

Agenda

1. Call the meeting to order
2. Open Meetings Law
3. Roll Call
4. Consent Agenda
 - 4.1. Approval of Minutes
 - 4.2. Approval of General Fund Bills
 - 4.3. Approval of Board Member Absence
5. Treasurer's report
6. Recognition of Students and Staff
7. Recognition of Visitors/Public Comment
8. Hausmann Construction Update
9. ACTION ITEMS
 - 9.1. Approve participation in the 2021-2022 Title 1 Cooperative with Esu2
 - 9.2. Accept the resignation of Katie Mencke at the end of the 2020-2021 school year
 - 9.3. Accept the resignation of Stan Mencke at the end of the 2020-2021 school year
 - 9.4. Approve pay application #5 from Hausmann Construction
 - 9.5. *Adoption of a resolution authorizing the early redemption of the District's Certificates of Participation, Series 2017 and authorizing the issuance by the District of its Certificates of Participation, Series 2021, in an aggregate principal amount not to exceed \$2,000,000 for the purpose of refunding the District's outstanding Certificates of Participation, Series 2017.*
10. DISCUSSION ITEMS
 - 10.1. Discuss board work session held on January 20
 - 10.2. Discuss Legislative Items
11. Principal Reports
 - 11.1. Elementary Principal
 - 11.2. Secondary Principal
12. Board Reports
13. Superintendent Report
14. Executive session to negotiate administrator contracts for the protection of the public's interest
15. Next meeting date and time: March 8, 2020, 7:30 PM
16. Adjournment

Board of Education Regular Meeting

Monday, January 11, 2021 7:30 PM

Tekamah-Herman Public Schools, 112 North 13th Street, Tekamah, NE 68061

Chris Booth: Present
Paul Potadle: Present
Mandyn Pruess: Present
Burt Rogers: Present
Bill Skinner: Absent
Sheryl Stansberry: Present

1. **Call the meeting to order** **Speaker(s):** Board President
2. **Open Meetings Law** **Speaker(s):** Board President
3. **Roll Call** **Speaker(s):** Board President

4. **Consent Agenda**

Action(s):

Motion to approve the Consent Agenda including the December 14th minutes, current claims, and the absence of Member Skinner Passed with a motion by Burt Rogers and a second by Sheryl Stansberry.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

1. Approval of Minutes
2. Approval of General Fund Bills
3. Approval of Board Member Absence: Bill Skinner

5. **Treasurer's report**

Discussion: Mr. Gross reviewed the November 2020 Treasurer's Report with the Board.

6. **Recognition of Students and Staff**

Discussion: Elementary Principal Rusk recognized the students of the month and Mr. Borders recognized all the students who were honored during the Honor Roll Assembly.

7. **Recognition of Visitors/Public Comment**

Discussion: No visitors attended the meeting.

8. **Hausmann Construction Update**

Discussion: Dan Ridder was unable to attend the meeting due to an illness. He provided an update via email. Currently block work for locker rooms and fitness areas have started. The roof of gymnasium is beginning, and concrete pouring is

scheduled for mid-February. The traffic barriers will be removed next week and 'M' street sealing is scheduled before the end of the month.

9. **ACTION ITEMS**

1. Approve board officers

Action(s) :

The motion to approve the Board President-Mandyn Pruess, the Vice President-Burt Rogers, and Secretary/Treasurer as Heidi Lindberg Passed with a motion by Chris Booth and a second by Sheryl Stansberry.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

2. Approve board committee assignments

Action(s) :

The motion to approve the following committees as follows: American Civics Committee-Stansberry, Rogers, and Booth, Policy Committee-Stansberry, Pruess, and Skinner, Budget Committee-Pruess, Potable, and Skinner, Building Committee-Potadle, Rogers and Booth, and Negotiations Committee-Stansberry, Booth and Skinner. Passed with a motion by Mandyn Pruess and a second by Chris Booth.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

3. Appoint board representative for the Tekamah-Herman School Foundation

Action(s) :

The motion to approve Sheryl Stansberry to service as the Tekamah-Herman Board Representative to the foundation Passed with a motion by Burt Rogers and a second by Chris Booth.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

4. Approve negotiated agreement with THEA for the 2021-2022 school year

Action(s):

The motion to approve the negotiated agreement with THEA for the 2021-2022 school year Passed with a motion by Sheryl Stansberry and a second by Chris Booth.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

5. Approve pay application number 04 to Hausmann Construction Company

Action(s):

The motion to approve pay application number 4 to Hausmann Construction Company in the amount of \$1,100,126.26 Passed with a motion by Burt Rogers and a second by Chris Booth.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

6. Approve Deanna Goodwin as a special education teacher for the 2021-2022 school year.

Action(s):

The motion to approve Deanna Goodwin as a special education teacher for the 2021-2022 school year Passed with a motion by Chris Booth and a second by Sheryl Stansberry.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

7. Approve the school calendar for the 2021-2022 school year.

Action(s):

The motion to approve the 2021-2022 school calendar Passed with a motion by Mandyn Pruess and a second by Sheryl Stansberry.

Voting Detail:

Chris Booth: Yea

Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

8. Authorize the superintendent to sign all local, state and federal forms as district representative

Action(s):

The motion to Authorize the superintendent to sign all local, state and federal forms as district representative Passed with a motion by Chris Booth and a second by Burt Rogers.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

9. Approve KSB board policies 5000 series and 6000 series

Action(s):

The motion to approve KSB board policies 5000 series and 6000 series Passed with a motion by Sheryl Stansberry and a second by Chris Booth.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

10. Approve Jessica Fleischman as a local substitute

Action(s):

Approve Passed with a motion by Burt Rogers and a second by Chris Booth.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

10. **DISCUSSION ITEMS**

1. Non instructional teacher days for 2nd semester.

Discussion: Mrs. Rusk began the discussion with ideas on how the Elementary staff would like to utilize the extra instructional days granted by the State. Certain grades have been piloting the new reading series curriculum, and she would like to have those teachers, with the help of our support staff from the ESU2, introduce the series to the rest of the Elementary teachers. Rusk suggested the following dates: March 31st and April 1st, and April 16th.

11. **Principal Reports**

1. Elementary Principal

Discussion: Mrs. Rusk reported she is still attending zoom meetings with a group of reading curriculum educators. All kids are back in classrooms and specials are out of regular rooms. MAP and DIBELS testing has begun

2. Secondary Principal

Discussion: Mr. Borders reported MAP testing will begin next week. Winter activities are in full swing, Jr. High girls basketball and wrestling practice has begun.

12. **Board Reports: Finance Committee, Building Committee**

Discussion: The Finance Committee reported they are looking into restructuring the Lease Purchase debt as rates have dropped significantly. The committee will request action at the regular February Board meeting. The Building and Policy committees have meetings scheduled in January.

13. **Superintendent Report**

Discussion: Mr. Gross reported he is finishing up on a Freedom of Information Act request from the Omaha World Herald. They are asking for in-depth statistics on students as a result of the pandemic. Gross reported the remaining Bond funds are scheduled to be delivered in January—a rate will be locked in and funds will be deposited. The State Legislature is back in session and a new chair has been appointed to the education committee. Senator Lynne Walz from Fremont will now be serving. The maintenance building plans are final and the City has approved the Building Permit, and lastly, with the help of the Tekamah-Herman Foundation, the District has launched our new website and phone app.

14. **Next meeting date and time: Board work session January 20, 2021 at 6:00 PM**

Discussion: The next Board workshop is scheduled for January 20th. Kori Stansosheck with NASB will be the guest speaker focusing on goals.

15. **Adjournment**

Action(s):

Motion to adjourn meeting at 8:17 p.m. Passed with a motion by Chris Booth and a second by Mandyn Pruess.

