

Public Education Commission Meeting

November 15 & 16, 2018

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

Summary Minutes

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| <p>Members Present 11/15/18 Patricia Gipson, Chair Gilbert Peralta, Vice-Chair Karyl Ann Armbruster, Secretary Tim Crone (arrival time 1:12 pm) Carmie Toulouse James Conyers Trish Ruiz (arrival time 1:46 pm) Carlos Caballero</p> <p>Members Present 11/16/18 Patricia Gipson, Chair Gilbert Peralta, Vice-Chair Karyl Ann Armbruster, Secretary Tim Crone (arrival time 9:16 am) Carmie Toulouse James Conyers Trish Ruiz Carlos Caballero David Robbins</p> <p>Meeting began at 1:07 p.m.</p> | <p>Members Absent 11/15/18 David Robbins</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>MOTION</p> <p>Patricia Gipson made the following motion: So I'm going to move that we adopt the agenda, with the exception of the -- with the -- with the addition of the removal of 5B, Middle College Charter School, from the agenda. Carlos Caballero seconded the motion.</p> <p>Motion passes, indicated all in favor, none opposed</p> <p>Patricia Gipson made the following motion: And I am also going to recommend and make a motion that we remove Item No. 14, 'cause the LESC has not moved forward on that yet; so we're really not sure exactly what that plan is going to look like. So until we're</p> |

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| | <p>clearer on what that plan looks like, there's really not much that we can move on at this point in time. Gilbert Peralta seconded the motion. Motion passes, indicated all in favor, none opposed</p> |
| <p>Agenda Item 3. OPEN FORUM</p> | <p>No Comments were made during Open Forum</p> |
| <p>Agenda Item 4. CONSENT AGENDA</p> <ul style="list-style-type: none"> A. Approval of PEC Minutes and Transcripts <ul style="list-style-type: none"> i. Approval of PEC Work Session Minutes for October 11, 2018 ii. Approval of Transcript for October 12, 2018 PEC Meeting iii. Approval of Summary Minutes for October 12, 2018 PEC Meeting B. Notification of Changes <ul style="list-style-type: none"> i. Head Administrator <ul style="list-style-type: none"> a. New Mexico Connections Academy ii. Business Manager <ul style="list-style-type: none"> a. La Academia Dolores Huerta b. Alma d'Arte C. Governance Board Changes <ul style="list-style-type: none"> i. Change in Bylaws <ul style="list-style-type: none"> a. J Paul Taylor ii. Board Member Changes <ul style="list-style-type: none"> a. La Academia Dolores Huerta b. La Tierra Montessori School for the Arts & Sciences c. Monte del Sol d. NM Connections Academy e. North Valley Academy f. Red River Valley Charter School g. Southwest Preparatory Learning Center | <p style="text-align: center;">MOTION</p> <p>Carmie Toulouse so moves to approve the Consent Agenda. Patricia Gipson seconded the motion. Motion passes, indicated all in favor, none opposed</p> |
| <p>Agenda Item 5. DISCUSSION AND ACTION ON RENEWAL APPLICATOINS</p> <ul style="list-style-type: none"> A. Taos Academy Charter School | <p style="text-align: center;">MOTION</p> <p>Carlos Caballero made the following motion: I move that the PEC renew the charter contract between PEC</p> |

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| <p>(Thursday Afternoon)</p> <ul style="list-style-type: none"> i. Public Education Department Evaluation ii. School Comments (15 minutes) iii. Public Comments (8 minutes) iv. PEC Questions v. Vote on Renewal <p>B. Middle College Charter School (Friday Morning)</p> <ul style="list-style-type: none"> i. Public Education Department Evaluation ii. School Comments (15 minutes) iii. Public Comments (8 minutes) iv. PEC Questions v. Vote on Renewal | <p>and Taos Academy Charter School.</p> <p>Patricia Gipson added the following comments to the Motion: I guess we should add, "for a five-year term." So the motion, just to be clear, is that Taos Academy's charter be renewed for a five-year term. Carmie Toulouse seconded the motion.</p> <p style="text-align: center;">Motion passes 7-1 (Armbruster votes no)</p> <p style="text-align: center;">Agenda Item 5B was removed from the Agenda (and postponed until the December meeting)</p> |
| <p>Agenda Item 6. 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. Update on School Closures C. Governing Board Concerns <ul style="list-style-type: none"> i. La Tierra Montessori School for the Arts and Sciences | <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I move that the Public Education Commission send a Letter of Concern informing the school that failure to timely provide the documents may result in Notice of Breach to the following school. And that's La Tierra Montessori School for the Arts and Sciences. James Conyers seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| <p>Agenda Item 7. DISCUSSION AND POSSIBLE ACTION ON TURQUOISE TRAIL ENROLLMENT PREFERENCE, ENROLLMENT CAP, AND E-OCCUPANCY</p> | <p style="text-align: center;">Recorded comments are available in full transcript.</p> |
| <p>Agenda Item 8. DISCUSSION AND POSSIBLE ACTION ON THE BOARD OF FINANCE FOR SOLARE COLLEGIATE</p> | <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: But it appears that all the documents are appropriate. So I don't think there is -- so I will -- I move that the Public Education Commission approve Solare Collegiate's Board of Finance. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| <p>Agenda Item 9. DISCUSSION AND POSSIBLE ACTION ON THE PEC RENEWAL APPLICATION KIT AND POLICY</p> | <p style="text-align: center;">MOTION</p> <p>Carlos Caballero made the following motion: I move that the Public Education Commission adopt the PEC renewal Application Kit, including all that has been mentioned, but not to include Part F. Karyl Ann Armbruster seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> <p>It was clarified that Part F will only include a list of</p> |

