

# June 10, 2020 Regular School Board Meeting



## **Minutes**

Regular Legislative Session

Wednesday, June 10, 2020, 1:00 p.m.

## **Board of Directors**

*Meeting held remotely*

2445 – 3rd Avenue South  
Seattle, Washington 98134  
206-252-0040  
[www.seattleschools.org](http://www.seattleschools.org)

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## **I. Call to Order**

1. This meeting was called to order at 1:00 p.m.
2. Directors DeWolf, Hampson, Harris, Hersey, Mack, and Rankin participated with Microsoft Teams or by phone. Director Rivera-Smith joined the meeting at 1:15 p.m.

Director DeWolf noted that the meeting was being held electronically consistent with the Governor's proclamation 28.4 prohibiting in-person public meetings for agencies subject to the Open Public Meetings Act. Director DeWolf noted that the public had been provided access to observe the meeting and stated that there would not be a public comment opportunity during the meeting per the Board's March 11, 2020 vote to waive relevant provisions of Board Policy 1430 and Board Procedure 1430BP, and Board Resolution 2019/20-29. Director DeWolf noted that public comments were invited via email, fax, and mail.

## **II. Executive Session: To Review the Performance of a Public Employee. RCW 42.30.110(1)(g).**

At 1:05 p.m., Director DeWolf announced that the Board was immediately recessing the Regular Board meeting into executive session to review the performance of a public employee, per RCW 42.30.110(1)(g), and the session was scheduled for approximately 20 minutes, with an anticipated end time of 1:25 pm.

Director DeWolf called the executive session to order at 1:05 p.m. Directors DeWolf, Hampson, Harris, Hersey, Mack, and Rankin were present. Director Rivera-Smith joined at 1:15 p.m. Chief Legal Counsel Greg Narver was present.

At 1:25 p.m., Director DeWolf announced that the executive session to review the performance of a public employee, per RCW 42.30.110(1)(g), was expected to go an additional 15 minutes, with an anticipated end time of 1:40 p.m.

At 1:40 p.m., Director DeWolf announced that the executive session to review the performance of a public employee, per RCW 42.30.110(1)(g), was expected to go an additional 15 minutes, with an anticipated end time of 1:55 p.m.

At 1:56 p.m., Director DeWolf recessed out of the executive session.

The Regular Board meeting reconvened at 1:56 p.m.

### **III. Superintendent Comments**

There were no Superintendent Comments provided.

### **IV. Business Action Items**

#### **A. Consent Agenda**

1. Minutes of the **April 22, 2020 Work Sessions (Updated Since Posted for 5/27 Meeting)**, **May 5, 2020 Work Sessions**, **May 20, 2020 Work Session**, and **May 27, 2020 Regular Board Meeting**
2. **Personnel Report**
3. **Approval of contracts for Therapeutic Day Treatment Service** (A&F, May 18, for Approval) Approval of this item would authorize the Superintendent to execute contracts with Therapeutic Treatment Day Services for a not-to-exceed total amount of \$2,118,308. As follows: Overlake Hospital Specialty School in the amount of \$440,232 ; Fairfax Hospital/NWSOIL in the amount of \$250,000; Seneca Family of Agencies in the amount of \$435,000; Academy for Precision Learning in the amount of \$297,305; Children's Institute for Learning Differences in the amount of \$422,571; and Gersh Academy in the amount of \$273,200 for private placement of students in need of therapeutic day services and programming, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement these contracts.
4. **Approval of agreement with Seattle Children's Hospital for Hospital-Based Educational Services** (A&F, May 18, for Approval) Approval of this item would authorize the Superintendent to enter into an agreement with Seattle Children's Hospital to allow for flow-through of the Office of Superintendent of Public Instruction (OSPI) Hospital Based Instruction funds for the 2020-21 school year in the amount of \$465,500 in the form of the draft agreement attached to the Board Action Report, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the agreement.