Voting Detail:

Chris Booth: Yea
Paul Potadle: Yea
Mandyn Pruess: Yea
Burt Rogers: Yea
Bill Skinner: Absent
Sheryl Stansberry: Yea

Voting Summary: Yea: 5, Nay: 0, Absent: 1

Board Secretary

nah-Herman Public Schools

<u>Check Number</u>	<u>Entity Name</u>	<u>Amount</u>
141020	Allison Electric	231.79
141021	AMAZON CAPITAL SERVICES, INC	284.95
141022	American Broadband Clec	595.14
141023	Apple Computer Inc	897.00
141024	SHARON BARRIENTOS	143.36
141025	MANNI BELFRAGE	35.84
141026	BLACK HILLS ENERGY	1,004.33
141027	Bomgaars Supply, Inc.	347.86
141028	Braniff Service	944.25
141029	BRUMMOND DISPOSAL	400.00
141030	Buddies	108.78
141031	Cannon	1,320.00
141032	CAROLINA BIOLOGICAL SUPPLY CO	34.40
141033	CDW Government, Inc.	86.84
141034	City Of Tekamah	277.90
141035	Cubby's, Inc.	104.88
141036	E3 DIAGNOSTICS	45.15
141037	EDUCATIONAL DESIGN SOLUTIONS	1,000.00
141038	Enterprise Pub Co.	65.00
141039	ESU #2	47,375.71
141040	ESU #2	29,341.13
141041	FIRST NATIONAL BANK OMAHA	1,658.27
141042	FIRST NATIONAL BANK OMAHA	79.00
141043	FIRST NATIONAL BANK OMAHA	88.58
141044	GOODWILL INDUSTRIES INC	602.00
141045	Daniel Gross	85.12
141046	THE HOME DEPOT PRO	1,078.64
141047	IFIX OMAHA LLC	88.20
141048	IXL LEARNING	200.00
141049	J.W. Pepper & Son, Inc.	383.53
141050	J.W. Pepper & Son, Inc.	153.74
141051	KSB SCHOOL LAW, PC LLO	322.00
141052	LEARNING A-Z	68.83
141053	LEE ENTERPRISES ADVERTISING	384.28
141054	LOFFLER	735.90
141055	Holly Loftis	143.36

141056	Lyons-Decatur NE	75.00
141057	Matheson Tri-Gas, Inc	139.68
141058	Memorial Community Hospital	160.00
141059	Nebraska Association of School Boards	4,670.00
141060	Nebraska Public Power	5,000.00
141061	Nebraska Secretary of State	30.00
141062	MICHELLE NIEWOHNER	62.72
141063	OneSource	73.00
141064	Payflex Systems USA, Inc.	100.00
141065	SARAH RUSK	181.44
141066	Savemore Market	559.20
141067	School Mate	26.30
141068	Shamburg Auto Supply, Inc.	432.41
141069	Suburban Schools H.I. Program	6,963.78
141070	KRISTEN SUMEY	550.37
141071	Tekamah Chamber of Commerce	275.00
141072	SEAN THIEMANN	154.11
141073	MICHELLE TOBIN	166.66
141074	Verizon Wireless	119.33
141075	WALTER LYDICK	7,600.00
141076	West Point Public Schools	8,574.49
141077	Lisa Zabel	175.00
	Abra Bridges	143.36
	RYANN PAGELS	268.80
	SABINA CAMERON	89.60
	MICHELE QUICK	93.19
	JILL BITTER	80.64
	BLAIR MAGILL	107.52
	KYLIE HANSEN	125.44
	KATIE LEICHLITER	215.04
	TROY MOSER	125.44
	WALLY OR TRACI LINGLE	232.96
	JAIME BRUMMOND	89.60
	CURT OR RENEE PETERSEN	107.52
	JILL SPENNER	143.36
	CONNIE JARZYNKA	87.36
	REBECCA RAUE	134.40
	JENNIFER POTADLE	60.93

CARI BRODERSEN	125.44
WES OR LISA BURT	107.52
CHRIS PETERSEN	35.84
HOLLIE BOOTH	44.80
LAURA MCELMURAY	66.30
TIMOTHY OR GINA LANDSPERGER	50.18
ANDREA BROMM	71.68
ROBERT & BREANNE EVASIC	94.98
Kiley Worley	134.40
BRIDGET ABRAHAM	154.11
VANESSA BRAND	125.44
BUCK OR ALLIE HOIER	62.72
KRISTI LOGAN	94.98
BECKY KUNZ	116.48
SUSAN LANGLEY	60.93
CARISSA OR ANDY OLIGMUELLER	25.09
JAMES KELLY	125.44
CHRIS SMUTNY	89.60
MICHELLE RIFE	125.44
LINDSEY HANSEN	71.68
KATHY HUESER	137.98
SARAH DEEMER	71.68
ASHLEY FISHER	107.52
JILL CONNEALY	125.44
KERRI STRODE	430.08
KELSEY OLSON	81.54
	<hr/>
	131,646.70

DEPRECIATION FUND

<u>Check Number</u>	<u>Entity Name</u>	<u>Amount</u>
1047	Nebraska/Central Equipment, Inc.	86,549.00
		<hr/>
		86,549.00
		<hr/>
		86,549.00

BUILDING FUND

<u>Check Number</u>	<u>Entity Name</u>	<u>Amount</u>
1608	Allison Electric	4,891.04
1609	E & A CONSULTING GROUP INC	757.00
1610	HAUSMANN CONSTRUCTION	625,788.00
1611	NEBRASKA STATE FIRE MARSHAL-PLA DIVISION	48.00
		<hr/>
		631,484.04
		<hr/>
		<hr/>

GENERAL FUND		
Dec-20		
CASH ON HAND	\$	2,335,414.53
GENERAL REIMBURSEMENT FUND	\$	3,891.19
CASH BALANCE		\$ 2,339,305.72
BURT COUNTY TAXES	\$	931,868.10
WASH COUNTY TAXES	\$	141,820.09
DONATION	\$	200.00
STATE AID	\$	6,228.00
INTEREST	\$	659.05
		\$ 1,080,775.24
	T. REVENUE	\$3,420,080.96
PAYROLL	\$	517,609.01
EXPENDITURES	\$	81,133.27
		\$ 598,742.28
	T. EXPENDITURES	
Ending Balance 12/31/2020		\$2,821,338.68
PERCENTAGE OF BUDGET SPENT AS OF 12/31/2019		24.60%
PERCENTAGE OF BUDGET SPENT AS OF 12/31/2020		25.85%
DEPRECIATION FUND		
Dec-20		
CASH ON HAND	\$	256,608.25
CASH BALANCE		\$ 256,608.25
INTEREST	\$	21.79
		\$ 21.79
	TOTAL REVENUE	\$256,630.04
EXPENDITURES	\$	-
	TOTAL EXPENDITURES	\$ -
Ending Balance 12/31/2020		\$256,630.04
EMPLOYEE BENEFIT FUND		

Dec-20		
CASH ON HAND	\$ 51,551.29	
CASH BALANCE		\$ 51,551.29
INTEREST	\$ 1.02	
		\$ 1.02
	TOTAL REVENUE	\$51,552.31
EXPENDITURES	\$ -	
	TOTAL EXPENDITURES	\$ -
Ending Balance 12/31/2020		\$51,552.31
ACTIVITY FUND		
Dec-20		
CASH ON HAND	\$ 172,418.58	
CASH BALANCE		\$ 172,418.58
DEPOSITS	\$ 7,604.50	
INTEREST	\$ 7.15	
		\$ 7,611.65
	TOTAL REVENUE	\$180,030.23
EXPENDITURES	\$ 13,343.64	
	TOTAL EXPENDITURES	\$ 13,343.64
Ending Balance 12/31/2020		\$166,686.59
LUNCH FUND		
Dec-20		
CASH ON HAND	\$ 36,859.41	
CASH BALANCE		\$ 36,859.41
DEPOSITS	\$ 33,788.65	
INTEREST	\$ 1.64	
		\$ 33,790.29
	TOTAL REVENUE	\$70,649.70
EXPENDITURES	\$ 15,550.34	
PAYROLL	\$ 3,225.50	

