

Board of Education Regular Monthly Meeting

Friday, June 13, 2025 7:30 AM

FCS Room, Silver Lake Secondary School
9405 S Lincoln Avenue
Roseland, NE 68973-0008

1. Opening the Meeting

President Lutkemeier opened the meeting at 7:34 am. The meeting notice was advertised in the June 5th publication of the Webster County Sun. "The Open Meetings Act" updated poster was displayed in the meeting room.

1.1. Call to Order

1.2. Pledge of Allegiance

1.3. District Mission Statement

1.4. Nebraska Open Meetings Law

1.5. Publication of the Meeting

1.6. Board Member Roll Call

1.7. Excuse Absent Board Members

To excuse Brant Karr and Brian Karr from the meeting passed with a motion by Ryan Sorensen and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

2. Approval of the Agenda

Approve the agenda as presented passed with a motion by Alan Bonifas and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

3. Celebration of Excellence

4. Public Comment

No guests were in attendance and public comment was not utilized. However, a bat made an appearance toward the end of the meeting.

5. Information Items

5.1. Superintendent

Mr. Bauer reported the following:

1. Legal updates and policy updates have consumed me the last month. As you can see when you look at the agenda.

2. Still waiting on Budget workbooks from the state auditor's office. Hopefully, I have them by the end of this month.
3. The ESU-9 Superintendents meeting will be next week.
4. NASB Leaders and Law Conference was yesterday in Kearney.
5. Board Retreat this year in August, Bladen - board meeting room. I will make sure you get a decent meal that night.
6. Just curious what everyone else is seeing in terms of changes in valuations?
7. Another friendly reminder that I think we are going to be in a position where voting to take the additional 7% would be highly responsible of you as board members, even if I do not need to utilize it in my property tax request.
8. Preschool out of district conversation.

Mr. Bauer also stated that he would get an estimate from Louis Galvedon for labor to install doors at the elementary. The estimate would be based on getting the doors through Square Deal Lumber.

5.2. Elementary Principal

Mr. Drake was unable to be in attendance. Mr. Bauer read the following report:

Completed Events:

May 15: Elementary Concert
May 19: Honors Program and Field Day
May 20: Last Day of School
June 7: Surplus Garage Sale

Upcoming Events:

Gym Floor Resurfacing - June 25-July 6
Webster County Fair Fashion and Talent Show - July 21st
Jump Start/PreK Summer School - July 28-August

Information:

Summer cleaning/updates underway.

Playground Surfacing: Rubber Mulch/Field Turf. Mr. Bauer also stated there is a grant that could help finance this project.

Night Custodian: 3-4 support staff members will split the duties.

Handbooks are a work in progress. Mr. Jones and I will work to have them ready at the July meeting.

PD/Meetings:

June 18: 504 Workshop at ESU 9

5.3. Secondary Principal

Professional Development

May 21st - Staff In-Service

June 9th-11th - NCE Conference (Kearney)

July 14-17 - AP Calculus (Omaha)

July 22nd-23rd - Coaches Clinic

July 23rd-25th - Admin Days

July 23rd - NCSA Meeting

August 6th - TVC Fall Meeting

JH/HS Academics

May 15th - Semester Finals

May 16th - Semester Finals

May 20th - Last Day of School for Students

June 3rd-6th - JH/HS Summer School

June 9th-10th, 12th-13th - JH/HS Summer School

Other: 4th Quarter / Semester 2 Honor Roll has been released.

