

Public Education Commission Governing Body Member Change Amendment Form

The Charter Contract was entered into by and between the New Mexico Public Education Commission and [New America School-Las Cruces], hereafter "The School", effective [5] of [May], [2022].
The School was approved for a [5 year] Charter Contract.

NUMBER OF MEMBERS REQUIRED UNDER YOUR SCHOOL'S BYLAWS: 5

NUMBER OF CURRENTLY SEATED GOVERNING BOARD MEMBERS: 5

☒ **RESIGNATION**

EFFECTIVE DATE OF RESIGNATION, AS PROVIDED ON THE WRITTEN NOTICE FROM THE RESIGNING BOARD MEMBER: 5/5/22

NAME OF INDIVIDUAL RESIGNING: Fernando Macias

☐ **REMOVAL**

DATE OF REMOVAL:

NAME OF INDIVIDUAL BEING REMOVED:

REASON FOR REMOVAL:

DESIGNATION OF NEW BOARD MEMBER TO ☒ **AN EXISTING POSITION** OR ☐ **A NEW POSITION**

EFFECTIVE DATE OF APPOINTMENT, AS PROVIDED IN WRITTEN NOTICE FROM THE BOARD: February 24, 2022

NAME OF INDIVIDUAL BEING DESIGNATED: Roberta Stathis

HOME ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS: rstathis@nmsu.edu

NAME OF BOARD MEMBER BEING REPLACED: Fernando Macias


☐ **REQUEST FOR EXTENSION:**

☐ **VOTE NOT TO REPLACE MEMBER:**

Submit this form and all supporting documents to charter.schools@state.nm.us

The School's Governing Body Member Change Amendment is hereby submitted by [New America School-Las Cruces] on [5/5/22], and affirms the school meets the following eligibility criteria:

- ☒ Amendment must be submitted to the PEC within 30 days of change in membership; and
- ☒ The school's governing board is in compliance with all reporting requirements.



Charter School Representative Signature



Date

The School's Governing Body Member, or Charter Representative Change Amendment was:

☐ Approved

☐ Denied

Chair, Public Education Commission

Date

ASSURANCES

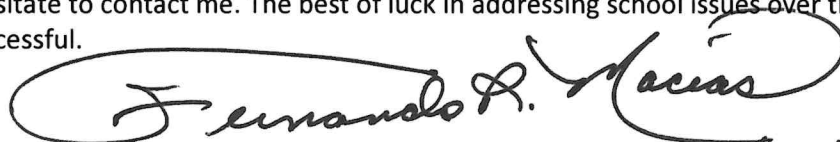
My name is **ROBERTA STATHIS** and I reside in **LAS CRUCES, NM**. I am a member of the governing body for **NEW AMERICA SCHOOL**, a charter school which is located at **207 S. Main ST, Las Cruces, NM**. I assure that in my capacity as a member of the governing body, the CHARTER SCHOOL complies with all applicable federal and state laws governing the organizational, programmatic, and financial requirements applicable to charter schools, including:

1. The CHARTER SCHOOL'S admission processes are in compliance with Sections 22-2-4(A)-(D) and 228B-4.1 NMSA 1978.
2. The CHARTER SCHOOL'S admission process do not discriminate against anyone regarding race, color, age, religion, national origin, ancestry, sex, sexual orientation, gender identity, spousal affiliation, physical or mental disability, or serious medical condition.
3. The CHARTER SCHOOL is a nonsectarian and non-religious public school.
4. Except as otherwise provided in Section 22-12-5(C) NMSA 1978 the Public School Code, the CHARTER SCHOOL does not charge tuition or have admission requirements.
5. The CHARTER SCHOOL complies with all state and federal health and safety requirements applicable to public schools, complies with Sections 22-8B-4.2(A), (C), and (D) NMSA 1978, and must produce an E-Occupancy certificate for all school facilities.
6. The governing body does not and will not contract with a for-profit entity for the management of the CHARTER SCHOOL.
7. The CHARTER SCHOOL complies with all applicable state and federal laws and rules related to identifying and providing special education services.
8. The CHARTER SCHOOL complies with provisions regarding public property identified in the Public School Code, the New Mexico Procurement Code, and the New Mexico Prohibited Sales Act, the Internal Revenue Code, and other applicable federal and state regulations.
9. The CHARTER SCHOOL ensures that criminal background checks are conducted on all employees and applicable reporting is completed in accordance with Section 22-10A-5 NMSA 1978.
10. The CHARTER SCHOOL ensures that it complies with state regulations regarding the use of volunteers set out in Section 6. 50.18 NMAC.

