



SCHOOL BOARD ACTION REPORT

DATE: February 23, 2017
FROM: Dr. Larry Nyland, Superintendent
LEAD STAFF: Dr. Lester Herndon, Associate Superintendent, Facilities and Operations
(206) 252-0644, ltherndon@seattleschools.org

For Intro: April 5, 2017
For Action: April 19, 2017

1. TITLE

BTA IV: Magnolia Elementary School Renovation and Addition Project: Resolution 2016/17-14 of Intent to Construct Project

2. PURPOSE

This resolution states the district's Intent to Construct Magnolia Elementary, which is a necessary part of the Office of Superintendent of Public Instruction (OSPI) D-9 Form approval process to receive state funding assistance for the Magnolia Elementary School Renovation and Addition Project.

3. RECOMMENDED MOTION

I move that the School Board approve Resolution 2016/17-14, which certifies the intent of Seattle Public Schools to construct the Magnolia Elementary School Renovation and Addition Project.

4. BACKGROUND INFORMATION

- a. **Background:** Washington Administrative Code 392-344-130 requires school districts to state, by board resolution, that projects authorized to receive state assistance funding will be completed according to the purposes for which the state funding assistance is being provided. This regulation applies to the Seattle Public Schools, Magnolia Elementary School Renovation and Addition Project.
- b. **Alternatives:** Do not approve the Magnolia Elementary School Renovation and Addition Project Resolution 2016/17-14 Intent to Construct as complete. This is not recommended. If the Board does not approve the resolution, it would delay the issuance of the form D-10, which allows the District to enter into a Construction Contract and could impact the District receiving State Funding Assistance. Not having the ability to open bids in a timely manner would have a negative impact on the project schedule. If the State assistance funding requirements are not met, the District will not receive approximately \$2,349,000 in state assistance funding for this project. Additional capital funds would need to be obtained to complete the project.
- c. **Research:**
 - Office of Superintendent of Public Instruction Form D-9
 - Washington Administration Code 392-344-130

5. FISCAL IMPACT/REVENUE SOURCE

Action helps to secure approximately \$2,349,000 in state funding assistance for Magnolia Elementary School Renovation and Addition Project. This action does not represent a specific expenditure.

Fiscal impact to this action will be \$2,349,000.

The revenue source for this motion is \$2,349,000 of state funding assistance.

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 Office of Superintendent of Public Instruction application for state assistance is a multi-form process requiring School Board approval on particular requirements of the design and construction process to acquire state assistance funding which does not specifically require community review.

7. EQUITY ANALYSIS

This motion was not put through the process of a full racial equity analysis. The selection of projects in the BTA program was designed to provide equitable access to schools across the district.

8. STUDENT BENEFIT

This action will benefit students by providing the necessary funding to design and construct a school facility which meets current educational specifications and operational goals.

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: Office of Superintendent of Public Instruction application process for state assistance funding.

10. POLICY IMPLICATION

Certifying the intent to construct is a requirement of the Office of Superintendent of Public Instruction State Funding Assistance Form D-9. This action is consistent with Board Policy No. 6100, Revenues from Local, State, and Federal Sources, which states, “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,” and “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 March 16, 2017. The Committee moved this item forward to the full board with a recommendation for approval.

12. TIMELINE FOR IMPLEMENTATION

Implementation of the accepted recommendations is immediate.

13. ATTACHMENTS

- Resolution 2016/17-14 Magnolia Elementary School Renovation and Addition Project Intent to Construct
- Washington Administrative Code 392-344-130

**Seattle School District #1
Board Resolution
Resolution No. 2016/17-14**



A RESOLUTION of the Board of Directors of Seattle School District No. 1, King County, Seattle, Washington certifying the proposed renovation and addition construction project at the existing Magnolia Elementary School site will be completed according to the purposes for which state matching funds are being provided.

WHEREAS, the Magnolia Elementary School Renovation and Addition Project qualifies for state matching funds; and

WHEREAS, the State Board of Education, pursuant to WAC 392-344-130, states: "... payment shall be made after receipt of written certification by the school board of directors that the school facility project authorized for state matching funds has been or will be completed according to the purposes for which state matching funds are provided;" and

WHEREAS, a resolution certifying the project will be completed must be on file with the Office of the Superintendent of Public Instruction before state funds can be disbursed,

NOW THEREFORE, BE IT

RESOLVED, that the Seattle School Board of Directors, in accordance with the provisions in the Washington Administrative Code 392-344-130, certifies that the modernization of the Magnolia Elementary School Renovation and Addition Project will be completed according to the purposes for which the state matching funds are being provided; and therefore be it further

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

ADOPTED this _____ day of _____, 2017

Sue Peters, President

Leslie Harris, Vice-President

Stephan Blanford, 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

WAC 392-344-130

Disbursement of moneys — Sequence of payments.

The order in which funds shall be disbursed for school facility construction shall be as follows:

(1) Prior to payment of state funding assistance, the school district shall make payments on all claims submitted until such time as the total amount of local funds obligated by the district have been expended.

(2) When local funds have been expended as in subsection (1) of this section, payments of state funding assistance shall then be made: Provided, That for projects authorized for state funding assistance pursuant to WAC [392-344-115](#)(2) after June 30, 1993, payment shall be made after receipt of written certification by the school district board of directors that the school facility project authorized for state funding assistance has been or will be completed according to the purposes for which the state funding assistance is being provided..