

BEFORE THE PUBLIC EDUCATION COMMISSION

STATE OF NEW MEXICO

TRANSCRIPT OF PROCEEDINGS  
OPEN PUBLIC MEETING

January 20, 2023

9:00 a.m.

Mabry Hall, Jerry Apodaca Education Building

300 Don Gaspar

Santa Fe, New Mexico

AND

Via Zoom Webinar

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

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1 APPEARANCES

2 COMMISSIONERS:

3 REBEKKA BURT, Chair/Vice Chair-Elect

4 MELISSA ARMJO, Secretary

5 TIMOTHY BECK, Member

6 ALAN BRAUER, Chair-Elect

7 STEVEN CARRILLO, Member

8 SHARON CLAHCHISCHILLIAGE, Member

9 PATRICIA GIPSON, Member

10 STEWART INGHAM, Member

11 K.T. MANIS, Member

12 MICHAEL TAYLOR, Member

13

14 PED STAFF:

15

16 CORINA CHAVEZ, Director

17 Charter School/Options for

18 Parents and Families Division

19

20 BRIGETTE RUSSELL, Deputy Director, Options for

21 Parents and Families

22 MISSY BROWN, Technical Assistance and Support and

23 Training Administrator

24 Charter School/Options for

25 Parents and Families Division

SHARYN PEREA, Liaison to PEC

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1 THE CHAIR: Good morning. It is

2 9:00 a.m., and I will call the meeting to order.

3 And if we can do roll call with Secretary Armijo.

4 COMMISSIONER ARMJO: Good morning.

5 Secretary Armijo is present.

6 Chair Burt.

7 THE CHAIR: Here.

8 COMMISSIONER ARMJO: Commissioner

9 Carrillo.

10 COMMISSIONER CARRILLO: Here.

11 COMMISSIONER ARMJO: Commissioner Ingham.

12 (No response audible via Zoom.)

13 COMMISSIONER ARMJO: Commissioner

14 Clahchischilliage.

15 UNIDENTIFIED SPEAKER: (Off mic.) She's

16 here. She's getting set up on her (inaudible).

17 COMMISSIONER ARMJO: All-righty.

18 Commissioner Gipson.

19 COMMISSIONER GIPSON: Here.

20 COMMISSIONER ARMJO: Commissioner Manis.

21 COMMISSIONER MANIS: Here.

22 COMMISSIONER ARMJO: Commissioner Beck.

23 COMMISSIONER BECK: Here.

24 COMMISSIONER ARMJO: Commissioner Taylor.

25 COMMISSIONER TAYLOR: Here.

6

1 COMMISSIONER ARMIJO: And Commissioner  
 2 Brauer.  
 3 He's here, too. He's also present.  
 4 THE CHAIR: So we do have ten present.  
 5 I'll make sure they say "Here" when they come back.  
 6 Thank you.  
 7 All right. And if we could do the Pledge  
 8 of Allegiance from -- led by Secretary Armijo, and  
 9 the Salute to the New Mexico Flag led by myself.  
 10 (Pledge of Allegiance and Salute to the  
 11 New Mexico Flag conducted.)  
 12 THE CHAIR: Thank you. And we do have  
 13 Commissioner Brauer present.  
 14 The next item is Approval of the Agenda.  
 15 And I will move to approve the agenda.  
 16 COMMISSIONER GIPSON: Second.  
 17 THE CHAIR: Thank you. There's a motion  
 18 and a second by Commissioner Gipson.  
 19 Any discussion?  
 20 (No response.)  
 21 THE CHAIR: All right. Seeing none, if we  
 22 could do roll call. Secretary Armijo.  
 23 COMMISSIONER ARMIJO: All-righty. Chair  
 24 Burt.  
 25 THE CHAIR: Yes.

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1 COMMISSIONER ARMIJO: Commissioner  
 2 Carrillo.  
 3 COMMISSIONER CARRILLO: Yes.  
 4 COMMISSIONER ARMIJO: Commissioner Ingham.  
 5 COMMISSIONER INGHAM: Yes.  
 6 COMMISSIONER ARMIJO: Commissioner Gipson.  
 7 COMMISSIONER GIPSON: Yes.  
 8 COMMISSIONER ARMIJO: Commissioner Manis.  
 9 COMMISSIONER MANIS: Yes.  
 10 COMMISSIONER ARMIJO: Commissioner Beck.  
 11 COMMISSIONER BECK: Yes.  
 12 COMMISSIONER ARMIJO: Commissioner Taylor.  
 13 COMMISSIONER TAYLOR: Yes.  
 14 COMMISSIONER ARMIJO: Commissioner Brauer.  
 15 COMMISSIONER BRAUER: Yes.  
 16 COMMISSIONER ARMIJO: And Secretary Armijo  
 17 votes yes. That passes, nine to zero.  
 18 THE CHAIR: Thank you. The next item is  
 19 Item 3, Open Forum.  
 20 Missy, I know we do have folks signed up  
 21 to speak. How many are there?  
 22 MS. MISSY BROWN: We have six people  
 23 signed up to speak.  
 24 THE CHAIR: Okay. So we'll go ahead and  
 25 do a three-minute time limit per speaker. So as

