

## **EDUCATIONAL IMPACT STATEMENT: The Proposed Co-location of Achievement First Brooklyn Academy Charter School with Existing Schools J.H.S. 166 George Gershwin (19K166), UFT Charter School (84K359), and Van Siclen Community Middle School (19K654) in Building K166 Beginning in 2014-2015**

### **I. Summary of Proposal**

The New York City Department of Education (“DOE”) is proposing to co-locate Achievement First Brooklyn Academy Charter School (“AF Brooklyn Academy”), a new public elementary charter school that will serve students in kindergarten through fourth grade, in building K166 (“K166”), located at 800 Van Siclen Avenue, Brooklyn, NY 11207, in Community School District 19 (“District 19”) beginning in 2014-2015.<sup>1</sup> If this proposal is approved, AF Brooklyn Academy will be co-located in K166 with J.H.S. 166 George Gershwin (“J.H.S. 166”), an existing district middle school that currently serves students in seventh and eighth grades, Van Siclen Community Middle School (19K654, “Van Siclen Community Middle School”), an existing district middle school that currently serves students in sixth grade and when fully at scale will serve students in sixth through eighth grades, and UFT Charter School (84K359, “UFT Charter”), an existing public charter school that currently serves students in kindergarten through twelfth grades across two separate sites.

On March 11, 2013, the Panel for Educational Policy (“PEP”) approved a proposal to re-site UFT Charter’s sixth through eighth grades from K166 to K292. Accordingly, UFT Charter’s kindergarten through eighth grades are located in building K292 (“K292”), which is located at 300 Wyona Street and 301 Vermont Street<sup>2</sup>, Brooklyn, NY, 11207 in District 19, while the school’s ninth through twelfth grades are located in building K166.<sup>3</sup>

On March 11, 2013, the PEP approved a proposal to phase out J.H.S. 166 due to its low performance and inability to improve quickly to better support student needs.<sup>4</sup> J.H.S. 166 currently serves students in seventh and eighth grade and in 2014-2015 will serve students in eighth grade. J.H.S 166 will close after June 2015.

On March 11, 2013, the PEP also approved a proposal to co-locate Van Siclen Community Middle School in K166 to serve students in sixth through eighth grade.<sup>5</sup> Van Siclen Community Middle School admits students through the District 19 Middle School Choice Process, offering priority to students residing in the K166 residential zone and then using a limited unscreened admissions method. Van Siclen Community Middle School began enrolling sixth grade students in 2013-2014 and will add one grade per year until it is at full scale and serves students in sixth through eighth grade in 2015-2016.

AF Brooklyn Academy has submitted an application for charter authorization to the State University of New York Trustees (“SUNY”) to serve students in kindergarten through fourth grades. AF Brooklyn Academy would be

<sup>1</sup> A “co-location” means that two or more school organizations are located in the same building and may share common spaces like auditoriums, gymnasiums, and cafeterias.

<sup>2</sup> Although UFT Charter School’s kindergarten through eighth grade and J.H.S. 292 are both located in building K292, they use separate entrances and therefore have separate addresses.

<sup>3</sup> The proposal can be found at: <http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/Mar112013Proposals.htm>.

<sup>4</sup> The proposal can be found at: <http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/Mar112013Proposals.htm>.

<sup>5</sup> The proposal can be found at: <http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/Mar112013Proposals.htm>.

managed by Achievement First Schools (“Achievement First”), a Charter Management Organization (“CMO”). The proposal to open and co-locate AF Brooklyn Academy in K166 described in this Educational Impact Statement (“EIS”) is contingent upon SUNY’s approval of AF Brooklyn Academy’s application for charter authorization. Only SUNY has the authority to approve or deny AF Brooklyn Academy’s application for charter authorization. For the purpose of this proposal, it is assumed that SUNY will approve AF Brooklyn Academy’s application.<sup>6</sup>

If this proposal is approved, AF Brooklyn Academy will open with kindergarten and first grade in 2014-2015, and will add one grade each year until it serves students in kindergarten through fourth grades in 2017-2018. The school will admit students via the charter lottery application process with preference given to District 19 residents.<sup>7</sup> AF Brooklyn Academy’s lottery is described in more detail in Section III.A below.

The DOE has identified K166 as an under-utilized building. K166 has the capacity to serve a total of 1,320 students. In 2013-2014, J.H.S 166 is serving approximately 249 seventh and eighth grade students<sup>8</sup>, UFT Charter is serving approximately 305 ninth through twelfth grade students<sup>9</sup>, and Van Siclen Community Middle School is serving approximately 120 sixth grade students, yielding a building utilization rate of 51%.<sup>10</sup> This means that the building is “underutilized” and has space to accommodate additional students. If this proposal is approved, in 2017-2018, once AF Brooklyn Academy’s kindergarten through fourth grades have fully phased in and the school has reached full scale, AF Brooklyn Academy is projected to serve 385-505 kindergarten through fourth grade students, UFT Charter is projected to serve approximately 320-420 ninth through twelfth grade students, Van Siclen Community Middle School is projected to serve approximately 345- 375 sixth through eighth grade students, and J.H.S. 166 will no longer serve any students, for a total of approximately 1,050- 1,300 students, yielding a projected building utilization rate of approximately 80%- 98%.