	TOTAL EXPENDITURES	\$	18,775.84
Ending Balance 12/31/2020			\$51,873.86
BOND FUND			
Dec-20			
CASH ON HAND	\$	1,629.84	
CASH BALANCE			\$ 1,629.84
BURT COUNTY TAXES	\$	108,634.02	
WASHINGTON COUNTY TAXES	\$	15,927.24	
INTEREST	\$	-	
			\$ 124,561.26
	TOTAL REVENUE		\$126,191.10
EXPENDITURES	\$	-	
	TOTAL EXPENDITURES	\$	-
Ending Balance 12/31/2020			\$126,191.10
BUILDING FUND			
Dec-20			
CASH ON HAND	\$	10,160,810.32	
CASH BALANCE			\$ 10,160,810.32
BURT COUNTY TAXES	\$	74,697.78	
WASHINGTON COUNTY TAXES	\$	10,550.51	
INTEREST	\$	1,989.78	
			\$ 87,238.07
	TOTAL REVENUE		\$10,248,048.39
CARLSON WEST POVONDRA	\$	6,256.92	
CITY OF TEKAMAH	\$	10,000.00	
CERTIFIED TESTING	\$	7,258.00	
FIVE POINTS BANK	\$	17,074.89	
MILESTONE LABD SURVEY	\$	650.00	
HAUSMAN CONSTRUCTION	\$	1,325,180.51	
	TOTAL EXPENDITURES	\$	1,366,420.32

Ending Balance 12/31/2020		\$8,881,628.07
----------------------------------	--	-----------------------

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/G703

(Instructions on reverse side)

PAGE 1 OF 2 PAGES

TO OWNER: **Tekamah-Herman Schools Addition & Renovation**
 112 N. 13th Street
 Tekamah, NE 68061

FROM CONTRACTOR: **Hausmann Construction**
 11627 Virginia Plaza #106
 La Vista, NE 68128

CONTRACT FOR: **Tekamah Herman Schools**

PROJECT: **Tekamah Herman Schools**

APPLICATION NUMBER: **5**
 APPLICATION DATE: **1/28/2021**
 APPLICATION PERIOD TO: **2/1/2021**
 PROJECT NOS:

Distribution to:
 OWNER
 ARCHITECT
 CONTRACTOR

ARCHITECT: **Carlson West Povondra Architects**
 5060 Dodge St. Suite 2001
 Omaha, NE 68132-2965

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in accordance with the Contract.
 Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$11,079,313.00
2. Net Change By Change Orders.....	\$0.00
3. CONTRACT SUM TO DATE (Line 1 +2).....	\$ 11,079,313.00
4. TOTAL COMPLETED & STORED TO DATE..... (Column G on G703)	\$3,936,701.30
5. RETAINAGE:	
a. 10% % of Completed Work (Columns D & E on G703)	\$393,670.13
b. 10% % of Stored Material (Column F on G703)	\$0.00
Total Retainage (Line 5a + 5b or Total in Column I of G703)	\$393,670.13
6. TOTAL EARNED LESS RETAINAGE..... (Line 4 less Line 5 Total)	\$3,543,031.17
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$2,917,243.17
8. CURRENT PAYMENT DUE	\$625,788.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$ 7,536,281.83

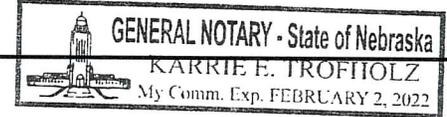
CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total Approved this Month	\$0.00	\$0.00
TOTALS	\$0.00	\$0.00
NET CHANGES by Change Order		\$0.00

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

BY: [Signature] DATE 2/13/2021

State of: Nebraska County of: Sarpy
 Subscribed and sworn before me this 3rd day of February 2021
 Notary Public: Karrie E Trofholz
 My Commission Expires: February 2, 2022



CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Construction Manager certifies that to the best of his knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED..... \$ 625,788.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

ARCHITECT or ENGINEER:

By: _____ Date: _____
 This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use column 1 on Contracts where variable retainage for line items may apply.

APPLICATION NO: 4
 APPLICATION DATE: 12/31/20
 PERIOD TO: 01/01/21
 OWNER PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)		H BALANCE TO FINISH (C-G)	I RETAINAGE
			FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD		% (G/C)			
1	Final Cleaning	\$18,827				\$0.00	0.00%	\$18,827.00	\$0.00
2	Surveying Allowance	\$25,000	\$ 14,500.00	\$3,025.00		\$17,525.00	70.10%	\$7,475.00	\$1,752.50
3	Pavement Markings and Site Signage	\$11,200		\$ 5,200.00		\$5,200.00	46.43%	\$6,000.00	\$520.00
4	Fencing Allowance	\$25,000	\$ 12,362.00	\$ 8,425.00		\$20,787.00	83.15%	\$4,213.00	\$2,078.70
5	Earthwork and Site Demolition	\$234,490	\$ 209,183.00			\$209,183.00	89.21%	\$25,307.00	\$20,918.30
5a	Geopiers	\$88,500	\$ 88,500.00			\$88,500.00	100.00%	\$0.00	\$8,850.00
6	Selective Demolition	\$35,840	\$ 2,380.00	\$ 5,000.00		\$7,380.00	20.59%	\$28,460.00	\$738.00
7	Landscaping	\$28,830				\$0.00	0.00%	\$28,830.00	\$0.00
8	Temp M Street Road Allowance	\$0				\$0.00	0.00%	\$0.00	\$0.00
9	Paving & Sidewalks	\$485,178	\$ 268,100.00	\$55,260.00		\$323,360.00	66.65%	\$161,818.00	\$32,336.00
10	Foundations and Flatwork	\$751,956	\$ 420,650.00	\$38,250.00		\$458,900.00	61.03%	\$293,056.00	\$45,890.00
11	Rebar Supply	\$26,438	\$ 19,515.00	\$ 6,923.00		\$26,438.00	100.00%	\$0.00	\$2,643.80
12	Precast Supply	\$715,869	\$ 706,873.00	\$8,996.00		\$715,869.00	100.00%	\$0.00	\$71,586.90
13	Hollow core Supply	\$24,915		\$ 24,915.00		\$24,915.00	100.00%	\$0.00	\$2,491.50
14	Masonry	\$351,590	\$ 75,732.00	\$ 86,839.00		\$162,571.00	46.24%	\$189,019.00	\$16,257.10
15	Structural Steel Supply	\$267,500	\$ 249,400.00	\$ 2,500.00		\$251,900.00	94.17%	\$15,600.00	\$25,190.00
16	Precast, Hollow Core, and Steel Erection	\$252,900	\$ 150,250.00	\$ 63,125.00		\$213,375.00	84.37%	\$39,525.00	\$21,337.50
17	Hoisting	\$131,500	\$ 78,750.00	\$ 34,850.00		\$113,600.00	86.39%	\$17,900.00	\$11,360.00
18	Rough Carpentry	\$218,956	\$ 15,600.00	\$ 42,150.00		\$57,750.00	26.38%	\$161,206.00	\$5,775.00
19	Finish Carpentry	\$35,940				\$0.00	0.00%	\$35,940.00	\$0.00
20	Solid Surface	\$4,000				\$0.00	0.00%	\$4,000.00	\$0.00
21	Casework / Science Casework	\$237,025				\$0.00	0.00%	\$237,025.00	\$0.00
22	Roofing	\$225,660		\$22,560.00		\$22,560.00	10.00%	\$203,100.00	\$2,256.00
23	Metal Panels	\$160,221				\$0.00	0.00%	\$160,221.00	\$0.00
24	Joint Sealants and Expansion Joints	\$46,575		\$ 2,500.00		\$2,500.00	5.37%	\$44,075.00	\$250.00
25	Air Barrier	\$33,000				\$0.00	0.00%	\$33,000.00	\$0.00
26	HM Frames / Hardware / Doors	\$137,470	\$ 18,000.00			\$18,000.00	13.09%	\$119,470.00	\$1,800.00
27	Aluminum Storefront & Glazing	\$164,800				\$0.00	0.00%	\$164,800.00	\$0.00
28	Coiling Doors	\$12,200				\$0.00	0.00%	\$12,200.00	\$0.00
29	Framing & Drywall	\$385,614	\$ 67,365.00	\$19,375.00		\$86,740.00	22.49%	\$298,874.00	\$8,674.00
30	ACT Ceiling Systems	\$113,826				\$0.00	0.00%	\$113,826.00	\$0.00
31	Carpet, VCT, LVT, Athletic Flooring	\$67,166				\$0.00	0.00%	\$67,166.00	\$0.00
32	Tile Flooring	\$128,129				\$0.00	0.00%	\$128,129.00	\$0.00
33	Existing Ceilings and walls patching Allowance	\$10,000				\$0.00	0.00%	\$10,000.00	\$0.00
34	Painting	\$105,000				\$0.00	0.00%	\$105,000.00	\$0.00
35	Wood Athletic Flooring	\$129,240				\$0.00	0.00%	\$129,240.00	\$0.00
36	Epoxy Flooring	\$22,305				\$0.00	0.00%	\$22,305.00	\$0.00
37	Signage	\$5,727				\$0.00	0.00%	\$5,727.00	\$0.00
38	Accessories	\$34,050				\$0.00	0.00%	\$34,050.00	\$0.00
39	Access Doors Allowance	\$2,500				\$0.00	0.00%	\$2,500.00	\$0.00
40	Lockers	\$20,000				\$0.00	0.00%	\$20,000.00	\$0.00
41	Mobile Storage Shelving	\$0				\$0.00	0.00%	\$0.00	\$0.00

