

Public Education Commission Meeting

December 9-11, 2020

Open Public Meeting via Zoom Webinar

Summary Minutes

Members Present-December 9, 2020	Members Absent
<p>Patricia Gipson, Chair Trish Ruiz, Vice-Chair Karyl Ann Armbruster, Secretary Glenna Voigt David Robbins Georgina Davis Michael Chavez R. Carlos Caballero Tim Crone M. Sonia Raftery, joined late approximately 10:00 am</p> <p>Meeting began at 9:10 a.m. on 12/9/2020</p> <hr/>	
<p>Members Present-December 10, 2020</p> <p>Patricia Gipson, Chair Trish Ruiz, Vice-Chair Karyl Ann Armbruster, Secretary Glenna Voigt David Robbins Georgina Davis Michael Chavez R. Carlos Caballero Tim Crone M. Sonia Raftery Michael Chavez arrived during presentation of Agenda Item 9</p> <p>Meeting began at 9:02 a.m. on 12/10/2020</p> <hr/>	
<p>Members Present-December 11, 2020</p> <p>Patricia Gipson, Chair Trish Ruiz, Vice-Chair Karyl Ann Armbruster, Secretary Glenna Voigt David Robbins Georgina Davis Michael Chavez R. Carlos Caballero</p>	

<p>Tim Crone M. Sonia Raftery Michael Chavez</p> <p>Meeting began at 9:04</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>David Robbins moves to approve the agenda. Glenna Voigt seconded the motion.</p> <p style="text-align: center;">Indicated all in favor None opposed</p>
<p>Agenda Item 3. OPEN FORUM</p>	<p style="text-align: center;">No Open Forum Comments</p>
<p>Agenda Item 4. CONSENT AGENDA</p> <p>A. Approval of PEC Minutes and Transcripts</p> <ol style="list-style-type: none"> 1. Approval of summary Minutes for the October 22, 2020 PEC Virtual Work Session 2. Approval of Transcripts for October 23, 2020 PEC Virtual Meeting 3. Approval of Summary Minutes for October 23, 2020 PEC Virtual Meeting <p>B. Request to Amend the Charter School Contract</p> <ol style="list-style-type: none"> 1. Governing Board Membership Changes <ol style="list-style-type: none"> a. Albuquerque Collegiate Charter School b. Aldo Leopold Charter School c. Dził Dít'ooí School of Empowerment Action and Perseverance (DEAP) d. La Tierra Montessori School of the Arts and sciences e. Six Directions Indigenous School f. Solare Collegiate Charter School 2. Change of Chief Procurement Officer <ol style="list-style-type: none"> a. Altura Preparatory Charter School b. Six Directions Indigenous School 	<p style="text-align: center;">MOTION</p> <p>Carlos Caballero moved to approve the Consent Agenda. Georgina Davis seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0</p>

<p>Agenda Item 5. DISCUSSION ON ADDING ELIZABETH JEFFEREYS AS COUNSEL TO SUBSITUTE FOR MARK CHAIKEN</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 6. DISCUSSION AND ACTION ON CHARTER SCHOOL RENEWAL APPLICATIONS</p> <p>WEDNESDAY, December 9, 2020</p> <p>A. The GREAT Academy (Albuquerque)</p> <ol style="list-style-type: none"> 1. Public Education Department Evaluation 2. School Comments (15 minutes) 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes) 4. Public Comment (8 minutes) 5. PEC Questions 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of The GREAT Academy charter license renewal 7. Vote on Renewal 	<p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I am going to move that the Public Education Commission enter into a Closed Session, pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to issuance of The GREAT Academy charter license renewal. David Robbins seconded the motion. Motion passed 9-0 (Sonia Raftery had stepped away)</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I move that the Public Education Commission end Closed Session. The matters in the closed meeting were limited only to those specified in the motion for closure, and no vote was taken during the Closed Session. Georgina Davis seconded the motion. Motion passed 10-0</p> <p style="text-align: center;">MOTION</p> <p>David Robbins made the following motion: I move that the PEC not renew the charter for The GREAT Academy as it has failed to meet or make substantial progress toward achievement of the Department's Standards of Excellent, or student performance standards as identified in the charter contract, and as demonstrated by their reports to the CSD and presented in their packet to us. And it has failed to meet Generally Accepted Standards of Fiscal Management as supported by their close financial audits for '17, '18, and '19. Georgina Davis Seconded the motion. Motion passed 10-0</p>

