



Regular Board of Directors Meeting

Monday, April 19, 2021 at 4:00 PM

Educational Service Unit 7, Oak Room
2657 44th Avenue
Columbus, NE 68601-8537

1. Call the Meeting to Order
Speaker(s): Board President or Designee
Rationale:

LEADERSHIP • SERVICE • SUPPORT

Notice of this meeting was given in advance according to State Law 84-1411, by giving notice of the meeting to the public on ESU 7 website www.esu7.org and posted at location of meeting. Notice of this meeting was also given in advance to all members of the Board of Education of Educational Service Unit 7. Availability of the agenda and purpose of the hearing was communicated in the advance notice of the meeting and in the notice to the members of this hearing. All proceedings of the Board of Education of Educational Service Unit 7 were taken while the convened hearing was open to the attendance of the public.

1. Notification of Open Meetings Law
Speaker(s): Board President or Designee
Rationale:

This meeting has been preceded by reasonable advance notice and is hereby declared to be in open session. A copy of the Open Meetings Act is posted in the meeting room.

§84-1411 adjusts notice requirements for meetings of public bodies. For meetings of governing bodies of all political subdivisions of the State of Nebraska:

- Notice shall be published in a newspaper of general circulation within the public body's jurisdiction. If available, notice shall also be published on such newspaper's website.
- In addition to the required notice, notice may also be provided by any other appropriate method designated by the public body or advisory committee.

2. Roll Call

Speaker(s): Board President or Designee

3. Absent Board Members

Speaker(s): Board President or Designee

Rationale:

Recommendation: Discuss, consider and take action to approve the Board member absences.

Recommended Motion(s):

Approval of Board Member absences as presented Passed with a motion by Board Member #1 and a second by Board Member #2.

4. Pledge of Allegiance

Speaker(s): Board President or Designee

2. Approval of Agenda

Speaker(s): Board President or Designee

Rationale:

The sequence of agenda topics is subject to change at the discretion of the Board.

Recommendation: Discuss, consider and take any necessary action to approve agenda as presented.

Recommended Motion(s):

Agenda as presented Passed with a motion by Board Member #1 and a second by Board Member #2.

3. Welcome Visitors

Speaker(s): Board President or Designee

4. Public Comment

Speaker(s): Board President or Designee

Rationale: The Board has the discretion to limit the amount of time set aside for public participation.

Citizens wishing to address the Board on a certain agenda item must complete the Public Comment Document prior to the start of the board meeting. Citizens wishing to present petitions to the Board may do so at this time. However, the Board will only receive the petitions and not act upon them or their contents.

5. Consent Agenda

Speaker(s): Board President or Designee

Rationale:

Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

If any Board member wishes to discuss an item, it must be removed from the consent agenda at which time the remaining items will be acted upon.

Consent Agenda Includes:

- Minutes from the previous meeting(s)
- Presentation of the Bills
- Policies with no recommended changes
- Other Routine Agenda Items

Recommendation: Discuss, consider and take any action necessary to approve the consent agenda as presented.

Recommended Motion(s):

Consent agenda as presented Passed with a motion by Board Member #1 and a second by Board Member #2.

1. Minutes

Speaker(s): Board President or Designee

Rationale:

This is a consent item.

2. Presentation of Bills #72198 through #72339 totaling \$767,461.31

Speaker(s): Board President or Designee

Rationale:

The summary of bills for the current month total:\$767,461.31 - Bills

#72198 through #72339

Inservice bills total: \$0

	Amount	Vendor	Description
72200	\$8,967.58	Amazon	Migrant/Tech/SPED/Grants Supplies
72204	\$11,290.00	Apple Computer	Sped Equipment
72209	\$15,949.76	Boone Central Schools	Title 1 and Title III Reimbursements
72212	\$6,552.22	Capital One	SPED/Tech./General/Grants Equipment/Supplies
72215	\$17,213.88	Central NE Rehab Services	Early Childhood/Speech Contracted Services
72221	\$11,128.54	Cross County School	Perkins/Title 1 Reimbursements
72239	\$19,435.26	High Plains Comm. Schools	Perkins/Title 1 and Title III Reimbursements
72242	\$19,010.57	Howells Dodge School	Perkins/Title 1 Reimbursements
72268	\$5,175.00	Michelle Rupiper	Early Childhood Contracts
72275	\$6,362.03	Osceola Public School	Perkins/Title 1 Reimbursements

7228 0	\$6,625.00	Romans, Wiemer & Assoc.	19-20 Audit
7228 7	\$19,171.53	Shelby-Rising City Public School	Title 1 and Title III Reimbursements

This is a consent item.

3. Educational Service Unit Coordinating Council Update/ 2021-2022 Master Services Agreement

Speaker(s): Administrator or Designee

Rationale: Approve the 2021-2022 Master Services Agreement and authorize Administrator Polk to sign the Agreement.

This is a consent item.

4. Resignations: Jennifer Zysset and Kate Bosak

Speaker(s): Administrator or Designee

Rationale: Include letter of resignation or retirement if available.

This is a consent item.

5. Reading of Article II, Section 8, A Personal Presence at Meetings and Telephone Conference or Videoconference Meetings

Speaker(s): Board President or Designee

Rationale:

Review only, no changes to consider.

This is a consent item.

6. Reading of Article II, Section 6, A Notice to Public

Speaker(s): Board President or Designee

Rationale:

Review only, no changes to consider

This is a consent item.

7. Reading of Article II, Section 6, D Notice to Board Members

Speaker(s): Board President or Designee

Rationale:

Review only, no changes to consider.

This is a consent item.

8. Reading of Article II, Section 6, E Notice to Media

Speaker(s): Board President or Designee

Rationale:

Review only, no changes to consider.

This is a consent item.

6. Treasurer's Report

Speaker(s): Board President or Designee

Rationale: Review the breakdown of the Treasurer's Report

Recommended Motion(s):

Discuss, consider and take any action necessary to approve the Treasurer's Report as presented. Passed with a motion by Board Member #1 and a second by Board Member #2.

7. ESU 7 COVID-19 Pay Resolution

Speaker(s): Board President or Designee

Rationale: Rationale: After consultation with legal council it is recommended that the following resolutions be adopted and approved or reviewed every four weeks.

Recommendation: Discuss, consider and take all necessary action to approve the ESU 7 COVID-19 Pay Resolution.

Recommended Motion(s):

Discuss, consider and take all necessary action to approve the ESU 7 COVID-19 Pay Resolution Passed with a motion by Board Member #1 and a second by Board Member #2.

8. Administrator's Report General

Speaker(s): Administrator or Designee

Rationale: Goals - Attached for your Review

Strategic Plan Date Reminders

ESUCC Update

May Board Meeting start time

Recommended Motion(s):

Discuss, consider and take all necessary action to approve a May 2021 Board Meeting start time of 5:30 pm. Passed with a motion by Board Member #1 and a second by Board Member #2.

1. Services Update

Speaker(s): Administrator or Designee

Rationale:

District Annual Consultations have been completed

Spring Superintendent Visits are almost complete - 7 visits remaining

Bold Step Committee Update

2. Facilities Update

Speaker(s): Administrator or Designee

Rationale: The Administrator will discuss quotes selected from Eakes and OfficeNet for the conference room improvements.

• Door Update

○ M&O - Doors

▪ 29,054.00

○ Applied Connective - Door Locks for LA

▪ 15,300.00

• Conference Room Improvements

○ New Tables - Eakes

▪ \$35,123.00

- New Chairs - OfficeNet
 - \$19,762.00
- Still deciding on lobby furniture
 3. Personnel - Certified Special Education Contract for Jill Wurdeman, Special Education Teacher

Speaker(s): Administrator or Designee

Rationale: Jill Wurdeman currently serves as an Early Childhood Teacher for Columbus Public Schools. Jill lives in Columbus.

Recommended Motion(s):
Discuss, consider and take any action necessary to approve the contract as presented. Passed with a motion by Board Member #1 and a second by Board Member #2.
 4. Personnel - Professional Employment Contract for Mollie Morrow, PLMHP

Speaker(s): Administrator or Designee

Rationale: Mollie Morrow currently serves as a Mental Health Intern for ESU 7 and ESU 2. Mollie served Boone Central and the Learning Academy for ESU 7. Mollie lives in Albion.

Recommended Motion(s):
Discuss, consider and take any action necessary to approve the contract as presented. Passed with a motion by Board Member #1 and a second by Board Member #2.
 5. Personnel - Professional Employment Contract for Merridie Kaup LMHP

Speaker(s): Administrator or Designee

Rationale: Merridie Kaup currently serves as a LMHP for Boone County Health Center. Merridie lives in Albion.

Recommended Motion(s):
Discuss, consider and take any action necessary to approve the contract as presented. Passed with a motion by Board Member #1 and a second by Board Member #2.
 6. Personnel - Certified Special Education Contract for Cassandra Krings, Teacher of the Deaf FTE Change

Speaker(s): Administrator or Designee

Rationale: Cassandra Krings will decrease in FTE from an .80 to a .70 FTE, at her request, in order to allocate her full schedule to Teacher of the Deaf (TOD) in the 21-22 school year.

Recommended Motion(s):
Discuss, consider and take any action necessary to approve the contract as presented. Passed with a motion by Board Member #1 and a second by Board Member #2.
 7. Legislative Update

Speaker(s): Administrator or Designee

Rationale: During this item, the Administrator will provide a Legislative Update to members of the Board.

How LB 408 would have impacted ESU 7

Positive things said about ESU 7

9. Committee Reports

Speaker(s): Administrator or Designee

Rationale: Upcoming Committee Meeting in May:

- Budget Committee Meeting - Before or After the May Board Meeting?

Handbook Committee Update:

May 17: The Handbook Committee will receive links to their copies of the handbooks (LA, Cen7ter, and Employee). These handbooks need to be revised and ready for review prior to the June Board Meeting.

Date Between May and June Board Meetings: Handbook Committee needs to meet to review and get questions asked and answered. Date needs to be determined.

June 21: Approve handbooks in the June board meeting.

10. Conference Report

Speaker(s): Conference Attendees

Rationale: Update on the NASB Budget & Finance Workshop 3.31.2021 - Administrator Polk and Board Member Richad Stephens in attendance.

11. Adjournment

Speaker(s): Board President or Designee

Created by: Mindy Reed, Secretary to the ESU 7 Board of Directors

Nebraska Open Meetings Act

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

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.

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, subcommittees, 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.

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, or other matter of public policy or 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 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.

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

(1) (a) Each public body shall give reasonable advance public 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 or village or the governing body of 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 conference.

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 telecommunication equipment.

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 a 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 instate location to members, the public, or the press, if requested twenty-four hours in advance;

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

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

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

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

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

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

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.

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.

Revised
10/2020



PERRY, GUTHRY, HAASE & GESSFORD, P.C., L.L.O.
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Regular Board of Directors Meeting

Educational Service Unit 7, Oak Room
2657 44th Avenue
Columbus, NE 68601-8537
Monday, March 15, 2021 at 4:30 PM
Posted Locations:

- Columbus Telegram Newspaper
- Columbus Telegram Website
- ESU 7 North Building Front Door

Posted Date: 03/08/2021

Attendance Taken at 4:31 PM.

Bob Arp: Present
Joyce Baumert: Present
Marni Danhauer: Present
Donald Ellison: Absent
Dan Hoesly: Absent
Dawn Lindsley: Present
Richard Luebbe: Present
Jennifer Miller: Present
Doug Pauley: Present
Richard Stephens: Present
Gary Wieseler: Present
Jack Young: Present

Present: 10, Absent: 2.

1. Call the Meeting to Order

LEADERSHIP • SERVICE • SUPPORT

Notice of this meeting was given in advance according to State Law 84-1411, by giving notice of the meeting to the public on ESU 7 website www.esu7.org and posted at location of meeting. Notice of this meeting was also given in advance to all members of the Board of Education of Educational Service Unit 7. Availability of the agenda and purpose of the hearing was communicated in the advance notice of the meeting and in the notice to the members of this hearing. All proceedings of the Board of Education of Educational Service Unit 7 were taken while the convened hearing was open to the attendance of the public.

Roll call was taken at 4:30pm
Board President conducted the meeting.

Staff present:

Larianne Polk, Administrator

Linda Shefcyk, Business Manager

Mindy Reed, Secretary to the Board of Directors

Marci Ostmeyer, Professional Development Director

Tami Clay, Special Education Director

Dan Ellsworth, Network Operations Director

1.1. Notification of Open Meetings Law

This meeting has been preceded by reasonable advance notice and is hereby declared to be in open session. A copy of the Open Meetings Act is posted in the meeting room.

§84-1411 adjusts notice requirements for meetings of public bodies. For meetings of governing bodies of all political subdivisions of the State of Nebraska:

- Notice shall be published in a newspaper of general circulation within the public body's jurisdiction. If available, notice shall also be published on such newspaper's website.
- In addition to the required notice, notice may also be provided by any other appropriate method designated by the public body or advisory committee.

1.2. Roll Call

1.3. Absent Board Members

Recommendation: Discuss, consider and take action to approve the Board member absences.

