EDUCATIONAL IMPACT STATEMENT:
The Proposed Co-location of the Fifth Grade of Harlem Success Academy Charter School 2 (84M384) and the Fifth Grade of Harlem Success Academy Charter School 3 (84M385) with P.S. 185 Early Childhood Discovery and Design Magnet School, (03M185), P.S. 208 Alain L. Locke Magnet School for Environmental Stewardship (03M208), Harlem Link Charter School (84M329), P226M@P208M (75M226), in Building M185/208 During the 2012-2013 School Year

I. Summary of Proposal

The New York City Department of Education ("DOE") is proposing to co-locate the fifth grade of Harlem Success Academy Charter School 2 (84M384, "HSA 2") and the fifth grade of Harlem Success Academy Charter School 3 (84M385, "HSA 3") in Tandem Buildings M185 and M208 ("M185/208"), located respectively at 20 West 112th Street, New York, NY 10026 and 21 West 111th Street, New York, NY 10026, in Community School District 3, for the 2012-2013 school year only.[1] "Tandem buildings" are two separate buildings with separate entrances, which are joined by a central core containing a shared gymnasium, auditorium, and cafeterias. During the 2012-2013 school year, HSA 2 would serve 65-70 fifth-grade students, and HSA 3 would serve 75-85 fifth-grade students, in M185/208 in the M208 portion of the building. The students from HSA 2 and HSA 3 would be served jointly in M185/208 as a unified fifth-grade cohort of 140-155 students. HSA 2 and HSA 3 would be co-located in M185/208 with four existing schools: P.S. 185 Early Childhood Discovery and Design Magnet School (03M185, "P.S. 185"), a zoned early childhood school in the M185 building serving kindergarten through second grades and offering a full-day pre-kindergarten program; P.S. 208 Alain L. Locke Magnet School for Environmental Stewardship (03M208, "P.S. 208"), a zoned elementary school in the M208 building serving third through fifth grades; Harlem Link Charter School (84M329, "Harlem Link"), a public charter school, located in both the M185 and M208 buildings, serving students in kindergarten through fifth grades; and P226M (75M226, "P226M@P208M"), one site of a multi-site District 75 school, located in M208. A "co-location" means that two or more school organizations are located in the same building and may share common spaces like auditoriums, gymnasiums, and cafeterias.

HSA 2 is an existing charter school serving kindergarten through fourth grades in building M030, located at 144-176 East 128th Street, New York, NY 10035, in Community School District 5, approximately 1.2 miles from M185/208. HSA 2 is co-located with two other schools in the M030 building: P.S. 30 Hernandez/Hughes (05M030, "P.S. 30"), a zoned elementary school serving students in kindergarten through fifth grades as well as a pre-kindergarten program, and P138M@P030M (75M138, "P138M@P030M"), one site of a multi-site District 75 school. If this proposal is approved, HSA 2's kindergarten through fourth grade would continue to be served at this site and would continue to be co-located with P.S. 30 and P138M@P030M.

[1] HSA 2 and HSA 3 are currently undergoing a formal name change process. If approved, the new names will be Success Academy Charter School – Harlem 2 and Success Academy Charter School – Harlem 3, respectively.

HSA 3 is an existing charter school serving kindergarten through fourth grades in building M101, located at 141 East 111th Street, New York, NY 10029 in Community School District 4, approximately 0.5 miles from M185/208. HSA 3 is co-located with two other schools in the M101 building: Mosaic Preparatory Academy (04M375, "Mosaic"), a choice elementary school serving kindergarten through fifth grades as well as a pre-kindergarten program; and P811M@P101M (75M811, "P811M@P101M"), one site of a multi-site District 75 school. If this proposal is approved, HSA 3's kindergarten through fourth grades would continue to be served at this site and would continue to be co-located with Mosaic and P811M@M101.

Success Academy Charter Schools ("Success Academies") is a charter management organization ("CMO") that operates nine public charter schools in New York City. The State University of New York ("SUNY") Charter Schools Institute has authorized HSA 2 and HSA 3 to serve kindergarten through fifth grades. However, after evaluating the space available in the buildings currently housing HSA 2 and HSA 3, the DOE has concluded that M030 and M101 can accommodate only the schools' kindergarten through fourth-grade students. Therefore, the DOE is proposing to co-locate the fifth grades of HSA 2 and HSA 3 in M185/208 for one year. The DOE will consider all long-term options to accommodate the future anticipated growth of HSA 2 and HSA 3 to include grades six through eight, and will propose those options in a separate EIS.[2] If this proposal to co-locate the fifth grades of HSA 2 and HSA 3 in M185/208 is approved, fifth-grade students from HSA 2 and HSA 3 would be served in the M185/208 building in 2012-2013.

Any proposal regarding the future siting and/or co-location of HSA 2 and HSA 3's fifth through eighth grades would be posted in a future EIS subject to a vote by the Panel for Educational Policy. Any proposal for the use of M185/208 beyond 2012-2013 would also be proposed in a future EIS.

P.S 185 is a zoned early childhood school that admits students in kindergarten through second grades in accordance with Chancellor's Regulation A-101. P.S. 185 also has a pre-kindergarten program, which admits students through the standard universal pre-kindergarten admissions process. (Admissions procedures are discussed in more detail in section III.A. below.) P.S. 208 is a zoned elementary school that admits students in third through fifth grades in accordance with Chancellor's Regulation A-101. Although they are two distinct schools, P.S. 185 and P.S. 208 serve the same zone and students generally articulate from the second grade at P.S. 185 to the third grade at P.S. 208. P226M serves 275 students in grades K-12 and offers a pre-kindergarten program.[3] P226M is split-sited across eight locations, including M185/208.[4] P226M@P208M currently serves approximately 38 students in third through fifth grades.[5] Harlem Link is a public charter school serving students in kindergarten through fifth grades and admits students via lottery.

