

REVISED EDUCATIONAL IMPACT STATEMENT: The Proposed Expansion of Brooklyn Prospect Charter School (84K707) and its Temporary Co-location with Existing Schools Sunset Park High School (15K667) and a District 75 School (75K371) in Building K564

I. Summary of Proposal

Brooklyn Prospect Charter School (84K707, “Brooklyn Prospect”) is an existing public charter school approved to serve students in sixth through twelfth grade. Brooklyn Prospect currently enrolls 202 students in sixth and seventh grade in Building K564 (“K564”) at 153 35 Street, Brooklyn, NY 11232 in Community School District 15. Brooklyn Prospect is currently co-located with Sunset Park High School (15K667, “Sunset Park”), a New York City Department of Education (“DOE”) high school that currently enrolls 687 ninth and tenth grade students, and a District 75 School (75K371, “P371K@H667”), currently serving 77 ninth through twelfth grade students in classes for emotionally disturbed and autistic students.¹ Sunset Park is in the process of phasing in, and will serve approximately 1,275-1,325 ninth through twelfth grade students when it achieves full scale in 2013-2014. A “co-location” refers to situations where two or more schools occupy space within a single building, often sharing large common rooms and outdoor spaces.

In 2008-2009, before Chancellor’s Regulation A-190 stipulated the process that must be followed when there is a significant change in building utilization, the DOE allowed Brooklyn Prospect to be sited and temporarily co-located in K564 to serve sixth and seventh grades while a permanent facility was secured.² This private facility will not be completed and ready for Brooklyn Prospect’s occupancy for the 2011-2012 school year. In an Educational Impact Statement (“EIS”) posted on March 4, 2011, the DOE proposed to re-site Brooklyn Prospect from K564 and temporarily co-locate Brooklyn Prospect in the seven transportable classroom units (“TCU”), referred to as K979 (15K979, “K979”), that are located on the same grounds as the main building, K032 (“K032”) for the 2011-2012 school year while its permanent private facility, located at 265-271 Douglass Street, Brooklyn, NY 11217 is readied for occupancy. Under that original proposal, Brooklyn Prospect would have been co-located with P.S. 32 Samuels Mills Spole (15K032, “P.S. 32”), an existing DOE zoned elementary school that serves kindergarten through fifth grade students and also offers two full-day pre-kindergarten sections, New Horizons School (15K442, “New Horizons”), an existing DOE middle school that serves sixth to eighth grade students.

The DOE has revised the above-described original proposal. As described in this revised EIS, the DOE now proposes to temporarily allow Brooklyn Prospect to remain in its current location, where it is co-located with Sunset Park and P371K@H667, and to expand by one additional grade. If this revised proposal is approved, Brooklyn Prospect would only remain in the K564 building for one additional year. The DOE has also revised the Building Utilization Plan (“BUP”), which now outlines the number of rooms that will be allocated to Brooklyn Prospect, Sunset Park, and P371K@H667 and the proposed allocation of shared spaces, among other things.

Brooklyn Prospect was approved by its charter authorizer, the State University of New York’s Charter School Institute (“SUNY”), to open a public charter school in Community School District 15 in Brooklyn in 2009. SUNY approved Brooklyn Prospect’s proposal to open with sixth grade in 2009-2010 and to add one grade each year until it serves up to 700 students in sixth through twelfth grade. Brooklyn Prospect provides a

¹ 75K371 is sited at three locations: P371K@Lillian L. Rashkis School is located at 355 37th Street, Brooklyn, NY 11232; P371K@H667 is located at 153 35th Street, Brooklyn, NY 11220; and P371K@Telecommunications is located at 350 67th Street, Brooklyn, NY 11220. P371K@H667 is the only site impacted by this proposal; this proposal will not affect the other sites.

² <http://schools.nyc.gov/RulesPolicies/ChancellorsRegulations/default.htm>

preference to District 15 students in its charter school lottery application process.³

Brooklyn Prospect currently serves 202 students in sixth and seventh grade. If the proposal is approved, in 2011-2012, Brooklyn Prospect will expand to serve an additional 102 eighth graders in K564. As noted above, Brooklyn Prospect will move out of K564 no later than August 1, 2012.

In 2009-2010, the K564 building served 533 students⁴ and had a capacity to serve 1,326 students, yielding a target building utilization rate of 40%.⁵ In 2010-11, the building served 955 students,⁶ which yields an estimated utilization rate of 72%.⁷ In 2011-2012, when Brooklyn Prospect expands to serve eighth grade, K564 would serve approximately 1,352-1,407 students,⁸ which yields an estimated utilization rate of 106%. Brooklyn Prospect would be re-sited to its permanent location at the end of the 2011-2012 school year.

Although the estimated utilization of K564 for the 2011-2012 school year will be greater than 100% and may suggest that the building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation, as described above. In addition, charter school enrollment plans are frequently based on larger class sizes than target capacity, contributing to building utilization rates above 100% while not impacting the utilization of the space allocated to the traditional public school. The DOE also notes that there is sufficient capacity in the building to accommodate all three school organizations. The concepts of “capacity” and “utilization” are discussed in Section II below. The DOE assumes that full-size classrooms used by District 75 schools have a capacity ranging from 6 to 12 students, depending on the type of program and services offered. In comparison, when those same rooms are used by general education schools (non-District 75), the DOE assumes that the “capacity” will increase to either 18 (when the rooms are used for a pre-kindergarten program) to 28 (when the rooms are used for grades 4-8). Therefore, the utilization rate in this case (which is calculated by dividing aggregate enrollment by aggregate target capacity) may appear to be higher than 100% because P371K@H667 actually serves fewer students in the space that it is allocated than a general education class would.

