

Charter Contract Amendment for Alma d'arte Charter High 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 Alma d’arte Charter High School, a New Mexico Charter School (the “School”), effective the 1st 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 will provide a NMDASH plan, or other plan approved by the PEC, outlining how the school will improve student growth in both literacy and mathematics. The plan will include implementation of short-cycle assessments, use of the data from those assessments to set measurable goals for student growth in literacy and mathematics, implementation of instructional strategies (for both core instruction and intervention) for meeting those goals, and progress monitoring at regular intervals. 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 The Existing Contract and Performance Frameworks is extended for the Term as amended herein until superseded or replaced by the Parties: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 from the original contract and unchanged here) is as follows:

To graduate artist/scholars prepared to succeed.

4.) Educational Program :

a. The educational program of the School (Section 4, Subsection 6 from the original contract and unchanged here) is as follows:

School Vision:

To be a pre-eminent center for artistic and academic excellence in preparing students for post-secondary education and successful living in a global community.

- I. Alma d'arte provides at least four art strands (visual arts, performing arts, culinary arts and literary arts) that students choose from year to year.
- II. Alma d'arte students are expected to contribute in one or more of the following each semester:
 - a. the school's Winter Arts Showcase,
 - b. a recruiting presentation or event,
 - c. a community arts event, or
 - d. a community-based activity or event as part of the apprenticeship experience.
- III. As an essential component of the school's academic and artistic focus, seniors at the school will participate in community apprenticeships. The teachers work with the students to identify the community mentors for the apprenticeships.
- IV. Alma will provide annual training for teachers in integrating arts with core curriculum.
- V. Arts integration shall be demonstrated via evidence such as, but not limited to, lesson plans, classroom evidence, or completed projects.

The School is an in-person program.

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:

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

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

Date 6/24/2022

ALMA D'ARTE CHARTER HIGH SCHOOL

By: 
Paul Dulin, President, Governing body

Date 05-26-2022

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

BEFORE THE PUBLIC EDUCATION COMMISSION

STATE OF NEW MEXICO

TRANSCRIPT OF PROCEEDINGS

OPEN PUBLIC MEETING

May 20, 2022

9:00 a.m.

VIA ZOOM WEBINAR VIDEO TELECONFERENCE

REPORTED BY: Cynthia C. Chapman, RMR-CRR, NM CCR #219

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JOB NO.: 6327N (CC)