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| | amendments previously approved/denied for the school, which will be provided by CSD. |
| Agenda Item 10. DISCUSSION AND POSSIBLE ACTION ON CLOSURE PROCEDURES | <p style="text-align: center;">MOTION</p> <p>Trish Ruiz made the following motion: Madam Chair, I'll move that the Public Education Commission adopt the PEC closure procedures. Gilbert Peralta seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| Agenda Item 11. DISCUSSION AND POSSIBLE ACTION ON REVISED ASSURANCES STATEMENT | <p style="text-align: center;">MOTION</p> <p>Trish Ruiz made the following motion: I move that the Public Education Commission adopt the PEC Assurances Statement. James Conyers seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| Agenda Item 12. DISCUSSION AND POSSIBLE ACTION ON TAOS INTERNATIONAL SETTLEMENT CONTRACT RENEWAL | <p style="text-align: center;">MOTION</p> <p>Carmie Toulouse made the following motion: I move that the Public Education Commission accept the terms and sign the charter contract between PEC and Taos International School, as ordered by Christopher Ruszkowski, in his official capacity as the Secretary of the Public Education Commission. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| Agenda Item 13. DISCUSSION AND POSSIBLE ACTION ON THE PEC BUDGET FOR FY 2019-2020 | <p style="text-align: center;">MOTION</p> <p>Carlos Caballero made the following motion: I move that the Public Education Commission adopt the PEC budget for FY 2019-2020. Gilbert Peralta seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| Agenda Item 14. DISCUSSION AND POSSIBLE ACTION ON PEC LEGISLATIVE STRATEGY INCLUDING "NO TIME TO LOSE" | Agenda Item 14 was removed from the Agenda |
| Agenda Item 15. DISCUSSION AND POSSIBLE ACTION ON PEC YEAR END REPORT TO LEGISLATURE AND LESC | Agenda Item 15 was removed from the Agenda |
| Agenda Item 16. DISCUSSION AND POSSIBLE ACTION ON PEC RESPONSE TO PED PROPOSED RULEMAKING AND AMENDMENTS TO NMAC <ul style="list-style-type: none"> A. Charter School Application and Appeal Requirement 6.80.4 NMAC B. Grading of Public Schools 6.19.8 NMAC C. Mentorship Programs for Beginning Teachers 6.60.10 NMAC D. Teacher Leader Development Framework, 6.65.4 NMAC | Recorded comments are available in full transcript. |

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| <p>E. NM Computer Science Standards 6.29.17 NMAC</p> | |
| <p>Agenda Item 17. REPORT FROM THE CHAIR A. PEC Calendar for 2019 B. Update from New Mexico Charter Coalition C. Update from New Mexico School Board Association</p> | <p style="text-align: center;">MOTION</p> <p>David Robbins made the following motion: I move that the Public Education Commission adopt the meeting calendar for 2019 and designate the first meeting of the calendar year for the annual meeting. Tim Crone seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| <p>Agenda Item 18. PEC COMMENTS</p> | <p style="text-align: center;">Recorded comments are available in full transcript.</p> |
| <p>Agenda Item 19. EXECUTIVE SESSION: Pursuant to NMSA § 10-15-1(H)(7) DISCUSSION SUBJECT TO ATTORNEY-CLIENT PRIVILEGE PERTAINING TO THREATENED OR PENDING LITIGATION IN WHICH THE PUBLIC BODY IS OR MAY BECOME A PARTICIPANT, SPECIFICALLY:</p> <p>A. In Re New Mexico Public Education Department Notice to Review Public Education Commission’s Decision To Grant Raices Del Saber Xinachti Community School Charter with Conditions</p> <p>B. Appeal of the Governing Council of New Mexico Connections Academy, and the New Mexico Connections Academy vs Christopher Ruzkowski, in his Official Capacity as the Secretary of the New Mexico Public Education Department.</p> | <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I move that the Public Education Commission enter into a closed session. The subjects to be discussed are issues subject to attorney-client privilege pertaining to threatened or pending litigation in which the PEC is or may become a participant, pursuant to NMSA 1978, Section 10-15-1(H)(7); specifically, A, in regards to New Mexico Public Education Department Notice to Review Public Education Commission's Decision to Grant Raíces del Saber Xinachtli Community School Charter with Conditions; B, Appeal of the Governing 10 Council of New Mexico Connections Academy, and New Mexico Connections Academy, vs. Christopher Ruzkowski, in his Official Capacity as the Secretary of the New Mexico Public Education Department. James Conyers seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I move to end Closed Session. The matters discussed in the closed meeting were limited only to those specified in the motion for closure, and no vote was taken during the closed session. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passes unanimously</p> |
| <p>Agenda Item 20. ADJOURN</p> <p>Adjourned at 11:16 a.m.</p> | <p style="text-align: center;">MOTION</p> <p>David Robbins moves to adjourn the meeting. Karyl Ann Armbruster seconded the motion.</p> <p style="text-align: center;">Indicated all in favor</p> |