K166 houses two community-based organizations (“CBOs”): CAMBA and the East New York Campus Satellite of Medgar Evers College (“ENY”). ENY hosts a GED Plus program in K166. GED Plus programs help students earn their GED and prepare them for college and career options. GED programs are offered to students who are 18-21 years old and are available as full-time or part-time programs. More information about GED Programs is available: <http://schools.nyc.gov/Offices/District79/SchoolsProgramsServices/default.htm>.

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<sup>6</sup> If SUNY does not approve AF Brooklyn Academy’s charter application, this proposal will be withdrawn. Should SUNY deny AF Brooklyn Academy’s application, the DOE may propose an alternate use of space in the K166 building that involves a significant change in school utilization, which would be the subject of a separate EIS in accordance with Chancellor’s Regulation A-190.

<sup>7</sup> For more information about the charter school lottery application process, please consult the DOE’s directory of NYC Charter Schools, which can be accessed on the DOE’s website: <http://schools.nyc.gov/community/planning/charters/For+Parents/default.htm>.

<sup>8</sup> Enrollment figures for J.H.S. 166 and Van Siclen Community School are from the 2013-2014 Budget Register Projections.

<sup>9</sup> Enrollment figures for UFT are from the Charter projections as of June 2013

<sup>10</sup> All references to building utilization rates in this document are based on target capacity data from the 2011-2012 Blue Book and enrollment data from the charter projections as of June 2013 or the 2013-2014 Budget Register Projections. Enrollment projections for new charter schools opening in 2014-2015 are based on enrollment in the charter application. This methodology is consistent with the manner in which the DOE conducts planning and calculates space allocations and funding for all schools. In determining the space allocation for co-located schools, the Office of Space Planning will conduct a detailed site survey and space analysis of the building to assess the amount of space available in the building.

## II. Proposed or Potential Use of Building

If this proposal to co-locate AF Brooklyn Academy with J.H.S. 166, UFT Charter, and Van Siclen Community Middle School is approved, the current and proposed grade spans for the schools in K166 over five years are as follows:

<b>Grade Spans</b>						
<b>DBN</b>	<b>School Name</b>	<b>2013-2014</b>	<b>2014-2015</b>	<b>2015-2016</b>	<b>2016-2017</b>	<b>2017-2018</b>
84KTBD	AF Brooklyn Academy	-	K-1	K-2	K-3	K-4
19K166	J.H.S. 166 George Gershwin	7-8	8	-	-	-
84K359	UFT Charter	9-12	9-12	9-12	9-12	9-12
19K654	Van Siclen Community Middle School	6	6-7	6-8	6-8	6-8

According to the 2011-2012 Enrollment Capacity Utilization Report (the “Blue Book”), building K166 has a target capacity of 1,320 students. In 2013-2014, J.H.S. 166 is projected to serve 249 students in seventh and eighth grades, UFT Charter is projected to serve approximately 305 students in ninth through twelfth grades and Van Siclen Community Middle School is projected to serve approximately 120 students in sixth grade, yielding a building utilization rate of only 51%.

If this proposal to co-locate AF Brooklyn Academy with J.H.S. 166, UFT Charter, and Van Siclen Community Middle School is approved, in 2014-2015 AF Brooklyn Academy’s kindergarten and first grade will begin phasing in. In 2017-2018, once AF Brooklyn Academy’s kindergarten through fourth grades have fully phased in and the school has reached full scale, AF Brooklyn Academy is projected to serve approximately 385-505 kindergarten through fourth grade students, UFT Charter is projected to serve approximately 320-420 ninth through twelfth grade students, Van Siclen Community Middle School is projected to serve approximately 345-375 sixth through eighth grade students, and J.H.S. 166 will no longer serve any students, for a total of approximately 1,050- 1,300 students, yielding a projected building utilization rate of approximately 80%- 98%.

The table below demonstrates the projected enrollment of each school, as well as the building’s projected utilization rates, for the current and next four years:

DBN	School Name	2013-2014 Enrollment	2014-2015 Projected Enrollment	2015-2016 Projected Enrollment	2016-2017 Projected Enrollment	2017-2018 Projected Enrollment
84KTBD	Achievement First Brooklyn Academy Charter School	-	150 - 200	225 - 290	315 - 415	385 - 505
19K166	J.H.S. 166 George Gershwin	249	105 - 115	-	-	-
84K359	UFT Charter School	305	295 - 385	320 - 420	320 - 420	320 - 420
19K654	Van Siclen Community Middle School	120	230 - 250	345 - 375	345 - 375	345 - 375
<b>Total Building Enrollment</b>		674	780 - 950	890 - 1,085	980 - 1,210	1,050 - 1,300
<b>Utilization<sup>11</sup></b>		51%	59% - 72%	67% - 82%	74% - 92%	80% - 98%