Additionally, as noted in this EIS and demonstrated in the attached BUP, even though the projected building utilization rate may exceed 100%, K564 has adequate capacity to accommodate Sunset Park, P371K@H667 and the temporary expansion of Brooklyn Prospect. All organizations, including Brooklyn Prospect are currently using a number of excess rooms. If this proposal is approved, Sunset Park and Brooklyn Prospect will operate closer to their baseline footprint allocation of rooms for one year, but all schools will continue to be allocated the same number of rooms in 2011-2012 as they were in 2010-2011. As described in the attached

³ For more information about the charter school lottery application process, please consult the DOE’s Directory of NYC Charter Schools, which can be accessed on the DOE’s website: <http://schools.nyc.gov/community/planning/charters/For+Parents>.

Applicants who reside in the district in which a charter is located receive preference for admission.

⁴ Source: 2009 audited register

⁵ The utilization rate reported here may differ from that published in the 2009-2010 Enrollment Capacity Utilization Report (the “Blue Book”) because the Blue Book enrollment includes Long Term Absences (“LTAs”), students who have been absent continuously for 30 days or more as of October 31st, 2009. The building capacity figures quoted here are consistent with the Blue Book. However, the building enrollment figures referenced throughout this EIS and used in the calculation of utilization rates only include the number of students estimated to be regularly attending the school, and thus does not include LTAs. This methodology is consistent with the manner in which the DOE conducts planning and calculates space allocations and funding for all schools. In determining the space allocation for co-located schools, the Office of Space Planning will conduct a detailed site survey and space analysis of the building to assess the amount of space available in the building.

⁶ Source: 2010 audited register

⁷ The official target capacity and utilization rates for the 2010-2011 school year and beyond are not yet available. All references to building utilization rates in this document are based on target capacity data from the 2009-10 Blue Book. As discussed above, utilization rates referenced herein only include the projected number of students who may actually attend the school and do not include Long Term Absences (LTAs).

⁸ Estimate includes projected enrollment at Sunset Park, Brooklyn Prospect Charter, and P371K@H667.

BUP, the DOE does not anticipate that the reduction of excess classroom space will impact the availability of instructional programming or enrichment activities at Sunset Park or P371K@H667 as all schools will still receive their baseline footprint allocation of rooms.

Background on the DOE’s Decision-Making Process

The DOE strives to ensure that all students in New York City have access to a diverse range of educational options at every stage of their education.

As discussed further in this EIS and the attached BUP, there is available space in the K564 building to accommodate Brooklyn Prospect’s proposed expansion and temporary co-location. In determining the most optimal way to distribute space to schools, the DOE is proposing to temporarily expand Brooklyn Prospect in its current location in the K564 building for one year.

The DOE believes Brooklyn Prospect will continue to be a high-quality middle school option for families in District 15:

- In 2009-2010, 50% of Brooklyn Prospect students were on grade level in English Language Arts, placing Brooklyn Prospect in the top 20% of schools Citywide.
- In 2009-2010, 69 % of Brooklyn Prospect students were on grade level in math, placing Brooklyn Prospect in the top 20% of schools Citywide.

II. Proposed or Potential Use of Building

K564 has the capacity to serve 1,326 students. In 2009-2010, the building only served 533 students, yielding a target utilization rate of just 40%. In 2010-2011, the building only served 955 students, yielding a target utilization rate of just 72%. If this revised proposal is approved, in the 2011-2012 school year, the K564 building would serve approximately 1,352-1,407 students, yielding an estimated utilization rate of 106%.

As noted below, and demonstrated in the attached BUP, although the projected building utilization rate may exceed 100%, K564 has adequate capacity to accommodate Sunset Park, P371K@H667 and the temporary expansion of Brooklyn Prospect. All organizations, including Brooklyn Prospect, are currently using a number of excess rooms above their baseline allocation. If this proposal is approved, Sunset Park and Brooklyn Prospect will operate closer to their baseline footprint allocation of rooms for one year, but all schools will continue to be allocated the same number of rooms in 2011-2012 as they were in 2010-2011.

Over the next year, the proposed grade spans for the schools in the building are as follows:

School Year	2010-11	2011-12	2012-2013
P371K@H667	9-12	9-12	9-12
Sunset Park High School	9-10	9-11	9-12
Brooklyn Prospect Charter School	6-7	6-8	School will be re-sited

Brooklyn Prospect, which currently serves sixth and seventh grades, would continue to be co-located in K564 in 2011-2012. In addition, in the 2011-2012 school, Brooklyn Prospect will expand to serve eighth grade students. At the end of the 2011-2012 school year and before August 1, 2012, Brooklyn Prospect would be re-sited.

As noted previously, Sunset Park opened in the K564 building in September 2009, before Chancellor's Regulation A-190 stipulated the process that must be followed when there is a significant change in building utilization. As discussed, Sunset Park, which currently serves ninth and tenth grades, is currently in the process of phasing in. In 2011-2012, Sunset Park would expand by one additional grade and would serve ninth through eleventh grade. Sunset Park will continue to phase in and will serve ninth through twelfth grade at full scale in 2013-2014.

P371K@H667 would continue to serve emotionally disturbed and autistic students in ninth through twelfth grade and thereafter.

As described in more detail in the Enrollment, Capacity, Utilization Report, which is available at http://source.nycsca.org/pdf/capitalplan/2009-10/BB_2009_2010.pdf, a building's target utilization rate is calculated by dividing the aggregated enrollment of all the school organizations in the building by the aggregated "target capacities" of those organizations. Each school organization's "target capacity" is calculated based upon the scheduled use of individual rooms as reported by principals during an annual facilities survey, the DOE's goal classroom capacities (which are aspirational targets lower than the UFT contractual class sizes and differ depending on grade level), and the efficiency with which classrooms are programmed (i.e., the frequency with which classes are scheduled in a given classroom).

