

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

BEFORE THE PUBLIC EDUCATION COMMISSION
STATE OF NEW MEXICO

TRANSCRIPT OF PROCEEDINGS
OPEN PUBLIC MEETING
November 7, 2022
1:00 p.m.
Via Zoom Webinar Video Teleconference

REPORTED BY: Cynthia C. Chapman, RMR-CRR, NM CCR #219
Bean & Associates, Inc.
Professional Court Reporting Service
201 Third Street, NW, Suite 1630
Albuquerque, New Mexico 87102

JOB NO. : 7426N (CC)

SANTA FE OFFICE
119 East Marcy, Suite 110
Santa Fe, NM 87501
(505) 989-4949
FAX (505) 843-9492



MAIN OFFICE
201 Third NW, Suite 1630
Albuquerque, NM 87102
(505) 843-9494
FAX (505) 843-9492
1-800-669-9492
e-mail: info@litsupport.com

1 A P P E A R A N C E S

2 COMMISSIONERS:

3 REBEKKA BURT, Chair
4 GLENNA VOIGT, Vice Chair
5 MELISSA ARMIJO, Secretary
6 STEVEN CARRILLO, Member
7 MICHAEL CHAVEZ, Member
8 PATRICIA GIPSON, Member
9 KT MANIS, Member
10 DAVID ROBBINS, Member
11 MICHAEL TAYLOR, Member

12 PED STAFF:

13 CORINA CHAVEZ Director
14 Charter School/Options for
15 Parents and Families Division
16
17 MISSY BROWN Technical Assistance and Support and
18 Training Administrator
19 Charter School/Options for
20 Parents and Families Division
21
22 BEVERLY FRIEDMAN, Custodian of Record
23 Liaison to PEC

24 COUNSEL TO THE PEC:

25 JULIA HOSFORD BARNES, ESQ.
Barnes Mediation and Law, PC
200 W. DeVargas Street, Suite 7
Santa Fe, New Mexico 87501

1	I N D E X T O P R O C E E D I N G S		
2			Page
3	1	Call to Order, Roll Call, Pledge of Allegiance, Salute to the New Mexico	4
4			
5	2	Approval of Agenda	5
6	3	Open Forum	7
7	4	Consent Agenda	7
8	5	Discussion and Possible Action on Contract and Performance Framework for Explore Academy-Rio Rancho	12
9			
10	6	Omitted from Agenda	16
11	7	Adjourn	16
12		REPORTER'S CERTIFICATE	18
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			

SANTA FE OFFICE
119 East Marcy, Suite 110
Santa Fe, NM 87501
(505) 989-4949
FAX (505) 843-9492



MAIN OFFICE
201 Third NW, Suite 1630
Albuquerque, NM 87102
(505) 843-9494
FAX (505) 843-9492
1-800-669-9492
e-mail: info@litsupport.com

1 THE CHAIR: All right. Good afternoon,
2 everybody. It is 1:03 p.m. I'm going to go ahead
3 and call this meeting to order. If Secretary Armijo
4 can take roll.

5 COMMISSIONER ARMIJO: Good morning -- or
6 good afternoon.

7 All-righty. Secretary Armijo is here.
8 Chair Burt.

9 THE CHAIR: Here.

10 COMMISSIONER ARMIJO: Commissioner
11 Carrillo.

12 COMMISSIONER CARRILLO: Here.

13 COMMISSIONER ARMIJO: Commissioner Chavez.

14 COMMISSIONER CHAVEZ: Here.

15 COMMISSIONER ARMIJO: Commissioner Davis.

16 (No response.)

