



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE
STATE OF NEW YORK / ALBANY, NY 12234

TO: The Honorable the Members of the Board of Regents
FROM: Kathy A. Ahearn
SUBJECT: Charter Applications for December 2006
DATE: November 16, 2006
STRATEGIC GOAL: Goal 2
AUTHORIZATION(S):

-

Summary

Issue for Decision

Approval of charter applications.

Reason(s) for Consideration

- Required by State statute (Education Law section 216).

Proposed Handling

Discussion and approval in accordance with the respective recommendations contained in the attached summaries of charter applications.

Procedural History

N/A

Background Information

Summary recommendations have been prepared for a total of 17 charter actions.

Recommendation

It is recommended that the Regents approve each application in accordance with the recommendations contained in the respective summaries.

Timetable for Implementation

N/A

Meeting
4-5, 2006

Regents

December

CHARTERS

CULTURAL EDUCATION

-

AMENDMENT OF CHARTERS

-

1. Branchport Free Library, Branchport
2. Haines Falls Free Library, Haines Falls
3. Manjiro Historic Ship Society, New York City
4. Peck Memorial Library, Marathon
5. Pine Plains Free Library, Pines Plains
6. Valatie Free Library, Valatie

-

PROVISIONAL CHARTERS

-

7. Hull House Foundation, Lancaster
8. The Museum of African American History, New York City
9. The Raices Latin Music Collection and Museum, New York City

ORDER OF CONSOLIDATION

-

10. The Museum of African American History and Freedom's Journey Foundation, Inc., New York City

-

I. Cultural Education

-
-

AMENDMENT OF CHARTERS

No. 1

BRANCHPORT FREE LIBRARY

Branchport, Steuben County

A provisional charter was granted to this corporation by action of the Board of Regents on February 20, 1913 to operate an association library. Such provisional charter was extended by Regents action on November 15, 1940, December 20, 1946, April 27, 1951, March 23, 1956 and was made absolute by Regents action on March 24, 1961. The board of trustees has applied for an amendment to the absolute charter to designate the service area to be bordered to the south by the Steuben County line and commencing at a point on the part of Burke Hill Road that intersects the Steuben County border and continuing northwest to the intersection of Italy Valley Road and continuing along Italy Valley Road in a northeasterly direction to the intersection of Lafler Road, thence south along Lafler Road to the intersection of Grady Road, thence in an easterly direction to the intersection of Bordwell Road, thence in a southern direction on Bordwell Road to the intersection of Sherman Hollow Road, thence in an eastern direction along Sherman Hollow Road to Friend Road; thence southeast along Friend Road to the intersection of Friend Hill Road thence east along Friend Hill Road to the intersection of Yatesville Road thence south on Yatesville Road to the intersection of Valley Road thence southwest along Valley Road thence along the border of Keuka Lake to the Steuben County border thence along the Steuben County border to the point of beginning. The board of trustees also request that the absolute charter be amended to change the corporate name to "Modeste Bedient Memorial Library," to change the number of trustees to be no less than five nor more than seven, to designate the Commissioner of Education as agent of the corporation upon whom process in any action or proceeding against it may be served and to add the language necessary to maintain tax-exempt status under Internal Revenue Code §501(c)(3). The Office of Cultural Education recommends that the absolute charter be amended accordingly.

No. 2

HAINES FALLS FREE LIBRARY

Haines Falls, Greene County

A provisional charter was granted to this corporation by action of the Board of Regents on December 20, 1900 to operate an association library. Such provisional charter was made absolute by Regents action on October 25, 1906. The board of trustees has applied for an amendment to the absolute charter to increase the number of trustees from seven to eleven, to designate the Commissioner of Education as agent of the corporation upon whom process in any action or proceeding against it may be served and to add the language necessary to maintain tax-exempt status under Internal Revenue Code §501(c)(3). The Office of Cultural Education recommends that the absolute charter be amended accordingly.

No. 3

MANJIRO HISTORIC SHIP SOCIETY

New York City, New York County

A provisional charter was granted to this corporation by action of the Board of Regents on May 17, 2005 to build, operate and maintain a working replica of a nineteenth century New Bedford whaling ship and to promote United States – Japanese cross-cultural relations. The board of trustees has applied for an amendment to the provisional charter to change the corporate name to “Manjiro Historic Friendship Society.” The Office of Cultural Education recommends that the provisional charter be amended accordingly.