42	Food Service Equipment	\$59,958				\$0.00	0.00%	\$59,958.00	\$0.00
43	Athletic Equipment	\$60,227				\$0.00	0.00%	\$60,227.00	\$0.00
44	Roller Window Shades	\$9,937				\$0.00	0.00%	\$9,937.00	\$0.00
45	Telescoping Bleachers	\$138,502				\$0.00	0.00%	\$138,502.00	\$0.00
46	Fire Suppression	\$400,000	\$ 22,000.00	\$ 5,000.00		\$27,000.00	6.75%	\$373,000.00	\$2,700.00
47	Plumbing	\$612,792	\$ 83,626.82	\$ 42,643.00		\$126,269.82	20.61%	\$486,522.18	\$12,626.98
48	HVAC	\$827,528	\$ 42,000.00	\$77,000.00		\$119,000.00	14.38%	\$708,528.00	\$11,900.00
49	Electrical & Low Voltage	\$1,146,825	\$ 57,500.00	\$19,500.00		\$77,000.00	6.71%	\$1,069,825.00	\$7,700.00
50	Video Scoreboards	\$166,807				\$0.00	0.00%	\$166,807.00	\$0.00
51	Site Utilities	\$270,000	\$ 190,000.00			\$190,000.00	70.37%	\$80,000.00	\$19,000.00
52	Value Engineering	\$0				\$0.00	0.00%	\$0.00	\$0.00
53	Performance Bond	\$60,000	\$ 60,000.00			\$60,000.00	100.00%	\$0.00	\$6,000.00
54	Winter Conditions Allowance	\$100,000	\$ 18,125.00	\$ 38,850.00		\$56,975.00	56.98%	\$43,025.00	\$5,697.50
55	Direct Cost of Work	\$75,000	\$ 19,000.00	\$ 9,500.00		\$28,500.00	38.00%	\$46,500.00	\$2,850.00
56	Procore Document Management Software	\$16,495	\$ 16,495.48			\$16,495.48	100.00%	\$0.00	\$1,649.55
57	General Conditions	\$413,088	\$ 110,156.00	\$ 27,539.00		\$137,695.00	33.33%	\$275,393.00	\$13,769.50
58	Effort Schedule	\$354,648	\$ 94,572.00	\$23,643.00		\$118,215.00	33.33%	\$236,433.00	\$11,821.50
59	Fee	\$326,293	\$ 87,008.00	\$21,752.00		\$108,760.00	33.33%	\$217,533.30	\$10,876.00
60	Contractor Contingency	\$216,275	\$ 43,738.00			\$43,738.00	20.22%	\$172,536.98	\$4,373.80
61	Owner Contingency	\$50,000				\$0.00	0.00%	\$50,000.00	\$0.00
TOTALS		\$11,079,313	\$ 3,241,381.30	\$695,320.00	\$0.00	\$3,936,701	36%	\$7,142,611	\$393,670.13

\$69,532.00
\$625,788.00

CERTIFICATE OF POSTING

The undersigned certifies that Notice of a Meeting of the Board of Education of Burt County School District 0001 (Tekamah-Herman Community Schools) in the State of Nebraska (the "District"), held at 7:30 p.m. on Monday, February 8, 2021, in the Board Room of the District's school building located at 112 North 13th Street, in Tekamah, Nebraska, such notice being in the form attached hereto, was caused to be posted in the public places in the District listed below on the _____ day of _____, 2021.

DATED February 8, 2021.

Title: _____

NOTE: Attach a copy of the Notice of Meeting, as posted, if such Notice is posted.

**ACKNOWLEDGMENT OF RECEIPT OF
ADVANCE NOTICE OF MEETING**

The undersigned Members of the Board of Education of Burt County School District 0001 (Tekamah-Herman Community Schools) in the State of Nebraska acknowledge receipt of advance notice of a meeting of said body, and the agenda for such meeting, held at 7:30 p.m. on Monday, February 8, 2021, in the Board Room of the District's school building located at 112 North 13th Street, in Tekamah, Nebraska.

DATED February 8, 2021.

February 8, 2021
Tekamah, Nebraska

A meeting of the Board of Education (the "Board") of Burt County School District 0001 (Tekamah-Herman Community Schools) in the State of Nebraska (the "District") was held at 7:30 p.m. on Monday, February 8, 2021, in the Board Room of the District's school building located at 112 North 13th Street, in Tekamah, Nebraska. Advance publicized notice of such meeting was given in strict accordance with the provisions of Article 14, Chapter 84, Reissue Revised Statutes of Nebraska, as amended (the "Open Meetings Act"), and set forth (a) the time, date, and place of this meeting, (b) that this meeting would be open to the attendance of the public and (c) that an agenda of then known subjects to be taken up at the meeting could be obtained from the office of the Superintendent of Schools (the "Superintendent"). A copy of said advance publicized notice was ordered annexed to the minutes of this meeting as Attachment 1. Each Board Member was previously furnished with a copy of said advance publicized notice, the same having been transmitted to each Board Member simultaneously with its publicizing, and a copy of their collective acknowledgment of receipt of such advance notice is attached to these minutes as Attachment 2. Additionally, reasonable efforts were made to provide advance notification of the meeting to all news media requesting the same of the time, date, and place of the meeting.

The President of the Board, _____, presided, and the Secretary of the Board, _____, recorded the proceedings. On roll call the following Board Members were present: _____

The following Board Members were absent: _____.

A quorum being present and the meeting duly commenced, the following proceedings were had and done.

The President of the Board publicly stated to all in attendance that a current copy of the Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held. All proceedings hereafter shown were taken while the meeting was open to the attendance of the public.

* * * * *

(Other Business)

* * * * *

Board Member _____ then introduced the following resolution and moved for its adoption, the full text of which is attached hereto as Attachment 3:

A RESOLUTION OF BURT COUNTY SCHOOL DISTRICT 0001 (TEKAMAH-HERMAN COMMUNITY SCHOOLS) IN THE STATE OF NEBRASKA AUTHORIZING AND APPROVING THE LEASE-PURCHASE OF CERTAIN EQUIPMENT FOR USE BY THE DISTRICT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATING TO SUCH LEASE-PURCHASE FINANCING; AUTHORIZING THE PREPAYMENT OF A PRIOR LEASE-PURCHASE AGREEMENT THAT ORIGINALLY FINANCED SUCH EQUIPMENT; APPROVING THE ISSUANCE OF CERTIFICATES OF PARTICIPATION IN THE LEASE PAYMENTS TO BE MADE BY THE DISTRICT RELATING TO SUCH LEASE-PURCHASE FINANCING OR SUCH OTHER FINANCING STRUCTURE AS AUTHORIZED BY CERTAIN DISTRICT OFFICERS; AUTHORIZING DISTRICT OFFICERS TO DETERMINE THE FINAL AGGREGATE PRINCIPAL AMOUNT, MATURITIES, RATES, TERMS AND OTHER DETAILS OF SUCH LEASE-PURCHASE FINANCING AND THE RELATED CERTIFICATES, SUBJECT TO THE PARAMETERS SET FORTH HEREIN; APPROVING THE DELIVERY AND USE OF AN OFFERING DOCUMENT IN CONNECTION WITH THE OFFER AND SALE OF THE CERTIFICATES; DESIGNATING THE CERTIFICATES AS QUALIFIED TAX-EXEMPT OBLIGATIONS; ADOPTING CERTAIN POST-ISSUANCE TAX COMPLIANCE AND DISCLOSURE POLICIES AND PROCEDURES WITH RESPECT TO THE CERTIFICATES; AND AUTHORIZING CERTAIN ACTIONS AND DOCUMENTS AND PRESCRIBING OTHER MATTERS RELATING THERETO.

