

Educational Impact Statement

Proposal for a Significant Change in the Utilization of School Building K660: The Phase-out and Eventual Closure of W. H. Maxwell Career and Technical Education High School (19K660) and Co-location of a New School, 19K751, in K660

I. Summary of Proposal

Beginning in the 2010-2011 school year, W. H. Maxwell Career and Technical Education (CTE) High School (19K660, “Maxwell High School”), an existing school serving grades 9-12, will be phased out of operation. Maxwell High School is housed in school building K660 (hereinafter referred to as “K660”), located at 145 Pennsylvania Avenue, Brooklyn in Community School District 19 (“District 19”). A District 75 program, 75K077 (“District 75 K077”), is also currently located at K660. The 2008-2009 target utilization rate of K660 was 94%, and its target capacity was 1,055.

In 2010-2011, Maxwell High School will begin phasing out one grade level per year. Grade 9 will be eliminated in 2010-2011; grade 10 will be eliminated in 2011-2012; and grade 11 will be eliminated in 2012-2013. Maxwell High School will close in June 2013.

The proposal to phase-out and eventually close Maxwell High School 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.

Maxwell High School received a D on its 2007-2008 Progress Report and a D on its 2008-2009 Progress Report. In 2009, the DOE conducted an assessment of the school’s capacity to improve student performance and, after consultation with internal stakeholders, determined that Maxwell High School had not made sufficient progress for its students. Due to the school’s failure to make sufficient progress, the DOE now proposes the phase-out of the school.

The phase-out and eventual closure of Maxwell High School will create available space to house a new high school, 19K751. The DOE proposes to phase in 19K751 to replace Maxwell High School as it phases out. 19K751 would open in 2010 with grade 9. A new grade will be added each year until it reaches its full 9-12 grade scale in 2013. Any future proposals to move an existing school into this space or to site another new school in the building will be addressed in a separate educational impact statement. The phase-out of Maxwell High School and the phase-in of 19K571 address the need to provide higher quality high school options throughout the City.

II. Enrollment, Admissions, and School Performance for Existing Schools in K660

A. Maxwell High School

1. Enrollment

Current Grades Served:	9-12
Current Enrollment (As of 10/31/2009 ATS Unaudited Register):	985
Grades Served 2010-2011:	10-12
Projected 2010-2011 Enrollment:	550-675

2. CTE Programs of Study Offerings

Apparel Design
Communication Media
Cosmetology (State Approved)
Medical Billing and Coding
Vision Technology (State Approved)

To view a list of available Career and Technical Education Programs of Study, please visit <http://schools.nyc.gov/ChoicesEnrollment/SpecialPrograms/CTE/default.htm>.

3. Admissions

Students had applied to Maxwell High School through the citywide high school admissions process. Beginning this year, Maxwell High School will no longer be a choice in the citywide high school admissions process.

4. School Performance

Progress Report Grades

Proposal for a Significant Change in the Utilization of School Building K660
Release Date: 12/10/2009

2007-2008:	D
2008-2009:	D
Graduation Rate (2008-2009):	43.4%
Quality Review Scores	
2007-2008:	Proficient
2008-2009:	Proficient
Accountability Status	
Overall Federal Status (2008-2009):	Restructuring - Year 2
Overall State Status (2008-2009):	Requiring Academic Progress - Year 7
Status with Differentiated Accountability (2009-2010):	Restructuring (Advanced) - Comprehensive

To access school performance and accountability information for Maxwell High School, please visit <http://schools.nyc.gov/SchoolPortals/19/K660/AboutUs/Statistics>.

Average Attendance (2008-2009):	72.5%
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To access copies of Attendance Report for Maxwell High School, please visit <http://schools.nyc.gov/AboutUs/data/stats/attendance>.

B. District 75 K077

1. Enrollment

Current Grades Served:	K-12
Current Enrollment (As of 10/31/2009 ATS Unaudited Register):	5
Grades Served 2010-2011:	K-12
Projected 2010-2011 Enrollment:	5-15

2. Admissions

Students are enrolled in District 75 schools and programs according to the classifications on their Individualized Education Plans.

3. School Performance

Progress Report Grades

Progress Reports for District 75 schools are currently in development.

Quality Review Scores

2007-2008:	Proficient
2008-2009:	Well developed

Accountability Status

Overall Federal Status (2008-2009):	n/a
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Overall State Status (2008-2009):	n/a
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Status with Differentiated Accountability (2009-2010):	n/a
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To access school performance and accountability information for District 75 K077, please visit <http://schools.nyc.gov/SchoolPortals/13/K077/AboutUs/Statistics>.

Average Attendance (2008-2009):	89.9%
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To access copies of the Attendance Report for District 75 K077, please visit <http://schools.nyc.gov/AboutUs/data/stats/attendance>.

III. Proposed or Potential Use of K660

Space made available by the phase-out of Maxwell High School in K660 will be used to house a new high school, 19K571. 19K571 will open in 2010 and will gradually phase-in one grade level per year until it reaches its full grade scale of 9-12. In 2010-2011, 19K571 will serve grade 9 with an enrollment of approximately 90-120 students. At scale, the school will serve approximately 425-450 students. Students will apply to 19K571 through the citywide high school admissions process.

