EDUCATIONAL IMPACT STATEMENT: The Proposed Expansion of the Co-location of Harlem Success Academy 5 with P.S. 123 Mahalia Jackson in Building M123

I. Summary of Proposal

Harlem Success Academy 5 Charter School (84M482, "HSA 5") is an existing public charter school located at 301 West 140th Street, New York, NY, 10030, in Community School District 5, in Building M123 ("M123"). It currently serves students in Kindergarten through first grade. HSA 5 is co-located with P.S. 123 Mahalia Jackson (05M123, "P.S. 123"), a zoned school which serves students in Kindergarten through eighth grade and offers a Pre-Kindergarten program. 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.

On April 20, 2010, the Panel for Educational Policy ("PEP") approved the co-location of two grade levels of HSA 5 with P.S. 123 in M123. In the Educational Impact Statement ("EIS") describing that proposal, the Department of Education ("DOE") stated that it would assess the available space in M123 to determine whether there is sufficient space for HSA 5 to continue to add additional grades in M123. After conducting such an assessment, the DOE has determined that there is sufficient space for HSA 5 to add an additional grade level in M123. The DOE now proposes to expand the co-location of HSA 5 so that it will serve grades K-2 in M123.

In the 2010-11 school year, P.S. 123 completed its previously approved grade expansion and now serves Kindergarten through eighth grade students. It also offers a Pre-Kindergarten program.

In order for HSA 5 to add one additional grade in M123, the school would require three classrooms above its current room allocation. Based on current enrollment and the space planning that was completed in order to allow HSA 5 to open in M123 in September 2010, the Office of Space Planning has determined that P.S. 123 would continue to have six full-size classrooms above the baseline room allocation set forth by the Citywide Instructional Footprint ("Footprint")[1] even after reallocating three full-size classrooms to HSA 5. This space allocation is further detailed in the attached Building Utilization Plan ("BUP").

If this proposal is approved, HSA 5 would enroll approximately 60-70 additional students, and the total enrollment for the school would be 249. P.S. 123's enrollment in grades Kindergarten through eight would be approximately 670-680 students. P.S. 123 also has a Pre-Kindergarten program which enrolls 54 students. The combined total enrollment in the building would be approximately 973-983 students. In 2009-10, M123's target capacity was 1,044[2]. Thus, M123 has the capacity for HSA 5 to expand and for

[1] The Footprint is a tool to be used by all stakeholders in the analysis and assessment of space usage in DOE buildings. Its purpose is to ensure that the space allocation plan for all schools is fair and equitable. In co-location agreements, the parameters outlined in the Footprint should serve as a guideline for making decisions about the allocation of space, while empowering building occupants to make decisions that best meet the needs of all students in the building. The DOE Footprint can be found at: http://schools.nyc.gov/NR/rdonlyres/8CF30F41-DE25-4C30-92DE-731949919FC3/65901/NYCDOE_Instructional_Footprint_revisedMay2009_noco.pdf

[2] The official target capacity and utilization rates for the 2010-11 school year are not yet available. All references to building utilization rates in this document are based on target capacity data from the 2009-10 Enrollment Capacity Utilization Report (the "Blue Book"). This report accounts for students who are considered "Long Term Absences." The building enrollment figures quoted do not include students who are Long Term Absences.

P.S. 123 to continue to serve Kindergarten through eighth grade students and offer a Pre-Kindergarten program with total building utilization of approximately 93-94% of target capacity.

Extending the co-location and allowing HSA 5 to expand by one grade would maintain District 5 elementary students' access to a high quality option. While HSA 5 must enroll students through a lottery, as mandated by New York State charter law, their lottery provides preference for District 5 students. Details of HSA 5's lottery preference are included in Section III.C. of this EIS.

HSA 5 is chartered to serve grades K-5. The DOE recognizes there is not sufficient space in M123 for HSA 5 to grow to full scale based on its chartered enrollment plan. The DOE will consider all long-term options to accommodate the anticipated growth of HSA 5, including re-siting HSA 5, requesting that HSA 5 revise its enrollment plan, and/or leaving some of HSA 5's grades in M123 and placing other grades in a different location.