JH/HS Sports / Activities

May 23rd-24th - State Track

Katy Soucek - 4th Place Disc

Katelyn Strampher - 5th Place Disc

Kaylee Karr - 6th Place Mile

Makenna Karr, Sophie Schmidt, Kaylee Karr, Paige Faimon - 7th Place 4x4 Relay

May 27th - Start of Summer Weights

May 28th-29th - State Golf

June 13th - TVC All-Star Volleyball Game

Emma Schmidt

June 14th - TVC All-Star Basketball Games

Girls - Emma Schmidt, Katy Soucek

Boys - Casey Conway, Lane Conway

June 25th-July 6th - Gyms are closed for refinishing

June 27th - Sports Physicals

Other:

General Summer Repairs and Cleaning have started

6. Consent Agenda

Approve the consent agenda items as presented passed with a motion by Adam Klein and a second by Jocelyn Serna.

Eric Parr: Abstain (With Conflict), Ryan Sorensen: Abstain (With Conflict), Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Jocelyn Serna: Yea

6.1. Minutes

6.2. Bills/Transfers/Treasurer's Report

6.3. Acceptance/Emergency Modifications of the Agenda

7. Action Items

7.1. Bus Barn Proposal for Bladen - Big Als Bins LLC, \$368,500

Attached you will find the proposal from Big Als Bins LLC for a bus barn in Bladen. The Building Committee met with Alan on Friday, May 30th to discuss the plans and to go over the outline of the proposal.

This would be expensed out of the Special Building Fund with the Payment terms built into the contract agreement.

Enter into a contract with Big Als Bins LLC to build our bus barn in Bladen in the amount of \$368,500 from the Special Building Fund passed with a motion by Eric Parr and a second by Daren Niemeyer.

Alan Bonifas: Abstain (With Conflict), Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.2. Concrete Bid for Sidewalk/drainage north of the elementary school Big Al's Bins LLC - \$13,650

To approve the bid from Big Al's Bins LLC in the amount of \$13,650 from the Special Building Fund passed with a motion by Ryan Sorensen and a second by Eric Parr.

Alan Bonifas: Abstain (With Conflict), Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.3. Elementary Rubber Mulch for the playground - \$24,620

Mr. Drake has gotten about 10 bids for rubber mulch for the elementary playground. We would like to mulch the rock areas and lay down some turf on the grass area (With not much grass area we will never be able to keep grass there as there is such a high amount of traffic in that specific area).

Rooster Rubber came in with the best estimate and reviews from schools.

\$24,620 with weed barrier. Attached is the bid sheet.

I would like to use Special Building Funds for this new purchase.

Approve the bid from Rooster Rubber in the amount of \$24,620 and use special building funds. passed with a motion by Leon Lutkemeier and a second by Adam Klein.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.4. Firewall updated - \$11,845.26

Our firewall is out of service on January 1. With us updated our WAP's and our cabling this summer it would probably be wise to replace the firewalls at that time instead of in January. Attached is the lowest quote we could find.

Purchase a firewall for each location from Sterling in the amount of \$11,845.26 passed with a motion by Alan Bonifas and a second by Jocelyn Serna.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.5. Set Breakfast/Lunch prices for the 2025-26 school year

2022-2023 Amounts

Pre School - Breakfast = \$1.50. Lunch = \$2.50

K-6 - Breakfast = \$2. Lunch = \$2.75

7-12 - Breakfast = \$2. Lunch = \$3

Extra Milk = \$.45

Seconds = \$1.50

Adult/Staff Breakfast = \$2.25

Adult Lunch = \$3.75

2023-2024 Amounts

Pre School - 1/2 Day = \$3. All Day = \$5

K-6 - Breakfast = \$2.25. Lunch = \$3

7-12 - Breakfast = \$2.25. Lunch = \$3.25

Extra Milk = \$.50

Seconds = \$1.75

Adult/Staff Breakfast = \$2.50

Adult Lunch = \$4

2024-25 Amounts

Pre School - 1/2 Day = \$3. All Day = \$5

K-6 - Breakfast = \$2.30. Lunch = \$3

7-12 - Breakfast = \$2.30. Lunch = \$3.25

Extra Milk = \$.50

Seconds = \$1.75

Adult/Staff Breakfast = \$2.75

Adult Lunch = \$4.25

Recommended 2025-26 Amounts

PK-6 - Breakfast = \$2.40. Lunch = \$3.10

7-12 - Breakfast = \$2.50. Lunch = \$3.35

Extra Milk = \$.50

Seconds = \$2

Adult/Staff Breakfast = \$3

Adult Lunch = \$4.50

Set the breakfast and lunch prices for the 2025-26 school year as presented passed with a motion by Daren Niemeyer and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.6. Classified Wages

We need to set classified wages for the 2025-26 school year. The recommended motion would be to give everyone a \$.50 hourly raise across the board.

