

AMENDED EDUCATIONAL IMPACT STATEMENT: The Proposed Co-Location of New Public Elementary Charter School, Success Academy Charter School – New York 4 (84KTBD) Grades K- 4 with Existing School J.H.S. 78 Roy H. Mann (22K078) in Building K078 Beginning in 2014-2015

I. Summary of Proposal

On August 29, 2013 the New York City Department of Education (“DOE”) issued an Educational Impact Statement (“EIS”) and Building Utilization Plan (“BUP”) describing a proposal to site the kindergarten through fourth grades of Success Academy Charter School – New York 4 (84KTBD, “SA- New York 4”) in building K078 (“K078”), beginning in the 2014-2015 school year. K078 is located at 1420 East 68th Street, Brooklyn, NY 11234 in Community School District 22 (“District 22”). If this proposal is approved, SA- New York 4 will be co-located in K078 with J.H.S. 78 Roy H. Mann (22K078, “J.H.S. 78”), an existing middle school serving students in grades six through eight.

The EIS and BUP have been amended to clarify that if this proposal is approved, SA- New York 4 will open in September 2014, serving 180-220 students in kindergarten and first grade, and will add one grade level each year until it serves approximately 450-600 students in kindergarten through fourth grade in the 2017-2018 school year. The first page of the original EIS and BUP incorrectly stated that SA- New York 4 would serve 120-180 students in kindergarten and first grade, in September 2014 and approximately 375-450 students in kindergarten through fourth grade in the 2017-2018 school year, although the enrollment charts, building utilization calculations and space allocation charts all contained the correct enrollment information for SA-New York 4. SA-New York 4 will admit students via the charter lottery application process, with preference given to District 22 residents, as originally described.¹

SA- New York 4 has submitted a preliminary application for charter authorization to the State University of New York Trustees (“SUNY”) to serve students in kindergarten through fifth grade. This proposal deals only with the kindergarten through fourth grades of SA- New York 4. Any future proposal to co-locate additional grade levels of SA- New York 4 in K078 would be addressed in a separate Educational Impact Statement (“EIS”) and subject to approval by the Panel for Educational Policy (“PEP”). The proposal to open and co-locate SA- New York 4 in building K078 is contingent upon SUNY’s approval of SA- New York 4’s application for charter authorization. Only SUNY has the authority to approve or deny SA- New York 4’s application for charter authorization. If SUNY does not approve SA- New York 4’s charter application, this proposal will not be implemented.² For the purposes of this proposal, it is assumed that SUNY will approve SA- New York 4’s application.

Success Academy Charter Schools (“SACS”) is a charter management organization (“CMO”) that currently operates 18 public charter schools in New York City, six of which opened in the 2013-2014 school year. The four SACS elementary schools that received a Progress Report for the 2011-2012 school year all received an overall grade of A.

Currently, the DOE is also planning to reduce the enrollment at J.H.S. 78 over a period of three years beginning in September 2014. Details of the year-by-year reduction are included in Section IV below. By

² Should SUNY deny SA-New York 4’s application, the DOE may propose an alternate use of space in K078, which would be described in a separate EIS in accordance with Chancellor’s Regulation A-190.

2016-2017, enrollment at J.H.S. 78 will decrease by approximately 160-190 students so that it will serve approximately 795-825 students at scale in sixth through eighth grades.

Regardless of whether this co-location proposal is approved, the DOE will still pursue the enrollment reduction at J.H.S. 78 beginning in September 2014.

According to the 2011-2012 Enrollment, Capacity, Utilization Report (“Blue Book”), K078 has a target capacity of 1,277 students. The building is currently serving approximately 983 students yielding a building utilization rate of 77%.^{3,4}

The DOE believes there will be sufficient space in building K078 to accommodate J.H.S. 78 and SA- New York 4. In 2017-2018, once J.H.S. 78 has completed its enrollment reduction and SA- New York 4 has completed its phase-in, it is projected that there will be approximately 1,245-1,425 students served in K078, thereby yielding an estimated utilization rate of 97%-112%.