5. **Approval of contracts for Sign Language Interpreter Vendors, RFQ 11641** (A&F, May 18, for Approval) Approval of this item would authorize the Superintendent to execute contracts with agencies approved through RFQ 11641, Sign Language Interpreter Vendors, based on an average Interpreter hourly rate of \$73.50 per hour, for a not-to-exceed total amount of \$500,000 for all agencies governed under the RFQ, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement these contracts.
6. **Approval of residential contracts with the New England Center for Children and Lakemary Center** (A&F, May 18, for Approval) Approval of this item would authorize the Superintendent to execute a contract with New England Center for Children in the amount of \$425,106; and Lakemary Center in the amount of \$265,265 for residential special education programs serving one student each with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.
7. **2020-22 Franz Family Bakery 2-year Bread Agreement Renewal** (Ops, May 14, for Approval) Approval of this item would authorize the Superintendent to renew the contract with Franz Family Bakeries for two additional years covering the period from Sept. 1, 2020 to Aug. 31, 2022, at an annual cost of up to \$253,288.42, for a total cost of up to \$506,576.84 for bread products, with any minor additions, deletions and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract. Approval of this motion would extend the existing contract for the final two years allowed under the contract.
8. **BEX V: Award Contracts P1745, P1746, P1747, P1748 to Building Envelope Technology & Research, Inc., (BET&R) for technical consultation services for design oversight and on-site construction observation of the building envelope (exterior cladding systems) and roofing systems for the Kimball, Northgate, Viewlands and West Seattle Elementary Schools projects** (Ops, May 14, for Approval) Approval of this item would authorize the Superintendent to execute contracts: P1745 in the amount of \$459,539 for Kimball Elementary School; P1747 in the amount of \$480,555 for Northgate Elementary School; P1748 in the amount of \$453,165 for Viewlands Elementary School; and P1746 in the amount of \$298,018 for West Seattle Elementary School with Building Envelope Technology & Research, Inc., for technical consultation services for design oversight and on-site construction observation of the building envelope and roofing systems projects with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.
9. **BTA IV/OSPI School Construction Assistance Program/Distressed Schools Grant: Resolution 2019/20-30: Acceptance of the Building Commissioning Report for the Magnolia Elementary School Renovation and Addition project** (Ops, May 14, for Approval) Approval of this item would adopt Resolution 2019/20-30, accepting the building commissioning report for the Magnolia Elementary School Renovation and Addition project.

10. **BTA IV: Approval of Construction Change Order #12 for the Webster School Modernization and Addition project** (Ops, May 14, for Approval) Approval of this item would authorize the Superintendent to execute construction change order #12 for the Webster School Modernization and Addition project in the amount of \$479,808.25, plus Washington State Sales Tax, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary action to implement the change order. (Updated Since Introduction)

Director Hampson moved to approve the Consent Agenda. Director Harris seconded.

This motion passed with a vote of 6-0-1 (Director Harris abstained).

## **B. Items Removed from the Consent Agenda**

There were no items removed from the Consent Agenda.

## **C. Action Items**

1. **Resolution 2019/20-28 Affirming Inclusion of Our LGBTQIA+ Students, Staff, & Community** Approval of this item would approve Resolution 2019/20-28 affirming inclusion of LGBTQIA+ students, staff, and community in Seattle Public Schools. (Updated Since Introduction)

Director Hampson moved to approve this item. Director Harris seconded.

Director DeWolf moved an amendment to the item to add “(Lesbian, Gay, Bisexual, Transgender, Queer, Intersex, Asexual)” following the acronym LGBTQIA+ in the resolution. Director Hampson seconded. The amendment passed unanimously.

Directors offered their appreciation for the work that went into the item and spoke about the involvement of and benefit for students.

Director Hampson moved approval of the underlying item as amended. Director Harris seconded. This motion passed unanimously.

2. **Approval of the Operations Data Dashboard** (Exec, May 20, for Consideration) Approval of this item would approve the Operations Data Dashboard, as attached to the Board Action Report. (Updated Since Introduction)

Director Hampson moved to approve this item. Director Harris seconded.

Senior Advisor to the Superintendent Sherri Kokx and Directors discussed the updates to the item since introduction and the research basis for the included measures.

Director Mack requested information cross-mapping the new dashboard to the measures included in the prior dashboard, and Ms. Kokx noted information provided by Friday Memo.

Director Rankin requested the research studies that informed the dashboard be shared by Friday Memo.

Director DeWolf suggested including the research on the district website where the dashboard is shared.

This motion passed unanimously.

3. **Satterberg Foundation Elementary Feeder School Grant** (A&F, May 18, for Approval) Approval of this item would authorize the Superintendent to accept the Satterberg Foundation Elementary Feeder School Grant funds in the amount of \$950,000.

Director Hampson moved to approve this item. Director Harris seconded.

Directors discussed their appreciation for the Satterberg Foundation and planning for the fall.

This motion passed unanimously.