Margarita Porter

From: Fernando Macias <fernandom@donaanacounty.org>
Sent: Thursday, May 5, 2022 11:04 AM
To: Susie Kimble; Martha Valdez; Jennifer Garcia Kozlowski; rstathis@nmsu.edu; ojuarez@nmsu.edu
Cc: Margarita Porter; Craig Cook
Subject: Resignation

Susie..please accept my resignation with immediate effect, from the NAS Governing Council. As you were aware I had intended to resign at the close of the school year. However, my schedule will not permit me to participate in the May and June council meetings. My early resignation will permit you to proceed to find a replacement, (I know, don't say it ... I can't be replaced) and no more slushy Cokes' (what a relief for Margarita, maybe one can placed in front of an empty chair as a recognition for my limited contributions). I will always treasure my time on the Board and the relationships with you and the other board members, school staff and teachers. If I can ever assist any of you on an individual basis do not hesitate to contact me. The best of luck in addressing school issues over the next five year term. I know that you will be successful.


5/5/22

11. The CHARTER SCHOOL complies with the Age Discrimination Act of 1975, Title VI and Title VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, and the Individuals with Disabilities Education Act.

12. The CHARTER SCHOOL provides equitable access to and participation in its federally assisted program for students, teachers, and other program beneficiaries with special needs.

13. Meetings of the CHARTER SCHOOL Governing Body comply with the New Mexico Open Meetings Act, Sections 10-15-1 et seq., NMSA 1978 and the Inspection of Public Records Act, Section 14-2-1 et seq., NMSA 1978. 14. The CHARTER SCHOOL complies with all requirements of The Family Educational Rights and Privacy Act (FERPA) 20 U.S.C. § 1232g; 34 CFR Part 99.

15. The CHARTER SCHOOL has and will adopt all policies and procedures required by the Public School Code, the New Mexico Administrative Code, and the Public Education Commission.

16. The Governing Body or head administrator of the CHARTER SCHOOL recognizes and works with employee labor representatives, if any.

17. The CHARTER SCHOOL has and will develop personnel policies that comply with all applicable federal and state labor laws, regulations and rules implementing them.

18. The CHARTER SCHOOL had and will develop a curriculum that is aligned to the New Mexico State Standards found in Title 6 Chapter 29 of the New Mexico Administrative Code, as amended.

Roberta Stathis

_____ Printed Name



_____ Signature

March 3, 2022

_____ Date

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO)
)
COUNTY OF DONA ANA)

I, Roberta Stathis, after being duly sworn, state:

1. My name is Roberta Stathis and I reside in Las Cruces, New Mexico.
2. I am a member of the governing body of the New America School in Las Cruces, New Mexico.
3. I attest that I am currently not a current governing body member of any other charter school authorized in the state of New Mexico.
4. I have never been a governing body member of a charter school that was suspended or failed to receive or maintain their board of finance designation.
5. I understand that as a member of the New America School's governing body, I am entrusted with oversight of expenditure of public funds in accordance with all applicable laws, regulations, and rules, including but without limitation any laws or rules pertaining to conflicts of interest, public school finance, and procurement.

Roberta Stathis

[Signature]

March 3, 2022

Date

Roberta Stathis

[Print]

VERIFICATION

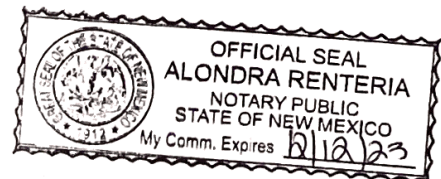
The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 3 day of March, 2022

[Notary Seal:]

[Signature]

NOTARY PUBLIC

My commission expires: Dec 12, 2023.