As described in more detail in the Blue Book,<sup>12</sup> a building’s target utilization rate is calculated by dividing the aggregated enrollment of all the school organizations in the building by the aggregated “target capacities” of those organizations. Each school organization’s “target capacity” is calculated based upon the scheduled use of individual rooms as reported by principals during an annual facilities survey, the DOE’s standards for goal classroom capacities (which are lower than the United Federation of Teachers contractual class sizes and differ depending on grade level), and the efficiency with which classrooms are programmed (i.e., the frequency with which classes are scheduled in a given classroom).

The most recent year for which target capacity has been calculated for buildings is 2011-2012. The DOE’s projected utilization rates for the 2013-2014 school year and beyond are based on the 2011-2012 target capacity, which assumes that the components underlying that target capacity (scheduled use of classrooms, goal classroom capacity, etc.) remain constant. Thus, projected utilization rates for the 2013-2014 and beyond provide only an approximation of a building’s usage because each of the factors underlying target capacity may be adjusted by principals from year to year to better accommodate students’ needs. For example, changing the use of a room from administrative rooms to a homeroom at the high school level will increase a building’s overall target capacity because for high schools administrative rooms are not assigned a capacity. Similarly, if a room previously used as a kindergarten classroom is subsequently used as a fifth grade classroom, the building’s target capacity would increase because we expect that a fifth grade class will have more students than a kindergarten class. This is reflected in the fact that the DOE’s standard for goal classroom capacity is higher for fifth grade classrooms than for kindergarten classrooms. In this example, as well, assuming enrollment is constant, the utilization rate would decrease.

<sup>11</sup> All references to building utilization rates in this document are based on target capacity data from the 2011-2012 Blue Book and enrollment data from the charter projections as of June 2013 or the 2013-2014 Budget Register Projections. Enrollment projections for new charter schools opening in 2014-2015 are based on enrollment in the charter application. This methodology is consistent with the manner in which the DOE conducts planning and calculates space allocations and funding for all schools. In determining the space allocation for co-located schools, the Office of Space Planning will conduct a detailed site survey and space analysis of the building to assess the amount of space available in the building.

<sup>12</sup> The Blue Book is available at: [http://www.nycsca.org/Community/CapitalPlanManagementReportsData/Enrollment/2011-2012\\_Classic.pdf](http://www.nycsca.org/Community/CapitalPlanManagementReportsData/Enrollment/2011-2012_Classic.pdf).

### III. Impact of the Proposal on Affected Students, Schools, and Community

#### A. Students

Under this proposal, AF Brooklyn Academy will be co-located with UFT Charter, Van Siclen Community Middle School, and J.H.S. 166 in K166.

#### *Impact on Students Currently Attending J.H.S. 166*

J.H.S. 166, an existing district middle school, is in the process of phasing out at K166. Currently, J.H.S. 166 only serves students in seventh and eighth grades, and in 2014-2015, J.H.S. 166 will only serve students in eighth grade. J.H.S. 166 will close in June 2015. Since J.H.S. 166 is in the process of phasing out, J.H.S. 166 is no longer admitting new students.

J.H.S. 166 currently offers Integrated Co-Teaching (“ICT”) and Self-Contained (“SC”) Special Education classes and Special Education Teacher Support Services (“SETSS”). It also has a English as a Second Language (“ESL”) program for English Language Learner (“ELL”) students and a Dual Language program for Spanish speakers. The existing ICT and SC classes and SETSS will continue to be provided as J.H.S. 166 continues to phase out and students with disabilities will continue to receive mandated services in accordance with their Individualized Education Programs (“IEPs”).

As noted later in this document, K166 is a partially accessible building and will continue to be so if this proposal is approved. Current students at J.H.S. 166 who receive ELL services will continue to receive their mandated services as the school continues to phase out.

The DOE does not anticipate that this proposal to co-locate AF Brooklyn Academy will impact enrollment or instructional programming at J.H.S. 166.

According to the District 19 Middle School Directory, J.H.S. 166 currently offers the following special programs and initiatives, extracurricular activities and partnerships:<sup>13</sup>

- **Enrichment Classes:** Integrated Algebra, Art, Music, Computer, Music Engineering, Martial Arts, Instrumental Music
- **Language Classes:** Spanish
- **Extracurricular Activities:** Marching Band, Dance, Drama, Recording Studio
- **Special Programs:** High School Preparatory Program, Peer Tutoring Program, Performing Arts, Jazz Band, Music Instruction, Advisory, Student Government, Service Learning Program, Swimming, Mentoring Programs
- **Boys’ Sports:** Basketball, Baseball, Flag Football, Swimming
- **Girls’ Sports:** Dance, Double Dutch, Swimming
- **Co-ed Sports:** Baseball, Swimming
- **Partnerships:** Medgar Evers College, New York Police Department, CAMBA, Man Up, Brooklyn Empowerment Neighborhood Initiative