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1 folks come on, if you can limit your comments to no  
 2 more than three minutes.  
 3 And you will hear a chime at the end of  
 4 your time, so please wrap up your comments at that  
 5 time so I don't have to interrupt you.  
 6 Thank you.  
 7 MS. MISSY BROWN: Our first speaker will  
 8 be Melissa Salazar. I am -- Melissa, please state  
 9 your name and spell it for our court reporter, and  
 10 then I will start the timer.  
 11 We can't hear you, Melissa. I see that  
 12 you're unmuted.  
 13 FROM THE PUBLIC: Oh, I'm sorry. I had my  
 14 microphone muted. Can you hear me now?  
 15 MS. MISSY BROWN: Go ahead and spell your  
 16 name for the court reporter, and then I'll start the  
 17 timer.  
 18 FROM THE PUBLIC: My name is Melissa  
 19 Salazar. It's M-e-l-i-s-s-a S-a-l-a-z-a-r.  
 20 Thank you, Commissioners and Chair Burt,  
 21 for allowing me to speak today. I am speaking on  
 22 behalf of La Tierra Montessori School. Parent.  
 23 I read the documents that were posted on  
 24 the website and noticed you had a site visit to our  
 25 school. And what I read in the report was exactly

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1 what parents have been noticing at La Tierra. So as  
 2 a confirmation and a validation that our concerns  
 3 are -- are true and that we're still experiencing,  
 4 after several months, a serious lack of staffing at  
 5 La Tierra and a broken structural system within the  
 6 charter school governance of our school.  
 7 What I've learned: Even though I've been  
 8 an educator in New Mexico for many years, I didn't  
 9 know much about the governance of a charter school.  
 10 But what I've realized was happening, and I think  
 11 what you're seeing at La Tierra from my perspective  
 12 as a parent, is the fact that La Tierra has  
 13 absolutely no accountability, from its governing  
 14 council within its charter and of the charter system  
 15 that it has, for parents to have any say in what  
 16 goes on, to remove any governing council members  
 17 that we feel are doing things that are detrimental  
 18 to our students and the learning of the school.  
 19 And I think that's just a big gap. We  
 20 can't vote them out. We can't get onto council.  
 21 The council has absolute control over the school.  
 22 And I think that, as a PEC, I just encourage you as  
 23 you're moving forward with your Performance  
 24 Framework, that you look at charters of every  
 25 charter school in New Mexico with that lens, is how

<p style="text-align: right;">10</p> <p>1 are the governing councils accountable. And if bad 2 agents get on your governing council and parents 3 have no way of getting them off, I think that's a 4 huge problem.</p> <p>5 So I think what you're seeing is a 6 systemic issue. The symptoms that you saw in our 7 site visit are really a bigger problem of a systemic 8 issue that we're not being heard; we're not being 9 listened to. Teachers are being retaliated against. 10 They're afraid to teach; they're afraid to come to 11 school. The students are left hanging in the 12 balance of wondering what the heck is going on with 13 all the adults at the school.</p> <p>14 And I think that's really the saddest part 15 of all of this is how much the students have lost 16 their learning this year while the adults -- you 17 said last time. The adults need to figure out all 18 their problems. But at the problem of all that is 19 that the students wait every day for that to happen.</p> <p>20 We have not seen much change in our 21 governing council. We've asked to be voted into the 22 council, and we have not had any response to that. 23 They promised that we would have a committee to 24 prepare a response to the Letter of Breach. No 25 parents were reached out to.</p>	<p style="text-align: right;">12</p> <p>1 not able to support the school's getting in 2 compliance. As far as many of us are concerned, 3 we're way out of compliance, and, unfortunately, a 4 lot of parents aren't able to tune in because we're 5 so busy with work. I am fortunate in that I have my 6 own construction company and I can set my own 7 schedule a little bit.</p> <p>8 But we followed up with former 9 Commissioner Robbins. He had offered at the last 10 meeting to help mediate, and that offer was rejected 11 by the governing council, as they said he was 12 biased. And that's in the minutes, that he was 13 biased against the school.</p> <p>14 And we feel that the opposite is true, 15 that all of you Commissioners are very much in 16 support of the school.</p> <p>17 I was quite taken at the support for 18 La Tierra Montessori School and the way that the 19 Montessori aspect is important to our community. 20 And I'm not sure why the governing council has 21 assumed such a combative tone, even with you 22 Commissioners. And the response, it just seems like 23 there's no room to accept that there may be room for 24 improvements. 25 And when there is anything about</p>
<p style="text-align: right;">11</p> <p>1 So all of this is still stuck in this 2 place where kids lose learning every day. So I just 3 ask that you continue to put pressure on your 4 governing council at La Tierra to be accountable and 5 hold more open forums with parents and teachers that 6 are honest and ask for feedback and allow them to 7 help make decisions to move the school forward.</p> <p>8 Thank you very much for your time, and 9 that's all I had to say. Thank you.</p> <p>10 THE CHAIR: Thank you.</p> <p>11 MS. MISSY BROWN: Our next speaker is a 12 lovely man who's from Portugal, originally. I can't 13 pronounce his last name. Mateo.</p> <p>14 FROM THE PUBLIC: Yes, hi. Good morning, 15 Chair Burt.</p> <p>16 MS. MISSY BROWN: Remember to spell your 17 name for the court reporter, Mateo.</p> <p>18 FROM THE PUBLIC: Okay. Great. Thank 19 you.</p> <p>20 Mateo -- it's M-a-t-e-o -- Peixinho, 21 P-e-i-x-i-n-h-o.</p> <p>22 And Chairwoman Burt and Commissioners, 23 thank you for allowing us to speak this morning. 24 I am following up on what Melissa said. 25 We've been just so heartbroken that somehow we're</p>	<p style="text-align: right;">13</p> <p>1 improvements, it's always finger pointing back to 2 the years past.</p> <p>3 I was president of the PTA for some time. 4 My daughter, who's now 21, was one of the first 5 graduating classes of the school. And I've been 6 through working with a lot of different governing 7 councils. And never have I experienced this type of 8 combativeness and just name-calling and just -- it's 9 quite interesting.</p> <p>10 And even the way the charter is being 11 questioned and how it was voted on, in my opinion, 12 everything looked right, you know.</p> <p>13 Having been through several meetings, I 14 just don't understand why we can't get our school 15 back on track, get our kids back on track, and 16 support one another in this school community. So 17 it's quite heartbreaking.</p> <p>18 The meeting with former Commissioner 19 Robbins was excellent. It was somewhat cathartic 20 for many of us. And he, you know, helped us to look 21 at the issues from all sides.</p> <p>22 But the fact that we weren't even given 23 the Letter of Breach in any kind of timely fashion, 24 even though we were promised two weeks ago that it 25 was going to come and that we would have it, it's</p>