<p>B. Roots and Wings Community School (Questa)</p> <ol style="list-style-type: none"> 1. Public Education Department Evaluation 2. School Comments (15 minutes) 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes) 4. Public Comment (8 minutes) 5. PEC Questions 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of Roots and Wings Community School charter license renewal 7. Vote on Renewal <p>Proceedings in recess at 6:00 p.m.</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, pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to the issuance of Roots & Wings Community School's charter license renewal. David Robbins seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0 (Sonia Raftery unable to mute to vote)</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: So I'm going to move that the Public Education Commission end Closed Session. The matters discussed in the closed meeting were limited to only 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 passed 8-0 (Sonia Raftery and Georgina Davis had not yet signed back into open session.)</p> <p style="text-align: center;">Sonia Raftery and Georgia Davis returned prior to proceeding.</p> <p style="text-align: center;">MOTION</p> <p>Tim Crone made the following motion: I move to approve the renewal of the charter for Roots & Wings Charter School beginning July 1st, 2021, until June 30th, 2026. David Robbins seconded the motion.</p> <p style="text-align: center;">Motion passed 10-0</p>
<p>Thursday, December 10, 2020 Proceedings resumed at 9:02 a.m.</p> <p>Agenda Item 9. DISCUSSION AND POSSIBLE ACTION ON THE PERKINS ANNUAL REPORT SUBMISSION DUE DECEMBER 31, 2020</p>	<p style="text-align: center;">Recorded comments are available in full transcript</p>

Agenda Item 6 (Continuation). DISCUSSION AND ACTION ON CHARTER SCHOOL RENEWAL APPLICATIONS

- A. North Valley Academy (Albuquerque)
 - 1. Public Education Department Evaluation
 - 2. School Comments (15 minutes)
 - 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes)
 - 4. Public Comment (8 minutes)
 - 5. PEC Questions
 - 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of North Valley Academy charter license renewal
 - 7. Vote on Renewal

MOTION

Patricia Gipson made the following motion:
So I am going to move that the Public Education Commission enter into a Closed Session, pursuant to NMSA Section 10-15-1 (H)(1). The subject to be discussed pertains to issuance of North Valley Academy charter license renewal.

Glenna Voigt seconded the motion.

**Motion passed 9-0
(Georgina Davis stepped away)**

MOTION

Patricia Gipson made the following motion:
So I move that the Public Education Commission 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.

Motion passed 10-0

MOTION

Glenna Voigt made the following motion:
I would like to move that the Public Education Commission renew the charter for North Valley Academy for a five-year term, effective July 1st, 2021, through June 30th, 2026.

David Robbins seconded the motion.

Motion passed 10-0

- B. Red River Valley Charter (Red River)
1. Public Education Department Evaluation
 2. School Comments (15 minutes)
 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes)
 4. Public Comment (8 minutes)
 5. PEC Questions
 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of Red River Valley Charter license renewal
 7. Vote on Renewal

MOTION

Patricia Gipson made the following motion:
So I move that the Public Education Commission enter into a Closed Session pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to the issuance of a charter license renewal for Red River Valley Charter School.

Trish Ruiz seconded the motion.

Motion passed 9-0

(Georgina Davis has left the meeting for the day)

MOTION

Patricia Gipson made the following motion:
So I move that the Public Education Commission end Closed Session. The matters discussed in the closed meeting were limited to only those specified in the motion for closure, and no vote was taken during the Closed Session.

Trish Ruiz seconded the motion.

Motion passed 8-0

(Tim Crone was not yet singed back into the meeting during vote.)

Commissioner Crone is now present in the meeting.

MOTION

Tim Crone made the following motion:
I move that the New Mexico Public Education Commission renew the charter of the Red River Valley Charter School, beginning July 1st, 2021, and ending June 30th, 2026, for a five-year renewal.

Carlos Caballero seconded the motion.