If the DOE seeks to further extend the co-location of HSA 5 with P.S. 123 in the M123 building, or make it a permanent site for all or some of HSA 5's grades, it would have to post a separate EIS detailing that proposal, seek approval from the PEP and comply with other relevant components of Chancellor's Regulation A-190.

II. Proposed or Potential Use of Building

M123 has the capacity to serve 1,044 students. The 2010-2011 combined enrollment of HSA 5 and P.S. 123 is 918[3], yielding a building utilization rate of 88%[4] of target capacity. If this proposal were approved and HSA 5 expands by one additional grade, M123's projected enrollment for both schools will be 973-983 students in 2011-2012, resulting in a utilization rate of 93-94%. There are no proposed additional uses for the building.

	P.S. 123	HSA 5	Total	Building Utilization
2010-2011	731	188	919	88%
2011-2012	724-734	249	973-983	93-94%

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

A. Students

HSA 5 and P.S. 123 are currently co-located in building M123. If this proposal were approved, current first-grade students at HSA 5 could remain in this location for second grade. Additional students would enroll in Kindergarten and first grade.

P.S. 123 currently serves 677 general education students and students requiring special education services in Kindergarten through eighth grade. P.S. 123 has 26 general education and collaborative team teaching ("CTT") classes and 5 Self-Contained special education classes ("SC"). P.S. 123 would continue to meet the needs of its current students with disabilities in all grades.

[3] Unaudited register November 1, 2010

[4] The official target capacity and utilization rates for the 2010-11 school year are not yet available. All references to building utilization rates in this document are based on target capacity data from the 2009-10 Enrollment Capacity Utilization Report (the "Blue Book").

P.S. 123 also enrolls 54 students in Pre-Kindergarten. The DOE does not anticipate that the proposed co-location would impact the Pre-Kindergarten program offered at P.S. 123.

Additionally, P.S. 123 serves English Language Learners (ELLs): approximately 17% of P.S. 123 students receive English as a Second Language (ESL) services. P.S. 123 would continue to meet the needs of its ELL students in all grades.

Likewise, all students at HSA 5 would continue to receive necessary services in their school. HSA 5 currently does not report offering SC or CTT classes. Per 2009-2010 audited register, 1% of HSA 5 students are eligible to receive ESL services. If this proposal were approved, HSA 5 would continue to meet the needs of its ELL students and any students with disabilities in all grades.

Graham-Windham, a community-based organization located in M123, would continue to provide services to students at P.S. 123. Graham-Windham offers after-school and Saturday programming for students, GED, ESL and computer programming for parents, mental health services, ACS support services for at-risk families, and a College Readiness Preparatory Program.

Other programs and partnerships offered at P.S. 123 include early morning and after-school extended day programs, Big Brother/Big Sister mentoring, Ogilvy One student internship program, Grow Media student internship program, West Harlem housing program for families, Carmel Hill's accelerated reading program, Columbia-Presbyterian mental health clinic, YMCA extended day program, Community Works Art Program, Children's Art Carnival Program, Sports and Arts Extended Day Program, Learning Leaders Volunteer Program, YMCA Music Program, and Music In the Brain keyboard program for grades K-2.

Extracurricular activities at P.S. 123 include: Newspaper Club, Peacemaker's Club, Nutrition Club, Scholar's Society, Dance Clubs, Choir, Robotics Club, Sewing Club, Fitness Programs for Students & Parents.

None of these programs are expected to be impacted by this proposal. However, all schools modify extracurricular offerings annually based on student demand and available resources, so there is no guarantee that the specific programs listed would continue to be offered in the future. We anticipate that P.S. 123 would continue to offer comparable opportunities to its students.

B. Schools

Based on the space planning that was completed for the siting of HSA 5 in M123 in the 2010-2011 school year, and a review of current enrollment data, the DOE has determined that there is sufficient space for HSA 5 to expand by one grade in 2011-2012 school year and for it to continue to be co-located with P.S. 123 in M123. M123 has a total of 55 full-size classrooms, 6 half-size classrooms and 1 large, designed administrative space that is equivalent to 2 full-size spaces.

