

Public Education Commission Meeting

January 13, 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 Millie Pogna Carmie Toulouse Tim Crone Trish Ruiz James Conyers Danielle Johnston R. Carlos Caballero</p> <p>Meeting began at 9:02 a.m.</p>	<p>Members Absent</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. SWEARING IN OF NEW PEC COMMISSIONERS</p>	<p>Supreme Court Justice Barbara Vigil administered the oath of office to Danielle Johnston, Karyl Ann Armbruster, Tim Crone, and Trish Ruiz.</p>
<p>Agenda Item 3. APPROVAL OF AGENDA</p>	<p style="text-align: center;">MOTION</p> <p>R. Carlos Caballero made the following motion: My motion is that we postpone the election of officers until the next regular meeting, which is in February. Millie Pogna seconded the motion.</p> <p style="text-align: center;">Motion did not pass (1-9; R. Carlos Caballero voted yes)</p> <p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I move we approve the agenda as written. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed by majority vote (9-0 , Caballero abstained)</p>

<p>Agenda Item 4. APPROVAL OF MINUTES AND TRANSCRIPT</p> <p>A. Approval of PEC Meeting Transcript/Minutes For December 7-9, 2016</p> <p>B. Approval of PEC Summary Minutes For December 7-9, 2016</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz made a motion to approve the transcripts for December 7-9, 2016. Gilbert Peralta seconded the motion. Motion passed by majority vote (9-0 , Caballero abstained)</p> <p style="text-align: center;">MOTION</p> <p>Karyl Ann Armbruster made a motion to approve the transcripts for December 7-9, 2016. Trish Ruiz seconded the motion. Motion passed by majority vote (9-0, Caballero abstained)</p>
<p>Agenda Item 5. ELECTION OF OFFICERS FOR 2017</p>	<p style="text-align: center;">ACTION</p> <p>Carmie Toulouse nominated Patricia Gipson for Chair. Patricia Gipson accepted the nomination. Patricia Gipson was elected Chairwoman by a unanimous vote.</p> <p style="text-align: center;">ACTION</p> <p>James Conyers nominated Gilbert Peralta for Vice Chair. Gilbert Peralta accepted the nomination. Gilbert Peralta was elected Vice Chairman by a unanimous vote.</p> <p style="text-align: center;">ACTION</p> <p>Trish Ruiz nominated Karyl Ann Armbruster for Secretary. Karyl Ann Armbruster accepted the nomination. KarylAnn Armbruster was elected Secretary by a unanimous vote.</p>
<p>Agenda Item 6. DISCUSSION AND POSSIBLE ACTION ON THE CARL PERKINS CONSOLIDATED ANNUAL REPORT</p>	<p style="text-align: center;">Recorded comments are available in full transcript.</p>
<p>Agenda Item 7. REVIEW OF THE PEC RULES OF PROCEDURE</p>	<p style="text-align: center;">Recorded comments are available in full transcript.</p>

<p>Agenda Item 8. DISCUSSION AND POSSIBLE ACTION ON PED RECOMMENDATION TO COMMENCE REVOCATION PROCEEDINGS AGAINST LA PROMESA EARLY LEARNING CENTER BASED ON SUSPENSION OF BOARD OF FINANCE AND FISCAL MISMANAGEMENT</p>	<p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I am going to move to table the PED's request until independent information from CSD is presented. R. Carlos Caballero seconded the motion.</p> <p style="text-align: center;">Motion passed by majority vote (9-0, Johnston abstained)</p>
<p>Agenda Item 9. DISCUSSION AND POSSIBLE ACTION ON CHARTER SCHOOL AMENDMENTS.</p> <p>A. Tierra Encantada Charter School</p> <p>B. Tierra Adentro of New Mexico</p> <p>C. Gilbert Sena Charter High School</p>	<p style="text-align: center;">MOTION</p> <p>James Conyers made the following motion: I move that the Public Education Commission approve the amendment request provided by Tierra Encantada Charter School requesting to Amend section 8.01 1.a(x), page 38 facility terms of its contract with the condition that the PSFA is able to certify that the facility meets all statutory requirements found in 22-8B-4.2. Carmie Toulouse seconded the motion.</p> <p style="text-align: center;">Motion passed by a majority vote (8-2; Gipson and Armbruster voted no)</p> <p style="text-align: center;">MOTION</p> <p>Gilbert Peralta made the following motion: I move to approve the amended request presented by Tierra Adentro of New Mexico Charter School to amend its charter to amend the student focused terms of its contract to include the following additional information. An additional secondary program is also offered on site for students to complete their credit recovery or advanced learning through online programming or through an accredited university. These students may or may not participate in TANM's full arts programming. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed by a majority vote (8-1; Armbruster voted no; Toulouse recused herself)</p> <p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I move to approve the amendment request presented by Gilbert L. Sena requesting to amend its current mission statement. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>