Motion passed 9-0

<p>C. Six Directions Indigenous School (Gallup)</p> <ol style="list-style-type: none"> 1. Public Education Department Evaluation 2. School Comments (15 minutes) 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes) 4. Public Comment (8 minutes) 5. PEC Questions 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of Six Directions Indigenous School charter license renewal 7. Vote on Renewal <p>Proceedings in recess at 5:45 pm</p>	<p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: So I am going to move -- I should have this memorized. I am going to move that the Public Education Commission enter into a Closed Session pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to the issuance of a charter license renewal for Six Directions Indigenous School. Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: I am going to move that the Public Education Commission 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. Glenna Voigt seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0</p> <p style="text-align: center;">MOTION</p> <p>Glenna Voigt made the following motion: I would like to move that the Public Education Commission renew the charter for Six Directions Indigenous School for a five-year term, beginning July 1, 2021, and ending on June 30th, 2026. Carlos Caballero seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0</p>
<p>FRIDAY, December 11, 2020</p> <p>Proceedings resumed 9:04 am</p>	<p style="text-align: center;">MOTION</p> <p>The following Motion was made by chair Patricia Gipson: Before we begin the regular order of business, I'm going to ask and propose a motion to make some changes in the agenda, because I don't feel that we're going to have an opportunity to get to a couple of items that are on the agenda. And I hate to see schools waiting all day and we aren't able to give them the time needed to hear their information. And, in one case, we're not going to have all the information that we need until January, anyway; so I think it would be difficult for us to make a complete decision. So, at this point in time, I am going to move that the Public Education Commission remove from the</p>

Agenda Item 6 (Continuation). DISCUSSION
AND ACTION ON CHARTER SCHOOL RENEWAL
APPLICATIONS

- A. Taos International School (Taos)
 - 1. Public Education Department Evaluation
 - 2. School Comments (15 minutes)
 - 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes)
 - 4. Public Comment (8 minutes)
 - 5. PEC Questions
 - 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of Taos International School charter license renewal
 - 7. Vote on Renewal

agenda the following items: Item No. 7C, the Special Education Corrective Action Plan, ACES Technical Charter School; and D, the Status Update on PEC Corrective Action Plans for 21st Century Public Academy and Monte del Sol Charter School.

Motion Seconded by Voigt.

Motion passed 10-0

MOTION

Patricia Gipson made the following motion:

If there's no other questions, I am going to move that the Public Education Commission enter into a Closed Session, pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to issuance of a charter license renewal for Taos International School.

Trish Ruiz seconded the motion.

Motion passed 10-0

MOTION

Patricia Gipson made the following motion:

So I move that the Public Education Commission 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.

Glenna Voigt seconded the motion.

Motion passed 10-0

MOTION

Tim Crone made the following motion:

I move that the New Mexico Public Education Commission renew the charter of Taos International School for a period of five years, beginning July 1st, 2021, and extending to June 30th, 2026.

Carlos Caballero seconded the motion.

Motion passed 10-0

B. J. Paul Taylor Academy (Las Cruces)

1. Public Education Department Evaluation
2. School Comments (15 minutes)
3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes)
4. Public Comment (8 minutes)
5. PEC Questions
6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of J. Paul Taylor Academy charter license renewal
7. Vote on Renewal

MOTION

Patricia Gipson made the following motion:
So, if there are no other questions, I'm going to move that the Public Education Commission enter into a Closed Session, pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to the issuance of a charter license renewal for J. Paul Taylor Academy.

Trish Ruiz seconded the motion.

Motion passed 10-0

MOTION

Patricia Gipson made the following motion:
I move that the Public Education Commission end Closed Session. The matters discussed in the closed meeting were limited to only those specified in the motion, and no vote was taken during the closed session.

Glenna Voigt seconded the motion.

Motion passed 10-0

MOTION

Patricia Gipson made the following motion:
So I move that the Public Education Commission renew the charter of J. Paul Taylor Academy for a five-year term, beginning July 1st, 2021, and ending June 30th, 2026.

Sonia Raftery seconded the motion.