<p style="text-align: right;">14</p> <p>1 just so disheartening.</p> <p>2 My son is going to speak after me. He</p> <p>3 stayed home. We're doing the civics lesson. I</p> <p>4 mean, they only had a half day planned because of</p> <p>5 teacher development. So I'm going to let him go</p> <p>6 ahead and follow up.</p> <p>7 But we're here. We're very, you know,</p> <p>8 willing -- not sure of our ability, but we're</p> <p>9 willing to address any issues that we have seen from</p> <p>10 the response. So if you have any questions, I think</p> <p>11 a few of us will definitely stay on the meeting and</p> <p>12 be happy to chime in.</p> <p>13 I know your power is limited, but there</p> <p>14 must be --</p> <p>15 THE CHAIR: Mateo, your time is up.</p> <p>16 FROM THE PUBLIC: Okay. Thank you.</p> <p>17 THE CHAIR: So our next speaker is Mateo's</p> <p>18 son. Please remember to spell your first and last</p> <p>19 name.</p> <p>20 FROM THE PUBLIC: My name is spelled</p> <p>21 K-a-l-e-o P-e-i-x-i-n-h-o.</p> <p>22 I'm a student at La Tierra. And the</p> <p>23 school -- the school's adults are -- it's just not</p> <p>24 together. We have lunches outside on these picnic</p> <p>25 tables. And it just saddens me, because there's so</p>	<p style="text-align: right;">16</p> <p>1 confused instead of trying to -- trying to take the</p> <p>2 best out of school. They're just sitting there</p> <p>3 confused, and they don't know what's happening, why</p> <p>4 they don't have -- why their teachers just have to</p> <p>5 go sometimes.</p> <p>6 Like, there's a lot of issues. And most</p> <p>7 kids are very confused, and most parents don't have</p> <p>8 the time to deal with it.</p> <p>9 Thank you.</p> <p>10 THE CHAIR: Thank you.</p> <p>11 MS. MISSY BROWN: Our next speaker is</p> <p>12 Forrest Verde Dudek. Please spell your name for the</p> <p>13 court reporter.</p> <p>14 FROM THE PUBLIC: Good morning. Yes. My</p> <p>15 name is Forrest Verde Dudek. That's F-o-r-r-e-s-t</p> <p>16 V-e-r-d-e D-u-d-e-k.</p> <p>17 And thank you, Commissioners and</p> <p>18 Chair Burt, for allowing me to share some of my</p> <p>19 experience.</p> <p>20 I'm a former parent of children at</p> <p>21 La Tierra. It's been two months since my son was</p> <p>22 assaulted by a staff member at the school.</p> <p>23 And you'll see the governing council's</p> <p>24 response in the Corrective Action Plan, which that</p> <p>25 is almost entirely false. The Sheriff's</p>
<p style="text-align: right;">15</p> <p>1 many destroyed ones that are just kind of thrown</p> <p>2 out. And there's dogs around the school. And it's</p> <p>3 disheartening, because it's just not what the school</p> <p>4 could be. It's not functioning properly.</p> <p>5 And I think -- and when -- I was really</p> <p>6 upset about the school's whole situation with not</p> <p>7 having enough classes and things like that. But I</p> <p>8 went on a boycott for about two weeks, and I didn't</p> <p>9 get any calls from any of the people there. They</p> <p>10 didn't -- they didn't seem to be concerned about my</p> <p>11 boycott at all, the staff.</p> <p>12 And when I came back to school, it really</p> <p>13 felt like not much had changed at all, even after</p> <p>14 the PEC meeting. And that's been really rough to</p> <p>15 have to go to school, and it's made me not want to</p> <p>16 go to school at all, in contrast to last year, or</p> <p>17 even at the very beginning of this year, where</p> <p>18 things were a lot better, and I remember being</p> <p>19 excited to go to school.</p> <p>20 Now that's completely different. I don't</p> <p>21 want to go to school ever, and it's very difficult,</p> <p>22 because there's also a lot of younger students than</p> <p>23 me who are going through the same thing of not</p> <p>24 wanting to go to school. And they don't know as</p> <p>25 much of what's going on, so they have to just be</p>	<p style="text-align: right;">17</p> <p>1 investigation is still open. It's currently being</p> <p>2 looked at by the Deputy District Attorney here in</p> <p>3 Rio Arriba County.</p> <p>4 I have been ignored continuously. I've</p> <p>5 sent e-mails to the governing council, to the head</p> <p>6 learner, phone calls to the head learner, actual</p> <p>7 visits to the school where the doors are not</p> <p>8 answered. There's nobody opening the door.</p> <p>9 So we've been ignored as parents trying to</p> <p>10 get just policies and procedures. We've been left</p> <p>11 in the dark. I remember the -- the actual week that</p> <p>12 it happened in the beginning of November asking this</p> <p>13 head learner, like, "What's the policy and procedure</p> <p>14 for when a staff injures a student?"</p> <p>15 And she couldn't tell me the policies and</p> <p>16 procedures, and she said she didn't know.</p> <p>17 So I've been asking ever since then to</p> <p>18 have that please provided to me. The governing</p> <p>19 council has given me the runaround. They've</p> <p>20 silenced me in meetings.</p> <p>21 My students -- my children -- were</p> <p>22 disenrolled without my notice by the school. But</p> <p>23 thankfully, they're now in another school, and they</p> <p>24 seem to be thriving in a way that they weren't</p> <p>25 thriving at La Tierra, and they feel like they're</p>