17 COMMISSIONER ARMIJO: Commissioner Gipson.

18 COMMISSIONER GIPSON: Here.

19 COMMISSIONER ARMIJO: Commissioner Manis.

20 COMMISSIONER MANIS: Here.

21 COMMISSIONER ARMIJO: Commissioner

22 Robbins.

23 COMMISSIONER ROBBINS: Here.

24 COMMISSIONER ARMIJO: Commissioner Taylor.

25 COMMISSIONER TAYLOR: Here.

1 COMMISSIONER ARMIJO: Vice Chair Voigt.

2 COMMISSIONER VOIGT: Here.

3 COMMISSIONER ARMIJO: We have a quorum of
4 nine.

5 THE CHAIR: Thank you. And if I could ask
6 Commissioner Manis to lead us in the Pledge of
7 Allegiance and Commissioner Carrillo in the Salute
8 to the New Mexico Flag.

9 (Pledge of Allegiance and Salute to the
10 New Mexico Flag conducted.)

11 THE CHAIR: All right. Next item on the
12 agenda is approval of the agenda.

13 And I would like to remove Item No. 6.
14 The item has been resolved as of this time and does
15 not need to be on the agenda for today.

16 So I will move to approve the agenda with
17 the removal of Item 6.

18 COMMISSIONER VOIGT: I'll second.

19 THE CHAIR: Thank you.

20 Ms. Barnes?

21 MS. JULIA BARNES: I think we need to
22 remove the transcript from the Consent Agenda.

23 THE CHAIR: Sorry. We'll do that when we
24 get to it.

25 MS. JULIA BARNES: Okay.

1 COMMISSIONER CARRILLO: Chair Burt.

2 THE CHAIR: Commissioner Carrillo.

3 COMMISSIONER CARRILLO: I have not been
4 able to get on my e-mail now for a while, so,
5 honestly, I don't even know what Item 6 is. Can you
6 tell me what I'm removing?

7 THE CHAIR: Item No. 6 was Discussion and
8 Possible Action to Grant a Temporary Cap Increase
9 for One Student for Mission Achievement and Success
10 Charter School.

11 COMMISSIONER CARRILLO: All right. Thank
12 you.

13 THE CHAIR: All right. Seeing no other
14 comments, Secretary Armijo, if you could call roll.

15 COMMISSIONER ARMIJO: Thank you.
16 Chair Burt.

17 THE CHAIR: Yes.

18 COMMISSIONER ARMIJO: Commissioner
19 Carrillo.

20 COMMISSIONER CARRILLO: Yes.

21 COMMISSIONER ARMIJO: Commissioner Chavez.

22 COMMISSIONER CHAVEZ: Yes.

23 COMMISSIONER ARMIJO: Commissioner Gipson.

24 COMMISSIONER GIPSON: Yes.

25 COMMISSIONER ARMIJO: Commissioner Manis.

1 COMMISSIONER MANIS: Yes.

2 COMMISSIONER ARMIJO: Commissioner

3 Robbins.

4 COMMISSIONER ROBBINS: Yes.

5 COMMISSIONER ARMIJO: Commissioner Taylor.

6 COMMISSIONER TAYLOR: Yes.

7 COMMISSIONER ARMIJO: Vice Chair Voigt.

8 COMMISSIONER VOIGT: Yes.

9 COMMISSIONER ARMIJO: And Secretary Armijo
10 votes "yes."

11 That is nine to zero. That -- the agenda
12 has been approved.

13 THE CHAIR: All right. Thank you. That
14 will next take us to Open Forum.

15 Missy, were there any folks signed up to
16 speak today?

17 MS. MELISSA BROWN: No, there were none.

18 THE CHAIR: All right. Thank you.

19 And then the next one will bring us to
20 Item No. 4, which is the Consent Agenda. I am going
21 to remove Item B, Approval of the PEC Transcript for
22 October 21st, 2022, which leaves just the Approval
23 of the Work Session Minutes.

24 Commissioner Robbins?

25 COMMISSIONER ROBBINS: Can someone send me

1 a prior copy? Because I got, like, four or five
2 different versions of the agenda. And the only one
3 that had an agenda Item 6 was the "Adjourn."