According to the 2010-2011 Enrollment Capacity Utilization Report (the "Blue Book"), M185/208 has the combined capacity to serve 983 students. Currently, the building serves 774 students,[6] yielding a building utilization rate of 79%.[7] If this proposal is approved, in 2012-2013, HSA 2 and HSA 3 will serve

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[2] HSA 2 and HSA 3 are currently authorized to serve kindergarten through fifth grades. When these charters are up for renewal in 2013, HSA 2 and HSA 3 intend to apply to expand the grades served at each school to kindergarten through eighth grades. SUNY has the authority to approve or deny that request.

[3] 2010-2011 Audited Register and school-reported data.

[4] P226M also serves students at the following sites, all in Manhattan: P226M @ High School for Health Professions & Human Services, located at 345 East 15th Street; P226M @ Millennium High School, located at 75 Broad Street; P226M @ Julia Richman High School located at 317 East 67th Street; P226M @ Urban Academy High School, located at 317 East 67th St; P226M @ Pace University, located at 1 Pace Plaza; P226M @ Manhattan School, located at 12 West 12th Street; P226M @ P076M, located at 220 West 121st Street.

[5] School-reported data.

[6] 2011-2012 Audited Register. This figure represents enrollment at P.S. 185, P.S. 208, Harlem Link, and P226M@P208M.

[7] The utilization rate reported here may differ from that published in the 2010-2011 Blue Book because the building enrollment figures referenced throughout this document and used in the calculation of utilization rates are based on the audited enrollment as of October 31, 2011. This methodology is consistent with the manner in which the DOE conducts planning and calculates

approximately 140-155 students in fifth grade at M185/208. If this proposal is approved, in 2012-2013 M185/208 is projected to serve approximately 840-996 students in total at HSA 3, HSA 2, P.S. 185, P.S. 208, Harlem Link, and P226M@P208M, yielding an estimated building utilization rate of 85-101%. While this utilization rate might imply that there is not room in the school for the new grade, 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. Moreover, as discussed in section III.B. and in the attached Building Utilization Plan ("BUP"), the building has sufficient space to provide all these schools with at least their baseline room allocations under the Citywide Instructional Footprint ("Footprint"). Therefore, the M185/208 building has the capacity to accommodate all existing schools along with the proposed addition of the fifth grades of HSA 3 and HSA 2.

As mentioned above, Success Academies currently manages a total of nine public charter schools in Manhattan, Brooklyn and the Bronx. Success Academies schools have a strong track record of academic achievement: each of the four Success Academies elementary schools that received a Progress Report in 2010-2011, including HSA 2 and HSA 3, earned an overall score of A and earned A grades in each of the three subsections - Student Performance, Student Progress, and School Environment. Three of these schools currently serve kindergarten through fourth grades and one serves kindergarten through sixth grades.

In 2010-2011, 75.6% of third grade students at HSA 2 achieved proficiency on the New York State English Language Arts exam and 87.2% achieved proficiency on the mathematics exam. By contrast, the District 5 average third grade English Language Arts proficiency rate in 2010-2011 was 28.6%, and the District 5 average third grade math proficiency rate in 2010-2011 was 34.9%. In 2010-2011, 71.7% of third grade students at HSA 3 achieved proficiency on the New York State English Language Arts exam and 92.8% achieved proficiency on the mathematics exam. By contrast, the District 4 average third grade English Language Arts proficiency rate in 2010-2011 was 40.9% and the District 4 average third grade math proficiency rate in 2010-2011 was 48.4%. HSA 2's and HSA 3's third grade proficiency rates in 2010-2011 also exceeded those of District 3, which had third grade proficiency rates of 61% and 64% in English Language Arts and math, respectively, district-wide.

The DOE believes that HSA 2's, HSA 3's, and Success Academies' records of success support the growth of these two schools. This proposal to site HSA 2's and HSA 3's fifth grades in M185/208 would allow those schools to continue providing educational opportunities for students and families. Success Academies strives to provide rigorous and well-rounded instruction in communities throughout New York City.

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.

II. Proposed or Potential Use of Building

There is sufficient space in M185/208 to accommodate the proposed co-location of the fifth grade of HSA 3, as well as the fifth grade of HSA 2, in the building along with the existing schools. M185/208 has a combined target capacity to serve 983 students. (The concept of "target capacity" and the related concept of "utilization rate" are explained below.)

Target Capacity and Projected Utilization	
Total Capacity (2010-11)	983
Current Enrollment (2011-12)	774
Utilization %	79%

The current and proposed grade spans for the schools in M185/208 are as follows:

		Grade Spans	
DBN	School Name	2011-12	2012-13
03M185	P.S. 185	K-2[8]	K-2
03M208	P.S. 208	3-5	3-5
75M226	P226M@P208M	3-5	3-5
84M329	Harlem Link	K-5	K-5
84M384	HSA 2	-	5
84M385	HSA 3	-	5

The current and projected enrollments for the schools in M185/208 are as follows:

[8] P.S. 185 also offers a pre-kindergarten program. The DOE's pre-kindergarten programs are maintained based on available funding and student enrollment, and the DOE anticipates that pre-kindergarten will continue to be offered at P.S. 185 in 2012-2013, subject to continuing funding and demand.

