

## Charter Contract Amendment for McCurdy Charter School

July 1, 2022 – June 30, 2027

This Charter Contract Amendment (“Amendment”) is hereby entered into by and between the New Mexico Public Education Commission (“PEC”) and the governing body of McCurdy Charter School, a New Mexico Charter School (the “School”), effective the 1<sup>st</sup> day of July 2022. The PEC and School are together referred to as the “Parties.”

WHEREAS, a charter contract and performance frameworks currently exist between the PEC and the School that are valid through June 30, 2022 (the contract, all amendments thereto and the performance frameworks shall be referred to hereafter as “Existing Contract and Performance Frameworks”).

WHEREAS, the PEC has approved the School for a five-year charter renewal period from July 1, 2022 to June 30, 2027 (the “Term”);

WHEREAS, the PEC and state-authorized charter schools, including the School, intend to work together in good faith to look to create a new performance framework template that would allow for more options for assessment of charter schools considering the unique missions and student populations of charter schools; and

WHEREAS, the PEC and state-authorized charter schools, including the School, intend to work together in good faith to create a new charter contract template that may, upon agreement of the Parties, replace the Existing Contract to ensure both Parties’ contract rights and responsibilities are more accurately and clearly articulated.

IT IS THEREFORE AGREED BETWEEN THE PARTIES THAT the Existing Contract between the PEC and the School is extended and amended as follows:

- 1.) The PEC renewed the School for the Term with the following condition:

The School must provide a plan outlining how the school will improve its fiscal processes and with goals towards reducing audit findings and repeat audit findings. The plan must include action steps, a timeline and persons responsible.

This plan and annual compliance documentation is attached to this Attachment A.

- 2.) The Existing Contract and Performance Frameworks is extended for the Term as amended herein until superseded or replaced by the Parties:

- 3.) The mission statement of the School (Section 4, Subsection 2, unchanged from the original contract) is as follows:

To provide a safe learning environment for the students of northern New Mexico: an environment that recognizes that education is rooted in academic excellence and achievement, character development and awareness, and community engagement and leadership.

4.) Educational Program:

a. The educational program of the School (Section 4, Subsection 4 modified from the original contract language) is as follows:

- i. The McCurdy Charter School education philosophy integrates academic, character, and community elements through the Core Knowledge curriculum in grades K-5 and inquiry-based learning, including the Paideia methodology of Socratic discussion in grades 6-12, both of which are aligned to the New Mexico Common Core State Standards.
- ii. All graduating seniors will complete 4 math credits, including financial literacy.
- iii. All students will participate in a designated character development, anti-bullying, and social emotional learning curriculum on a monthly basis, at a minimum.
- iv. Students in every grade level participate in ongoing service learning at the classroom, school (elementary and secondary), and charter levels which is focused on improving the school and local community. All graduating seniors will have successfully completed a one-hour service learning course.
- v. The school will offer co-curricular activities, including athletics through the New Mexico Activities Association.
- vi. The school implements a family engagement program to encourage family participation in the school community.

b. The school will provide in-person instruction.

5.) The Notice section of the Contract is updated as follows:

Any notice required, or permitted, under the Contract shall be in writing and shall be effective immediately upon personal delivery, upon receipt of electronic mail, or three (3) days after mailing to the following:

<b>Charter School:</b>	<b>New Mexico Public Education Commission:</b>
<p>Head of School Governing Board Chair</p> <p>At the email addresses provided by the Charter School to the PED and listed on a PED maintained school directory.</p> <p>Email is the primary notification.</p>	<p>Chair of the Public Education Commission New Mexico Public Education Commission 300 Don Gaspar Santa Fe, NM 87505</p> <p>At the email address of the Chair of the Public Education Commission as listed on the PEC website with a copy to: <a href="mailto:charter.schools@state.nm.us">charter.schools@state.nm.us</a>.</p> <p>Email is the primary notification.</p>

The Commission may make changes in the address of its contact person by posting the change(s) on its website.

- 6) A new definition is added to Section 1:

“Attendance for Success Act” means the compulsory school attendance law set out at § 22-12A-1 NMSA 1978 et.seq., as amended and supplemented.

All references to the Compulsory School Attendance Law are replaced with Attendance for Success Act.

- 7) Attached hereto as Attachment B are revised Performance Frameworks that provide the performance indicators and school specific or mission specific indicators for the School.

- 8) The Parties intend to work together in good faith to create and renegotiate a new form of contract, which may also contain a new performance framework, by October 15, 2022 (“New Contract”) which date may be extended by agreement of the Parties. If the New Contract is accepted by the Parties, it will replace this Amendment and govern the relationship of the Parties. However, if the New Contract is not completed and agreed to by the Parties by December 31, 2022, the Parties shall operate under this Amendment until such time as revisions/negotiations can be completed and agreed to by the Parties or until either party declares that the Amendment shall stand for the entirety of the renewal term, unless further amended by mutual agreement.

All other terms and conditions of the Existing Contract remain in full force and effect.

IT IS SO AGREED.

NEW MEXICO PUBLIC EDUCATION COMMISSION

By: \_\_\_\_\_  
Rebekka Burt, Chair

MCCURDY CHARTER SCHOOL

By: \_\_\_\_\_  
Chris Martinez  
President Governing Board

*[Attach minutes or documentation from the PEC and board meeting showing approval]*