

Public Education Commission Meeting

April 7, 2017

Mabry Hall, Jerry Apodaca Education Building
300 Don Gaspar, Santa Fe, NM 87501

Summary Minutes

<p>Members Present- Patricia Gipson, Chair Gilbert Peralta, Vice-Chair Karyl Ann Armbruster, Secretary Carmie Toulouse Tim Crone James Conyers Trish Ruiz Danielle Johnston R. Carlos Caballero-arrived immediately after Commission votes on Agenda Item 5D.</p> <p>Meeting began at 9:07 a.m.</p>	<p>Members Absent- Millie Pogna</p>
<p>Agenda Item 1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE & SALUTE TO NEW MEXICO FLAG</p>	<p>Karyl Ann Armbruster, Secretary called the roll and confirmed a quorum.</p>
<p>Agenda Item 2. APPROVAL OF AGENDA</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz made a motion to approve the agenda with the removal of Agenda Item 7B, Sandoval Academy of Bilingual Education. Karyl Ann Armbruster seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>Agenda Item 3. PUBLIC COMMENT</p>	<p>Public comments were made by Renee Olson and Jennifer Adams. The recorded comments are available in full transcript.</p>
<p>Agenda Item 4. LA PROMESA EARLY LEARNING CENTER DISCUSSION AND POSSIBLE ACTION ON OBJECTION TO NOTICE OF INTENT TO REVOKE CHARTER AND REQUEST FOR RECONSIDERATION OF PENDING ACTION. [MAY BE CLOSED PURSUANT TO NMSA 1978 SECTIONS 10-15-1-(H)(1)(3)(7)]</p>	<p style="text-align: center;">MOTION</p> <p>Danielle Johnston made a motion to go into executive session pursuant to NMSA 1978 Sections 10-15-1-(H)(1)(3)(7). Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p style="text-align: center;">NOTIFICATION</p> <p>Patricia Gipson provided the following notification: I want to let everyone know that the only thing that was discussed during our closed session was that item that is noted in No. 4, La Promesa Early Learning Center. And during the</p>

	<p>closed session, no votes were taken. And to help us in our decision-making, we asked for -- in our discussion -- in our discussion -- sorry -- to help us in our discussion, we included Christopher Jones from La Promesa, Jackie Rodriguez from La Promesa, La Promesa's attorneys, Patricia Matthews, and Ann McCollum, and PEC attorney, Julia Barnes.</p> <p style="text-align: center;">MOTION</p> <p>Audrey McKee made the following motion on behalf of Patricia Gipson:</p> <p>I move that the request for reconsideration of the pending action be granted and that the Notice of Intent to Revoke the Charter of La Promesa Learning Center be dismissed, and that a subcommittee of members of the Public Education Commission be appointed to negotiate a Corrective Action Plan with the school, with the input of CSD Staff. The Corrective Action Plan should include a plan to resolve any outstanding issue with regard to the school, not just known on February 10th, 2017, and that it should include, but not be limited to, that the school must raise its letter to a "C" by the fall issuance of the school letter grade -- that's the fall of 2018 -- or that the school shall have obtained an average grade of "C," and that the school will have completed a Financial Corrective Action Plan presented to PED by the end of two years, and that if this does not occur, the parties agree that this would warrant revocation. This proposed agreement shall be prepared and presented to the Commission at its regular May meeting. The subcommittee will consist of Commissioner Caballero, Commissioner Gipson, Commissioner Ruiz, and Commissioner Armbruster.</p> <p>Carmie Toulouse seconded the motion.</p> <p style="text-align: center;">Motion passed by a majority vote (7-2; Peralta and Crone voted no)</p> <p style="text-align: center;">AMENDMENT TO PRIOR MOTION</p> <p>Ashley McKee, on Patricia Gipson's behalf, clarified the language for the prior motion:</p> <p>It should have said it would warrant immediate revocation in the fall of 2018, if they didn't get their -- if they didn't comply with the required "C" grade or average "C" grade.</p> <p>Karyl Ann Armbruster seconded the motion.</p> <p style="text-align: center;">Motion passed by a majority vote (8-1; Caballero voted no)</p>
<p>Agenda Item 5. APPROVAL OF MINUTES AND TRANSCRIPT</p> <p>A. Approval of the Special Meeting transcript and minutes for February 21, 2017.</p>	<p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion:</p> <p>Madam Chair, I move approval.</p> <p>Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>

<p>B. Approval of the Summary Minutes for the Special Meeting, February 21, 2017.</p> <p>C. Approval of PEC Work Session Minutes for March 9, 2017</p> <p>D. Approval of PEC Meeting Transcript/Minutes for March 10, 2017.</p> <p>R. Carlos Caballero joined the meeting.</p> <p>E. Approval of PEC Summary Minutes for March 10, 2017</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz made the following motion: Move to approve. Tim Crone seconded the motion. Motion passed unanimously</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made a motion to approve the Work Session Minutes. Trish Ruiz seconded the motion. (No voice vote conducted.)</p> <p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made a motion to approve the Meeting Transcript Minutes. Karyl Ann Armbruster seconded the motion. Motion passed unanimously</p> <p style="text-align: center;">MOTION</p> <p>Trish Ruiz made a motion to approve the Summary Minutes. Danielle Johnston seconded the motion. Motion passed unanimously</p>
<p>Agenda Item 6. DISCUSSION AND POSSIBLE ACTION ON CHARTER SCHOOL AMENDMENTS.</p> <p>A. Monte Del Sol Charter School</p> <p>i. Enrollment Cap Increase</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz made the following motion: I move to deny the amendment request presented by Monte Del Sol, one, to increase its enrollment cap to 380, because the school has not yet demonstrated sustained academic achievement, as required by NMSA 1978, S. 22-2E-4E, which requires a school that has earned a letter grade of "D" to prioritize resources toward proven programs and methods linked to improve student achievement until the school earns a grade of "C" or better for two consecutive years. Danielle Johnston seconded the motion. Motion passed by a majority vote (8-1; Caballero voted no)</p>

