



Second Amended Notice  
March 7, 2013

Dennis M. Walcott  
Chancellor

## **The Proposed Extension of the Temporary Co-location of East Harlem Scholars Academy Charter School (84M518) with Existing Schools J.H.S. 13 Jackie Robinson (04M013), Central Park East I (04M497), and Central Park East High School (04M555) and East Harlem Scholars Academy Charter School II (84MTBD) in School Building M013 Beginning in 2013-2014**

### **I. Description of the subject and purpose of the proposed item under consideration.**

On January 22, 2013, the New York City Department of Education (“DOE”) posted a proposal to extend the temporary co-location of East Harlem Scholars Academy Charter School in M013 through the 2015-2016 school year. East Harlem Scholars Academy Charter School (84M518, “EHS I”) is an existing public charter school that currently serves students in kindergarten through second grade in building M013 (“M013”) located at 1573 Madison Avenue, Manhattan, NY 10029 in Community School District 4 (“District 4”). It is currently phasing into building M013 (“M013”), and will serve students in kindergarten through fifth grade when it reaches full scale in 2015-2016. EHS I is co-located with J.H.S. 13 Jackie Robinson (04M013, “J.H.S. 13”), a middle school serving students in grades six through eight, Central Park East I (04M497, “CPE I”), an elementary school serving students in kindergarten through fifth grade in addition to serving one section of full-day pre-kindergarten, and Central Park East High School (04M555, “CPE HS”), a high school serving students in grades nine through twelve.

On March 1, 2013, the proposal was amended to update the programs and partnerships of CPE I to include Weekly Storyteller, Per Dev, and El Taller Latino Arts After School, and to clarify that J.H.S. 13 is the school proposed for phase-out in M013. These changes did not substantially revise the proposal.

This further amended notice provides a new date for the vote by the PEP on this proposal. This proposal will now be voted on at the March 20, 2013 meeting of the PEP. Details on the new PEP meeting date and location are included in Section VI. below.

On March 23, 2011, The Panel for Educational Policy (“PEP”) approved a proposal, originally published on February 5, 2011 and amended on February 17, 2011, to

temporarily co-locate EHS I in M013 for the 2011-2012 and 2012-2013 school years. The approved proposal stated that the DOE would evaluate the available space in M013 and other District 4 locations before the start of the 2013-2014 school year and issue a new EIS for the future siting of EHS I based on the most appropriate space available for the 2013-2014 school year and beyond. After completing the evaluation, the DOE has decided to extend EHS I's existing temporary co-location by three years in M013, after which school will move into a private facility.

In a separate proposal also posted on January 22, 2013 and amended on March 1, 2013, the DOE has proposed to co-locate a new charter school, East Harlem Scholars Academy Charter School II (84MTBD, "EHS II") in the M013 building beginning in the 2013-2014 school year. If both of these proposals are approved, EHS II will also be co-located with the schools in M013 for the duration of EHS I's extended co-location, and then would expand into the space that EHS I vacates once it moves into its private facility beginning in the 2016-2017 school year. If EHS I is unable to move into its private facility at the end of the 2015-2016 school year, EHS I will explore options to serve its students in a temporary space.

In a separate Educational Impact Statement ("EIS"), published on January 22, 2013 and amended on March 1, 2013, the DOE has proposed to gradually phase-out and eventually close J.H.S. 13 because of its poor performance and inability to improve quickly to better support student needs. If the phase-out proposal is approved, J.H.S. 13 will no longer admit sixth grade students after the conclusion of the 2012-2013 school year. One grade will then be phased out in each subsequent year. During the 2013-2014 school year, J.H.S. 13 will serve students in seventh and eighth grade and, in 2014-2015, it will serve students in eighth grade. J.H.S. 13 will close in June 2015.