Approval of Board Member absences as presented Passed with a motion by Richard Stephens and a second by Bob Arp.

Donald Ellison: Absent

Dan Hoesly: Absent

Bob Arp: Yea

Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Doug Pauley: Yea
Richard Stephens: Yea
Gary Wieseler: Yea
Jack Young: Yea
Yea: 10, Nay: 0, Absent: 2

Donald Ellison absent due to personal reasons. Dan Hoesly absent due to personal reasons.

1.4. Pledge of Allegiance

All members present participated in the Pledge of Allegiance.

2. Approval of Agenda

The sequence of agenda topics is subject to change at the discretion of the Board.

Recommendation: Discuss, consider and take any necessary action to approve agenda as presented.

Agenda as presented Passed with a motion by Jennifer Miller and a second by Joyce Baumert.

Donald Ellison: Absent
Dan Hoesly: Absent
Bob Arp: Yea
Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Doug Pauley: Yea
Richard Stephens: Yea
Gary Wieseler: Yea
Jack Young: Yea
Yea: 10, Nay: 0, Absent: 2

3. Welcome Visitors

Principal Leanne Blanchard, Cen7ter Special Education Teacher Rachel Burgess, and Cen7ter Special Education Teacher Julie Lazarchic attended to present the Cen7ter Spotlight.

4. Public Comment

The Board has the discretion to limit the amount of time set aside for public participation.

Citizens wishing to address the Board on a certain agenda item must complete the Public Comment Document prior to the start of the board meeting. Citizens wishing to present petitions to the Board may do so at this time. However, the Board will only receive the petitions and not act upon them or their contents.
No public comments provided.

5. Consent Agenda

Unless removed from the consent agenda, items identified within the consent agenda will be acted on at one time.

If any Board member wishes to discuss an item, it must be removed from the consent agenda at which time the remaining items will be acted upon.

Consent Agenda Includes:

- Minutes from the previous meeting(s)
- Presentation of the Bills
- Certificated/Classified Hire(s)/Reassignments/Resignation(s)
- Other Routine Agenda Items

Recommendation: Discuss, consider and take any action necessary to approve the consent agenda as presented.

Consent agenda as presented Passed with a motion by Joyce Baumert and a second by Jack Young.

Donald Ellison: Absent

Dan Hoesly: Absent

Jack Young: Nay

Bob Arp: Yea

Joyce Baumert: Yea

Marni Danhauer: Yea

Dawn Lindsley: Yea

Richard Luebbe: Yea

Jennifer Miller: Yea

Doug Pauley: Yea

Richard Stephens: Yea

Gary Wieseler: Yea

Yea: 9, Nay: 1, Absent: 2

5.1. Minutes

This is a consent item.

5.2. Presentation of Bills #72056 through #72192 totaling \$675,779.59

The summary of bills for the current month total:\$675,779.59 - Bills #72056 through #72192

Inservice bills total: \$0

	Amount	Vendor	Description
72058	\$10,071.59	Amazon	Migrant/Tech/SPED/Grants Supplies
72062	\$8,600.00	Apple Computer	Migrant/Tech Equipment
72072	\$16,638.80	Central NE Rehab Services	Early Childhood/Speech Contracted Services
72074	\$26,722.00	Columbus Public Schools	SPED Deaf Ed Contract/LA lunches
72128	\$5,000.00	Rae Pica	ELC Contract
72129	\$5,394.95	Sage Publications	ELC Books

This is a consent item.

6. Spotlight - Cen7ter

Principal Leanne Blanchard will provide the March Spotlight on Cen7ter.

Principal Leanne Blanchard, Cen7ter Special Education Teacher Rachel Burgess, and Cen7ter Special Education Teacher Julie Lazarchic went through the slide show for the Cen7ter Spotlight.

7. Treasurer's Report

Review the breakdown of the Treasurer's Report

Discuss, consider and take any action necessary to approve the Treasurer's Report as presented. Passed with a motion by Bob Arp and a second by Joyce Baumert.

Donald Ellison: Absent

Dan Hoesly: Absent

Bob Arp: Yea

Joyce Baumert: Yea

Marni Danhauer: Yea

Dawn Lindsley: Yea

Richard Luebbe: Yea

Jennifer Miller: Yea

Doug Pauley: Yea

Richard Stephens: Yea

Gary Wieseler: Yea

Jack Young: Yea

Yea: 10, Nay: 0, Absent: 2

Administrator Polk discussed the cash on hand and cash reserve lines. The goal is to have 30% cash on hand which is enough to sustain salaries and grant opportunities while ESU 7

waits for payments from schools and grants. The ESU is trending toward reaching the 30% by the end of this fiscal year.

8. Reading of Article I, Section 6, D Line of Responsibility and the Chain of Command

Removed Production Supervisor position On Matters Involving Production.

Recommendation: Discuss, consider and take all necessary action to approve Article I, Section 6, D Line of Responsibility and the Chain of Command as presented.

Discuss, consider and take all necessary action to approve Article I, Section 6, D Line of Responsibility and the Chain of Command as presented Passed with a motion by Dawn Lindsley and a second by Richard Luebbe.

Donald Ellison: Absent
Dan Hoesly: Absent
Bob Arp: Yea
Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Doug Pauley: Yea
Richard Stephens: Yea
Gary Wieseler: Yea
Jack Young: Yea
Yea: 10, Nay: 0, Absent: 2

There is no longer a Production Supervisor position. Policy was updated with the correct change of command for the Production Department.

9. Reading of Article II, Section 2, A Regular Meetings

Recommendation: Discuss, consider and take all necessary action to approve Article II, Section 2, A Regular Meetings as presented.

Discuss, consider and take all necessary action to approve Article II, Section 2, A Regular Meetings as presented Passed with a motion by Jack Young and a second by Joyce Baumert.

Donald Ellison: Absent
Dan Hoesly: Absent
Bob Arp: Yea
Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea

Jennifer Miller: Yea
Doug Pauley: Yea
Richard Stephens: Yea
Gary Wieseler: Yea
Jack Young: Yea
Yea: 10, Nay: 0, Absent: 2

Policy review. No changes to consider.

10. Reading of Article II, Section 7, A Agenda Construction

Recommendation: Discuss, consider and take all necessary action to approve Article II, Section 7, A Agenda Construction as presented.

Discuss, consider and take all necessary action to approve Article II, Section 7, A Agenda Construction as presented Passed with a motion by Bob Arp and a second by Marni Danhauer.

Donald Ellison: Absent
Dan Hoesly: Absent
Richard Stephens: Abstain (Without Conflict)
Bob Arp: Yea
Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Doug Pauley: Yea
Gary Wieseler: Yea
Jack Young: Yea
Yea: 9, Nay: 0, Absent: 2, Abstain (Without Conflict): 1

Policy review. No changes to consider.

11. Reading of Article II, Section 7, B Agenda Availability

Recommendation: Discuss, consider and take all necessary action to approve Article II, Section 7, B Agenda Availability as presented.

Discuss, consider and take all necessary action to approve Article II, Section 7, B Agenda Availability as presented Passed with a motion by Jennifer Miller and a second by Dawn Lindsley.

Donald Ellison: Absent
Dan Hoesly: Absent
Bob Arp: Yea

Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Doug Pauley: Yea
Richard Stephens: Yea
Gary Wieseler: Yea
Jack Young: Yea
Yea: 10, Nay: 0, Absent: 2

Policy review. No changes to consider.

12. ESU 7 COVID-19 Pay Resolution

Federal FFCRA expires March 31, 2021. In the January 2021 Board Meeting, it was acted upon to have the Pay Resolution to through May 2021. Given the fact that all ESU 7 personnel have been provided the opportunity to become vaccinated from COVID-19 as of March 11, 2021, ESU 7 Board will discuss whether to continue with the current resolution or to allow it to expire.

Recommendation: Discuss, consider and take all necessary action to allow the ESU 7 COVID-19 Pay Resolution to expire.

Discuss, consider and take all necessary action to allow the ESU 7 COVID-19 Pay Resolution to expire March 31, 2021 Failed with a motion by Doug Pauley and a second by Richard Luebbe.

Donald Ellison: Absent
Dan Hoesly: Absent
Bob Arp: Nay
Marni Danhauer: Nay
Dawn Lindsley: Nay
Richard Luebbe: Nay
Jennifer Miller: Nay
Richard Stephens: Nay
Gary Wieseler: Nay
Joyce Baumert: Yea
Doug Pauley: Yea
Jack Young: Yea

Yea: 3, Nay: 7, Absent: 2

Discuss, consider and take all necessary action to allow the ESU 7 COVID-19 Pay Resolution to go through August 31, 2021 Failed with a motion by Richard Stephens and a second by Jennifer Miller.

Donald Ellison: Absent
Dan Hoesly: Absent
Bob Arp: Nay
Marni Danhauer: Nay

Dawn Lindsley: Nay
Doug Pauley: Nay
Jack Young: Nay
Joyce Baumert: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Richard Stephens: Yea
Gary Wieseler: Yea

Yea: 5, Nay: 5, Absent: 2

Discuss, consider and take all necessary action to approve the ESU 7 COVID-19 Pay Resolution to continue through May 31, 2021 to be voted on monthly Passed with a motion by Jennifer Miller and a second by Bob Arp.

Donald Ellison: Absent
Dan Hoesly: Absent
Richard Stephens: Nay
Bob Arp: Yea
Joyce Baumert: Yea
Marni Danhauer: Yea
Dawn Lindsley: Yea
Richard Luebbe: Yea
Jennifer Miller: Yea
Doug Pauley: Yea
Gary Wieseler: Yea
Jack Young: Yea

Yea: 9, Nay: 1, Absent: 2

Discussion among board members was wide and deep on this topic. The original motion to allow the resolution to expire was moved to amend by Board Member Richard Stephens and seconded by Secretary Jennifer Miller to allow the resolution to continue until August 31, 2021. Much concern and consideration was given around not discriminating against any individual or individuals regardless of his/her decision to be vaccinated against COVID-19. Board members expressed their concern for employee health and their continued ability to support themselves in the event he/she contracts COVID-19. Concern around the amendment was largely due to the length of time between now and August 31, 2021. Health officials and the status of the Coronavirus continue to change. These changes will contribute to the decisions to continue with the Pay Resolution each month. After discussion and roll call, the amendment failed. The original motion to expire the Pay Resolution was called. Having no further discussion, the original motion failed. The final motion by Secretary Jennifer Miller was seconded by Board Member Bob Arp. This motion will continue the Pay Resolution through May 31, 2021 with approval required by the Board each month. There was discussion to clarify the meaning the motion. The board felt this was the most inclusive solution, addressed equity in staff decisions related to the vaccine, and allows for current health official considerations. After no more questions by the Board roll call was taken and this final motion passed.

13. ESU 7 Administrator Contract Amendment

The Board Negotiations Committee has proposed the salary amount for the ESU 7 Administrator for the 2021-2023 term as detailed in the attached contract.

The Negotiations Committee recommends a 4% total package increase.

Recommendation: Discuss, consider and take any necessary action to approve the amended ESU 7 Administrator Contract.

Discuss, consider and take any necessary action to approve the amended ESU 7 Administrator Contract as presented Passed with a motion by Richard Stephens and a second by Richard Luebbe.

Donald Ellison: Absent

Dan Hoesly: Absent

Bob Arp: Yea

Joyce Baumert: Yea

Marni Danhauer: Yea

Dawn Lindsley: Yea

Richard Luebbe: Yea

Jennifer Miller: Yea

Doug Pauley: Yea

Richard Stephens: Yea

Gary Wieseler: Yea

Jack Young: Yea

Yea: 10, Nay: 0, Absent: 2

14. Administrator's Report General

- Goals - Attached for your Review
- Board Recognition Options
 - April Board Meeting Time
- Redistricting
- Strategic Planning Dates:
 - June 1-4: Data due to Dr. John Skretta, ESU 6 and Dr. Keith Rohwer, NCSA Ambassador
 - June 7-11: Vision, Mission, Beliefs
 - June 14-15: Focus Group Interviews
 - June 29: Strategic Planning Board Meeting (4:30p-8:30p)

The Board Recognition Dinner was at the Elk's Club prior to COVID-19. Administrator Polk and the Directors recommended to have a Staff Recognition Reception rather than a dinner. The Board Meeting will be 4pm-5pm on April 19, 2021 and the reception will start at 5:15pm. There will be cupcakes and recognition for employees being honored. There

will be a Zoom connection for those who would like to view it.

Redistricting occurs every census. The census data has been delayed at the Federal level so State Legislative Redistricting will likely not occur until August or September. The current legislative session will be over by that time, so there will likely be a special session to redistrict. Following legislative redistricting counties will complete their process. It will likely be around December/January before ESU 7 discusses redistricting. The districts need to be as consistent in population as possible taking into consideration population sub-group distribution. Redistricting can be done by hand or using computer software. Administrator Polk is exploring vendors to complete the ESU 7 redistricting process. The Board will need to make a determination on Board Member size prior to completing the redistricting process. State statute allows anywhere from 5-12 board members on the ESU 7 Board.