18	<p>1 safe in a way that they are not safe at La Tierra, 2 because that staff member who assaulted my son is 3 still on campus during this open investigation. 4 And there seems to be a lack of 5 accountability for this head learner within the 6 governing council and the oversight of the governing 7 council. And to me, it feels like there's a 8 cover-up that's taking place, because there is no 9 response. I've been ignored and left in the dark. 10 There's been empty promises from this 11 governing council president, Mr. Isaac Casados, who 12 promised us the Letter of Breach during one of the 13 governing council meetings. 14 And you can see the minutes of that 15 promise. It was never provided to us. We had to go 16 through other means to get it. 17 I actually applied to be on the governing 18 council in the beginning of November, and I still 19 have not been voted on in that position. 20 It came to my attention that the rules are 21 being changed without any official procedure for 22 members to be joining the governing council. 23 And I'm just -- I want to say -- I know I 24 heard that chime. 25 But my daughter, who's ten years old, was</p>	20	<p>1 school because we believe in La Tierra, and we 2 believe that this is an education that they should 3 be receiving if it were a proper Montessori. 4 However, due to numerous things, even -- 5 especially with special ed, we have one student that 6 has been supposed to receive four hours of 7 out-of-class time a week, and we're just finding out 8 that these services have only been implemented 9 within the past month. 10 I'm worried that if the school uses the 11 makeup time, the (incomprehensible) time, he'll miss 12 out on the socialization provided that he 13 desperately needs. 14 I'm very concerned about the school and 15 the lack of outreach from the governing council to 16 address the parents' needs. 17 And I don't know what else to say. But 18 our children in the school are hurting. The school 19 is hurting, and the community of the school is still 20 hurting. And finding that we have no recourse with 21 the governing council, there's no way to ensure 22 recall of the governing council. And it's 23 self-sustaining that our voices will continue to be 24 unheard by the governing council and the school, and 25 the students' education will continue to suffer.</p>
19	<p>1 going to play Dorothy in the school play. And she 2 was really looking forward to that and putting a lot 3 of time and energy into that play. 4 And now she had to move schools. The 5 play's been canceled. The school is in shambles. 6 And this president of the governing council is 7 obstructing positive change within the school. 8 Thank you for your time, and I really hope 9 that this school doesn't close. But it's looking 10 like the governing council does not care about the 11 students or the teachers at that school. So thank 12 you for your time. 13 THE CHAIR: Thank you. 14 MS. MISSY BROWN: Our next speaker is 15 Benjamin Pearce. 16 FROM THE PUBLIC: Yes. My name is 17 Benjamin Pearce. B-e-n-j-a-m-i-n P-e-a-r-c-e. 18 And I'm a parent at La Tierra, and I am 19 very disheartened in the last couple of months at 20 the school since the last PEC meeting. 21 The governing council has changed its -- I 22 guess working on changing the bylaws for the 23 governing council without proper acknowledgment. 24 They refuse to follow their own bylaws at times. 25 Right now my children's -- we are still in</p>	21	<p>1 Thank you very much for your time, 2 honorable Commissioners, and that's pretty much all 3 I have to say. 4 THE CHAIR: Thank you. 5 MS. MISSY BROWN: Our final speaker is 6 Prairie Boulmier. 7 FROM THE PUBLIC: Hi. Can you hear me? 8 MS. MISSY BROWN: Yes, we can hear you. 9 FROM THE PUBLIC: Thank you. Yeah. My 10 name is Prairie Boulmier. P-r-a-i-r-i-e 11 B-o-u-l-m-i-e-r. 12 And thank you for giving me some time to 13 speak. Set my timer. 14 Yeah. I want to just echo a few points 15 that some other folks brought up. I think it's 16 really important, you know, that -- what Melissa was 17 pointing out about the inability, really, of 18 community members and parents to really be able to 19 affect the governing council of the school. 20 And I also know that there are some -- 21 that that's being looked at by the PEC. And maybe 22 there's some, you know, legislation that could be 23 crafted in the future to really help communities in 24 this kind of situation. So I wanted to agree with 25 that.</p>

22

1           And then just say, you know, at the last  
 2 meeting, what I heard was the PEC, you know, asking  
 3 the adults of the school to come together, you know,  
 4 to put down their weapons, stop blaming, and just  
 5 sit at the table and work things out and make a plan  
 6 and be specific.  
 7           And the group, you know, friends and  
 8 parents of La Tierra has taken a lot of steps,  
 9 including writing our own alternative response to  
 10 the PEC breach, which, you know, we had to piece  
 11 together using audio recordings and screen-shots.  
 12           And we, as a team, have really put a lot  
 13 of effort into that, while also understanding that  
 14 we would not have a chance to put forth our specific  
 15 proposals and solutions.  
 16           And what I want to talk about is the  
 17 governing council response in the Corrective Action  
 18 Plan to their Montessori -- to the breach in the  
 19 Montessori section of the letter.  
 20           Now, one of the things they say is that  
 21 nothing has changed in the Montessori environment.  
 22           Well, what has changed is that they don't  
 23 have an administrator who is familiar with  
 24 Montessori. What has changed is it's not a safe  
 25 learning environment. What has changed is there's

