

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 [ACES Tech CHARTER SCHOOL], hereafter "The School", effective [1st] of [July], [2020]. 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:

NAME OF INDIVIDUAL RESIGNING:

☐ 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: 10/12/22

NAME OF INDIVIDUAL BEING DESIGNATED: Vic Berniklau

HOME ADDRESS: 8529 Prestina Pl. NE, Albuquerque NM 87111

PHONE NUMBER: 505-362-4978

EMAIL ADDRESS: vberniklau@comcast.net

NAME OF BOARD MEMBER BEING REPLACED: John Jaramillo


☐ 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 [Dr. Warren Wilhelm] on [11/2/22], 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

11/2/22

Date

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

☐ Approved

☐ Denied

Chair, Public Education Commission

Date



Governing Board Meeting Agenda
Wednesday, October 12, 2022 @ 5:30pm

Due to the social distancing mandate, the Board will meet via the Zoom digital platform.
Please email jeron@acespublicschools.org to be invited to join.

- I. Call to Order**
 - A. Roll Call**
 - B. Adoption of the October 12, 2022 Governing Board Meeting Agenda**
 - C. Approval of July 2022 minutes and September 14, 2022 minutes.**
- II. Recognition of Students, Staff, and Community**
- III. Public Forum (2 minutes per speaker)**
- IV. New Board Member vote**
 - A. Mr. Vic Berniklau**
 - B. Ms. Miriam Ray**
- V. New Board Chair nomination and vote**
- VI. Board Officer nominations and votes**
- VII. Audit Committee appointments**
 - A. Composition:** each local school board shall appoint an audit committee that consists of two board members, one volunteer member who is a parent of a student attending that school district and one volunteer member who has experience in accounting or financial matters. The superintendent and the school district business manager shall serve as ex-officio members of the committee.
- VIII. Building Committee appointments**
- IX. Financials (J. Campbell and N. Rios)**
 - A. Budget Update**
 - B. BARS Approval vote – if needed**
- X. Principal's Report**
 - A. Operations Update**
 - B. Academics Update**
- XI. Board President Report and Discussion**
- XII. Announcement of Upcoming Board Meetings**
 - A. The next meeting will be held on Wednesday, November 9, 2022 at 5:30pm**
- XIII. Adjournment**

Notice: If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or listen to the



Governing Board Meeting Agenda
Wednesday, October 12, 2022 @ 5:30pm

Due to the social distancing mandate, the Board will meet via the Zoom digital platform.
Please email jeron@acespublicschools.org to be invited to join.

meeting, please contact Jeron Campbell at 505.506.1186 at least 48 hours prior to the meeting or as soon as possible.

ACES Tech does not discriminate on the basis of race, color, national origin, sex, disability or age in its programs and activities and provides equal access to the Boy Scouts and other designated youth groups. Dr. Jeron Campbell has been designated to handle inquiries regarding the non-discrimination policies.

Section 504 Coordinator is Jeron Campbell at 505.506.1186

Americans with Disabilities Act (ADA): (POLICY STATEMENT) The Americans with Disabilities Act (ADA) is a federal antidiscrimination statute that provides comprehensive civil rights protection for persons with disabilities. Among other things, this legislation requires that all students with disabilities be guaranteed a learning environment that provides for reasonable accommodations for their disabilities.

ASSURANCES

My name is Vladimir "Vic" Bernick and I reside in Albuquerque NM am a member of the governing body for ACES Technical a charter school which is located at Albuquerque 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 22-8B-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.
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.

CERTIFICATE OF GOVERNING BODY VOTE

This document certifies that on October 12, 2022 at 5:37pm m., a meeting of the Governing Body of ACES Charter School a New Mexico public charter school, was held at via ZOOM
The meeting and all votes were conducted in compliance with the New Mexico Open Meetings Act.

