

Board of Education Regular Meeting  
Monday, December 9, 2019 6:00 PM  
Dundy County Stratton High School  
400 9th Avenue West  
Benkelman, Nebraska 69021

## 1. Opening Procedures

Procedural Item

### 1.A. Call to order

Action Item

### 1.B. Roll Call

Action Item

### 1.C. Pledge of Allegiance

Procedural Item

## 2. Open meetings law

Action Item

1. The Board of Education reserves the right to enter into Closed/Executive Session for 1) the protection of public interest or 2) the prevention of needless injury to the reputation of an individual, and the individual has not requested a public meeting. When making a motion to enter into Closed/Executive Session, the member making such a request should be as specific as possible keeping the previously listed stipulation in consideration.
2. If the Board is in agreement, a motion maybe to enter into Closed/Executive Session to 1) discuss a personnel matter, or 2) for the prevention of needless injury to the reputation of the individual, or 3) to discuss litigation and for the protection of the public interest.
3. Action concerning matters discussed in Closed/Executive Session will be acted upon in open session

### 3. Awards and Recognitions

#### Action Item

### 4. Public comment

#### Information Item

Welcome to the Dundy County Stratton Public Schools Board of Education Meeting. The Board welcomes citizens to attend board meetings to become acquainted with the programs and operations of the district. Members of the public are also encouraged to share their ideas and opinions with the Board during the agenda item labeled “Public Items”. Comments or questions from the audience at any other time during the meeting except for the agenda item “Public Items” will out of necessity be declared out of order.

The Nebraska Open Meetings Act prevents the board from speaking to a matter that is not on the agenda. Please understand that the board may be unable to address your issue during the meeting. It is not permissible for the board to comment on items not listed for the protection of the public’s right to know and participate in the discussion of items that do come before the board and stated appropriately in the meeting agenda.

During this agenda item “Public Items” we ask that you abide by the following rules:

#### **Public Comment Protocol and Procedures**

1. Anyone wishing to speak to the board on specific agenda items or on other topics relevant to board business must complete a Public Comment Request Card and submit it to the Board President prior to the opening of the meeting. The public will only be recognized and their comments heard at Item "Public Items" on the board agenda. The total time allotted for the public comment will not exceed thirty minutes and each member of the public will be allotted not more than five minutes to address the Board. If a group wishes to speak, please designate one spokesperson for the group.
2. Please state your name and the topic you are addressing before you begin.
3. Speakers are asked to direct their questions and comments to the chair. A member of the Board of Education or the Superintendent may direct clarifying questions to the chair, but the board will not under any circumstance enter into a debate with any the member of the public.
4. Speakers may offer objective criticism of district operations and programs, but the Board would encourage members of the public to address complaints concerning individual district personnel through the proper chain of command. The chair may direct the member of the public to the appropriate means to address concerns brought before the Board; however, the board will not respond with action but will take comments under advisement and direct the comments to the appropriate staff member to address outside of the board meeting.
5. Please remember that is a public meeting for the conduct of business of the Dundy County Stratton Public School District. Offensive language, personal attacks and hostile conduct will not be tolerated. You should further be advised that there is no legal protection for any comments that are made.
6. As stated in **NEB. REV. STAT. § 79-570 Class I, II, III, IV, or VI school district; president; meetings; maintenance of order.**

If any district meeting of a Class I, II, III, IV, or VI school district any person conducts himself or herself in a disorderly manner and persists in such conduct after notice by the president or person presiding, the president or person presiding may order such person to withdraw from the meeting and, if the person refuses, may order any person or persons to take such person into custody until the meeting is adjourned.
7. As stated in **NEB. REV. STAT. § 79-571 Class I, II, III, IV, or VI school district; meetings; disorderly conduct; penalty.**

Any person who refuses to withdraw from such meeting on being so ordered as provided in section 79-570 or who willfully disturbs such meeting shall be guilty of a Class V misdemeanor.

## 5. Consent Agenda

### Consent Agenda

Motion to approve the consent agenda Passed with a motion by Brad Baney and a second by Steve Guernsey.

Brad Baney: Yea

Jason Frederick: Yea

Steve Guernsey: Yea

Craig Kerchal: Yea

Nick Ladenburger: Yea

Kent Lorens: Yea

Toby Marlin: Yea

Sandy Noffsinger: Yea

Shad Stamm: Yea

### 5.A. Verification of publication and notice

#### Consent Item

To verify that notice of the meeting was given by publication in the Benkelman Post, a legal newspaper for Dundy County Stratton and by written notice to each member of the board, the designated method of giving notice

### 5.B. Approval of the minutes

#### Consent Item

### 5.C. Payment of the bills

#### Consent Item

## 6. Business Meeting

### Action Item

#### 6.A. Financial Report

##### Action Item

Presentation of the financial status of the district, balances in various funds, recent/impending activity therein, anticipated expenses and planning for future considerations.

Motion to approve the financial report Passed with a motion by Jason Frederick and a second by Nick Ladenburger.