<p>D. School of Dreams Academy</p>	<p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I move that we table this agenda item until such time as the information is available for the school and to the Commission. Millie Pogna seconded the motion. Motion passed unanimously</p>
<p>E. Explore Academy</p> <p>1. Amendment I</p>	<p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I move to approve the amendment request presented by Explore Academy requesting to amend Section 8.0(a), page 38, facility terms of its contract, with the condition that prior to occupancy the school must provide documentation to demonstrate the proposed facility and lease meet all statutory requirements found in 22-8B-4.2, with certification from PSFA. And a copy of the approved minutes from your governance meeting. Carmie Toulouse seconded the motion. Motion passed unanimously</p>
<p>2. Amendment II</p>	<p style="text-align: center;">MOTION</p> <p>Gilbert Peralta made the following motion: I would move to deny the amendment request presented by Explore Academy requesting to amend its instructional program to include grades 6 and 7 in 2017 to '18, and to include grade 8 in 2018 to 2019, because the school has not yet demonstrated sustained academic achievement as required by 22-2E-4(E), which requires the school that has earned a letter grade of a D to prioritize resources towards proven programs and methods leading to improved student achievement until the school earns a grade of a C or better for two consecutive years. Trish Ruiz seconded the motion. Motion passed by majority vote (6-4; Conyers, Toulouse, Gipson, and Caballero voted No)</p>
<p>F. Monte Del Sol Charter School</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz made the following motion: I move to approve the amendment request presented by Monte Del Sol Charter School requesting to amend the food service terms of its contract with the condition that the school provide the approved governing body minutes to the CSD. Tim Crone seconded the motion. Motion passed by a majority vote (9-0, Johnston abstained)</p>

<p>Agenda Item 10. REPORT FROM OPTIONS FOR PARENTS & THE CHARTER SCHOOL DIVISION – DISCUSSION AND POSSIBLE ACTIONS</p> <ul style="list-style-type: none"> A. Charter School Division Update B. Six Directions Indigenous School C. DEAP D. Report on Renewal Transfers of PEC Authorized Schools E. Report on Governing Body Changes 	<p>Charter School Division update was postponed.</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 11. DISCUSSION AND POSSIBLE ACTION TO COMMENCE OPERATIONS FOR SAHQ ACADEMY.</p>	<p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I move that we table the issue of the commence operations action until the next meeting, and at which time we may also take up approving the previously negotiated contract if all items are still the same as they had been. And that we would extend. R. Carlos Caballero seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>Agenda Item 12. DISCUSSION AND POSSIBLE ACTION ON NEW APPLICATION EVALUATION RUBRIC AND CRITERIA</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 13. DISCUSSION AND POSSIBLE ACTION ON GOVERNING BODY CHANGES POLICY AND FORMS – CONTRACT PROVISION 8.10 (b) AND PEC POLICY</p>	<p style="text-align: center;">MOTION</p> <p>Trish Ruiz made the following motion: I move that we table that until our next meeting. James Conyers seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>Agenda Item 14. DISCUSSION AND POSSIBLE ACTION ON THE ESTANCIA VALLEY CLASSICAL ACADEMY APPEAL [MAY BE CLOSED PURSUANT TO NMSA 1978 SECTIONS 10-15-1-(H)(1)(3)(7)]</p>	<p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: Madame Chair, I move that the Commission go into a closed meeting to discuss the possible appeal of the Estancia Valley Academy pursuant to NMSA 1978 Section 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: There was only discussion on the items listed in the agenda, the Estancia Valley Classical Academy appeal. There were no votes taken and no action taken, and there was discussion of no other matters while we were in closed session. And there will be no additional action taken.</p>
Agenda Item 15. REPORT FROM THE CHAIR	Recorded comments are available in full transcript.
Agenda Item 16. PEC COMMENTS	Recorded comments are available in full transcript.
Agenda Item 17. OPEN FORUM	No comments.
Agenda Item 18. ADJOURN Meeting adjourned at 5:31 p.m.	<p style="text-align: center;">Motion</p> <p>Tim Crone moved to adjourn the meeting. Karyl Ann Armbruster seconded the motion. Motion passed unanimously</p>