No. 4

PECK MEMORIAL LIBRARY

Marathon, Cortland County

This corporation was incorporated under General Laws on December 12, 1893 to operate an association library. Such corporation was admitted to the University of the State of New York on June 26, 1895 and amended by Regents action on January 17, 1984 and on March 27, 1992. The board of trustees has applied for an amendment to the absolute charter to amend the number of trustees from a range of not less than five nor more than eleven to a range of not less than five nor more than fifteen, and to designate the Commissioner of Education as agent of the corporation upon whom process in any action or proceeding against it may be served. The Office of Cultural Education recommends that the absolute charter be amended accordingly.

No. 5

PINE PLAINS FREE LIBRARY

Pine Plains, Dutchess County

A provisional charter was granted to this corporation by action of the Board of Regents on February 17, 1950 to operate a public library. Such provisional charter was extended by Regents action on June 24, 1955 and was made absolute on June 24, 1960. The board of trustees has applied for an amendment to the absolute charter to designate the Commissioner of Education as agent of the corporation upon whom process in any action or proceeding against it may be served and to add the language necessary to maintain tax-exempt status under Internal Revenue Code §501(c)(3). The Office of Cultural Education recommends that the absolute charter be amended accordingly.

No. 6

VALATIE FREE LIBRARY

Valatie, Columbia County

A provisional charter was granted to this corporation by action of the Board of Regents on July 29, 1938 to operate an association library to serve the Village of Valatie. Such provisional charter was extended by Regents action November 19, 1943 and made absolute on December 17, 1948. Such absolute charter was amended by Regents action on July 24, 1992. The board of trustees has applied for an amendment to the absolute charter to designate the service area as the Village of Valatie, the Census-designated Place (CDP) of Niverville (as of 2000 Census), and that area of the Town of Kinderhook to the east of and including County Route 28B and Plum Tree Drive and north of State Highway 203. The Office of Cultural Education recommends that the absolute charter be amended accordingly.

-
-
-
-
-
-
-

PROVISIONAL CHARTERS

-

No. 7

HULL HOUSE FOUNDATION

Lancaster, Erie County

The board of trustees has petitioned the Board of Regents to form a corporation to establish and maintain the Hull Peterson House on Genesee Street in the Town of

Lancaster, New York as an historic house museum interpreting the history of the Hull-Peterson family and general history of Western New York; to restore, maintain, and preserve the Hull Peterson House and open it to the public on a regular schedule; to collect, own, hold, maintain, preserve and make available appropriate historical objects and artifacts; to arrange, create, maintain, and promote appropriate historical exhibits and displays. The Office of Cultural Education recommends that a provisional charter be granted for a period of five years.

No. 8

THE MUSEUM OF AFRICAN AMERICAN HISTORY

New York City, New York County

The board of trustees has petitioned the Board of Regents to form a corporation to establish and maintain a history museum of African heritage and the cultural contributions made by African-American individuals, organizations, associations and corporations; to collect, own, hold, maintain, preserve, and make available appropriate historical objects and artifacts; to arrange, create, maintain and promote appropriate historical exhibits and displays; to promote and support historical research and scholarship, issue publications in any format, and organize historical and cultural activities, lectures, forums, programs and events for the public; to disseminate information and provide historical perspective on African-American historical, cultural and literary contributions, including historical research and archaeological discoveries; to generate community pride, further the development of the individual, increase the individual's desire to succeed and grow, promote good community and human relationships, promote a healthier sense of local community, further the positive aspects of humanity, and thus improve the world. The Office of Cultural Education recommends that a provisional charter be granted for a period of five years.