Commented [KP1]: Insert date

Commented [KP2]: Insert time

Commented [KP3]: Either "a" for am or "p" for pm

Commented [KP4]: School name

Commented [KP5]: Location of board meeting

A quorum of the Governing Body's members being present and voting, it was voted x in favor and 0 opposed to To elect Warren Wilhelm as Chair, Ruth Bouldes as Secretary and Vice-Chair, Vic Berniklau as Treasurer

Commented [KP6]: Insert number of board members voting in favor of the motion

Commented [KP7]: Insert number of board members voting in opposition to the motion

Commented [KP8]: Provide motion language here

The members voting in favor were:

all

Commented [KP9]: Identify board members in favor

The members voting in opposition were:

none

Commented [KP10]: Identify board members opposing

I, the undersigned, certify that this is a true copy.

Secretary [Signature]

Commented [KP11]: Signature of individual certifying vote (secretary, or other officer)

Commented [KP12]: Print Name of certifying officer

Commented [KP13]: Verify title of officer

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO)

)

COUNTY OF)

I, Vladimir Vic Berniklau after being duly sworn, state:

1. My name is Vladimir Vic Berniklau and I reside in
Albuquerque, New Mexico.

2. I am a member of the governing body of the AES Technical [insert name of school] in
Albuquerque, 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 [insert name of 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.

[Signature] 10/14/2022
[Signature] Date

Vladimir V. Berniklau

[Print]

VERIFICATION

The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 14 day of OCT., 2022. [Notary Seal:]

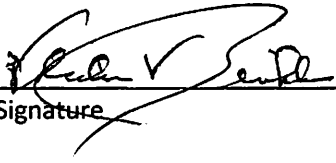
Mary M Berniklau
expires Nov. 3, 2022

NOTARY PUBLIC My commission



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.

Vladimir V. Berniklan
Printed Name


Signature

10/14/2022
Date

CERTIFICATE OF GOVERNING BODY VOTE

This document certifies that on October 12, 2022 at 5:37pm pm, a meeting of the Governing Body of ACES Charter School _____, a New Mexico public charter school, was held at _____ via ZOOM _____.
The meeting and all votes were conducted in compliance with the New Mexico Open Meetings Act.

Commented [KP1]: Insert date

Commented [KP2]: Insert time

Commented [KP3]: Either "a" for am or "p" for pm

Commented [KP4]: School name

Commented [KP5]: Location of board meeting

A quorum of the Governing Body's members being present and voting, it was voted x in favor and 0 opposed to _____ To elect Warren Wilhelm as Chair, Ruth Bouldes as Secretary and Vice-Chair, Vic Berniklau as Treasurer _____

Commented [KP6]: Insert number of board members voting in favor of the motion

Commented [KP7]: Insert number of board members voting in opposition to the motion

Commented [KP8]: Provide motion language here

The members voting in favor were:

all

Commented [KP9]: Identify board members in favor

The members voting in opposition were:

none

Commented [KP10]: Identify board members opposing

I, the undersigned, certify that this is a true copy.

Commented [KP11]: Signature of individual certifying vote (secretary, or other officer)

Commented [KP12]: Print Name of certifying officer

Secretary _____

Commented [KP13]: Verify title of officer

STATEMENT OF GOVERNING BODY TO CONSULT WITH PED

We, the undersigned, make up the governing body of the ^{ACES Tech Charter School} [insert name of school], located in Albuquerque, 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 [insert name of school]'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 [INSERT NAME OF SCHOOL] GIVE THE FOREGOING STATEMENT THIS ___ DAY OF ____, 2011.

1. Warren Wilhelm
[signature]

Warren Wilhelm
[print]

2. Vladimir "Vic" Bernikau
[signature]

Vladimir "Vic" Bernikau
[print]

3. Theresa A. Carson
[signature]

Theresa A. Carson
[print]

R. Bouldes
[Signature]

R. Bouldes
[print]

5. _____
[signature]

[print]

Attach additional pages if membership exceeds five.