Strategic Planning - ESU 7 is working with Dr. John Skretta, ESU 6 and Dr. Keith Rohwer, NCSA Ambassador. Administrator Polk will gather data to begin this work.

14.1. Services Update

- Quarterly Update

14.2. Personnel: Kendra Gustafson, Professional Development Coordinator

Kendra Gustafson is excited to start working as a Professional Development Coordinator at ESU 7 this summer. Kendra has been teaching English Language Arts in Nebraska for 25 years and, currently, teaches 8-12 English at Cross County Schools. She obtained her Bachelor of Arts in Education degree from the University of Nebraska at Kearney in 1993, as well as a Masters in Curriculum and Instruction in 2007. Currently, she is enrolled at Northwest Missouri State University in their Educational Leadership Program. Kendra says that her passion includes leading and supporting teachers, both first year teachers and veterans, which brought her to apply for the position at ESU 7. Kendra and her husband, Mark, live in Osceola, where they own a small business. They have 5 children and 2 grandchildren. She is excited to make this career change and looking forward to serving the schools in the ESU 7 area.

Discuss, consider and take any necessary action to approve the contracts for Kendra Gustafson, Professional Development Coordinator Passed with a motion by Dawn Lindsley and a second by Jennifer Miller.

Donald Ellison:	Absent
Dan Hoesly:	Absent
Bob Arp:	Yea
Joyce Baumert:	Yea
Marni Danhauer:	Yea
Dawn Lindsley:	Yea
Richard Luebbe:	Yea
Jennifer Miller:	Yea
Doug Pauley:	Yea
Richard Stephens:	Yea

Gary Wieseler: Yea
Jack Young: Yea
Yea: 10, Nay: 0, Absent: 2

Director Marci Ostmeyer provided information about Kendra Gustafson and the new position created as a result of service planning. There were no questions by the board.

14.3. Legislative Update

During this item, the Administrator will provide a Legislative Update to members of the Board.

Administrator Polk reviewed the attached legislative document.

15. Adjournment

Meeting adjourned at 6:38pm

Minutes respectfully submitted by Mindy Reed, Recording Secretary to the ESU 7 Board.

A/P Summary Check Register

FPREG01A

Bank	Check No	Amount	Date	Vendor	Type
10	00072198	65.95	04/20/21	60053 5TH SEASON LAWN SERVICE	C
10	00072199	211.00	04/20/21	190428 ALMQUIST, MALTZAHN, GALLOWAY & LUTH, PC	C
10	00072200	8,967.58	04/20/21	10391 AMAZON	C
10	00072201	593.60	04/20/21	120155 AMY J SLAMA	C
10	00072202	750.40	04/20/21	130180 AMY MAZANKOWSKI	C
10	00072203	959.84	04/20/21	7633 ANA SANTOS	C
10	00072204	11,290.00	04/20/21	10681 APPLE COMPUTER, INC.	C
10	00072205	2,068.10	04/20/21	388 APPLIED CONNECTIVE TECHNOLOGIES	C
10	00072206	500.00	04/20/21	11843 AUTHORS AND MORE	C
10	00072207	657.00	04/20/21	10910 AWARDS & ENGRAVING	C
10	00072208	35.26	04/20/21	9636 BLOOMFIELD COMMUNITY SCHOOLS	C
10	00072209	15,949.76	04/20/21	20428 BOONE CENTRAL SCHOOLS	C
10	00072210	930.00	04/20/21	9032 BRENDA SAXE	C
10	00072211	125.89	04/20/21	6700 BROOKE KAVAN	C
10	00072212	6,552.22	04/20/21	30039 CAPITAL ONE BANK (USA), N.A.	C
10	00072213	327.72	04/20/21	2097 CAPITAL ONE-SPED KASSING	C
10	00072214	33.00	04/20/21	30192 CDW-G	C
10	00072215	17,213.88	04/20/21	8940 CENTRAL NE REHAB SERVICES	C
10	00072216	191.00	04/20/21	30328 CHARTWELLS FOOD SERVICE CCC - COLUMBUS	C
10	00072217	344.04	04/20/21	30550 CITY OF COLUMBUS WATER & SANIT	C
10	00072218	260.00	04/20/21	30875 COLUMBUS AREA CHAMBER OF COMMERCE	C
10	00072219	1,293.44	04/20/21	31035 COLUMBUS PUBLIC SCHOOLS GENERAL FUNDS	C
10	00072220	99.99	04/20/21	31230 CONNECTING POINT	C
10	00072221	11,128.54	04/20/21	31462 CROSS COUNTY SCHOOL	C
10	00072222	199.45	04/20/21	4812 CUBBY'S, INC.	C
10	00072223	1,499.00	04/20/21	40190 DAKTECH COMPUTERS	C
10	00072224	145.00	04/20/21	40235 DAVID CITY PUBLIC SCHOOL	C
10	00072225	839.95	04/20/21	40435 DIAMOND HEATING & AIR	C
10	00072226	1,362.08	04/20/21	40725 EAKES OFFICE SOLUTIONS	C
10	00072227	35.26	04/20/21	50060 EAST BUTLER PUBLIC SCHOOL	C
10	00072228	540,176.81	04/20/21	50825 ED SERVICE UNIT 7-PAYROLL	C
10	00072229	52.60	04/20/21	50630 ERNST AUTO CENTER	C
10	00072230	194.75	04/20/21	7560 HOSTED SERVICES	C
10	00072231	661.26	04/20/21	50640 ESU 1	C
10	00072232	180.00	04/20/21	50650 ESU 3	C
10	00072233	50.00	04/20/21	50651 ESU 4	C
10	00072234	73.07	04/20/21	60056 FIRST NATIONAL BANK	C
10	00072235	115.00	04/20/21	60800 FULLERTON PUBLIC SCHOOL	C
10	00072236	212.60	04/20/21	7013 GREAT PLAINS COMMUNICATIONS	C
10	00072237	915.42	04/20/21	11746 HANDS-ON TASKS INC	C
10	00072238	955.36	04/20/21	11460 HAYLEY MURPHY	C
10	00072239	19,435.26	04/20/21	80390 HIGH PLAINS COMMUNITY SCHOOLS	C
10	00072240	229.90	04/20/21	80510 HOLIDAY INN KEARNEY	C
10	00072241	558.00	04/20/21	80543 HOMETOWN LEASING	C
10	00072242	19,010.57	04/20/21	80670 HOWELLS-DODGE CONSOLIDATED SCHOOL DIST	C
10	00072243	125.00	04/20/21	80860 HUMPHREY PUBLIC SCHOOL	C
10	00072244	139.20	04/20/21	80880 HY-VEE	C
10	00072245	224.38	04/20/21	90088 INDOFF, INC	C
10	00072246	984.48	04/20/21	3387 JENNIFER FISTLER	C
10	00072247	400.00	04/20/21	190486 JENNIFER SNYDER	C
10	00072248	2,179.56	04/20/21	6319 JOURNEYED.COM, INC.	C
10	00072249	257.60	04/20/21	260092 JUDY A ZADINA	C
10	00072250	839.44	04/20/21	110030 JULIE R KAHLER	C
10	00072251	220.00	04/20/21	260089 KATHLEEN ZADINA	C
10	00072252	3,401.00	04/20/21	110235 KIDDIE CAB	C

A/P Summary Check Register

FPREG01A

Bank	Check No	Amount	Date	Vendor	Type
10	00072253	1,844.00	04/20/21	4839 KSB SCHOOL LAW	C
10	00072254	182.85	04/20/21	120124 LAKESHORE	C
10	00072255	1,231.26	04/20/21	120129 LAKEVIEW COMMUNITY SCHOOLS	C
10	00072256	179.20	04/20/21	6718 LAURA PLAS	C
10	00072257	345.78	04/20/21	120223 LEIGH COMMUNITY SCHOOLS	C
10	00072258	8.50	04/20/21	120314 LINCOLN JOURNAL STAR	C
10	00072259	97.50	04/20/21	8079 LISA LENZ	C
10	00072260	696.64	04/20/21	40545 LISA DURANSKI	C
10	00072261	2,396.20	04/20/21	120550 LOUP POWER DIST	C
10	00072262	1,494.00	04/20/21	10600 M&O DOOR PRODUCTS	C
10	00072263	35.26	04/20/21	130060 MADISON HIGH SCHOOL	C
10	00072264	387.71	04/20/21	1996 MAILPREP ETC.	C
10	00072265	88.03	04/20/21	5410 MARK BRADY	C
10	00072266	35.26	04/20/21	130326 MEAD PUBLIC SCHOOL	C
10	00072267	353.02	04/20/21	130378 MENARDS	C
10	00072268	5,175.00	04/20/21	10499 MICHELLE RUIPIPER	C
10	00072269	244.13	04/20/21	130547 MNJ TECHNOLOGIES	C
10	00072270	400.00	04/20/21	11886 MRS. JONI'S CUDDLE BUGS	C
10	00072271	90.00	04/20/21	11851 McPHILLIPS ELECTRIC LLC	C
10	00072272	180.00	04/20/21	140066 NE ASSOC OF SCHOOL BOARDS	C
10	00072273	133.43	04/20/21	140570 NEBRASKA TECHNOLOGY & TELECOM.	C
10	00072274	3,927.90	04/20/21	150290 O'NEILL PUBLIC SCHOOLS	C
10	00072275	6,362.03	04/20/21	150330 OSCEOLA PUBLIC SCHOOLS	C
10	00072276	463.22	04/20/21	80130 PEARSON ASSESSMENT	C
10	00072277	162.83	04/20/21	160672 PRESTO-X	C
10	00072278	32.83	04/20/21	170029 QUALITY SOUND	C
10	00072279	52.64	04/20/21	21001 RACHEL BURGESS	C
10	00072280	6,625.00	04/20/21	180493 ROMANS, WIEMER & ASSOC. CPA'S	C
10	00072281	441.28	04/20/21	30268 SANDY CERNY	C
10	00072282	1,302.56	04/20/21	981 SARAH WACHA	C
10	00072283	124.32	04/20/21	190164 SCHUYLER COMMUNITY SCHOOLS	C
10	00072284	189.75	04/20/21	10421 SEI SECURITY	C
10	00072285	1,500.00	04/20/21	9660 SEIDLITZ EDUCATION	C
10	00072286	496.16	04/20/21	8524 SHAYNA CEPEL	C
10	00072287	19,171.53	04/20/21	190390 SHELBY-RISING CITY PUBLIC SCHOOL	C
10	00072288	65.34	04/20/21	190396 SHERWIN WILLIAMS	C
10	00072289	4,649.80	04/20/21	190850 STATE OF NEBRASKA - DEPARTMENT OF ADMIN	C
10	00072290	4,049.41	04/20/21	2720 STREAKWAVE WIRELESS, INC.	C
10	00072291	35.26	04/20/21	11533 SUMMERLAND PUBLIC SCHOOL	C
10	00072292	715.66	04/20/21	191085 SUPER SAVER	C
10	00072293	1,379.89	04/20/21	160655 SYMMETRY ENERGY SOLUTIONS, LLC	C
10	00072294	112.25	04/20/21	200606 U & I SANITATION	C
10	00072295	1,970.27	04/20/21	10320 VERIZON WIRELESS	C
10	00072296	35.26	04/20/21	230022 WAHOO PUBLIC SCHOOL	C
10	00072297	77.89	04/20/21	230049 WALMART (SPED)	C
10	00072298	90.80	04/20/21	230051 WALMART COMMUNITY - MIG	C
10	00072299	35.26	04/20/21	230195 WAYNE COMM. SCHOOLS	C
10	00072300	25.00	04/20/21	8958 WAYNE STATE COLLEGE	C
10	00072301	52.63	04/20/21	230292 WEIDENHAMMER SYSTEMS CORP.	C
10	00072302	624.26	04/20/21	230249 WEST POINT PUBLIC SCHOOLS	C
10	00072303	35.26	04/20/21	230275 WHEELER CENTRAL SCHOOL	C
10	00072304	1,139.60	04/20/21	10510 ABBY PFISTER	A
10	00072305	105.28	04/20/21	1082 ANGEL D MAYBERRY	A
10	00072306	472.64	04/20/21	990 BRANDY ROSE	A
10	00072307	787.36	04/20/21	5967 CASSANDRA RUTH	A