23

1           not support going forward from people with  
 2 knowledge.  
 3           And, you know, Montessori admin- -- there  
 4 is a Montessori administrative course coming up  
 5 in -- starting in March. It's online. It's \$750.  
 6 And the head learner should be signed up for that.  
 7           There are also multiple other online  
 8 courses and short courses and seminars that the  
 9 school should be signing up and paying for right  
 10 now, today, rather than relying on the former head  
 11 learner as the sole source of Montessori without a  
 12 contract or any time to provide professional  
 13 development.  
 14           So, you know -- and I know my time is up.  
 15 But I just quickly want to say, the governing  
 16 council has said that they don't want to send  
 17 teachers for full Montessori training that have not  
 18 been there for three years. So it's not looking to  
 19 me like they have any plan today with any specifics  
 20 going forward on how to support Montessori in the  
 21 charter.  
 22           And I know I'm over time. Thank you for  
 23 allowing me to speak.  
 24           THE CHAIR: Thank you. Thank you, Missy.  
 25           All right. The next item is Item No. 4

24

1           and the Consent Agenda. And I will move to approve  
 2 the Consent Agenda.  
 3           COMMISSIONER GIPSON: Second.  
 4           THE CHAIR: Thank you. There's a motion  
 5 and a second by Commissioner Gipson. If we could  
 6 call roll.  
 7           COMMISSIONER ARMIJO: Commissioner  
 8 Carrillo.  
 9           COMMISSIONER CARRILLO: Just want to thank  
 10 all the people that spoke, too.  
 11           Yes.  
 12           COMMISSIONER ARMIJO: Commissioner Ingham.  
 13           COMMISSIONER INGHAM: Yes.  
 14           COMMISSIONER ARMIJO: Commissioner  
 15 Clahchischilliage.  
 16           COMMISSIONER CLAHCHISCHILLIAGE: Yes.  
 17           COMMISSIONER ARMIJO: Commissioner Gipson.  
 18           COMMISSIONER GIPSON: Yes.  
 19           COMMISSIONER ARMIJO: Commissioner Manis.  
 20           COMMISSIONER MANIS: Yes.  
 21           COMMISSIONER ARMIJO: Commissioner Beck.  
 22           COMMISSIONER BECK: Yes.  
 23           COMMISSIONER ARMIJO: Commissioner Taylor.  
 24           COMMISSIONER TAYLOR: Yes.  
 25           COMMISSIONER ARMIJO: Commissioner Brauer.

25

1           COMMISSIONER BRAUER: Yes.  
 2           COMMISSIONER ARMIJO: Secretary Armijo  
 3 votes yes.  
 4           And Chair Burt.  
 5           THE CHAIR: Yes.  
 6           COMMISSIONER ARMIJO: That passes, ten to  
 7 zero.  
 8           THE CHAIR: Thank you. That'll lead us to  
 9 Item 6, which is Introduction of New Head  
 10 Administrators.  
 11           Director Chavez.  
 12           DIRECTOR CORINA CHAVEZ: Thank you,  
 13 Chair Burt. Missy is going to promote the new head  
 14 administrator of Aldo Leopold Charter School in  
 15 Silver City, Dr. Smith.  
 16           DR. ANTHONY SMITH: Yeah. Can everyone --  
 17           THE CHAIR: Hello. Yeah, we can hear you.  
 18           DR. ANTHONY SMITH: Can people hear me  
 19 now?  
 20           DIRECTOR CORINA CHAVEZ: Yes, we can. And  
 21 we see that your camera maybe is being turned on  
 22 soon.  
 23           DR. ANTHONY SMITH: Yes, I -- it's  
 24 supposed to be. Yes, thank you. Yeah.  
 25           So I'm the interim director for

26

1 Aldo Leopold Public Charter School and super excited  
2 to be here after a 39-year career in Washington  
3 State ending with ten years as assistant  
4 superintendent and nine years as superintendent for  
5 the Riverview School District.

6 And I let people know that I'd be  
7 interested in out-of-state interim opportunities  
8 back in June, "But please don't call me till  
9 December." I took some time off after 39 years.

10 And then I am so happy to be here.  
11 Excellent school. The culture here is fantastic.  
12 And what we're working on right now is really in the  
13 areas of sustainability, capacities, systems,  
14 written procedures that are accountable, and then --  
15 and, of course, probably most importantly, funding  
16 issues.

17 But it's all under the umbrella of  
18 sustainability.

19 And then HYA, which is a search firm, and  
20 John Bash, will be leading the search for the  
21 permanent and ongoing director. And, actually, HYA  
22 did the search process for Riverview, ending a  
23 national search process when I was leaving  
24 Riverview. And so I'm -- I have a fantastic  
25 replacement there because of that process, because

28

1 Dr. Smith. And if you could just share with the  
2 Commissioners where you're going right after this,  
3 and that we are visiting your school. You have the  
4 date on the calendar already. Thank you for coming  
5 to the PEC meeting. I know that you reorganized  
6 your schedule to be here.

7 DR. ANTHONY SMITH: Yeah. And I'm sorry  
8 my video isn't showing. I have it set to be on, but  
9 it's for some reason not showing.

10 Yeah. Right after this, I'm going to the  
11 recycling center where our middle school students  
12 are actually split into two groups. One group is  
13 out doing a hike. And I'm going to go join the  
14 group at the recycling center, which, again, the  
15 topic of sustainability in everything we're doing  
16 here.

17 So I'm going to be with kids today and our  
18 teachers. And I'm a hands-on administrator. And  
19 maybe -- and I'm looking forward to the site visit.  
20 I think that is scheduled tentatively -- and I need  
21 to confirm it -- for the 8th. I'm just looking at  
22 my whiteboard.

23 And, yeah, just super excited to be here  
24 and looking forward to the site visit and find out,  
25 you know -- getting a report on what we're doing

27

1 we hired someone out of state to be the next great  
2 superintendent in Riverview.

3 And so it's nice that I can be on both  
4 ends. I can be feeding in information for the  
5 search process, and then, at the same time, be  
6 improving things here.