Approve a \$.50 hourly raise for all classified staff passed with a motion by Eric Parr and a second by Adam Klein.

Daren Niemeyer: Abstain (With Conflict), Ryan Sorensen: Abstain (With Conflict), Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Eric Parr: Yea, Jocelyn Serna: Yea

7.7. Bus Driver/Transportation Pay

Bus pay proposal for the 2025-26 school year reflects the usual incremental increase for route, shuttle and trips.

Wait time will remain at \$15 per hour or the higher of minimum wage for the foreseeable future.

Conference schools are paying anywhere from \$72.50 to \$88 for routes. We are at \$78 with this increase which is where I feel we should be when comparing length and time spent on the road compared to amount paid.

Approve the proposed pay for bus route, shuttle, trips and wait time for the 2025-26 school year passed with a motion by Alan Bonifas and a second by Ryan Sorensen.

Daren Niemeyer: Abstain (With Conflict), Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.8. Surplus Items (Broken Trailer) and (2 Ford Tractors)

These aren't being utilized. I think we need to sell at least one of them. My preference would be both of the Ford tractors to someone who will utilize them.

List the two Ford tractors and broken trailer as surplus and take sealed bids for them passed with a motion by Ryan Sorensen and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.9. KSB Policy Update 1002 - Creation, Amendment and Distribution of Policies

As the list of required policies, reviews, reapprovals, and hearings grows, we eliminated the list from this policy so it did not need to change so often. Instead, we will continue to update and provide subscribers with the Annual Notices, Hearings, Reviews, and Trainings document that is released with the policy updates each year. There is no requirement to list these obligations inside of a policy.

Adopt changes to policy 1002 as presented and discussed passed with a motion by Leon Lutkemeier and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.10. KSB Policy Update 2006 - Complaint Procedure

A couple of tweaks were made to this policy to remove references to the Biden Administration Title IX rules, which are no longer in effect.

Adopt changes to policy 2006 as presented and discussed passed with a motion by Eric Parr and

a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.11. KSB Policy Update 2008 - Meetings

Adopt the changes to policy 2008 as presented and discussed passed with a motion by Alan Bonifas and a second by Adam Klein.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.12. KSB Policy Update 3003 - Bidding for Construction, Remodeling, Repair, or Site Improvement

School districts are generally prohibited from engaging "in the construction of any public works involving architecture or engineering unless the plans, specifications, and estimates have been prepared and the construction has been observed by" a licensed Nebraska architect or professional engineer. However, the law provides an exception to this requirement when the "contemplated expenditures for the complete project" are below a certain dollar amount. In July 2024, the Nebraska Board of Engineers and Architects increased this exemption from \$119,000 to \$144,000. Our recommended changes to Policy 3003 reflect this higher dollar amount for the projects that are exempt from the mandate to engage a licensed Nebraska architect or professional engineer.

Adopt changes to policy 3003 as presented and discussed passed with a motion by Daren Niemeyer and a second by Ryan Sorensen.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.13. KSB Policy Update 3004 - Fiscal Management for Purchasing and Procurement Using Federal Funds

During the regular review of policies, we noticed a citation was partially removed from Section G Allowability of Costs. This citation has been corrected.