4 So I don't know if -- you know. And even
5 on the Google Drive, I don't see, apparently, the
6 most current agenda.

7 THE CHAIR: Director Chavez, could you
8 send -- do I see her on here? I do not see --

9 MS. JULIA BARNES: (Indicates.)

10 Julia, you will? Okay.

11 I do have -- just so you all know what I'm
12 looking at is I'm looking in the PEC Google Drive,
13 and then there's a folder 1A, the November 7th Work
14 Session, and in there is a PDF and Word DOC version
15 of the final agenda for today.

16 So I'm going to give one second just to
17 make sure everyone is on the same page here before I
18 move on.

19 COMMISSIONER ROBBINS: I have it. Thank
20 you.

21 THE CHAIR: Okay. Great. All right. So
22 I will move for Approval of the Consent Agenda
23 with -- for Item A, Approval of the Work Session
24 Minutes for October 20th, 2022.

25 COMMISSIONER VOIGT: I'll second.

1 THE CHAIR: Okay. There's a motion and a
2 second. Any other discussion?

3 Secretary Armijo.

4 COMMISSIONER ARMIJO: All-righty. Excuse
5 me.

6 Commissioner Carrillo.

7 COMMISSIONER CARRILLO: Yes.

8 COMMISSIONER ARMIJO: Commissioner Chavez.

9 COMMISSIONER CHAVEZ: Yes.

10 COMMISSIONER ARMIJO: Commissioner Gipson.

11 COMMISSIONER GIPSON: Yes.

12 COMMISSIONER ARMIJO: Commissioner Manis.

13 COMMISSIONER MANIS: Yes.

14 COMMISSIONER ARMIJO: Commissioner

15 Robbins.

16 COMMISSIONER ROBBINS: Yes.

17 COMMISSIONER ARMIJO: Commissioner Taylor.

18 COMMISSIONER TAYLOR: Yes.

19 COMMISSIONER ARMIJO: Vice Chair Voigt.

20 COMMISSIONER VOIGT: Yes.

21 COMMISSIONER ARMIJO: Secretary Armijo

22 votes "yes."

23 And Chair Burt.

24 THE CHAIR: Yes.

25 (Director Chavez enters Zoom proceeding.)

1 COMMISSIONER ARMIJO: That motion is
2 passed, nine to zero.

3 THE CHAIR: Thank you. And that will take
4 us to Item B. So this is -- or -- the Approval of
5 the PEC Transcript for October 21st, 2022, there was
6 an error in it that we do need to have read into the
7 record.

8 And if you'll give me one second -- I'm
9 pulling it up real quick so I can do that.

10 All right. So there is a correction to
11 Page 294 of the meeting transcript for October 21st,
12 2022.

13 It should say, "I move that the Chair of
14 the Public Education Commission send a letter to
15 La Tierra Montessori School for the Arts and
16 Sciences -- remove "(verbatim)" -- of the PEC's
17 intent to take further action under the Intervention
18 Ladder due to the following concerns:

19 Lack of evidence of implementation of
20 school-specific goals;

21 Completion of a scoring protocol for those
22 school-specific goals; and

23 Implementation of the educational program;
24 and

25 Any noncompliance with the expected

1 outcomes and deadline."

2 So I will move to approve the transcript,
3 as amended.

4 COMMISSIONER VOIGT: I'll second.

5 THE CHAIR: Thank you. Motion and a
6 second.

7 Any questions or comments from
8 Commissioners?

9 (No response.)

10 THE CHAIR: All right. Secretary Armijo.

11 COMMISSIONER ARMIJO: Commissioner Chavez.

12 COMMISSIONER CHAVEZ: Yes.

13 COMMISSIONER ARMIJO: Commissioner Gipson.

14 COMMISSIONER GIPSON: Yes.

15 COMMISSIONER ARMIJO: Commissioner Manis.

16 COMMISSIONER MANIS: Yes.

17 COMMISSIONER ARMIJO: Commissioner

18 Robbins.

19 COMMISSIONER ROBBINS: Yes.

20 COMMISSIONER ARMIJO: Commissioner Taylor.

21 COMMISSIONER TAYLOR: Yes.

22 COMMISSIONER ARMIJO: Vice Chair Voigt.

23 COMMISSIONER VOIGT: Yes.

24 COMMISSIONER ARMIJO: Secretary Armijo

25 votes "yes."