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 [ACES Tech CHARTER SCHOOL], hereafter "The School", effective [1st] of [July], [2020]. 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:

NAME OF INDIVIDUAL RESIGNING:

☐ 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: 10/12/22

NAME OF INDIVIDUAL BEING DESIGNATED: Ruth Bouldes

HOME ADDRESS: 40CalleFinal,PlacitasNM87043

PHONE NUMBER: 505-710-5054

EMAIL ADDRESS: ruth.bouldes@scorevolunteer.org

NAME OF BOARD MEMBER BEING REPLACED: Leon Howard

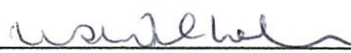
☐ REQUEST FOR EXTENSION:

☐ 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 [Dr. Warren Wilhelm] on [11/2/22], 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

11/2/22
Date

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

☐ Approved

☐ Denied

Chair, Public Education Commission

Date

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 [ACES Tech CHARTER SCHOOL], hereafter "The School", effective [1st] of [July], [2020]. 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:

NAME OF INDIVIDUAL RESIGNING:

☐ 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: 10/12/22

NAME OF INDIVIDUAL BEING DESIGNATED: Ruth Bouldes

HOME ADDRESS: 40CalleFinal,PlacitasNM87043

PHONE NUMBER: 505-710-5054

EMAIL ADDRESS: ruth.bouldes@scorevolunteer.org

NAME OF BOARD MEMBER BEING REPLACED: Leon Howard

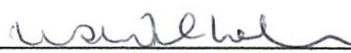
☐ REQUEST FOR EXTENSION:

☐ 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 [Dr. Warren Wilhelm] on [11/2/22], 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

11/2/22
Date

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

☐ Approved

☐ Denied

Chair, Public Education Commission

Date



Governing Board Meeting Agenda
Wednesday, October 12, 2022 @ 5:30pm

Due to the social distancing mandate, the Board will meet via the Zoom digital platform.
Please email jeron@acespublicschools.org to be invited to join.

- I. Call to Order**
 - A. Roll Call**
 - B. Adoption of the October 12, 2022 Governing Board Meeting Agenda**
 - C. Approval of July 2022 minutes and September 14, 2022 minutes.**
- II. Recognition of Students, Staff, and Community**
- III. Public Forum (2 minutes per speaker)**
- IV. New Board Member vote**
 - A. Mr. Vic Berniklau**
 - B. Ms. Miriam Ray**
- V. New Board Chair nomination and vote**
- VI. Board Officer nominations and votes**
- VII. Audit Committee appointments**
 - A. Composition:** each local school board shall appoint an audit committee that consists of two board members, one volunteer member who is a parent of a student attending that school district and one volunteer member who has experience in accounting or financial matters. The superintendent and the school district business manager shall serve as ex-officio members of the committee.
- VIII. Building Committee appointments**
- IX. Financials (J. Campbell and N. Rios)**
 - A. Budget Update**
 - B. BARS Approval vote – if needed**
- X. Principal's Report**
 - A. Operations Update**
 - B. Academics Update**
- XI. Board President Report and Discussion**
- XII. Announcement of Upcoming Board Meetings**
 - A. The next meeting will be held on Wednesday, November 9, 2022 at 5:30pm**
- XIII. Adjournment**

Notice: If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or listen to the



Governing Board Meeting Agenda
Wednesday, October 12, 2022 @ 5:30pm

Due to the social distancing mandate, the Board will meet via the Zoom digital platform.
Please email jeron@acespublicschools.org to be invited to join.

meeting, please contact Jeron Campbell at 505.506.1186 at least 48 hours prior to the meeting or as soon as possible.

ACES Tech does not discriminate on the basis of race, color, national origin, sex, disability or age in its programs and activities and provides equal access to the Boy Scouts and other designated youth groups. Dr. Jeron Campbell has been designated to handle inquiries regarding the non-discrimination policies.