4. **Approval of contracts for Specially Designed Instruction: Tutoring Services & Other Compensatory Education Services RFQ02758** (A&F, May 18, for Consideration) Approval of this item would authorize the Superintendent to execute contracts with the following agencies under RFQ02758, Specially Designed Instruction: Yellow Wood Academy in the amount of \$649,500; Maxim Healthcare Services in the amount of \$950,000; Brightmont Academy in the amount of \$265,000; and Brock's Academy in the amount of \$250,000, and to take any necessary actions to implement these contracts.

Director Hampson moved to approve this item. Director Harris seconded.

Directors discussed Special Education funding and serving students in their schools and communities.

This motion passed unanimously.

5. **Review and Approval of 2020 Career and Technical Education Annual Plan Per Board Policy No. 2170** (C&I, May 19, for Approval) Approval of this item would approve the 2020 Career and Technical Education Annual Plan, as attached to this Board Action Report. (Updated Since Introduction)

Director Hampson moved to approve this item. Director Harris seconded.

Chief Academic Officer Dr. Diane DeBacker noted the update since introduction. Directors discussed the annual plan.

Director Rivera-Smith noted a correction was needed on page 18 of the annual plan to address redundant language.

Director Rivera-Smith moved approval of the item with an amendment to address the redundant language. Director Harris seconded. This motion passed unanimously.

6. **BEX IV: Approval of Budget Transfer and Award Contract P5132, Bid No. B012042, to CDK Construction Services, Inc., for the Whitman Middle School Seismic Improvements project** (Ops, April 27, for Consideration) Approval of this item would approve a one-time fund transfer in the amount of \$53,871 from the BEX IV Program Contingency and authorize the Superintendent to enter into a construction contract in the amount of \$1,560,000, plus Washington State Sales Tax, for the Whitman Middle School Seismic Improvements project.

Director DeWolf announced that the remaining Action items would be discussed together. Chief Operations Officer Fred Podesta spoke to the updates since introduction for Action items 7 and 11.

Director Hampson moved to approve this item. Director Harris seconded.

This motion passed unanimously.

7. **BEX V: Award Contract P5145 for Athletic Field Lighting projects at Whitman Middle School** (Ops, April 27, for Consideration) Approval of this item would authorize the Superintendent to execute the following contracts with the King County Directors' Association (KCDA) for athletic field lighting project: Contract P5145 in the amount of \$757,256 for Whitman Middle School, plus Washington State sales tax, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contracts. (Updated Since Introduction)

Director Hampson moved to approve this item. Director Harris seconded.

Directors and Mr. Podesta discussed the Whitman field lighting project, access to fields, and a correction made to the Board Action Report regarding community meetings.

This motion passed unanimously.

8. **BEX V: Award Construction Contract P5140, Bid No. B032062 to FieldTurf USA for the Athletic Field Improvements at Ballard High School project** (Ops, April 27, for Consideration) Approval of this item would authorize the Superintendent to execute construction contract P5140 with Field Turf USA in the amount of \$663,566, including base bid, plus Washington State sales tax, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Director Hampson moved to approve this item. Director Harris seconded.

This motion passed unanimously.

9. **BTA IV: Award Construction Contract K5120, Bid No. B032063 to Coast to Coast Turf for the Athletic Field Improvements at Nathan Hale High School and Jane Addams Middle School project** (Ops, April 27, for Consideration) Approval of this item would authorize the Superintendent to execute construction contract K5120 with Coast to Coast Turf in the amount of \$1,786,980, including base bid plus Alternates #1 &2, plus Washington State sales tax, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Director Hampson moved to approve this item. Director Harris seconded.

This motion passed unanimously.

10. **BEX V: Award Construction Contract P5146, Bid No. B012039, to Olympic Peninsula Construction, Inc., for the North Beach Elementary School, Sacajawea Elementary School & Jane Addams Middle School Pavement Repairs project** (Ops, April 27, for Consideration) Approval of this item would authorize the Superintendent to execute construction contract P5146 with Olympic Peninsula Construction, Inc., in the amount of \$1,007,700, including base bid plus Alternate #1, plus Washington State sales tax, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Director Hampson moved to approve this item. Director Harris seconded.

Directors and Mr. Podesta discussed surface water issues at the North Beach Elementary project.

Director Hampson requested information about the permeability of surface materials and runoff issues be provided in the Friday Memo.

This motion passed unanimously.