7 And a lot of the things here are really  
8 going great. So it's just a joy to have a fabulous  
9 culture that's accomplishing things, and now on the  
10 sustainability area, and, like I said, including  
11 fiscal, that that's what I'm working really hard on  
12 through legislature, the college president here at  
13 Western New Mexico University -- excuse me --  
14 Western New Mexico, if I didn't say New Mexico.

15 And just excited to be here. I'm just  
16 starting my -- really, my third week. But a lot has  
17 happened already. And thank you for -- the  
18 associations and public education system here have  
19 been very responsive with my calls as I'm putting in  
20 consistent processes that can be accountable for the  
21 future here. And I appreciate your role within  
22 that.

23 And if you have any questions for me, I  
24 can certainly answer them.

25 DIRECTOR CORINA CHAVEZ: Thank you,

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1 well and where we need to improve.

2 And I'm doing the same kind of work -- I  
3 am about three quarters through my staff and the  
4 governing council on one-on-ones, and they're giving  
5 me great information. And I'm also -- I'm a big  
6 believer in student voice, so next is students and  
7 families. Thank you.

8 DIRECTOR CORINA CHAVEZ: Thank you so much  
9 for joining us, and enjoy the rest of your day.

10 THE CHAIR: Don't go yet. We have  
11 questions from Commissioners.

12 DIRECTOR CORINA CHAVEZ: Oh.

13 DR. ANTHONY SMITH: Thank you.

14 THE CHAIR: All right, Dr. Smith.

15 Commissioner Carrillo.

16 COMMISSIONER CARRILLO: Dr. Smith, I just  
17 want to welcome you to your role. I think it's  
18 super exciting. So while you were talking, I  
19 brought up your website, because I don't know much  
20 about your school. I'm here in the north, and, you  
21 know, I'll know more about what is -- at the renewal  
22 time and things like that.

23 But the picture on the -- if you guys were  
24 to bring up Aldo Leopold school, they're all  
25 backpacking. And it's just -- and then the phrase,



30

1 "Think outside the desk." Man, you gotta love that.  
 2 And the fact that people are going hiking  
 3 right now and just -- you know, getting out of the  
 4 normal environment and learning from everything  
 5 around you, which is the normal environment.  
 6 So just thank you very much for your  
 7 dedication to your kids and the kids in our state.  
 8 Appreciate it very much. Enjoy your time.  
 9 DR. ANTHONY SMITH: Oh, thank you so much.  
 10 I'm all in and really having a great time.  
 11 THE CHAIR: And we can see you now, too,  
 12 Dr. Smith.  
 13 DR. ANTHONY SMITH: Yeah, it's my fault.  
 14 I just got a new computer, an HP. And the camera  
 15 actually pulls up. It's not just automatic. So  
 16 there you go.  
 17 THE CHAIR: Awesome. All right.  
 18 Next is Commissioner Ingham.  
 19 COMMISSIONER INGHAM: Hello, Dr. Smith.  
 20 I'm starting. I'm a new Commissioner. I'm going to  
 21 be your Commissioner. I just got elected in  
 22 District 6. So I'm very much looking forward to  
 23 come down and visit your school as soon as possible.  
 24 So we'll connect with you at that point. Just very  
 25 thankful to have you there and looking forward to a

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1 wonderful experience going down there.  
 2 MR. MICHAEL SMITH: Oh. Fantastic,  
 3 Stewart. And please reach out to me via e-mail, and  
 4 I'll give you all my contact information, including  
 5 my cell, where you could contact me 24/7/365. So  
 6 thank you.  
 7 COMMISSIONER INGHAM: Thank you very much.  
 8 THE CHAIR: All right. Thank you,  
 9 Dr. Smith. And welcome to New Mexico. Thanks for  
 10 coming down and serving our students here. It's  
 11 exciting to always have folks with a wealth of  
 12 knowledge and expertise from outside to come in and  
 13 offer that here. So welcome, and congratulations on  
 14 your new position.  
 15 DR. ANTHONY SMITH: Thanks for introducing  
 16 me. Much appreciated. Take care, you guys.  
 17 THE CHAIR: Thank you.  
 18 All right. That will take us to item  
 19 No. 7 which is election of officers.  
 20 So the way that we'll do this is we'll  
 21 start with the chairperson, go to vice chair, then  
 22 secretary.  
 23 First, we'll take nominations. Then we'll  
 24 have anybody nominated speak. And then we'll allow  
 25 for discussion. And then we'll do a vote.

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1 At the top of your PEC memo, which I know  
 2 on Wednesday, I had the new Commissioners. I gave  
 3 you Mrs. Barnes' number. Hopefully, you really did  
 4 save that in your phone, because you're going to  
 5 need it. If you don't have her number saved, just  
 6 in case, it's at the top of the draft motions. You  
 7 can see Ms. Barnes' number there.  
 8 So after discussion, we'll take a vote,  
 9 and you will text your vote to Ms. Barnes.  
 10 Oh. And put your name, too, just in case  
 11 she doesn't have your number saved in her phone yet.  
 12 So your name, and then the name of the Commissioner  
 13 that you are voting for for that position.  
 14 All right. Sound good?  
 15 Okay. All right. So starting with the  
 16 chairperson. We will first open for nominations.  
 17 And I'm going to start by -- I'm going to  
 18 nominate Commissioner Brauer for chair. And you  
 19 have to accept or reject the nomination.  
 20 COMMISSIONER BRAUER: Madam Chair -- or  
 21 Madam Chair Burt -- sorry -- I accept the  
 22 nomination.  
 23 THE CHAIR: Thank you.  
 24 Commissioner Manis.  
 25 COMMISSIONER MANIS: The only thing I was

