

DATE:
TO: ESU #1 Board of Directors
FROM: Bill Heimann, Administrator
RE: Tuesday, April 14, 2020 Board Meeting

There will be a meeting of the ESU #1 Board of Directors, on Tuesday, April 14, 2020, at 5:30 PM in the

ESU #1 Conference Room
211 Tenth Street
Wakefield, NE 68784-5014

Consideration, discussion and any action necessary will be taken on the following items.

- A. Notification of Open Meetings Law
- B. Roll Call*
- C. Approve Agenda*
- D. Consent Agenda*
 - 1. Previous Minutes (copy attached)
 - 2. Financial Reports*
 - a. Revenue Report/Treasurer's Report
 - b. Cash Summary/Expenditure Report
 - 3. Bills for April
 - 4. Administrator's Monthly Report
 - a. Electronic Board Meeting
 - b. Instructional Coach at Santee Community School
 - c. Tower School Report
- E. Property/Liability Insurance
- F. Computer and Electronic Device Repair Agreement
- G. Communication During Pandemic
- H. Legislative Update
- I. ESU#1 Emergency Declaration
- J. Personnel*
 - 1. Consider, discuss, and take necessary action on employee contracts and personnel changes.
 - a. Resignation(s)
 - b. New Hire(s)
 - c. Contract Change(s)
 - d. Termination(s)
- K. Adjournment

**EMERGENCY RESPONSE RESOLUTION OF THE BOARD OF EDUCATIONAL
SERVICE UNIT NUMBER 1 REGARDING THE CORONAVIRUS**

BE IT RESOLVED THAT:

WHEREAS, the World Health Organization designated the COVID-19 (coronavirus) outbreak as a global pandemic; and

WHEREAS, on March 16, 2020, President Trump declared a national emergency over the COVID-19 pandemic; and

WHEREAS, on March 16, 2020, Governor Ricketts declared a state emergency over the COVID-19 pandemic; and

WHEREAS, the Board of Education of Educational Service Unit Number 1 (the "ESU"), in the interest of public health and safety hereby finds, determines and declares that, effective as of this date, that an epidemic sickness, disaster and emergency conditions prevail and exist within the boundaries of the ESU as defined in Neb. Rev. Stat. § 81-829.69 which is part of Neb. Rev. Stat. §§ 81-829.66 to 81-829.75, known as the Emergency Management Act (the "Act") and other Nebraska laws; and

WHEREAS, these conditions are continually emerging and constitute a rapidly evolving situation which are a danger to the public health and safety, and to ESU students, staff, families and community partners; and

WHEREAS, as it is necessary for the ESU to react to the evolving situation and take significant actions that impact students, staff, community partners and programs operated out of ESU buildings and facilities or otherwise on little notice or in order to provide or implement plans for continued operations, work and educational services when formal board meetings are unachievable; and

WHEREAS, in order to facilitate the ability to implement response actions plans and prompt reactions to the evolving situation, the Board of Education of ESU#1 hereby ratifies and approves all response actions to date and hereby finds and determines it is necessary and appropriate to suspend and waive existing all existing policies inconsistent with or that impede response implementation and further does hereby delegate the full power and authority to the Administrator to close or limit access to buildings, schools or the ESU as needed or deemed appropriate by the Administrator, implement a Pandemic Response Plan as it now or may exist or as amended by staff and other necessary, transportation or response action plans as developed, implement staff payment procedures as deemed appropriate, contract with or provide facilities maintenance and cleaning services as deemed appropriate, carry out nutrition services and food programs as deemed appropriate, undertake and continue special education measures may be deemed appropriate and/or required by law, and undertake or carry out any other program that may be required by local, state or federal law, implement distance or e-learning as deemed appropriate, implement telework or "work from home" procedure, fair and reasonable employee

pay determinations, and take any and all other actions and sign all contracts or agreements in order to make emergency expenditures determined to be in the best interests of the ESU in this emergency situation and that this delegation of authority is to continue in effect until the emergency has been dealt with to the extent that the conditions no longer exist or the Board of Education ends this resolution; and

WHEREAS, Wayne County has issued an emergency proclamation under the provisions of Neb. Rev. Stat. § 81-829.50; and

WHEREAS, pursuant to Neb. Rev. Stat. § 81-829.51, and other applicable laws, before any expenditure, contract, or obligation is undertaken will be in excess of or in violation of existing statutory limitations or requirements, such expenditure, contract or obligation must be approved by a vote of the Board of Education.

NOW, THEREFORE, the Board of Education hereby approves and adopts the above stated facts, findings and determinations and further approves the following actions:

- A. The Board of ESU#1 hereby finds and determines it is necessary and appropriate to delegate authority and does hereby delegate the full power and authority to the Administrator or Administrator's designee to close or limit access to buildings, schools or the ESU as needed or deemed appropriate by the Administrator, implement a Pandemic Response Plan as it now or may exist or as amended by staff and other necessary, transportation or response action plans as deemed appropriate, implement staff payment procedures as deemed appropriate, contract with or provide facilities maintenance and cleaning services as deemed appropriate, carry out nutrition services and food programs as deemed appropriate, undertake and continue special education measures may be deemed appropriate and/or required by law, and undertake or carry out any other program that may be required by local, state or federal law, implement distance or e-learning as deemed appropriate, implement telework or "work from home" procedures as deemed appropriate, fair and reasonable employee pay determinations, and take any and all other actions and sign all contracts or agreements in order to make emergency expenditures determined to be in the best interests of the ESU in this emergency situation.
- B. That this delegation of authority is to continue in effect until the emergency has been dealt with as determined by the Administrator to the extent that the conditions no longer exist, or until modified or terminated by action of the Board of Education.
- C. In exercising the above authority, the Administrator or his designee shall maintain close contact with the Board President and regularly inform the members of the Board of Education of actions taken pursuant to the foregoing authority.

The above Resolution having been read in its entirety. (See body of minutes for motion and adoption.)

The above Resolution having been consented to by a majority of the quorum of the Board of this ESU 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 14th day of April, 2020.