School Name	2011-2012 Audited Enrollment	2012-2013 Projected Enrollment
P.S. 185	237	214 - 244
P.S. 208	200	180 - 210
P226M@P208M	38	36 - 44
Harlem Link	299	270 - 343
HSA 2	-	65 - 70
HSA 3	-	75 - 85
Total Building Enrollment	774	840 – 996
Utilization	79%	85% - 101%

The DOE's pre-kindergarten programs are maintained based on available funding and student enrollment, and the DOE anticipates that pre-kindergarten will continue to be offered at P.S. 185 in 2012-2013, subject to continuing funding and demand.

As described in more detail in the Blue Book, which is available at http://www.nycsca.org/Community/CapitalPlanManagementReportsData/Enrollment/2010-2011-BlueBook.pdf, a building's target utilization rate is calculated by dividing the aggregated enrollment of all the 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 standards for maximum classroom capacities (which are lower than the United Federation of Teachers 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).

The most recent year for which target capacity has been calculated for buildings is 2010-2011. The DOE's estimated utilization rates for the 2011-2012 school year and beyond are based on the 2010-2011 target capacity, which assumes that the components underlying that target capacity (scheduled use of classrooms, maximum classroom capacity, etc.) remain constant. Thus, estimated utilization rates for the 2011-2012 school year 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 administrative rooms in high schools 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 standard 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.

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 District 3, six other buildings currently have utilization rates above 100%, ranging from 103% to 118%.[9] The schools in these buildings are nonetheless able to successfully serve their students and meet programmatic needs. In addition, if this proposal is approved, though more total students would occupy M185/208, each school would continue to receive at least its baseline room allocation pursuant to the Footprint after the co-location is implemented. Therefore, the building has adequate capacity to accommodate the proposed fifth grades of HSA 3 and HSA 2, along with the existing schools. 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. The BUP sets forth the baseline number of rooms to be allocated to each school pursuant to the Footprint as well as the total number of rooms in the building to provide a more complete picture of the availability of space.

For more detail on the Footprint and room allocations, see section III.B. below and the attached BUP. Please visit the DOE's website 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.

In addition, there are currently three DOE organizations occupying space in the M185/208 building: District 3 School Food, District 75's professional development room, and the District 3 Magnet Grant office. This proposal is not anticipated to impact the District 3 School Food or Magnet Grant offices. Although the amount of space allocated to the District 75 professional development room will not be impacted by this proposal, it will move to a different location within the building.

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

A. Students

Impact on Students Currently Attending Schools in M185/208

The proposed co-location of the fifth grades of HSA 2 and HSA 3 is not expected to impact current or future instructional programming at P.S. 185, P.S. 208, Harlem Link, or P226M@P208M.

P.S. 185 and P.S. 208 serve general education students and students requiring special education services, including students currently enrolled in Integrated Co-Teaching ("ICT") classes, students enrolled in self-contained ("SC") special education classes, and students receiving Special Education Teacher Support Services ("SETSS"). Students with disabilities receive services in accordance with the individualized

[9] 2010-2011 Blue Book.

program ("IEP") developed for each student. Thus, services are tailored to meet the individual needs of the students with disabilities currently enrolled and, as such, may vary from year to year. In addition, students classified as English Language Learner ("ELL") students receive English as a Second Language ("ESL") or transitional bilingual services. All students enrolled at P.S. 185 and P.S. 208 will continue to receive their mandated special education and/or ELL services.

Harlem Link admits students through a lottery regardless of special education or language needs. Harlem Link will continue to serve all students admitted via lottery and will continue to work with families to meet individual students' needs.

P226M@P208M will continue to admit students through the District 75 referral process and serve students according to their IEPs.

The DOE does not anticipate that this proposal would impact the existing partnerships of the schools in M185/208. All school organizations currently in the building could continue to offer extracurricular programs based on student interests, available resources, and staff support for those programs. The proposed co-location would not impact those opportunities. Students would continue to have the opportunity to participate in a variety of extracurricular programs, though the specific programs offered at a given school are always subject to change. That is true for any City student as all schools modify extracurricular offerings annually based on student demand and available resources.

According to its website, P.S. 185 currently offers the following special programs and partnerships:[10]

- District 3 Magnet School (Theme: Engineering)[11]
- Engineering is Elementary (Museum of Science, Boston)
- Computer Programming
- Lego WeDo Robotics
- Investigations Mathematics
- Lego Lab
- Raz Kids Online Reading Program
- Piano/Keyboards: Music and the Brain
- Dance
- Visual Arts

According to its website, P.S. 208 currently offers the following special programs and partnerships:[12]

- District 3 Magnet School (Theme: Environmental Stewardship)
- New York Cares – Team Green, Urban Adventures, and Basketball Clinic
- PlayRugby USA Sports Program
- AIS Academic After School Program

P226M@P208M and Harlem Link do not currently offer special programs and partnerships.[13]

[10] http://www.d3mag.net/ecsdd/sprog.html.
[11] A magnet school is a public school that offers a specialized curriculum, highly trained teachers, and innovative instruction. Magnet schools receive federal funding to go above and beyond the standards of typical public schools.
[12] http://www.d3mag.net/mses/sprog.html.
[13] School-reported data.

Impact on Future Elementary Students in District 4 and District 5

All future kindergarten students in Community School Districts 4 and 5 will retain all elementary school options currently available to them, including the opportunity to enter the charter application lottery process to enroll in kindergarten at HSA 3 and HSA 2, respectively. HSA 2's and HSA 3's charters provide lottery preferences in the following order: (1) returning students, (2) siblings, (3) applicants zoned to attend failing schools[14] and/or applicants who are deemed ELL students who reside in the Community School District ("CSD") of the location of the charter school ("in-district"), (4) applicants zoned to attend failing schools and/or applicants who are deemed ELL students who do not reside in the CSD of the location of the charter school ("out-of-district"), (5) other applicants who reside in-district, and (6) other applicants who reside out-of-district.