A/P Summary Check Register

FPREG01A

Bank	Check No	Amount	Date	Vendor	Type
10	00072308	726.32	04/20/21	9512 CASSIE KRINGS	A
10	00072309	383.04	04/20/21	11690 CHRIS HILLIARD	A
10	00072310	356.16	04/20/21	70017 CYNTHIA ALARCON	A
10	00072311	899.36	04/20/21	180474 DARLENE RODRIGUEZ	A
10	00072312	863.52	04/20/21	10529 DAVID VANDERHEIDEN	A
10	00072313	759.36	04/20/21	7099 HALEY KUNZE	A
10	00072314	587.44	04/20/21	20135 ISAURA BARRETO	A
10	00072315	423.36	04/20/21	8559 JACLYN TERNUS	A
10	00072316	766.08	04/20/21	9580 JASON TROTTER	A
10	00072317	657.44	04/20/21	10952 JENNIFER RIVERA	A
10	00072318	294.00	04/20/21	9741 JENNIFER ZYSSET	A
10	00072319	817.60	04/20/21	8540 JOLYNN KAHLANDT	A
10	00072320	185.92	04/20/21	6459 KAISE RECEK	A
10	00072321	221.76	04/20/21	8516 KATHERINE BOSAK	A
10	00072322	92.40	04/20/21	100521 KRIS JOHNSON	A
10	00072323	176.96	04/20/21	160636 LARIANNE POLK	A
10	00072324	91.28	04/20/21	10430 LEANNE BLANCHARD	A
10	00072325	669.20	04/20/21	190434 LORI SIMANEK	A
10	00072326	969.92	04/20/21	11797 MARIA RODRIGUEZ	A
10	00072327	941.92	04/20/21	11479 MEGAN WELCH	A
10	00072328	724.64	04/20/21	4650 MELINDA VELECELA	A
10	00072329	806.40	04/20/21	8788 NATHALIE VARGAS	A
10	00072330	150.08	04/20/21	160280 PAULA PETERSON	A
10	00072331	957.60	04/20/21	5983 RACHEL GARNER	A
10	00072332	384.16	04/20/21	10375 RONELLE JACKSON	A
10	00072333	743.68	04/20/21	10960 ROSA WALDROP	A
10	00072334	969.36	04/20/21	130708 SHARON M BROWN	A
10	00072335	602.56	04/20/21	10740 SHELLI EICKMEIER	A
10	00072336	180.88	04/20/21	11436 TAMRA CLAY	A
10	00072337	85.12	04/20/21	10774 TRICIA SPIEKER	A
10	00072338	711.20	04/20/21	230361 WENDY WOLFE	A
10	00072339	1,133.44	04/20/21	10545 YARIBEY RODRIGUEZ	A

Total Bank No 10 767,461.31

Total Manual Checks	.00
Total Computer Checks	746,624.27
Total ACH Checks	20,837.04
Total Other Checks	.00
Total Electronic Checks	.00
Total Computer Voids	.00
Total Manual Voids	.00
Total ACH Voids	.00
Total Other Voids	.00
Total Electronic Voids	.00

Grand Total 767,461.31

Number of Checks 142

Batch Yr	Batch No	Amount
21	000170	39,836.35
21	000177	540,176.81
21	000180	68,947.43
21	000181	118,500.72

**2021-2022 Master Services Agreement
Between the
Educational Service Unit Coordinating Council and
Educational Service Unit 7**

THIS MASTER SERVICES AGREEMENT ("Agreement") is entered into this 13th day of April, 2021 ("effective date") by and between THE EDUCATIONAL SERVICE UNIT COORDINATING COUNCIL, a political subdivision of the State of Nebraska, hereinafter referred to as "the Council" or "the ESUCC," and EDUCATIONAL SERVICE UNIT NO. 7, a political subdivision of the State of Nebraska referred to as "the ESU."

Recitals

Whereas, ESUCC is charged by NEB. REV. STAT. § 79-1245 with the administration of statewide education initiatives and provision of statewide education services;

Whereas, the ESU wishes to receive certain services and participate in certain Projects that are conducted by the ESUCC; and

Whereas, the ESU wishes to have certain services and initiatives made available to its member school districts.

Now, therefore, the ESUCC and the ESU agree as follows:

1. General Provisions

- a. Purpose. The purpose of this Agreement is to establish the general terms and conditions applicable to the education initiatives, services and projects (collectively "Projects") which ESUCC supplies to the ESU for the 2021-22 school year. This Agreement is intended to serve as a framework for the provision of services under one or more of the ESU CC's Projects.
- b. Participation in Individual Projects. This Agreement outlines several Projects which ESUCC has undertaken for the statewide benefit of Nebraska educational service units and their member school districts. Other than the statewide core service initiatives designated herein as required by Rule 84 of the Nebraska Department of Education, the ESU may choose to participate in some, but not all of the Projects referenced by this Agreement. The ESU shall indicate its intention to participate in a particular Project by marking, where indicated, each Project in which it wishes to participate or make available to its member school districts. ESUCC is only obligated to provide services to the ESU for the Projects which the ESU has marked as provided herein.
- c. Term. The term of this Agreement shall be one (1) year, commencing on August 1, 2021 and ending on July 31, 2022.

- d. Provision of Services by ESUCC's Agents. The ESUCC may contract with third parties to provide some or all of the services described in this Agreement. The ESU hereby expressly agrees to the provision of those services by said third-party agents and agrees to cooperate with all agents of ESUCC in the implementation of such Projects including, but not limited to, invoicing, payment and administration necessary for the delivery of Project services in the name of ESUCC.
- e. Compliance with State Law. Each Party will comply with applicable laws in its performance hereunder and will advise the other of changes in laws that concern the conduct of the Projects and services contemplated by this Agreement. Each Party shall obtain and maintain all approvals required to perform its obligations under this Agreement.
- f. Right to Make Changes. ESUCC reserves the right in its sole discretion, to make changes to the operation of each of the individual Projects referred to herein, including, but not limited to, an increase in the fees charged for particular Projects, if the ESUCC determines that such fee increase is necessary for the continued operation of the particular Project, provided, however, that no such change shall have a material adverse impact on the ESU.
- g. New Projects. In the event ESUCC determines to offer a new Project during the term of this Agreement and the ESU wishes to participate in said new Project, the parties may describe the new Project in writing and incorporate that writing as a formal addendum to this Agreement.
- h. Amendments in Writing. Notwithstanding any provision of this Agreement to the contrary, any amendment to this Agreement must be in writing and signed by an authorized representative of each Party. No oral understanding or agreement not incorporated in this Agreement is binding on any of the Parties.
- i. Indemnification. To the extent permitted by applicable law, but without waiving any rights under any applicable state governmental immunity act, the Parties hereto agree to indemnify each other from any and all liabilities, claims, expenses, losses or damages, including attorneys' fees, which may arise in connection with the execution of the work herein specified and which are caused, in whole or in part, by the negligent act or omission of the Indemnifying Party.
- j. Assignment. The ESU shall not assign any right or delegate any obligation arising hereunder without the prior written consent of ESUCC. This provision does not prevent the ESU from allowing its member school districts to participate in some or all of the Projects described herein.
- k. Third Party Beneficiaries. This Agreement shall be binding upon and inure solely to the benefit of and be enforceable by each Party hereto and their respective successors and permitted assigns. Nothing in this Agreement, express or implied, is intended to or shall confer upon any third party any right, benefit or remedy of any nature whatsoever under or by reason of this Agreement.

- i. Entire Agreement. This Agreement supersedes and replaces all prior agreements or understandings and constitutes the entire agreement between the Parties concerning the subject matter hereof; there are no other agreements, understandings, or representations, whether written or oral, between the ESU and ESUCC concerning the subject matter addressed herein.
- m. Governing Law. This Agreement shall be governed and construed in accordance with the laws of the State of Nebraska.
- n. Nondiscrimination. The parties shall not discriminate against any employee or applicant who is to be employed for performance of this MOU with respect to his or her hire, tenure, terms, conditions, or privileges of employment, because of his race, color, religion, sex, disability, or national origin.
- o. Employment Eligibility Verification. The parties shall use a federal immigration verification system to determine the work eligibility status of employees hired on or after October 1, 2009 and who are physically performing services within the State of Nebraska. If a party employs or contracts with any subcontractor in connection with this Agreement, the contracting party shall include a provision in the contract requiring the subcontractor to use a federal immigration verification system to determine the work eligibility status of new employees physically performing services within the State of Nebraska.

2. Professional Development Project (ESUPDO Project)

- a. Purpose of Professional Development Projects. One of the core services provided to school districts is professional development of their staff. Pursuant to Rule 84 of the Nebraska Department of Education, all ESUs are required to participate in statewide core service initiatives as established by the ESU Coordinating Council as a condition of accreditation. The ESUPDO Project is one of the mandatory statewide core service initiatives undertaken by the ESUCC. Mandatory participation includes financial support of the project pursuant to the terms set forth in this section.
- b. Professional Development Planning Committee. The ESUCC shall appoint educators and other experts to a Professional Development Planning Committee. The initial committee shall consist of members who possess expertise in professional development and specific curriculum areas including members from NDE and statewide initiatives/projects at the discretion of the ESUCC and its Executive Director. The Professional Development Planning Committee shall provide the ESUCC's Executive Director with suggestions and input on technical and other matters related to professional development and specific special projects involving educators' professional development, within the State of Nebraska. The ESUCC Executive Director may also form ad hoc committees from time to time to address matters relevant to the various Professional Development Initiatives.

- c. Annual Professional Development Program. The ESUCC will develop an annual program of professional development offerings that will assist the ESU and its member districts in providing professional development to educators statewide. The ESUCC will assist the ESU in meeting its obligations pursuant to Rule 84 of the Nebraska Department of Education in collaborating to create opportunities for educational training and staff development for the staff of educational service units, the Nebraska Department of Education, and school districts statewide.

- d. ESUPDO Project. The ESUPDO serves as a collaborative effort to provide statewide training and alignment of efforts for ESU employees and key NDE Staff statewide. Professional development is among the core services identified by state statute for ESU's. ESUPDO consists of four affiliate groups comprised of ESU employees across the seventeen ESU's with representation from essential NDE Staff.

These groups are:

- i. Staff Development Affiliate (SDA): Members are responsible for providing staff development for their school districts and assisting the Nebraska Department of Education efforts on statewide and local assessment as well as school improvement for Nebraska's school districts.

- ii. Teaching and Learning with Technology (TLT): The purpose of the Teaching and Learning with Technology Affiliate (TLT) is to connect educators with resources, best practices, and emerging technologies to transform teaching and learning within the classroom. This support is provided through school improvement efforts, professional development, and coordinated statewide projects, services, and efforts.

- iii. Network Operations Committee (NOC): NOC supports the extensive communications network within and among the ESU's and school districts. NOC provides network security and protocols for their districts and ESU's and ensures the communications network for distance education, internet, email, and phones are functioning and secure.

- iv. ESU Special Populations Directors (ESPD): This group consists of Special Education Directors and staff from across the state. This group was included in the ESUPDO as the need for special education professional development for special education and classroom teachers emerged in the age of standards and assessment. ESPD is involved with the Nebraska Department of Education in providing leadership for special education training and support.

- v. ESUPDO Fees. Each ESU will participate in the ESUPDO Project and contribute \$3,653 to fund the activities of the Professional Development Annual Program.

- e. Professional Development Special Projects. The ESUCC may also facilitate special projects, organize and facilitate programs, or serve as a fiscal agent for activities to enhance professional development opportunities. These special projects may include but are not limited to special education grant programs, NDE career education grant programs, and other grant or collaborative efforts that enhance statewide professional development.
- f. Fees for Participation in Specific Professional Development Activities. Professional Development activities may include a registration, material, and other fees. Such fees will be set at no more than \$20 per person per day. Material and other fees will be actually incurred costs beyond normal registration. Any fees billed through an agent of ESUCC must identify the specific core activity provided on behalf of the ESUCC and be appropriately allocated by such agent in accordance with agreed upon billing practices. ESUCC will provide to each ESU that participates in the Professional Development Project invoices that detail the expenditures for each event or meeting. Participation fees shall be billed bi-annually by ESUCC during the academic year.

The following is a cost summary for this project:

Section 2	PD Annual Program Fees	\$ 3,653
	(Each ESU will participate.)	
Section 3	PD Participation Fees	\$ 20 per person per day
	(Each ESU will participate.)	

MSA Fees for 2020-2021: \$3,404/\$20

- 3. Service Implementation Model Process and Log (SIMPL): This service is a data-driven process to systematically identify the needs of our districts and develop services to fill the gaps. The SIMPL online tool allows ESUs to comprehensively assess the available services for optimal implementation at the school district level.

The following is a cost summary for this project.

SIMPL fee	Up to \$ 1,500
(Each ESU will participate.)	