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1 going to ask was if Julia could text me because I  
 2 don't have her number saved.  
 3 MS. JULIA BARNES: My number? -- okay.  
 4 THE CHAIR: Look at the -- in your Google  
 5 Drive on the PEC motions. It's right at the very  
 6 top of that.  
 7 COMMISSIONER CARRILLO: I have a question.  
 8 THE CHAIR: Commissioner Carrillo.  
 9 COMMISSIONER CARRILLO: My question is  
 10 does the nomination need a second?  
 11 THE CHAIR: No.  
 12 All right. Thank you, Commissioner.  
 13 Okay. Any other nomination for chair?  
 14 All right. I'm still going to ask, then,  
 15 that Commissioner Brauer, if you would like to have  
 16 any comment to start us off, and then we still will  
 17 need to submit our votes to Ms. Barnes.  
 18 COMMISSIONER BRAUER: Madam Chair, members  
 19 of the Commission, I feel deeply honored and humbled  
 20 to be nominated for the chair. It feels like coming  
 21 home a little bit over the last couple of days to  
 22 sit beside dear friends like Commissioner Gipson  
 23 that I've known for years and many of the CSD team.  
 24 And I -- yeah, I just feel really humbled  
 25 to be part of this awesome group of people. I have

<p style="text-align: right;">34</p> <p>1 some experience both as -- I've sat in all parts of 2 this room, both physically and spiritually, over the 3 last -- I don't know -- almost ten years now, 4 working with charter schools as well as being on 5 the -- on the -- on the charter school team here. 6 And I -- yeah, I'm just -- I'm excited to 7 contribute to this group and continue to learn and 8 grow with you all and make sure that our students 9 and our communities really receive the very best 10 that they deserve, for sure. Thank you. 11 THE CHAIR: Thank you. Any discussion? 12 All right. I'll just say I'm happy to -- 13 okay. Commissioner Carrillo. No. You can go 14 first. Commissioner Carrillo. 15 COMMISSIONER CARRILLO: Okay. I'm looking 16 forward to your running tight meetings. And, yeah, 17 it's just -- you know, it's -- everything's gotten 18 just really running like a really well-oiled 19 machine, and -- and I'm looking forward to your 20 continuing that. And with your experience, I can 21 see that that would be almost effortless for you. 22 So thank you. 23 THE CHAIR: Thank you. And I'll say I'm 24 very supportive of Commissioner Brauer becoming 25 chair. As I've said from the beginning, I think</p>	<p style="text-align: right;">36</p> <p>1 But I appreciate every aspect of Alan's 2 thought processes when he's making a decision. So I 3 have full faith and confidence in where he can take 4 this Commission. 5 THE CHAIR: Commissioner Beck? 6 COMMISSIONER BECK: Yeah. I thought this 7 would be an apt time to say, in the last two days, I 8 have been, as a newbie, incredibly amazed and 9 impressed at the amount of work that's been done 10 over the past two years, not only the Performance 11 Framework that you guys have done with Attorney 12 Barnes, which has been incredible, but the rules and 13 responsibilities, the IT in, actually, Mabry Hall 14 that we discussed yesterday, while doing all the 15 work that you do in terms of all the charter 16 schools. 17 It's -- I can't believe -- you know, 18 especially when Commissioner Gipson said when she 19 started, you hardly had any work sessions, I just 20 was amazed over the last two days. 21 And, Commissioner Burt -- or Chairperson 22 Burt -- obviously, you've done an awesome job at 23 what you've done. And I know that we'll be in 24 really good hands going forward. And I definitely 25 think he's going to be great. So I just wanted to</p>
<p style="text-align: right;">35</p> <p>1 it's important that there's people who want to step 2 into leadership roles. I'm happy to support 3 Commissioner Brauer in this. 4 I know there's some loose ends to help tie 5 up, and I'll help to support in that in any way. 6 But I have full confidence Commissioner Brauer is 7 going to do a great job as chair this year. 8 COMMISSIONER GIPSON: Can I just -- 9 THE CHAIR: Yeah. Commissioner Gipson. 10 COMMISSIONER GIPSON: Alan and I go back 11 too many years, I think, you know, from his 12 applications and working with NACA, and now through 13 sitting in Corina's chair for a while. And I can't 14 think of anyone else that could best fill these 15 shoes. 16 And we're in a good place with the 17 Commission; we really are. And Alan has gone 18 through the ugly with the -- with the Commission on 19 both sides. And I know he can have those tough 20 conversations, which is really important, too, you 21 know. You're supportive, but you have to be able to 22 stand the line as well. And I know Alan can do that 23 very well; although, sometimes he does channel his 24 elementary school background. Sometimes. And it's 25 like, oh, no, don't be so nice.</p>	<p style="text-align: right;">37</p> <p>1 put that out there. 2 THE CHAIR: All right. Seeing no other, 3 it's time to vote. So make sure if you didn't 4 already, just go ahead and send your text message 5 right now. 6 (Votes received and recorded.) 7 MS. JULIA BARNES: Commissioner Burt, by a 8 vote of ten to zero, Commissioner Brauer is your new 9 chair. 10 THE CHAIR: Thank you. 11 (Applause.) 12 THE CHAIR: All right. The next will be 13 nominations for vice chair. 14 Commissioner Carrillo. 15 COMMISSIONER CARRILLO: I would like to 16 nominate you, Rebekka Burt, as vice chair. I think 17 you've done an excellent job as chair in the last 18 year. I know it's incredibly time-consuming. And 19 so I'm, Commissioner Brauer, happy that you're 20 taking on that role, and just really would like to 21 see you continue on EC because you're really 22 effective. 23 THE CHAIR: I accept. 24 Any other nominations for vice chair? 25 (No response.)</p>