The DOE has been advised that HSA 2 and HSA 3 have sought authorization from SUNY to change their respective lotteries to provide preferences for: (1) returning students, (2) siblings of current or accepted students, (3) ELL students (prioritizing in-district ELLs before out-of-district ELLs), and (4) applicants who reside in-district. If this authorization is approved by SUNY, HSA 2 and HSA 3 will each set aside a percentage of seats for ELL students that will be relatable to the average ELL percentage at traditional public elementary schools within the City and/or the Community School District in which the school is located. With respect to the remaining seats and the wait list, HSA 2 and HSA 3 will provide lottery priority to in-district applicants, with any further remaining seats to go to out-of-district applicants. Detailed information about charter schools and the charter lottery application process is published annually and is available in print or on the DOE's website here: http://schools.nyc.gov/NR/rdonlyres/50117A5B-DB95-4231-82CC-16C853A8EE2B/0/CharterSchoolDirectory_English.pdf.

This proposal may have minimal impact on other elementary schools in 2012-2013 if current fourth-grade students at HSA 2 or HSA 3 choose not to continue in those schools for fifth grade as a result of having to travel to Community School District 3. In this case, such students would have the opportunity to return to their zoned schools. However, given the proximity of the buildings, despite being geographically located in different districts, the DOE does not anticipate that many families would choose to leave HSA 2 or HSA 3 for this reason.

Impact on Future Elementary Students in District 3

The proposed co-location of the fifth grade of HSA 2 and HSA 3 in M185/208 is not expected to impact future student enrollment at P.S. 185, P.S. 208, P226M@P208M, or Harlem Link.

P.S. 185 and P.S. 208 will continue to be zoned schools and will continue to admit—in priority order—zoned students, out-of-zone siblings of current students, out-of-district siblings of current students, students zoned for other District 3 schools, and finally, students residing in other districts, in accordance with Chancellor's Regulation A-101 regarding elementary school admissions.

Future students with IEPs will continue to receive mandated services at P.S. 185 and P.S. 208. Students with IEPs are admitted to elementary schools in the same manner as their non-disabled peers. The DOE will support elementary schools by reviewing students' IEPs to focus on addressing the needs of students with disabilities by providing individualized service models that ensure such students have access to the general education curriculum to the greatest extent possible as appropriate to their individual needs. Any students with IEPs will continue to receive appropriate services at the elementary school in which they are enrolled.

[14] A "failing school" is defined as a school that received a letter grade of "D" or "F" in the Student Performance section of the DOE's Progress Report for the preceding academic year.

Current and future English Language Learner ("ELL") students at P.S. 185 and P.S. 208 would continue to receive mandated services. In accordance with DOE policy, ELL students are admitted to schools in the same manner as their non-ELL peers.

The DOE's pre-kindergarten programs are maintained based on available funding and student enrollment, and the DOE anticipates that pre-kindergarten will continue to be offered at P.S. 185 in 2012-2013, subject to continuing funding and demand.

P.S. 185 and P.S. 208 will also continue to serve "over-the-counter" ("OTC") students. 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 New York City school at the time school started. These students fall into one of four categories:

- New to the New York City school system;
- Left the New York City school system and have returned;
- Are seeking transfers (based on the guidelines outlined in Chancellor's Regulation A-101); or
- Did not participate in the admissions process for some other reason.

The District 75 program in the M185/208 building, P226M@P208M, will continue to admit future students in a manner consistent with current practice. Students will continue to be placed in District 75 schools based on individual student needs and recommended special education services. The following variables are taken into account when considering the best placement: whether the student needs a barrier-free site, whether the student requires nursing services, the student's home district, and whether the student has siblings in the articulating school. For additional information about District 75 programs, please visit the DOE website at http://schools.nyc.gov/Offices/District75/default.htm.

Harlem Link will continue to admit students through a lottery, with priority to siblings of current students and District 3 residents.

Impact on Future Middle School Students in District 3

The proposed co-location of the fifth grades of HSA 2 and HSA 3 in M185/208 is not anticipated to have a material impact on middle schools in District 3. If this proposal is approved, students who attend HSA 2's and HSA 3's fifth grades in M185/208 would become eligible to participate in the District 3 Middle School Choice Process if they choose not to remain at HSA 2 or HSA 3 for sixth grade,[15] regardless of their district of residence. However, the DOE anticipates that most if not all students would remain at HSA 2 and HSA 3 for middle school if HSA 2's and HSA 3's charters are revised to allow them to operate middle schools. Success Academies currently operates one school serving students in sixth grade, Harlem Success Academy Charter School 1 (84M351, "HSA 1"), which is also located in District 3 and is serving sixth-grade students for the first time this school year.[16] None of the students who were enrolled in HSA 1's fifth grade during 2010-2011 enrolled in another District 3 middle school for sixth grade this year.[17]

Through the District 3 Middle School Choice processes, students are 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 processes. Information about all of these options is printed in each district's Middle School Choice Directory, which

[15] HSA 2 and HSA 3 are currently authorized to serve kindergarten through fifth grades. When these charters are up for renewal in 2013, HSA 2 and HSA 3 intend to apply to expand the grades served at each school to kindergarten through eighth grades. SUNY has the authority to approve or deny that request.

[16] HSA1 is currently undergoing a formal name change process. If approved, the new name will be Success Academy Charter School – Harlem 1.

[17] 2010-2011 and 2011-2012 Audited Registers.

can be found at http://schools.nyc.gov/ChoicesEnrollment/Middle/Publications/Manhattan/default.htm. Please note that this directory is updated yearly.

