



**PROCEEDINGS OF THE BOARD OF EDUCATION**  
**September 10, 2009**  
**7:00 p.m.**  
**Academy Park**

**PRESENT:** Barbara Gaffuri, President  
Melissa Mackey, Vice President  
Judy Doesschate, Secretary  
Dr. Mark Barth  
Daniel Egan  
Dr. Raymond Colucciello  
Dr. Tresa Diggs  
Bill Hogan  
Linda Jackson-Chalmers  
Linda Rudnick

**EXCUSED:** Dr. Rose Brandon  
Wayne Morris

**Call to Order:**

- Meeting was called to order at 5:30 p.m.

**ACTION ITEM**

**Resolution to Approve Charter School Public Hearing**

A resolution to approve a charter school public hearing was presented for approval. The district has received notification of charter applications as follow:

**Brighter Choice Charter School for Boys:** Change in enrollment from 225 to 232 students for the 2009-2010 school year.

**Brighter Choice Charter School for Girls:** Change in enrollment from 225 to 232 students for the 2009-2010 school year.

**Brighter Choice Charter Middle School for Boys:** Proposed location Albany City School District with a planned opening in September 2010; 1<sup>st</sup> year proposed enrollment/grades served – 54 boys/grade 5; 5<sup>th</sup> year proposed enrollment/grades served - 220 boys/grades 5-8.

**Brighter Choice Charter Middle School for Girls:** Proposed location Albany City school District with a planned opening in September 2010; 1<sup>st</sup> year proposed enrollment/grades served – 54 girls/grade 5; 5<sup>th</sup> year proposed enrollment/grades served - 220 girls/grades 5-8.

**New Covenant Charter School (Renewal application):** Located at 50 North Lark Street, Albany, NY 12210; the school seeks a 5 year charter renewal commencing on July 31, 2010; proposed 1<sup>st</sup> year enrollment/grades served – 625 students/K-6; proposed 5<sup>th</sup> year enrollment/grades – 625 students K-6.

**Albany Preparatory Charter School:** Located at 50 Summit Avenue, Suite 207, Albany, NY 12209; the school seeks a four month charter extension commencing on April 15, 2010 and ending July 31, 2010.

**WHEREAS,** Education Law Section 2857(1) and Section 119.4 of the Regulations require the School District to hold a public hearing to solicit comments from the community in connection with such applications and SED has informed the School District that it must hold such hearing.

**IT IS HEREBY RESOLVED:**

1. A public hearing shall be held on **Thursday, September 17, 2009 from 5:30 p.m. and lasting until 6:30 p.m. at the Montessori Magnet School** consistent with the obligations of the School District under the above law and regulation.

2. Board Counsel is designated by the Board of Education to conduct and hold such public hearing.

3. The Superintendent of Schools shall cause notice of the public hearing to be published in the official newspapers of the School District for a minimum of five days preceding the date of the public hearing. A copy of the public hearing notice shall be provided to SED.

4. The public hearing shall be conducted in a manner to reasonably afford members of the community the opportunity to provide public comment on the above charter applications. Consistent with such expectation, the public hearing shall generally be guided by the following parameters, which may be adjusted by the individual conducting the public hearing as he or she may best reasonably determine. The public hearing shall last one hour. Each speaker shall be afforded a maximum of three minutes to present any comments. No stenographic record of the public hearing is required nor will one be maintained. Any individual wishing to have his/her comments submitted as part of the public hearing record shall submit such comments in writing to the facilitator of the public hearing at the time of the public hearing. No comments, written or otherwise, shall be considered or accepted after the public hearing is closed.

5. On the first business day following the public hearing, the Superintendent of Schools shall provide written notification to both the charter school charter entities and SED that the public hearing was held, along with the date and time of hearing.

6. Within fifteen business days of the public hearing, the Superintendent of Schools shall submit copies of any and all written records or comments generated from the hearing to the charter school charter entities and SED.

Mr. Egan made a motion to approve the resolution. Dr. Barth seconded the motion. Discussion followed relative to cumulative effect these changes have on the planning process for the district and the need for public understanding of the difficulty this presents for the district. Any individual wishing to have his/her comments submitted as part of the public hearing record must submit such comments in writing to the facilitator of the public hearing at the time of the public hearing. No comments, written or otherwise, shall be considered or accepted after the public hearing is closed. Speakers will be permitted three minutes for comments.

The Board voted unanimously (5-0) to approve the motion.

Motion passed.

**Adjournment**

Ms. Doesschate made a motion to adjourn. Ms. Mackey seconded the motion. The meeting was adjourned at 5:40 p.m.