Pending final approval of the new school proposal by the DOE, 19K571 will provide CTE pathways according to the DOE's analysis of student and industry demand for the existing CTE pathways.

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

A. Community Ramifications

Approximately 985 total high school seats will be eliminated as a result of Maxwell High School's phase-out. However, these seats will be recovered through the phase-in of 19K571 in K660 and other new high schools throughout the City.

Maxwell High School's CTE pathways are available in other high schools throughout the City.

B. Existing Schools

During the course of Maxwell High School's phase-out and the phase-in of 19K571 and the unnamed school, all schools will have sufficient instructional space to serve students in K660 as per the citywide instructional footprint. After implementation of the proposal, District 75 K077 and 19K571 will have sufficient space to operate at full organization 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 K660 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/ronlyres/8CF30F41-DE25-4C30-92DE-731949919FC3/65901/NYCDOE_Instructional_Footprint_revisedMay2009_noco.pdf.

C. Students

All current Maxwell High School students will have the opportunity to graduate from Maxwell High School, assuming they continue to earn credits on schedule. Current Maxwell High School 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 Maxwell High School 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.

Current grade 8 students who are interested in the CTE pathways formerly offered at Maxwell High School may apply to other schools throughout the City that also offer these pathways.

V. Initial Costs and Savings

Once the phase-out is fully implemented, approximately \$310,000 in annual fixed funding currently allocated to Maxwell High School will be repurposed by the DOE.

New district schools are provided with a fixed per school allocation and a variable per pupil allocation of funds to cover start-up costs. Based on current one-time allocations for new schools, 19K571 will receive a fixed allocation of \$80,000 and approximately \$8,640 based on variable per pupil allocations in 2010-2011. In addition, 19K571 will receive approximately \$32,400 based on variable per pupil allocations during the course of its phase-in.

Beginning in 2010-2011, 19K571 will receive approximately \$225,000 annually in fixed Fair Student Funding foundation allocations to fund administrative costs and an additional annual allocation of \$85,000 in Children First supplemental funding.

All dollar amounts are based on FY10 allocations and are subject to change based on adjustments to the DOE's overall operating budget.

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

A. Personnel

Administrative staff and non-pedagogical positions at Maxwell High School will be eliminated over the course of the phase-out.

All teaching positions assigned to Maxwell High School 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 schools.

19K571 is expected to hire additional teachers as each new grade is added. All new schools opening in phase-out campuses must adhere to Article 18-D of the United Federation of Teachers (UFT) contract. Article 18-D requires that if a sufficient number of displaced staff from the closing or phasing-out school applies, at least 50% of the new school's pedagogical positions shall be selected from among the appropriately licensed most senior applicants from the closing/phasing-out school who meet the new school's qualifications. Guidance counselor, lab specialist, school secretary and paraprofessional positions are also subject to Article 18-D.

B. Costs of Instruction

Once the phase-out is fully implemented, the DOE will repurpose all funds currently allocated to Maxwell High School.

Once fully phased-in at the new location, 19K571 expects to receive approximately \$1,871,166 in additional annual per capita funding as a result of increased enrollment. This estimate is based on current Fair Student Funding (FSF) foundation funding and per

capita allocations of grade level weights. Student achievement and need-based allocations were not taken into account in this estimate because incoming students' achievement levels and needs cannot be predicted. These funds may, at the school's discretion, be used for teaching positions, curriculum materials, general instructional supplies, administration, or other support services. Please note that per capita funds allocated to the school as a result of this proposal do not represent additional system costs. FSF covers basic instructional needs and is allocated to each school based on the number and need-level of students at the school. All money allocated through FSF can be used at the principal's discretion. All dollar amounts are based on FY10 allocations and are subject to change based on adjustments to the DOE's overall operating budget.

C. Administration

All school supervisor and/or administrator positions assigned to Maxwell High School will be eliminated as a result of the phase-out.

19K571 is expected to hire school supervisor and/or administrator personnel as needed.

D. Transportation

Throughout the course of the phase-out of Maxwell High School and the phase-in of the new high schools, transportation will continue to be provided pursuant to Chancellor's Regulation A-801. To access the 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

K660 is a high school building that was built in 1913. The building received an overall rating of 2.07 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 K660, please visit

<http://schools.nyc.gov/SchoolPortals/19/K660/AboutUs/Statistics>.

2008-2009 Target capacity:	1,055
2008-2009 Target utilization:	94%

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:	\$15,871.24
Materials:	\$3,703.22
Maintenance and Repair Contracts:	\$124,113.08
Service Contracts:	\$16,398.30
Custodial Operations	
Materials:	\$12,475.50
Custodial Allocation:	\$352,735.20

C. Fiscal Year 2009 Energy Costs

Electric:	\$300,573.00
Gas:	\$191,444.00
Oil:	\$12,601.00

D. Recent and Planned Improvements

Recent improvements include a telephone system installation and lead paint abatement.

E. Special Features

The building has an art room, an auditorium, a cafeteria, two gymnasiums, a library, computer rooms, and science labs.

School building K660 is functionally accessible