

June 24, 2020 Regular School Board Meeting



Minutes

Regular Legislative Session

Wednesday, June 24, 2020, 1:00 p.m.

Board of Directors

Meeting held remotely

2445 – 3rd Avenue South

Seattle, Washington 98134

206-252-0040

www.seattleschools.org

I. Call to Order

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

The meeting was held electronically with public access consistent with the Governor's proclamation 28.5 prohibiting in-person public meetings for agencies subject to the Open Public Meetings Act.

II. Superintendent Comments

Superintendent Juneau provided comments.

III. Business Action Items

A. Consent Agenda

1. Minutes of the **June 6, 2020 School Board Retreat** and **June 10, 2020 Regular Board Meeting**
2. **Warrants Report - May**

The following warrants as audited and certified by the auditing officer, as required by RCW 42.24.08, are approved for payment:

General Fund	*Payroll	\$613,388.00
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	Vendor	20,802,785.26
Capital Project Fund	Vendor	13,204,013.70
Associated Student Body Fund	Vendor	76,709.49
Grand Total		\$34,696,896.45

*Note – Payroll total reflects warrants issued to employees. It does not however, reflect cash transfer amounts in payment of employees’ Direct Deposit payroll.

3. **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.
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.
5. **BEX V: Award Contract P5147 for BEX V Playground Improvements 2020 at the following schools: Beacon Hill, Dearborn Park, Dunlap, Green Lake, Hawthorne, Lowell, Maple, McGilvra, Montlake and Olympic View Elementary Schools** (Ops, June 4, for Approval) Approval of this item would authorize the Superintendent to execute the following contract with the King County Directors’ Association (KCDA) for the BEX V Playground Improvements 2020: Contract P5147 in the amount not to exceed \$1,543,872 for Beacon Hill, Dearborn Park, Dunlap, Green Lake, Hawthorne, Lowell, Maple, McGilvra, Montlake and Olympic View Elementary Schools, 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. Immediate action is in the best interests of the district. (Introduction and Action, Updated 6/23)
6. **BEX V/BEX IV/BTA IV: Award Construction Contract P5138, Bid No. B012046, to Bayley Construction, LP for the Wedgwood Elementary School Upgrades project** (Ops, June 4, for Approval) Approval of this item would I move that the School Board authorize the Superintendent to execute construction contract P5138 with Bayley Construction, LP in the amount of \$1,024,582, including base bid and unit prices plus Alternate #1, Alternate #2 and Alternate #3, 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. Immediate action is in the best interests of the district. (Introduction and Action, Updated 6/23)

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

This motion passed unanimously.

B. Items Removed from the Consent Agenda

There were no items removed from the Consent Agenda.

The meeting recessed at 1:20 p.m. The meeting was called back to order at 1:30 p.m.

IV. Public Testimony

Order	Speaker	Topic
1	Chris Jackins	1. Agenda Item #C04, Final Acceptance of Contract P5034 for Wilson Pacific Elementary & Middle Schools; 2. Item #I16, Resolution 2019/20-35
2	Carrie Syvertsen	Role of School Social Workers as we reopen schools and providing students supports in lieu of law enforcement in our buildings
3	Anne Sheeran	Special Education and school closures
4	Manuela Slye	Board Resolution 2019/20-38
5	Eli Cortez	Resolution 2019/2020-38
6	Kayla Epting	Resolution 2019/2020-38
7	Lucia Ramirez Levias	Resolution 2019 20-38 Affirming Seattle Public Schools Commitment to Black Students

V. Business Action Items (Continued)

C. Action Items

1. **Resolution 2019/20-38 Affirming Seattle Public Schools' commitment to Black students** (Exec, June 10, for Approval) Approval of this item would approve Resolution 2019/20-38 Affirming Seattle Public Schools' commitment to Black students. Immediate action is in the best interest of the district. (Introduction and Action, Updated 6/24)

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

Directors sponsoring the item provided background on the development of the resolution, spoke to community engagement, and noted edits following the review of the item by the Executive Committee.

Director Rankin moved an amendment to the item to add “, and per Board Policy No. 4210, Weapons Prohibition for Adults and Visitors, Seattle Public Schools properties are designated gun-free zones” to the seventh whereas clause following the words “arming of educators”; to add “Black students with disabilities are further disciplined or suspended for behavior related to their disability at a rate more than twice that of their white counterparts, and” to the fifth whereas clause following the words “peers and”; to add “, widening gaps in access to instructional time and support services” to the fifth whereas clause following the words “educational environment”; and to add “, including interventions that address the excessive and disparate loss of instruction for Black students with disabilities” to the first bullet under the third resolved clause following the words “racial disparities in discipline”. Director Hersey seconded.