Brad Baney: Yea

Jason Frederick: Yea

Steve Guernsey: Yea

Craig Kerchal: Yea

Nick Ladenburger: Yea

Kent Lorens: Yea

Toby Marlin: Yea

Sandy Noffsinger: Yea

Shad Stamm: Yea

#### 6.B. NASB information

##### Action Item

#### 6.C. Legislation

##### Action Item

#### 6.D. Laptop proposal

##### Action Item

We have a proposal to take all of our used laptops and get money. Used electronics are not worth much.

Motion to proceed with Ateam for disposal of old computers within the district. Passed with a motion by Nick Ladenburger and a second by Jason Frederick.

Brad Baney: Yea

Jason Frederick: Yea

Steve Guernsey: Yea

Craig Kerchal: Yea

Nick Ladenburger: Yea

Kent Lorens: Yea

Toby Marlin: Yea

Sandy Noffsinger: Yea

Shad Stamm: Yea

#### 6.E. Teacher contract negotiations

##### Action Item

**Board President:** Is there a motion for the board to enter closed session to discuss teacher negotiations strategy because it is in the school district's interest, to prevent needless injury to someone's reputation and the public's best interest to discuss this in closed session.

**Board Member # 1:** So moved.

**Board Member #2:** I second the motion.

**Discussion:**

**Roll Call Vote:**

**Board President:** The board has adopted a motion to enter closed session to discuss teacher negotiations strategy because it is in the school district's best interest, to prevent needless injury to someone's reputation and and the public's best interest to discuss this in closed session The board will limit its discussion to this issue.

Record the time executive session was entered

Board president declares the board out of executive session

Motion enter open session

Record the time

Motion to enter closed session at 7:11 pm to discuss teacher negotiations strategy because it is in the school district's best interest, to prevent needless injury to someone's reputation and the public's best interest to discuss this in closed session The board will limit its discussion to this issue. Passed with a motion by Toby Marlin and a second by Kent Lorens.

Brad Baney: Yea

Jason Frederick: Yea

Steve Guernsey: Yea

Craig Kerchal: Yea

Nick Ladenburger: Yea

Kent Lorens: Yea

Toby Marlin: Yea

Sandy Noffsinger: Yea

Shad Stamm: Yea

Motion to resume open session at 7:38 Passed with a motion by Steve Guernsey and a second by Nick Ladenburger.

Brad Baney: Yea

Jason Frederick: Yea

Steve Guernsey: Yea

Craig Kerchal: Yea

Nick Ladenburger: Yea

Kent Lorens: Yea

Toby Marlin: Yea

Sandy Noffsinger: Yea

Shad Stamm: Yea

6.F. Discuss, consider and take all necessary action related to initial evaluation of superintendent's performance, including boardmanship issues related to same. Consultation with legal counsel for legal advice related to superintendent evaluation and boardmanship issues

Action Item

Item to allow the board to discuss a personnel matter with legal counsel

**Board President:** Is there a motion for the board to enter closed session to discuss issues related to the initial evaluation of superintendent's performance and to consult with legal counsel because it is in the school district's interest, to prevent needless injury to someone's

reputation and the public's best interest to discuss this in closed session.

**Board Member # 1:** So moved.

**Board Member #2:** I second the motion.

**Discussion:**

**Roll Call Vote:**

**Board President:** The board has adopted a motion to enter closed session to consult with legal counsel because it is in the school district's best interest, to prevent needless injury to someone's reputation and and the public's best interest to discuss this in closed session The board will limit its discussion to this issue.

Record the time executive session was entered

Board president declares the board out of executive session

Motion enter open session

Record the time

Motion to enter closed session at 7:44 pm MT to to discuss issues related to the initial evaluation of superintendent's performance and to consult with legal counsel re same because it is in the school district's best interest , to prevent needless injury to someone's reputation and the public's best interest to discuss this in closed session Passed with a motion by Kent Lorens and a second by Jason Frederick.

Brad Baney: Yea

Jason Frederick: Yea

Steve Guernsey: Yea

Craig Kerchal: Yea

Nick Ladenburger: Yea

Kent Lorens: Yea

Toby Marlin: Yea

Sandy Noffsinger: Yea

Shad Stamm: Yea

## 7. Reports

Action Item



7.A. Technology report

Information Item

7.B. Elementary principal report

Information Item

7.C. Secondary principal report

Information Item

7.D. Transportation report

Information Item

7.E. Superintendent report

Information Item

## 7.F. Board and committee reports

### Information Item

#### 7.F.1. Board information

### Information Item

#### 7.F.2. Finance/Budget/Legislation committee

### Information Item

#### 7.F.3. Transportation/Facilities/Grounds committee

### Information Item

#### 7.F.4. Curriculum/Activities/Staff Development committee

### Information Item

#### 7.F.5. Americanism committee

### Information Item

7.F.6. Negotiations committee

Information Item

8. Excuse absent member(s)

Action Item

9. Adjourn

Information Item

Motion to adjourn at 9:15 pm CT. Passed with a motion by Steve Guernsey and a second by Craig Kerchal.

Brad Baney:	Yea
Jason Frederick:	Yea
Steve Guernsey:	Yea
Craig Kerchal:	Yea
Nick Ladenburger:	Yea
Kent Lorens:	Yea
Toby Marlin:	Yea
Sandy Noffsinger:	Yea
Shad Stamm:	Yea