



(REVISED)

M E M O R A N D U M

February 3, 2015

To: Members of the Charter Schools Committee

From: Joseph W. Belluck, Chair, Charter Schools Committee

Subject: Approval of the Application for Charter Renewal of Henry Johnson Charter School (Albany)

Action Requested

The proposed resolution authorizes the approval of a five-year, full-term charter renewal with conditions for Henry Johnson Charter School pursuant to New York Education Law § 2851(4).

Resolution

I recommend that the Charter Schools Committee adopt the following resolution:

Whereas the Charter Schools Committee, acting on behalf of the Board of Trustees, as required by New York Education Law § 2851(4)(e), has considered, prior to approval of the application for charter renewal of Henry Johnson Charter School (the "Education Corporation"), located in Albany, the means by which the Education Corporation will meet or exceed the enrollment and retention targets of students with disabilities, English language learners, and students who are eligible applicants for the federal free and reduced price lunch program as set forth in the application, which targets were prescribed by the State University of New York Charter Schools Institute (the "Institute") on behalf of the Board of Trustees; and

Whereas the Charter Schools Committee, acting on behalf of the Board of Trustees, as required by Education Law § 2857(1), has considered the comments of the Albany City School District regarding the Education Corporation's application for charter renewal, which were distributed to the Board of Trustees; now, therefore, be it

Resolved that the Education Corporation's application for charter renewal, be, and hereby is, approved, to the extent and as limited and restricted, for a full-term of five years subject to the following conditions:

- prior to March 11, 2015, the Education Corporation must provide the Charter Schools Committee with detailed information regarding its good faith efforts toward meeting its enrollment targets for students with disabilities and English language learners;

and be it further;

Resolved that: 1) the Education Corporation's school as described in its application for charter renewal, as limited and restricted, meets the requirements of the New York Charter Schools Act of 1998 (as amended) and applicable laws, rules and regulations; 2) the Education Corporation, as limited and restricted, can demonstrate the ability to operate its school in an educationally and fiscally sound manner; and, 3) so approving the renewal application and renewing the charter, as limited and restricted, is likely to improve student learning and achievement and materially further the purposes set out in Education Law § 2850(2); and be it further

Resolved that the Institute, acting for the Board of Trustees, be, and hereby is, directed to: 1) enter into a proposed renewal charter with the Education Corporation in accordance with this resolution, which proposed charter shall include such assurances and terms as the Institute shall deem necessary and appropriate; and, 2) thereafter to submit the proposed renewal charter to the New York State Board of Regents for its review, comment and potential approval.

Background

The New York Charter Schools Act of 1998 (as amended) permits the Board of Trustees to renew the charters of education corporations it has authorized. Pursuant to Resolution No. 2012-038 dated June 12, 2012, the Board of Trustees delegated authority to renew charters to the Charter Schools Committee. Pursuant to the *Policies for the Renewal of Not-for-Profit Charter School Education Corporations and Charter Schools Authorized by the State University Board of Trustees* (the "SUNY Renewal Policies") (last amended September 4, 2013 and available at: <http://www.newyorkcharters.org/category/operational-resources/renewal/>), the State University of New York Charter Schools Institute (the "Institute") conducts a renewal site visit; reviews the information in the renewal application as well as other relevant information, such as assessment data and site visit reports; interviews education corporation trustees and staff; and produces a draft renewal report containing its findings and preliminary recommendation. The draft renewal report also contains an evaluation of the performance of an education corporation's school over the charter term based on the criteria provided in the renewal benchmarks described in the SUNY Renewal Policies. The education corporation receives a copy of the draft renewal report and is given an opportunity to comment on it before it is finalized. The Institute makes final renewal reports available in its Albany office and at: <http://www.suny.edu/about/leadership/board-of-trustees/meetings/meetingNotices.cfm>. Copies of applications for renewal are on file in the Albany office of the Institute.

As set forth in the Institute's Renewal Report for Henry Johnson Charter School (the "Education Corporation"), which was distributed to the Board of Trustees, the Institute conducted a renewal review of the Education Corporation pursuant to the SUNY Renewal Policies. If this resolution is approved, the Education Corporation's charter will be renewed through July 31, 2020.

For the education corporation listed above, the Institute properly notified the school district in which the education corporation is located regarding the receipt of an application for charter renewal. The Albany City School District provided comments to the Institute in opposition to the renewal of the education corporation's charter.