Directors discussed the amendment.

The amendment passed unanimously.

Director Hampson moved approval of the underlying item as amended. Director Harris seconded.

Directors discussed the underlying item as amended.

Director Mack requested that the placement of footnote 13 be adjusted to clarify that the provided hyperlink is for all the listed policies.

Directors discussed conducting reviews of the policies referenced in the resolution, spoke to relationships with law enforcement agencies, and community engagement.

The motion to approve the underlying item as amended passed unanimously.

2. **Approval of the 2020-21 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. (Updated Since Introduction)

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

Directors discussed the changes since introduction and spoke to the development of the evaluation documents.

This motion passed unanimously.

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.

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

Directors noted the work to develop the new and revised policies.

This motion passed unanimously.

4. **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.

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

Directors discussed the extension of the temporary policy suspension.

This motion passed with a vote of 5-2 (Directors DeWolf, Hampson, Hersey, Rankin, and Rivera-Smith voting yes; Directors Harris and Mack voting no).

5. **Distressed School Grant: Approval of Budget Transfer from BTA IV Program Contingency and Award Construction Contract K5107, Bid No. B02206, to Bayley Construction, LP, for the Cedar Park Elementary School Restroom Addition project** (Ops, June 4, for Consideration) Approval of this item would authorize the Superintendent to approve the transfer of \$354,477 from the BTA IV Program Contingency to the Cedar Park Elementary School Restroom Addition project budget; and authorize the Superintendent to execute construction contract K5107 with Bayley Construction, LP, in the amount of \$633,100, including base bid and 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. Immediate action is in the best interests of the district. (**Introduction and Action**)

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

Chief Operations Officer Fred Podesta provided an overview of the project.

Directors spoke to the Operations Committee review and their appreciation for the project.

This motion passed unanimously.

6. **Waiver of Board Policy No. 3130, Student Assignment and Enrollment, with respect to new students to the district who would otherwise be assigned to Mercer Middle School; and Amendment to the Student Assignment Transition Plans for 2019-20 and 2020-21** (Ops, June 4, for Approval) Approval of this item would waive the provision in Board Policy No. 3130, Student Assignment and Enrollment, that states “students shall have the opportunity to attend an elementary, middle or high school in a designated attendance area based upon home address” with respect to new students to the district who would otherwise be assigned to Mercer Middle School as their designated attendance area school, and amend the Student Assignment Transition Plans for 2019-20 and 2020-21, as attached to the Board Action Report. Immediate action is in the best interest of the district. (Introduction and Action)

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

Chief of Student Support Services Dr. Concie Pedroza spoke to the need to address over enrollment.

Directors and staff discussed the need for immediate action, assignment for new students, and relationship to high school pathways. Directors spoke to longer-range planning to prevent similar situations in the future.

This motion passed unanimously.

D. Introduction Items

1. **Amending Board Policy No. 1430, Audience Participation, and Board Procedure 1430BP, Audience Participation** (Exec, June 10, for Consideration) Approval of this item would amend Board Policy No. 1430, Audience Participation, and Board Procedure 1430BP, Audience Participation, as attached to the Board Action Report.

Chief Legal Counsel Greg Narver provided an overview of the proposed changes and noted ongoing work by the Executive Committee to consider additional changes related to public testimony.

Directors discussed continued work on the policy and procedure. Directors and staff discussed the prioritization process under the procedure.

2. **Approval of contracts for development of the new Seattle Public Schools websites and ongoing website hosting services** (A&F, June 8, for Approval) Approval of this item would authorize the Superintendent to execute contracts with the following vendors under RFP032071: Domain7 for a total amount of \$467,495 for website design, content management system (CMS) configuration, content migration, and staff training; and Pantheon in the total amount of \$364,082 for ongoing web hosting, development, and security services, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contracts.

Chief Public Affairs Officer Carri Campbell spoke to the engagement process and selection criteria used to recommend the vendors.

Directors noted excitement about the new website contracts.