Although a utilization rate in excess of 100% may suggest that a building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation. In addition, charter school enrollment plans are frequently based on larger class sizes than target capacity, contributing to building utilizations above 100%, while not impacting the utilization of the space allocated to the traditional district school. Please refer to the attached BUP for a more detailed description of the available space in K078.

Background on the DOE’s Decision-Making Process

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. The co-location of SA- New York 4 in building K078 is intended to provide an additional option to students and families in District 22.

As mentioned above, the DOE is working closely with the J.H.S. 78 community to gradually decrease the school’s enrollment by approximately 160-190 students over a period of three years.

The enrollment reduction of J.H.S. 78 is driven by J.H.S. 78’s performance. J.H.S. 78 received an overall C grade on its Progress Report in 2011-2012 for the third consecutive year. Additionally, in 2011-2012, the school received D grade in School Environment.

³ 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.

⁴ The Under-Utilized Space Memorandum was published on the DOE’s Web site on October 24, 2012 and updated on February 1, 2013. The updated memorandum can be accessed at:
<http://schools.nyc.gov/NR/rdonlyres/6D8EA76A-82FA-4740-9ED1-66BCABEE8BFB/138473/UUMemorandumAddendumlanguage2013POsTER2114.pdf>.
 The most recent Under-Utilized Space Memorandum Addendum was updated on August 28, 2013, and can be accessed at:
http://schools.nyc.gov/NR/rdonlyres/6D8EA76A-82FA-4740-9ED1-66BCABEE8BFB/149149/UUMemorandumAddendum_August2013vFINAL.pdf.

Enrollment has been naturally declining at J.H.S. 78 over the last five years. From 2008-2009 to 2012-2013, the school's total enrollment decreased by 11%, and enrollment is expected to further decrease this upcoming school year. The enrollment reduction will also allow for a new elementary school option to open in building K078.

The DOE will also continue to seek and review community feedback while this proposal is under consideration by the Panel for Educational Policy (“PEP”).

II. Proposed or Potential Use of Building

K078 has a target capacity to serve 1,277 students.⁵ (The concept of “target capacity” is explained below.) In 2013-2014, the building is serving approximately 983 students,⁶ yielding a utilization rate of 77%. If this proposal is approved, SA- New York 4 will serve approximately 180-220 students in kindergarten and first grade in K078 in 2014-2015. At scale, SA- New York 4 will serve approximately 450-600 students in grades kindergarten through four. In 2017-2018, when SA- New York 4 has completed phasing in and achieved full-scale, and J.H.S. 78 has completed its planned enrollment reduction, the DOE projects that building K078 will serve approximately 1,245-1,425 students, yielding a utilization rate of 97%-112%.

If this proposal is approved, the grade spans for all existing and proposed school organizations in K078 over a five year period will be:

Grade Spans						
DBN	School Name	2013-2014	2014-2015	2015-2016	2016-2017	2017-2018
22K078	J.H.S. 78	6-8	6-8	6-8	6-8	6-8
84KTBD	SA- New York 4	-	K-1	K-2	K-3	K-4

The total current and projected student enrollment for all existing and proposed school organizations in K078 over a five year period, as well as the building utilization rates, are described in the table below:

DBN	School Name	2013-2014 Enrollment	2014-2015 Projected Enrollment	2015-2016 Projected Enrollment	2016-2017 Projected Enrollment	2017-2018 Projected Enrollment
22K078	J.H.S. 78	983	905 - 935	850 - 880	795 - 825	795 - 825
84KTBD	SA- New York 4	-	180 - 220	205 - 250	360 - 480	450 - 600
Total Building Enrollment		983	1,085 - 1,155	1,055 - 1,130	1,155 - 1,305	1,245 - 1,425
Utilization		77%	85% - 90%	83% - 88%	90% - 102%	97% - 112%

⁵ 2011-2012 Enrollment, Capacity, Utilization, Report (the “Blue Book”).