The foregoing Resolution having been read, Board Member _____ seconded the motion for its passage and adoption, and after discussion the roll was called and the

following Members of the Board voted in favor of the passage and adoption of said Resolution:

_____.

The following Members of the Board voted against the same: _____.

The following Members of the Board were absent or did not vote: _____.

Said Resolution having been voted upon favorably by a majority of the Members of the Board, the same was by the President declared passed and adopted.

* * * * *

(Other Business)

* * * * *

Moved to adjourn.

DATED February 8, 2021.

ATTEST:

President, Board of Education

Secretary, Board of Education

ATTACHMENT 1

Affidavit of Publication or Certificate of Posting of Notice of Meeting

ATTACHMENT 2

Acknowledgment of Receipt of Advance Notice of Meeting

ATTACHMENT 3
Authorizing Resolution

A RESOLUTION OF BURT COUNTY SCHOOL DISTRICT 0001 (TEKAMAH-HERMAN COMMUNITY SCHOOLS) IN THE STATE OF NEBRASKA AUTHORIZING AND APPROVING THE LEASE-PURCHASE OF CERTAIN EQUIPMENT FOR USE BY THE DISTRICT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATING TO SUCH LEASE-PURCHASE FINANCING; AUTHORIZING THE PREPAYMENT OF A PRIOR LEASE-PURCHASE AGREEMENT THAT ORIGINALLY FINANCED SUCH EQUIPMENT; APPROVING THE ISSUANCE OF CERTIFICATES OF PARTICIPATION IN THE LEASE PAYMENTS TO BE MADE BY THE DISTRICT RELATING TO SUCH LEASE-PURCHASE FINANCING OR SUCH OTHER FINANCING STRUCTURE AS AUTHORIZED BY CERTAIN DISTRICT OFFICERS; AUTHORIZING DISTRICT OFFICERS TO DETERMINE THE FINAL AGGREGATE PRINCIPAL AMOUNT, MATURITIES, RATES, TERMS AND OTHER DETAILS OF SUCH LEASE-PURCHASE FINANCING AND THE RELATED CERTIFICATES, SUBJECT TO THE PARAMETERS SET FORTH HEREIN; APPROVING THE DELIVERY AND USE OF AN OFFERING DOCUMENT IN CONNECTION WITH THE OFFER AND SALE OF THE CERTIFICATES; DESIGNATING THE CERTIFICATES AS QUALIFIED TAX-EXEMPT OBLIGATIONS; ADOPTING CERTAIN POST-ISSUANCE TAX COMPLIANCE AND DISCLOSURE POLICIES AND PROCEDURES WITH RESPECT TO THE CERTIFICATES; AND AUTHORIZING CERTAIN ACTIONS AND DOCUMENTS AND PRESCRIBING OTHER MATTERS RELATING THERETO.

BE IT RESOLVED BY THE BOARD OF EDUCATION OF BURT COUNTY SCHOOL DISTRICT 0001 (TEKAMAH-HERMAN COMMUNITY SCHOOLS) IN THE STATE OF NEBRASKA:

Section 1. The Board of Education (the “**Board**”) of Burt County School District 0001 (Tekamah-Herman Community Schools) in the State of Nebraska (the “**District**”) hereby makes the following findings and determinations:

(a) The District is duly organized as a Class III school district under Sections 79-102 and 79-407, Reissue Revised Statutes of Nebraska, as amended; it maintains both elementary and high school grades under the direction of a single board of education; and it embraces territory having a population of more than one thousand and less than one hundred fifty thousand inhabitants, including such adjacent territory as may be included therein for school purposes.

(b) Pursuant to Section 79-10,105, Reissue Revised Statutes of Nebraska, as amended (the “**Act**”), the District is authorized to enter into a lease or lease-purchase agreement for the exclusive use of its individual jurisdiction for such buildings or equipment as the Board determines necessary. Such lease or lease-purchase agreements may not exceed a period of seven years, and all payments pursuant to such leases shall be made from current building funds or general funds.

(c) The District previously entered into a Lease-Purchase Agreement, dated as of June 21, 2017 (the “**Prior Lease**”), between it and Five Points Bank (the “**Prior Lessor**”), pursuant to which the Prior Lessor financed, at the request of the District, certain HVAC equipment, a track and a roof (collectively, the “**Equipment**”), and leased such Equipment to the District in exchange for lease payments made by the District, for use by the District.

(d) As set forth in the Prior Lease, the District has the option to purchase the Lessor’s interest in the Equipment on or after June 21, 2019.

(e) Since the District and the Lessor entered into the Prior Lease, the rates of interest available in the markets have declined such that the District can effect a savings in interest costs by providing for the prepayment of the Prior Lease, through the issuance of certificates of participation, pursuant to the Act.

(f) To prepay the Prior Lease and to refinance such Equipment, it is necessary and in the best interest of the District to enter into a lease-purchase financing with a financial institution selected as set forth herein (the “**Lessor**”), pursuant to which the Lessor will (i) issue certificates of participation (the “**Certificates**”) representing proportionate interests in rent purchase payments (the “**Lease Payments**”) to be made by the District pursuant to a lease-purchase agreement (the “**Lease-Purchase Agreement**”) or, in lieu of issuing the Certificates, enter into a Lease-Purchase Agreement that does not require the issuance of any certificates, and (ii) acquire the Equipment using the proceeds from the sale of the Certificates or the direct lease to pay all costs relating thereto, as more fully described in Section 8 hereof.

(g) It is necessary that the District adopt (i) policies and procedures to satisfy all applicable requirements of federal income tax law in order to preserve, post-issuance, the tax-exempt status of the certificates described herein and (ii) policies and procedures to satisfy the issuance and post-issuance disclosure requirements of Rule 15c2-12 (as described herein).

(h) All conditions, acts, and things required by law to exist or to be done precedent to the District undertaking the lease-purchase financing described herein pursuant to the Act do exist and have been done as required by law.

Section 2. (a) The Board hereby authorizes the prepayment of the Prior Lease and the refinancing of the Equipment. The Board further exercises the District’s option to prepay the Prior Lease on a date to be determined by the President, the Vice President, the Secretary, the Treasurer, the Superintendent and any other officer of the Board or the District (each, including any person authorized to sign on his or her behalf, an “**Authorized Officer**”), or each individually, all in accordance with the Prior Lease. The Authorized Officers, or each individually, are hereby authorized and directed to provide the required 30-day notice to the Prior Lessor to exercise the District’s option to prepay and purchase the Lessor’s interest in the Prior Lease and to take any and all actions as may be required and/or necessary in connection with the prepayment of the Prior Lease.

(b) All previous action of the District in connection with the lease-purchase refinancing of the Equipment and the issuance and sale of any Certificates is hereby approved, ratified and authorized.

Section 3. The Authorized Officers, or each individually, are hereby authorized, empowered and directed to execute and deliver, as and if applicable, a Lease-Purchase Agreement, a Certificate Purchase Agreement, a Bill of Sale relating to such Equipment, a License and Easement, a Registrar and Payment Agent Agreement, a Federal Tax Certificate and all other necessary documents in connection with undertaking the lease-purchase financing as permitted by the Act and the authentication and delivery of the Certificates (the “**Financing Documents**”), for and on behalf of the District, including any necessary counterparts, in form and substance acceptable to such Authorized Officer, but subject to the terms, parameters and conditions set forth herein. The Authorized Officers, or any individually, are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of such documents as executed.

