



February 26, 2008

**TO:** Board of Education  
**FROM:** Art Rainwater  
**RE:** SAGE Recommendation

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Attached are low-income percentages of the elementary schools based on the September 2007 3rd Friday enrollment count and the January 2008 2nd Friday enrollment count. The low income percentages of both columns reflect students who currently attend each school. Each school highlighted in yellow on the attached list currently has in place a five-year SAGE contract with the Department of Public Instruction (DPI) which will expire at the end of the 2009-2010 school year.

For 2008-09, the MMSD Administration recommends leaving all SAGE contracts at each of the individual schools that are named in the contracts covering the 2007-08 school year. Administration also recommends that the District further analyze the effects of the boundary changes within the Memorial attendance area next year in terms of the low-income status of students actually attending the elementary schools. Such an analysis will allow the District to take into account potentially significant variables such as internal transfers, which are not able to be accounted for in the analysis that was completed for purposes of boundary change planning (which looks primarily at geographically-based "live in" counts).

**Statement from Dan Mallin, MMSD Legal Counsel:**

Five-year SAGE contracts are entered into between (1) DPI, and (2) the school board on behalf of an eligible school. The statutory terms of the contracts include school-specific elements. Neither the state statutes (118.43) nor the administrative rules (DPI ch. 24) provide an express method for transferring a SAGE contract from one school to another during the five-year term. Similarly, neither the statutes nor the administrative rules expressly prohibit the transfer of a contract during the five-year term. In the absence of express statutory authorization to transfer a SAGE contract, there are two possible approaches that may be satisfactory, both of which would effectively require DPI's consent. First, as a party to the contract, DPI could agree to amend the contract, and place such conditions on their consent as they deem appropriate. Second, the school board could approach a contract transfer in the form of a request for a waiver from DPI regarding any statutory requirement that the SAGE contract apply to the same school for all five years. In either case, if the MMSD were interested in pursuing a school-to-school transfer of a SAGE contract, Legal Services would recommend that the District ask DPI to identify any present requirements/conditions they would impose to consider a proposed transfer, fulfill those requirements, and then ask DPI to approve the transfer as either a voluntary modification of the contract or as a statutory waiver.

**SAGE Analysis and  
Low Income Status  
2007 - 2008**

February 26, 2008

(sorted by Jan 2008 income status)

<b>2007-08</b>	<b>Sept 2007 % Low Income</b>	<b>Jan 2008 % Low Income</b>
Glendale	77%	76%
Lindbergh	70%	73%
Emerson	72%	72%
Mendota	70%	69%
Lincoln*	67%	68%
Lake View	66%	67%
Midvale	67%	67%
Allis	66%	66%
Falk	66%	65%
Hawthorne	65%	63%
Leopold	63%	62%
Schenk	60%	61%
Sandburg	56%	57%
NMCS	53%	52%
ORE	51%	51%
Thoreau	51%	50%
Lowell	54%	50%
Huegel	46%	45%
Gompers	40%	40%
Muir	32%	33%
Marquette	32%	30%
Stephens	29%	29%
Lapham	29%	28%
Chavez	27%	27%
Kennedy	24%	25%
Randall	25%	24%
Shorewood	25%	23%
Franklin	24%	23%
Eivehjem	23%	22%
Crestwood	24%	21%
Van Hise	18%	18%
New School		
SAGE K-3		
SAGE K-1 all day; 2-3 Core		
District supported K-1 Core		