Fees for 2020-2021: Up to \$1,500

4. Digital Learning Services and Projects:

Encompassing Distance Education, BlendEd Learning, Open Educational (OER), Instructional Materials, and Learning Management Systems (LMS)

- a. Purpose of Digital Learning Services and Projects. The ESUCC shall provide distance education services including brokering and facilitating the exchange of distance education courses, the administration of learning management systems, and the assessment of distance education needs and evaluation of distance education services as provided for in NEB. REV. STAT. § 79-1248 and other state statutes and regulations. Additionally, the ESUCC is charged with the administration of state-wide initiatives and provision of statewide services among other duties in NEB. REV. STAT. § 79-1246. The ESUCC also has managed statewide services in “core services” as that term is defined in statute, including instructional materials services. The purpose of these services is to assure cost-efficient and equitable delivery of digital learning opportunities in partnership with educational service units, school districts, and other potential partners. The ESUCC Digital Learning Services and Projects promote statewide collaboration to provide students and school districts with access to a mix of different learning environments that best supports the combination of traditional face-to-face classroom methods with more technology-mediated activities.
- b. Nebraska Department of Education Rule 84. Pursuant to Rule 84, all ESUs are required to participate in statewide core service initiatives as established by the ESUCC as a condition of accreditation. Components of the Digital Learning Services and Projects are mandatory statewide services administered by the ESUCC and require financial support from all ESUs.
- c. Distance Education Brokering. The ESUCC will provide the Nebraska Virtual Instruction Source (NVIS) course clearinghouse for use in finding and exchanging distance education courses between participating ESUs and school districts. Funding for this service is provided by allocated State appropriation. If additional fees for distance education brokering become necessary, they will be approved by the ESUCC board through the approval process.
- d. BlendEd Advisory Committee. The ESUCC shall appoint educators and other experts to a BlendEd Advisory Committee. The initial committee shall consist of up to 20 members representing distance education, instructional materials, learning management systems, and general knowledge about professional development relevant to the original initiative. The Advisory Committee shall provide the ESUCC’s Executive Director and Digital Learning Coordinator with suggestions and input on technical and other matters related to distance education, digital learning, instructional materials, or learning management systems, within the State of Nebraska. The ESUCC Executive Director and Digital Learning Coordinator may also form ad hoc committees from time to time to address matters relevant to the Digital Learning Services and Projects.

- e. Open Educational Resources (OER): The Nebraska OER hub is available to all ESUs and their district schools and offers statewide access to local and national open educational resources. The OER hub is a customized branded landing page on OER Commons, a product of ISKME. Within the Nebraska OER hub, collaborative statewide efforts with and between the Nebraska Department of Education, the ESUCC, school districts and educators are possible and provides the support to curate and create quality open educational resources that are aligned to Nebraska curriculum. The cost for the platform and services is funded by the Digital Learning administration fee.
- f. Learning Object Repositories (LOR): ESUCC will coordinate **access** to digital libraries that enable educators from within participating ESUs to use educational resources that are aligned to academic standards. These digital libraries may include both free and subscription based services, including but not limited to the following: Learn360, Nebraska OER, NROC web-based tools and PBS Learning Media.
- g. Conditions of Participation.
 - i. Intellectual Property. The ESU and each of its participating school districts agrees to comply with all relevant laws governing copyright and other intellectual property. The ESU agrees to hold ESUCC harmless for any violation of this provision by the ESU or its agents.
 - ii. No Assignment. No Party shall assign any of its rights or obligations under this Project without the prior written consent of the ESUCC's Executive Director or the ESUCC board.
- h. Fees. Each ESU will be invoiced \$5,700 fee to support the administration of statewide Digital Learning Services and Projects. Mandatory participation includes financial support of the services pursuant to the terms set forth in this section. Additional fees may be determined and assessed by the ESUCC board to provide these necessary services.

The following is a cost summary for the project:

Digital Learning Administration	\$ 5,700
(Each ESU will participate.)	

MSA Fees for 2020-2021: \$ 5,700

- i. Optional Digital Learning Services and Projects. The Digital Learning Services and Projects are structured to allow ESUs to participate at the mandatory level or at an expanded level. The expanded optional services and projects supplement the statewide efforts in blended learning, open educational resources, instructional materials, and other digital learning products as recommended by appropriate affiliates. On an annual basis, ESUs may choose to participate in all or none of the expanded optional projects or services. Some of the services are made available to school districts directly when an ESU does not participate in the expanded optional

5. Cooperative Purchasing Project

- a. Purpose of Cooperative Purchasing. The Cooperative Purchasing Project aggregates demand for certain items commonly purchased by school districts to get lower prices and more favorable terms from selected suppliers.
- b. Duties of ESUCC. In connection with the Cooperative Purchasing Program, the ESUCC shall:
 - i. Combine statewide data relevant to cooperative purchasing in order to promote a valid basis upon which to solicit bids.
 - ii. Coordinate activities which are commensurate with updating and perpetuating proper specifications inherent within the bidding process.
 - iii. Prepare official bid documents and invite suppliers to bid in connection with supplies to be purchased by ESUCC and members.
 - iv. Prepare and cause to be published the official legal notices of the bid opening in connection with supplies to be purchased by ESUCC as required by applicable law or policy.
 - v. Conduct the public bid opening and resulting bid reviews in accordance with applicable Nebraska statutory "public lettings" provisions, if any, or ESUCC policy and practice, and be responsible for selecting bids based upon such provisions.
 - vi. Compile price lists and order sheets for each participating educational service unit and make such order lists and price sheets available through the Nebraska ESU Cooperative Purchasing Web Site or Marketplace.
 - vii. Provide technical support for ESUs and school districts in placing orders with suppliers through the Marketplace. Merchandise will be shipped as specified in bid terms and conditions
 - viii. Through the website, provide participating ESUs and school districts the capabilities to track items ordered, confirm receipt, check invoices and detect and report shortages.
 - ix. Retrieve order documents from the website and prepare aggregate orders to be sent to respective suppliers so that merchandise is shipped to each participating school/educational service unit.
 - x. Assist any participating school/educational service unit with problems related to the processing and delivery of orders from the suppliers.
 - xi. Participate in an annual audit of cooperative purchasing accounts and records conducted by a Certified Public Accountant.

(On the Summary Page, please check the box if the ESU will participate in the service.)

6. Special Education Project

- a. Student Records System (SRS Project): SRS is an online special education record system designed to create all special education documents, required by Rule 51 and Rule 52, including IEP, MDT, IFSP and all required notices. The SRS is a highly secured system that organizes and stores documents and provides easy access to files via the internet. SRS training is provided across the state for district staff and college and university staff.
- b. Fees. Each Participating ESU will pay a fee of \$5,500 to fund the Special Education Project.
- c. Additional SRS Fee. School Districts that are members of one of the participating Parties to the SPED SRS Project must pay an additional fee to receive access to SRS. Fees will be assessed in accordance with the following table.

<u>2020-2021</u>	<u>2021-2022 - no increase</u>	<u>Tier</u>
\$174	\$174	<100
\$452	\$452	100-249
\$901	\$901	250-499
\$2,705	\$2,705	500-999
\$3,607	\$3,607	1000-1999
\$4,508	\$4,508	2000-3999
\$8,584 (no increase)	\$8,584	4000-17999

The ESUCC will bill the ESU for the fees allocated to each of the ESU's participating member school districts.

The following is a cost summary of the project:

Special Education Project	\$ 5,500
Additional SRS Fees (Tier)	\$see chart above

MSA Fees for 2020-2021: \$ 5,500

(On the Summary Page, please check the box if the ESU will participate in the service.)

7. Legislative and Governmental Relations Project

- a. Purpose Legislative and Governmental Relations Project. The Legislative and Governmental Relations Project will assist member ESUs in strategically planning legislative initiatives that support the mission of the ESUCC and its member service units, tracking legislation that affects service units and state-wide educational efforts in the state, and influencing state lawmakers to support the vital work of the ESUCC, service units and public schools in the state of Nebraska.
- b. Duties of ESUCC. In connection with the Cooperative Purchasing Program, the ESUCC shall:
 - i. Solicit input and direction on legislative and governmental relations issues from its members through the ESUCC legislative committee and in other forums;
 - ii. Direct employees of ESUCC to draft, support or oppose state legislation related to matters affecting education in the state of Nebraska;
 - iii. Contract with experts in the field of governmental relations to assist the ESUCC in legislative and governmental matters
- c. Fees. Each Participating ESU will pay a fee of \$2059 to be determined by the ESUCC board upon approval of relevant expert contracts to fund the Legislative and Governmental Relations Project. In no event will the fee for participation exceed ESUCC's actual costs.

The following is a cost summary for this project.

Govt. Relations	\$ 2059.00
<i>Govt. Relations (2021 & 2022)</i>	<i>\$ 2059.00</i>

(On the Summary Page, please check the box if the ESU will participate in the service.)

Summary of MSA Fees 2021-2022

Please check and initial the relevant boxes below indicating the services in which the Service Unit wishes to participate. (Please note all projects within the MSA are provided with an either (1) a specific charge, (2) no charge for the project, or (3) a required participation fee for all ESUs.)

	<u>2020-2021</u>	<u>2021-2022</u>
ESUPDO with the following costs for PD services. (Statewide Core Service Initiative pursuant to Rule 84; Each ESU will participate.)		
Section 2 PD Annual Program Fees	\$ 3404	\$ 3,653
Section 3 PD Participation Fees\$ 20 per person/per day		
SIMPL (Each ESU will participate.)		
SIMPL	Up to \$ 1,500	Up to \$ 1,500
Digital Learning Services/Administration: Encompassing Distance Education, BlendEd, OER and other digital learning administrative functions. (Statewide Core Service Initiative pursuant to Rule 84; Each ESU will participate.)		
Digital Learning Administration	\$ 5,700	\$ 5,700
<input checked="" type="checkbox"/> <u>JP</u> Digital Learning Projects/ESUCC Professional Library	\$ 600	\$ 600
Digital Learning Projects/Learn360		
Media On Demand		Coop Marketplace
Digital Learning/Special Projects		
Learning Objects/Special Projects were combined Budgeted amount - Projects subject to approval vote	\$ 7,500	\$ 7,500
Coop Purchasing		
\$ 0.00	\$ 0.00	\$ 0.00
<input checked="" type="checkbox"/> <u>JP</u> SRS Special Education Project	\$ 5,500	\$ 5,500
<input checked="" type="checkbox"/> <u>JP</u> SRSAdditional SRS Fees (Tier)	(see table on pg. 10)	
Legislative and Governmental Relations		
Govt. Relations	\$ 2,059	\$ 2,059

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized officers.

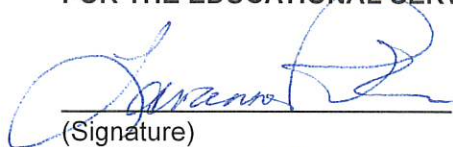
FOR EDUCATIONAL SERVICE UNIT # 7:

I certify that I have checked the relevant boxes above indicating the Projects in which the Service Unit wishes to participate.

OR

I certify that the Service Unit Wishes to Participate in ALL of the above projects.

FOR THE EDUCATIONAL SERVICE UNIT:


(Signature)

4-13-21
(Date)

Larriane Polk
(Printed name)

Administrative
(Title)

FOR THE EDUCATIONAL SERVICE COORDINATING COUNCIL:

(Signature)

(Date)

Kraig J Lofquist
ESUCC Executive Director

March 13, 2021

ESU 7
4657 44th Ave
Columbus, NE

Dear Larianne, Tami, Lisa, and Wendy,

Please accept this as my letter of resignation from my position at ESU 7. I appreciate the opportunities I have had to serve ESU and the schools that it supports as well be a part of such an amazing team. ESU 7 truly has an environment that makes coming to work something to look forward to.

I am going to be staying home and raising my own children; this time with them is so fleeting and important.

Thank you for the opportunity to work at ESU 7.

Sincerely,

A handwritten signature in cursive script that reads "Jennifer Zysset". The signature is written in a dark ink and is positioned to the left of the printed name.

Jennifer Zysset

March 15, 2021

Mrs. Tami Clay
SPED Director
ESU 7
Columbus, NE

Dear Tami Clay,

Please accept this letter as a formal notification that I will be leaving my position with the ESU 7 Speech Language Pathology department for the 2021-2022 school year.

Thank you for the opportunities and support you have provided me during my time with the ESU and in the St. Edward and Fullerton school districts. In my four years working for you, I have grown professionally and made many lifelong friends. It has been a pleasure to be an SLP for my schools and students.

If there is anything I can do to help make to make the transition of responsibilities work smoothly, please let me know.

Thank You.

Sincerely,

Kate Bosak, SLP
Kate Bosak, SLP

Section 8 - Board Member Attendance

Article II, Section 8, A Personal Presence at Meetings and Telephone Conference or Videoconference Meetings

Board members must be personally present at the Board meeting in order to vote or otherwise participate in the meeting in their position as a board member. Attendance via telephonic or videoconferencing means is permitted if the procedures for a telephonic or video conference meeting are followed, and for emergency meetings, if the procedures for an emergency meeting are followed.

The procedures for a telephonic or videoconference meeting are as follows:

1. Reasonable advance publicized notice must be given which identifies each telephone conference or videoconference location at which a Board member will be present;
2. All telephone conference or videoconference meeting sites identified in the notice are located within public buildings used by Board members or at a place which will accommodate the anticipated audience;
3. 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 or video conference was not used;
4. At least one copy of all documents being considered is available to the public at each site of the telephone conference call or video conference;
5. At least one Board member is present at each site of the telephone conference call or video conference identified in the public notice;
6. The telephone conference call lasts no more than one hour (there is no time limit for video conference calls); and
7. No more than one-half of the Board's meetings in a calendar year are held by telephone conference call and no more than one-half of the Board's meetings in a calendar year are held by video conference call.

Legal Reference:	§ 84-1411 (2) (3), (5) and (6)
Date of Adoption:	May 21, 2018
Date of Review:	April 19, 2021

Section 6 - Notice of Meeting

Article II, Section 6, A Notice to Public

Reasonable advance publicized notice shall be given for meetings that are subject to the Open Meetings Act. The notice shall give the time and place of the meeting and contain an agenda of subjects known at the time of the 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 ESU 7 during normal business hours and on the ESU 7 Website.