This proposal will not prevent J.H.S. 166 from continuing to offer any of these options, but the number and range of programs offered may gradually diminish due to declining student enrollment as the school phases out. It is difficult

<sup>13</sup>[The District 19 Middle School Directory is available on the DOE website at http://schools.nyc.gov/NR/rdonlyres/12D1803B-D5F9-4679-AC80-169301413EA9/0/201213D19MSD.pdf.](http://schools.nyc.gov/NR/rdonlyres/12D1803B-D5F9-4679-AC80-169301413EA9/0/201213D19MSD.pdf)

to predict precisely how those changes might be implemented as decisions will rest with school administrators and will be made based on student interests and available resources.

### *Impact on Students Currently Attending UFT Charter at K166*

UFT Charter is an existing public charter school that currently serves students in ninth through twelfth grade in building K166. UFT Charter's kindergarten through eighth grades are currently being served in building K292. UFT Charter enrolls students through the charter lottery application process. More information about the charter lottery application process can be found at:

<http://schools.nyc.gov/community/planning/charters/Directory.htm>.

The DOE does not anticipate that this proposal to co-locate AF Brooklyn Academy will impact admissions, enrollment, or instructional programming at UFT Charter.

If this proposal is approved, UFT Charter would continue to offer extra-curricular programs based on student interests, available resources, and staff support for those programs.

### *Impact on Students Currently Attending Van Siclen Community Middle School*

Van Siclen Community Middle School is also co-located in K166. During the course of the phase out of J.H.S. 166, Van Siclen Community Middle School is phasing in, beginning with sixth grade in 2013-2014 and adding one grade each subsequent year until it reaches full scale, serving grades six through eight in the 2015-2016 school year.

Van Siclen Community Middle School currently offers Integrated Co-Teaching ("ICT") and Self-Contained ("SC") Special Education classes and Special Education Teacher Support Services ("SETSS"). It also has a English as a Second Language ("ESL") program for English Language Learner ("ELL") students.

According to the New Middle School Directory, Van Siclen Community Middle School currently offers the following special programs and initiatives, extracurricular activities and partnerships:<sup>14</sup>

- **Enrichment Classes:** Integrated Algebra Prep, Video Production, Technology, Project Based Media Production
- **Language Classes:** Spanish (as school expands)
- **Regents Classes:** Integrated Algebra, Living Environment (as school expands)
- **Extracurricular Activities:** New York Junior Tennis League, Student Clubs, Service Projects
- **Special Programs:** Student Government, Mentoring
- **Boys Sports:** Basketball, Tennis
- **Girls' Sports:** Basketball, Tennis
- **Partnerships:** Urban Wall Street Young Producers, Educhange Inc.

The DOE does not anticipate that this proposed co-location of AF Brooklyn Academy will impact admissions, enrollment, or instructional programming at Van Siclen Community Middle School. DOE also does not anticipate that the proposed co-location of AF Brooklyn Academy will impact the ability of Van Siclen Community Middle School to continue to offer extracurricular activities based on student interests, available resources, and staff support for those programs. However, the co-location may change the way those programs are configured. For example, some activities may need to share classroom space or the scheduling of these activities may change as a result of greater demands on the available space during or after school hours.

### *Impact on Community-Based Organizations*

<sup>14</sup> [http://schools.nyc.gov/NR/rdonlyres/BA78B091-C177-4925-91DD-029C7ABDC076/0/19K654\\_FINAL.pdf](http://schools.nyc.gov/NR/rdonlyres/BA78B091-C177-4925-91DD-029C7ABDC076/0/19K654_FINAL.pdf)

K166 houses two community-based organizations (“CBOs”): CAMBA and ENY.

CAMBA is a non-profit CBO which partners with the J.H.S. 166 school community, neighborhood residents, businesses, and other CBOs to provide after-school programs that incorporate a wide variety of activities. These activities include homework help, academic enrichment, conflict remediation/resolution, community service, and project-based clubs, as well as educational, recreational, and cultural activities.

CAMBA is not expected to lose any space or reduce the services offered at K166 as a result of this proposal and will continue to operate in K166 subject to interest and demand.

ENY is a satellite campus of Medgar Evers College. ENY is not expected to lose any space or reduce the services offered at K166 as a result of this proposal and will continue to operate in the K166 building subject to interest and demand.

ENY, which has a linkage partnership with the East New York Development Corporation, hosts a GED Plus program in the K166 building. GED Plus programs are citywide programs that provide full-time and part-time GED services, as well as support to students transitioning to a college and/or a career, at no cost to students between the ages of 18 and 21. Students who are 17 may enroll if there are extenuating circumstances and with parent/guardian permission. Students interested in enrolling in a GED Plus program are encouraged to speak with their school counselor, visit a District 79 Referral Center, and/or contact the GED program directly to schedule an intake interview.