⁶ 2013-2014 Budget Register Projections

As described in more detail in the Enrollment, Capacity, Utilization Report (“Blue Book”), which is available at http://www.nycsca.org/Community/CapitalPlanManagementReportsData/Enrollment/2011-2012_Classic.pdf, a building’s target utilization rate is calculated by dividing the aggregated enrollment of all 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 goals for maximum classroom capacities (which are lower than the United Federation of Teachers (“UFT”) 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).

As described earlier in this amended EIS 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 maximum classroom capacity, etc.) remain constant. Thus, projected utilization rates for 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 an administrative room to a homeroom at the high school level will increase a building’s overall target capacity because high school administrative rooms are not assigned a capacity. Holding enrollment constant, this change would result in a lower utilization rate. 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 goal for maximum 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.

Despite the possibility of a utilization rate slightly over 100%, the building has sufficient space to provide both schools with at least their baseline room allocations. Although a utilization rate in excess of 100% may suggest that a building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation. In addition, charter school enrollment plans are frequently based on larger class sizes than target capacity, contributing to building utilizations above 100% while not impacting the utilization of the space allocated to the traditional public school. Please refer to the accompanying BUP for more information regarding the availability of space in K078.

As discussed in the attached BUP, building K078 has sufficient space to provide all schools with at least their baseline room allocations under the Citywide Instructional Footprint. Furthermore, the utilization rate may be slightly overstated because this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation. In addition, charter school enrollment plans are frequently based on larger class sizes than target capacity, contributing to higher building utilizations. Please refer to the accompanying BUP for more information regarding the availability of space in K078.

For more detail on the Footprint and room allocations, see the attached amended BUP. Please visit the DOE’s Web site to access the Footprint, which guides space allocation and use in City schools http://schools.nyc.gov/NR/rdonlyres/78D715EA-EC50-4AD1-82D1-1CAC544F5D30/0/DOEFOOTPRINTSConsolidatedVersion2011_FINAL.pdf.

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

Under this proposal, SA- New York 4 will be co-located with J.H.S. 78 in building K078 beginning in the 2014-2015 school year.

A. Students

Impact on Current and Future J.H.S. 78 Students

As noted above, the DOE is proposing to reduce J.H.S. 78's enrollment. All current J.H.S. 78 students will have the opportunity to finish their middle school education at J.H.S. 78.

J.H.S. 78 enrolls students into four middle school programs through the middle school application process using three different admissions methods: a zoned program; two screened programs, Excelsior Academy and Center for Advanced Placement; and one test program, Center for Intellectually Gifted. The zoned program offers priority to students residing in the K078 zone. Admission to the two screened programs and the test program is based on a review of attendance, punctuality and grades. In addition, to be eligible for the Center for Intellectually Gifted program, students must take the Otis- Lennon School Ability Test, and should have a combined score of 1371 on the Grade 4 NYS Examinations in English Language Arts ("ELA") and Math. This proposal will not impact the methods by which J.H.S. 78 currently admits students.

Through the middle school application process, students will be offered the opportunity to apply to a range of middle schools within their district, and/or schools with borough-wide or Citywide eligibility. Students may also choose to apply to a number of schools that manage their own admission process. Information about all of these options is printed in each district's Middle School Directory which can be found at <http://schools.nyc.gov/ChoicesEnrollment/Middle/Publications/default.htm>. Please note that this directory is updated yearly. General information about the middle school application process can be found on the DOE's Web site at: <http://schools.nyc.gov/ChoicesEnrollment/Middle/default.htm>.

J.H.S. 78 currently offers Integrated Co-Teaching ("ICT") classes, self-contained ("SC") special education classes, and Special Education Teacher Support Services ("SETSS"). The existing ICT, SC, and SETSS classes and services will continue to be provided, and students with disabilities will continue to receive mandated services in accordance with their Individualized Education Programs ("IEPs"). Current and future students with IEPs will continue to receive appropriate services at J.H.S. 78. J.H.S. 78 also has an English as a Second Language ("ESL") program for English Language Learner ("ELL") students. J.H.S. 78's ELL students will also continue to receive services in accordance with DOE policy.