In the District 3 Middle School Choice Process, students rank their preferences from among District 3 choice middle schools. These options include:

- unzoned, choice middle schools with a screened application process (admission is based on criteria designated by the school);
- unzoned, choice middle schools with an unscreened or limited unscreened application process (Note: limited unscreened schools admit students on the same basis as unscreened schools except that they give preference to students who have attended a school information session)

Students with IEPs participate in the middle school admissions process in the same manner as their non-disabled peers. The DOE will support middle schools by reviewing students' IEPs to focus on addressing the needs of students with disabilities by providing individualized service models that ensure such students have access to the general education curriculum to the greatest extent possible as appropriate to their individual needs. Any students with IEPs will continue to receive appropriate services at the middle school to which they are matched.

In accordance with DOE policy, ELL students participate in the middle school admissions process in the same manner as their peers who are not ELL students. ELL students are placed according to the same criteria as their English-speaking peers. Any students requiring ELL services will continue to receive appropriate services at the middle school to which they are matched.

If students do not participate in the Middle School Choice process, their placement is determined by the DOE's OTC process, as described above.

When a student eligible for middle school needs an OTC placement, his or her school assignment is determined by his or her interest, his or her 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 at the start of the year.

If the Division of Portfolio Planning determines that additional OTC seats may be needed, the number of available seats is reviewed and—if space allows—adjusted in those schools where the admissions methods are unscreened. Students seeking OTC placement who are zoned to an elementary or middle school are guaranteed a seat at that zoned school. Should a zoned school reach capacity, the school may be "capped," in which case OTC arrivals may be directed to a different district middle school. Should sufficient space open at the capped school, students have the right to return if they so choose.

In addition, screened and audition middle schools and alternative programs are offered through referrals by the Borough Enrollment Office to the schools. In this way, the DOE is able to offer individual students the widest breadth of options across a large number of schools.

Future rising sixth-grade students will continue to have access to a broad range of middle school options through the District Middle School Choice processes.

HSA 2 and HSA 3 fifth-grade students served in M185/208 would not be eligible to participate in the District 5 or District 4 Middle School Choice Processes, respectively, with the exception of those students who reside in those districts. All students would retain their right to participate in the Middle School Choice Processes in their districts of residence in addition to District 3

B. Schools

M185/208 has adequate capacity to accommodate the proposed fifth grade of HSA 3, the proposed fifth grade of HSA 2, P.S. 185, P.S. 208, Harlem Link, and P226M@P208M. Collectively, they are projected to enroll an estimated 840-996 students in 2012-2013. At that point, the projected utilization for M185/208 would be approximately 85-101%.

As described in the attached BUP, if this proposal is approved, there will be sufficient space to accommodate the fifth grades of HSA 2 and HSA 3, P.S. 185, P.S. 208, Harlem Link, and P226M@P208M, pursuant to the Footprint. Please visit the DOE's website to access the Footprint: http://schools.nyc.gov/NR/rdonlyres/78D715EA-EC50-4AD1-82D1-1CAC544F5D30/0/DOEFOOTPRINTSConsolidatedVersion2011_FINAL.pdf.

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 classes and class size a school has programmed and is confirmed by a walk-through of the building by the Borough Director of Space Planning and the school's principal.

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 room for each general education or ICT section and a full-size or half-size room to accommodate each SC 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 rooms 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.

The Footprint allocates the number of baseline classrooms for student support services, resource 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 in other situations where schools are co-located, the schools would need to 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 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 will also meet a minimum of four times a year and report back to the Building Council regarding shared space questions. Any unallocated space would be equitably distributed among the schools based on student enrollment.

As noted, there are currently three DOE organizations occupying space in the M185/208 building: District 3 School Food, District 75's professional development room, and the District 3 Magnet Grant office. This proposal is not anticipated to impact the amount of space allocated to those organizations, although the District 75 professional development room would be re-located within the building..

C. Community

The M208 building is currently underutilized. This means that the space in the building is not being used as efficiently as possible and could be used to create new educational opportunities. The DOE supports parent

choice and strives to ensure that all families have access to high-quality schools that meet their children's needs. The proposed co-location of the fifth grades of HSA 2 and HSA 3 in M185/208 is intended to meet those goals by ensuring that those schools have space to allow current and future HSA 2 and HSA 3 students to continue on to fifth grade in their respective school. Because only HSA 2's and HSA 3's fourth-grade students are expected to continue on to the proposed fifth grade, this expansion is not expected to materially impact enrollment at other elementary schools.

If this proposal is approved, HSA 2 and HSA 3 would join six other charter schools, in addition to Harlem Link, that are currently serving fifth grade or will serve fifth grade at full-scale in District 3:

DBN	School	Grade Span 2011-12	Grade Span at Scale	Admissions Method
84M351	HARLEM SUCCESS ACADEMY 1 CHARTER SCHOOL	K-6	K-8	Lottery
84M386	HARLEM SUCCESS ACADEMY CHARTER SCHOOL 4	K-4	K-5[18]	Lottery
84M483	New York French American Charter School	K-3	K-12	Lottery
84M523	Upper West Success Academy	K-1	K-5	Lottery
84M702	SISULU-WALKER CHARTER SCHOOL OF HARLEM	K-5	K-5	Lottery
84M861	FUTURE LEADERS INSTITUTE CHARTER SCHOOL	K-8	K-8	Lottery

This proposal is not expected to impact the ability of community members and organizations to obtain school building use permits at M185/208.

