



MEMORANDUM

March 6, 2015

To: Members of the Charter Schools Committee

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

Subject: Approval of the Application for Renewal of Authority to Operate Amber Charter School (Manhattan)

Action Requested

The proposed resolution authorizes the renewal of the authority of Amber Charter School, a charter school education corporation, to operate one of its schools, Amber Charter School, for a full-term of five years pursuant to New York State Education Law § 2851(4).

Resolution

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

Whereas the Board of Trustees has granted Amber Charter School (the "Education Corporation") the authority to operate two charter schools including Amber Charter School (the "School), which is located in Manhattan; and

Whereas the Education Corporation has request renewal of the authority to operate the School for a full term of five years pursuant to New York State Education Law § 2851(4)(e); and

Whereas the Charter School Committee, acting on behalf of the Board of Trustees, as required by Subdivision 2851(4)(e), has considered, prior to approval of the application to renew the authority to operate the School, the means by which the School 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; now, therefore, be it

Resolved that the Education Corporation's application for renewal of the authority to operate the School for an additional five years, be, and hereby is, approved; and be it further

Resolved that: 1) the School, as described in the Education Corporation's application for renewal of authority to operate the School, meets the requirements of the New York Charter Schools Act of 1998 (as amended) and applicable laws, rules and regulations; 2) the Education Corporation can demonstrate the ability to operate the School in an educationally and fiscally sound manner; and, 3) so approving the application to renew the authority to operate the School 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 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 not-for-profit 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 Amber Charter School (the "School"), which was distributed to the Board of Trustees, the Institute, pursuant to the SUNY Renewal Policies, conducted a renewal review of the School, which is operated by Amber Charter School (the "Education Corporation"). As a result of this review, the Institute recommends that the Education Corporation's application to extend its authority to operate the School for five more years be granted without conditions. If this resolution is approved, the Education Corporation's authority to operate the School will be renewed through July 31, 2020.

For the school listed above, the Institute properly notified the school district in which the school is located regarding the receipt of an application for charter renewal. As of February 27, 2015, no comments were received.