No. 9

THE RAICES LATIN MUSIC COLLECTION AND MUSEUM

New York City, New York County

The board of trustees has petitioned the Board of Regents to form a corporation to establish and maintain a museum dedicated to the musical, cultural, and historical preservation of Afro-Hispanic musical forms as they developed in New York City, particularly the genre commonly referred to as "salsa;" to collect, own, hold, maintain, preserve, and make available objects and artifacts, as appropriate; to arrange, create, design, maintain and promote appropriate exhibits; to promote and support research and scholarship, and to organize cultural activities, programs, and events for the public;

to promote, support, and/or facilitate the education of aspiring musicians in the genre. The Office of Cultural Education recommends that a provisional charter be granted for a period of five years.

-

ORDER OF CONSOLIDATION

No. 10

THE MUSEUM OF AFRICAN AMERICAN HISTORY and FREEDOM'S JOURNEY FOUNDATION, INC.

New York City, New York County

The board of trustees and the board of directors have petitioned the Board of Regents, pursuant to Education Law §223, for an order of consolidation of The Museum of African American History and Freedom's Journey Foundation, Inc. The Museum of African American History has petitioned the Board of Regents for a provisional charter. Freedom's Journey Foundation, Inc. was incorporated under §402 of the Not-For-Profit Corporation Law (NPCL) on August 7, 2002. Upon the effective date of the consolidation of The Museum of African American History and Freedom's Journey Foundation, Inc., The Museum of African American History will assume all the assets, liabilities and responsibilities of both organizations. The consolidated corporation will operate under the provisional charter granted to The Museum of African American History. The Office of Cultural Education recommends that an order of consolidation of The Museum of African American History and Freedom's Journey Foundation, Inc., be granted, forming The Museum of African American History.

-

Regents Meeting
December 4-5, 2006

CHARTERS

ELEMENTARY, MIDDLE, SECONDARY AND CONTINUING EDUCATION

-

ABSOLUTE CHARTER

1. Al-Madinah School, Brooklyn

AMENDMENT OF CHARTERS

2. Cold Spring Harbor Laboratory, Cold Spring Harbor
3. Northern Lights School, Wilmington

PROVISIONAL CHARTER

-
4. Sunshine Learning Annex, St. Albans

DISSOLUTION OF CHARTER

-
5. South Country Montessori School, Brookhaven

II. ELEMENTARY, MIDDLE, SECONDARY AND CONTINUING EDUCATION

-
-
-

ABSOLUTE CHARTER

No. 1

AL-MADINAH SCHOOL

Brooklyn, Kings County

A provisional charter was granted to this corporation by action of the Board of Regents on June 12, 2001 to operate a nursery school for preschool children from two and one half to five years of age, a kindergarten for five year olds, a grade one through twelve school, and day care program. The board of trustees has applied for an absolute charter. The Office of Nonpublic School Services recommends that the provisional charter be made absolute.

AMENDMENT OF CHARTERS

No. 2

COLD SPRING HARBOR LABORATORY

Cold Spring Harbor, Nassau County

An absolute charter in the first instance was granted to this corporation by action of the Board of Regents under the corporate name "Cold Spring Harbor Laboratory of Quantitative Biology" on September 28, 1962 to conduct investigations and research in the biological sciences and related subjects; to further discovery and development therein; and to diffuse information and provide instruction and training related thereto. Such absolute charter was amended by Regents action on January 21, 1970 to change the corporate name to "Cold Spring Harbor Laboratory," October 23, 1987, September 18, 1998, February 3, 1999 and last amended on October 4, 2002. The board of trustees has applied for an amendment to the absolute charter to add authority for the corporation to also operate a daycare and a nursery school on the grounds of the Cold Spring Harbor Laboratory for the children of the employees and students of the Cold Spring Harbor Laboratory where such children are between the ages of six weeks to five years of age. The Office of Nonpublic School Services recommends the absolute charter be amended accordingly.

No. 3

NORTHERN LIGHTS SCHOOL

Wilmington, Essex County

A provisional charter was granted to this corporation by action of the Board of Regents on April 29, 1997 to operate a nursery school, a kindergarten and a grades one through eight elementary school. Such provisional charter was extended by Regents action on June 13, 2000 and April 29, 2003. The board of trustees has applied for an amendment to the provisional charter to add authority to also operate at the First Presbyterian Church, 57 Church Street, Saranac Lake, New York 12983, to change the corporate address to 5798 NYS Route 86, Wilmington, New York 12997 and to add authority for the corporation to also operate a "Mommy & Me" programs at both locations for which parents will always be present, and that the provisional charter, as so amended, be extended. The Office of Nonpublic School Services recommends that the provisional charter be amended accordingly and, as so amended, extended for a period of three years to allow the corporation additional time to develop its programs and otherwise demonstrate that it can meet the requirements for an absolute charter.