Adopt changes to Policy 3004 as presented and discussed passed with a motion by Jocelyn Serna and a second by Leon Lutkemeier.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.14. KSB Policy Update 3023 - Record Management and Retention

During our federal fund audit the auditors recommended adding a provision to this policy to address the retention of federal awards records. Said provision has been added to this policy.

Adopt changes to policy 3023 as presented and discussed passed with a motion by Eric Parr and a second by Ryan Sorensen.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.15. KSB Policy Update 3026 - Handbooks

KSB has updated this policy to reflect how changes to the handbooks operate. We've included the one sentence that was in policy 5034, and 5034 has now been eliminated. We made a few other tweaks that hopefully will clarify the handbook updating process, especially as new legal interpretations and guidance seem to be coming out daily.

Administration is permitted to make changes without board approval unless it is required by law or conflicts with a policy. Administration is also permitted to make changes (whether or not requiring board approval) and provide notice to affected individuals by just sharing the amendment and not resharing the full handbook, unless required by law. For example, if you add a new student conduct rule to the handbooks and intend for that to be used for discipline, under the Student Discipline Act the "board" would have to approve that rule, and both students and parents must be provided notice prior to it being implemented. However, you wouldn't have to reprint or reshare the entire handbook. You could just provide the amended section or provision.

Adopt the changes to policy 3026 as presented and discussed passed with a motion by Jocelyn Serna and a second by Leon Lutkemeier.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.16. KSB Policy Update 3036 - Purchasing (Credit) Card Program

This policy change eliminates an inappropriate reference to a nonexistent reimbursement.

Adopt changes to policy 3036 as presented and discussed passed with a motion by Ryan Sorensen and a second by Daren Niemeyer.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.17. KSB Policy Update 3043 - Design-Build Contracts

One of the legal requirements for school districts using the design-build project delivery system for school construction projects is for the school district to hire a performance-criteria developer (PCD), a licensed Nebraska architect or professional engineer. For projects with a cost of \$896,000 or below, the timeframe and procedures for selecting and hiring the PCD can be shortened and simplified. The proposed revisions to this policy reflect that alternative. While updating this policy, we have also included changes in the organization of the policy and reformatting.

Adopt changes to policy 3043 as presented and discussed passed with a motion by Daren Niemeyer and a second by Leon Lutkemeier.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.18. KSB Policy Update 3047 - Data Breach Response

We have amended this policy in light of the PowerSchool data breach this past year. The amendment provides that the district's data directory will include a list of approved vendors and contractors to ensure that information exists in a consolidated format. Additionally, as part of the incident response plan, this policy change encourages contacting an insurance provider as part of a school district's response.

Note that the first section of this policy requires you (or your tech coordinator) to keep an updated list of computing devices, software, vendors with access to personally identifiable information and staff members' usernames and passwords for any district software. The PowerSchool data breach is also a good reminder to be sure that this information is updated and that you know where to find it in the event of a breach.

Adopt changes to policy 3047 as presented and discussed passed with a motion by Eric Parr and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.19. KSB Policy Update 3057 - Title IX

Death, taxes, and Title IX policy updates. These are the constants in life.

As many of you are aware, the Biden administration issued regulations in 2024 that necessitated updates to this policy. The updates also allowed for more streamlined investigations but expanded definitions of sex discrimination. However, a federal court vacated the 2024 updates in their entirety. The new White House has stated its belief that the regulations from 2020 are still in effect.

As a result of these changes, KSB is once again recommending a policy change.

Option 1 is a significantly pared-down version of the 2020 policy, which maintains the required substance in a simplified version. We have also improved this policy based on our five years of experience addressing Title IX complaints under the framework instituted by the previous Trump administration. We believe this policy would satisfy any requirements required by a Trump-led Office of Civil Rights.

