



SCHOOL BOARD ACTION REPORT

DATE: June 28, 2017
FROM: Dr. Larry Nyland, Superintendent
LEAD STAFF: Dr. Lester Herndon, Associate Superintendent, Facilities and Operations
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For Intro: January 3, 2018
For Action: January 17, 2018

1. TITLE

BEX IV: Resolution 2017/18-1 Racial Imbalance Analysis for Wing Luke Elementary School Replacement Project

2. PURPOSE

The D-5 form for the Wing Luke Elementary School replacement project is ready for submittal to the Office of Superintendent of Public Instruction (OSPI) for state funding assistance. A Board Resolution is required by OSPI as a part of the state funding assistance process to certify under WAC 392-342-025 that the project will not create or aggravate racial imbalance.

3. RECOMMENDED MOTION

I move that the School Board approve Resolution 2017/18-1 certifying that the proposed Wing Luke Elementary School Replacement project will not create or aggravate racial imbalance as defined by WAC 392-342-025, as attached to the Board action report.

4. BACKGROUND INFORMATION

- a. Background** The Office of Superintendent of Public Instructions (OSPI) is responsible for administering the School Construction Assistance Program (SCAP), which is OSPI's largest capital program and provides funding assistance for facility planning, new construction, and modernizations. Based on OSPI's work, the Legislature makes biennial appropriations to release state funds for school construction assistance through the D-Form approval process which includes the primary documents that form the basis of any agreements between OSPI and the school districts receiving state funding assistance.

The Office of the Superintendent of Public Instruction Form D-5 requires a School Board Resolution to certify under WAC 392-342-025 that a SCAP funded project will not create or aggravate racial imbalance. If this resolution is not approved in a timely manner, state funding assistance for this project will not be forthcoming. SCAP funding for Wing Luke Elementary School Renovation Project is estimated to be approximately \$2.0 million dollars.

The Enrollment Planning section of the Capital Projects and Planning department has identified a need for additional capacity. They have recommended that Wing Luke Elementary School be demolished and a new School be constructed on the existing site.

Resolution 2017/18-1 certifies that the re-opening of the new Wing Luke facility to house 650 students will not create or aggravate a racial imbalance within the district boundaries. Under WAC 392-342-025, Seattle School District is categorized as a “Greater than fifty percent minority non-multiracial school district”. Racial imbalance in a greater than fifty percent minority, non-multiracial school district is defined as existing:

- (a) When the combined minority enrollment of a school varies from the district-wide combined minority percentage by more than plus or minus twenty-five percentage points; or
- (b) When a school's enrollment of a single minority group with a district-wide enrollment of less than thirty percent exceeds fifty percent; or
- (c) When a school's enrollment of a single minority group with a district-wide enrollment of thirty percent or more exceeds the minority group's district-wide percentage by twenty percentage points or more.”

New boundaries have been approved to facilitate the larger Wing Luke facility. The boundary change would affect enrollment data at both Wing Luke Elementary and the Van Asselt facilities. An analysis was performed to ensure that the District was not creating or aggravating an existing racial imbalance.

Using enrollment data collected from the 2012-13 school program year through the 2016-17 school program year, comparing the existing school’s boundary with the approved new boundary in November 20, 2013 created for the expanding Wing Luke facility shows that the new facility will not aggravate the existing racial imbalance at Wing Luke Elementary nor will it create a racial imbalance during that same timeline at the Van Asselt Elementary School facility.

Analysis in review:

- (a) When the combined minority enrollment of a school varies from the district-wide combined minority percentage by more than plus or minus twenty-five percentage points:
 - Wing Luke analysis under WAC 392-342-025 (a): The existing boundary was found to be racially imbalanced in all five years included in the study. The new boundary was also racially imbalanced in all five years of the study at the same percentage, except in year 2013-14 when the racial imbalance improved by 1%.
 - Van Asselt analysis under WAC 392-342-025 (a): Neither existing boundary nor the new boundary created a racial imbalance at the facility in the five years analyzed.
- (b) When a school's enrollment of a single minority group with a district-wide enrollment of less than thirty percent exceeds fifty percent:
 - Wing Luke analysis under WAC 392-342-025 (b): The existing boundary created a racial imbalance in three of the five years studied. The new boundary created a racial imbalance in two of the five years studied. In those years that a racial imbalance existed the percentage compared to the existing boundary was either unchanged or slightly improved.
 - Van Asselt analysis under WAC 392-342-025 (b): Neither existing boundary nor the new boundary created a racial imbalance at the facility in the five years analyzed.

