

Resolution Regarding Approval of the Revised Proposed Co-location of a New Public Charter School, Success Academy Charter School, with Existing Schools Louis D. Brandeis High School (03M470), The Urban Assembly School for Green Careers (03M402), The Global Learning Collaborative (03M403), Innovation Diploma Plus (03M404), and Frank McCourt High School (03M417) in the Brandeis Educational Campus

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 December 17, 2010, on the proposed co-location of a new public charter school, Success Academy Charter School, with existing schools Louis D. Brandeis High School (03M470), The Urban Assembly School for Green Careers (03M402), The Global Learning Collaborative (03M403), Innovation Diploma Plus (03M404), and Frank McCourt High School (03M417) in the Brandeis Educational Campus (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 December 17, 2010, at least forty-five days in advance of the February 1, 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)(d-1), the Chancellor has held a joint public hearing on the proposal with the District 3 Community Education Council and the impacted school leadership teams at which all interested parties had an opportunity to present comments or concerns on the Original Proposal; and

WHEREAS, the Panel approved the Original Proposal on February 1, 2011; 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 June 6, 2011, such that the revised EIS updates current enrollment at all schools to reflect the 2010-2011 Audited Register (which was not yet available at the time the original EIS was published); changes the projected enrollment for Green Careers and Global Learning to

conform to budget register projections for 2011-2012,² and therefore also changes the total number of students projected to be served by all schools and the projected building utilization rate; includes additional information about the programs and partnerships of the high schools in the Brandeis Educational Campus; includes additional information on the impact of the proposal on future elementary school students in District 3; provides detailed projections of the proposed grade levels and estimated enrollments of all six organizations in M470 over a 5 year period; includes updated facilities information and; includes information about a YABC program that operates in the M470 building, and the BUP has been revised in the following manner: the proposed shared space schedule has been revised and the DOE has clarified the rationale for the amount of time that each co-located school is proposed to have in the shared spaces under this proposal; the current enrollment information for all DOE schools has been updated to reflect the 2010-11 Audited Register (which was not available at the time the BUP was originally published); the number of students that Green Careers is projected to serve in 2011-2012 has been revised to reflect budget register projections for 2011-2012. the allocation of space between all school organizations has been revised to address mathematical inconsistencies in the original BUP, and additional information about planned construction; the science labs have been included as shared spaces and have not been allocated to the individual schools; room allocation charts have been added for each school during each year; updated and more detailed information has been provided regarding planned construction projects in the building; and the formatting of the room allocation charts in the original BUP has been altered to make them easier to understand (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 June 6, 2011, at least fifteen days in advance of the June 27, 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), the Chancellor held a joint public hearing on the Revised Proposal with the District 3 Community Education Council and the school leadership teams at which all interested parties had an opportunity to present comments or concerns on the 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 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 Revised Proposal; a description of any changes to the Revised Proposal as a result of the public comments; and information regarding where the full text of any approved Revised Proposal may be obtained; and

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

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

RESOLVED, that in accordance with Education Law § 2590-g, the Panel for Educational Policy hereby approves the revised proposed co-location of a new public charter school, Success Academy Charter School, with existing schools Louis D. Brandeis High School (03M470), The Urban Assembly School for Green Careers (03M402), The Global Learning Collaborative (03M403), Innovation Diploma Plus (03M404), and Frank McCourt High School (03M417) in the Brandeis Educational Campus.