Option 2 is a more aggressive option. This version is based on a close reading of the court decision that struck down the 2024 regulations, part of which rested on a rationale that vacating the 2024 rule would "'cause a return to the status quo' that existed for more than 50 years prior to its effective date." KSB believes the basis for this recent decision suggests that the 2020 regulations contain similar flaws. Thus, this policy focuses on the clear mandate laid out in federal statute and court decisions that require public school districts to respond to allegations of sexual harassment in their education programs and activities promptly and in a way that is not deliberately indifferent. This option is no less rigorous in requiring schools to be responsive, but it is less detailed and proscriptive in the granular procedures dictating how schools respond. This option allows for maximum flexibility in investigations, in exchange for undertaking some risk that the procedures that the school district employees may not strictly comply with a hyper-technical reading of the 2020 regulations.

KSB will have additional Title IX guidance and forms available on the portal based on the option your board elects to assist your Title IX team comply with your board's choice.

To adopt option 2 for Policy 3057 as presented and discussed passed with a motion by Alan Bonifas and a second by Daren Niemeyer.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.20. KSB Policy Update 4051 - Staff and District Social Media Use

The last time we reviewed this policy, X was called Twitter. In light of the changes in the social media landscape and recent court cases addressing official government accounts, it's time for some updates.

We have proposed a host of relatively small and simple tweaks, but they are important. For example, we have added more detail, differentiating between personal and school-owned accounts. We've clarified staff use of social media for instructional purposes. We address "tagging," where the school accounts are tagged or mentioned in outside posts to increase traffic to the post.

We have also updated the relevant rules for deleting comments, blocking posts and users, and banning outside users on school-owned accounts. It's important to note that this policy has always prohibited school-owned accounts from having comments "on" unless approved by the superintendent. When you enable comments, you take the bitter with the sweet. If you have not been following that part of the policy, now is a good time to review your practices and expectations for staff administering these accounts. If your practices differ from the policy, you should either change those or work with us to change the policy. There has been a lot of recent court action on the First Amendment rights of users interacting with individual school official accounts, like board members, and school-owned accounts operated by school employees.

To adopt changes to policy 4051 as presented and discussed passed with a motion by Ryan Sorensen and a second by Leon Lutkemeier.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.21. KSB Policy Update 4057 - Superintendent Evaluation

We have amended this policy to eliminate the provision that required the superintendent evaluation to occur at a board meeting. You may still evaluate the superintendent at a board meeting if you wish, but now you may also conduct the evaluation with the board president and superintendent, with a committee of the board and superintendent, or any other way you deem appropriate.

Note that if your board decides to conduct the evaluation outside of a board meeting, you should review your superintendent contract, as well.

To adopt changes to policy 4057 as presented and discussed passed with a motion by Leon Lutkemeier and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.22. KSB Policy Update 4059 - Behavioral and Mental Health Training

We have revised this policy to remove the requirement that the training be at least one hour. Now, the length of the training is "a reasonable amount as determined by the school board." We have also added the statutory list of topics that may be covered in the training.

To adopt the changes to policy 4059 as presented and discussed passed with a motion by Daren

Niemeyer and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.23. KSB Policy Update 5001 - Compulsory Attendance and Excessive Absenteeism

This policy has been revised to provide clearer procedures for the Attendance Officer to follow in responding to excessive absenteeism. The policy previously referred to external procedures that were inconsistently developed and adopted.

Approve changes to policy 5001 as presented and discussed passed with a motion by Eric Parr and a second by Leon Lutkemeier.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.24. KSB Policy Update 5015 - Protection of Pupil Rights

KSB Policy Update 5018 - Parent Involvement in Education Practices

During the 2024 session, the Unicameral amended sections 79-530 through 79-533 through LB 71 to give parents, guardians, and educational decision makers greater access to information about and involvement in educational practices. Those changes are reflected in this policy. Additionally, the current Unicameral again amended section 79-532 through LB 428 to add various requirements related to surveys administered by the school. These changes include allowing parents to obtain copies of the surveys through various methods as well as the ability to exempt their children from participating in the surveys.