PROVISIONAL CHARTER

-

No. 4

SUNSHINE LEARNING ANNEX

St. Albans, Queens County

The board of trustees has petitioned the Board of Regents to form a corporation to establish and operate a day care center; a nursery school, a kindergarten and a grade one and two school. The Office of Nonpublic School Services recommends that a provisional charter be granted for a period of three years.

-
-
-
-
-

DISSOLUTION OF CHARTER

-
No. 5

SOUTH COUNTRY MONTESSORI SCHOOL

-
Brookhaven, Suffolk County

A provisional charter was granted to this corporation by action of the Board of Regents on February 23, 2004 to operate a nursery school for preschool children from three to five years of age. Such provisional charter was extended by Regents action on February 8, 2005. The board of trustees has petitioned the Board of Regents for the dissolution of the charter due to the lack of enrollment throughout the first year and upcoming year and the result financial difficulties the school suffered. The school is no longer in operation and all taxes payable by the corporation have been paid. The corporation has no remaining assets for distribution. The student records will be stored at 53 Verbana Drive, Commack, New York 11727 with Joanne Lehman as the contact person. The Office of Nonpublic School Services recommends that the provisional charter of South Country Montessori School be dissolved.

III. HIGHER AND PROFESSIONAL EDUCATION

EXTENSION OF CHARTER

-

- No. 1

MID-MANHATTAN INSTITUTE FOR PSYCHOANALYSIS

New York City, New York County

A provisional charter under the name "Mid-Manhattan Institute for Psychoanalysis and Group Therapy" was granted to this corporation by action of the Board of Regents on January 29, 1985 to establish a training institute in modern psychoanalysis that will provide courses in the standard history, theory and technique of psychoanalysis. Such provisional charter was extended by Regents action January 14, 1994 and amended on October 5, 2001 including a corporate name change to "Mid-Manhattan Institute for Psychoanalysis" and, as so amended, extended. The board of trustees has petitioned for an extension of the provisional charter. The Office of Professions recommends that the provisional charter be extended for a period of five years to allow the corporation additional time to develop its programs and otherwise demonstrate that it can meet the requirements for an absolute charter.

APPLICATION FOR REGENTS CONSENT TO FILE A CERTIFICATE OF ASSUMED NAME

No. 2

TOURO COLLEGE

New York City, New York County

A provisional charter was granted to this corporation under the corporate name "Mid-Manhattan Institute for Psychoanalysis and Group Therapy" by action of the Board of Regents on June 26, 1970 to operate a four-year liberal arts college. Such provisional charter was amended on April 11, 1973, on June 28, 1974, and extended on June 27, 1975 and was consolidated by Regents action on June 21, 1979 with Jewish Teachers Seminary and People's University, a domestic corporation incorporated pursuant to Chapter 593 of the Laws of 1935 and with Herzliah Hebrew Teachers Institute, Inc., which was incorporated by action of the Board of Regents under the corporate name "Herzliah Hebrew Academy, Inc." on February 15, 1923 and amended by Regents action on February 15, 1946 to change the corporate name to "Herzliah Hebrew Teachers Institute, Inc." Such provisional charter was amended and extended numerous times, and was made absolute by Regents action on January 17, 1990. Such absolute charter was amended by Regents action on various occasions with the

last amendment being granted on March 21, 2006. The board of trustees has requested that the Board of Regents consent to the filing of a certificate of assumed name pursuant to General Business Law §130 to authorize the corporation to use the assumed name "Touro College of Osteopathic Medicine" for its medical school located at 27-33 W 23rd Street, New York, New York. The degree of Doctor of Osteopathic (D.O.) Medicine will still be awarded by Touro College. The Office of the Professions and the Office of Higher Education recommends that the consent of the Board of Regents to the filing of such certificate of assumed name be granted.