New America School-Las Cruces

Governing Council

Thursday, January 27 2021

5:00 PM

207 S. Main

Las Cruces. NM

Board Members Present: Susie Kimble (President), Fernando Macias (Vice-President), Martha Valdez (Secretary/Treasurer), Oscar Juarez

Regrets: Jennifer Garcia Kozlowski

Staff Present: Margarita Porter, Ashley Wolfel, Jack Fitzpatrick, Christina Montoya, Lorynn Guerrero,

Special Guest: Susan Fox, Dr. Roberta Stathis

Minutes of the GC

1. The Pledge of Allegiance was recited.
2. The mission statement was read by Susie Kimble.
3. Students of the Month were recognized both online or in-person.
Giselle Baney
Jocelyn Gomez (2)
Norma Labrado- Corpus
Vanessa Maldonado
Bianca Sanchez
Juan Sanchez
Noah Zepeda
4. Public input: Ms. Guerrero thanked the GC for the Retention Stipend. Judge Macias asked if the school had ever been recognized by the NAACP. He would follow up.
5. Dr. Stathis made a statement about joining the GC. She has background knowledge of NAS.
6. Quorum was reached at 5:40 pm.
7. Moved by Fernando Macias and seconded by Oscar Juarez that the agenda be accepted as presented. Votes: Unanimous.
8. Moved by Fernando Macias and seconded by Oscar Juarez that the minutes of December 17, 2021 be approved. Votes: Unanimous.
9. Ashley presented the budget reports covering the school until 12/31/2021 and BARs 0024-T, 0025-IB, 0026-I, 0027-I, 0028-M, 0029-M to the finance committee. The finance committee had already reviewed the reports prior to the general board meeting to identify any irregularities. Moved by Fernando Macias and seconded by Martha Valdez that the financial report and BAR be approved as presented. Votes: Unanimous.
10. Ms. Porter introduced Dr. Roberta Stathis. Dr. Stathis made a statement about join the GC. Discussion was had about retention stipends. NAS-LC proposed to be competitive with the local school district. Moved by Fernando Macias and seconded by Oscar Juarez that Dr. Roberta Stathis be accepted as a board member. Votes: Unanimous.
11. There was no board training.
12. Renewal update: None. No set date for the contract work.
13. Superintendent report:
 - New Covid Schoolkit was released. This document has all of the new guidelines for Covid.
 - PMG, Covid company. They are working with the PED. They will be on campus at NAS-LC on Mondays and Wednesday to provide rapid response Covid results. "Test to Stay" is the current slogan. A child will need to test 1, 3, 5, 7 days of exposure. If negative, they can stay in school. This goes for staff also.
 - NAS-LC received 18K for the Near Peer Grant. This grant will employ 8 students to be tutors at either elementary/middle school. Ms. Medina is the coordinator. She will begin to advertise,

interview and place students. The potential sites are Central and Mesilla Valley Leadership Academy.

- Graduation will be a summer event, after summer school.

Community

- Recruitment efforts are going on with the other charter school. On January 29 at the Farmer's Market from 9:30-12.
- MLK Day was a success. We had 60 students participate in 5 locations.

Professional

- Panelist for discussing practices that can be supported using ESSER funds.
- Podcast participant with Ms. Guerrero. The topic was adult funding.

Meeting was adjourned at 6:30pm. Next meeting is February 17, 2022 at 5pm.

Signed _____

Martha Valdez, Secretary



STATEMENT OF GOVERNING BODY TO CONSULT WITH PED

We, the undersigned, make up the governing body of the New America School-Las Cruces located in Las Cruces, New Mexico.

In accordance with 6.80.4.16 NMAC, we agree to consult with the New Mexico Public Education Department on any matter not covered by the manual of accounting and budgeting before taking any action related to funds held as a board of finance.

We make this statement as part of New America School-Las Cruces's application to the Public Education Commission for status as a board of finance under 6.80.4.16 NMAC.

We understand that we must retain or hire a Licensed School Business Manager as soon as financial feasible and, thereafter, notify the New Mexico Public Education Commission within 30 days of hiring and/or changing in a Licensed School Business Manager for the school, and a new, signed "Affidavit of Financial Custodian" must be submitted.

We understand that we must submit an Affidavit of Governing Body Member to the Public Education Commission within 60 days of a change in membership of our governing body.

THE FOLLOWING MEMBERS OF THE New America School-Las Cruces GIVE THE FOREGOING STATEMENT THIS 19 DAY OF May, 2022.

1. Susie Kimble
[signature]
Susie Kimble
[print]
2. Martha Valdez
[signature]
Martha Valdez
[print]
3. Roberta Stathis
[signature]
[print]
4. Oscar Juarez Jr
[signature]
Oscar Juarez Jr
[print]
5. Jennifer L Kozlowski
[signature]
Jennifer L Kozlowski
[print]

Attach additional pages if membership exceeds five.