IV. Enrollment, Admissions and School Performance Information

HSA 2

Admissions Data

Current Admissions	**K-4**: Charter lottery application (students admitted K-3)
Admissions after Co-location	**K-5:** Charter lottery application (students admitted K-3)

[18] Harlem Success Academy Charter School 4 ("HSA 4") is currently authorized by SUNY to serve kindergarten through fifth grades. When its charter is up for renewal in 2013, HSA 4 intends to seek authorization to serve students in kindergarten through eighth grades.

Enrollment Data[19]

	Grade 5	Total Enrollment
2011-12 (audited)	-	-
2012-13 (proj.)	65 - 70	65 – 70

Demographic Data

Percentage of Students Receiving ICT or SC Services[20]	3%
Percentage of Students with IEPs[21]	11%
Percentage of ELL Students[22]	6%
Percentage of Students Eligible for Free or Reduced Lunch[23]	76%

[19] Enrollment data reflect only grades proposed to be co-located in M185/208.
[20] Students receiving ICT and SC services as percentage of total students from school-based reports.
[21] Students with IEPs as percentage of total students from school-based reports.
[22] ELL students as percentage of total students from school-based reports.
[23] Percentage of students eligible for free or reduced lunch from the Basic Educational Data System survey for School Year 2011-2012.

School Performance Data

HSA 2	2008-2009	2009-2010[24]	2010-2011
School Performance and Progress[25]			
Overall Progress Report Grade	N/A	N/A	A
Quality Review Score[26]	N/A	N/A	N/A
Performance Data[27]			
English Language Arts % Proficient (Levels 3 and 4)	N/A	N/A	75.6%
Math % Proficient (Levels 3 and 4)	N/A	N/A	87.2%
Other Key Performance Indicators			
Attendance Rate[28]	N/A	N/A	95.5%

2010-2011 State Accountability Status	In Good Standing

HSA 3

Admissions Data

Current Admissions	**K-4**: Charter lottery application (students admitted K-3)
Admissions after Co-location	**K-5**: Charter lottery application (students admitted K-3)

[24] In 2010, the New York State Education Department adjusted the "cut scores" on annual mathematics and English Language Arts exams, raising the score required for students to achieve Level 3 (grade-level proficiency) or higher on the exam. As a result, the percentage of students performing at grade level fell significantly at schools statewide, including most New York City schools. While the percentage of students achieving proficiency declined, on average, New York City's students' raw scores on the tests remained largely unchanged relative to the prior year.
[25] Source: Progress Report.
[26] Not all schools receive a Quality Review every year.
[27] Available at http://schools.nyc.gov/Accountability/data/TestResults/ELAandMathTestResults
[28] Source: Progress Report.

Enrollment Data

	Grade 5	Total Enrollment
2011-12 (audited)	-	-
2012-13 (proj.)	75 - 85	75 – 85

Demographic Data

Percentage of Students Receiving ICT or SC Services[29]	3%
Percentage of Students with IEPs[30]	14%
Percentage of ELL Students[31]	6%
Percentage of Students Eligible for Free or Reduced Lunch[32]	65%

[29] Students receiving ICT and SC services as percentage of total students from school-based reports.
[30] Students with IEPs as percentage of total students from school-based reports.
[31] ELL students as percentage of total students from school-based reports.
[32] Percentage of students eligible for free or reduced lunch from the Basic Educational Data System survey for School Year 2011-2012.

School Performance Data

HSA 3	2008-2009	2009-2010[33]	2010-2011
School Performance and Progress[34]			
Overall Progress Report Grade	N/A	N/A	A
Quality Review Score	N/A	N/A	N/A
Performance Data[35]			
English Language Arts % Proficient (Levels 3 and 4)	N/A	N/A	71.7%
Math % Proficient (Levels 3 and 4)	N/A	N/A	92.8%
Other Key Performance Indicators			
Attendance Rate[36]	N/A	N/A	95.9%

2010-2011 State Accountability Status	In Good Standing

P.S. 185

Admissions Data

Current Admissions	**Pre-kindergarten**: Standard Universal Pre-K Admissions Process **K-2**: Zoned
Admissions after Co-location	**Pre-kindergarten**: Standard Universal Pre-K Admissions Process **K-2**: Zoned

[33] In 2010, the New York State Education Department adjusted the "cut scores" on annual mathematics and English Language Arts exams, raising the score required for students to achieve Level 3 (grade-level proficiency) or higher on the exam. As a result, the percentage of students performing at grade level fell significantly at schools statewide, including most New York City schools. While the percentage of students achieving proficiency declined, on average, New York City's students' raw scores on the tests remained largely unchanged relative to the prior year.
[34] Source: Progress Report.
[35] Available at http://schools.nyc.gov/Accountability/data/TestResults/ELAandMathTestResults
[36] Source: Progress Report.

Enrollment Data

	Pre-K	Grade K	Grade 1	Grade 2	Total Enrollment[37]
2011-12 (audited)	49	57	70	61	237
2012-13 (proj.)	49	50 - 60	50 - 60	65 - 75	214 - 244

Demographic Data

Percentage of Students Receiving CTT or SC Services[38]	14%
Percentage of Students with IEPs[39]	16%
Percentage of ELL Students[40]	11%
Percentage of Students Eligible for Free or Reduced Lunch[41]	87%

School Performance Data

P.S. 185[42]	2008-2009	2009-2010	2010-2011
School Performance and Progress			
Overall Progress Report Grade	N/A	C	C
Quality Review Score	P	N/A	N/A
Performance Data[43]			
English Language Arts % Proficient (Levels 3 and 4)	N/A	N/A	N/A
Math % Proficient (Levels 3 and 4)	N/A	N/A	N/A
Other Key Performance Indicators			
Attendance Rate	90.1%	92.0%	92.0%

2010-2011 State Accountability Status	In Good Standing

[37] Pre-kindergarten is a program that can be offered both half-day or full-day; The projection figures represent the full day equivalency.
[38] Students Receiving ICT and SC services as percentage of total students from the 2011-2012 Audited Register.
[39] Students with IEPs as percentage of total students from the 2011-2012 Audited Register.
[40] ELL students as percentage of total students from the 2011-2012 Audited Register.
[41] Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 8, FY12, July 5, 2011.
[42] Source: Progress Report.
[43] P.S. 185 serves only early childhood grades. Therefore, the school has no English Language Arts or Math proficiency data.