3. **University of Washington Experimental Education Unit Interagency Agreement to provide Special Education services to students with Individualized Education Programs, ages 3-6** (A&F, June 8, for Approval) Approval of this item would authorize the Superintendent to execute an interagency agreement with the University of Washington Haring Center in the amount of \$1,513,864 for the following services: Educational services for up to 42 preschool students, including extended day services for up to 21 students, delivered by the EEU in the amount of \$943,089; Educational services for up to 16 kindergarten students delivered by the EEU in the amount of \$486,416; and Technical support and training to staff and services for students in identified preschool classrooms/programs within Seattle Public Schools, to be provided by the professional development unit in the amount of \$84,359. In the form of the draft agreement attached to the school board action report, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Dr. Pedroza provided an overview of the services provided under the contract.

Directors spoke to their appreciation for the work done by the EEU.

4. **Head Start Grant – Annual Renewal** (A&F, June 8, for Approval) Approval of this item would authorize the Superintendent to accept federal funding from the U.S. Department of Health and Human Services, Office of Head Start for \$5,239,233 for Head Start Services for the Federal fiscal year 2020-21.

Chief Financial Officer JoLynn Berge provided an overview of the annual grant renewal.

Directors and Ms. Berge discussed additional information requested by Directors regarding the demographics of staff and students and the description of funding in the item.

5. **Renewal of Washington Schools Risk Management Pool coverage for fiscal year 2020-2021** (A&F, June 8, for Approval) Approval of this item would authorize the Superintendent to accept the proposed Washington Schools Risk Management Pool coverage agreement for the 2020-2021 fiscal year and that the expenditure of \$3,142,693 in premium contributions to the WSRMP loss funding pool be authorized.

Ms. Berge spoke to the annual renewal.

Directors discussed risk mitigation.

6. **Resolution 2019/20-37, Fixing and Adopting the 2020-21 Budget** (A&F, June 8, for Approval) Approval of this item would adopt Resolution 2019/20-37, as attached to the

board action report, to fix and adopt the 2020-2021 Budget, the four-year budget plan summary, and the four-year enrollment projections. (Materials Added 6/23)

Ms. Berge presented an overview of the recommended 2020-21 budget.

Directors and staff discussed the proposed budget and related topics, including enrollment projections, COVID-19 related expenses, the timeline for development of school-level and district-wide budgets, summer school costs, and potential state funding cuts.

7. **Approval of contracts for Private Schools Proportional Share Services (RFQ03969), the provision of equitable services to private school students eligible for special education. Providers: Hamlin Robinson, Hampton Tutors, Ryther, and Spring Academy** (A&F, June 8, for Approval) Approval of this item would authorize the Superintendent to execute contracts with Hamlin Robinson in the amount of \$125,000, Hampton Tutors in the amount of \$157,000, Ryther in the amount of \$87,000, and Spring Academy in the amount of \$630,171 to ensure the provision of equitable services to parentally-placed private school students attending approved non-profit private schools, under the Individuals with Disabilities Education Act (IDEA), with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contracts.

Dr. Pedroza spoke to the services provided under the contracts.

Directors spoke about services and collaboration with the private schools.

Director Mack requested information as to whether there was a contract with Hamlin Robinson for the 2019-20 school year.

8. **Approval of the 2020-2021 Student Rights & Responsibilities (SR&R)** (C&I, June 9, for Consideration) Approval of this item would approve the 2020-2021 Student Rights & Responsibilities document, as attached to the Board Action Report.

Chief of Schools and Continuous Improvement Wyeth Jessee spoke to the annual approval of the SR&R, updates made, and work to collect and utilize student feedback.

Directors discussed aligning the item with the Anti-Racism Policy under development and the Board's newly passed Resolution 2019/20-38. Directors and staff discussed the timeline for implementation and legal and policy requirements.

Director Harris requested that the development of the 2021-22 SR&R begin in December to provide the Board with more time to consider revisions.

Directors discussed moving the item forward while continuing to review the SR&R and moving up the process for the following year's SR&R development.

9. **Approval of new Board Policy No. 3211, Gender-Inclusive Schools: Transgender and Gender-Expansive Student Rights and Supports** (C&I, June 9, for Approval)

Approval of this item would approve Board Policy No. 3211, Gender-Inclusive Schools: Transgender and Gender-Expansive Student Rights and Supports, as attached to the Board Action Report.

Mr. Jessee provided an overview of the new policy.