Section 504 Coordinator is Jeron Campbell at 505.506.1186

Americans with Disabilities Act (ADA): (POLICY STATEMENT) The Americans with Disabilities Act (ADA) is a federal antidiscrimination statute that provides comprehensive civil rights protection for persons with disabilities. Among other things, this legislation requires that all students with disabilities be guaranteed a learning environment that provides for reasonable accommodations for their disabilities.

CERTIFICATE OF GOVERNING BODY VOTE

This document certifies that on October 12, 2022 at 5:37pm m., a meeting of the Governing Body of ACES Charter School , a New Mexico public charter school, was held at via ZOOM . The meeting and all votes were conducted in compliance with the New Mexico Open Meetings Act.

Commented [KP1]: Insert date

Commented [KP2]: Insert time

Commented [KP3]: Either "a" for am or "p" for pm

Commented [KP4]: School name

Commented [KP5]: Location of board meeting

A quorum of the Governing Body's members being present and voting, it was voted x in favor and 0 opposed to To elect Warren Wilhelm as Chair, Ruth Bouldes as Secretary and Vice-Chair, Vic Berniklau as Treasurer

Commented [KP6]: Insert number of board members voting in favor of the motion

Commented [KP7]: Insert number of board members voting in opposition to the motion

Commented [KP8]: Provide motion language here

The members voting in favor were:

all

Commented [KP9]: Identify board members in favor

The members voting in opposition were:

none

Commented [KP10]: Identify board members opposing

I, the undersigned, certify that this is a true copy.

Secretary [Signature]

Commented [KP11]: Signature of individual certifying vote (secretary, or other officer)

Commented [KP12]: Print Name of certifying officer

Commented [KP13]: Verify title of officer

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO)

COUNTY OF Sandoval)

I, Ruth Bouldes, after being duly sworn, state:

1. My name is Ruth Bouldes and I reside in Placitas, New Mexico.
2. I am a member of the governing body of the [ACES Charter School] in Albuquerque, 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 [insert name of 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.

Ruth Bouldes

[Signature]

11.7.22

Date

R. Bouldes

[Print]

VERIFICATION

The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 7th day of NOV, 2022.

[Notary Seal:]

[Signature]
NOTARY PUBLIC

My commission expires: 04/21, 2025.

STATE OF NEW MEXICO
NOTARY PUBLIC
Kumar Pandey
Commission No. 1117518
April 21, 2025

STATEMENT OF GOVERNING BODY TO CONSULT WITH PED

We, the undersigned, make up the governing body of the ^{ACES Tech Charter School} [insert name of school], located in Albuquerque, New Mexico.

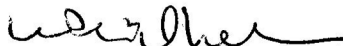
In accordance with 6.80.4.16 NMAC, we agree to consult with the New Mexico Public Education Department on any matter not covered by the manual of accounting and budgeting before taking any action related to funds held as a board of finance.

We make this statement as part of [insert name of school]'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.

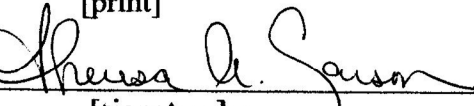
THE FOLLOWING MEMBERS OF THE [INSERT NAME OF SCHOOL] GIVE THE FOREGOING STATEMENT THIS ___ DAY OF ____, 2011.

1. 
[signature]

Warren Wilhelm
[print]

2. 
[signature]

Vladimir "Vic" Bernikau
[print]

3. 
[signature]

Theresa A. Carson
[print]


[Signature]

R. Bouldes

5. _____
[signature]

[print]

Attach additional pages if membership exceeds five.

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 [], hereafter "The School", effective [] of [], [].
The School was approved for a [] Charter Contract.

