MEMORANDUM

June 10, 2019

To: Members of the Charter Schools Committee
From: Joseph W. Belluck, Chair, Charter Schools Committee
Subject: Approval of Planning Years for Various Schools Operated by:
- Achievement First Brooklyn Charter Schools; and,
- Success Academy Charter Schools – NYC.

Action Requested

The proposed resolution approves additional planning years for certain schools operated by Achievement First Brooklyn Charter Schools and Success Academy Charter Schools – NYC, each a charter school education corporation with the authority to operate more than one school, pursuant to Section 3.1 of each corporation’s charter agreement.

Resolution

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

Whereas the State University of New York Charter Schools Institute (the “Institute”), acting on behalf of the Board of Trustees, reviewed requests to commence instruction in the 2021/22 school year rather than as determined by Section 3.1 of the Charter Agreements between the SUNY and the following education corporations:

- Achievement First Brooklyn Charter Schools, dated December 30, 2015; and,

(the “Education Corporations”) (as amended to date, the “Charter Agreements”), for the following charter schools:

- Achievement First Charter School 10;
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- Achievement First Charter School 11;
- Success Academy Charter School – NYC 3;
- Success Academy Charter School – NYC 12; and,

(collectively, the “Planning Year Schools”); now, therefore, be it

Resolved that the Education Corporations’ requests to extend the dates to commence instruction for the Planning Year Schools be, and hereby are, approved, which will require the Planning Year Schools to open by the beginning of the 2021/22 school year on a date determined in accordance with each Charter Agreement.

Background

Pursuant to Resolution No. 2012-038 dated June 12, 2012, the Board of Trustees delegated authority to extend a charter for a period of greater than two school years to the Charter Schools Committee.

This resolution provides for the extension of the date by which an education corporation must open a school. The SUNY charter agreement, not state statute, requires each school to open by a date certain, which may be extended by the SUNY Charter Schools Institute for up to two years. Thereafter, the Board of Trustees delegation requires the Charter Schools Committee to approve additional planning years. Extra time to open may be needed when facilities, staffing, leadership, or other elements key to the successful launch of a school are not in place during the planning period permissible under the SUNY charter agreement.

In the case of the schools referenced in this resolution the Charter Schools Committee is providing up to two additional planning years from the last date by which they would have had to open. All of the schools listed in the resolution were unable to secure facilities.