

Amended Educational Impact Statement

**Proposal for a Significant Change in the Utilization of School Building M030:
The Phase-out and Eventual Closure of KAPPA II (05M317)**

I. Summary of Proposal

Beginning in the 2010-2011 school year, KAPPA II (05M317, “KAPPA II”), an existing school serving grades 6-8, will be phased out of operation. KAPPA II is housed in school building M030 (hereinafter referred to as “M030”), located at 144-176 East 128 Street, Manhattan in Community School District 5 (“District 5”). KAPPA II is currently co-located with P.S. 30 Hernandez/Hughes (05M030, “P.S. 30”) and P.S. 138 (75M138, “P.S. 138”) at M030. M030’s 2008-2009 target utilization rate was 69%. Its target capacity was 1,297.

In 2010-2011, KAPPA II will begin phasing out one grade level per year. Grade 6 will be eliminated in 2010-2011, and grade 7 will be eliminated in 2011-2012. KAPPA II will close in June 2012.

The proposal to phase out and eventually close KAPPA II is based on the 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.

KAPPA II received a C 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. After consultation with internal stakeholders, the DOE determined that KAPPA II 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 and eventual closure of the school.

District 5 will continue to have sufficient seats to serve its middle school students with the phase-out and closure of KAPPA II. This proposal will allow resources currently allocated to KAPPA II to be repurposed and for middle school students to be served in existing high quality District 5 middle schools.

The DOE proposes to use the space made available by the phase-out and eventual closure of KAPPA II to house grades K-4 of an existing charter school, Harlem Success Academy 2 (84M384, “HSA 2”). This proposal is the subject of a separate educational impact statement published on January 8, 2010, and expected to be voted on by the Panel for Education Policy at its February 24, 2010 meeting.

II. Enrollment, Admissions, and School Performance Information for KAPPA II

A. Enrollment

Current Grades Served:	6-8
Current Enrollment (As of 10/31/2009 ATS Unaudited Register):	142
Grades Served 2010-2011:	7-8
Projected 2010-2011 Enrollment:	50-60

B. Admissions

Students had applied to KAPPA II through a school-managed application process. Beginning this year, KAPPA II will no longer accept applications for new admissions.

C. School Performance

Progress Report Grades	
2007-2008:	C
2008-2009:	D
Math Score (2008-2009):	43.6% of students scored at Level 3 or 4
English Language Arts Score (2008-2009):	53.5% of students scored at Level 3 or 4
Quality Review Scores	
2007-2008:	Underdeveloped
2008-2009:	Underdeveloped with proficient features

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 KAPPA II, please visit
<http://schools.nyc.gov/SchoolPortals/05/M317/AboutUs/Statistics/>.

Average Attendance
(2008-2009): 89.3%

To access copies of the Attendance Reports for KAPPA II, please visit
<http://schools.nyc.gov/AboutUs/data/stats/attendance/>.

III. Proposed or Potential Use of M030

The DOE proposes to use the space made available by the phase-out and eventual closure of KAPPA II to house grades K-4 of an existing charter school, Harlem Success Academy 2 (84M384, "HSA 2"). This proposal is the subject of a separate educational impact statement published on January 8, 2010, and expected to be voted on by the Panel for Education Policy at its February 24, 2010 meeting. Prior to the Panel's vote on the proposal, a joint public hearing will be held at which the public may provide comment on this proposal.

HSA 2 currently serves students in grades K-2 and is in the process of phasing in one grade per year until it reaches its intended K-8 grade scale. HSA 2 would move to M030 prior to the start of the 2010-2011 school year. In 2010-2011, M030 would house P.S. 30, P.S. 138, grades K-3 of HSA 2, and grades 7 and 8 of KAPPA II. In 2011-2012, P.S. 30, P.S. 138, grades K-4 of HSA 2, and KAPPA II's grade 8 will be located in the building. In 2012-2013 and going forward, M030 would house P.S. 30, P.S. 138, and grades K-4 of HSA 2.

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

A. Community Ramifications

Approximately 150 total middle school seats will be eliminated by the phase-out of KAPPA II. However, District 5 will continue to have sufficient seats to serve middle school students with the phase-out of KAPPA II.

B. Existing Schools

P.S. 30 and P.S. 138 will not be impacted by the phase-out and closure of KAPPA II. During the course of KAPPA II's phase-out, all schools will have sufficient instructional space to serve students in M030 as per the citywide instructional footprint. After the phase-out is complete, P.S. 30 and P.S. 138 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 M030 will be made by school leaders.

To access the citywide instructional footprint, please visit the New York City Department of Education Web site at http://schools.nyc.gov/NR/rdonlyres/8CF30F41-DE25-4C30-92DE-731949919FC3/65901/NYCDOE_Instructional_Footprint_revisedMay2009_noco.pdf.

C. Students

Current grade 6 and 7 students enrolled in KAPPA II will have the opportunity to continue grade 7 and 8 at KAPPA II during implementation of the phase-out. 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).

Current grade 5 students in District 5 who may have otherwise attended KAPPA II may apply to their zoned middle school or may choose to apply for a seat in participating District 5 choice middle schools through the middle school choice process (pending satisfactory completion of promotion criteria). There will be sufficient middle school seats in District 5 to accommodate these students.

V. Initial Costs and Savings

Once the phase-out is fully implemented, the DOE will cease to allocate or repurpose all funds currently allocated to KAPPA II.

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 KAPPA II will be eliminated over the course of the phase-out.

All teaching positions at KAPPA II 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.

B. Costs of Instruction

Once the phase-out is fully implemented, the DOE will cease to allocate or repurpose all funds currently allocated to KAPPA II.

C. Administration

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

D. Transportation

Throughout the course of the phase-out of KAPPA II, transportation will continue to be provided pursuant to Chancellor's Regulation A-801. To access the Chancellor's Regulation A-801, please visit the New York City Department of Education website 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

M030 is an elementary school building that was built in 1969. The building received an overall rating of 2.58 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 M030, please visit <http://schools.nyc.gov/SchoolPortals/05/M317/AboutUs/Statistics/>

2008-2009 Target capacity: 1,297

2008-2009 Target utilization rate: 69%

The utilization and capacity information is from the Enrollment, Capacity and Utilization Report which is the standard by which the Department of Education 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:	\$13,561.71
Materials:	\$4,956.07
Maintenance and Repair Contracts:	\$47,615.47
Service Contracts:	\$0.00
Custodial Operations	
Materials:	\$10,349.64
Custodial Allocation:	\$471,880.17

C. Fiscal Year 2009 Energy Costs

Electric:	\$188,762.00
Gas:	\$277,099.00
Oil:	\$0.00

D. Recent and Planned Improvements

Recent improvements include surveillance camera installation, window upgrades, and playground refurnishing.

E. Special Features

The building has art rooms, an auditorium, a cafeteria, a gymnasium, a library, and a computer room.

School building M030 is functionally accessible on the first floor