NUMBER OF MEMBERS REQUIRED UNDER YOUR SCHOOL'S BYLAWS:

NUMBER OF CURRENTLY SEATED GOVERNING BOARD MEMBERS:

☐ **RESIGNATION**

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

NAME OF INDIVIDUAL RESIGNING:

☐ **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:

NAME OF INDIVIDUAL BEING DESIGNATED:

HOME ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS:

NAME OF BOARD MEMBER BEING REPLACED:

☐ **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 []
on [], 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.

Jeron T. Campbell

Charter School Representative Signature

Date

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

☐ Approved

☐ Denied

Chair, Public Education Commission

Date

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO

COUNTY OF BERNALILLO

I, Warren Wilhelm, after being duly sworn, state:

1. My name is Warren Wilhelm and I reside in Albuquerque, New Mexico
2. I am a member of the governing body of the ACES Technical Charter School in Albuquerque, 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 ACES Technical Charter 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.

Warren Wilhelm
[Signature]

11/18/21
Date

Warren Wilhelm
[Print]

VERIFICATION

The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 18th day of November 20 21.

[Notary Seal:



My Commission Expires 08/30/2023

OFFICIAL SEAL
BRUCE ALAN UNDERWOOD
NOTARY PUBLIC - State of New Mexico

Bruce Alan Underwood
NOTARY PUBLIC

My commission expires: 08/30/2023, 20 23.

ACES Affidavit-of-Governing-Body-Member 2021

ASSURANCES

My name is Warren Wilhelm and I reside in Albuquerque NM. I am a member of the governing body for ACES Technical a charter school which is located at 4501 Montgomery Blvd. 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 22-8B-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.
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.

Warren Wilhelm
Printed Name

Warren Wilhelm
Signature

11/19/21
Date



Governing Board Meeting Minutes
Wednesday, October 13, 2021 @ 5:30pm

I. Call to Order: 5:36 pm

A. Roll Call

- ☒ Alex Horton
- ☒ Dr. Stephanie McIver
- ☒ Cassandra Sims
- ☒ Theresa A. Carson (5:46 pm)
- ☐ Leon Howard, Esq.

B. Adoption of the October 13, 2021 Governing Board Meeting Agenda

C. Approval of September 8, 2021 Minutes

II. Recognition of Students, Staff, and Community

N/A

III. Public Forum (2 minutes per speaker)

N/A

IV. New Board Member Introduction and Vote

Dr. Warren Wilhelm-

Warren is a retired, Albuquerque resident and a lifelong educator. He has an MBA from Howard Business School (Harvard) and a PhD in Business Organization. He is a former professor of two higher learning institutions: University of Colorado and Babson College in Boston. He worked fulltime for HP and Honeywell. He was also a fulltime management consultant, specifically growing leadership talent. Warren is the author of *Learning Architecture*. He previously served on the board for the Red Cross and YMCA. Via SCORE, the small business organization of the national government dedicated to providing business guidance and mentorship, Dr. Wilhelm already has a working relationship with Theresa A. Carson.

- ☒ Alex Horton- Yes
- ☒ Dr. Stephanie McIver- abstained
- ☒ Cassandra Sims- Yes
- ☒ Theresa A. Carson- Yes
- ☐ Leon Howard, Esq. – not present

Dr. Warren Wilhelm has been inducted as the newest member of the ACES Technical Charter School board.

V. Financials (J. Campbell and A. Wolfel)

A. Budget Update

All purchase orders were reviewed, as well as bank ledger activity.