1 Chair Burt.

2 THE CHAIR: Yes.

3 COMMISSIONER ARMIJO: And Commissioner
4 Carrillo.

5 COMMISSIONER CARRILLO: Yes.

6 COMMISSIONER ARMIJO: That is passed, nine
7 to zero.

8 THE CHAIR: All right. That leaves us --
9 for now, the only other item on the agenda is
10 Discussion and Possible Action on Contract and
11 Performance Framework for Explore
12 Academy-Rio Rancho.

13 I don't know if it's Director Chavez first
14 or Ms. Barnes first.

15 Ms. Barnes.

16 MS. JULIA BARNES: Thank you. There was a
17 subcommittee that met and negotiated a contract with
18 Explore Academy-Rio Rancho. The two documents are
19 in the drive. If you look in the drive, there is a
20 PEC Meeting folder to the left. That's where the
21 documents are.

22 There is the Explore Academy-Rio Rancho
23 contract that has already been approved by their
24 board, and the Performance Frameworks right after
25 that. The final two documents are the certification

1 from Explore that their board has done that.

2 I had e-mailed the subcommittee, and I
3 just want to highlight that, that Explore Academy
4 made two changes to the contract that I think are
5 clarifications, but they are different from the
6 document that came out from there.

7 The first one is on Page 7. The contract
8 language itself says that the educational program
9 has to indicate if students of various ages and
10 proficiencies can be mixed in a classroom.

11 And that has always been in the Explore
12 Academy documentation, so they just added that in
13 there, and they fixed a typo. I e-mailed those to
14 subcommittee Commissioners this morning.

15 Again, I don't see that as anything but a
16 good clarification.

17 And I'm happy to answer any other
18 contracts (verbatim), but I think it's more
19 appropriate for the Commissioners and Director
20 Chavez to talk about that. But I am happy to go
21 over anything in the contract and how the language
22 ended up.

23 THE CHAIR: Yeah. So we followed a
24 process very similar to the spring when we were
25 negotiating with the renewal schools in the spring.

1 And one of the -- one of the changes we did make
2 this time is, while we provided the option for
3 schools to move to a new Performance Framework
4 should one be approved and adopted, we have switched
5 it to that this school is required to move to the
6 new contract and Performance Framework, should it be
7 ready and approved by, I think, early spring next
8 year.

9 So -- and they agreed to that, that that
10 would be something they're willing to do. So that's
11 one of the only differences that we did with this
12 one versus the ones in the spring.

13 But there are the, you know, two
14 Mission-Specific Goals. And the educational program
15 was negotiated. So I think if any Commissioners
16 have any questions about this, I'm happy to call on
17 you for questions.

18 We do have -- there's also -- I saw in the
19 Attendees, it looks like there may be a
20 representative from Explore Academy. So if there's
21 any questions for the school itself, I think we can
22 bring them on as well if we need to.

23 Any questions or comments from
24 Commissioners or anybody on the negotiating
25 committee that would like to say anything at this

1 time?

2 (No response.)

3 THE CHAIR: All right. All right. Let
4 me -- all right. So I move that the Public
5 Education Commission adopt the Charter School
6 Contract and Performance Framework for Explore
7 Academy-Rio Rancho, identified as Documents 5.a. and
8 b. for the 2022-to-2028 charter term, including the
9 Planning Year. I further move that the contract be
10 signed by the Chair and complete contract packet be
11 sent to the Charter School Division.

12 COMMISSIONER ROBBINS: Second.

13 COMMISSIONER CARRILLO: Second.

14 THE CHAIR: Thank you. Motion and second.
15 If there's any other comments?

16 (No response.)