<p>B. Estancia Valley Classical Academy</p> <p>i. Enrollment Cap Increase</p> <p>ii. Change in Facility</p> <p>iii. Amendment to Material Terms – Instructional Hours</p>	<p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I move to table the enrollment cap request until such time as you have your plans in place and approved. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p>Estancia Valley Classical Academy rescinded the amendment request.</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I move to approve the amendment request presented by Estancia Valley Classical Academy to change the language in the charter that currently -- that currently states Grades K-6, school day will begin at 8:15 and end at 3:15, which includes the required 30 minutes for lunch. The number of instructional hours will be 6.5 hours per day. The number of school days will be 5 per week. For Grades 7 to 12, the school day will begin at 8:00 and end at 3:30. A 30-minute lunch break is included in the schedule. The number of instructional hours will be 7 hours per day. The number of school days will be 5 per week. The length of the school year will be 175 days, with a total number of 1,137-and-a-half instructional hours for Grades K-6, and 1,226 instructional hours for Grades 7-12. 2. For grades K-6, the school day will begin at 8:15 and end at 3:15, which includes the required 30 minutes for lunch. The number of instructional hours will be 6-and-a-half hours per day. The number of school days will be 5 per week. For Grades 7 to 12, the school day will begin at 8:00 and end at 3:30. A 30-minute lunch break is included in the schedule. The number of instructional hours will be 7 hours per day. The number of school days will be 5 per week. The length of the school year will be 175 days with a total number of 1,137.5 instructional hours for Grades K-6, and 1,172.5 instructional hours for Grades 7 to 12. This amendment is approved, because it will not impact the amount of instructional time students receive, and it is necessary to correct a misstatement in the charter. Gilbert Peralta seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
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<p>Agenda Item 7. DISCUSSION AND POSSIBLE ACTION ON GOVERNANCE MEMBERSHIP UPDATES</p> <p>A. Monte Del Sol Charter School</p> <p>B. Sandoval Academy of Bilingual Education</p> <p>C. Alma D’Arte Charter High School</p> <p>Commission Gipson left the meeting.</p>	<p>Recorded comments are available in full transcript.</p> <p>MOTION</p> <p>Gilbert Peralta made the following motion: I will move that Alma D’Arte Charter School return back to the Commission on June 16th with -- with the idea that they have the minimal amount of – The June 16th is the date that I would let them have the minimum number of governing council members on board. And if they didn't, then it would be the Commission's discretion to act accordingly how they feel necessary. Danielle Johnston seconded the motion.</p> <p>Motion passed unanimously</p>
<p>Agenda Item 8. BUDGET REPORTING STATUS CHANGES AND BUDGET CONCERNS-DISCUSSION AND POSSIBLE ACTIONS</p> <p>A. Cariños del los Niños Charter Schools</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 9. REPORT FROM OPTIONS FOR PARENTS AND THE CHARTER SCHOOL DIVISION-DISCUSSION AND POSSIBLE ACTIONS</p> <p>A. Charter School Division Update</p> <p>B. Report on Governance Changes</p> <ul style="list-style-type: none"> i. SAMS Academy ii. North Valley Academy iii. New America School -Las Cruces iv. Dzil Ditl’ooi School of Empowerment, Action and Perseverance (DEAP) v. Cesar Chavez Community School vi. Anthony Charter School 	<p>Recorded comments are available in full transcript.</p>

<p>C. Report on School Closures i. Uplift Community School ii. Sage Montessori Charter School</p>	
<p>Agenda Item 10. SCHOOL REQUESTED REPORTS A. North Valley Academy</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 11. DISCUSSION OF PED DRAFT OF GOVERNING BODY RULE</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 12. DISCUSSION AND POSSIBLE ACTION ON THE PERFORMANCE FRAMEWORK</p>	<p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I would like to move that we authorize Ms. Poulos to contact this contractor, making sure that it's -- whatever contract we have that it is under the State amount of money that we can single-source contract without going through a bid process. I would add to the motion that we include a subcommittee to work, and the subcommittee's composition can be decided at a later date by the Chair. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>Agenda Item 13. REPORT FROM THE CHAIR</p> <p>A. Discussion & Assignment of Liaison Roles</p> <p>B. PEC Calendar</p> <p>C. Listening Tour Schedule</p> <p>D. Update from New Mexico Charter Coalition</p>	<p>Recorded comments are available in full transcript.</p> <p>Recorded comments are available in full transcript.</p> <p>Recorded comments are available in full transcript.</p> <p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 14. PEC COMMENTS</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 15. ADJOURN</p> <p>Meeting adjourned at 4:30 p.m.</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz moved to adjourn the meeting. Karyl Ann Armbruster seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>