



January 3, 2012

Mr. Bernard P. Pierorazio
Superintendent of Schools
Yonkers Public Schools
One Larkin Center
Yonkers, NY 10701-2756

Dear Superintendent Pierorazio:

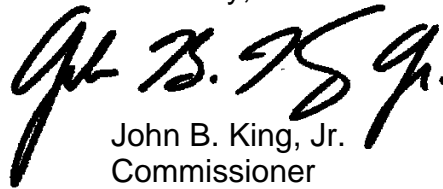
The Board of Education of Yonkers Public Schools has failed to meet the December 31, 2011 deadline for providing evidence of compliance with the requirements of its 2011-2012 School Improvement Grant (SIG) application related to teacher and leader evaluation and support in its schools, including necessary revisions to teacher and principal contracts, and thus has failed to meet the terms of its 2011-12 SIG grant award. Since your district is unable to implement the Transformation model as described in your SIG application, the State Education Department is suspending your SIG grant effective immediately to the extent it implements the Transformation model. Your district must immediately cease obligating SIG funds in its Transformation model schools and will be required to submit a revised FS-10 budget to the Department documenting anticipated costs attributable to models other than Transformation, if any. Your district must also notify the Department if it intends to seek approval to amend its application to shift to a different intervention model in the current year.

The approval of your district's SIG application was based in part on signed commitments submitted with your application that stated that the districts and the teachers and principals unions would revise, by December 31, 2011, collective bargaining agreements for classroom teachers and building principals assigned to Transformation schools to implement the provisions of Education Law §3012-c, Commissioner's regulations, and the SIG application. Although §3012-c applies to teachers and principals in grades 4-8 English Language Arts and Math in 2011-12, the SIG application – consistent with the federal SIG guidelines requiring a rigorous evaluation system that takes into account student growth – further required evaluation in the four §3012-c categories (Highly Effective, Effective, Developing, Ineffective) using student growth as at least 20 percent of the composite evaluation score for all other teachers and principals in 2011-12.

Because your district has not provided us with evidence that these commitments have been fulfilled, we are taking immediate action to suspend all future SIG payments with respect to funds allocated to schools implementing the Transformation model. Please be advised that federal Race to the Top funding could also be in jeopardy; we are reviewing federal guidelines to determine the impact of this situation on those funds.

Pursuant to 34 C.F.R. §§ 80.43(b), 76.783(b) and 76.401(d)(2)-(7), your district may request a hearing to determine if our decision to suspend SIG funds violates any state or federal statute or regulation. Such hearing request must be submitted within 30 days of our action to suspend your SIG grant award and must specify the state or federal statute or regulation alleged to be violated. If you intend to request a hearing, please contact Assistant Commissioner Ira Schwartz at ischwart@mail.nysed.gov or Assistant Commissioner Sally Bachofer at sbachofe@mail.nysed.gov. At any time prior to such hearing, your district may submit evidence of compliance with the terms of your SIG grant, which will be considered by the Department.

Sincerely,

A handwritten signature in black ink, appearing to read "John B. King, Jr.", written in a cursive style.

John B. King, Jr.
Commissioner

c: Ira Schwartz
Sally Bachofer
Roberto Reyes