In 2009-2010, P.S. 123 began a grade expansion to become a Kindergarten through eighth grade school by adding a seventh grade. In 2010-2011, P.S. 123 added an eighth grade and completed their grade expansion. Currently, P.S. 123 serves 677 students in grades Kindergarten through eight, in addition to 54 students in a Pre-Kindergarten program[5]. These students were organized into 31 sections[6] (including three

[5] Unaudited register November 1, 2010

[6] For elementary, middle and K-8 schools, the class count is the total number of classes or sections in which the school is programming its students. For non-charter elementary, middle and K-8 schools, the class count information is pulled from ATS and includes all pre-kindergarten, Collaborative Team Teaching, self-contained, and general education classes. For high schools the class count is the total number of classes or sections in which the school is programming its students. For non-charter high schools, the class count information is pulled from HSST and includes Collaborative Team Teaching, self-

Pre-Kindergarten classes and five SC classes). Based on the Instructional Footprint, P.S. 123 should have been allocated a baseline of 29 full-size classrooms, 7 half-size classrooms, and the equivalent of 4 full-size administrative spaces. However, the M123 building only has 6 half-size classrooms. Therefore, P.S. 123's baseline allocation was adjusted to 30 full-size rooms, 6 half-size rooms and the equivalent of 4 full-size administrative spaces. P.S. 123 is currently allocated 39 full-size classrooms, 6 half-size classrooms, and the equivalent of 4 full-size administrative spaces. P.S. 123's space allocation is currently 9 full-size classrooms above its baseline Footprint allocation.

Currently, HSA 5 enrolls a total of 188 students in 8 sections, across grades Kindergarten and one (including students with disabilities). Based on the Instructional Footprint, HSA 5 should have received 9 full-size classrooms, 1 half-size classroom, and the equivalent of 1.5 administrative spaces. HSA 5 currently operates out of 10 full-size classrooms and 2 administrative spaces to accommodate its baseline space allocation. HSA 5's full-size classroom allocation was increased by 1 due to a lack of half-size classrooms. Therefore, HSA 5 is currently operating at its baseline Footprint allocation.

The table below summarizes the 2010-2011 space allocation for both P.S. 123 and HSA 5:

	Full-size Room Baseline Allocation Per Footprint	Half-size Room Baseline Allocation Per Footprint	Administrative Room Baseline Allocation Per Footprint	Additional Full-size Rooms Allocated	Additional Half-size Rooms Allocated	Additional Administrative Rooms Allocated
P.S. 123	29	7	4.0	9	0	0
HSA 5	9	1	1.5	0	0	0

2011-2012

The DOE expects the enrollment at P.S. 123 in 2011-2012 to remain stable, even though Kindergarten through sixth grade enrollment has been declining slightly. The DOE expects P.S. 123 to maintain a total of approximately 670-680 students, plus 54 students in Pre-Kindergarten. These students would be organized into 31 sections (including three Pre-Kindergarten classes and five SC for students with disabilities). Again, based on the Instructional Footprint, P.S. 123 should be allocated a baseline of 29 full-size rooms, 7 half-size rooms and the equivalent of 4 full-size administrative spaces. The P.S. 123 baseline Footprint allocation would be adjusted to 30 full-size rooms and 6 half-size rooms due to the lack of sufficient half-size rooms in the building. P.S. 123 will be allocated 36 full-size classrooms, 6 half-size classrooms, and the equivalent of 4 full-size administrative spaces. In 2011-2012, P.S. 123 will be over its baseline Footprint allocation by 6 full-size classrooms.

According to its charter, HSA 5 will serve a total of 249 students in grades Kindergarten through two, in 10 classes (including students with disabilities) in the 2011-2012 school year. According to the Footprint, HSA 5 should be allocated a baseline of 12 full-size classrooms, 1 half-size classroom, and the equivalent of 2 full-size administrative spaces. Since there are not sufficient half-size classrooms, HSA 5's allocation will only consist of full-size classrooms. HSA 5 will therefore receive 13 full-size classrooms and 2 full-size administrative spaces. HSA 5's full-size classroom allocation was increased by 1 due to a lack of half-size classrooms. Therefore, HSA 5 would be operating at its baseline Footprint allocation.

contained, and general education classes. For charter schools the class count information is pulled from the school's charter application.