11. **BEX V, Distressed School Grant and K-3 Class Size Reduction Grant: Award Construction Contract P5149, for Bid No. B012049, to Allied Construction Associates, Inc. for the West Woodland Elementary Addition and Modernization project** (Ops, May 14, for Consideration) Approval of this item would authorize the Superintendent to execute construction contract P5149 with Allied Construction Associates, Inc. in the amount of \$14,536,000, plus Washington State Sales Tax, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract; and approve a one-time fund transfer of \$1,700,000 from the BEX V Program Contingency funds to the West Woodland Elementary Addition and Modernization project. (Updated Since Introduction)

Director Hampson moved to approve this item. Director Harris seconded.

This motion passed unanimously.

## D. Introduction Items

1. **Approval of the 20-21 Superintendent Evaluation Documents** (Exec, May 20, for Consideration) Approval of this item would approve the 2020-21 Superintendent Evaluation documents, as attached to the Board Action Report.

Superintendent Juneau and Directors discussed the development of the 2020-21 Superintendent Evaluation documents.

Director Mack requested an edit the Board Action Report to provide a summary of the goals.

2. **Amending Board Policy No. 6222, Selection of Contractors for Small Construction Projects** (A&F, May 18, for Approval) Approval of this item would amend Board Policy No. 6222, Selection of Contractors for Small Construction Projects, as attached to the Board Action Report.

Chief Financial Officer JoLynn Berge and Directors discussed the proposed policy change to align with a revision in state law. Directors and Ms. Berge discussed district procurement processes.

3. **Revising Board Policy No. 6901, Capital Levy Planning, and Adopting Board Policy No. 6900, Facilities Planning** (Ops, March 24, for Approval) Approval of this item would amend Board Policy No. 6901, Capital Levy Planning, and adopt new Board Policy No. 6900, Facilities Planning, as attached to the Board Action Report.

Mr. Podesta and Directors discussed the proposed policy changes to more clearly address levy planning and facility planning processes and noted their appreciation for the work that went into policy development. Directors and Mr. Podesta discussed the structure of the policies and relationship to a planned technology planning policy.

4. **BEX IV: Resolution 2019/20-20, Final Acceptance of Contract P5034 with Lydig Construction Inc. for the Wilson Pacific Elementary & Middle Schools (Cascadia Elementary, Robert Eagle Staff Middle, and Licton Springs K-8) project** (Ops, March 2, for Approval) Approval of this item would adopt Resolution 2019/20-20 and accept the work performed under Contract P5034 with Lydig Construction Inc. for the Cascadia Elementary, Robert Eagle Staff Middle, and Licton Springs K-8 Schools as final.

Mr. Podesta provided an overview of the final acceptance.

5. **Extending the suspension of provisions of Board Policy No. 2420, High School Grade and Credit Marking, through August 2020** Approval of this item would extend through August 2020 the temporary suspension of identified provisions of Board Policy No. 2420, High School Grade and Credit Marking Policy, previously approved by the Board on April 20, 2020 as identified in Attachment A to the Board Action Report, and to be replaced with grade marking options “A” or “Incomplete” for courses that earn high school credits due to the containment of COVID-19.



Dr. DeBacker and Directors discussed the item to extend the district's current suspension of the grading policy through August 2020 and discussed the timeline for recommendations from the Office of Superintendent of Public Instruction and board action.

## **V. Board Comments**

- **Announcement of Completed Internal Audits by Audit & Finance Chair**

Directors Harris, Rankin and Hampson provided comments.

**VI. Executive Session: To discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency. RCW 42.30.110(1)(i).**

At 3:54 p.m., Director DeWolf announced that the Board was immediately recessing the Regular Board meeting into executive session to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency, per RCW 42.30.110(1)(i), and the session was scheduled for approximately 30 minutes, with an anticipated end time of 4:14 pm.

Director DeWolf called the executive session to order at 3:55 p.m. Directors DeWolf, Hampson, Harris, Hersey, Mack, Rankin, and Rivera-Smith were present. Chief Legal Counsel Greg Narver, Chief Operations Officer Fred Podesta, and Director of Capital Projects & Planning Richard Best were present.

At 4:15 p.m., Director DeWolf recessed out of the executive session.

## **VII. Adjourn**

The Regular meeting reconvened at 4:16 p.m. and there being no further business to come before the Board, Director DeWolf adjourned the meeting at 4:16 p.m.

### **Minutes submitted by:**

*School Board Office staff*