14	<p>1 THE CHAIR: All right. I'll entertain a 2 motion. Or I can -- Commissioner Gipson? 3 COMMISSIONER GIPSON: So I have to open 4 the -- sorry. 5 THE CHAIR: No problem. 6 COMMISSIONER GIPSON: So I move that the 7 Public Education Commission adopt the charter 8 contract amendment Performance Framework and 9 condition documentation for Alma d'arte Charter High 10 School identified as Document 06.A.1-3, for the 11 2022-2027 charter term. 12 I further move that the amendment be 13 signed by the Chair and all documents be sent to the 14 school's governing board for consideration. 15 COMMISSIONER VOIGT: I'll second. 16 THE CHAIR: Thank you. There's a motion 17 by Commissioner Gipson and a second by Commissioner 18 Voigt. 19 Any further discussion? 20 (No response.) 21 THE CHAIR: All right. 22 Secretary Armijo, vote? 23 COMMISSIONER ARMIJO: Thank you. 24 Commissioner Gipson. 25 COMMISSIONER GIPSON: Yes.</p>	16	<p>1 Classical Academy are on Page 6 of their Performance 2 Framework. 3 The first one entails that the first-, 4 third-, seventh-grade, and high-school students will 5 receive a "C" or better in art, based on a rubric 6 that has already been provided. 7 The second mission goal is that third-, 8 sixth-, ninth-, and eleventh-grade students will 9 receive a "C" or better on history, based on a 10 rubric to be provided in the fall, aligning with the 11 curriculum to the new Social Studies 12 Standards-aligned curriculum. 13 Ms. Barnes. 14 MS. JULIA BARNES: I don't have much to 15 add. I did want to let Commissioners know that the 16 art rubric is very extensive. And, you know, we -- 17 the CSD will see the other rubric in the fall. But 18 there had been conversations about the rigor of the 19 art goal. But when you look at that art rubric, 20 it's quite extensive. 21 THE CHAIR: Thank you. 22 Any questions from Commissioners? 23 Commissioner Gipson, I think you just 24 didn't put your hand down from earlier. But I want 25 to acknowledge that it is up there, just in case.</p>
15	<p>1 COMMISSIONER ARMIJO: Commissioner Manis. 2 COMMISSIONER MANIS: Yes. 3 COMMISSIONER ARMIJO: Commissioner 4 Robbins. 5 COMMISSIONER ROBBINS: Yes. 6 COMMISSIONER ARMIJO: Vice Chair Voigt. 7 COMMISSIONER VOIGT: Yes. 8 COMMISSIONER ARMIJO: Commissioner Armijo 9 votes yes. 10 Commissioner -- Chair Burt. 11 THE CHAIR: Yes. 12 COMMISSIONER ARMIJO: And Commissioner 13 Carrillo. 14 COMMISSIONER CARRILLO: Yes. 15 COMMISSIONER ARMIJO: We -- that vote 16 passes, seven to zero. 17 THE CHAIR: Thank you. 18 All right. That will move us to Item "b," 19 Estancia Valley Classical Academy. 20 This was an existing State charter renewed 21 without condition. 22 There are two documents for approval 23 today: an amendment to the existing contract, and 24 the negotiated Performance Framework. 25 The mission goals for Estancia Valley</p>	17	<p>1 All right. Okay. 2 Seeing none, Secretary Armijo, if you 3 could call vote. 4 Oh, sorry. Before that -- sorry. Before 5 that -- sorry -- Commissioner Voigt. 6 COMMISSIONER VOIGT: Yes. I would like to 7 move that -- 8 THE CHAIR: Oh, thank you. 9 COMMISSIONER VOIGT: I would like to move 10 that the Public Education Commission adopt the 11 charter contract amendment and Performance Framework 12 for Estancia Valley Classical Academy, identified as 13 Document 06.B.1-2 for the 2022-to-2027 charter term. 14 And I further move that the amendment be 15 signed by the Chair and the complete contract packet 16 be sent to the Charter School Division. 17 COMMISSIONER ROBBINS: Second. 18 THE CHAIR: Thank you. 19 There's a motion by Vice Chair Voigt and a 20 second by Commissioner Robbins. 21 Any further discussion from Commissioners? 22 All right. Now, Secretary Armijo, you can 23 do a vote. 24 COMMISSIONER ARMIJO: Commissioner Manis. 25 COMMISSIONER MANIS: Yes.</p>



ALMA D'ARTE CHARTER HIGH SCHOOL

Governance Council Minutes

Regular Meeting, Wednesday, May 23rd, 2022 @ 6:00 pm

Alma d'arte Charter High School, Via Zoom

COUNCIL MEMBERS Paul Dulin | Kimberly Skaggs | Ron Fitzherbert | Vernon Wilson |
Richelle Peugh-Swofford | Cynthia Wise

I. Introduction

- A. Call to Order. (G) Chairman Dulin called the meeting to order at 6:00pm
- B. Roll Call of Members (G) – Members present are V. Wilson, P. Dulin, R. Peugh-Swofford & R. Fitzherbert. Also present are K. Martinez, P. Hernandez & B. Runyan.
- C. Conflict of Interest Disclosures as may be applicable. (G) - none
- D. Approval of Agenda. (G) R. Fitzherbert made a motion to approve the agenda with the change: adding "Approval of" to section III. A. Alma renewal contract with the PEC. V. Wilson seconded the motion with changes. All members voted in favor & the agenda was approved.
- E. Approval of April 20th, 2022, Regular Meeting and the May 3rd, 2022, Minutes. (G) – Meeting minute approval has been postponed. Members received minutes in an incorrect format, and they will be approved in next month's meeting.
- F. Announcements. – Senior Honors Night is tomorrow, Tuesday May 24, 2022, at 6:00pm at Alma d'arte. Graduation will take place on Thursday May 26, 2022, at 7:00pm at Alma d'arte.

