

Educational Impact Statement

Proposal for a Significant Change in the Utilization of School Building X158: The Phase-Out and Eventual Closure of New Day Academy (12X245) and Co-location of Dr. Izquierdo Health and Sciences Charter School with Existing Schools in X158

I. Summary of Proposal

Beginning in the 2010-2011 school year, New Day Academy (12X245, “New Day Academy”), an existing school serving grades 6-12, will be phased-out of operation. New Day Academy is housed in school building X158 (hereinafter referred to as “X158”), located at 800 Home Street, Bronx in Community School District 12 (“District 12”). Bronx Latin (12X267, “Bronx Latin”) and Bronx Career and College Preparatory High School (12X479, “Bronx Career and College Preparatory”) are currently co-located with New Day Academy at X158. The 2008-2009 target utilization rate of X158 was 74%. Its target capacity was 1,687.

In the 2010-2011 school year, New Day Academy will begin phasing-out two grades at a time. Grades 6 and 9 will be eliminated in 2010-2011; grades 7 and 10 will be eliminated in 2011-2012; and grade 11 will be eliminated in 2012-2013. New Day Academy will close in June 2013.

The proposal to phase-out and eventually close New Day Academy is based on the Department of Education’s (DOE) determination that the school lacks the capacity to significantly improve student performance. Under the DOE’s accountability framework, schools that receive an overall grade of D or F on the Progress Report are subject to school improvement measures. If no significant progress is made over time, a leadership change (subject to contractual obligations), restructuring, or closure is possible. The same is true for schools receiving a C for three years in a row and for schools that the Chancellor has determined lack the necessary capacity to improve student performance. Decisions about the consequences a school will face are based on the school’s Progress Report grades, Quality Review scores, and a variety of other factors. Additional factors contributing to decisions regarding school closure or phase-out include demand for the school’s services, structural factors such as principal tenure and special population concentration, comparative quality of existing options, and potential replacement options.

New Day Academy received a D on its middle school 2006-2007 Progress Report, a C on its middle school 2007-2008 Progress Report, a C on its middle school 2008-2009 Progress Report, and a D on its high school 2008-2009 Progress Report. In 2009, the DOE conducted an assessment of New Day Academy’s capacity to improve student performance. After consultation with internal stakeholders, the DOE determined that New Day Academy had not made significant progress for its students. Due to the

school's failure to make significant progress, the DOE now proposes this phase-out and eventual closure.

The phase-out and eventual closure of New Day Academy will create available space to house a new school. Pending final approval of its charter application by the DOE, Dr. Izquierdo Health and Sciences Charter School ("Izquierdo Charter School"), a new public charter school, will open in X158 in 2010-2011. If authorized, Izquierdo Charter School will open in 2010-2011 serving grade 6 and will eventually serve grades 6-12. This proposal addresses the need to provide higher quality middle and high school options throughout the City.

II. Enrollment, Admissions, and School Performance of Existing Schools in X158

A. New Day Academy

1. Enrollment

Current Grades Served:	6-12
Current Enrollment (As of 10/31/2009 ATS Unaudited Register):	461
Grades Served 2010-2011:	7, 8, 10, 11, 12
Projected 2010-2011 Enrollment:	275-350

2. Admissions

Middle school students had applied to New Day Academy through the middle school choice process.

High school students had applied to New Day Academy through the citywide high school admissions process.

Beginning in the 2010-2011 school year, New Day Academy will no longer be a choice for the middle school choice or the citywide high school admissions processes.

3. School Performance

Progress Report Grades

2006-2007:	Middle school: D High school: Progress Reports were not available because high schools
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do not receive Progress Reports until they have a four year graduation rate.

2007-2008:

Middle school: C
High school: Progress Reports were not available because high schools do not receive Progress Reports until they have a four year graduation rate.

2008-2009:

Middle school: C
High school: D

Graduation Rate (2008-2009):

Four year: 56.0%

Math Score (2008-2009):

34.3% of middle school students scored at Level 3 or 4

English Language Arts Score (2008-2009):

40.8% of middle school students scored at Level 3 or 4

Quality Review Scores

2007-2008:

Proficient

2008-2009:

Proficient

Accountability Status

Overall Federal Status (2008-2009):

In Good Standing

Overall State Status (2008-2009):

In Good Standing

Status with Differentiated Accountability (2009-2010):

In Good Standing

To access school performance and accountability information for New Day Academy, please visit <http://schools.nyc.gov/SchoolPortals/12/X245/AboutUs/Statistics>.