According to the school-reported information, and the school's Web site, J.H.S. 78 currently offers the following extra-curricular activities and partnerships:⁷

- **Program Partners:** Bergen Beach Youth Organization (BBYO), Millennium Development, NYC Teaching Fellows (NYCTF), Penny Harvest; Cooperative, Healthy, Active, Motivated, Girls for Gender Equity (GGE), Urban Leadership Program, Positive Students (CHAMPS); Arista/NJHS
- **Special Programs:** Magnet Programs, Drama, Award Winning Band, Culinary Arts, Computer Technology, Regents Preparation, Kaplan Specialized High School Prep/Regents Prep, Achieve 3000, Stock Market Game, Arista/National, Junior Honor Society (NJHS), Peer Mediation, Student Government, Saturday Academy, Cheerleading, Dance, Chess, Photography
- **Boys Sports:** Basketball, Bowling, Football, Archery, Soccer
- **Girls Sports:** Basketball, Bowling, Volleyball

The DOE does not anticipate that the proposed co-location will affect the extra-curricular programs or partnerships currently offered at J.H.S. 78. J.H.S. 78 will continue offering student athletics and other extra-curricular program options, but the number and range of programs offered may gradually diminish due to declining student enrollment as a result of the enrollment reduction. Again, it is difficult to predict precisely how those changes might be implemented as decisions will rest with school administrators and

⁷ The District 22 Middle School Directory can be found at: <http://schools.nyc.gov/NR/rdonlyres/0AB0D624-619D-4962-8876-83A9A2FCFD83/0/201213D22MSD.pdf>

will be made based on student interests and available resources. That is true for any City school as all schools modify extra-curricular offerings annually based on student demand and available resources.

Impact on Future Middle School Students in District 22

If this proposal is approved, students will continue to have access to a broad range of middle school options (including J.H.S. 78) through the District 22 Middle School Choice Process.

J.H.S. 78 currently admits students through the District 22 Middle School Choice Process using the zoned, screened and test admissions methods. Though the co-location will not directly impact J.H.S. 78's admissions policies, the enrollment reduction will reduce the number of sixth-grade seats available at J.H.S. 78 in the 2014-2015 school year and beyond.

In particular, the enrollment reduction will decrease the seats available in the zoned and screened programs. However, the zoned program will continue to have sufficient seats to accommodate historical demand from students within the K078 zone. Furthermore, there are seven other middle school options in District 22 that collectively offer several screened programs similar to Excelsior Academy and Center for Advanced Placement (the two screened programs at J.H.S. 78): J.H.S. 14 Shell Bank, J.H.S. 234 Arthur W. Cunningham, J.H.S. 240 Andries Hudde, J.H.S. 278 Marine Park, I.S. 381, P.S./I.S. 109, and I.S. 206 Joseph F. Lamb. For more information on middle school options in District 22, please see the Middle School Directory at the link below. The enrollment reduction will not impact the number of seats available in the test program.

Through the middle school application process, students will be offered the opportunity to apply to a range of middle schools within their district, and/or schools with borough-wide or Citywide eligibility. Students may also choose to apply to a number of schools that manage their own admission process. Information about all of these options is printed in each district's Middle School Directory which can be found at <http://schools.nyc.gov/ChoicesEnrollment/Middle/Publications/default.htm>. Please note that this directory is updated yearly. General information about the middle school application process can be found on the DOE's Web site at: <http://schools.nyc.gov/ChoicesEnrollment/Middle/default.htm>.

With the middle school application process, students rank their preferences from among their eligible choices which are pre-populated on each student's customized middle school application. These options include:

- Choice middle schools or programs with a screened admissions method (admission is based on criteria designated by the school);
- Zoned middle schools and campus choice middle schools (multiple schools in one campus collectively serving a zone);
- K-8 schools with an unscreened or screened admissions method for middle school students; and
- Schools with borough-wide or Citywide eligibility with unscreened, limited unscreened, or screened admissions methods.

