

Resolution Regarding the Revised Proposed Co-location of a New District Elementary School (12X458) with Existing Schools P.S. 050 Clara Barton (12X050) and Fairmont Neighborhood School (12X314) in Building X050 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 September 13, 2013, on the proposed co-location of a new district elementary school (12X458) with existing schools P.S. 050 Clara Barton (12X050) and Fairmont Neighborhood School (12X314) in building X050 beginning in 2014-2015 (the “Original Proposal”); 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 Original Proposal; and

WHEREAS, such review process included notice of the Original Proposal via the Department of Education’s (the “Department’s”) internet website and circulation of the notice of the Original 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 Original Proposal; b) information regarding where the full text of the Original Proposal could be obtained; c) the name, office, address, email, and telephone number of the Department representative from whom information concerning the Original Proposal could be obtained; d) the date, time, and place of any hearing on the Original Proposal; e) the date, time, and place of the meeting of the Panel at which the Panel was to vote on the Original Proposal; and f) information on how to submit written or oral comments regarding the Original Proposal; and

WHEREAS, such notice and public review process commenced on September 13, 2013, at least forty-five days in advance of the October 30, 2013 meeting of the Panel at which the Original Proposal came before the Panel for a vote; and

WHEREAS, in accordance with Education Law § 2590-h(2-a), after receiving public input, the Chancellor substantially revised the Original Proposal and prepared and published a revised EIS on October 11, 2013, to reflect that 12X458 is now proposed to be a zoned school, serving the same zone as the Fairmont Neighborhood School, and will open with only kindergarten, rather than kindergarten and first grade (the “Revised 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 Revised Proposal; and

WHEREAS, such review process included notice of the Revised Proposal via the Department’s internet website and circulation of the notice of the Revised 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

Revised Proposal; (b) identification of all substantial and non-substantial revisions to the Original Proposal; (c) a summary of all public comments received on the Original Proposal following the initial public notice; (d) information regarding where the full text of the Revised Proposal could be obtained; (e) the name, office, address, email, and telephone number of the Department of Education representative from whom information concerning the Revised Proposal could be obtained; (f) date, time, and place of any hearing on the Revised Proposal; (g) the date, time and place of the meeting of the Panel at which the Panel will vote on the Revised Proposal; and (h) information on how to submit written or oral comments regarding the Revised Proposal; and

WHEREAS, such notice and public review process commenced on October 11, 2013, at least fifteen days in advance of the October 30, 2013 meeting of the Panel at which the Revised Proposal came before the Panel for a vote; and

WHEREAS, on October 25, 2013, the Department issued an amended revised EIS which clarified Fairmont Neighborhood School's adjusted baseline allocation in the 2019-2010 school year includes 22 full-size rooms (which was correctly reflected in the "Adjusted Baseline Footprint Allocation for Full-Size Classrooms" chart, but incorrectly described in the text), and reflected that 12X458's adjusted baseline allocation has been increased to 18 full-size rooms (rather than 17 full-size rooms) to accommodate an additional self-contained section and 3.0 full-size equivalent ("FSE") rooms for administrative use (rather than 3.5 FSE rooms), but which did not substantially revise the Revised Proposal; and

WHEREAS, in accordance with Education Law 2590-h(2-a), the Chancellor held a joint public hearing on the Revised Proposal with the impacted school leadership teams and the District 12 Community Education Council, at which all interested parties had an opportunity to present comments or concerns on the Revised 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 Original Proposal and Revised 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 Revised Proposal; a description of any changes to the Revised Proposal as a result of the public comments; and

WHEREAS, the Chancellor recommends that the Panel approve the Revised Proposal; and

WHEREAS, it is the desire of the Panel to approve the Revised Proposal; now therefore be it **RESOLVED**, that in accordance with Education Law § 2590-g, the Panel for Educational Policy hereby approves the revised proposed co-location of a new district elementary school (12X458) with existing schools P.S. 050 Clara Barton (12X050) and Fairmont Neighborhood School (12X314) in building X050 beginning in 2014-2015.