more of the following course options (instructional units beyond the required 400 instructional units may be delivered in any of the following methods):

004.04D1 Synchronous Course Option: Synchronous courses are those multi-site or distance learning courses in which the teacher and student(s) are simultaneously present; can both see and hear one another; and questions may be answered and instructional accommodations made immediately. This includes:

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004.04D1a Teacher Sharing. Instructional units provided through contractual or cooperative arrangements with other school systems, educational service units, and/or postsecondary institutions in which either the teacher(s) or student(s) move to be located at the same site to provide classroom instruction may be counted in meeting a portion of the instructional unit requirement provided: (a) each course is taught by a teacher holding a valid Nebraska Teaching Certificate; (b) each course is shown on the high school class schedule along with the name of the teacher; (c) at least one high school student is enrolled and participating in each course; and (d) each course is made available to all students at the school's expense. A copy of the written agreement with the cooperating school/agency is on file in the school.

004.04D1b Interactive Audio-Visual Options. Up to 100 of the allowable 200 multi-site or distance learning instructional units may be met through synchronous interactive audio-visual instruction provided: (a) each course is taught by a teacher holding a valid Nebraska Teaching Certificate; (b) each course is shown on the high school class schedule along with the name of the teacher; (c) at least one high school student is enrolled and participating in the course; (d) each course is made available to all students at the school's expense; and (e) a teacher holding a valid Nebraska Teaching Certificate monitors student progress and general appropriateness of the course and is present in the classroom while the course is being taught unless:

004.04D1b(1) The off-site interactive teacher holds a valid Nebraska Teaching Certificate and a district employee is present in the receiving classroom, or

004.04D1b(2) The off-site interactive teacher holds a valid Nebraska Teaching Certificate, maintains two-way audio and video communication with the distance learning classroom, and has a direct telephone connection with a supervising adult in the school.

004.04D2 Asynchronous Course Options: Asynchronous courses are those multi-site or distance learning courses in which communication between teacher and student is delayed, as are the cases, for example, with written correspondence courses and many computer-delivered courses. This includes:

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004.04D2a University of Nebraska High School Options. Up to 50 of the allowable 200 distance learning multi-site instructional units may be met through the use of courses taught by teachers of the University of Nebraska High School provided that (a) each course is shown on the high school class schedule; (b) at least one high school student is enrolled and participating in the course; (c) each course is made available to all students at the school's expense; and (d) a teacher holding a valid Nebraska Teaching Certificate is present during the assigned period (one teacher may supervise more than one course) to monitor and assist with instruction.

004.04D2b Other Distance Learning Technology Options. Up to 30 of the allowable 200 distance learning multi-site instructional units may be met through courses delivered by other methods of distance technology provided that each course is reviewed in advance and recommended for school use by a committee of at least one local teacher and one local school administrator and is approved by the local governing body, and the written review and statement of approval are on file in the school system; and provided (a) each course is shown on the high school class schedule; (b) at least one high school student is enrolled and participating in each course; (c) each course is made available to all students at the school's expense; (d) a teacher holding a valid Nebraska Teaching Certificate is present during the assigned period (one teacher may supervise more than one course) to monitor and assist with instruction; and (e) each student enrolled in such a course is assigned to a teacher holding a Nebraska Teaching Certificate with an appropriate endorsement who monitors student progress and general appropriateness of the course.

004.04E Secondary Schools With Grades Seven and Eight. Secondary schools including grades seven and eight provide an instructional program for those grades in accordance with Sections 004.03A through 004.03C.

004.04F New Schools. A school adding high school grades shall provide at least one-fourth of the total instructional unit requirements and one-fourth of the individual subject matter requirements for each grade that it offers.