The GED Plus program at K166 operates in space allocated to ENY. The DOE does not anticipate that current or future students attending the GED Plus program in building K166 would be impacted by this proposal, as ENY is not expected to lose any space in K166 as a result of this proposal.

More information about full and part-time GED programs may be found here:

<http://schools.nyc.gov/ChoicesEnrollment/AlternativesHS/FullPtGED/default.htm>.

### *Impact on Future Elementary School Students in District 19*

If this proposal is approved, the co-location of AF Brooklyn Academy in K166 will provide District 19 students with an additional elementary school option. Beginning in Spring 2014, all rising kindergarten and first grade students residing in District 19 will have the opportunity to participate in the charter application lottery to enter kindergarten or first grade at AF Brooklyn Academy in the 2014-2015 school year. Applications will be available on AF Brooklyn Academy’s Web site. Neither the deadline to submit an application for AF Brooklyn Academy’s lottery nor the date of the lottery has yet been set. For the 2015-2016 school year and beyond, AF Brooklyn Academy’s lottery will only be for seats at the kindergarten level. Any remaining seats may be filled by students on the school’s waitlist.

AF Brooklyn Academy’s lottery preferences, in order, are as follows:

- Returning Students (not applicable for 2014-2015 school year);
- Siblings of students already enrolled in the school (not applicable for 2014-2015 school year);
- Students residing in District 19.

Once the available spaces are filled by students whose names are drawn or by students whose siblings are selected for enrollment, the remaining applicants will be placed on a waiting list in the order in which their names are drawn and according to the admissions preferences listed above.

Detailed information about charter schools and the charter lottery application process is published annually and is available in print or at:

<http://schools.nyc.gov/community/planning/charters/Directory.htm>.

### *Impact on Future Middle School Students in District 19*

This proposal is not expected to impact the admissions process at J.H.S. 166 or Van Siclen Community Middle School. In addition, the DOE does not anticipate that this proposal will significantly impact enrollment at either J.H.S. 166 or Van Siclen Community Middle School. As noted earlier, J.H.S. 166 is in the process of phasing out. As a result, J.H.S. 166 is no longer admitting new students. Van Siclen Community Middle School is a zoned middle school serving students residing in the K166 zone. Van Siclen Community Middle School gives priority to incoming sixth graders who reside in its zone, in accordance with the Chancellor's Regulation A-101.<sup>15</sup> Zoned schools are obligated to serve all students residing in their zone, space permitting, regardless of when families show up to register.

Some middle school students receive placement into schools through the "over the counter" ("OTC") process. Van Siclen Community Middle School currently serves OTC students. If this proposal is approved, Van Siclen Community Middle School would continue to admit students through the OTC admissions process. This proposal is not expected to impact the placement of OTC students in building K166.

OTC placement is a term that refers to the method of enrolling students who need a school assignment because they were not part of any admissions process for entry grades and/or were not enrolled in a NYC school at the time school started. These students fall into one of four categories:

- New to the New York City school system; or
- Left the New York City school system and have returned;<sup>16</sup> or
- Are seeking transfers (based on the guidelines outlined in Chancellor's Regulation A-101); or
- Did not participate in the middle school admissions process for some other reason.

When a middle school eligible student arrives for OTC placement, his or her school assignment is determined by his or her interest, home address, which schools have available seats, and, where applicable, transfer guidelines. Students are eligible to attend middle school based on the district of elementary school attendance or the district to which the student's address is zoned for middle school. In un-zoned districts, the student visits a Borough Enrollment Office where he or she meets with a counselor who reviews options that will meet the student's needs. However, in many districts, students may simply report to their zoned middle school. Students will be given an OTC placement depending on the needs of the community, preference of parents, and availability of seats.

## **B. Schools**

As discussed above, if this proposal is approved, K166 has adequate capacity to accommodate J.H.S. 166 as it phases out, the high school grades of UFT Charter, and Van Siclen Community Middle School and AF Brooklyn Academy as they phase in and reach full scale. Collectively, the schools are projected to enroll an estimated 1,050-1,300 students in 2017-2018. At that point, AF Brooklyn Academy's kindergarten through fourth grades will be at full scale in K166, and the projected utilization rate for K166 will be approximately 80%-98%.

The projected enrollments for J.H.S. 166, UFT Charter in K166, Van Siclen Community Middle School, and AF Brooklyn Academy for the next five years are shown in Section IV below.

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<sup>15</sup> The full details of A-101 can be found at <http://schools.nyc.gov/RulesPolicies/ChancellorsRegulations/default.htm>.

<sup>16</sup> Per Chancellor's Regulation A-101, students have the "right to return" to their prior school following discharge within one calendar year of discharge, subject to available seats. Therefore, it is possible that non-zoned students arriving for an OTC placement may be granted admission to a zoned school.