Motion passed 9-0

(Michael Chavez abstained from the vote)

<p>C. La Academia Dolores Huerta</p> <ol style="list-style-type: none"> 1. Public Education Department Evaluation 2. School Comments (15 minutes) 3. Optional Presentation on Equity and Identity within the culture of the School (15 minutes) 4. Public Comment (8 minutes) 5. PEC Questions 6. Closed Session pursuant to NMSA 1978 § 10-15-1(H)(1) pertaining to issuance of La Academia Dolores Huerta charter license renewal 7. Vote on Renewal 	<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, pursuant to NMSA Section 10-15-1(H)(1). The subject to be discussed pertains to issuance of a charter license renewal of La Academia Dolores Huerta.</p> <p>Trish Ruiz seconded the motion.</p> <p style="text-align: center;">Motion passed 10-0</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: So I move that the Public Education Commission 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.</p> <p>David Robbins seconded the motion.</p> <p style="text-align: center;">Motion passed 10-0</p> <p style="text-align: center;">MOTION</p> <p>So I move that the Public Education Commission renew the charter -- the charter for La Academia Dolores Huerta for a period of five years, beginning July 1st, 2021, ending June 30th, 2026, with the condition, due to the ongoing audit findings and risk of fiscal insolvency, that the -- the school submit to the PEC their budget at the same time they submit their budget to PED. The Public Education Commission will review and approve the budget -- hold on -- by June 1st. If the PEC does not approve the budget, the charter will not be renewed.</p> <p>Georgina Davis seconded the motion.</p> <p style="text-align: center;">Motion passed 10-0</p>
<p>Agenda Item 7. REPORT FROM OPTIONS FOR PARENTS & THE CHARTER SCHOOL DIVISION— DISCUSSION AND POSSIBLE ACTIONS</p> <ol style="list-style-type: none"> A. Charter School Division Updates B. Resolved Letter of Concern and Restoring to Good Standing - Dził Dítł'ooí School of Empowerment Action and Perseverance (DEAP) 	<p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: So I am going to make a motion that the Public Education Commission restore DEAP -- and Cindy will put the full name into the -- into the record -- (Dził Dítł'ooí School of Empowerment Action and Perseverance) -- restore DEAP to good standing.</p>

<p>C. Special Education Corrective Action Plan – ACES Technical Charter School</p> <p>D. Special Education Corrective Action Plans</p> <p> i. 21st Century Public Academy</p> <p> ii. Monte del Sol Charter School</p> <p>E. Highlights and appreciations</p>	<p>Georgina Davis seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0</p> <p style="text-align: center;">(Michael Chavez was having internet difficulties at the time of the vote.)</p>
<p>Agenda Item 8. DISCUSSION AND POSSIBLE ACTION ON THE 2021 PEC MEETING CALENDAR</p>	<p style="text-align: center;">MOTION</p> <p>Georgina Davis made the following motion: I move that we approved the calendar for 2021. David Robbins seconded the motion.</p> <p style="text-align: center;">Motion passed 9-0</p> <p style="text-align: center;">(Michael Chavez was having internet difficulties at the time of the vote.)</p>
<p>Agenda Item 10. DISCUSSION AND POSSIBLE ACTION ON LEGISLATIVE PRIORITIES</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 11. REPORT FROM THE CHAIR</p> <p> A. Updated from Charter School Advisory Council</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 12. PEC COMMENTS</p>	<p>Recorded comments are available in full transcript.</p>
<p>Agenda Item 13. EXECUTIVE SESSION: Subject To Attorney-Client Privilege Pertaining To Threatened Or Pending Litigation In Which The Public Body Is Or May Become A Participant, specifically PEC budget submission.</p>	<p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: So, at this point, I'm going to move that the Public Education Commission enter into a Closed Session, pursuant to NMSA Section 10-15-1(H)(7). The subject to be discussed is attorney-client-privileged issues pertaining to threatened or pending litigation in which the public body is or may become a participant, specifically, Open Meetings Act NMSA Chapter 10, Article 15, specifically PEC Budget Submission. Glenna Voigt seconded the motion.</p> <p style="text-align: center;">Motion passed 10-0</p> <p style="text-align: center;">MOTION</p> <p>Patricia Gipson made the following motion: So now that everyone is back, I will move that the PEC 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 passed 7-0</p>

	(David Robbins, Tim Crone, and Carlos Caballero not able to get back into the meeting prior to the vote.)
Agenda Item 14. Adjourn Proceedings concluded at 6:08 p.m.	MOTION Patricia Gipson adjourns the meeting at 6:08 p.m.