In order to minimize re-programming of classrooms after both P.S. 123 and HSA 5's baseline space allocations have been provided, P.S. 123 will continue to operate with 6 full-size classrooms above their baseline Footprint allocation. The 2011-2012 room allocation plan is summarized in the chart below:

	Full-size Room Baseline Allocation Per Footprint	Half-size Room Baseline Allocation Per Footprint	Administrative Room Baseline Allocation Per Footprint	Additional Full-size Rooms Allocated	Additional Half-size Rooms Allocated	Additional Administrative Rooms Allocated
P.S. 123	29	7	4.0	6	0	0
HSA 5	12	1	2.0	0	0	0

Although more students would occupy the building as a result of this proposal, there would continue to be sufficient space for both schools co-located in M123 to operate at full organizational capacity pursuant to the Footprint in the 2011-2012 school year.

In accordance with New York State Charter Schools Act of 1998 (as amended), any charter school's capital improvement or facility upgrade over $5,000 must be approved by the Chancellor. For any such improvements or upgrades that have been approved by the Chancellor, capital improvements or facility upgrades shall be made in amount equal to the expenditure of the charter school for each non-charter school within the building school.

The schools would share the cafeteria, auditorium, gymnasium, and outdoor play-yard. A proposed shared space plan is included in the attached BUP.

C. Community

Although overall enrollment at P.S. 123 has increased due to the addition of seventh and eighth grades, the enrollment for Kindergarten through sixth grade has declined approximately 9% from 2006-2007 to 2009-2010. This means that there are enough elementary school seats at P.S. 123 to serve the needs of the community, and there is still sufficient space to allow HSA 5 to add one grade in the M123 building. Community residents may enroll in their zoned public school or apply to public charter schools in District 5 or Citywide.

HSA 5 enrolls students through a lottery, as mandated by New York State charter law. HSA 5's lottery prioritizes applicants in the following order:

- Siblings of currently attending students;
- Applicants zoned to attend failing schools and/or applicants who are deemed English Language Learners (ELLs) who reside in the Community School District (CSD) of the location of the charter school;
- Applicants zoned to attend failing schools and/or applicants who are deemed English Language Learners (ELLs) who do not reside in the Community School District (CSD) of the location of the charter school;
- Other applicants who reside within the CSD of the location of the charter school;
- Other applicants who reside outside of the CSD of the location of the charter school.

This proposal will not impact P.S. 123's ability to offer middle school grades or its Pre-Kindergarten program. In addition, the Graham-Windham organization, which provides counseling and social services to

students in P.S. 123, will remain in the building and is anticipated to continue providing services at the same level. HSA 5 students do not participate in these services.

This proposal is not expected to impact the ability of community members and organizations to obtain school building use permits at M123

IV. Enrollment, Admissions and School Performance Information

P.S. 123

Admissions Data

Current Admissions	**Pre-Kindergarten**: Standard Universal Pre-K Admissions **Grades K-5**: Zoned **Grades 6-8**: District 5 Middle School Choice, with priority to continuing 5th graders
Admissions in 2011-2012	**Pre-Kindergarten:** Standard Universal Pre-K Admissions **Grades K-5:** Zoned **Grades 6-8:** District 5 Middle School Choice, with priority to continuing 5th graders

Enrollment Data

Current Grades Served	K–8
Current Enrollment (as of 11-01-2010):	677[7]

[7] Excludes Pre-Kindergarten enrollment of 54 students.

Demographic Data

Percentage Students Receiving CTT or SC services[8] with Disabilities[9]	10%
Percentage Students with Individual Education Plan[10]	15%
Percentage English Language Learner Students[11]	17%
Percentage of Students Eligible for Free/ or Reduced Lunch[12]	86.6%

School Performance Data

P.S. 123 Mahalia Jackson	2007-2008	2008-2009	2009-2010[1]
School Performance and Progress			
Overall Progress Report Grade	B	A	C
Performance Grade	C	B	D
Progress Grade	A	A	D
Environment Grade	B	B	B
Quality Review Score	WD		
Performance Data [2]			
English Language Arts % Proficient (Levels 3 and 4)	48%	60%	25%
Math % Proficient (Levels 3 and 4)	67%	76%	28%
Other Key Performance Indicators [2]			
Attendance Rate	90%	90%	90%
2010-2011 State Accountability Status	In Good Standing		