As described in more detail in the attached Building Utilization Plan (“BUP”) that accompanies this EIS, if this proposal is approved, there will be sufficient space in K166 to accommodate J.H.S. 166, UFT Charter, Van Siclen Community Middle School and AF Brooklyn Academy pursuant to the Citywide Instructional Footprint (the “Footprint”). Please visit the DOE’s Web site to access the Footprint.<sup>17</sup>

The Footprint sets forth the baseline number of rooms that should be allocated to a school based on the grade levels served by the school and number of classes per grade. For existing schools, the Footprint is applied to the current number of sections per grade, assuming class size would remain constant. A representative from the Office of Space Planning then confirms both the baseline and current space allocation totals during a walk-through of the building, where he/she is accompanied by a school representative.

For elementary schools serving grades kindergarten through five (and for all pre-kindergarten programs), the Footprint assumes that classes are self-contained. Therefore, the Footprint allocates one full-size classroom for each general education or Integrated Co-Teaching section and a full-size or half-size room to accommodate each self-contained special education section served by the school. In addition to these rooms, schools serving grades kindergarten through five receive an allocation of cluster or specialty classrooms proportionate to the number of students enrolled. These spaces can be used at the principal’s discretion for purposes such as art and/or music instruction, among other things.

For grades six through twelve, the Footprint assumes that students move from class to class and that classrooms are programmed at maximum efficiency. The Footprint does not require that every teacher have his or her own designated classroom. Principals are asked to program their schools efficiently so that classrooms can be used for multiple purposes throughout the course of the school day. The Footprint allocates the number of baseline classrooms for student support services, resource rooms, and administrative space based on the grades a school serves and its enrollment at scale. Any space remaining beyond the baseline shall be allocated equitably among the co-located schools. In determining an equitable allocation, the DOE may consider factors such as the relative enrollments of the co-located schools, the instructional and programmatic needs of the co-located schools, and the physical location of the excess space within the building.

As in other situations where schools are co-located, the schools would need to share large common and specialty rooms in the building, such as the cafeteria, the gymnasium, and the library. Specific decisions regarding the allocation of the shared spaces would be made by the Building Council, consisting of principals from all co-located schools in conjunction with the Office of Space Planning. A Shared Space Committee meets a minimum of four times a year and reports back to the Building Council regarding the BUP and shared space questions.

## C. Community

The DOE supports parent choice and strives to ensure that families have access to high-quality schools that meet the needs of all children. The state Charter Schools Act requires that charter schools demonstrate good faith efforts to attract and retain ELLs, students with disabilities, and students eligible for free or reduced lunch at rates comparable to those of the Community School District as determined by SED. The DOE believes that the proposed co-location of AF Brooklyn Academy will increase parent choice by creating access to an additional elementary school option for students in District 19.

The DOE does not expect this proposal to have a material impact on enrollment at any individual District 19 elementary school. The co-location of AF Brooklyn Academy may have a mild impact on the enrollment at other District 19 schools by enrolling students who would otherwise attend another District 19 elementary school. However, at present, there is no way to reliably predict which schools would be impacted or by how many seats.

The DOE believes in Achievement First’s record of success and supports the permanent placement of an Achievement First charter school in District 19 in order to continue providing educational opportunities for students

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<sup>17</sup> The Footprint is available at: <http://schools.nyc.gov/community/planning/changes/default.htm> under “Key Documents.”

and families. If this proposal is approved, AF Brooklyn Academy will add approximately 385-505 kindergarten through fourth grade seats to District 19.

This proposal is not expected to impact the ability of community members and organizations to obtain school building use permits at K166. This proposal is not expected to impact the partial accessibility of K166.

#### IV. Enrollment, Admissions, and School Performance Information

*J.H.S. 166*

##### Admissions Data

<b>Current Admissions</b>	N/A
<b>Admissions During and After Proposed Co-Location of AF Brooklyn Academy</b>	N/A

##### Enrollment Data<sup>18</sup>

	<b>Grade 6</b>	<b>Grade 7</b>	<b>Grade 8</b>	<b>Total Enrollment</b>
2013-2014 (projections)	-	110	139	249
2014-2015 (projections)	-	-	105-115	105-115
2015-2016 (projections)	-	-	-	-
2016-2017 (projections)	-	-	-	-
2017-2018 (projections)	-	-	-	-

##### Demographic Data<sup>19</sup>

Percentage of Students Receiving ICT or SC Services	21%
Percentage of Students with IEPs	29%
Percentage of ELLs Students	7%
Percentage of Students Eligible for Free or Reduced Lunch	69%

<sup>18</sup> All figures are based on the 2013-2014 Budget Register Projections.

<sup>19</sup> All figures are as a percentage of total students from the 2012-2013 Audited Register (as of October 26, 2012).