For the purposes of this amended EIS describing the proposal to extend the co-location of EHS I, it is assumed that the proposal to phase-out J.H.S. 13 will be approved by the PEP. However, if the proposal to phase-out J.H.S. 13 is not approved, the DOE still believes there is space for the extension of the co-location of EHS I in M013 and the accompanying BUP will be revised as necessary. EHS I is currently serving 160 students in kindergarten through second grade. The State University of New York Charter Schools Institute ("SUNY CSI") authorized EHS I in May 2010 to open a public charter school in 2011-2012. During the current 2012-2013 school year EHS I serves students in kindergarten through second grade. EHS I is currently expanding to serve students in kindergarten through fifth grade. EHS I provides a preference to District 4 students in its charter school lottery application process. This proposal is for the extension of the co-location of EHS I until the conclusion of the 2015-2016 school year, at which point EHS I would be serving students in kindergarten through fifth grades. EHS I has informed DOE that it intends to apply to SUNY CSI to expand its grade span to serve students in kindergarten through eighth grade, reaching full scale in 2018-2019. Only SUNY CSI has the authority to approve or deny that request. Should SUNY CSI deny EHS I's request to expand, or if EHS I fails to make this request, EHS I will only serve its approved grade span of kindergarten through fifth grade. EHS I's expansion plans do not impact this proposal, because any expansion would occur after the school relocates to private space.

As stated above, M013 currently houses three school organizations in addition to EHS I: J.H.S. 13, CPE I, and CPE HS. CPE I is an existing DOE choice elementary school that serves students in kindergarten through fifth grade and offers a pre-kindergarten program. J.H.S. 13 is an existing District 4 choice middle school that serves students in grades six through eight. CPE HS is an existing DOE high school that serves students in grades nine through twelve. M013 also houses two community-based organizations (“CBOs”), the Harlem Family Institute and Girl’s Inc. This proposal is not expected to impact the siting of either CBO.

M013 has been identified as an under-utilized building. According to the 2011-2012 Enrollment Capacity Utilization Report (the “Blue Book”), M013 has the capacity to serve 1,227 students. During the current 2012-2013 school year, the building serves 1,019 students, yielding a building utilization rate of 83% and demonstrating that the building is “underutilized” and has space to accommodate additional students.

The DOE does not anticipate that this proposal will affect student enrollment, the admissions process or instructional programming at J.H.S. 13, CPE I, and CPE HS.

The DOE strives to ensure that all students in New York City have access to a high-quality school at every stage of their education. In determining the optimal way to distribute space to schools and to maintain quality educational options, the DOE is proposing to extend the co-location of EHS I in M013 until the conclusion of the 2015-2016 school year, which would allow EHS I to continue to exist as a high-quality option for students and families in District 4.

## **II. Information regarding where the full text of the proposed item may be obtained.**

The amended Educational Impact Statement (“EIS”) and Building Utilization Plan (“BUP”) can be found on the Department of Education’s Web site:

<http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2012-2013/Mar202013Proposals.htm>

Copies of the amended EIS and BUP are also available in the main offices of CPE I, CPE HS, J.H.S. 13, and East Harlem Scholars.

## **III. Submission of public comment.**

Written comments can be sent to [D04Proposals@schools.nyc.gov](mailto:D04Proposals@schools.nyc.gov).

Oral comments can be left at 212-374-3466.

## **IV. The name, office, address, email and telephone number of the city district representative, knowledgeable on the item under consideration, from whom information may be obtained concerning the item.**

Name: Jennifer Peng

Office: Division of Portfolio Planning  
Address: 52 Chambers Street, New York, NY 10007  
Email: [D04Proposals@schools.nyc.gov](mailto:D04Proposals@schools.nyc.gov)  
Phone: 212-374-3466

**V. Date, time and place of joint public hearings for this proposal.**

The joint public hearing for this proposal was held on February 27, 2013, but additional comments and questions about this proposal can continue to be directed to [D04Proposals@schools.nyc.gov](mailto:D04Proposals@schools.nyc.gov) or 212-374-3466.

**VI. Date, time and place of the Panel for Educational Policy meeting at which the Panel will vote on the proposed item.**

March 20, 2013 at 6:00 p.m.  
Brooklyn Technical High School  
29 Fort Greene Place  
Brooklyn, NY 11217