



SCHOOL BOARD ACTION REPORT

DATE: January 23, 2017
FROM: Dr. Larry Nyland, Superintendent
LEAD STAFF: Dr. Lester Herndon, Associate Superintendent, Facilities and Operations
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1. TITLE

BEX IV: Certifying Resolution 2016/17-11; 5-year use/
30-year building life for the Loyal Heights Elementary
School Modernization and Addition project

For Introduction: February 1, 2017
For Action: February 15, 2017

2. PURPOSE

The purpose of this Board action is to certify Resolution 2016/17-11, 5-year use/30-year building life as required by the Washington Administrative Code (WAC) 392-347-015 and 392-347-030 as part of the Office of Superintendent of Public Instruction (OSPI) D-form approval process to receive state funding assistance for the Loyal Heights Elementary School Modernization and Addition project.

3. RECOMMENDED MOTION

I move that the School Board approve Resolution 2016/17-11, which certifies the 5-year use/30-year building life for the Loyal Heights Elementary School Modernization and Addition project, as attached to the Board Action Report.

4. BACKGROUND INFORMATION

- a. **Background:** Washington Administrative Code 392-347-030 requires any school facilities modernized under WAC 392-347-015 must be used for instructional purposes for at least five years beyond the completion of modernization. This regulation applies to the Loyal Heights Elementary School Modernization and Addition Project.
- b. **Alternatives:** Do not approve the Loyal Heights Elementary School Modernization and Addition Project Resolution 2016/17-11; 5-year use/30-year building life as complete. This is not recommended. If the Board does not accept the report, it would delay the issuance of the form D-10, which allows the District to execute the Total Contract Cost Amendment with Skanska and could impact the District receiving state funding assistance. If the State assistance funding requirements are not met, the District will not receive \$1,900,000 in state assistance funding for this project. Additional capital funds would need to be obtained to complete the project.
- c. **Research:**
 - Washington Administration Code 392-347-015
 - Washington Administrative Code 392-347-030

5. FISCAL IMPACT/REVENUE SOURCE

Action helps to secure up to \$1,900,000 in state funding assistance for Loyal Heights Elementary School Modernization and Addition Project. This action does not represent a specific expenditure.

Fiscal impact to this action will be 1,900,000.

The revenue source for this motion is 1,900,000 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

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

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 5-year use/30-year building life 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 Operation Committee meeting on January 19, 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. Resolution 2016/17-11; 5-year use/30-year building life does not specifically require community review.

13. ATTACHMENTS

- Resolution 2016/17-11
- Washington Administrative Code 392-347-15
- Washington Administrative Code 392-347-030
- Architect’s verification letter of building life extension