

Resolution Regarding Approval of the Second Revised Proposed Co-location of a New Charter School, ROADS Charter High School I (84K653), with an Existing DOE School, Aspirations Diploma Plus High School (23K646), in School Building K894

WHEREAS, in accordance with Education Law § 2590-h(2-a), the Chancellor prepared an educational impact statement (“EIS”) and building utilization plan (“BUP”), initially published and filed on March 3, 2011, on the proposed co-location of new charter school, ROADS Charter High School I (84K653) (“ROADS”), with an existing DOE school, Aspirations Diploma Plus High School (23K646) (“Aspirations Diploma Plus”), in School Building K894 (“K894”) beginning in the 2012-2013 school year (the “Original Proposal”); and

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

WHEREAS, such review process included notice of the Original Proposal via the New York City Department of Education’s (the “Department”) internet website and circulation of the notice of the proposal to all community superintendents, community district education councils, community boards, and school based management teams; and

WHEREAS, such notice further included: a) a description of the purpose and substance of the Original Proposal; b) information regarding where the full text of the Original Proposal could be obtained; c) the name, office, address, email and telephone number of the Department representative from whom information concerning the Original Proposal could be obtained; d) the date, time, and place of any hearing on the Original Proposal; e) the date, time and place of the meeting of the Panel at which the Panel will vote on the Original Proposal; and f) information on how to submit written or oral comments regarding the Original Proposal; and

WHEREAS, such notice and public review process commenced on March 3, 2011, at least forty-five days in advance of the April 28, 2011 meeting of the Panel at which the Original Proposal was initially scheduled to come before the Panel for a vote; and

WHEREAS, in accordance with Education Law § 2590-h(2-a), after receiving public input, the Chancellor revised the Original Proposal and prepared and published a revised EIS and revised BUP on April 15, 2011, such that the EIS has been modified to include additional information related to the use of shared spaces and the proposed shared space plan, to note that the charter school’s application was approved by the New York State Department of Education Board of Regents, and to correct a statement regarding Appendix B, and the BUP was revised in the following manner: the full-size science lab was re-classified as a shared space; as a result, the room allocations for all school organizations were adjusted in order to more accurately reflect the total full-size, half-size, and quarter-size spaces in K894; the proposed shared space schedule was adjusted; and the DOE clarified the rationale for the amount of time that each co-located school is allocated in the shared spaces under this proposal (the “Revised Proposal”); and

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

WHEREAS, such review process included notice of the Revised Proposal via the Department's internet website and circulation of the notice of the Revised Proposal to all community superintendents, community district education councils, community boards, and school based management teams; and

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

WHEREAS, such notice and public review process commenced on April 15, 2011, at least fifteen days in advance of the May 18, 2011 meeting of the Panel at which the Revised Proposal came before the Panel for a vote; and

WHEREAS, in accordance with Education Law § 2590-h(2-a), after receiving public input, the Chancellor further revised the Revised Proposal and prepared and published a second revised EIS and second revised BUP on May 26, 2011, such that the second revised EIS changes the date on which ROADS Charter School I would open from September 2011 to September 2012, and includes final enrollment projections for Aspirations Diploma Plus for the 2011-2012 school year, and the revised BUP for this proposal was further revised in the following manner: the DOE has noted that ROADS Charter School I will open in September 2012 and not in September 2011 as originally intended; and Aspirations Diplomat Plus' projected enrollment for 2011-2012 has been adjusted based on the DOE's final enrollment projections (the "Second Revised Proposal"); and

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

WHEREAS, such review process included notice of the Second Revised Proposal via the Department's internet website and circulation of the notice of the Second Revised Proposal to all community superintendents, community district education councils, community boards, and school based management teams; and

WHEREAS, such notice further included: a) a description of the purpose and substance of the Second Revised Proposal; (b) identification of all substantial and non-substantial revisions to the Revised Proposal; (c) a summary of all public comments received on the Revised Proposal following the initial public notice; (d) information regarding where the full text of the Second Revised Proposal could be obtained; (e) the name, office, address, email, and telephone number of the Department of Education representative from whom information concerning the Second Revised Proposal could be obtained; (f) date, time, and place of any hearing on the Second

Revised Proposal; (g) the date, time and place of the meeting of the Panel at which the Panel will vote on the Second Revised Proposal; and (h) information on how to submit written or oral comments regarding the Second Revised Proposal; and

WHEREAS, such notice and public review process commenced on May 26, 2011, at least fifteen days in advance of the June 27, 2011 meeting of the Panel at which the Second Revised Proposal came before the Panel for a vote; and

WHEREAS, in accordance with Education Law § 2590-h(2-a), the Chancellor held a joint public hearing on the Second Revised Proposal with the District 23 Community Education Council and the school leadership team at which all interested parties had an opportunity to present comments or concerns on the Second Revised Proposal; and

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

WHEREAS, the assessment of public comments included a summary and analysis of the issues raised and any significant suggested alternatives; a statement of the reasons why any significant alternatives were not incorporated into the Second Revised Proposal; a description of any changes to the Second Revised Proposal as a result of the public comments; and information regarding where the full text of any approved Second Revised Proposal may be obtained; and

WHEREAS, the Chancellor recommends that the Panel for Educational Policy approve the Second Revised Proposal; and

WHEREAS, it is the desire of the Panel for Educational Policy to approve the Second Revised Proposal; now therefore be it

RESOLVED, that in accordance with Education Law § 2590-g, the Panel for Educational Policy hereby approves the second revised proposed co-location of new charter school, ROADS Charter High School I (84K653), with an existing DOE school, Aspirations Diploma Plus High School (23K646), in School Building K894 beginning in the 2012-2013 school year.