B. BARS Approval vote

- 579-000-2122-0005-IB- Increase bar for food service
- 579-000-2122-0004-IB- Air Quality Grant
- 579-000-2122-0003-IB- Lease Reimbursement Reward

- ☒ Alex Horton- Aye
- ☒ Dr. Stephanie McIver- abstained
- ☒ Cassandra Sims- Aye
- ☒ Theresa A. Carson- Aye
- ☐ Leon Howard, Esq. – not present
- ☒ Dr. Warren Wilhelm- Aye

C. Accounts Payable Liability Report- September 30, 2021

- ☒ Alex Horton- Aye
- ☒ Dr. Stephanie McIver- abstained
- ☒ Cassandra Sims- Aye
- ☒ Theresa A. Carson- Aye
- ☐ Leon Howard, Esq. – not present
- ☒ Dr. Warren Wilhelm- Aye

VI. Principal's Report

A. School Update

- a. Current Enrollment- 66 (45%), 2020-2021- 45 (30%)
- b. Based on current Free and Reduced Lunch forms, Title I funding is anticipated.
- c. Religious affiliation signage was relocated per the rental agreement.
- d. There are no staffing shortages; however, there has currently been an uptick in teacher and student absences for medical issues or precautionary quarantines.
- e. Two students have been tested positive for COVID, but they remained off campus and were unable to return in person until the quarantine requirement had been met, as well negative test results.
- f. CANVAS has been extended to parent(s) and guardian(s) as a means to remain involved in students' educational progress.
- g. September 28, 2021- Dr. Campbell held a principal presentation, and all school members (staff and students) committed to 4 community agreements.
- h. Recent assessment results and Spring 2022 assessment information was provided to all guardians and students.
- i. Saturday study days have been, and continue to be held, for student tutoring and academic improvement.
- j. There has been some minor bathroom vandalism, which has been addressed, repaired, and redirected. There have been no student altercations nor violence.
- k. NM Elevate has been updated for 2021-2022 evaluation requirements.
- l. ACES has received \$150,000 from Capital Outlay, and Dr. Campbell has submitted all quotes to NMPed for preapproval. All quotes are currently in process.

VII. Board President Report and Discussion

N/A

VIII. Consideration for Approval of the ACES Tech Board to Convene in Closed Session Pursuant to the Open Meetings Act NMSA (10-15-1 (H) (2)) to discuss limited personnel matters (Discussion/Action)

Moved into closed session at 6:51 pm.

- ☒ Alex Horton- Aye
- ☒ Dr. Stephanie McIver- abstained
- ☒ Cassandra Sims- Aye
- ☒ Theresa A. Carson- Aye
- ☐ Leon Howard, Esq. – not present
- ☒ Dr. Warren Wilhelm- Aye

Reconvene in Open Session – 7:59 pm

Pursuant to the Open Meetings Act NMSA (10-15-1 (H) (2)), the board certifies that the only items discussed were limited personnel matters.

- ☐ Alex Horton- disconnected
- ☐ Dr. Stephanie McIver- emergency leave
- ☒ Cassandra Sims- Aye
- ☒ Theresa A. Carson- Aye
- ☐ Leon Howard, Esq. – not present
- ☒ Dr. Warren Wilhelm- Aye

X. Announcement of Upcoming Board Meetings

A. The next meeting will be held on Wednesday, November 10, 2021 at 5:30pm

XI. Adjournment – 8:00 pm

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 [ACES Tech CHARTER SCHOOL], hereafter "The School", effective [1st] of [July], [2020]. 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: 6/20/22

NAME OF INDIVIDUAL RESIGNING: Dr. Stephanie McIver

☐ 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:

NAME OF INDIVIDUAL BEING DESIGNATED:

HOME ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS:

NAME OF BOARD MEMBER BEING REPLACED:

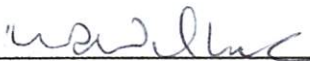
☐ REQUEST FOR EXTENSION:

☐ 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 [Dr. Warren Wilhelm] on [11/2/22], 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

11/2/22

Date

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

☐ Approved ☐ Denied

Chair, Public Education Commission

Date

Letter of Resignation**DrS Mclver <drsmciver@msn.com>**

Sun 3/27/2022 11:26 AM

To: Jeron Campbell <jeron@acespublicschools.org>; Leon Howard <lhowardiii@gmail.com>; Theresa Carson <tacarson@aagacc.org>; warren wilhelmconsulting.com <warren@wilhelmconsulting.com>; ahorton@ideconomic.com <ahorton@ideconomic.com>