P.S. 208

Admissions Data

Current Admissions	**3-5**: Zoned
Admissions after Co-location	**3-5**: Zoned

Enrollment Data

	Grade 3	Grade 4	Grade 5	Total Enrollment
2011-12 (audited)	61	74	65	200
2012-13 (proj.)	55 - 65	55 - 65	70 - 80	180 - 210

Demographic Data

Percentage of Students Receiving ICT or SC Services[44]	23%
Percentage of Students with IEPs[45]	29%
Percentage of ELL Students[46]	13%
Percentage of Students Eligible for Free or Reduced Lunch[47]	88%

[44] Students Receiving ICT and SC services as percentage of total students from the 2011-2012 Audited Register.
[45] Students with IEPs as percentage of total students from the 2011-2012 Audited Register.
[46] ELL students as percentage of total students from the 2011-2012 Audited Register.
[47] Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 8, FY12, July 5, 2011.

School Performance Data

P.S. 208[48]	2008-2009	2009-2010	2010-2011
School Performance and Progress			
Overall Progress Report Grade	A	C	D
Quality Review Score	N/A	N/A	N/A
Performance Data			
English Language Arts % Proficient (Levels 3 and 4)	57%	30%	26%
Math % Proficient (Levels 3 and 4)	75%	33%	30%
Other Key Performance Indicators			
Attendance Rate	93.6%	93.2%	91.2%

2010-2011 State Accountability Status	In Good Standing

P226M@P208M

Admissions Data

Current Admissions	**Grades 3-5**: Per District 75 Referral Process
Admissions after Grade Reconfiguration is Completed	**Grades 3-5**: Per District 75 Referral Process

Enrollment Data

	Grade 3	Grade 4	Grade 5	Total Enrollment
2011-12 (audited)	38			38
2012-13 (proj.)	36 – 44			36 - 44

[48] Source: Progress Report.

Demographic Data[49]

Percentage of Students Receiving ICT or SC Services[50]	100%
Percentage of Students with IEPs[51]	100%
Percentage of ELL Students[52]	17%
Percentage of Students Eligible for Free or Reduced Lunch[53]	84%

School Performance Data[54]

P226M	2008-2009	2009-2010	2010-2011
School Performance and Progress			
Overall Progress Report Grade	N/A	N/A	N/A
Quality Review Score	P	N/A	N/A
Performance Data			
English Language Arts % Proficient (Levels 3 and 4)	N/A	N/A	N/A
Math % Proficient (Levels 3 and 4)	N/A	N/A	N/A
Other Key Performance Indicators			
Attendance Rate	87.34%	87.94%	87.69%
2010-2011 State Accountability Status	N/A		

[49] Data reflect entire 75M226 enrollment across all locations including P226M@P208M.
[50] Students Receiving ICT and SC services as percentage of total students from the 2011-2012 Audited Register.
[51] Students with IEPs as percentage of total students from the 2011-2012 Audited Register.
[52] ELL students as percentage of total students from the 2011-2012 Audited Register.
[53] Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 8, FY12, July 5, 2011.
[54] Data reflect performance for 75M226 as a whole, including P226M@P208M.

Harlem Link

Admissions Data

Current Admissions	**K-5**: Charter lottery application
Admissions after Co-location	**K-5**: Charter lottery application

Enrollment Data

	Grade K	Grade 1	Grade 2	Grade 3	Grade 4	Grade 5	Total Enrollment
2011-12 (audited)	53	55	49	49	52	41	299
2012-13 (proj.)	48 - 61	50 - 63	44 - 56	44 - 56	47 - 60	37 - 47	270 - 343

Demographic Data

Percentage of Students Receiving ICT or SC Services[55]	7%
Percentage of Students with IEPs[56]	16%
Percentage of ELL Students[57]	6%
Percentage of Students Eligible for Free or Reduced Lunch[58]	81%

[55] Students Receiving ICT and SC services as percentage of total students from the 2011-2012 Audited Register.
[56] Students with IEPs as percentage of total students from the 2011-2012 Audited Register.
[57] ELL students as percentage of total students from the 2011-2012 Audited Register.
[58] Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 8, FY12, July 5, 2011.

School Performance Data

Harlem Link Charter School[59]	2008-2009	2009-2010	2010-2011
School Performance and Progress			
Overall Progress Report Grade	F	D	C
Quality Review Score	N/A	N/A	N/A
Performance Data			
English Language Arts % Proficient (Levels 3 and 4)	68%	33%	33%
Math % Proficient (Levels 3 and 4)	88%	61%	64%
Other Key Performance Indicators			
Attendance Rate	94.9%	93.0%	94.7%

2010-2011 State Accountability Status	In Good Standing

V. Initial Costs and Savings

In accordance with 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 in excess of five-thousand dollars 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 Success Academies that it may seek permission for certain capital improvements or facilities upgrades; any such capital improvements or facilities upgrades in excess of five thousand dollars would be subject to the New York State Charter School Act of 1998 (as amended).

