

**Resolution Regarding Approval of the Revised Proposed Amendment to the  
Fiscal Year 2010-2014 Capital Plan**

WHEREAS, the 2010-2014 Five-Year Educational Facilities Capital Plan (the “Plan”) was approved by Mayor Michael Bloomberg and the City Council in June 2009; and

WHEREAS, the New York City Department of Education (the “DOE”) is committed to reviewing the Plan annually; and

WHEREAS, a proposed amendment to the Plan (“Plan Amendment”) was issued on December 22, 2011; and

WHEREAS, on February 15, 2012, in response to new information regarding the cost of ongoing capital construction projects, the DOE issued a revised proposed amendment to the Plan (the “Revised Plan Amendment”); and

WHEREAS, in accordance with Education Law § 2590-g(8), the Panel for Educational Policy undertook a public review process for review and comment on the Plan Amendment and Revised Plan Amendment; and

WHEREAS, such review process included notices of the Plan Amendment and Revised Plan Amendment via the Department of Education’s internet website and circulation of the notices of the Plan Amendment and Revised Plan Amendment to all community superintendents, community district education councils, community boards, and school based management teams; and

WHEREAS, such notices further included: a) a description of the purpose and substance of the Plan Amendment or Revised Plan Amendment; b) information regarding where the full text of the Plan Amendment or Revised Plan Amendment could be obtained; (c) the name, office, address, email and telephone number of the city district representative from whom information concerning the Plan Amendment or Revised Plan Amendment could be obtained; d) the date, time and place of the meeting of the Panel at which the Panel will vote on the Revised Plan Amendment; and e) information on how to submit written or oral comments regarding the Plan Amendment or Revised Plan Amendment; and

WHEREAS, such notice and public review process commenced on the Plan Amendment December 22, 2011, more than forty-five days in advance of the March 1, 2012 meeting of the Panel at which the item came before the Panel for a vote, and on the Revised Plan Amendment on February 15, 2012, fifteen days in advance of the Panel meeting at which it came before the Panel for a vote; and

WHEREAS, following the public review and comment period, the Panel made available to the public, including via the Department of Education’s internet web site, an assessment of all public comments concerning the Plan Amendment and Revised Plan Amendment; and

WHEREAS, the assessment of public comments included a summary and analysis of the issues raised and any significant suggested alternatives; a statement of the reasons why any significant

alternatives were not incorporated into the Revised Plan Amendment; and information regarding where the full text of the Revised Plan Amendment may be obtained; and

WHEREAS, the Chancellor recommends that the Panel for Educational Policy approve the Revised Plan Amendment; and

WHEREAS, it is the desire of the Panel for Educational Policy to approve the Revised Plan Amendment; it is hereby

RESOLVED, that the Panel hereby approves the Revised Plan Amendment to the Fiscal Year 2010-2014 Capital Plan.