The Board will give advance notice of meetings by publishing such notice in a newspaper of general circulation within the ESU's jurisdiction, the Columbus Telegram and, if available, on such newspaper's website. In addition to publishing, the Board may, in its sole discretion, also give advance notice of meetings by posting as an additional means of giving notice to the public. If notice is given by posting, the notice shall be posted on the front door of the principal office of the ESU and ESU 7 Website.

For an emergency meeting, notice shall not be required to be given; however, the Board will complete minutes for such an emergency meeting as required by law.

The Board meetings that are subject to the notice requirement include all regular, special, or called meetings, formal or informal, of the ESU for the purposes of briefing, discussion of public business, formation of tentative policy, or the taking of any action of the ESU.

The notice requirement does not apply to:

1. Chance meetings or attendance at or travel to conventions or workshops of members of the Board at which there is no meeting of the Board intentionally convened, if there is no vote or other action taken regarding any matter over which the Board has supervision, control, jurisdiction, or advisory power.
2. Meetings of subcommittees unless a quorum of the Board attends or unless such subcommittees are holding hearings, making policy, or taking formal action on behalf of the Board.
3. Judicial or quasi-judicial proceedings, such as termination hearing proceedings.

Legal Reference:	§ 84-1409; § 84-1410 (5); 84-1411 (5)
Date of Adoption:	March 19, 2018
Date of Revision:	October 19, 2020
Date of Review:	April 19, 2021

Article II, Section 6, D Notice to Board Members

Notice of meetings shall be transmitted to all members of the Board. The Administrator shall deliver or otherwise make available the meeting notice, agenda, minutes of the preceding meeting, and such other materials pertinent to the meeting as the President may direct, to the Board Members.

For regular meetings, the Board packet shall be mailed or delivered on the Friday preceding each meeting. For special meetings, the Board packet shall be mailed or delivered the later of three days prior to the meeting or the same day that notice to the public is given.

Legal Reference:	§ 84-1411 (1)
Date of Adoption:	October 19, 2020
Date of Review:	April 19, 2021

Article II, Section 6, E Notice to Media

The Recording Secretary shall maintain a list of the news media requesting notification of meetings and make reasonable efforts to provide advance notification to them of the time and place of each meeting and the subjects to be discussed.

Legal Reference:	§ 84-1411 (4)
Date of Adoption:	March 19, 2018
Date of Review:	April 19, 2021

Mar. '21 Treasurer Report

Beginning Balance March 1, 2021			\$304,390.49		
RECEIPTS					
Property taxes			\$71,660.15		
SPED			\$368,791.00		
General/Flow Through			\$53,905.78		
Grants			\$181,655.62		
TOTAL RECEIPTS			\$676,012.55	\$676,012.55	
				\$980,403.04	
Transfer to Money Market				\$185,000.00	-
Total Funds Available				\$795,403.04	
DISBURSEMENTS:					
General Fund			\$191,038.35		
SPED			\$345,744.21		
Grants			\$138,997.03		
Total DISBURSEMENTS Check #72056 thru #72197			\$675,779.59	\$675,779.59	-
Ending balance, MARCH 31, 2021				\$119,623.45	

Checking balance					\$119,623.45
Money Market Deposit Account at First National Bank					\$3,005,000.00
Money Market Deposit Account at First National Bank					\$100,000.00
Money Market Deposit Account at Bank of Clarks					\$100,000.00
Money Market Deposit Account at Columbus Bank & Trust					\$100,000.00
Certificate of Deposit - Great Western Bank					\$200,000.00
Certificate of Deposit - First National Bank-Columbus					\$100,000.00

TOTAL CASH ON HAND (includes cash reserve amount below) \$3,724,623.45

CASH RESERVE \$1,304,205.11

Funds that are due to ESU 7					
Grants				(\$1,243,264.02)	
Production/Art Media Accounts Receivable			(\$5,450.65)		
Network Support Accounts Receivable			(\$2,242.34)		
Misc. Flow thru Accounts Receivable			(\$1,013.97)		
Outstanding Receivables				(\$8,706.96)	
Total due to ESU 7				(\$1,251,970.98)	

	2019-2020	2020-2021	2019-2020	2020-2021		
	Dollars Spent Per Month	Dollars Spent Per Month	Percentage spent each month	Percentage spent each month		
September	\$233,847.34	\$219,458.69	9.03%	8.41%	Total Budget	\$13,640,055.21
October	\$75,569.32	\$193,540.30	2.92%	7.42%	30% of budget	\$4,092,016.56
November	\$202,501.62	\$170,793.79	7.82%	6.55%	Total budget spent to date	\$4,796,449.68
December	\$164,982.58	\$170,207.74	6.37%	6.53%		
January	\$177,711.62	\$163,271.84	6.86%	6.26%	NOTES	
February	\$170,936.81	\$185,946.19	6.60%	7.13%		
March	\$162,892.28	\$160,023.15	6.29%	6.13%		
April	\$168,956.78	\$0.00	6.52%	0.00%		
May	\$159,258.47	\$0.00	6.15%	0.00%		
June	\$180,820.12	\$0.00	6.98%	0.00%		
July	\$185,558.73	\$0.00	7.17%	0.00%		
August	\$220,767.89	\$0.00	8.52%	0.00%		
Approved Total General Budget for Levy \$			\$2,589,759.94	\$2,608,410.23		
Total Spent to date			\$2,103,803.56	\$1,263,241.70		
Dollars approved from cash reserve				\$0.00		

RESOLUTION

WHEREAS, Educational Service Unit Number 7 (“ESU 7”) anticipates that it may need to temporarily close its operations at some point for health and safety reasons; and,

WHEREAS, if ESU 7 closes on a temporary basis, then ESU 7 employees who work on an hourly, exempt and/or non-exempt basis may not be able to work at ESU 7; and/or

WHEREAS, after advisement from local health departments, ESU 7’s hourly, exempt and/or non-exempt employees are asked to self-quarantine or isolate; and

WHEREAS, it is in the best interests of ESU 7 to pay ESU 7’s hourly, exempt and/or non-exempt employees while ESU 7 is temporarily closed for a variety of reasons, namely: to ensure that said ESU 7 employees do not leave employment during the temporary closure, to avoid the spread of any illness to other employees, for staff morale, to comply with its own and school district obligations under the federal CARES Act, and for other legitimate reasons.

NOW, THEREFORE, BE IT RESOLVED that, in the event of the temporary closure of ESU 7 or any of its member schools to which it provides services, and/or during a health department recommended self-quarantine or isolation when another negotiated agreement provision or contract leave isn’t applicable, the ESU 7 Administrator is hereby authorized to provide paid leave due to COVID-19 closure to ESU 7 hourly, exempt, and/or non-exempt employees in an amount that the ESU 7 Administrator deems fair and reasonable, but not to exceed such employee’s customary and regular pay, for up to eight (8) weeks during the self-quarantine/temporary closure.

If the ESU 7 operations continue to be closed after four (4) weeks, then the Board shall reconvene and determine what authority, if any, the ESU 7 Administrator has to continue paying ESU 7 hourly, exempt and/or non-exempt employees during the temporary self-quarantine/isolation/closure.

The foregoing Resolution having been read in its entirety, Member _____ moved for their passage and adoption. Member _____ seconded same.

After discussion and on roll call vote the following members voted in favor of passage and adoption of the above Resolution:

_____.

The following members voted against the same:

_____.

The following members were absent or not voting:_____.

The above Resolution having been consented to by a majority of the quorum of the Board, it was declared as passed and adopted by the President at a duly held and lawfully convened meeting in full compliance with the Nebraska Open Meetings law.

DATED this 19th day of April, 2021.

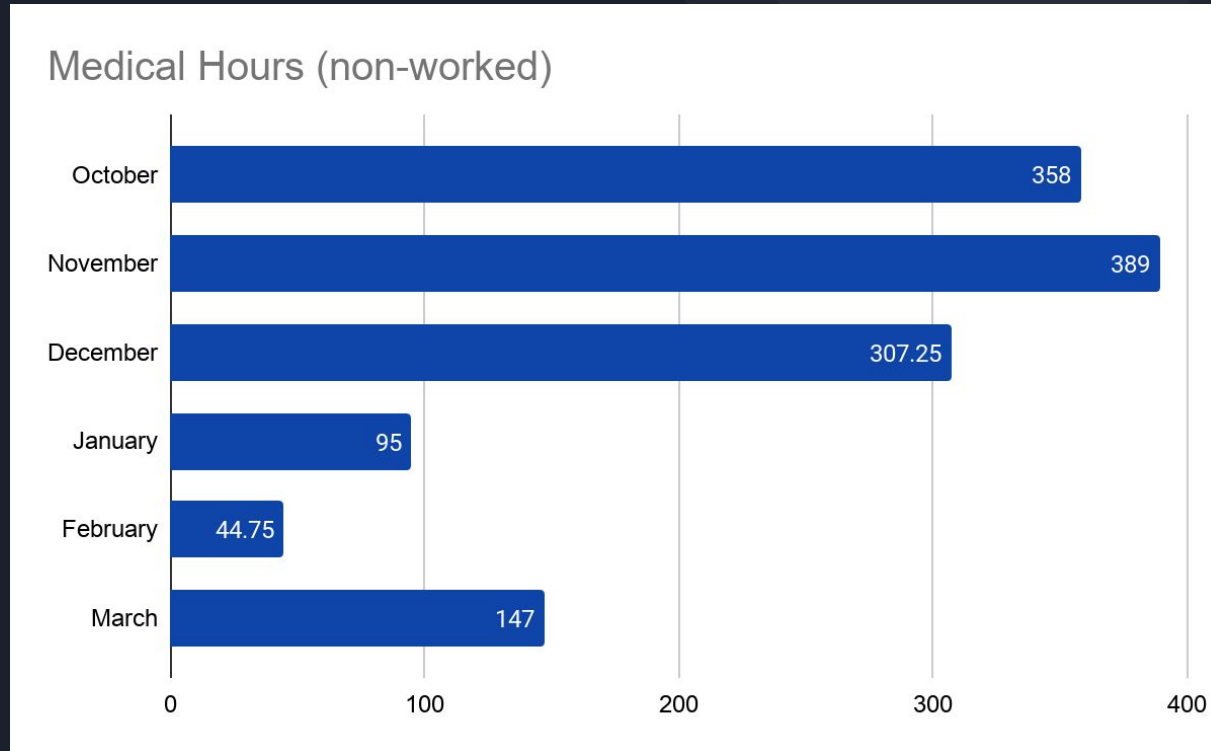
EDUCATIONAL SERVICE UNIT 7

ATTEST:

BY: _____
President

Secretary

Admin Report - COVID Update



- March Instances
 - Isolate - 0
 - Quarantine - 2
 - Monitor - 0



ESU 7 Goals

Board of Directors

- Goal 1: Use of Data for Quality and Efficiency: The Board will use data to ensure quality and efficiency of current and future services to its stakeholders (students, educators, parents, and community).
- Goal 2: Behavioral Health Programming: The Board will explore the potential expansion of educational behavioral health programming.
- Goal 3: Financial Projections: The Board will examine short and long term financial projections to ensure long term financial stability.
- Goal 4: Updates to Policy Manual: The Board will work to update and streamline the policy manual.

Administrator

- Goal 1: Develop and deploy a Board Self-Assessment tool to use in establishment of Board goals.
- Goal 2: Establish partnerships with local media to assist in communicating ESU 7 services and supports to school districts in the ESU 7 area.
- Goal 3: Engage in strategic communication efforts to and among staff and stakeholders regarding programs and services.

Directors

- Goal 1: By August 2022, system processes will be developed, trained, and operational for every agency team department.
- Goal 2: By August 2021, complete leadership and evaluation training.

Agency Team

- Goal 1: During the 20-21 school year, the Agency Team will revise and implement the Return to Services/School Plan to address concerns presented by our staff and schools.
- Goal 2: Implementing processes

Departments

- Administration: Communication - By May 2021 the Admin Team will have a communication system in place and will use it effectively. Common Invoicing System - By May 2021 will have similar or combined invoicing systems agency wide.
- Cen7ter: The jobsite component of the Cen7ter program will be reorganized to be accessible and beneficial for all Cen7ter staff by May 2021.
- Early Childhood: Our department selected staffing and retaining staff as our goal, so we can maintain a fully staffed EC team. By May 2021 we will have 3 things our Team can do to encourage new team



Serving the schools of Boone, Butler, Colfax, Merrick, Nance, Platte, and Polk counties

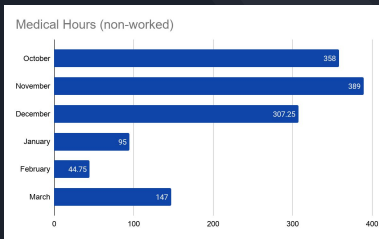
members to stay and 3 things we can share with the Agency team to encourage retention for employees.

