



MEMORANDUM

December 15, 2022

To: Members of the Charter Schools Committee

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

Subject: Approval of Revision to the Charter of Forte Preparatory Academy Charter School (Queens)

Action Requested

The proposed resolution authorizes a charter revision, pursuant to New York Education Law § 2852(7), for Forte Preparatory Academy Charter School to add a new high school program. Forte Preparatory Academy Charter School, which currently serves 5th through 8th grade, would expand to operate a high school program commencing with 9th grade in the 2023/24 school year growing to serve 5th through 12th grade by the 2026/27 school year, the final year of its charter term.

Resolution

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

Whereas Forte Preparatory Academy Charter School (the "Education Corporation"), located in Queens, which is chartered to serve 360 students in 5th through 8th grade for the 2022/23 school year; and

Whereas, the Education Corporation desires to revise its charter to add a high school program starting with approximately 140 students in 9th grade in the 2022/23 school year and adding 140 students per new grade until the 2026/27 school year when the high school program would serve 560 students in 9th through 12th grade (the "Proposed Change in Program"); now, therefore, be it

Resolved that the Proposed Change in Program be, and hereby is, approved; and, be it further

Resolved that the Charter Schools Committee finds: 1) the Proposed Change in Program meets the requirements of the New York Charter Schools Act of 1998 (as amended) and all applicable laws, rules, and regulations; 2) approval of the Proposed Change in Program (together with the other terms of the Education Corporation's charter) would permit the Education Corporation to operate its school in an educationally and fiscally sound manner; and, 3) approval of the Proposed Change in Program 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 State University of New York Charter Schools Institute (the "Institute"), acting for the Board of Trustees, be, and hereby is, directed to: 1) enter into a proposed revision to the Education Corporation's charter in accordance with this resolution, which proposed revised charter shall include such assurances and terms as the Institute deems necessary and appropriate; and, 2) thereafter, submit the proposed revision to the New York State Board of Regents for its review, comment, and potential approval.

Background

Pursuant to Resolution No. 2012-038, dated June 12, 2012, the Board of Trustees delegated authority to revise charters to the Charter Schools Committee. The SUNY Charter Schools Institute (the "Institute") determined that the changes set forth in this resolution require a revision of the charter school education corporation's charter pursuant to Subdivision 2852(7), which must be approved by the Board of Trustees in its capacity as a "charter entity" under the New York Charter Schools Act of 1998 (as amended, the "Act").

The Board of Trustees approved the charter of Forte Preparatory Academy Charter School (the "Education Corporation") on June 13, 2016. The Board of Trustees granted the School a full-term, five year renewal on March 17, 2022. (See the Institute's renewal report available at:

https://www.suny.edu/about/leadership/board-of-trustees/meetings/webcastdocs/IIIA6_Forte_Renewal_Report.pdf.)

The overall health of the Education Corporation – academically, fiscally, and operationally – is positive. The Institute made its Summary of Performance for the School available to the Board of Trustees (copy on file in the Office of the Secretary and the Albany office of the Institute).

The Institute reviewed the proposed high school program elements (including enrollment projections, curriculum, and staffing) and budgets and found them satisfactory. The Institute also reviewed the proposed revision from the legal and fiscal perspectives and finds it suitable under the Act and applicable law. Based on the foregoing, the Institute recommends the Charter Schools Committee approve the requested revision.

Pursuant to Education Law § 2857(1), the Institute properly notified the school district in which the education corporation is located regarding the receipt of an application for charter revision. As of December 7, 2022, the Institute received no comments.