II. Public Comment (*Three minutes per speaker, 30-minutes for all speakers. No action will be taken.*)
– none.

ALL ITEMS BELOW ARE LISTED FOR DISCUSSION AND POSSIBLE ACTION

III. New Business

- A. Approval of Alma renewal contract with PEC. (A/G) K. Martinez explained the different parts of the PEC contract an Amendment needs to be approved for 1 year of the charter renewal until the performance framework begins. R. Fitzherbert made a motion to approve the amendment to the renewal contract. R. Peugh-Swofford seconded the motion. All members voted in favor and approval of the Amendment to the renewal contract.
- B. Approval of Medicaid billing with SWREC. (A/G) – This Allows us to bill Medicaid for services provided to Students. SWREC handles the billing for Alma d'arte. R. Peugh-Swofford made a motion to approve the billing contract with SWREC. R. Fitzherbert seconded the motion. All members voted in favor and the billing contract was approved.
- C. Approval of contract agreement with ACR. (A/G) – This contract agreement is for STARS reporting support. V. Wilson made a motion to approve pending the correction to the tax rate. R. Fitzherbert seconded the motion. All members voted in favor and the contract agreement was approved.

IV. Old/Recurring Business

A. Monthly Financial Report

1. Financial Statements as of April 30th, 2022. (F) – B. Runyan of K12 Accounting reported the financial statements for the month of April. C. Gilman our regular business manager is unavailable.
2. Date for the next Financial Committee meeting. (G/A/F) – June 20th at 5:00pm via zoom
3. BAR's Approval (if required). (G)
 - a. BARs approval – R. Fitzherbert made a motion to approve BARs 30-I, 31-I, 33-I, 34-D, 35-I. R. Peugh-Fitzherbert seconded the motion. Members voted as follows: V. Wilson – yes, R. Fitzherbert – yes, R. Peugh-Swofford – yes, & P. Dulin – yes. All members voted in favor and the BARs were approved.
4. Payroll and Accounts Payable Acceptance and Approval. (G) R. Peugh-Swofford made a motion to approve the Payroll & Accounts Payable for April 2022. R. Fitzherbert seconded the motion. Members voted as follows: V. Wilson – yes, R. Fitzherbert – yes, R. Peugh-Swofford – yes, & P. Dulin – yes. All members voted in favor and the payroll & accounts payable were approved.

B. Monthly Administrative Report

1. Monthly Principal's Update Report. (A)
 - a. Happenings and events at the school. – P. Hernandez provided information on Senior Honors Night & Graduation. Fun Day/Last Day is Friday May 27. It is also an early release day.
 - b. Negotiation of the new Alma d'arte Charter with the PEC and the required performance framework. – see above.
 - c. Current enrollment by grade and next year's new enrollments. – Current enrollment is still at 127. We are Graduating 34 seniors. We currently have 16 pre-registered students for fall, so we are almost halfway to replacing our 34 graduates.
 - d. Attendance.
 - e. Academics, including reading and math as required by the PED. – Scoring of the most recent testing is happening. Hopefully we will have test results for comparison at next meeting.
 - f. Steps to involve the business community, the press, etc. – Irene Oliver-Lewis has become involved with Alma again. A formal dedication ceremony for the theater is set for February 23, 2023.
 - g. Parental involvement. – Ms. Martinez has solicited some new parent involvement for next year.
2. Equity Council Update by Ray Padilla. (A/G) – There was no equity council meeting this month. However, Mr. Padilla will be attending a state meeting this week. There are a lot of things still in the planning stages. He is eager to work

with the state appointed equity council liaison Nichelle Gilbert on the future of Alma d'arte's equity council.

- C. Attendance of the Charter Schools Conference in June. (A/G) June 9-10th there is a charter schools conference. Mr. Dulin asked members who would plan on attending. Ms. Martinez has not received an agenda for this meeting as yet. She will forward an agenda as soon as it is made available.
- D. GC Member Required Training Update. (A/G) – P. Dulin has completed his training. R. Peugh-Swafford has one more class on June 25. V. Wilson says he still has a few trainings to complete. R, Fitzherbert has completed his training.
- E. Executive Session to discuss discipline policies applied to events at the school. (A/G) R. Peugh-Swafford made a motion to enter executive session. R. Fitzherbert seconded the motion. All members voted in favor and an executive session was entered at 7:12pm. R. Peugh- Swafford made a motion to return to open session. R. Fitzherbert seconded the motion. All members voted in favor and the GC returned to open session.

V. Future Business/Next Meeting Agenda Items for Discussion or Revision

- 1. Returning to in person meetings

VI. Adjournment – R. Peugh-Swafford made a motion to adjourn the meeting. R. Fitzherbert seconded the motion. All members voted in favor and the meeting was adjourned at 7:30pm.

**** (A) - Administration, (G) – Governance Council, (F) - Finance **** *One or the other of these three notations will appear at the end of each item, depending on who is introducing the item.*