



COMMUNITY EDUCATION COUNCIL DISTRICT 3

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District 3 Community Superintendent

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Resolution on Amending School Governance Laws including Chancellor's Regulation A-190

Approved as amended at the January 17, 2018 CEC3 & CSD3 Joint Calendar meeting by a roll call vote of the CEC3 Council members present at the time of the vote (11 in favor / 0 opposed / 0 abstained)

WHEREAS, New York City Department of Education, Chancellor's Regulation A-190 ("Regulation A-190") permits the Chancellor of the New York City Department of Education (the "Chancellor") unilateral authority to phase-out, re-site, truncate, close, merge, consolidate or otherwise make a significant change to any school in the City of New York;

WHEREAS, Regulation A-190 only requires the Department of Education to prepare an Educational Impact Statement, provide notice to affected families of the school's that will be impacted and to hold a single joint public hearing prior to a vote by the Panel for Education Policy;

WHEREAS, Regulation A-190 requires a public review and comment process on all proposals by the Chancellor to close or make a significant change in school utilization; however, Regulation A-190 does not require the Department of Education, the Chancellor, or district superintendent to engage in any meaningful community outreach or discussion;

WHEREAS, recent proposals in the Harlem portion of District 3, including the truncation of P.S. 165, the consolidation of P.S. 185 and P.S. 208 and the truncation of the middle school at Wadleigh Secondary School for Performing Visual Arts (the "District 3 Significant Changes");

WHEREAS, in each instance the District 3 Significant Changes have been proposed and advanced by the Department of Education within the minimum time periods and requirements set forth in Regulation A-190, but more importantly, without any meaningful impact from Community Education Council District 3 ("CEC 3") and the parents and students of the impacted school communities;

WHEREAS, the Department of Education, the Chancellor and the superintendent for District 3 must engage in real, meaningful discussions with CEC3 and affected school communities prior to proposing any significant school changes in District 3;

WHEREAS on April 4, 2012, by Resolution 12 P No. 6, CEC 3 called upon the New York State and city legislature (the "Legislature") to amend school governance laws so that all proposals to close, phase-out, truncate or co-locate NYC public schools must be approved by the district Community Education Council in which the affected school resides;

BE IT RESOLVED, that CEC 3 approves that Reg. A-190 be amended to stipulate that any and all EIS documents be issued at least 6 months before the application period begins for the school year in which the change is subject to take effect and that the EIS process is a more flexible process and open to modification based on community feedback.

BE IT FURTHER RESOLVED, that CEC 3 once again calls upon the Legislature to amend the school governance laws, including Regulation A-190 to provide community education councils the right to vote on any significant school changes within their district