Section 4. In order to provide funds to prepay the Prior Lease and to refinance the cost of the Equipment, the authentication and delivery of the Certificates by the Lessor be and the same hereby is in all respects approved and confirmed. The Board hereby authorizes and directs any Authorized Officer to determine (a) whether the Lessor will issue Certificates to refinance the Equipment or, in lieu of issuing Certificates, enter into a Lease-Purchase Agreement that does not require the issuance of any Certificates, in accordance with Section 8 hereof, (b) the principal amount of a Lease-Purchase Agreement, which shall not exceed \$2,000,000, (c) the amounts and the dates of the principal and the interest installments to be due thereunder, (d) the term of any Lease-Purchase Agreement, which shall not be greater than 7 years, (e) the rate or rates of interest to be carried by each principal installment such that the refinancing of the Prior Lease generates positive debt service savings, (f) the prepayment provisions, if any, (g) the final terms and provisions of the Financing Documents, (h) the identity of the Lessor, (i) the identity of the registrar and paying agent with respect to the Certificates (if other than the Lessor), (j) the identity of the Underwriter, Placement Agent or Lender in accordance with Section 8 hereof, (k) the compensation owed to the Underwriter or the Placement Agent, as applicable, which amount shall not exceed 1.00% of the aggregate principal amount of the Certificates or amount of any Lease-Purchase Agreement, and (l) such other terms and provisions relating to the Certificates or Lease-Purchase Agreement; provided that no Certificate or Lease-Purchase Agreement may have such terms and conditions that conflict with or exceed the parameters set forth in this Resolution. Such determinations and approvals shall be set forth in a Lease-Purchase Agreement.

Section 5. The form and content of any Certificates by the Lessor shall be set forth in a Lease-Purchase Agreement or a related trust agreement, and the Lessor be and is hereby authorized, empowered and directed to execute and deliver the Certificates to the Purchaser identified herein.

Section 6. Payment by the District to the Lessor of the Lease Payments due from time to time pursuant to a Lease-Purchase Agreement is hereby authorized and directed, subject, however, to annual budgeting and appropriation by resolution of this Board as provided by a Lease-Purchase Agreement. Such payments shall be made from current building funds and/or general funds derived from property taxes and other available funds.

Section 7. [Reserved].

Section 8. (a) The Board hereby authorizes the Lessor to sell the Certificates to First National Capital Markets, Inc., as original purchaser of the Certificates (the “**Underwriter**”), in accordance with Section 4 of this Resolution. Delivery of the Certificates shall be made to the Underwriter as soon as practicable after the adoption of this Resolution, upon payment therefor in accordance with the terms of sale. The District is authorized to enter into a Certificate Purchase Agreement (the “**Purchase Agreement**”) between the District, the Lessor and the Underwriter in form and substance acceptable to the Authorized Officers, or each individually. Such Authorized Officer is authorized to execute the Purchase Agreement, in form and substance acceptable to such Authorized Officer, for and on behalf of the District, such officer’s signature thereon being conclusive evidence of such official’s and the District’s approval thereof. The Underwriter shall have the right to direct the registration of the Certificates and the denominations thereof within each maturity, subject to the restrictions of this Resolution. Such Underwriter and its agents, representatives and counsel (including special tax counsel) are hereby authorized to take such actions on behalf of the District as are necessary to effectuate the closing of the issuance and sale of the Certificates, including, without limitation, authorizing the release of the Certificates by the Depository at closing.

(b) The Board further authorizes the Lessor to place the Certificates with a private purchaser (the “**Private Purchaser**”) with the assistance of First National Capital Markets, Inc., as placement agent of the Certificates (the “**Placement Agent**”) in accordance with Section 4 of this Resolution. The Private Purchaser shall have the right to direct the registration of the Certificates and the denominations thereof within each maturity, subject to the restrictions of this Resolution. The Placement Agent and its agents, representatives and counsel (including special tax counsel) are hereby authorized to take such actions on behalf of the District as are necessary to effectuate the closing of the issuance and placement of the Certificates.

(c) The Board further authorizes the District to (i) issue the Certificates directly to a bank or other institutional lender (the “**Lender**”) pursuant a Lease-Purchase Agreement or (ii) request that a nonprofit corporation (the “**Nonprofit Corporation**”) enter into a loan agreement with the Lender in lieu of issuing the Certificates, pursuant to which the Nonprofit Corporation would obtain a loan from the Lender (the “**Loan**”), which Loan would be secured by lease payments received by the Nonprofit Corporation from the District, pursuant to a Lease-Purchase Agreement, in accordance with Section 4 of this Resolution and subject to the other restrictions of this Resolution. Such Lender may be identified with the assistance of the Placement Agent or financial advisor to the District. The Lender shall have the right to direct the registration of the Certificates and the denominations thereof within each maturity, subject to the restrictions of this Resolution, if applicable. The Placement Agent and its agents, representatives and counsel (including special tax counsel) are hereby authorized to take such actions on behalf of the District as are necessary to effectuate the closing of the issuance of the Certificates and any alternative financing structure as contemplated by this Subsection (c). The District is authorized to enter into such other agreements and documents as may be required by the Lender to effectuate such a financing structure, and authorizes the creation of the Nonprofit Corporation if required to effectuate such a financing structure.

Section 9. The use and public distribution of any official statement, offering circular, term sheet or any other offering document (including any preliminary thereof) by the Underwriter

or the Placement Agent in connection with the reoffering of the Certificates is hereby authorized. The Authorized Officers, or each individually, are authorized to execute and deliver a certificate pertaining to such offering document as prescribed therein, dated as of the date of payment for and delivery of the Certificates.

Section 10. The Board (i) authorizes and directs any Authorized Officer to execute and deliver, on the date of the issuance of the Certificates, an undertaking (the “**Undertaking**”) in such form that satisfies the requirements of Rule 15c2-12 and is acceptable to the Underwriter and special tax counsel and (ii) covenants that it will comply with and carry out all of the provisions of the Undertaking. The Authorized Officers, or any individually, may engage a dissemination agent to assist the District with its obligations pursuant to the Undertaking. Notwithstanding any other provisions of this Resolution, failure of the District to comply with the Undertaking will not be considered a default under this Resolution or the Certificates; however, any Certificateholder or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this subparagraph and the Undertaking. For purposes of this subparagraph, “**Beneficial Owner**” means any person who (A) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Certificates (including persons holding Certificates through nominees, depositories or other intermediaries), or (B) is treated as the owner of any Certificates for federal income tax purposes.

Section 11. The Authorized Officers, or each individually, are authorized to execute and deliver for and on behalf of the District any and all additional certificates, documents, opinions or other papers and perform all other acts, including, without limitation, the execution, delivery and filing of any financing statements or any other documents to create and maintain a security interest in the Equipment and revenues pledged under the Lease-Purchase Agreement as may be required by the documents set forth above or as they may deem necessary or appropriate in order to implement and carry out the intent and purpose of this Resolution.

Section 12. The Prior Lease was designated as a “qualified tax-exempt obligation” pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the “**Code**”); the average maturity date of the Lease-Purchase Agreement and any related Certificates will not exceed the average maturity date of the Prior Lease; and the Lease-Purchase Agreement and any related Certificates will have a final maturity date which is not later than the date which is 30 years after the date the Prior Lease was executed and delivered. For purposes of Section 265(b)(3)(D)(ii) of the Code, the Lease-Purchase Agreement and any related Certificates are deemed designated as qualified tax-exempt obligations. The Authorized Officers, or each individually, are authorized to take such other action as may be necessary to make effective the designation in this Section 12.

Section 13. The District (a) shall comply with all applicable provisions of the Code, including Sections 103 and 141 through 150, and all related Regulations, necessary to maintain the exclusion from gross income for federal income tax purposes of the interest on the Lease-Purchase Agreement and any related Certificates and (b) will not use or permit the use of any proceeds of the Lease-Purchase Agreement and any related Certificates or any other funds of the District nor take or permit any other action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on the Lease-Purchase Agreement and any related Certificates.

The District hereby adopts the Post-Issuance Tax Compliance Procedures attached to this Resolution as Exhibit A to ensure that all applicable post-issuance requirements of federal income tax law needed to preserve the tax-exempt status of the Lease-Purchase Agreement and any related Certificates are met. The District reserves the right to use its discretion as necessary and appropriate to make exceptions or request additional provisions as it may determine. The District also reserves the right to change such policies and procedures from time to time, without notice.

Section 14. The District hereby adopts the Disclosure Policies and Procedures attached to this Resolution as Exhibit B to ensure that the District satisfies the requirements of Rule 15c2-12 and the Undertaking. The District reserves the right to use its discretion as necessary and appropriate to make exceptions or request additional provisions as it may determine. The District also reserves the right to change such policies and procedures from time to time, without notice.

Section 15. The provisions of this Resolution are hereby declared to be separable and, if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases or provisions.