The Citywide deadline for fifth graders to submit middle school applications for the 2014-2015 school year is in December. Additionally, new middle schools designated to open throughout the City for the 2014-2015 school year will be available for students to consider. After the Panel for Educational Policy ("PEP") votes on the proposals to open new schools, eligible students will have the opportunity to submit a "new schools" application. Information about middle school application deadlines will be available at the following link: <http://schools.nyc.gov/ChoicesEnrollment/Middle/Calendar/default.htm>.

Middle school students with IEPs, with the exception of those recommended for placement in a D75 school, are admitted to schools in the same manner as general education students. Schools will ensure that students with disabilities continue to receive mandated services in accordance with their IEPs while also

ensuring such students have opportunities to learn alongside their non-disabled peers to the greatest extent possible.

In accordance with DOE policy, ELL students are admitted to middle school in the same manner as their peers who are not ELL students. Any students requiring ELL services will continue to receive appropriate services in accordance with DOE policy.

Enrollment Impact for Over-the-Counter (“OTC”) Students

If this proposal is approved, J.H.S. 78 will continue to admit students through the OTC admissions process. This proposal is not expected to impact the placement of OTC students in building K078. 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;⁸ 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.

Impact on Future Elementary School Students in District 22

If this proposal is approved, the co-location of SA- New York 4 in K078 will provide District 22 students with an additional elementary school option. In Spring 2014, all incoming kindergarten and first-grade students residing in District 22 will have the opportunity to participate in the charter application lottery to enter kindergarten and first grade at SA- New York 4 in September 2014. Applications will be available on SA- New York 4’s website. Neither the deadline to submit an application for SA- New York 4’s lottery nor the date of the lottery has been set yet. In subsequent years, the lottery will fill available seats in kindergarten, as well as any available seats in other grades. SA- New York 4 will provide preferences to applicants who reside within the Community School District and siblings of current or accepted students.

B. Schools

Building K078 has the capacity to accommodate SA- New York 4 and J.H.S. 78 as SA- New York 4 phases in and J.H.S. 78 undergoes a planned enrollment reduction. In 2017-2018, once SA- New York 4 has reached full scale and J.H.S. 78 has reduced its enrollment, there will be approximately 1,245-1,425 total students served in the building, yielding a utilization rate of 97%-112%. Please refer to the BUP for more information concerning the availability of space in K078.

The NYC DOE Instructional Footprint (“the Footprint”) guides space allocation and use in City schools, and is available on the DOE’s Web site: <http://schools.nyc.gov/NR/ronlyres/78D715EA-EC50-4AD1->

⁸ 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.

[82D1-1CAC544F5D30/0/DOEFOOTPRINTSConsolidatedVersion2011_FINAL.pdfh](#). 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 will 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's 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 should be 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 full-size equivalent ("FSE") classrooms for student support services, resources 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 described in more detail in the attached BUP that accompanies this EIS, the DOE believes there is sufficient space in K078 to accommodate J.H.S. 78 and SA- New York 4's kindergarten through fourth grades. As in other situations where schools are co-located, the schools will share large common and specialty rooms in the building, namely the cafeteria, the gymnasium, the auditorium, and the library. Specific decisions regarding the allocation of the shared spaces will continue to be made by the Building Council, consisting of principals from all co-located schools, in conjunction with the DOE's Office of Space Planning. A Shared Space Committee meets a minimum of four times a year and reports back to the Building Council regarding shared space questions. Any unallocated space will be equitably distributed among the schools based on student enrollment.

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. Thus, the DOE believes that the proposed co-location of SA- New York 4 will increase parent choice by creating access to an additional elementary school option for students in District 22.

Furthermore, on the 2012-2013 New York State exams, SACS demonstrated strong results in ELA, Math, and Science. Compared to all New York City schools, the seven Success Academy schools with testing grades performed in the top 2% on the state Math examination and in the top 7% on the state ELA examination. Additionally, 100% of Success Academy students who took the state science test passed the exam.

Detailed information about New York City charter schools is published annually and is available in print or on the DOE's Web site here:

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

In total, after the implementation of the enrollment reduction at J.H.S. 78, there will continue to be an excess in seat capacity in District 22 middle schools.