Directors and staff discussed partners involved in the work, related professional development, and reviewing pronoun usage across Board policies and associated procedures.

10. **Amend Board Policy No. 3207, Prohibition of Harassment, Intimidation, and Bullying** (C&I, June 9, for Consideration) Approval of this item would amend Board Policy No. 3207, Prohibition of Harassment, Intimidation, and Bullying, as attached to this Board Action Report.

Chief Human Resources Officer Dr. Clover Codd provided an overview of the policy updates and the relationship to state legal requirements.

Directors discussed the policy language and spoke to the changes made to respond to feedback from the Curriculum & Instruction Policy Committee. Directors discussed continuing to review the policy, the relationship to IEP and 504 processes, the investigation process, development of accompanying Superintendent Procedures, and language related to interventions.

Directors and the Superintendent discussed the development of Superintendent Procedures to accompany policies.

Director Mack left the meeting at 5:00 p.m.

11. **Approval of contract with Northwest Education Association (NWEA) to increase Measures of Academic Progress (MAP) testing and professional development** (C&I, June 9, for Approval) Approval of this item would authorize the Superintendent to execute a contract with Northwest Education Association (NWEA) in the amount of \$425,000.00 for 2020-21, in the form of the draft agreement and attached to the School Board Action Report, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Chief Academic Officer Dr. Diane DeBacker spoke to the increase in the use of MAP testing under the contract.

Directors spoke to the use of MAP testing.

12. **2019-2020 City of Seattle Summer Food Service Program Project Services Agreement** (Exec, June 17, for Approval) Approval of this item would authorize the Superintendent to enter into a project services agreement with the City of Seattle to receive payment of up to \$587,620, to provide breakfast, lunch and afternoon snacks for the City of Seattle's Summer Food Service program, with any minor additions, deletions,

and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Mr. Podesta provided an overview of the annual item for the summer food service program.

13. **2020-21 Puget Sound Joint Purchasing Cooperative Interlocal Agreement** (Ops, June 4, for Approval) Approval of this item would authorize the Superintendent to enter into a one year interlocal agreement with the Puget Sound Joint Purchasing Cooperative to purchase food products and disposables through US Foods/Awarded Bids; covering the period from Aug. 1, 2020 to July 31, 2021, for a total cost of up to \$4,000,000, with any minor additions, deletions and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the agreement.

Mr. Podesta provided background on purchasing products through the cooperative.

14. **Approval of Board Policy No. 3225, School-Based Threat Assessment, and amending Board Policy No. 4314, Notification of Threats of Violence or Harm** (Ops, June 4, for Consideration) Approval of this item would approve new Board Policy No. 3225, School-Based Threat Assessment, and amend Board Policy No. 4314, Notification of Threats of Violence of Harm, as attached to the Board Action Report.

Mr. Jessee spoke to the development of the new policy and alignment with the Board's broader policy work going forward.

Directors spoke to concerns regarding the item and discussed the relationship with state legal requirements and continued work related to the development of an Anti-Racism Policy and the Board's newly passed Resolution 2019/20-38.

15. **Approval of new Board Policy No. 3424, Opioid-Related Overdose Response, and amendment to Board Policy No. 3416, Medication at School** (Ops, June 4, for Consideration) Approval of this item would approve Board Policy No. 3424, Opioid-Related Overdose Response, and amend Board Policy No. 3416, Medication at School, as attached to the Board Action Report.

Mr. Jessee and Senior Legal Counsel Mr. Boy spoke to the development of a new policy in response to a state law.

Directors spoke to the importance of the new policy.

16. **BEX V: Resolution 2019/20-35 Oppose Landmark Nomination and Designation of Rainier Beach High School** (Ops, June 4, for Approval) Approval of this item would adopt Resolution 2019/20-35 opposing nomination and designation of Rainier Beach High School as a city landmark, as attached to the Board action report.

Director Harris left the meeting at 5:28 p.m.

Mr. Podesta provided background on the item and the impacts of a landmark designation.

Director Hersey left the meeting at 5:29 p.m.

17. **BEX V: Approval to fund a school-based Health Center at NOVA @ Horace Mann School from the BEX V Program Placement fund** (Ops, June 4, for Approval)
Approval of this item would authorize the Superintendent to transfer \$250,000 from the BEX V Program Placement cost center to fund design services and construction for a school-based Health Center at NOVA @ Horace Mann School.