The most recent year for which target capacity has been calculated for buildings is 2009-2010. As described earlier in this EIS, the DOE's projected utilization rates for the 2010-2011 school year and beyond are based on the 2009-2010 target capacity, which assumes that the components underlying that target capacity (scheduled use of classrooms, goal classroom capacity, etc.) remain constant. Thus, projected utilization rates for 2010-2011 and beyond provide only an approximation of a building's usage because each of the factors underlying target capacity may be adjusted by principals from year to year to better accommodate students' needs. For example, changing the use of a room from an administrative room to a homeroom at the high school level will increase a building's overall target capacity because for high schools administrative rooms are not assigned a capacity. Holding enrollment constant, this change would result in a lower utilization rate. Similarly, if a room previously used as a kindergarten classroom is subsequently used as fifth grade classroom, the building's target capacity would increase because we expect that a fifth grade class will have more students than a kindergarten class. This is reflected in the fact that the DOE's standard for goal classroom capacity is higher for fifth grade classrooms than for kindergarten classrooms. In this example, as well, assuming enrollment is constant, the utilization rate would decrease.

Although the estimated utilization of the building for 2011-2012 school year will be greater than 100% and may suggest that a building will be over-utilized or over-crowded in a given year, this rate does not account for the fact that rooms may be programmed for more efficient or different uses than the standard assumptions in the utilization calculation, as described above. In addition, charter school enrollment plans are frequently based on larger class sizes than target capacity, contributing to building utilizations above 100% while not impacting the utilization of the space allocated to the traditional public school. The DOE also notes that there is sufficient capacity in the building to accommodate all three school organizations. The concepts of "capacity" and "utilization" are discussed in Section II below. The DOE assumes that full-size classrooms used by District 75 schools have a capacity ranging from 6 to 12 students, depending on the type of program and services offered. In comparison, when those same rooms are used by general education schools (non-District 75), the DOE assumes that the "capacity" will increase to either 18 (when the rooms are used for a pre-kindergarten program) to 28 (when the rooms are used for grades 4-8). Therefore, the utilization rate in this case (which is calculated by dividing aggregate enrollment by aggregate target capacity) may appear to be higher than 100% because P371K@H667 actually serves less students in the space that it is allocated than a general education class would.

III. Impact of the Proposal on Affected Students, Schools, and Community

Brooklyn Prospect is an existing charter school that opened in 2009. It was approved by its charter authorizer, SUNY, to open a public charter school in Community School District 15 in Brooklyn with sixth and seventh grade classes in 2009-2010 and to add one grade each year until it serves approximately 700 students in sixth through twelfth grade. Brooklyn Prospect provides a preference to District 15 students in its charter school lottery application process.⁹

As discussed further in this EIS and the attached BUP, there is available space in the K564 building to accommodate Brooklyn Prospect's proposed expansion and one year temporary co-location. Brooklyn Prospect will be re-sited at the end of the 2011-2012 school year. There is also available space in K564 to accommodate all of Sunset Park's and P371K@H667's classes during the 2011-2012 school year. The DOE does not anticipate that this proposal would affect instructional programming, student enrollment or the admissions process at Sunset Park or P371K@H667. Nor does the DOE anticipate that this proposal would affect the instructional programming or the admissions process at Brooklyn Prospect.

Students

Impact of Brooklyn Prospect's Expansion and Temporary Co-location on Current Brooklyn Prospect Students

The proposed temporary expansion and co-location of Brooklyn Prospect is not expected to impact the instructional programming, or the admissions process at Brooklyn Prospect. If this proposal is approved, Brooklyn Prospect will enroll a new class of approximately 100 sixth grade students in September 2011. The current sixth graders attending Brooklyn Prospect will automatically matriculate into the seventh grade class in the following year (assuming students meet promotional standards). The current seventh grade class attending Brooklyn Prospect will automatically matriculate into the eighth grade class in the following year (assuming students meet promotional standards).

The proposed grade expansion of Brooklyn Prospect in K564 is not expected to impact current instructional programming at Brooklyn Prospect.

In addition, 22% of students currently enrolled at Brooklyn Prospect have Individualized Education Plans ("IEPs"). All students will continue to receive mandated services in accordance with their IEPs.

Brooklyn Prospect currently offers:

- Extracurricular activities: art, newspaper, student ambassadors, current events, study buddies, student council, outdoors club, music producers, and drama.
- Sports activities: basketball, lacrosse, soccer, flag football, dance,
- Special programs: advisory and tutorial study hall.
- Community Partnerships: Brooklyn Academy of Music, Spoke the Hub performing arts center, and Brooklyn Crescent Lacrosse.¹⁰

Brooklyn Prospect would continue to offer extracurricular programs based on student interests, available resources, and staff support for those programs. The proposed co-location would not impact those

⁹ For more information about the charter school lottery application process, please consult the DOE's Directory of NYC Charter Schools, which can be accessed on the DOE's website: <http://schools.nyc.gov/community/planning/charters/For+Parents>. Applicants who reside in the district in which a charter is located receive preference for admission.

¹⁰ http://schools.nyc.gov/NR/rdonlyres/50117A5B-DB95-4231-82CC-16C853A8EE2B/0/CharterSchoolDirectory_English.pdf.

opportunities, but those programs may be configured differently as a result of this proposal. For example, some activities may need to share classroom space, or the scheduling of these activities may change as a result of greater demands on the available space during or after school hours.