School Performance Data

J.H.S. 166	2009-2010	2010-2011	2011-2012
<b>School Performance and Progress</b>			
Overall Progress Report Grade	C	C	C
Quality Review Score	P	D	D
<b>Performance Data</b>			
English Language Arts % Proficient (Levels 3 and 4)	13%	11%	11%
Math % Proficient (Levels 3 and 4)	24%	22%	25%
<b>Other Key Performance Indicators</b>			
Attendance Rate	89%	87%	88%
<b>2012-2013 State Accountability Status<sup>20</sup></b>	12-13 Priority School		

*UFT Charter at K166*

Admissions Data

<b>Current Admissions</b>	Charter Lottery Application
<b>Admissions During and After Proposed Co-location and Phase-in of AF Brooklyn Academy</b>	Charter Lottery Application

Enrollment Data<sup>21 22</sup>

	<b>Total Enrollment (Grades 9-12)</b>
2013-2014 (projections)	305
2014-2015 (projections)	295-385
2015-2016 (projections)	320-420
2016-2017 (projections)	320-420
2017-2018 (projections)	320-420

<sup>20</sup> This status is determined by SED under the New York State waiver for the No Child Left Behind Act. For more information, please visit the SED Web site at <http://www.p12.nysed.gov/accountability/ESEADesignations.html>.

<sup>21</sup> UFT Charter School is a split-sited K-12 school. Enrollment shown here for 2013-2014 is for grades 9-12 in building K166 only. Grades K-8 are located at building K292 in District 19.

<sup>22</sup> Enrollment projections pursuant to charter application

Demographic Data<sup>23</sup>

Percentage of Students Receiving ICT or SC Services	2%
Percentage of Students with IEPs	7%
Percentage of ELL Students	1%
Percentage of Students Eligible for Free or Reduced Lunch	87%

School Performance Data

UFT Charter - High School <sup>24</sup>	2009-2010	2010-2011	2011-2012
<b>School Performance and Progress</b>			
Overall Progress Report Grade	N/A	N/A	N/A
Quality Review Score	N/A	N/A	N/A
<b>Key Components of Performance and Progress</b>			
% 10+ Credit Accumulation in Year 1	77%	85%	74%
4 Year Graduation Rate	N/A	N/A	N/A
6 Year Graduation Rate	N/A	N/A	N/A
% Graduating with a Regents Diploma	N/A	N/A	N/A
Attendance Rate	93%	91%	90%
<b>2012-2013 State Accountability Status</b>	12-13 In Good Standing		

*AF Brooklyn Academy*

Admissions Data

Current Admissions	N/A
Admissions During and After Proposed Co-location and Phase-in of AF Brooklyn Academy	Charter Lottery Process

<sup>23</sup> All figures are as a percentage of UFT’s kindergarten through twelfth grade students at all sites from the 2012-2013 Audited Register (as of October 26, 2012).

<sup>24</sup> School performance data is derived from the school’s Progress Reports. UFT Charter receives two Progress Reports, one for kindergarten through eighth grades and one for high school. UFT Charter High School just completed the phasing in process in 2012-2013, and has therefore not received a progress report yet. Information on credit accumulation and the attendance rate can be found here: [http://schools.nyc.gov/OA/SchoolReports/2011-12/Progress\\_Report\\_2012\\_HS\\_K359.pdf](http://schools.nyc.gov/OA/SchoolReports/2011-12/Progress_Report_2012_HS_K359.pdf)

Enrollment Data<sup>25</sup>

	Grade KG	Grade 1	Grade 2	Grade 3	Grade 4	Total Enrollment
2013-2014 (projections)	-	-	-	-	-	-
2014-2015 (projections)	75-100	75-100	-	-	-	150-100
2015-2016 (projections)	75-100	75-95	75-95	-	-	225-290
2016-2017 (projections)	80-105	80-105	80-105	75-100	-	315-415
2017-2018 (projections)	80-105	80-105	80-105	75-100	70-90	385-505

Demographic Data

AF Brooklyn Academy does not yet have enrollment. Therefore, there is no demographic data for the school.

School Performance Data

AF Brooklyn Academy does not yet have enrollment. Therefore, there is no performance data for the school.

*Van Siclen Community Middle School*

Admissions Data

<b>Current Admissions</b>	Grade 6: District 19 Middle School Choice
<b>Admissions During and After Proposed Co-location and Phase-in of AF Brooklyn Academy</b>	Grade 6-8: District 19 Middle School Choice

Enrollment Data

	Grade 6	Grade 7	Grade 8	Total Enrollment
2013-2014 (projections)	120	-	-	120
2014-2015 (projections)	115-125	115-125	-	230-250
2015-2016 (projections)	115-125	115-125	115-125	345-375
2016-2017 (projections)	115-125	115-125	115-125	345-375
2017-2018 (projections)	115-125	115-125	115-125	345-375

<sup>25</sup> Projections for AF Brooklyn Academy are based on enrollment in the charter application.

