

OFFICIAL MINUTES  
REGULAR MEETING  
BOARD OF EDUCATIONAL  
SERVICE UNIT NO. 13

The regular meeting of the Board of Educational Service Unit No. 13 (ESU 13) was called to order by Administrator Dr. Andrew Dick on Tuesday, January 19, 2021, at 6:05 PM at the ESU 13 Main Office, 4215 Avenue I, Scottsbluff, NE. In accordance with the Governor's Executive Order No. 20-36 (Coronavirus-Public Meetings Requirement Limited Waiver), some members of the Board participated in the meeting by Zoom video conference. Meeting notice was published in the Star-Herald on Friday, January 15, 2021.

Administrator referenced the Nebraska Open Meetings Act as posted and noted that the Board reserves the right to rearrange the order of the agenda and to convene an executive session in accordance with § 84-1410.

Present: Steve Diemoz, Bill Knapper, Scott Marsh, Tom Millette, Ray Richards, Mark Sinner, Dr. Andrew Dick, Administrator, Jodi Walker, Business Manager, and Desira Martin, Treasurer. Guests: Jerald Ostdiek, Attorney, Dr. Laura Barrett, JaLee Pilkington, B.J. Peters, Jadie Beam, Danielle Cole, and Donna Jenne.

Present by video conference: Diane Coon, Heather Crofutt, Don Egging, Tim Horn, Patricia Jones, Kim Marx (arrived at 6:13 PM).

Absent: None.

Reorganization of the Board:

Administrator called for nominations from the floor for President. Richards nominated Sinner for President. Moved by Diemoz, seconded by Marsh that nominations cease. Aye: Coon, Crofutt, Egging, Horn, Jones, Knapper, Millette, Richards. Nay: none. Abstain: Sinner. Absent: Marx. Motion passed.

President Sinner called for nominations from the floor for Vice President. Millette nominated Marx for Vice President. Moved by Marsh seconded by Knapper that nominations cease. Aye: Crofutt, Diemoz, Egging, Horn, Jones, Millette, Richards, Sinner, Coon. Nay: none. Absent: Marx. Motion passed.

President Sinner called for nominations from the floor for Secretary. Knapper nominated Millette for Secretary. Moved by Diemoz, seconded by Richards that nominations cease. Aye: Egging, Horn, Jones, Knapper, Marsh, Sinner, Coon, Crofutt. Nay: none. Abstain: Millette. Absent: Marx. Motion passed.

President Sinner appoints Desira Martin as Treasurer and Recording Secretary.

Board members were provided electronic copies of State Statutes 49-14,101.01, 49-14,101.02, and 49-1499.03 regarding conflict of interest.

President Sinner asked Board members to read the Code of Ethics for Board Members. Signatures will be collected and filed with the Official Minutes.

Kim Marx arrived by Zoom connection at 6:13 PM.

Moved by Millette, seconded by Marsh, that the agenda be approved as listed. Aye: Egging, Horn, Jones, Knapper, Marx, Richards, Sinner, Coon, Crofutt, Diemoz. Nay: none. Absent: None. Motion passed.

Moved by Richards, seconded by Egging, that consent action items be approved as listed (Minutes of December meeting, Treasurer's Report, Fund Balance Report, Budget Summary Report, staff travel, and claims). Aye: Horn, Jones, Knapper, Marsh, Marx, Millette, Sinner, Coon, Crofutt, Diemoz. Nay: none. Absent: none. Motion passed. The following General

Fund claims were approved for payment:

<b>January Claims</b>	
Salaries, Benefits	\$884,332.30
Prof. & Tech. Services; Mileage	\$123,070.29
Leases, Utilities & Maintenance	\$33,362.82
Copies, Postage, Telephone & Travel	\$59,920.39
Supplies, Materials, Software & other Util.	\$196,150.27
Bldg. Improvements, Furn., Equipment, Hardware, Vehicle Acquisition	\$121,958.65
Transfer for Investments	\$0.00
Dues, Fees & Ind. Costs	\$3,259.97
<b>Total</b>	<b>\$1,422,054.69</b>

Calendar items were discussed.

No public forum.

Reports:

Jadie Beam, Danielle Cole and B.J. Peters gave an update to the Board regarding ESU 13's Strategic Plan Goal 3: ESU 13 will continue to grow as leaders in best practices in education and legal issues that impact education.