If the proposal is approved, current students at Brooklyn Prospect would be sharing common spaces such as the cafeteria, auditorium, gymnasiums, outdoor school yard, and the library with an increased number of students. While the proposed Shared Space Plan in the attached BUP demonstrates that these spaces can accommodate all schools, Brooklyn Prospect may need to adjust its shared space usage depending on the Building Council's decisions.

Impact on Students Currently Attending Sunset Park

The proposed temporary expansion and co-location of Brooklyn Prospect is not expected to impact current or future student enrollment, instructional programming, or the admissions process at Sunset Park. In addition, Sunset Park will continue to gradually phase in until it achieves full scale and serves grades ninth through twelfth in the 2012-2013 school year.

Sunset Park is a DOE high school that currently enrolls 687 students through the Citywide High School Admissions Process. Sunset Park currently offers Collaborative Team Teaching ("CTT") classes and Special Education Teacher Support Services ("SETSS"). The existing CTT and SETSS classes would continue to be provided and students with disabilities will continue to receive mandated services in accordance with their IEPs. Similarly, current and future students with IEPs will continue to receive mandated services at Sunset Park.

Students with IEPs are admitted to high schools in the same manner as general education students. Schools are expected to create programs that meet the needs of all students and ensure appropriate exposure to a general education curriculum.

Students who are classified as ELLs and are enrolled and receiving English as a Second Language will continue to receive mandated services. All current and future ELL students at Sunset Park would continue to receive mandated services.

Sunset Park is divided into three small learning communities that use teams of teachers to provide personal attention and Advisory to each student. In general, Advisory may vary across schools citywide and may include, for example, homeroom time to provide social and emotional supports to students via small discussion groups, peer mediation, conflict resolution, or gender specific Advisory. The existing structure of small learning communities will continue to be offered at Sunset Park.

The DOE does not anticipate that this proposal would impact Sunset Park's instructional programs. Sunset Park currently offers the following courses and academic programs:

- Advisory, Drop Everything and Read, Electives and Internships in Business and Entrepreneurship, Health and Human Services, Performing and Visual Arts, College Now, Life Lines Community Arts Project, and Spanish Language classes.

In addition, Sunset Park offers the following extracurricular activities:

- Student Government, Robotics, MOUSE Squad (Tech Support), Creative Arts Magazine, Pre-College Now, Dance, Theatre, Art, Vocal Troupes, Photography club, Online School Newspaper club, Yearbook club, and Fashion club.
- Sunset Park also currently offers the following Public Schools Athletic League athletics teams: Basketball, Handball, Soccer, Baseball, Softball, Track, Volleyball.

Sunset Park would continue to offer extracurricular programs based on student interests, available resources, and staff support for those programs. The proposed co-location would not impact those opportunities, but may change the way these programs are configured. For example, some activities may need to share classroom space or the scheduling of these activities may change as a result of greater demands on the available space during or after school hours. Students would continue to have the opportunity to participate in a variety of extracurricular programs though the specific programs offered at a given school are always subject to change. That is true for any City student as all schools modify extracurricular offerings annually based on student demand and available resources.

If the proposal is approved, students at Sunset Park would continue to share common spaces such as the cafeteria, auditorium, gymnasiums, outdoor school yard, and the library with an increased number of students. While the proposed Shared Space Plan in the attached BUP demonstrates that these spaces can accommodate all schools, Sunset Park may need to adjust its shared space usage depending on the Building Council's decisions.

The DOE does not anticipate that this proposal would impact Sunset Park's current partnerships. Sunset Park currently partners with:

- Center for Family Life, Youth Employment, Turning Point, Opportunities for a Better Tomorrow, Humane Education Advocates Reaching Teachers (HEART), Learning Leaders, Groundswell Community Mural Project; FreeCell (Architects), United Puerto Rican Organization of Sunset Park (UPROSE) Youth Leadership Program, Brooklyn College, Lutheran Medical center Life Lines Community Arts Project, Arts Exchange Program (with the Morpeth School in London and "47" The American Sign Language and English Secondary School), Public Art for Public Schools, the Institute for Student Achievement, and Camp Rising Sun

Impact on Students Currently Attending P371K@H667

District 75 students are admitted to P371K through referrals from the District 75 Placement Office and are offered a placement based on the geographic location of where the student lives, the student's disability outlined in his or her IEP, and seat availability.

This proposal is not expected to impact current or future student enrollment or instructional programming at P371K@H667.

P371K@H667 currently provides mandated services for Emotionally Disturbed ("ED") and Autistic students. The existing classes would continue to be provided and current and future students will continue to receive all mandated services in accordance with their IEPs.

Impact of Brooklyn Prospect's Expansion and Temporary Co-location on Future High School Students

This proposal will not affect the manner in which students are admitted to Sunset Park.

In New York City, high school admissions are based on a Citywide choice process, with students ranking up to 12 high schools in order of preference during the "Main Round" of high school admissions. Sunset Park will continue to admit students as part of the High School Admissions Process. Sunset Park has a limited unscreened admissions method, and it gives priority to students who attend an information session. The proposed temporary expansion and co-location of Brooklyn Prospect will not impact Sunset Park's admissions policies.

Students who are currently enrolled in the eighth grade and are interested in applying to Sunset Park would have participated in the High School Admissions Process this school year for a ninth-grade seat in September

2011. The High School Admissions Process permits student applicants to list up to twelve high school programs in order of preference on his/her application. Students submitted these applications in early December. There are three rounds to the High School Admissions Process:

Specialized High Schools Round: Students who took the Specialized High School Admissions Test and are eligible based on their test score as well as students who auditioned and qualified for La Guardia High School for the Arts receive both a specialized high school offer and, if they received one, their Main Round offer at the same time in February. Students who receive a specialized high school offer as well as a Main Round offer must choose between the two.

