



Legislation Text

---

File #: Res 0402-2018, Version: \*

---

Preconsidered Res. No. 402

RESOLUTION APPROVING, PURSUANT TO SECTION 2590-p OF THE STATE EDUCATION LAW AND PARAGRAPH(1)(a) OF THE MEMORANDUM OF UNDERSTANDING, DATED JUNE 25, 2014, AMONG THE MAYOR, THE SPEAKER, AND THE CHANCELLOR, THE AMENDMENT TO THE FIVE-YEAR EDUCATIONAL FACILITIES CAPITAL PLAN FOR 2015-2019 SUBMITTED BY THE CHANCELLOR.

By Council Member Dromm

**WHEREAS**, State Education Law Section 2590-p provides for the development and approval, every five years, of a five-year educational facilities capital plan and amendments thereto; and

**WHEREAS**, On June 26, 2014, after extensive discussions and negotiations with the Department of Education over the content and specifics of the proposed 2015-2019 Five-Year Educational Facilities Capital Plan, the Council of the City of New York approved the Five-Year Educational Facilities Capital Plan for the period of July 1, 2014 until June 30, 2019 (“2015 Plan”) pursuant to Section 2590-p of the Education Law for a total budget of \$12.8 billion; and

**WHEREAS**, On June 25, 2014, the Mayor of the City of New York (“Mayor”), the Speaker of the Council of the City of New York (“Speaker”), and the Chancellor entered into a Memorandum of Understanding (“MOU”), which required, *inter alia*, the Chancellor of the New York City Department of Education (“Chancellor”) to submit annual amendments to the 2015 Plan to the Mayor and the City Council for their respective consideration and approval; and

**WHEREAS**, The MOU also imposed additional reporting requirements on the New York City Department of Education (“DOE”); and

**WHEREAS**, On June 26, 2015, June 14, 2016, and June 6, 2017, the Council approved the first, second, and third annual amendments to the 2015 Plan, respectively; and

**WHEREAS**, On February 28, 2018, the Chancellor submitted to the Council the proposed fourth annual amendment (hereinafter referred to as the “Amendment”) to the 2015 Plan, which would increase funding for the 2015 Plan by \$942 million to \$16.5 billion; and

**WHEREAS**, This Amendment provides \$6.4 billion for the Capacity Program, which includes all elements of the 2015 Plan that result in new or replacement capacity for the educational system; and

**WHEREAS**, This Amendment also provides \$6.6 billion for the Capital Investment Program, which is for the enhancement and repair of existing facilities to improve the quality of infrastructure of buildings and

properties; and

**WHEREAS**, This Amendment also provides \$3.4 billion for the Mandated Programs, which are projects required by law or City agency mandate; and

**WHEREAS**, This Amendment also includes funding in the amount of approximately \$926 million, which has been provided by the City Council, Borough President, and Mayor/Council sources; now, therefore, be it

**RESOLVED**, That the Council of the city of New York hereby approves, pursuant to Section 2590-p of the State Education Law and Paragraph (1)(a) of the Memorandum of Understanding, dated June 25, 2014, among the Mayor, the Speaker, and the Chancellor, the Amendment to the Five-Year Educational Facilities Capital Plan for 2015-2019 submitted by the Chancellor.

RKC/KO  
LS# 7246  
6/10/2018