

Special Meeting
Media Center, Twin River High School
816 Willard Avenue
Genoa, NE 68640
Monday, March 23, 2020 7:30 PM

David Baxa: Absent
John Nelson: Present
Dan Preister: Present
John Reeg: Present
Jennifer Swantek: Absent
Chelsa Thompson: Present

1. Meeting Called to Order
 - 1.1. Open Meeting Law
 - 1.2. Meeting Properly Published and Posted
2. Roll Call
3. Consider and Take Possible Action to Approve Meeting Notification Procedures Resolution
4. Consider and Take Possible Action to Approve Emergency Declaration and On-Call Procedures
5. Adjournment

Jennifer Swantek, Board President

Dan Preister, Board Secretary

RESOLUTION REGARDING MEETING NOTICE AND PROCEDURES

WHEREAS the President of the United States has declared a State of National Emergency; and

WHEREAS the Governor has declared a State of Emergency for the state of Nebraska; and

WHEREAS public meetings for school districts may not ordinarily be held telephonically or from remote locations; and

WHEREAS the best medical advice available to the board at the present time is that until the high risk of communicability of COVID-19 subsides or becomes extinguished personal contact with more than ten (10) people is inadvisable; and

WHEREAS at a typical meeting of the Board of Education (herein after "the board"), there are more than ten (10) people present; and

WHEREAS the Governor of the state of Nebraska has expressly made provision to school districts to hold telephonic meetings or meetings from multiple remote locations provided that the applicable requirements of section 84-1401 to section 84-1414 R.R.S. (Public Meetings Law) concerning notice and public participation are provided for in a lawful fashion;

NOW BE IT THEREFORE resolved as follows:

1. Access to all meetings of The Board of Twin River Public Schools may be a distance access which access or link shall be made known to the public by public notice not less than 48 hours prior to any regular or special meeting. Such notice shall be posted up in three (3) public places within the district.

2. The board need not meet the statutory requirement of a quorum in a single location. However, the manner of access to the board meeting for each member of the board shall be made known to the public and access for such meeting shall make provision for members of the public to both speak when legally appropriate, and to hear each individual board member and any other person participating in such meeting.

3. The regular notice provision for public meetings previously adopted by The Board of Education of Twin River Public Schools shall be temporarily placed in abeyance until such time as the declared emergency shall no longer be an emergency due to the COVID-19 pandemic.

4. Written documentation if any shall be available to the public digitally as the board may from time to time declare.

It is so moved by _____ and seconded by
_____ that the above and foregoing Resolution be adopted.

Roll call vote on this ___ day of _____ 2020 as follows.

	Yea	Nay
Jennifer Swantek	_____	_____
John Nelson	_____	_____
Dan Priester	_____	_____
Chelsa Thompson	_____	_____
Dave Baxa	_____	_____
John Reeg	_____	_____

RESOLUTION OF THE BOARD OF EDUCATION OF NANCE COUNTY SCHOOL DISTRICT NO.63-0030, A/K/A TWIN RIVER PUBLIC SCHOOLS DISTRICT REGARDING COVID-19 (ALSO KNOWN AS THE CORONAVIRUS) GLOBAL PANDEMIC AND EPIDEMIC SICKNESS

BE IT RESOLVED THAT:

WHEREAS, the COVID-19 (also known as the coronavirus) global pandemic and epidemic sickness has already had a substantial disruptive effect on Nebraska school districts; and

WHEREAS, the ongoing COVID-19 pandemic and epidemic sickness will likely continue to substantially disrupt Nebraska school districts; and

WHEREAS, on March 13, 2020, President Trump declared a national emergency because of the COVID-19 epidemic; and

WHEREAS, on March 13, 2020, Governor Ricketts declared a state of emergency because of the COVID-19 epidemic; and

WHEREAS, the Nance County Board of Commissioners have issued a proclamation declaring a state of emergency in Nance County, Nebraska as a result of the ongoing COVID-19 pandemic and epidemic sickness for a duration that is undermined, and

WHEREAS, the Nebraska Commissioner of Education and the Nebraska State Board of Education has the legal authority to waive, suspend, delay, alter, or otherwise forego implementing, enforcing and interpreting certain statutory and regulatory requirements for school districts in Nebraska; and

WHEREAS, the Twin River School District will by law be required to provide educational services to the children residing or electing education in such school district for the balance of the 2019-2020 school year; and

WHEREAS, pursuant to Neb. Rev. Stat. section 81-529.51, and other applicable laws, before any expenditures, contract, or obligation is undertaken it shall be approved by a vote of the governing body of such local government, here the Board of Education of the Twin River School District, and,

NOW, THEREFORE, on the basis of the foregoing facts, the Board of Education of the Nance County School District 63-0030 a/k/a Twin River School District, should and does hereby declare that an emergency exists due to the COVID-19 pandemic and epidemic sickness to continue in effect until the state and federal government

determines that a state of emergency no longer exists due to the COVID-19 pandemic, and the Board of Education further should and does hereby authorize the Superintendent of Schools, or designee, to:

1. Make emergency expenditures, enter into contracts, and incur obligations for emergency management purposes regardless of existing statutory limitations and requirements pertaining to appropriate, budgeting, levies, or the manner of entering into contracts in excess of or in violation of existing statutory limitations or requirements;

2. Make adjustments to the school calendar for 2019-2020 school year to meet statutory requirements for hours or instruction in the elementary and secondary grades due to the loss of instructional days; and

3. Make adjustments to work schedules and related compensation and benefits for full-time and part-time certificated employees under the 185 day contract year, and educational support personnel, both nine (9) month and twelve (12) month employees, due to the emergency conditions engendered by the ongoing COVID-19 pandemic and epidemic sickness, including but not limited to assignment that provide for non-exempt education support employees to be on call during all work regular hours and be paid hourly wages and benefits therefore, and determines and directs that non-exempt educational support staff (clerical staff, custodial staff, bus drivers, para-educators, food service personnel and the like) that are paid on an hourly basis, and lose work hours as a result of school closure or other disruption of the regular work schedule for such employees as a result of the COVID-19 pandemic and epidemic sickness shall be paid their wages and benefits for their regularly scheduled work hours for such days; In the event the administrator determines that it would be more advantageous or equitable to place administrative staff, certificated staff, or classified staff on paid leave due to the outbreak rather than to place any such employee on-call status, such decision shall lie exclusively with the superintendent of schools or his or her designee; such hours as may be shown for any such administrator, certificated staff member, or classified staff member shall be shown on such staff members time card or on a report of service to the Nebraska Public Employees Retirement System and such time shall be designated as "COVID-19 virus leave". Such leave shall be for a period not to exceed the duration of the declaration of emergency above referred to.

The above Resolution having been read in its entirety, Member _____ moved for its passage adoption, Member _____ seconded the same. After discussion and on roll call vote, the following members voted in favor or the 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 more than a majority of the members of the School Board of this School District was declared as passed and adopted by the President at a duly held lawfully convened meeting in full compliance with the Nebraska open meetings law.

Dated this _____ day of March, 2020.

Nance County School District No. 63-0030 a/k/a Twin River Public School District

BY: _____
President

ATTEST: _____
Secretary