This policy must be adopted by July 1, 2025. The policy must be developed with parental input from parents, guardians, and educational decisionmakers. It must be the subject of a public hearing before the school board before adoption by the board. As previously required, the policy must be reviewed annually and either altered and adopted as altered or reaffirmed by the board following a public hearing. Any public hearing must include a reasonable opportunity for public comments.

The school district must make the policy accessible on the school district's website by August 1, 2025. The policy must be accessible by a "prominently displayed" link on the website. If the policy is altered, the new version of the policy shall be made accessible within a reasonable time thereafter.

Finally, the school district must continue to comply with the PPRA survey requirements. This means schools must comply with Policy 5015 (federal law requirements) and Policy 5018 (state law requirements) when administering surveys.

Adopt changes to policies 5015 and 5018 as presented and discussed passed with a motion by Eric Parr and a second by Ryan Sorensen.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.25. KSB Policy Update 5016 - Student Records

The introductory paragraph of this policy clarifies that "student records" generally do not include transitory communications such as emails, text messages, handwritten notes between school and home, and similar items. These types of communications are not typically maintained by the district.

Following that introduction, the policy presents three different options for the board to consider regarding what types of records the district will officially "maintain." Recently, we have seen a noticeable increase in requests from parents asking for complete copies of their children's student records. At the same time, the rise in digital communication has complicated decisions about whether emails and text messages should be included in those records.

To address this, we have added a consistent reminder in each of the three options regarding what it means for the district to "maintain" a record. This serves as a clarification for both parents and school officials that, regardless of which option the board selects, the general rule excluding most emails and texts from the definition of "student records" still applies.

Adopt changes to policy 5016 as presented and discussed passed with a motion by Leon Lutkemeier and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.26. KSB Policy Update 5031 - Student Appearance

Section 79-2,158 requires each school district to adopt a written dress code and grooming policy to be implemented at the start of the 2025-26 school year that is consistent with the model policy developed by the State Department of Education. We've revised our policy to be consistent with the Department's model policy (don't shoot the messengers), though hopefully a bit more concise.

Adopt changes to policy 5031 as presented and discussed passed with a motion by Daren Niemeyer and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.27. Elimination of KSB policy 5034 - Handbooks Now "Intentionally Left Blank"

The policy has been combined into policy 3026 and is now eliminated.

Eliminate policy 5034 Handbooks now intentionally left blank passed with a motion by Leon Lutkemeier and a second by Ryan Sorensen.

Daren Niemeyer: Nay, Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.28. KSB Policy Update 6025 - Student Cell Phone and Other Electronic Devices

LB 140 requires schools to have policies prohibiting the use of cell phones and other electronic devices while at school or attending a "school instructional function." Of course, that term is not defined. We assume they are talking about field trips and other off-site curricular activities, not extracurricular activities.

However, the bill also allows boards and administrators to permit use of cell phones when "determined appropriate." So you "shall" have a ban but may deem any use appropriate. Consequently, we have not proposed any changes to policy 6025, because all of those options remain lawful.

As a result, we believe some schools will keep their current policy in place heading into 25-26. Here's the issue. LB 140 says, "The development of the policy shall include stakeholder participation to ensure that such policies are responsive to the unique needs and desires of students, parents, and educators in each community." It's unclear what that means if you already have a policy in place that was approved at a public meeting. The law does not require the formation of a committee or that you prospectively seek input now. It ties that input to the "development" of a policy, not any future amendment.

Here's our opinion on your options. If you solicited stakeholder feedback when developing your policy initially, or if staff, students, and parents provided input voluntarily at that time, we believe it would be lawful to simply move forward without seeking additional feedback or even reapproving the policy you have in place. For example, we know some schools conducted a stakeholder survey or invited stakeholders to board meetings if they had input when creating the policy. We believe that is sufficient to meet the requirements of LB 140.