- Grants: By May 2021, the Grants Team will devise a plan to describe and disseminate individual services which are provided by the grant dept.
- Learning Academy: During the 36 weeks of instruction, Learning Academy staff will improve our ability to identify and meet student academic, behavioral, and mental health needs.
- Mental Health: To strengthen the foundation and awareness of the Mental Health Department by clarifying therapeutic roles, exceptions and ways to support districts needs through the MTSS framework
- Migrant: Increase the percentage of eligible migrant students receiving instructional services during the regular school year.
- Production: Create a process to eliminate the need for multiple teacher interactions for clarifying ordering and picking up materials.
- Professional Development: By May of 2021, develop and implement a procedure for hosting hybrid professional development sessions.
- Psychology: During the 2020-21 academic year, we will work as a department with our school districts to complete valid, reliable, and ethical evaluations.
- Speech: By the end of the 2020-2021 school year, the SLPs will create individual plans for service delivery by meeting 4/4 objectives at a proficient or distinguished level.
- Technology: During the 20 - 21 school year, the technology department will work toward equalizing technology knowledge and abilities among team members.
- Vision: By May 2021, the vision team will create a google document with each team member providing 1 resource monthly of ideas to provide students with visual impairments services when in-person instruction is not an option.

ESU 7 Board Meeting

April 19, 2021

Admin Report - COVID Update



- March Instances
 - Isolate - 0
 - Quarantine - 2
 - Monitor - 0

Admin Report Overview

- Goals
- ESUCC Update
- Services Update
- Facilities Update
- Personnel
- Legislative Update
- Committee Reports

Admin Report - Start Time

- Reflection on 4:30 pm start time for the 3.15.2021 Board Meeting
- Start time for May 17, 2021 Board Meeting



Admin Report - Services

- District Annual Consultations have been completed.
- Spring Superintendent Visits are almost complete - 7 visits remaining
- Bold Step Committee Update



Admin Report - Facilities

- Door Update
 - M&O - Doors
 - 29,054.00
 - Applied Connective - Door Locks for LA
 - 15,300.00
- Conference Room Improvements
 - New Tables - Eakes
 - \$35,123.00
 - New Chairs - OfficeNet
 - \$19,762.00
- Still deciding on lobby furniture



Admin Report - Personnel

- Certificated Special Education Contract for Jill Wurdeman, Special Education Teacher
- Professional Employment Contract for Mollie Morrow, PLMHP
- Professional Employment Contract for Merridie Kaup, LMHP
- Certified Special Education Contract for Cassandra Krings, Teacher of the Deaf FTE Change



Admin Report - Legislative Update

- [Legislative Update](#)
- How LB 408 would have impacted ESU 7
- Senator Kolterman said positive things about ESU 7 during the 3.24.2021 Legislative Session



Committee Reports

- Budget Committee Meeting
 - Before or after May Board Meeting?
- Handbook Committee
 - **May 17:** The Handbook Committee will receive links to their copies of the handbooks (LA, Cen7ter, and Employee). **These** handbooks need to be revised and ready for review prior to the **June** Board Meeting.
 - **Date Between May and June Board Meetings:** Handbook Committee needs to meet to review and get questions asked and answered. Date needs to be determined.
 - **June 21:** Approve handbooks in the June board meeting.
- Bob Arp and Dawn Lindsley
 - Welcome to sit on the different committees to learn more about them



**Legislative Update to the ESU 7 Board
4.19.2021**

**Legislative Session Convened January 6, 2021
Bills introduced until 10th day, January 20, 2021
Adjourn sine die, June 10, 2021**

Link to [Full Summary](#)

Speaker of the Legislature: Senator Mike Hilgers of Lincoln, 2-year term	
Education Committee Members: Walz (Chair), Fremont (D) Day, Gretna (D) Linehan, Millard (R) McKinney, Omaha (D) Morefeld, Lincoln (D) Murman, Holdrege (R) Pansing-Brooks, Lincoln (D) Sanders, Bellevue (R)	Appropriations Committee: Stinner (Chair) Wishart Vargas Erdman Clements McDonnell Dorn Kolterman Hilkemann
Revenue Committee: Linehan (Chair) Albrecht Flood Lindstrom Briese Bostar Pahls Friesen	Retirement Committee: Kolterman (Chair) Lindstrom Slama Clements McDonnell Stinner

Each bill summary is organized as:

Bill Number/Amendment Number (Senator's last name), Sponsor Committee - One-liner
Summary Description. [New info in blue.](#)

[Action \(new action in bold\)](#)

[Turquoise is the link to Slip Law \(first publication of the law\)](#)

LR13CA (Brewer), Education - Const. Amendment to limit the percentage of funding for schools that comes from property taxes

LR 13CA is a constitutional amendment that would amend Article VII, Section 1, which applies to public education. The current provision states that, “The Legislature shall provide for the free instruction in the common schools of this state of all persons between the ages of five and twenty- one years.” LR 13CA would amend this provision to state that no more than 33% of the funding for such free instruction in the common schools shall come from property taxes.

NASB Opposes

January 8, 2021 Introduced

January 12, 2021 Referred to Committee

February 8, 2021 Hearing

LR21CA (Briese), Education - Const. Amendment to require the State of NE to pay all classroom expenses related to the operation of public elementary and secondary schools

If passed, the Legislature will need to define classroom expenses.

January 13, 2021 Introduced

January 15, 2021 Referred to Committee

March 1, 2021 Hearing

LR22CA (Linehan OBO Governor), Revenue - Const. Amendment to limit the total amount of property tax revenue that may be raised by political subdivisions

If Passed, would be on November 2022 General Election Ballot.

****See LB 408, 3% bill**

Provides that the total amount of “property tax revenue” raised by a political subdivision in any fiscal year may not be more than 3% greater than the amount raised in the prior fiscal year.

Will likely come out of committee.

A number of spending controls and restrictions are already in place such as levy limit, basic allowable growth rate, and allowable reserve limits.

Still in committee

NASB Opposes

ESUCC Opposes

January 14, 2021 Introduced

January 20, 2021 Referred to Committee

January 27, 2021 Hearing-No immediate action taken

****LB 408 (Briese), Revenue - Adopt the Property Tax Request Act (statutory version of LR 22CA**

The bill provides that a political subdivision’s property tax request for any year may not exceed its property tax request in the prior year by more than 3%, with

some exceptions. Operative date of 1/1/2022. **AM371-Cap would be in operation for 2022-2027, after which the cap would no longer be operative. How exceed cap: (1) Majority vote of board no more than 2 consecutive years not to exceed 9% over 3 years with year 1 as the year the cap was exceeded, (2) Vote of the people. If the full 3% is not requested, may carry over ½ of the unused portion to later years to request above the cap.**

Unintended consequence could be that the bill may become an automatic property tax growth bill. Political subdivisions may elect to grow to 3% even if they were not planning to they will not know what will happen in their growth in the next 4 years. There will be many amendments, intentionally so there will be filibuster.

Could come out next week. Has been prioritized by Geist. If it becomes a major proposal (committee supermajority), then the Speaker can reduce the amendments to a lower tier and stop the filibusters that may occur so the bill can go through more quickly.

All Ed Community Opposes as are many other municipalities. Coalition will be formed for Unity against the bill.

January 14, 2021 Introduced

January 20, 2021 Referred to Committee

January 27, 2021 Hearing

Mar. 2- Advanced to General File with AM371 with 7-1 vote

March 9, Geist Prioritized

****LB 14 (Blood), Health and Human Services - Adopt the Audiology and Speech-Language Pathology Interstate Compact**

This compact means that any Aud. or SLP with a license to practice in their home state could travel to a member state of the compact and practice using the compact privilege without having to test or get a separate license in that remote state.

ESUCC Monitor

January 7, 2021 Introduced

January 11, 2021 Referred to Committee

January 27, 2021 Hearing

Feb. 19 - General File with amendments

Feb. 23 - Blood prioritized AM 1

March 12 - Select File

March 25 - Passed on final reading, speaker signed

March 31 - Approved by Governor

[Link to Slip Law](#)

****LB 132 (DeBoer), Education - Create the School Financing Review Commission**

Previous attempts to create such a commission have not been advanced from committee. Require to look at all funding sources. Report to the Legislature in each even numbered year on the adequacy of school funding sources. Would also create a monitoring committee for future years.

Looking for Senator to prioritize it.

NRCSA, NASB, NCSA Support

ESUCC Supports, will include the Core Service Formula

January 7, 2021 Introduced

January 11, 2021 Referred to Committee

February 2, 2021 Hearing

March 9 Moved to General File 7-0, one no vote (Linehan) as was in Revenue Committee when the vote occurred.

March 11, 2021 Prioritized by Planning Committee

****LB 135 (Wishart), Education - Change special education reimbursements**

The bill requires that General Funds must be appropriated to fund at least 80% of the excess allowable costs for all special education programs and support services plus the amount set aside for the reimbursement of residential settings. The bill provides a phase-in process so that by 2026-27 the reimbursement rate would be at 80% of the excess allowable costs for all special education programs and support services. Based upon the fiscal note for LB 346 (2019), LB 135 would require approximately \$250 million in additional appropriations for special education cost reimbursement by 2026-27.

NRCSA, NASB Support

ESUCC Support

January 7, 2021 Introduced

January 11, 2021 Referred to Committee

January 25, 2021 Hearing

April 12, 2021 Placed on General File

****LB 473 (DeBoer), Education - Adopt the Extraordinary Increase in Special Education Cost Act**

To assist school districts with large unexpected special education costs which will allow them to more easily meet the needs of all students. Would be available if current school fiscal year exceeds the special education budget of expenditures for the immediately preceding school fiscal year by an amount equal to or greater than 7% of the special education budget of expenditures for the immediately

preceding school fiscal year. Would receive payment equal to the difference minus 2.5% of the special ed budget of expenditure for the preceding fiscal year.

These dollars are essentially a grant and looks at current year expenses that may be over the budgeted expenses.

NASB Supports

January 15, 2021 Introduced

January 20, 2021 Referred to Committee

February 8, 2021 Hearing

March 11 - General File with amendments

LB 143 (Kolterman), Health and Human Services - Require notice to school districts regarding changes in child placement

Require DHHS to communicate with a school district prior to the placement of a student. The first effort, LB 759, received wide support but did not advance from committee in 2020. New approach, revised with help from a judge in Sarpy County. Have courts require the communication, that way DHHS is required to do it.

AM105 changes language to say DHHS will provide NOTICE of placement change to all interested parties within 24 hours. Original bill stated DHHS would file a report within 24 hours.

NRCSA, NCSA, NASB Support

ESUCC Supports, LP wrote letter of support

January 8, 2021 Introduced

January 12, 2021 Referred to Committee

February 3, 2021 Hearing

February 19, 2021 Placed on General File- AM105

March 29, 2021 - Amendments adopted by Health and Human Services Committee

March 31, 2021 - Placed on Select File

****LB 146 (Kolterman) Retirement - Define and redefine terms related to school retirement provisions.**

Retirees in first 180 days of retirement, can sub up to 8 days per month (current is 4).

Merged into LB 147 and will be a Committee Priority which was prioritized on March 2. , so will be referred to as LB 146 at this point.

ESUCC Monitor

January 8, 2021 Introduced

January 12, 2021 Referred to Committee

February 23, 2021 Hearing

April 13, 2021, Placed on General File

LB 288 (Walz), Education - Change dates related to certification and distribution of state aid to schools

Essentially revises current law to allow for state aid to be certified after the budget is set.

Typically a very benign bill and is passed. Was contested this year.

January 12, 2021 Introduced

January 14, 2021 Referred to Committee

January 25, 2021 Hearing

Feb. 1 - General File

Feb. 16 - Select File

February 25, 2021 Failed to pass from Select File before March 1 so current date stands

LB 323 (Walz), Education - Change provisions of TEEOSA relating to Pandemics

Essentially a hold harmless bill, so school districts are not held to expenses last year, when building their budgets for 21-22. State aid is largely impacted by the expenses the year before.

Not prioritized but says will bring back on select file debate. This will hold harmless equalized districts due to pandemic related non-expenses (didn't spend as much as they thought, so this will negatively impact TEEOSA formula). Would void March 1 state aid verification. Governor is against it. \$2.7m is the fiscal note.

NASB Supports

ESUCC Monitor

Governor has been reported he will veto this

January 13, 2021 Introduced

January 15, 2021 Referred to Committee

January 25, 2021 Hearing

Feb. 1 - General File w/ AM 41

Feb. 24 - Select File

Feb. 25 - AM 248 (Linehan)

LB 361 (Dorn, cosigned by Vargas), Appropriations - State intent regarding appropriations to the State Department of Education for ESUs

This bill will increase the core service fund amount to account for the years when no increases were made. \$3.9 and \$4.0 additional for FY 21-22 and 22-23 respectively.

NASB Supports

ESUCC Supports

January 13, 2021 Introduced

January 15, 2021 Referred to Committee

February 19, 2021 Hearing

DID NOT/WILL NOT COME OUT OF COMMITTEE

****LB 364 (Linehan), Revenue - Adopt the Opportunity Scholarship Act and provide tax credits**

Tax credit program for private schools.