Head Start Policy Council has not met since the last Board meeting. The Head Start Continuation grant was submitted to the Region 7 Office of Head Start. Approval of the grant will be announced by March 31, 2021.

Administrator's Report:

- Sidney Office Construction Project update was given. The building is now functional and the staff began working out of the new office on January 4th. The ESU 13 Leadership team will hold their meeting in Sidney this Friday.
- In accordance with Board Policy, a list of names of our employees who have credit cards was uploaded on the Board Materials webpage.
- Governor Ricketts signed Executive Order No. 21-02 extending the original Executive Order No. 20-36 that allows a limited waiver of certain requirements of the Nebraska Open Meetings Act through April 30, 2021. ESU 13 will continue to hold Board meetings utilizing the waiver for their February and March meetings.
- Plans are being made for a ribbon cutting ceremony, and to hold the April Board meeting at the new Sidney Office on April 20, 2021. Board discussion and agreement was made that if a Board member travels over 100 miles for that meeting, that they have the option to stay overnight in Sidney at the expense of ESU 13.
- January 31 through February 6th is School Board Recognition Week. Dr. Dick thanked our Board for their dedication and service while serving on the ESU 13 Board of Education.

Board Member Comments: President Sinner congratulated Patricia Jones on being named Person of the Year for the Alliance Community.

**Old Business:**

Moved by Sinner, seconded by Horn, that the Board take from the table the consideration of the proposed HVAC replacement and Computer Lab renovation. Aye: Jones, Knapper, Marsh, Marx, Millette, Richards, Coon, Crofutt, Diemoz, Egging. Nay: none. Absent: none. Motion passed.

Moved by Marx, seconded by Millette, that the Board approve the recommendation of the Finance Committee for the proposed HVAC replacement and Computer Lab renovation that includes the Base Bid, Alternate A (Computer Lab), Alternate C (Lighting/Controls) and Alternate D (Carpeting) from Anderson-Shaw Construction and not to exceed \$471,019.85. Aye: Knapper, Marsh, Richards, Sinner, Coon, Crofutt, Diemoz, Egging, Horn, Jones. Nay: none. Absent: none. Motion passed.

**New Business:**

President Sinner rearranged the order of the agenda to accommodate the 7:10 PM public auction agenda item.

Moved by Crofutt, seconded by Jones, that the Board approve the 2020-2021 Interlocal Agreement for the Aware Grant Project Manager and Behavioral Mental Health Services Provider. Aye: Marsh, Marx, Millette, Richards, Sinner, Coon, Diemoz, Egging, Horn, Knapper. Nay: none. Absent: none. Motion passed.

Moved by Richards, seconded by Knapper, that the Board approve Jerald Ostdiek to serve as ESU 13's attorney. Aye: Marx, Millette, Sinner, Coon, Crofutt, Diemoz, Egging, Horn, Jones, Marsh. Nay: none. Absent: none. Motion passed.

President Sinner appointed members to sub committees of the Board. Steve Diemoz will be added to the Finance Committee. Ray Richards and Diane Coon are appointed and will serve as liaisons for the Head Start Policy Council.

Moved by Marsh, seconded by Knapper, that the Board approve ESU 13's current depositories and give the Treasurer the latitude to shift money when in ESU 13's best interest. Aye: Millette, Richards, Sinner, Coon, Crofutt, Diemoz, Egging, Horn, Jones, Marx. Nay: none. Absent: none. Motion passed.

Moved by Knapper, seconded by Diemoz, that the Board approve the Scottsbluff Star-Herald as ESU 13's newspaper of record. Aye: Richards, Sinner, Coon, Crofutt, Egging, Horn, Jones, Marsh, Marx, Millette. Nay: none. Absent: None. Motion passed.

Jerald Ostdiek, Attorney, started the public auction for the sale of the Sidney building located at 1114 Toledo Street, Sidney, Nebraska. Due to no bidders, the auction closed. Mr. Ostdiek reviewed other options for the sale of property with the Board.