Cc: Dan Hill <dan.hill@inaccord.pro>

Dear Dr. Campbell and Board Colleagues,

I am writing to indicate my intent to resign the Governing Board at ACES Technical Charter Academy effective April 29. This decision following the past few months of increasing difficulty fulfilling this very important role, especially as my responsibilities at UNM intensify and I have had to contend with some health issues. On April 1 I will assume the position of Interim Executive Director at Student Health and Counseling, having oversight of the entire comprehensive clinic, pandemic eroded staff and budget. This decision also follows my release of other competing responsibilities including as President of the NM Black Mental Health Coalition and clinical supervision roles in the community. This will enable me to focus on my position at UNM and my health.

I recognize that this is a challenging time for our Board. We have some important tasks to complete before the end of the year; the annual review of the school lead, the approval of new Board members, and preparation for the end of term. I will be present at the Board meeting on April 13 and commit to attending to these tasks before the end of April.

Your understanding and support of this choice is greatly appreciated. I would do a disservice to the Board to stay on with my inadequate attention. I hope to discuss this further with Dr. Campbell this week and with you at our next Board meeting.

With appreciation,

DrSMclver

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 [ACES Tech CHARTER SCHOOL], hereafter "The School", effective [1st] of [July], [2020].
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: 11/2/22

NAME OF INDIVIDUAL RESIGNING: Leon Howard

☐ 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:

NAME OF INDIVIDUAL BEING DESIGNATED:

HOME ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS:

NAME OF BOARD MEMBER BEING REPLACED:

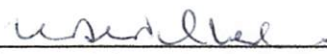
☐ REQUEST FOR EXTENSION:

☐ 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 [Dr. Warren Wilhelm] on [11/2/22], 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

11/2/22

Date

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

☐ Approved

☐ Denied

Chair, Public Education Commission

Date

From: warren wilhelmconsulting.com
Sent: Wednesday, November 2, 2022 3:52 PM
To: warren wilhelmconsulting.com
Subject: FW: Resignation

From: Leon Howard <lfhowardiii@gmail.com>
Sent: Wednesday, November 2, 2022 12:39 PM
To: Jeron Campbell <jeron@acespublicschools.org>
Cc: nybia28@gmail.com; vberniklau@comcast.net; DrS McIver <drsmciver@msn.com>; Theresa Carson <tacarson@aagacc.org>; ahorton@ideconomic.com; warren wilhelmconsulting.com <warren@wilhelmconsulting.com>; 68johnc.jaramillo@gmail.com; Rbouldes <rbouldes@aol.com>
Subject: Resignation

Hello ACES Board --

I know that I forecasted that I would be stepping down from the board several months ago, although I was never completely sure and couldn't bring myself to write this email. The reality is that my family and new work obligations have made it untenable for me to meet my obligations as a board member. At the same time, I still believe in the school's mission and did not want it to suffer due to being short of board members to move its functions forward. I am so happy to learn that we have secured more board members and I know the school is in good hands.

Please do not hesitate to reach out to me for any reason. My cell phone is: (505) 550-2331.

Best, Leon

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 [ACES Tech CHARTER SCHOOL], hereafter "The School", effective [1st] of [July], [2020]. 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: 10/27/22

NAME OF INDIVIDUAL RESIGNING: John Jaramillo

☐ 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:

NAME OF INDIVIDUAL BEING DESIGNATED:

HOME ADDRESS:

PHONE NUMBER:

EMAIL ADDRESS:

NAME OF BOARD MEMBER BEING REPLACED:


☐ 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 [Dr. Warren Wilhelm] on [11/2/22], 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

warren wilhelmconsulting.com

From: warren wilhelmconsulting.com
Sent: Wednesday, November 2, 2022 4:01 PM
To: warren wilhelmconsulting.com
Subject: FW: School Board bios