Votes are there to move it out of Committee. Given new make up of the Revenue Committee, this may make it through. 32 Rep, 17 Dem. Just a vote or 2 off from passing Cloture motion.

Respect private schools, but should not be funded by public money. Nebraska struggles with underfunding of public schools already. Tax credit starts at \$10m escalating to \$100m over 10 years. Tax benefit for this kind of donation much higher than other kinds of charitable giving. Benefits large beneficiaries or donors. Can it be spun to include public school foundations? No, because not defined to give to public school 501C3.

Governor has put dollars in his drafted budget for non-publics. It is already in there, so the argument that there are no dollars for it is moot...

Exec Session 3/9 went to a vote and it was 4-4. Did not come out of committee. Senator Linehan can make another attempt to get one more to flip. If no majority out of committee, then she may try to pull her bill out of the committee to get on the floor, as the Chair (Blue Moon Motion/Pull Motion).

Stand for Schools, NSCA, NASB oppose

ESUCC oppose

January 13, 2021 Introduced

January 15, 2021 Referred to Committee

January 28, 2021 Hearing-no immediate action taken

March 10, 2021 Linehan prioritized

March 25, 2021 Placed on General File - AM762

LB 388 (Friesen), Transportation - Broadband Access

Nebraska Broadband Bridge Act in order to facilitate and fund the development of broadband networks in unserved and underserved areas. This bill is the vehicle to expand broadband to the more rural areas.

ESUCC Supports

January 13, 2021 Introduced

January 15, 2021 Referred to Committee

February 8, 2021 Hearing

March 11, 2021- Priority of Transportation Committee

March 11 General File with amendments

LB 338 (Bostelman), Transportation - Adopt Nebraska Broadband Bridge Act

Facilitate and fund the development of broadband networks in unserved and underserved areas. Would appropriate \$20 million annually beginning with fiscal year 2021-22 to the Public Service Commission to be distributed as grants through the program used for development costs for a qualifying project, and matching funds equal to 50% of the total development costs would be required.

January 13, 2021 Introduced

January 15, 2021 Referred to Committee

February 9, 2021 Hearing

March 12, 2021 Bostelman prioritized

March 17, 2021 General File

April 1, 2021 Placed on Select File with Amendments

LB 456 (Friesen), Transportation - Adopt Nebraska Enhancing Broadband Act

Similar to LB 361, but would be through the Department of Economic Development and the Legislature will appropriate \$10 million annually to carry out the provisions. No matching funds stipulated.

ESUCC Supports

January 15, 2021 Introduced

January 20, 2021 Referred to Committee

February 8, 2021 Hearing

****LB 389 (Sanders), Education - Require the issuance of teaching certificates and permits to military spouses**

The applicant would not be required to meet the human relations training requirement to obtain the certification or permit. valid for at least three years and would include the same or similar endorsements to teach in all subject areas for which the applicant had been certified to teach in such other state if a similar endorsement is offered in Nebraska.

NSEA neutral.

January 14, 2021 Introduced

January 20, 2021 Referred to Committee

February 8, 2021 Hearing; Sanders Priority Bill

March 2, 2021 General File

March 12 - Select File

March 25, 2021-Passed on Final Reading 46-0-3; Speaker signed

March 31, 2021 - Signed by Governor

[Link to Slip Law](#)

****LB 529 (Walz), - Mental Health training and grant program**

Current lottery payment sunset June 30, 2021. Update from LB 920 last session. Addresses 2 issues: redistribution of lottery funds and behavior intervention training. Needs to be passed this year as lottery funds need defined this year, as this is year 1 of 5. Redistributes Lottery Fund dollars. Beginning 2021-22, ESUCC ensures behavior awareness training is available statewide. Includes education on trauma, positive behavior support. Also creates mental health training grant. Supported by lottery money. Focus on protecting students.

PK-12: Elem 10% retainer, Behavioral training 9.5%, excellence of teaching 7.5, Expanded learning 3%, Mental Health training 1.5%. Other did not change from last year.

Lottery dollars sunset June 30, 2021, so this bill needs to pass. Worried Groene will try to amend his old language of physical force into this bill. Groene and Murman proposed amendments with physical restraint language included. Chair ruled amendments would require 30 votes and amendments were withdrawn.

LP provided letter of support

NASB, NCSA support

ESUCC support

January 19, 2021 Introduced

January 22, 2021 Referred to Committee

February 2, 2021 Hearing

March 1, 2021 - Prioritized by Education Committee

March 16, 2021 - General File with amendments

March 29, 2021 - Select File

LB 87 (Morfeld), Education - Provide for mental health first aid training for school districts and change provisions relating to the use of lottery funds

Require NDE to establish a mental health first aid training program for teachers and other personnel employed by a school district or an ESU participating in a grant provided through lottery funds.

(this Bill is in conflict with Senator Walz's LB 529)

NASB Supports

ESUCC Supports, letter

January 7, 2021 Introduced

January 11, 2021 Referred to Committee

March 2, 2021 Hearing

****LB 673 (Murmman), Education - Adopt the Educational Behavioral Awareness and Support Act and change the determination and certification of state aid to schools.**

Two parts of bill: Training for behavior awareness and physical intervention. Includes use of physical intervention to manage behavior. Liability protections for individuals and school districts if physical intervention is 'reasonable.' Provision about administration removing students from class "immediately" at teacher request. Puts all the lottery money toward annual teacher training. No funding left for other aspects of behavior needs.

Reasonable physical intervention to address behaviors. The hearing was not positive for this bill. 79-259 already allows school staff to use 'reasonable force' to intervene.

NCSA Opposes

ESUCC Opposes

January 20, 2021 Introduced

January 22, 2021 Referred to Committee

February 9, 2021 Hearing

March 24, 2021 - Indefinitely postponed

LB 642 (Dey), Education - Mental Health

Reimbursements from the state for mental health support. \$12m fiscal note.

Requires NDE to reimburse each qualifying school district and ESU for allowable mental health expenditure in the immediately following school fiscal year a pro rata amount based on the reimbursement percentage as determined by the department.

ESUCC Supports - will get talking points out. Need testimony and letters of support

(LP Provided verbal testimony.)

January 20, 2021 Introduced

January 22, 2021 Referred to Committee

February 9, 2021 Hearing

****LB 641 (Day), Education - Change provisions regarding school district salaries during pandemic.**

This bill will expand the original pandemic bill to cover more than teachers. It proposes to include "education support professionals."

January 20, 2021 Introduced

January 22, 2021 Referred to Committee

February 1, 2021 Hearing

March 12 - General File

LB 651 (Wayne), Education - Provide termination date for the enrollment option program.

No more optioning, no more option funding. If a student is optioned right now, they would have to come back to home district. Senators think TEEOSA will improve due to this. But that is not the case across the state

ESUCC Monitor

January 20, 2021 Introduced

January 22, 2021 Referred to Committee

February 23, 2021 Hearing

LB 550 (Wayne), Education - Change enrollment option limits and provisions for part-time enrollment in schools

Changes optioning from one time during student's K-12 to 5 times.

NASB Opposes

ESUCC Monitor

January 19, 2021 Introduced

January 22, 2021 Referred to Committee

February 23, 2021 Hearing

454 (Friesen) Property tax stabilization fund

Over 70% reliance on property tax would get \$\$ back. Half of the 70% and the levy amount.

Amendment: After 3 years at least ¼ schools would need levy override. 70, 65, 60, 55. Took out ag land valuation changes.

January 15, 2021 Introduced

January 20, 2021 Referral to Committee

February 11, 2021 Hearing

March 21, 2021 Friesen Prioritized

March 29, 2021 General File - AM789

~Each senator may select one priority bill, each committee may select two priority bills, and the speaker may select up to 25 priority bills.

2021 Legislative Session*

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

Sun	Mon	Tue	Wed	Thur	Fri	Sat
March						
	1 DAY 35	2 DAY 36	3 DAY 37	4 DAY 38	5 RECESS	6
7	8 RECESS	9 DAY 39	10 DAY 40	11 DAY 41	12 DAY 42	13
14	15 DAY 43	16 DAY 44	17 DAY 45	18 DAY 46	19 RECESS	20
21	22 DAY 47	23 DAY 48	24 DAY 49	25 DAY 50	26 RECESS	27
28	29 DAY 51	30 DAY 52	31 DAY 53			

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

Federal & State Holidays

January 18 – Martin Luther King Jr. Day
 February 15 – Presidents' Day
 April 30 – Arbor Day
 May 31 – Memorial Day

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

Sun	Mon	Tue	Wed	Thur	Fri	Sat
April						
				1 DAY 54	2 RECESS	3
4	5 RECESS	6 DAY 55	7 DAY 56	8 DAY 57	9 DAY 58	10
11	12 DAY 59	13 DAY 60	14 DAY 61	15 DAY 62	16 RECESS	17
18	19 RECESS	20 DAY 63	21 DAY 64	22 DAY 65	23 DAY 66	24
25	26 DAY 67	27 DAY 68	28 DAY 69	29 DAY 70	30 HOLIDAY	

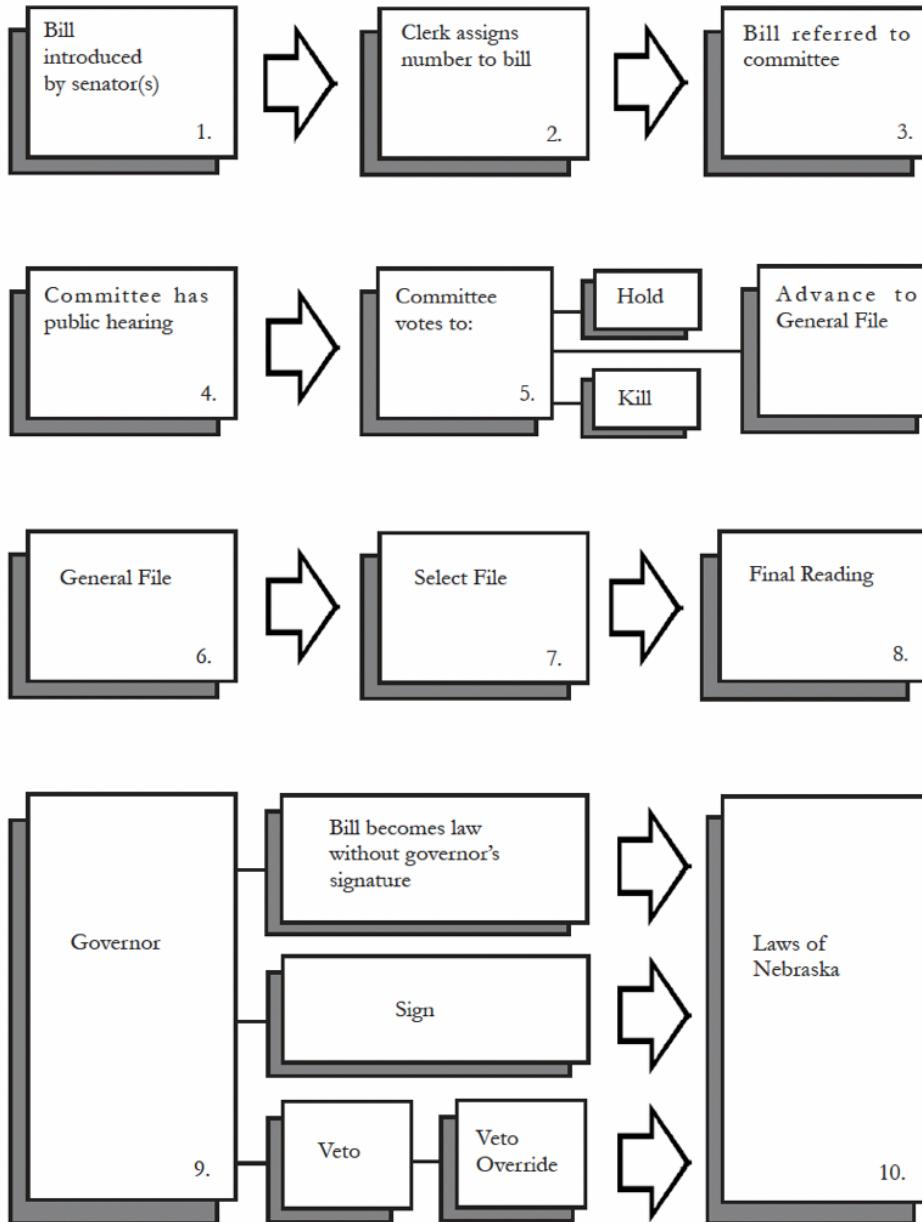
Sun	Mon	Tue	Wed	Thur	Fri	Sat
June						
		1 DAY 87	2 DAY 88	3 DAY 89	4 RECESS	5
6	7 RECESS	8 RECESS	9 RECESS	10 DAY 90	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

Legislative Recess Days

February 12, 22
 March 5, 8, 19, 28
 April 2, 5, 18, 19
 May 3, 14, 17, 28
 June 4, 7, 8, 9

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

How a Bill Becomes a Law



(Unicameral Clerk of the Legislature, 2017, p. 281)