**Resolution Regarding the Proposed Co-Location of the High School Grades of Icahn Charter School 1 (84X717), Icahn Charter School 2 (84X378), Icahn Charter School 3 (84X422), Icahn Charter School 4 (84X496), Icahn Charter School 5 (84X538), Icahn Charter School 6 (84X133), and Icahn Charter School 7 (84X362) with J.H.S. 144 Michelangelo (11X144) and Pelham Gardens Middle School (11X566) in Building X144, Beginning in 2014-2015**

WHEREAS, in accordance with Education Law § 2590-h(2-a), the Chancellor prepared an educational impact statement ("EIS"), published and filed on August 29, 2013, on the proposed co-location of the high school grades of Icahn Charter School 1 (84X717), Icahn Charter School 2 (84X378), Icahn Charter School 3 (84X422), Icahn Charter School 4 (84X496), Icahn Charter School 5 (84X538), Icahn Charter School 6 (84X133), and Icahn Charter School 7 (84X362) with J.H.S. 144 Michelangelo (11X144) and Pelham Gardens Middle School (11X566) in building X144, beginning in 2014-2015; and

WHEREAS, in accordance with Education Law § 2590-g(8), the Panel for Educational Policy (the "Panel") undertook a public review process for review and comment on the proposal; and

WHEREAS, such review process included notice of the proposal via the Department of Education's (the "Department's") internet website and circulation of the notice of proposal to all community superintendents, community district education councils, community boards, and school based management teams; and

WHEREAS, such notice further included: a) a description of the purpose and substance of the proposal; b) information regarding where the full text of the proposal could be obtained; c) the name, office, address, email, and telephone number of the Department representative from whom information concerning the proposal could be obtained; d) the date, time, and place of any hearing on the proposal; e) the date, time, and place of the meeting of the Panel at which the Panel was to vote on the proposal; and f) information on how to submit written or oral comments regarding the proposal; and

WHEREAS, such notice and public review process commenced on August 29, 2013, at least forty-five days in advance of the October 15, 2013 meeting of the Panel at which the proposal came before the Panel for a vote; and

WHEREAS, in accordance with Education Law 2590-h(2-a), the Chancellor held a joint public hearing on the proposal with the District 11 Community Education Council and to which all school leadership teams were invited, at which all interested parties had an opportunity to present comments or concerns on the proposal; and

WHEREAS, following the public review and comment period, the Panel made available to the public, including via the Department's internet web site, an assessment of all public comments concerning the proposal; and

WHEREAS, the assessment of public comments included a summary and analysis of the issues raised and any significant suggested alternatives; a statement of the reasons why any significant

alternatives were not incorporated into the proposal; a description of any changes to the proposal as a result of the public comments; and

WHEREAS, the Chancellor recommends that the Panel approve the proposal; and

WHEREAS, it is the desire of the Panel to approve the proposal; now therefore be it

RESOLVED, that in accordance with Education Law § 2590-g, the Panel for Educational Policy hereby approves the proposed co-location of the high school grades of Icahn Charter School 1 (84X717), Icahn Charter School 2 (84X378), Icahn Charter School 3 (84X422), Icahn Charter School 4 (84X496), Icahn Charter School 5 (84X538), Icahn Charter School 6 (84X133), and Icahn Charter School 7 (84X362) with J.H.S. 144 Michelangelo (11X144) and Pelham Gardens Middle School (11X566) in building X144, beginning in 2014-2015.