Section 16. All resolutions, orders and other instruments, or parts thereof, in conflict with this Resolution are hereby repealed only to the extent of such conflict.

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

[Remainder of Page Left Intentionally Blank]

DATED February 8, 2021.

ATTEST:

President, Board of Education

Secretary, Board of Education

EXHIBIT A

POST-ISSUANCE TAX COMPLIANCE PROCEDURES

General

In connection with the issuance of the Certificates of Participation (the “**Certificates**”) and/or the execution of a Lease-Purchase Agreement that does not require the issuance of any certificates, Burt County School District 0001 (Tekamah-Herman Community Schools) in the State of Nebraska (the “**District**”) will execute a tax compliance certificate (the “**Tax Certificate**”) that describes the requirements and provisions of the Internal Revenue Code of 1986, as amended (the “**Code**”) that must be followed in order to maintain the tax-exempt status of interest on such Certificates and/or Lease-Purchase Agreement. In addition, the Tax Certificate will contain the reasonable expectations of the District at the time of issuance of the Certificates and/or execution of a Lease-Purchase Agreement with respect to the use of the gross proceeds of such Certificates and/or Lease-Purchase Agreement and the assets to be financed or refinanced with the proceeds thereof. These Procedures supplement and support the covenants and representations made by the District in the Tax Certificate related to specific issues of tax-exempt obligations. In order to comply with the covenants and representations set forth in the transaction Documents and in the Tax Certificate, the District tracks and monitors the actual use of the proceeds of the Certificates and/or Lease-Purchase Agreement, the investment and expenditure of the Certificate and/or Lease-Purchase Agreement proceeds and the assets financed or refinanced with the proceeds of such Certificates and/or Lease-Purchase Agreement over the life of the Certificates and/or Lease-Purchase Agreement.

Designation of Responsible Person

The District’s Superintendent of Schools (the “**Superintendent**”) shall maintain an inventory of Certificates and/or Lease-Purchase Agreement and assets financed which contains the pertinent data to satisfy the District’s monitoring responsibilities. Any transfer, sale or other disposition of Certificate and/or Lease-Purchase-financed assets must be reviewed and approved by the Superintendent.

Post-Issuance Compliance Requirements

External Advisors/Documentation

The District shall consult with special tax counsel and other legal counsel and advisors, as needed, throughout the Certificate issuance and/or execution of a Lease-Purchase Agreement process to identify requirements and to establish procedures necessary or appropriate so that the Certificates and/or Lease-Purchase Agreement will continue to qualify for tax-exempt status. Those requirements and procedures shall be documented in the Tax Certificate and/or other documents finalized at or before issuance of the Certificates and/or execution of a Lease-Purchase Agreement. Those requirements and procedures shall include future compliance with applicable arbitrage rebate requirements and all other applicable post-issuance requirements of federal tax law throughout (and in some cases beyond) the term of the Certificates and/or Lease-Purchase Agreement.

The District also shall consult with special tax counsel and other legal counsel and advisors, as needed, following issuance of the Certificates and/or the execution of a Lease-Purchase Agreement to ensure that all applicable post-issuance requirements in fact are met. This shall include, without limitation, consultation in connection with future contracts with respect to the use of Certificate and/or Lease-Purchase Agreement-financed or refinanced assets.

The District shall train and employ or otherwise engage expert advisors (a “**Rebate Analyst**”) to assist in the calculation of arbitrage rebate payable in respect of the investment of Certificate and/or Lease-Purchase Agreement proceeds, unless the Tax Certificate documents provide that arbitrage rebate will not be applicable to the Certificates and/or Lease-Purchase Agreement.

Unless otherwise provided by the resolution or other authorizing documents relating to the Certificates and/or Lease-Purchase Agreement, unexpended Certificate proceeds shall be held in a segregated account by a trustee, and the investment of Certificate and/or Lease-Purchase Agreement proceeds shall be managed by the District. The District shall prepare (or cause the trustee to prepare) regular, periodic statements regarding the investments and transactions involving Certificate and/or Lease-Purchase Agreement proceeds.

Arbitrage Rebate and Yield

Unless the Tax Certificate documents provide that arbitrage rebate will not be applicable to the Certificates and/or Lease-Purchase Agreement, the District shall be responsible for:

- engaging the services of a Rebate Analyst and, prior to each rebate calculation date, causing the trustee or other account holder to deliver periodic statements concerning the investment of Certificate and/or Lease-Purchase Agreement proceeds to the Rebate Analyst;
- providing to the Rebate Analyst additional documents and information reasonably requested by the Rebate Analyst;
- monitoring efforts of the Rebate Analyst;
- assuring payment of required rebate amounts, if any, no later than 60 days after each 5-year anniversary of the issue date of the Certificates and/or Lease Purchase Agreement, and no later than 60 days after the last Certificate redeemed and/or Lease-Purchase Agreement expires;
- during the construction period of each capital project financed in whole or in part by Certificates and/or a Lease-Purchase Agreement, monitoring the investment and expenditure of Certificate and/or Lease-Purchase Agreement proceeds and consulting with the Rebate Analyst to determine compliance with any applicable exceptions from the arbitrage rebate requirements during each 6-month spending period up to 6 months, 18 months or 24 months, as applicable, following the issue date of the Certificates and or Lease-Purchase Agreement; and
- retaining copies of all arbitrage reports and account statements as described below under “Record Keeping Requirements”.

The District, in the Tax Certificate and/or other documents finalized at or before the issuance of the Certificates and/or the execution of a Lease-Purchase Agreement, has agreed to undertake the tasks listed above (unless the Tax Certificate documents provide that arbitrage rebate will not be applicable to the Certificates and/or Lease-Purchase Agreement).

Use of Certificate Proceeds and Certificate-Financed or Refinanced Assets:

The District shall be responsible for:

- monitoring the use of Certificate and/or Lease-Purchase Agreement proceeds and the use of Certificate and/or Lease-Purchase Agreement-financed or refinanced assets (*e.g.*, facilities, furnishings or equipment) throughout the term of the Certificates and/or Lease-Purchase Agreement to ensure compliance with covenants and restrictions set forth in the Tax Certificate;
- maintaining records identifying the assets or portion of assets that are financed or refinanced with proceeds of the Certificates and/or Lease-Purchase Agreement, including a final allocation of Certificate and/or Lease-Purchase Agreement proceeds as described below under “Record Keeping Requirements”;

- consulting with special tax counsel and other legal counsel and advisers in the review of any contracts or arrangements involving use of Certificate and/or Lease-Purchase Agreement-financed or refinanced assets to ensure compliance with all covenants and restrictions set forth in the Tax Certificate;
- maintaining records for any contracts or arrangements involving the use of Certificate and/or Lease Purchase Agreement-financed or refinanced assets as described below under “Record Keeping Requirements”;
- conferring at least annually with personnel responsible for Certificate and/or Lease-Purchase Agreement-financed or refinanced assets to identify and discuss any existing or planned use of Certificate and/or Lease-Purchase Agreement-financed or refinanced assets, to ensure that those uses are consistent with all covenants and restrictions set forth in the Tax Certificate; and
- to the extent that the District discovers that any applicable tax restrictions regarding use of Certificate and/or Lease-Purchase Agreement proceeds and Certificate and/or Lease-Purchase Agreement-financed or refinanced assets will or may be violated, consulting promptly with special tax counsel and other legal counsel and advisers to determine a course of action to remediate all nonqualified Certificates and/or Lease-Purchase Agreement, if such counsel advises that a remedial action is necessary.

The District, in the Tax Certificate and/or other documents finalized at or before the issuance of the Certificates and/or the execution of a Lease-Purchase Agreement, has agreed to undertake the tasks listed above.

All relevant records and contracts shall be maintained as described below.