### Demographic Data

Van Siclen Community Middle School is in its first year of phase in and therefore no demographic data is yet available. The DOE anticipates that Van Siclen Community Middle School will have similar demographic data to that of J.H.S. 166, as it gives priority to students from J.H.S. 166's zone and is likely to have similar student characteristics and needs.

### School Performance Data

Van Siclen Community Middle School is in its first year of phase in and therefore no performance data is yet available.

## V. Initial Impact on Budget and Cost of Instruction

The proposal is not expected to impact initial costs or allocations at K166, UFT Charter School or Van Siclen Community Middle School.

Please refer to the Fair Student Funding ("FSF") Guide<sup>26</sup> and FY14 School Allocation Memoranda<sup>27</sup> for additional information on cost of instruction. Staffing changes are at the discretion of the school within the limits of contractual and mandated obligations.

The General Education Charter School per-pupil rate is determined by the SED and is based on a formula used for all traditional public school districts. The formula divides the district's Approved Operating Expenditures by Total Allowable Pupil Units. Special Education funding is an allocation that charter schools may qualify for and receive for serving students that receive special education services for more than 20% of the week as mandated by an IEP.

In accordance with the New York State Charter Schools Act of 1998 (as amended), the Chancellor or his/her designee must first authorize in writing any proposed capital improvement or facility upgrade in excess of five thousand dollars, regardless of the source of funding, made to accommodate the co-location of a charter school within a public school building. For any such improvements or upgrades that have been approved by the Chancellor, capital improvements or facility upgrades shall be made in an amount equal to the expenditure of the charter school for each non-charter school within the public school building.

## VI. Effect on Personnel Needs, Administration, Transportation and Other Support Services

### A. Personnel Needs

The proposed co-location of AF Brooklyn Academy is not expected to change the number of personnel positions assigned to J.H.S. 166, UFT Charter, and Van Siclen Community Middle School, nor is it expected to significantly alter the duties of current staff in K166.

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<sup>26</sup> The FSF Guide is available at:

[http://schools.nyc.gov/offices/d\\_chanc\\_oper/budget/dbor/allocationmemo/fy13\\_14/FY14\\_PDF/sam01\\_1c.pdf](http://schools.nyc.gov/offices/d_chanc_oper/budget/dbor/allocationmemo/fy13_14/FY14_PDF/sam01_1c.pdf)

<sup>27</sup> The FY14 School Allocation Memoranda is available at:

[http://schools.nyc.gov/offices/d\\_chanc\\_oper/budget/dbor/allocationmemo/fy13\\_14/FY14\\_PDF/sam21.pdf](http://schools.nyc.gov/offices/d_chanc_oper/budget/dbor/allocationmemo/fy13_14/FY14_PDF/sam21.pdf)

New administrative staff and non-pedagogical positions will be created at AF Brooklyn Academy as it grows to scale. The precise number of positions needed for the 2014-2015 school year would be determined once annual enrollment projections are released in the Spring of 2014. Similarly, the number of new positions created to serve students in the new grades would be determined based on annual enrollment projections that become available as the school grows to serve those grades.

## **B. Administration**

No changes in school supervisory or administrator positions at J.H.S. 166, UFT Charter, or Van Siclen Community Middle School are expected as a result of this proposal.

If this proposal is approved, AF Brooklyn Academy may hire school supervisors and/or administrator personnel on an as needed basis throughout the course of the school's phase-in.

## **C. Transportation**

Transportation will be provided according to Chancellor's Regulation A-801:

<http://schools.nyc.gov/NR/ronlyres/21A1B11A-886B-4F74-9546-E875EE82A14C/40303/A801.pdf>.

This proposal is not expected to impact the transportation practices of the other schools located in the K166 building.

## **D. Other Support Services**

The provision of certain support services is described above. Other support services will be provided consistent with Citywide policy.

## VII. Building Information

<b>Building</b>		K166
<b>Type of Building</b>		MIDDLE
<b>Year Built</b>		1956
<b>Overall BCAS rating</b>		2.38
<b>2011-2012 Target Building Utilization</b>		72%
<b>2011-2012 Target Building Capacity</b>		1320
<b>FY 2012 Maintenance Costs</b>	<b>Labor</b>	\$13,958
	<b>Materials</b>	\$12,623
	<b>Maintenance and repair contracts</b>	\$44,156
	<b>Service contracts</b>	\$5,130
	<b>Custodial operations costs—Materials</b>	\$10,266
	<b>Custodial operations costs—Custodial Allocation</b>	\$293,453
<b>FY 2012 Energy Costs</b>	<b>Electric</b>	\$150,600
	<b>Gas</b>	\$7,033
	<b>Steam</b>	\$0
	<b>Oil</b>	\$59,670
<b>Projects completed during the current or prior school year</b>		None
<b>Projects proposed in the capital plan</b>		None
<b>Accessibility of the building</b>		Partially Accessible
<b>Building attributes</b>		Art Rooms, Auditorium, Cafeteria, Computer Rooms, Gymnasium, Library, Nurse's Office