- In 2013-2014, there are only approximately 2,146 sixth-grade students enrolled in District 22 middle schools and public charter middle schools located in District 22. Including the seats currently available at J.H.S. 78, there are 2,468 total sixth-grade seats available in District 22 middle schools and public charter schools located in District 22. There is an excess of 322 sixth-grade seats in the district.
- In 2014-2015, excluding the seats by which J.H.S. 78 will be reduced, there would be a projected 2,414 total sixth grade seats in District 22 middle schools and public charter schools located in District 22, resulting in 268 excess sixth grade seats in District 22 middle schools. Given that total sixth grade enrollment in District 22 has been declining year-by-year for the past five years, the DOE does not anticipate any shortfall of sixth grade seats in District 22 in either 2014-2015 or beyond.

Finally, this proposal is not expected to impact the ability of community members and organizations to obtain school building use permits at K078. This proposal is not expected to impact the current site accessibility (Not Functionally Fully- Programmatically Accessible) of K078.

IV. Enrollment, Admissions and School Performance Information

SA- New York 4

Admissions Data

Current Admissions	N/A
Admissions During and After Proposed Opening and Co-location of SA- New York 4	Grades K-4: Charter Lottery Application (students admitted K-3)

Enrollment Data⁹

	Grade KG	Grade 1	Grade 2	Grade 3	Grade 4	Total Enrollment
2013-2014 (projections)	-	-	-	-	-	-
2014-2015 (projections)	90-110	90-110	-	-	-	180-220
2015-2016 (projections)	45-60	80-95	80-95	-	-	205-250
2016-2017 (projections)	90-120	90-120	90-120	90-120	-	360-480
2017-2018 (projections)	90-120	90-120	90-120	90-120	90-120	450-600

⁹ Projections are based on enrollment in the charter application.

Demographic Data

SA- New York 4 does not yet have student enrollment. Therefore, there is no demographic data for the school.

School Performance Data

SA- New York 4 does not yet have student enrollment. Therefore, there is no performance data for the school.

J.H.S. 78

Admissions Data

Current Admissions	Grades 6-8: District 22 Middle School Choice Process Admissions Methods: Zoned, Screened, Test
Admissions During and After Proposed Opening and Co-location of SA- New York 4	Grades 6-8: District 22 Middle School Choice Process Admissions Methods: Zoned, Screened, Test

Enrollment Data¹⁰

	Grade 6	Grade 7	Grade 8	Total Enrollment
2013-2014 (projections)	326	324	333	983
2014-2015 (projections)	265-275	320-330	320-330	905-935
2015-2016 (projections)	265-275	265-275	320-330	850-880
2016-2017 (projections)	265-275	265-275	265-275	795-825
2017-2018 (projections)	265-275	265-275	265-275	795-825

Demographic Data¹¹

Percentage of Students Receiving ICT or SC Services	15%
Percentage of Students with Individualized Education Programs	18%
Percentage of English Language Learner Students	4%
Percentage of Students Eligible for Free or Reduced Lunch	72%

¹⁰ All figures are from the 2013-2014 Budget Register Projections. J.H.S. 78 Roy H. Mann will undergo a planned enrollment reduction beginning in the 2014-2015 school year.

¹¹ 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. 78	2009-2010	2010-2011	2011-2012
School Performance and Progress			
Overall Progress Report Grade	C	C	C
Quality Review Score ¹²	N/A ¹³	N/A	D
Performance Data			
English Language Arts % Proficient (Levels 3 and 4)	35%	32%	36%
Math % Proficient (Levels 3 and 4)	44%	43%	47%
Other Key Performance Indicators			
Attendance Rate	94%	94%	94%
2012-2013 State Accountability Status	Focus School ¹⁴		

c. Initial Impact on Budget and Cost of Instruction

This proposal is not expected to impact initial costs or allocations at J.H.S. 78.