From: warren wilhelmconsulting.com <warren@wilhelmconsulting.com>
Sent: Wednesday, November 2, 2022 3:59 PM
To: warren wilhelmconsulting.com <warren@wilhelmconsulting.com>
Subject: FW: School Board bios

From: John Jaramillo <68johnc.jaramillo@gmail.com>
Sent: Thursday, October 27, 2022 12:29 PM
To: Jeron Campbell <jeron@acespublicschools.org>
Cc: nybia28@gmail.com; yberniklau@comcast.net; Theresa Carson <tacarson@aagacc.org>; ahorton@ideconomic.com; warren wilhelmconsulting.com <warren@wilhelmconsulting.com>; Rbouldes <rbouldes@aol.com>
Subject: Re: School Board bios

Good afternoon, Dr. Campbell and School Board Members,

After giving 2-weeks of serious consideration and weighing different scenarios, I have decided to resign my position as a School Board Member effective immediately. As I had expressed when I was first introduced to this team, my job is extremely time consuming is not a typically 9-5 job. I promised myself that if one more extra-curricular activity interfered with my work-life balance, that I would self-correct to restore this balance and the time is now.

I wish Aces Tech and this Board nothing but the best as my vested interest is the strong education that my daughter is receiving at this school. I am proud of the data Dr. Campbell has shared with each of us regarding standardized testing and I know the results will only move in an upward direction. I also wish to thank Dr. Campbell for bringing his vision to fruition with this school and his expectation of academic excellence. As a parent, I am only a phone call away as we plan to one day see my daughter as the first graduating class in 2027. I will continue to part-take in the Audit process as a parent and have already met with Vic and Warren regarding first steps needed to find a new campus. I will continue to support and provide consultation to ensure this process also comes to fruition.

With this said, I leave you with the following: Education is the most powerful weapon which you can use to change the world. -Nelson Mandela

World - Nelson Mandela

With this said, I leave you with the following: Education is the most powerful weapon which you can use to change the

support and provide consultation to ensure this process also comes to fruition.

parent and have already met with Vic and Warren regarding first steps needed to find a new campus. I will continue to
to one day see my daughter as the first graduating class in 2027. I will continue to participate in the Audit process as a
fruition with this school and his expectation of academic excellence. As a parent, I am only a phone call away as we plan
and I know the results will only move in an upward direction. I also wish to thank Dr. Campbell for holding his vision to
receiving at this school. I am proud of the data Dr. Campbell has shared with each of us regarding standardized testing
I wish Aco's Tech and this Board nothing but the best as my vested interest is the strong education that my daughter is

interfered with my work-life balance, that I would self-correct to restore this balance and the time is now.
extremely time consuming is not a typically 9-5 job. I promised myself that if one more extra-curricular activity
School Board Member effective immediately. As I had expressed when I was first introduced to this team, my job is
After giving 3-weeks of serious consideration and weighing different scenarios, I have decided to resign my position as a

Good afternoon, Dr. Campbell and School Board Members,

Subject: Re: School Board bios
warren.willhelmconsulting.com <warren.willhelmconsulting.com>
Cc: Warren Campbell <warren.willhelmconsulting.com>, Theresa Carson <theresa.carson@warren.willhelmconsulting.com>
To: Warren Campbell <warren.willhelmconsulting.com>
Sent: Thursday, October 27, 2022 12:39 PM
From: John Istarillo <John.Istarillo@warren.willhelmconsulting.com>

Subject: FW: School Board bios
To: warren.willhelmconsulting.com <warren.willhelmconsulting.com>
Sent: Wednesday, November 2, 2022 3:59 PM
From: warren.willhelmconsulting.com <warren.willhelmconsulting.com>

Subject: FW: School Board bios
To:
Sent:
From: warren.willhelmconsulting.com

warren.willhelmconsulting.com