17 THE CHAIR: All right. Seeing none,
18 Secretary Armijo.

19 COMMISSIONER ARMIJO: Commissioner Gipson.

20 COMMISSIONER GIPSON: Yes.

21 COMMISSIONER ARMIJO: Commissioner Manis.

22 COMMISSIONER MANIS: Yes.

23 COMMISSIONER ARMIJO: Commissioner

24 Robbins.

25 COMMISSIONER ROBBINS: Yes.

1 COMMISSIONER ARMIJO: Commissioner Taylor.
2 COMMISSIONER TAYLOR: Yes.
3 COMMISSIONER ARMIJO: Vice Chair Voigt.
4 COMMISSIONER VOIGT: Yes.
5 COMMISSIONER ARMIJO: Commissioner Armijo
6 votes yes.
7 Chair Burt.
8 THE CHAIR: Yes.
9 COMMISSIONER ARMIJO: Commissioner
10 Carrillo.
11 COMMISSIONER CARRILLO: Yes.
12 COMMISSIONER ARMIJO: And Commissioner
13 Chavez.
14 COMMISSIONER CHAVEZ: Yes.
15 COMMISSIONER ARMIJO: That passes seven --
16 excuse me -- nine to zero.
17 THE CHAIR: Thank you. With that being
18 completed, I will move to adjourn.
19 COMMISSIONER VOIGT: Second.
20 THE CHAIR: Thank you. A motion and a
21 second.
22 Secretary Armijo, you can call roll.
23 COMMISSIONER ARMIJO: Commissioner
24 Robbins.
25 COMMISSIONER ROBBINS: Yes.

1 COMMISSIONER ARMIJO: Commissioner Taylor.

2 COMMISSIONER TAYLOR: Yes.

3 COMMISSIONER ARMIJO: Vice Chair Voigt.

4 COMMISSIONER VOIGT: Yes.

5 COMMISSIONER ARMIJO: Secretary Armijo

6 votes "yes."

7 Chair Burt.

8 THE CHAIR: Yes.

9 COMMISSIONER ARMIJO: Commissioner
10 Carrillo.

11 COMMISSIONER CARRILLO: Yes.

12 COMMISSIONER ARMIJO: Commissioner Chavez.

13 COMMISSIONER CHAVEZ: Yes.

14 COMMISSIONER ARMIJO: Commissioner Gipson.

15 COMMISSIONER GIPSON: Yes.

16 COMMISSIONER ARMIJO: And Commissioner

17 Manis.

18 COMMISSIONER MANIS: Yes.

19 COMMISSIONER ARMIJO: That passes, nine to
20 zero.

21 THE CHAIR: All right. And so we are
22 adjourned.

23 (Proceedings adjourned at 1:17 p.m.)

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

BEFORE THE PUBLIC EDUCATION COMMISSION
STATE OF NEW MEXICO

REPORTER'S CERTIFICATE

I, Cynthia C. Chapman, RMR, CCR #219, Certified Court Reporter in the State of New Mexico, do hereby certify that the foregoing pages constitute a true transcript of proceedings had before the said NEW MEXICO PUBLIC EDUCATION COMMISSION, held in the State of New Mexico, in the matter therein stated.

In testimony whereof, I have hereunto set my hand on November 9, 2022.

Cynthia Chapman

Cynthia C. Chapman, RMR-CRR
New Mexico Certified Reporter #219
BEAN & ASSOCIATES, INC.
201 Third Street, NW, Suite 1630
Albuquerque, New Mexico 87102
License Expires: 12/31/2022

Job No.: 7426N (CC)

SANTA FE OFFICE
119 East Marcy, Suite 110
Santa Fe, NM 87501
(505) 989-4949
FAX (505) 843-9492



MAIN OFFICE
201 Third NW, Suite 1630
Albuquerque, NM 87102
(505) 843-9494
FAX (505) 843-9492
1-800-669-9492
e-mail: info@litsupport.com