However, as a result of the enrollment reduction, the total number of students enrolled at J.H.S. 78 will decline each year, meaning that the school's budget will decrease each year, and the school will need fewer teachers and fewer supplies to meet the needs of its smaller student population. If for some reason the overall school enrollment grows again, the overall budget will increase accordingly. In any case, funding will be provided in accordance with enrollment levels, allowing the school to meet the instructional needs of its student population. This is how funding is awarded to all schools throughout the City, with budgets naturally increasing or decreasing as enrollment fluctuates from year to year.

Please refer to the Fair Student Funding ("FSF") Guide¹⁵ and FY14 School Allocation Memoranda¹⁶ 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

¹² For more information about Quality Reviews, please visit the DOE Web site at <http://schools.nyc.gov/Accountability/tools/review/default.htm>.

¹³ Not all schools receive Quality Reviews every year, thus J.H.S. 78 does not have a Quality Review for the 2009-2010 and 2010-2011 school years.

¹⁴ 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>.

¹⁵ The FSF Guide is available at:

http://schools.nyc.gov/offices/d_chanc_oper/budget/dbor/allocationmemo/fy13_14/FY14_PDF/sam01_1c.pdf

¹⁶ 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

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. The DOE has been informed by SACS that it may seek permission for certain capital improvements or facilities upgrades. These capital improvements or facilities upgrades would be subject to the New York State Charter School Act of 1998 (as amended May 2010).

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

A. Personnel Needs

New administrative staff and non-pedagogical positions may be created at SA- New York 4 over the course of the school's phase-in at K078. SA- New York 4 is expected to hire teachers as the new elementary grades are phased-in.

The proposed co-location of SA- New York 4's kindergarten through fourth grades is not expected to change the number of personnel positions assigned J.H.S. 78.

However, as student enrollment at J.H.S. 78 declines, the school's staffing needs may be reduced. All excessing will be conducted in accordance with existing labor contracts. For example, the current UFT contract will require excessing to take place in reverse seniority order within each given teaching license area. Barring system-wide layoffs, excessed teachers will be eligible to apply for other City positions, and any teachers who did not find a permanent position would be placed in the Absent Teacher Reserve ("ATR") pool, meaning that they will continue to earn their salary while serving in the capacity of a substitute teacher in other City schools. Should there be a vacancy in their school in a teacher's license area within one year of the teacher being excessed, the teacher will have a right of return to the school, consistent applicable contractual provisions regarding teachers' seniority.

B. Administration

SA- New York 4 may hire school supervisors and/or administrative personnel on an as-needed basis throughout the course of the school's phase in of kindergarten through fourth grade at K078. The proposed co-location of SA-Brooklyn's kindergarten through fourth grades is not expected to change the number of administration positions assigned to J.H.S. 78.

Some school supervisor and/or administrator positions assigned to J.H.S. 78 may be excessed as enrollment at the school gradually decreases, as administrative needs will decrease as the school serves an increasingly smaller student population. Again, all excessing will take place in accordance with applicable law and labor contracts.

B. Transportation

There will be no change to existing transportation practices for J.H.S. 78 as a result of this proposal.

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>.

C. 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

Building		K078
Type of Building		MIDDLE
Year Built		1964
Overall BCAS rating		2.67
2011-2012 Target Building Utilization		83%
2011-2012 Target Building Capacity		1,277
FY 2012 Maintenance Costs	Labor	\$49,355
	Materials	\$27,250
	Maintenance and repair contracts	\$75,659
	Service contracts	\$0
	Custodial operations costs—Materials	\$11,199
	Custodial operations costs—Custodial Allocation	\$315,801
FY 2012 Energy Costs	Electric	\$188,289
	Gas	\$3,901
	Steam	\$0
	Oil	\$97,495
Projects completed during the current or prior school year		Lighting Replacement, FY13 Reso A Technology, IEH PO 18-Boiler #1-3
Projects proposed in the capital plan		Flood Elimination, Exterior Masonry, IP Surveillance Camera Installation
Accessibility of the building		Building is not Functionally Fully Programmatically Accessible
Building attributes		Art Rooms, Auditorium, Cafeteria, Computer Rooms, Gymnasium, Library, Multi-purpose Room, Nurse's Office, Science Lab