Average Attendance (2008-2009):

79.7%

To access a copy of the 2008-2009 Attendance Report for New Day Academy, please visit <http://schools.nyc.gov/AboutUs/data/stats/attendance>.

B. Bronx Latin

Bronx Latin opened in 2004 and will be fully phased-in by 2010.

1. Enrollment

Current Grades Served:	6-11
Current Enrollment (As of 10/31/2009 ATS Unaudited Register):	353
Grades Served 2010-2011:	6-12
Projected 2010-2011 Enrollment:	385-415

2. Admissions

Middle school students apply to Bronx Latin through the middle school choice process.

High school students apply to Bronx Latin through the citywide high school admissions process.

3. School Performance

Progress Report Grades

2007-2008:	Middle school: A High school: Progress Reports were not available because high schools do not receive Progress Reports until they have a four year graduation rate.
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2008-2009:	Middle school: A High school: Progress Reports were not available because high schools do not receive Progress Reports until they have a four year graduation rate.
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Math Score (2008-2009):	68.4% of middle school students scored at Level 3 or 4
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English Language Arts Score (2008-2009):	54.5% of middle school students scored at Level 3 or 4
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Quality Review Scores

2007-2008:	Well developed
2008-2009:	Proficient

Accountability Status

Overall Federal
Status (2008-2009): In Good Standing

Overall State Status
(2008-2009): In Good Standing

Status with
Differentiated
Accountability
(2009-2010): In Good Standing

To access school performance and accountability information for Bronx Latin, please visit <http://schools.nyc.gov/SchoolPortals/12/X267/AboutUs/Statistics>.

Average Attendance
(2008-2009): 89.7%

To access a copy of the 2008-2009 Attendance Report for Bronx Latin, please visit <http://schools.nyc.gov/AboutUs/data/stats/attendance>.

C. Bronx Career and College Preparatory

Bronx Career and College Preparatory opened in 2009 and will be fully phased-in by 2012.

1. Enrollment

Current Grades Served: 9

Current Enrollment (As of
10/31/2009 ATS Unaudited
Register): 85

Grades Served 2010-2011: 9-10

Projected 2010-2011
Enrollment: 150-200

Grades Served At Scale: 9-12

Projected Enrollment
at Scale: 350-450

2. Admissions

Students apply to Bronx Career and College Preparatory through the citywide high school admissions process.

3. School Performance

School performance information is not available for Bronx Career and College Preparatory because the school opened in 2009.

Accountability Status

Overall Federal
Status (2008-2009): n/a

Overall State Status
(2008-2009): n/a

Status with
Differentiated
Accountability
(2009-2010): n/a

Average Attendance
(2008-2009): 89.0%

III. Proposed or Potential Use of X158

Space made available by the phase-out of New Day Academy will be used to house Izquierdo Charter School, a new public charter school that will open in X158 in 2010-2011. If authorized, Izquierdo Charter School will serve grade 6 in 2010-2011 with an enrollment of approximately 80-100 students. At scale, the school will serve approximately 550-600 students in grades 6-12. In accordance with New York State law, admissions to Izquierdo Charter School will be conducted pursuant to the school's lottery system.

IV. Impact of the Proposed Phase-Out on the Community, Existing Schools and Students

A. Community Ramifications

Approximately 461 middle and high school seats will be eliminated by the phase-out of New Day Academy. However, these seats will be recovered through the phase-in of Izquierdo Charter School and other new high schools throughout the City.

B. Existing Schools

During the course of New Day Academy's phase-out and the phase-in of Izquierdo Charter School, all schools will have sufficient instructional space to serve students in X158 per the citywide instructional footprint. After implementation of the phase-out of New Day Academy, Bronx Latin, Bronx Career and College Preparatory, and Izquierdo Charter School will have sufficient space to operate at full organizational capacity. A space plan for all schools in the building will be developed based on the standard

instructional footprint. Decisions regarding the programming of shared spaces in X158 will be made by school leaders.

To access the citywide instructional footprint, please visit the DOE's Web site at http://schools.nyc.gov/NR/rdonlyres/8CF30F41-DE25-4C30-92DE-731949919FC3/65901/NYCDOE_Instructional_Footprint_revisedMay2009_noco.pdf.