Record Keeping Requirements

The District shall be responsible for maintaining the following documents for the term of the Certificates and/or Lease-Purchase Agreement (including refunding obligations, if any) plus at least three years:

- a copy of the Certificate and/or Lease-Purchase Agreement closing transcript(s) and other relevant documentation delivered to the District at or in connection with closing of the Certificates and/or Lease-Purchase Agreement, including any elections made by the District in connection therewith;
- a copy of all material documents relating to capital expenditures financed or refinanced by Certificate and/or Lease-Purchase Agreement proceeds, including (without limitation) construction contracts, purchase orders, invoices, trustee requisitions and payment records, draw requests for Certificate and/or Lease-Purchase Agreement proceeds and evidence as to the amount and date for each draw-down of Certificate and/or Lease-Purchase Agreement proceeds, as well as documents relating to costs paid or reimbursed with Certificate and/or Lease-Purchase Agreement proceeds and records identifying the assets or portion of assets that are financed or refinanced with Certificate and/or Lease-Purchase Agreement proceeds, including a final allocation of Certificate and/or Lease-Purchase Agreement proceeds;
- a copy of all contracts and arrangements involving the use of Certificate or Lease-Purchase Agreement-financed or refinanced assets;
- copies of all trustee statements and reports, including arbitrage reports, prepared with respect to the Certificates and/or Lease-Purchase Agreement; and

- a copy of all records of investments, investment agreements, arbitrage reports and underlying documents, including trustee statements, in connection with any investment agreements, and copies of all bidding documents, if any.

EXHIBIT B

DISCLOSURE POLICIES AND PROCEDURES

Purpose of Disclosure Policies and Procedures

The issuance and sale of certain municipal bonds, notes, certificates of participation or other obligations (collectively, “**Obligations**”) are subject to certain federal and state securities laws, including Rule 15c2-12 (the “**Rule**”) promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended (the “**Exchange Act**”). The Rule requires that an underwriter, prior to purchasing or selling an issue of Obligations in a principal amount of \$1,000,000 or more, obtain a written agreement from the issuer of such Obligations to provide certain financial information or operating data on an annual basis and notices of the occurrence of certain enumerated events with the Municipal Securities Rulemaking Board (“**MSRB**”) using the MSRB’s Electronic Municipal Market Access system (“**EMMA**”).

Burt County School District 0001 (Tekamah-Herman Community Schools) in the State of Nebraska (the “**District**”) has previously issued or may in the future issue Obligations subject to the Rule, and in connection with such issuances the District has entered and/or will enter into one or more Continuing Disclosure Certificates or Continuing Disclosure Undertakings (collectively, the “**Undertakings**”) in accordance with the Rule. Pursuant to such Undertakings, the District has covenanted or will covenant to comply with the Rule by timely making the required filings. These Policies and Procedures are intended to assure that all filings required under the Rule are made timely and completely and meet all requirements of the Rule.

Designation of District Representative; Maintenance of List and Files

The “**District Representative**” for the District shall be the Superintendent of Schools of the District (the “**Superintendent**”) and any alternate or assistant as such Superintendent shall appoint. The District Representative is directed to employ the policies and procedures described herein. The District Representative shall be knowledgeable and familiar with the provisions of each Undertaking as to the type, format and content of the financial information or operating data to be included in each Annual Report required to be made thereunder, the instances in which notice of the occurrence of certain events must be given, and the timing requirements for the filing thereof. The District and the District Representative recognize and acknowledge that the terms, requirements and filing deadlines may vary by Undertaking.

The District Representative shall maintain a current list for each fiscal year identifying each issue of Obligations of the District outstanding during such fiscal year setting forth the name, original principal amount, date of issuance and CUSIP numbers for each such issue and the dates by which the Annual Reports are required to be submitted to the MSRB using EMMA, such list to be accompanied by copies of the related Undertakings.

Dissemination Agents

The District and the District Representative may utilize the services of a financial institution or other provider to act as dissemination agent (each, a “**Dissemination Agent**”) in filing the disclosures and notices described herein and performing the duties of the Dissemination Agent in accordance with the terms of the applicable Undertaking. The Dissemination Agent shall review and be familiar with the contents and filing requirements of the particular Undertaking and with the procedures for making the filings required under such Undertaking with the MSRB using the EMMA system. The District Representative shall coordinate the preparation and submission of the required information with such Dissemination Agent to ensure full compliance with the requirements of the Rule and the applicable Undertakings.

Annual Financial Filings

The District Representative will review the Undertaking related to each outstanding issue of Obligations to determine the financial information required to be included in the Annual Report (i.e., the District's audited financial statements and certain other financial information or operating data with respect to the District, if applicable (the "**Annual Report**")) required to be filed annually with the MSRB using the EMMA system, and the deadline by which such information must be filed. Unless required otherwise by an Undertaking and as permitted by EMMA filing procedures, the District Representative may file identical Annual Reports with respect to each issue of the District's Obligations. The District Representative shall be knowledgeable and familiar with the specific requirements for the filing of a Notice of Failure to File the Annual Report by the date(s) required under the terms of each Undertaking, if applicable.

The District Representative shall timely initiate the process of preparing the financial information or operating data required to be submitted under each Undertaking as part of the Annual Report. The District Representative shall assemble the information as soon as it becomes available and determine the scope of additional information to be required and also contact the auditors to establish a schedule for completion and submission for the Audited Financial Statements.

The District Representative will timely file the Annual Report, or will cause the Dissemination Agent to file the Annual Report, with the MSRB using the EMMA system. If the Audited Financial Statements are not then available, unaudited financial information may be filed with the MSRB using EMMA and the Audited Financial Statements shall be filed within 10 business days of their receipt and acceptance.

Listed Event Filings

The District Representative will review the Undertaking related to each outstanding issue of Obligations for the listed events which, upon the occurrence thereof, require prompt notices to be filed with the MSRB using the EMMA system. The District Representative will monitor the Obligations and the District's operations for occurrences of any such events and will actively evaluate whether an event may be a listed event as set forth in the District's outstanding Undertakings. After obtaining actual knowledge of such an event, the District Representative will promptly contact the District's bond and/or special tax counsel and the Dissemination Agent, if any, to determine whether the District must file notice of the event with the MSRB under one or more of its Undertakings. Upon a determination that the District must file such notice, the District Representative will file the appropriate notice, or will cause the Dissemination Agent to file such notice, with the MSRB using the EMMA system within ten (10) business days after the occurrence of the listed event or as the District's bond and/or special tax counsel may otherwise direct.

Reports of District Representative; Record Retention

The District Representative shall provide to the District's Board of Education, any Dissemination Agent and the underwriter of each issue of Obligations confirmation from EMMA received upon the filing of each Annual Report and any other filings made with the MSRB using the EMMA system promptly upon receipt of each such confirmation.

The District Representative shall maintain records with respect to the filings with the MSRB using EMMA, including, but not limited to, EMMA posting receipts showing the dates and nature or contents of all filings for each issue of Obligations outstanding during each fiscal year. Such records shall be kept for at least 5 years after the respective issue of Obligations is no longer outstanding.

Familiarity with EMMA Submission Process

The District Representative shall register with EMMA and review the on-line process of filing with EMMA located at www.emma.msrb.org in order to submit the required information. The MSRB Market Information Department can also be contacted at 703.797.6668. A tutorial is available at the website and a practice submission is available as well. The District Representative also shall enroll the District in EMMA's reminder system to ensure timely performance of its responsibilities and obligations.

Notwithstanding the foregoing, if the District has retained a Dissemination Agent to assist with making the filings required by the District's Undertakings and to remind the District of its filing deadlines, the District Representative need not register with EMMA or enroll in EMMA's reminder system.

Training

To ensure adequate resources to comply with the Rule, the District Representative shall develop a training process aimed at providing additional assistance in preparing required information. The training process shall be conducted at least annually and shall encompass a review of the EMMA submission process and an understanding of the timing requirements necessary for full compliance. The retention by the District of a Dissemination Agent to assist it with compliance under its Undertakings and the Rule may be deemed part of such training process.

Review of Offering Document in Connection with Primary Offerings

In connection with a new issue of Obligations, the District Representative, together with such District officials as the District Representative deems appropriate, shall promptly review upon receipt the offering document by which such Obligations shall be offered and sold. For any issue of Obligations subject to the Rule, prior to the distribution of the related offering document the District shall deem the information concerning the District in such offering document as accurate and complete in all material respects (except for such information as permitted to be omitted by the Rule) as of the date of such offering document. The District shall confirm prior to the final pricing of the Obligations that the information concerning the District in the offering document does not contain an untrue statement of a material fact or omit to state any material fact necessary to make the statements therein, in light of the circumstances under which they were made, not misleading.