Main Round: All eighth-grade students (minus those who qualified and accepted their specialized high school offer) are in this round. Generally, just before this round is executed, new schools are announced and all eighth graders who would want to apply to any of the new schools would have the opportunity to re-submit their high school application. The new high school application would list students' new options, in order of preference, and supersede the application previously submitted in December 2010.

Supplementary Round: Any student who is not matched in the Main Round would have to complete a new high school application in April 2011. The choices available for these students include any school that has available seats at the conclusion of the Main Round.

For more information regarding the timeline and deadlines for the High School Admissions Process, please refer to the following website: <http://schools.nyc.gov/ChoicesEnrollment/High/Calendar>.

Students with Individualized Education Plans ("IEPs") are admitted to high schools in the same manner as general education students. Schools are expected to create programs that meet the needs of all students and ensure appropriate exposure to a general education curriculum. Therefore, the placement process for students with IEPs and ELLs is the same process as described above.

In addition to the High School Admissions Process, some students receive placement into the school through the 'over-the-counter' process. Over-the-counter placement is a term that refers to the method of enrolling students who need a school assignment because they were not part of any admissions process for entry grades and/or were not enrolled in a NYC school at the time school started. These students fall into one of four categories:

- New to the New York City school system; or
- Left the New York City school system and have returned; or
- Are seeking transfers (based on the guidelines outlined in Chancellor's Regulation A-101)¹¹
- Did not submit a high school application for some other reason.

When a student needs an over-the-counter placement, his or her school assignment is determined by his or her interest, home address and which schools have available seats, and where applicable, transfer guidelines. The student visits a Borough Enrollment Office where he or she meets with a counselor who reviews options that would meet the student's needs.

There is a peak enrollment period occurring just prior to and into the opening of school when thousands of students arrive. Prior to the start of the peak enrollment period, schools are reminded about the number of OTC students they can expect. This number is based on a school's enrollment projection and the results of the admissions process. As discussed, Sunset Park is phasing in and will serve grades nine through eleven in 2011-2012. Aside from the fact that Sunset Park will add 11th grade next year, the DOE projects that the enrollment for each individual grade level will remain stable during the proposed temporary co-location. For

¹¹ Per Chancellor's Regulation A-101, students have the "right to return" to their prior school following discharge within one calendar year of discharge, subject to available seats. Therefore, it is possible that non-zoned students arriving for an OTC placement may be granted admission to a zoned school.

the currently existing grade levels, because the DOE projects Sunset Park's enrollment to remain stable during the proposed temporary co-location, the DOE anticipates that the number of OTC students admitted in the existing grade levels will also remain stable. However, the DOE anticipates that the overall number of OTC students admitted to Sunset Park may increase incrementally due to fact that it will now serve an additional grade level. As described in the attached BUP there is sufficient space for all organizations in the building and OTC is accounted for in the DOE's projections.

If the Division of Portfolio Planning determines that additional OTC seats may be needed, the number of seats available is reviewed and—if space allows—adjusted in those schools where the admissions methods are Limited Unscreened, Educational Option or Unscreened.

The number of schools that admit students during the peak enrollment period has grown steadily over time, which means that students arriving during this period are being offered more options than in the past. In the 2010-2011 school year, 481 schools that serve grades nine through twelve accepted students during the peak enrollment period, compared to 428 four years ago.

The extension and expansion of Brooklyn Prospect's co-location at K564 will not impact the number of available high school seats in District 15 or Brooklyn. Likewise, this revised proposal will not impact the availability of limited unscreened high school options or District 75 programs.

As discussed above, P371K@H667 students are admitted through referrals from the District 75 Placement Office and are offered a placement based on geographic location of where the student lives, disability outlined in his or her IEP, and seat availability.

The proposed temporary expansion of Brooklyn Prospect in K564 is not anticipated to impact the placement process for P371K@H667 or Sunset Park.

Impact of Brooklyn Prospect's Expansion and Temporary Co-location on Future Middle School Students in District 15

Brooklyn Prospect would continue to admit sixth and seventh grade students through the charter lottery application process, with a priority preference to District 15 residents.¹² While the primary entry point is in sixth grade, the school may admit students in other grades from the school's waitlist if seats become available. Because Brooklyn Prospect is an existing charter school in District 15 that currently enrolls sixth and seventh grade students, the DOE does not anticipate that this proposal will impact the range or number of middle school options in District 15. Brooklyn Prospect exercises the following preferences in its charter lottery application process:

- Siblings of current Brooklyn Prospect students
- Residents of District 15
- Free and reduced lunch eligible families

¹² <http://schools.nyc.gov/community/planning/charters/Schools/default.htm>

In addition to Brooklyn Prospect, there are several existing public charter schools in District 15 that offer a preference for District 15 students through the charter lottery application process. Those schools are listed below:

School Name (DBN)	Address	Current Grades Served	Grades Served at Scale	Current Enrollment in 2010-2011 ¹³	Admissions Criteria	Extracurricular Activities
Hellenic Classical Charter School (84K362)	646 Fifth Avenue	K-8	K-8	373	Kindergarten Lottery	National Foundation for Teaching Entrepreneurship, Paideia Seminars, Chess, Science Olympiad, Greek Dance Troupe, Cheerleading, Basketball, Studio in a School, Guitar Club, Trips to Washington D.C., Philadelphia, Boston, and Greece
PAVE Academy Charter School (84K651)	71 Sullivan Street	K-3	K-8	177	Kindergarten-Second Grade Lottery	Girl Scouts
Summit Academy Charter School (84K730)	27 Huntington Street	6-7	6-12	171	Sixth-Seventh Grade Lottery	Intramural basketball, after-school tutoring, extended day

Detailed information about charter schools and the charter lottery application process is published annually and is available in print or on the DOE website here: <http://schools.nyc.gov/community/planning/charters/For+Parents>.