(c) When a school's enrollment of a single minority group with a district-wide enrollment of thirty percent or more exceeds the minority group's district-wide percentage by twenty percentage points or more:

- Not applicable since no single minority group has an enrollment of thirty percent or more.

b. Alternatives Do not approve Resolution 2017/18-1. This is not recommended. If Resolution 2016/17-26 is not approved, the D-5 form cannot be submitted to OSPI and the District will not receive state funding assistance.

c. Research

- WAC 392-342-025 Racial Imbalance Prohibition - Definition and acceptance criteria
- Enrollment Data specific to the evaluation of WAC 392-342-025 Racial Imbalance Prohibition

5. FISCAL IMPACT/REVENUE SOURCE

The Wing Luke Elementary School project funding source is from the BEX IV Capital Levy and anticipated state assistance funding.

If this Resolution is not approved in a timely manner, the state funding assistance for Wing Luke Elementary School Replacement Project will not be forthcoming. This Resolution is a requirement of the State D-5 Application for Assistance. Approximately \$2 million in state assistance funding is anticipated for new-in-lieu construction.

Expenditure: One-time Annual Multi-Year N/A

Revenue: One-time Annual Multi-Year N/A

6. COMMUNITY ENGAGEMENT

With guidance from the District's Community Engagement tool, this action was determined to merit the following tier of community engagement:

Not applicable

Tier 1: Inform

Tier 2: Consult/Involve

Tier 3: Collaborate

The development of the BEX IV projects list underwent extensive community engagement.

7. EQUITY ANALYSIS

This motion was not put through the process of a full racial equity analysis. The list of projects to be funded in the BEX IV Levy was developed with the goal of providing equitable access to school facilities across the District.

8. STUDENT BENEFIT

It is the goal of the District to continue the process of implementing the BTA and BEX Capital Levy programs and provide students with safe and secure school buildings.

9. WHY BOARD ACTION IS NECESSARY

- Amount of contract initial value or contract amendment exceeds \$250,000 (Policy No. 6220)
- Amount of grant exceeds \$250,000 in a single fiscal year (Policy No. 6114)
- Adopting, amending, or repealing a Board policy
- Formally accepting the completion of a public works project and closing out the contract
- Legal requirement for the School Board to take action on this matter
- Board Policy No. _____, [TITLE], provides the Board shall approve this item
- Other: A Board Resolution is required by OSPI as a part of the state funding assistance process to certify under WAC 392-342-025 that the project will not create or aggravate racial imbalance.

10. POLICY IMPLICATION

School Board Policy No. 6100, further states in part: “It is the policy of the Seattle School Board to pursue systematically those funding opportunities that are consistent with district priorities from federal, state, and other governmental units, as well as from private and foundation sources.” In addition, it states: “The Board agrees to comply with all federal and state requirements that may be a condition for the receipt of federal or state funds.”

11. BOARD COMMITTEE RECOMMENDATION

This motion was discussed at the Operations Committee meeting on December 7, 2017. The Committee reviewed the motion and moved the item forward to the full board with a recommendation for approval.

12. TIMELINE FOR IMPLEMENTATION

Upon approval, this resolution will be transmitted to the state to continue through the funding approval process. The new school is anticipated to open in the 2020 school year.

13. ATTACHMENTS

- Resolution 2017/18-1 (for approval)

**Seattle School District #1
Board Resolution
Resolution No. 2017/18-1**



A RESOLUTION the Board of Directors of Seattle School District No. 1, King County, Seattle, Washington certifying that the Wing Luke Elementary School Replacement project named in the project application (Form D-5) submitted to the Office of Superintendent of Public Instruction will not create or aggravate racial imbalance within the District boundaries.

WHEREAS, it has been determined that racial imbalance, as defined by WAC 392-342-025, does currently exist in the catchment area of the Wing Luke/Van Asselt enrollment area; and

WHEREAS, the proposed new construction project is a replacement of the Wing Luke Elementary facility, and

WHEREAS, the proposed project at Wing Luke Elementary School will not create or aggravate a racial imbalance in student enrollment in the Wing Luke/Van Asselt enrollment area as defined by WAC 392-342-025;

NOW THEREFORE, BE IT

RESOLVED, Seattle School Board of Directors certifies that the Wing Luke Elementary School Replacement project will not create or aggravate racial imbalance within the District boundaries as defined for greater than fifty percent minority, non-multiracial school districts in WAC 392-342-025.

RESOLVED, that duly certified copies of this resolution shall be presented to the Office of Superintendent of Public Instruction.

ADOPTED this _____ day of January, 2018

Eden Mack, Member

Leslie Harris, Member

Zachary DeWolf, Member

Richard Burke, Member

Jill Geary, Member

Betty Patu, Member

Scott Pinkham, Member

ATTEST: _____
Dr. Larry Nyland, Superintendent
Secretary, Board of Directors
Seattle School District No. 1
King County, WA