VI. Effect on Personnel Needs, Costs of Instruction, Administration, Transportation and Other Support Services

A. Personnel Needs

HSA 2 and HSA 3 may need to hire additional teachers during the proposed co-location as the total number of students enrolled in the school increases in 2012-2013 and as students are served across multiple sites. Administrative staff and non-pedagogical positions at HSA 2 and HSA 3 may also be added over the course of the co-location. Those decisions would be made by the school based on need and budgetary considerations.

[59] Source: Progress Report.

The proposed co-location is not expected to change the number of personnel positions at P.S. 185, P.S. 208, Harlem Link, or P226M@P208M, nor is it expected to significantly alter the duties of current staff at those schools.

B. Cost of Instruction

This proposal should not impact the operating budget or costs of instruction at P.S. 185, P.S. 208, or P226M@P208M. The basic operating budget for those schools is determined by the same Fair Student Funding ("FSF") formula used at all other New York City District public schools. Under FSF, schools receive City tax levy funding on a per-pupil basis. Each student receives a per-pupil entitlement based on the grade level of the student. FSF entitlements are subject to annual variation, but for 2011-2012, the base per-pupil allocation for elementary schools is $4,085.30. In addition, FSF awards supplemental entitlements on a per-pupil basis for students who have additional needs and therefore cost more to educate. For example, during the 2011-2012 school year, elementary schools receive an additional $1,633.71 per pupil for each ELL student they enrolled. At the elementary level, supplemental funds are awarded for each student who is an ELL student, who requires special education services, or who is eligible for free or reduced-price lunch. In the case of students who fall into more than one of these categories, schools are awarded supplemental funding to meet all of those needs.

FSF covers basic instructional expenses and FSF funds may, at the school's discretion, be used to hire staff, purchase supplies and materials, or implement instructional programs. As the total number of students enrolled grows, the overall budget will increase accordingly, allowing the school to meet the instructional needs of its larger student population. Similarly, if the total number of students enrolled falls, the budget shrinks accordingly, as the school will need fewer supplies and potentially a smaller staff.

As with all other schools Citywide, P.S. 185, P.S. 208, and P226M@P208M may receive additional "categorical" funding based on student characteristics and needs. For example, federal Title I funding is awarded to schools based on the proportion of low-income students they enroll. P.S. 185 and P.S. 208 are currently eligible for Title I funding. Assuming that the schools continue to meet Title I criteria, the size of their respective Title I funding awards would grow or shrink as the school population grows or shrinks.

While schools do receive supplemental support for special education students through FSF, that only represents part of the funding provided to support those students. Schools are budgeted to meet the needs of their special education students as defined by their IEPs. P.S. 185, P.S. 208, and P226M@P208M will continue to receive funds to meet the needs of all special education students in accordance with their IEPs.

Please note that increased or reduced per capita funds allocated to the school as a result of changes in enrollment that may occur do not represent net/incremental system costs. All dollar amounts are based on FY12 allocations and are subject to annual variation based on adjustments to the DOE's overall operating budget.

P.S. 185 and P.S. 208 are among the District 3 schools currently receiving federal magnet grant funding through U.S. Department of Education ("US DOE"). This funding is intended to assist in desegregating and increasing diversity in public schools. The DOE does not anticipate that this funding will be affected by this proposal.

Harlem Link is funded through the General Education Charter School per-pupil rate which is determined by the New York State Education Department 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 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. This proposal will not alter the existing funding formula for Harlem Link, HSA 2, or HSA 3.

The co-location of one grade of HSA 2 and HSA 3 in M185/208 will not affect the costs of instruction at P.S. 185, P.S. 208, Harlem Link, or P226M@P208M.

C. Administration

HSA 2 and HSA 3 may hire school supervisory and/or administrative personnel as needed as a result of the schools' growth and co-location.

No change in school supervisory or administrator positions at the co-located schools is expected as a result of HSA 2's and HSA 3's co-location with P.S. 185, P.S. 208, Harlem Link, and P226M@P208M.

D. Transportation

There will be no change to existing transportation practices at P.S. 185, P.S. 208, Harlem Link, or P226M@P208M due to this proposal.

Transportation will continue to be provided according to Chancellor's Regulation A-801: http://schools.nyc.gov/NR/rdonlyres/21A1B11A-886B-4F74-9546-E875EE82A14C/40303/A801.pdf. Neither HSA 2 nor HSA 3 provides busing.

E. Other Support Services

The provision of certain support services is described above. Other support services will continue to be provided consistent with Citywide policy. Changes to existing support services are not expected as a result of this proposal.

VII. Building Information

Building		M185/208[60]
Type of Building		Early Childhood/Elementary
Year Built		1968
Overall BCAS rating		2.52
2010-2011 Target Building Utilization		127%/56% (81% combined)
2010-2011 Target Building Capacity		352/631 (983 combined)
FY 2011 Maintenance Costs	**Labor**	$33,928
	Materials	$16,607
	Maintenance and repair contracts	$34,589
	Service contracts	$0
	Custodial operations costs—Materials	$9,441
	Custodial operations costs—Custodial Allocation	$327,482
FY 2011 Energy Costs	**Electric**	$160,275
	Gas	$4,179
	Oil	$92,732
Projects completed during the current or prior school year		No projects identified
Projects proposed in the capital plan		No projects identified
Accessibility of the building		Building is not functionally programmatically accessible
Building attributes		Tandem buildings M185/208, Art rooms, Auditorium, Cafeteria, Computer Room, Gymnasium, Library, Nurse's Office

[60] Tandem Buildings with same custodian and managed as one site.