[1] 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 percent of students performing at grade level fell significantly at schools statewide, including most New York City schools. While the percent of students achieving proficiency declined, on average, New York City's students' scale scores on the tests remained largely unchanged relative to the prior year.
[2] Source: Progress Report

[8] Students Receiving CTT and SC services as percentage of total students from the 2009-2010 Audited Register.
[9] Students with disabilities as percentage of Total students. Students with disabilities count does not include Special Education Teacher Support Services ("SETSS") or students receiving speech or language services.
[10] Students with Individual Education Plan as percentage of total students from the 2009-2010 Audited Register.
[11] English Language Learner students as percentage of total students from the 2009-2010 Audited Register.
[12] Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 9, FY11, June 30, 2010

HSA 5

Admissions Data

Current Admissions	K-1: Lottery
Admissions after Grade Expansion	K-2: Lottery

Enrollment Data

Current Grades Served	K–1
Current Enrollment (as of 11-01-2010):	188
Grades Served (after end of Temporary Re-siting) in 2011-2012	K–2
Projected 2011-2012 Enrollment:	249

Demographic Data[13]

Percentage Students Receiving CTT or SC services[14]	0%
Percentage Students with Individual Education Plan[15]	0%
Percentage English Language Learner Students[16]	2%
Percentage of Students Eligible for Free or Reduced Lunch[17]	N/A

School Performance Data

HSA 5 currently enrolls only Kindergarten and first grades, for which there are no test scores.

V. Initial Costs and Savings

There are no initial costs or savings associated with this proposal.

[13] Demographic data from 2009-2010 Audited Register. Success Charter Network has also provided the following data about HSA5 students: Special Education Students -12%; English Language Learners -11%; Eligible for reduced price or free lunch - 83%
[14] Students Receiving CTT and SC services as percentage of total students from the 2009-2010 Audited Register.
[15] Students with Individual Education Plan as percentage of total students from the 2009-2010 Audited Register.
[16] English Language Learner students as percentage of total students from the 2009-2010 Audited Register.
[17] Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 9, FY11, June 30, 2010

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

A. Personnel Needs

HSA 5 would need to hire additional teachers as the total number of students enrolled in the school increases. The precise number of positions needed for the 2011-2012 school year would be determined by the charter school management.

Administrative staff and non-pedagogical positions at HSA 5 may also be added over the course of the school's phase-in. Those decisions would be made at the school based on need and budgetary considerations.

There would be no impact on personnel needs for P.S. 123.

B. Cost of Instruction

Charter schools receive a share of State foundation aid appropriated to the DOE based upon the New York State per pupil allocation (PPA) rate. The General Education Charter School per pupil rate is determined by the New York State Education Department (NYSED), and is based on a formula used for all traditional public school districts. The formula divides the district's Approved Operating Expenditures (AOE) by Total Allowable Pupil Units (TAPU). 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 (Individual Education Plan).

The expansion of HSA 5 would not impact P.S. 123's instruction costs.

C. Administration

There would be no impact on P.S. 123 school supervisors and/or administrators as a result of this proposal.

HSA 5 is expected to hire school supervisors and/or administrator personnel as needed.

D. Transportation

There would be no change to existing transportation practices at P.S. 123 or HSA 5 due to this proposal.

Transportation would be provided according to Chancellor's Regulation A-801: http://schools.nyc.gov/NR/rdonlyres/21A1B11A-886B-4F74-9546-E875EE82A14C/40303/A801.pdf.

E. Other Support Services

Other support services would continue to be provided consistent with citywide policy.

VII. Building Information

M123

Type of Building	Elementary School
Year Built	1958
Overall BCAS rating	2.58 out of 5
Target Utilization	82%
Target Capacity	1,044
FY 2009 Maintenance Costs	**Labor:** $52,273.88 **Materials:** $40,661.63 **Maintenance and repair contracts:** $76,419.02 **Custodial operations costs—Materials:** $8,251.74 **Custodial operations costs—Custodial Allocation:** $274,447.04
FY 2009 Energy Costs	**Electric:** $127,516.92 **Gas:** $1,784.12 **Oil:** $59,246.00
Projects completed during the current or prior school year	A science lab is scheduled for construction in 2010-2011
Projects proposed in the capital plan	None
Accessibility of the building	Not accessible
Building attributes	Auditorium, cafeteria, a computer room, gymnasium ,and a library