Moved by Knapper, seconded by Horn, that the Board accept sealed bids with a minimum bid of \$100,000, to be received at ESU 13's Main Office, 4215 Avenue I, Scottsbluff, Nebraska, no later than 2:00 PM on Friday, February 12, 2021. Aye: Sinner, Coon, Crofutt, Diemoz, Egging, Jones, Marsh, Marx, Millette, Richards. Nay: none. Absent: none. Motion passed.

Regular Agenda resumes.

Moved by Egging, seconded by Coon, that the Board authorize the Business Manager to pay credit cards, utilities and payroll between Board meetings. Aye: Crofutt, Diemoz, Horn, Jones, Knapper, Marsh, Marx, Millette, Richards, Sinner. Nay: none. Absent: none. Motion passed.

Moved by Richards, seconded by Marsh, that the Board cancel the regular meeting in July if the agenda permits us to do so. The Board grants authorization to pay General Fund claims with ratification of such action at the August Board meeting. Desira will email Board members when the July claims listing is available on the Board Material webpage. Aye: Crofutt,

Diemoz, Egging, Horn, Jones, Knapper, Marx, Millette, Sinner, Coon. Nay: none. Absent: none. Motion passed.

Moved by Sinner, seconded by Egging, that the Board approve the resignation for retirement submitted by Lisa Myles effective May 28, 2021. Aye: Diemoz, Horn, Jones, Knapper, Marsh, Marx, Millette, Richards, Coon, Crofutt. Nay: none. Absent: none. Motion passed.

Moved by Coon, seconded by Jones, that the Board approve the resignation submitted by George Schlothauer effective June 25, 2021. Aye: Egging, Horn, Knapper, Marsh, Marx, Millette, Richards, Sinner, Crofutt, Diemoz. Nay: none. Absent: none. Motion passed.

Moved by Knapper, seconded by Marsh, that the ESU 13 Board of Education should and does hereby accept the Administrator's recommendation that authorizes from the effective date of this Motion until March 31, 2021, unless earlier repealed by this Board of Education, ESU 13 will voluntarily, and on a temporary, limited basis provide COVID-19 related paid leave (similar to the Paid Sick Leave under the Federal Families First Coronavirus Response Act (FFCRA) on similar terms and conditions as Paid Sick Leave as provided under FFCRA. Any ESU 13 employee who has not exhausted all of his or her FFCRA leave during the 2020 calendar year may carry over COVID-19 related paid leave during the second semester of the 2020-2021 school year, and the Administrator, or designee, is delegated full power and authority to implement, administer, and carry into effect the voluntary, temporary and limited leave benefits provided under this Motion. The benefits provided under this Motion do not entitle any employee to any additional paid leave; instead, the Administration has the complete discretion to approve or deny any request for COVID-19 related leave based on the circumstances of each employee's situation. This Motion and the voluntary, temporary leave benefits provided to eligible employees of ESU 13 hereunder shall automatically terminate on the date provided herein, unless this Motion is early rescinded by the Board, without any further actions by the Board of Education of ESU 13. Aye: Horn, Jones, Marx, Millette, Richards, Sinner, Coon, Crofutt, Diemoz, Egging. Nay: none. Absent: none. Motion passed.

Moved by Sinner, seconded by Richards, that the Board move into Executive Session for the purpose of discussing a personnel matter with members of the Board and the Administrator present. Aye: Jones, Knapper, Marsh, Marx, Millette, Coon, Crofutt, Diemoz, Egging, Horn. Nay: none. Absent: none. Motion passed. Board moved into Executive Session at 7:30 PM.

Moved by Egging, seconded by Knapper, that the regular meeting reconvene. Aye: Marsh, Marx, Millette, Richards, Sinner, Coon, Crofutt, Diemoz, Horn, Jones. Nay: none. Absent: none. Motion passed. The regular meeting reconvened at 7:55 PM.

Moved by Millette, seconded by Diemoz, that the above listed minutes be approved as read. Aye: Marsh, Marx, Richards, Sinner, Coon, Crofutt, Egging, Horn, Jones, Knapper. Nay: none. Absent: None. Motion passed.

President Sinner declared the regular meeting adjourned. Next regular meeting will be held on Tuesday, February 16, 2021 beginning at 7:00 PM at the ESU 13 Main Office, 4215 Avenue I, Scottsbluff, NE. Members joining by videoconference will be determined at a later date.