C. Students

Beginning in 2010-2011, New Day Academy will no longer take in new grade 6 students. All current New Day Academy students in grades 6-8 will have the opportunity to complete middle school at New Day Academy, assuming they continue to earn credits on schedule. Current grade 5 students in District 12 may apply to their zoned middle school, to Izquierdo Charter School, or for a seat in participating District 12 choice middle schools through the middle school choice process (pending satisfactory completion of promotion criteria). Students in grades 6 and 7 may apply to transfer, but transfers will only be fulfilled based upon available seats. Current grade 8 students should participate in the citywide high school admissions process for a grade 9 seat (pending satisfactory completion of promotion criteria).

Beginning in 2010-2011, New Day Academy will no longer take in new grade 9 students. All current New Day Academy students in grades 9-12 will have the opportunity to graduate from New Day Academy, assuming they continue to earn credits on schedule. Current New Day Academy students enrolled in grade 9 for the first time will have the opportunity to participate in the high schools admissions process so that they can begin in a different school as a grade 10 student in September 2010 (pending satisfactory completion of promotion criteria and grade 10 seat availability). Current New Day Academy grade 10 students or students who are repeating grade 9 are encouraged to meet with their guidance counselors to explore their options for the 2010-2011 school year.

Throughout the course of the phase-out of New Day Academy and after its closure there will continue to be a sufficient number of middle school seats in District 12 to serve students who would have attended New Day Academy for middle school. There will also continue to be a sufficient number of high school seats in the Bronx and throughout the city to serve students who would have attended New Day Academy.

V. Initial Costs and Savings

Once the phase-out is fully implemented, the annual fixed funding currently allocated to New Day Academy will be repurposed by the DOE.

Charter schools receive a share of State foundation aid appropriated to the DOE based upon the New York State per pupil allocation (PPA) rate.

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

A. Personnel

All administrative staff and non-pedagogical positions at New Day Academy will be eliminated over the course of the phase-out.

All teaching positions assigned to New Day Academy will be eliminated over the course of the phase-out. However, the elimination of these assignments will not necessarily result in an overall loss of teaching positions within the citywide system due to transfers to other existing assignments and the creation of additional pedagogical positions with the phase-in of new/replacement schools.

B. Costs of Instruction

Once the phase-out is fully implemented, the DOE will cease to allocate or repurpose all funds currently allocated to New Day Academy. Please note that per capita funds no longer allocated to the school as a result of this proposal do not represent a reduction in total system costs.

C. Administration

All school supervisor and/or administrator positions assigned to New Day Academy will be eliminated as a result of the phase-out.

D. Transportation

Throughout the course of the phase-out of New Day Academy, transportation will continue to be provided pursuant to Chancellor's Regulation A-801. To access Chancellor's Regulation A-801, please visit the DOE's Web site at <http://schools.nyc.gov/RulesPolicies/ChancellorsRegulations>.

E. Other Support Services

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

VII. Building Information

A. Building Type, Age and Physical Condition

X158 is an intermediate school building that was built in 1974. The building received an overall rating of 2.72 out of 5 on the 2008-2009 Building Condition Assessment Survey ("BCAS"). To view the key for BCAS ratings, please visit <http://schools.nyc.gov/Documents/BCAS/BCAS%20Key.pdf>.

To view the 2008-2009 BCAS Report for X158, please visit <http://schools.nyc.gov/SchoolPortals/12/X245/AboutUs/Statistics>.

2008-2009 Target capacity: 1,687

2008-2009 Target utilization rate: 74%

The utilization and capacity information is from the Enrollment, Capacity and Utilization Report which is the standard by which the DOE measures the maximum capacity of the building compared to the enrollment. To access the Enrollment, Capacity and Utilization Report, please visit <http://schools.nyc.gov/Offices/SCA/Reports/CapPlan>.

B. Fiscal Year 2009 Maintenance Costs

Labor:	\$109,101.07
Materials:	\$43,199.14
Maintenance and Repair Contracts:	\$72,544.98
Service Contracts:	\$0.00
Custodial Operations	
Materials:	\$13,424.73
Custodial Allocation:	\$404,947.06

C. Fiscal Year 2009 Energy Costs

Electric:	\$257,335.00
Gas:	\$1,219.00
Oil:	\$108,138.00

D. Recent and Planned Improvements

Recent improvements include science lab upgrades, gymnasium floor upgrades, and exterior masonry and window repairs.

E. Special Features

The building has art rooms, an auditorium, a cafeteria, a gymnasium, a library, and science labs.

School building X158 is functionally accessible.