A. Schools

The proposed temporary expansion and co-location of Brooklyn Prospect in K564 would allow the school to continue to expand in K564 for one additional year.

K564 has adequate capacity to accommodate Sunset Park, P371K@H667, and Brooklyn Prospect during the 2011-2012 school year. In 2010-2011, building K564 enrolled 955 students with the capacity to serve 1,326 students, which yields an estimated utilization rate of 72%. If this proposal is approved, Brooklyn Prospect would serve grades six through eight in building K564 in 2011-2012. Collectively, Sunset Park High School, P371K@H667, and Brooklyn Prospect are projected to enroll approximately 1,352-1,407 students in 2011-2012. At that point, the projected utilization rate for K564 would be approximately 106%.

¹³ Source: 2010 audited register.

The estimated enrollments for Sunset Park, Brooklyn Prospect and P371K@H667 in K564 over a one year period in K564 are listed below.

Sunset Park’s estimated enrollment, over a period of one year:

	Projected Enrollment
2010-11 ¹⁴	687
2011-12	975-1,025

Brooklyn Prospect’s estimated enrollment, over a period of one year:

	Grade 6	Grade 7	Grade 8	Total Projected Enrollment
2010-11 ¹⁵	102	100	n/a	202
2011-12	100	102	100	302

P371K@H667’s estimated enrollment, over a period of one year:

	Total Projected Enrollment
2010-11 ¹⁶	77
2011-12	75-80

As described in more detail in the attached BUP that accompanies this EIS, there would be sufficient space to temporarily accommodate the expansion of Brooklyn Prospect in K564, pursuant to the Citywide Instructional Footprint (the “Footprint”). Please visit the DOE’s website to access the Footprint, which guides space allocation and use in City schools: http://schools.nyc.gov/NR/ronlyres/8CF30F41-DE25-4C30-92DE-731949919FC3/87633/NYCDOE_Instructional_Footprint_Final9210TNT.pdf.

The Footprint sets forth the baseline number of rooms that should be allocated to a school based on the grade levels served by the school and number of classes per grade. For existing schools, the Footprint is applied to the current number of classes and class size a school has programmed and is confirmed by a walk-through of the building by the Borough Director of Space Planning and the school’s principal. For elementary schools serving grades kindergarten through five (and for all pre-kindergarten programs), the Footprint assumes that classes are self-contained (“SC”). Therefore, the Footprint allocates one full-size classroom for each general education or collaborative team teaching (“CTT”) section and a full-size or half-size classroom to accommodate each SC special education section served by the school. In addition to these rooms, schools serving grades K-5 receive an allocation of cluster or specialty classrooms proportionate to the number of students enrolled. These spaces can be used at the principal’s discretion for purposes such as art and/or music instruction, among other things.

For grades 6-12 the Footprint assumes that students move from class to class and that classrooms should be programmed at maximum efficiency. The Footprint allocates one full-size classroom for each general education or CTT section and a full-size or half-size classroom to accommodate each SC special education section served by the school. The Footprint does not require that every teacher have his or her own designated classroom. Principals are asked to program their schools efficiently so that classrooms can be used for multiple purposes throughout the course of the school day.

As described in more detail in the attached BUP that accompanies this EIS, there will be sufficient instructional space in K564 for Sunset Park, P371K@H667 and Brooklyn Prospect to be co-located in K564 for one additional year. As in other situations where schools are co-located, the schools would need to share large common and specialty rooms in the building, namely the cafeteria, the gymnasium, the dance room, and

¹⁴ Source: 2010 audited register

¹⁵ Source: 2010 audited register

¹⁶ Source: 2010 audited register

the library. Specific decisions regarding the allocation of the shared spaces will be made by the Building Council, consisting of principals from all co-located schools, in conjunction with the DOE Office of Space Planning. A Shared Space Committee will also meet a minimum of four times a year and report back to the Building Council regarding shared space questions. Any unallocated space would be equitably distributed among the schools based on student enrollment.

In accordance with New York State Charter Schools Act of 1998 (as amended), the Chancellor or his/her designee must first authorize in writing any proposed capital improvement or facility upgrade in excess of five thousand dollars, regardless of the source of funding, made to accommodate the co-location of a charter school within a public school building. For any such improvements or upgrades that have been approved by the Chancellor, capital improvements or facility upgrades shall be made in an amount equal to the expenditure of the charter school for each non-charter school within the public school building. However, DOE is not aware of any plans for capital improvements or facility upgrades to be made in K564 during the 2011-2012 school year.

Building Safety and Security

The DOE makes available the following supports to schools around safety and security:

- Best Practices Standards for Creating and Sustaining a Safe and Supportive School as a resource guide
- Reviewing and monitoring school occurrence data and crime data (in conjunction with the Criminal Justice Coordinator and NYPD)
- Technical assistance when incidents occur via the Borough Safety Directors
- Professional development and support to CFN Safety Liaisons
- Professional development and kits for Building Response Teams
- Monitor and certify School Safety Plans annually

B. Community

The DOE strives to ensure that all students in New York City have access to a diverse range of high-quality schools at every stage of their education. The DOE believes Brooklyn Prospect will continue to be a high-quality middle school option for families in District 15 because:

- In 2009-2010, 50% of Brooklyn Prospect students were on grade level in English Language Arts, placing the school in the top 20% of schools Citywide.
- In 2009-2010, 69 % of Brooklyn Prospect students were on grade level in math, placing the school in the top 20% of schools Citywide.