If you did not receive stakeholder feedback initially, you have two choices. First, you could intentionally reach out for feedback in some way now, such as via survey, ad hoc working group, or to specific individuals whose input you think would be helpful. After obtaining that feedback, you could then reapprove the policy as it exists or with any amendments you see fit. We're happy to help with those. Second, you could take the slightly more aggressive approach that, because the policy was approved at a duly noticed public board meeting with the policy on the agenda, stakeholders had an opportunity for feedback at that time. In our view, this is as much a political question as a legal one.

The bill also has 5 listed exceptions that schools must make to any restrictions on cell phone and device use. They are not required to be in the policy. Some of the exceptions we already include in our 4 policy options, such as use by a student when deemed necessary because of a disability accommodation, like a student with diabetes who uses a phone to monitor their levels.

One particular exception that could prove tricky permits students to use cell phones regardless of the strength of the school's ban in cases of "emergencies and perceived threats of danger." Of course, those terms are not defined, nor is it clear who decides what constitutes an emergency or threat. We have elected not to bring attention to this exception for fear that every student and parent will argue that the exception applies to them. You may see other policies throughout the state that list all of these exceptions, so we wanted to let you know it does exist and explain our rationale for not suggesting changes to our current policy options.

Approve changes to policy 6025 as presented and discussed passed with a motion by Alan Bonifas and a second by Jocelyn Serna.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.29. KSB Policy Update 6031 - Emergency Exclusion

The policy had a discrepancy in the hearing request section. We aligned those timelines, which are already shortened to comply with the expedited hearing obligations under the emergency exclusion statute.

Approve changes to policy 6031 as presented and discussed passed with a motion by Eric Parr and a second by Daren Niemeyer.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.30. KSB Policy Update 6034 - Concussion Awareness

The policy requires updating to remove specific references to guidances and training that have since been updated. Review the approved trainings from DHHS and the NDE Brain Injury Support page for all updated materials.

Approve changes to policy 6034 as presented and discussed passed with a motion by Ryan Sorensen and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.31. KSB NEW POLICY 6044 - Participation and Assignment of Athletic Teams.

LB 89 establishes the Stand with Women Act. Originally, the bill would have required schools to designate locker rooms, bathrooms, and athletic teams based on sex as male, female, or coed. As the bill progressed, it was amended to include only requirements for designating athletic teams and limiting participation in athletics based on sex. The law defines sex in terms of reproductive organs and functions. The law also requires every school to have a policy implementing the new requirements.

There are a few other items to note. While the bill eliminated explicit provisions for bathrooms and locker rooms, it does require the policy to address the "conduct of visitors and the public." We are not sure what that means, because there is no explanation in the bill. We assume that is a nod of deference to existing policies and practices as it relates to things like restrooms that patrons and visitors can use when on school grounds. For that reason, we have simply said all visitors and members of the public shall comply with existing policies and law.

Approve the addition of Policy 6044 as presented and discussed passed with a motion by Eric Parr and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

7.32. KSB NEW POLICY 6045 - Behavioral Intervention

Section 79-262.01 requires school districts to develop and adopt a policy consistent with or comparable to the model policy developed by the State Department of Education. We went with "comparable to" and tried to draft a policy that won't be too onerous compared to common and best practices we've seen prevalent across the state.

Approve the addition of policy 6045 as presented and discussed passed with a motion by Leon Lutkemeier and a second by Eric Parr.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea

8. Discussion/Information Items

9. Future Agenda Items

The next regular Board of Education meeting is set for July 15th, 7 pm at the Elementary in Bladen.

10. Adjournment

To adjourn the meeting at 9:30 am passed with a motion by Eric Parr and a second by Alan Bonifas.

Alan Bonifas: Yea, Adam Klein: Yea, Leon Lutkemeier: Yea, Daren Niemeyer: Yea, Eric Parr: Yea, Jocelyn Serna: Yea, Ryan Sorensen: Yea