

**Resolution Regarding Approval of the Proposed Temporary Co-location
of Carl C. Icahn Charter School IV with Mott Hall V and The Cinema School in
School Building X423 for the 2010-2011 School Year**

WHEREAS, in accordance with Education Law 2590-h(2-a), the Chancellor has prepared an educational impact statement on the proposal to temporarily co-locate Carl C. Icahn Charter School IV with Mott Hall V and The Cinema School in school building X423 for the 2010-2011 school year; and

WHEREAS, in accordance with Education Law 2590-h(2-a), the Chancellor has held a joint public hearing on the proposal with the District 12 Community Education Council and the school leadership teams at which all interested parties had an opportunity to present comments or concerns on the proposal; and

WHEREAS, in accordance with Education Law § 2590-g(8), the Panel for Educational Policy undertook a public review process for review and comment on the proposed temporary co-location of Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year; and

WHEREAS, such review process included notice of the proposal via the Department of Education's internet website and circulation of the notice of the 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 to temporarily co-locate Carl C. Icahn Charter School IV with Mott Hall V and The Cinema School in school building X423 for the 2010-2011 school year; 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 of Education 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 will 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 February 2, 2010, at least forty-five days in advance of the March 23, 2010 meeting of the Panel at which the proposed temporary co-location came before the Panel for a vote; and

WHEREAS, following the public review and comment period, the Panel made available to the public, including via the Department of Education's internet web site, an assessment of all public comments concerning the proposed temporary co-location of Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year; 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 information regarding where the full text of any approved temporary co-location of Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year may be obtained; and

WHEREAS, the Chancellor recommends that the Panel for Educational Policy approve the proposal to temporarily co-locate Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year; and

WHEREAS, the temporary co-location of Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year is necessary to continue to offer high quality options to students and families in District 12; and

WHEREAS, it is the desire of the Panel for Educational Policy to temporarily co-locate Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year; now therefore be it

RESOLVED, that in accordance with Education Law § 2590-g, the Panel for Educational Policy hereby approves the proposal to temporarily co-locate Carl C. Icahn Charter School IV, Mott Hall V, and The Cinema School in school building X423 for the 2010-2011 school year.