As discussed in this EIS and the attached BUP, there is available space in the K564 building to accommodate Brooklyn Prospect' proposed temporary expansion and co-location for one additional year. Brooklyn Prospect will be re-sited in August of 2012.

As discussed earlier, the extension and expansion of Brooklyn Prospect's co-location at K564 will not impact the number of available high school seats in District 15 or Brooklyn, and will increase the number of middle school seats by 100 eighth grade seats. Likewise, this revised proposal will not impact the availability of limited unscreened high school options or District 75 programs.

This temporary expansion and co-location proposal is not expected to impact the ability of community members and organizations to obtain school building use permits at K564. This proposal is not expected to

impact the site accessibility of the K564 building.

IV. Enrollment, Admissions and School Performance Information

Sunset Park High School

Admissions Data

Current Admissions	Current Grades 9-10: High School Admissions Process
Admissions at scale	At Scale, Grades 9-12: High School Admissions Process

Enrollment Data

Current Grades Served	9-10
Current Actual 2010-2011 Enrollment¹⁷	687
Projected Grades Served in 2011-2012	9-11
Projected 2011-2012 Enrollment	975-1,025

Demographic Data

Percentage Students Receiving CTT or SC services¹⁸	11%
Percentage Students with Individual Education Plan¹⁹	23%
Percentage English Language Learner Students²⁰	13%
Percentage of Students Eligible for Free or Reduced Lunch²¹	85%

¹⁷ Source: 2010 audited register

¹⁸ Students Receiving CTT and SC services as percentage of total students from the 2010-2011 Audited Register.

¹⁹ Students with Individual Education Plan as percentage of total students from the 2010-2011 Audited Register.

²⁰ English Language Learner students as percentage of total students from the 2010-2011 Audited Register.

²¹ Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 9, FY11, June 30, 2010

School Performance Data:²²

SUNSET PARK HIGH SCHOOL	2007-2008	2008-2009	2009-2010
School Performance and Progress			
Overall Progress Report Grade	NA	NA	NA ²³
Performance Grade	NA	NA	NA
Progress Grade	NA	NA	NA
Environment Grade	NA	NA	NA
Quality Review Score	NA	NA	NA
Graduation Data			
Four-Year Graduation Rate	NA	NA	NA
Four-Year Regents Diploma Rate	NA	NA	NA
Six-Year Graduation Rate	NA	NA	NA
Other Key Indicators			
Percent of First-Year Students Earning 10+ Credit	NA	NA	90%
Attendance Rate	NA	NA	90%
2010-2011 State Accountability Status		Pending	

²² Progress Report Data

²³ Progress Reports require two years of achievement data. Sunset High School opened in 2009-2010.

Brooklyn Prospect Charter School

Admissions Data

Current Admissions	Grades 6-7: Charter Lottery
Admissions at Full Scale:	Grades 6-8: Charter Lottery

Enrollment Data

Current Grades Served	6-7
Current Actual 2010-2011 Enrollment²⁴	202
Projected Grades Served in 2011-2012	6-8
Projected 2011-2012 Enrollment	302

Demographic Data

Percentage Students Receiving CTT or SC services²⁵	0%
Percentage Students with Individual Education Plan²⁶	22%
Percentage English Language Learner Students²⁷	3%
Percentage of Students Eligible for Free or Reduced Lunch²⁸	NA

School Performance Data

Brooklyn Prospect Charter School	2007-2008	2008-2009	2009-2010
School Performance and Progress			
Overall Progress Report Grade	NA	NA	NA
Quality Review Score	NA	NA	NA ²⁹
Performance Data			
English Language Arts % Proficient (Levels 3 and 4)	NA	NA	50%
Math % Proficient (Levels 3 and 4)			69%
Other Key Performance Indicators			
Attendance Rate	NA	NA	98%
2010-2011 State Accountability Status		Subject to Charter School Law Provisions	

²⁴ Source: 2010 audited register

²⁵ Students Receiving CTT and SC services as percentage of total students from the 2010-2011 Audited Register.

²⁶ Students with Individual Education Plan as percentage of total students from the 2010-2011 Audited Register.

²⁷ English Language Learner students as percentage of total students from the 2010-2011 Audited Register.

²⁸ Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 9, FY11, June 30, 2010.

²⁹ Progress Reports require two years of achievement data. Brooklyn Prospect opened in 2009-2010.

District 75 School (P371K@H667)

Admissions Data

Current Admissions	Placement Based on Individual Students Needs/ Recommended
Admissions at Full Scale:	Placement Based on Individual Students Needs/ Recommended

Enrollment Data

Current Grades Served	9-12
Current Actual 2010-2011 Enrollment³⁰	77
Projected Grades Served in 2011-2012	9-12
Projected 2011-2012 Enrollment	75-80

Demographic Data³¹

Percentage Students Receiving CTT or SC services³²	100%
Percentage Students with Individual Education Plan³³	99%
Percentage English Language Learner Students³⁴	12%
Percentage of Students Eligible for Free or Reduced Lunch³⁵	84%

School Performance Data

75K371 as a whole has not received a Progress Report; thus, no performance data specific to P371K@H667 are available.