Mr. Podesta spoke to the budget transfer to covers costs associated with the project.

18. **BEX V: Approval of Budget Transfer and Construction Change Order #3 for the Van Asselt (the school was renamed Rising Star Elementary School after the contract had been executed with Wayne's Roofing, Inc.) Elementary School at the African American Academy Roof replacement project** (Ops, June 4, for Approval)
Approval of this item would approve the transfer in the amount of \$1,400,000 from the BEX V Program Contingency to the Van Asselt Elementary School at African American Academy Roof Replacement project budget and authorize the Superintendent to approve Construction Change Order #3 with Wayne's Roofing, Inc. in the amount of \$916,969, 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 both the fund transfer and construction change order. (Updated 6/23)

Mr. Podesta provided background on the need for the construction change order.

19. **BEX IV & BTA IV: Approval of a transfer of \$300,000 from BEX IV Program Contingency Funds to the Daniel Bagley Elementary School Modernization and Addition project** (Ops, June 4, for Approval) Approval of this item would approve a one-time fund transfer of \$300,000 from the BEX IV Program Contingency Funds to the Daniel Bagley Elementary School Modernization and Addition project.

Mr. Podesta spoke to the need for additional funding for furnishings.

20. **BEX V: Award Architectural & Engineering Contract P1753 to Bassetti Architects for the Van Asselt School Addition project** (Ops, June 4, for Approval) Approval of this item would authorize the Superintendent to execute A/E contract P1753 with Bassetti Architects in the amount of \$3,552,285 for architectural and engineering services. The contract is for the Van Asselt School Addition project, with any minor additions, deletions, and modifications deemed necessary by the Superintendent, and to take any necessary actions to implement the contract.

Mr. Podesta provided an overview of the school addition project.

21. **BEX IV/BTA IV: Resolution 2019/20-32: Acceptance of the Building Commissioning Report for the Lincoln High School Modernization and Addition project** (Ops, June 4, for Approval) Approval of this item would adopt Resolution 2019/20-32, accepting the building commissioning report for the Lincoln High School Modernization and Addition project, as attached to the Board action report.

Mr. Podesta provided background on the project.

22. **BEX V: Award Contract P5142 for General Contractor/Construction Manager (GC/CM) to Lydig Construction, Inc. for the Northgate Elementary School Replacement project** (Ops, June 4, for Approval) Approval of this item would authorize the Superintendent to utilize the GC/CM alternative construction delivery method, authorize the GC/CM to immediately provide pre-construction services for an amount not to exceed \$380,000, and approve Resolution 2019/20-31, certifying that the district intends to comply with RCW 39.10. This approval also authorizes the Superintendent to negotiate and execute a contract amendment, with any minor additions, deletions, and modifications deemed necessary, for the Guaranteed Maximum Price (GMP) as defined by RCW 39.10.370 for an amount not to exceed \$60,081,530 which includes Specified General Conditions, Negotiated Support Services Allowance, the Maximum Allowable Construction Cost (MACC) including subcontractor bonds, the MACC Contingency, and the GC/CM fee, no earlier than completion of 90% Construction Documents unless otherwise agreed to by the parties. The GMP excludes the Pre-Construction Services allowance and Washington State Sales Tax.

Mr. Podesta spoke to the work under the contract.

23. **BEX IV and BTA III: Final Acceptance of Contract P5088 with Lincoln Construction, Inc., for the McGilvra Elementary New Cafeteria Building and Seismic Upgrades in Main Building School project** (Ops, June 4, for Approval) Approval of this item would accept the work performed under Contract P5088 with Lincoln Construction, Inc., for the McGilvra Elementary New Cafeteria Building and Seismic Upgrades in Main Building School project as final.

Mr. Podesta spoke to the final acceptance to close out the project.

24. **BEX V: Final Acceptance of Contract K5110 with Schuchart Corporation for the Cascade Parent Partnership Program Roof Replacement project** (Ops, June 4, for Approval) Approval of this item would accept the work performed under Contract K5110 with Schuchart Corporation for the Cascade Parent Partnership Program Roof Replacement project as final. (Updated 6/23)

Mr. Podesta spoke to the final acceptance to close out the project.

VI. Board Comments

Directors Hampson, Rankin, Rivera-Smith, and DeWolf provided comments.

VII. Adjourn

This meeting adjourned at 5:44 p.m.

Minutes submitted by:

School Board Office staff