V. Initial Costs and Savings

In accordance with New York State Charter Schools Act of 1998 (as amended), the Chancellor or his/her designee must first authorize in writing any proposed capital improvement or facility upgrade in excess of five thousand dollars, regardless of the source of funding, made to accommodate the co-location of a charter school within a public school building. For any such improvements or upgrades that have been approved by the Chancellor, capital improvements or facility upgrades shall be made in an amount equal to the expenditure of the charter school for each non-charter school within the public school building. DOE is not aware of any plans for capital improvements or facility upgrades to be made in K564 during the 2011-2012 school year, and does not anticipate any other costs or savings as a result of this revised proposal.

³⁰ Source: 2010 audited register

³¹ Site-specific performance data is not available, therefore all information in the Demographic Data table pertains to the 75K371 school as a whole.

³² Students Receiving CTT and SC services as percentage of total students from the 2010-2011 Audited Register.

³³ Students with Individual Education Plan as percentage of total students from the 2010-2011 Audited Register.

³⁴ English Language Learner students as percentage of total students from the 2010-2011 Audited Register.

³⁵ Percentage of Students Eligible for Free or Reduced Lunch from School Allocation Memorandum No. 9, FY11, June 30, 2010

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

A. Personnel Needs

This temporary co-location and expansion proposal is not expected to change the number of personnel positions assigned to Sunset Park and P371K@H667 or significantly alter the duties of current staff.

New administrative staff and non-pedagogical positions will be created at Brooklyn Prospect over the course of the school's temporary co-location and expansion in the building. The precise number of positions needed for the 2011-2012 school year would be determined by the charter school management. Those decisions would be made at the school based on need and budgetary considerations.

B. Cost of Instruction

The temporary co-location and expansion of Brooklyn Prospect in K564 would not impact the operating budget or costs of instruction the instruction costs for Sunset Park or P371K@H667. The basic operating budget for those schools is determined by the same Fair Student Funding (FSF) formula used at all other New York City District public schools. Under FSF, schools receive City tax levy funding on a per pupil basis. Each student receives a per-pupil allocation based on the grade level of the student. FSF allocations are subject to annual variation.

In addition, FSF awards supplemental allocations on a per-pupil basis for students who have additional needs and therefore cost more to educate. For example, during the 2010-2011 school year, high schools received an additional \$2,031 per pupil for each English Language learner they enrolled. For middle and high schools, supplemental funds are awarded to each student who is an English Language Learner, who requires special education services, or who is performing below grade level upon enrollment. In the case of students who fall into more than one of these categories, schools are awarded supplemental funding to meet all of those needs.

FSF covers basic instructional expenses and FSF funds may, at the school's discretion, be used to hire staff, purchase supplies and materials, or implement instructional programs. As the total number of students enrolled grows, the overall budget will increase accordingly, allowing the school to meet the instructional needs of its larger student population. Similarly, if the total number of students enrolled falls, the budget shrinks accordingly, as the school will need fewer supplies and potentially a smaller staff.

As with all other schools Citywide, Sunset Park may receive additional "categorical" funding based on student characteristics and needs. For example, federal Title I funding is awarded to schools based on the proportion of low-income students they enroll. All three of these schools are currently eligible for Title I funding. Assuming that the schools continue to meet Title I criteria, the size of their respective Title I funding awards would grow or shrink as the school population grows or shrinks.

While schools do receive supplemental support for special education students through Fair Student Funding, that only represents part of the funding provided to support those students. Schools are budgeted to meet the needs of their special education students as defined by their IEPs. Sunset Park will continue to receive funds to meet the needs of all special education students in accordance with their IEPs.

Please note that increased or reduced per capita funds allocated to the school as a result of changes in enrollment that may occur do not represent net/incremental system costs. All dollar amounts are based on FY10 allocations and are subject to annual variation based on adjustments to the DOE's overall operating budget.

The General Education Charter School per-pupil rate is determined by the New York State Education Department (NYSED), and is based on a formula used for all traditional public school districts. The formula divides the district's Approved Operating Expenditures (AOE) by Total Allowable Pupil Units (TAPU). Special Education funding is an allocation that Charter Schools may qualify for and receive for serving students that receive special education services for more than 20% of the week as mandated by an IEP.

C. Administration

No change in school supervisory or administrator positions at Sunset Park or P371K@H667 are expected as a result of this proposal.

Brooklyn Prospect may hire school supervisors and/or administrator personnel on an as needed basis throughout the course of the school's phase-in.

D. Transportation

There will be no change to existing transportation practices at Sunset Park or P371K@H667 due to this proposal.

Transportation will be provided according to Chancellor's Regulation A-801:

<http://schools.nyc.gov/NR/ronlyres/21A1B11A-886B-4F74-9546-E875EE82A14C/40303/A801.pdf>.

E. Other Support Services

The provision of certain support services is described above. Other support services will continue to be provided consistent with Citywide policy.

VII. Building Information

Type of Building	HS
Year Built	2009
Overall BCAS rating	N/A out of 5
Target Utilization	40%
Target Capacity	1326
FY 2009 Maintenance Costs	Labor: \$214.57 Materials: \$0 Maintenance and repair contracts: \$1918.28 Custodial operations costs—Materials: \$0 Custodial operations costs—Custodial Allocation: \$662903
FY 2009 Energy Costs ³⁶	Electric: \$0 Gas: \$0 Oil: \$0
Projects completed during the current or prior school year	N/A
Projects proposed in the capital plan	N/A
Accessibility of the building	Fully functionally programmatic accessible
Building attributes	NO BCAS info available. This was a new construction - Sept '09

³⁶ This is a new school site which opened in Fiscal Year 2010 therefore no historical data on MRO and Energy data. Custodial services provided by a private contractor and data noted here is estimated Fiscal Year 2011 cost. Since services provided by a private contractor data includes fringe benefits and Custodial Materials as well.