38	<p>1 THE CHAIR: All right. Seeing none, I'm 2 going to ask Chair-Elect Brauer if you can just go 3 over -- I'll need you to go through this process 4 since now I'm in it. So if you can lead this 5 section. 6 COMMISSIONER BRAUER: Okay. Got you. 7 Thank you, Chair Burt. 8 So right now, we need to go ahead and text 9 Julia, right, your -- you know, your vote for or 10 against our nominations. 11 Sorry. I guess I've got all the nerves 12 right now, I guess. Madam Chair, take your 13 opportunity to share a little bit about your 14 thoughts as well. 15 THE CHAIR: Okay. Thanks. I'll say thank 16 you to Commissioner Carrillo for those kind words. 17 And I have been so grateful to have been the chair 18 the last year. I know the teeniest tiniest bit of 19 what Commissioner Gipson has done now throughout the 20 years and so grateful -- when I think about the 21 amount of work she did every time she was chair, 22 it's a lot. 23 So I did a lot of learning this year. It 24 was a lot of work. I think we've done a -- like 25 Commissioner Gipson said, I think we're in a great</p>	40	<p>1 THE CHAIR: Any other nominations for 2 secretary? 3 Commissioner Carrillo? 4 COMMISSIONER CARRILLO: This is where I 5 can make a comment also? 6 THE CHAIR: No, not yet. Nominations. 7 Okay. Seeing no other nominations, I'll 8 ask Secretary Armijo first to allow you an 9 opportunity to comment, and then we'll go to 10 discussion. 11 COMMISSIONER ARMIJO: Well, thank you so 12 much. As -- serving on the EC has been a really 13 incredible learning experience for me as well. 14 Learning from legends like Glenna Voigt was -- is 15 incredible, so I really appreciate that opportunity. 16 And then, you know, sharing that space with 17 Chair Burt and other people who have been in that 18 position, and just learning from everybody on the 19 Commission. 20 So, you know, the secretary role fits me 21 very well, I think, and I'm happy to continue in it. 22 So I appreciate the nomination, Commissioner Manis. 23 THE CHAIR: Now, discussion? Commissioner 24 Carrillo? 25 COMMISSIONER CARRILLO: Very happy that</p>
39	<p>1 position in the Commission right now. I feel really 2 good about the work moving forward. 3 I think there are some things that we have 4 left to do, and so I'm happy to continue serving on 5 EC supporting the chair and helping to wrap up those 6 things. 7 And I am only mildly regretting having had 8 the vice chair lead contract negotiations now, 9 but -- no, I'm happy to do that. It was my idea. 10 So I won't -- I'll take that on happily. 11 But, no, I'm very happy to, happy to 12 support, really work with, Chair-Elect Brauer. Very 13 happy to. 14 COMMISSIONER BRAUER: Thank you, 15 Madam Chair. Now you can go ahead, and if you 16 haven't already, send your votes over to Julia. 17 (Votes received and recorded.) 18 MS. JULIA BARNES: Madam Chair, by a vote 19 of ten to zero, you are vice chair. 20 THE CHAIR: The next one will be 21 nominations for secretary. Commissioner Manis. 22 COMMISSIONER MANIS: I would like to 23 nominate Secretary Armijo for the position of 24 secretary. 25 COMMISSIONER ARMIJO: I accept, thank you.</p>	41	<p>1 you've accepted the nomination. Well, I just think 2 the continuity is just super important. And to have 3 you and Chair Burt continue on the EC, and then also 4 with the experience that Chair-Elect Brauer brings 5 to the table, I would agree with Pattie that the 6 Commission is in a great -- great spot. So thank 7 you for your willingness to continue in that role. 8 THE CHAIR: Any other -- Commissioner 9 Brauer? 10 COMMISSIONER BRAUER: Madam Chair, 11 Commissioners, Commissioner Armijo, I know we've 12 worked a little bit together. But I always just 13 really appreciate your kind energy that you bring 14 into the space and your diligence of the work that 15 you've seen -- I've seen that in all the different 16 interactions I've had. And I've heard such great 17 things through the Commissioners and the CSD team, 18 and so I'm really excited to work with you as a 19 Commissioner, for sure. 20 THE CHAIR: All right. Yeah. And I'll 21 just say Secretary Armijo has been excellent, always 22 very thoughtful and very involved. And I've been 23 very -- very grateful to have served with her on EC 24 for this last year, and I'm very excited to 25 continue.</p>

42	<p>1 All right. Time for the vote.                  2 (Votes received and recorded.)                  3 MS. JULIA BARNES: Commissioner Armijo,                  4 you are the continuing secretary on a vote of ten to                  5 zero.                  6 (Applause.)                  7 THE CHAIR: All right. And that is it for                  8 Item No. 7, and we are on to Item No. 8, the Action                  9 on the Annual Open Meeting Act Resolution.                  10 Ms. Barnes.                  11 MS. JULIA BARNES: Thank you. This is                  12 Document 8 in your -- in your materials. This is a                  13 required resolution that you need to do every year.                  14 I would like to just call your attention                  15 down to paragraph 9. This is a section that we were                  16 talking about yesterday regarding the hybrid                  17 meetings.                  18 So I have added that intent to hold hybrid                  19 meetings. And I've put "consistent with the Open                  20 Meetings Act and public health guidance."                  21 Do we think that language is going to work                  22 for both?                  23 So it just - actually, just tells what you                  24 have to do in order to participate virtually. And                  25 we'll see if that public health guidance is removed.</p>	44	<p>1 THE CHAIR: Yes.                  2 COMMISSIONER ARMIJO: Commissioner                  3 Carrillo.                  4 COMMISSIONER CARRILLO: Yes.                  5 COMMISSIONER ARMIJO: Commissioner Ingham.                  6 COMMISSIONER INGHAM: Yes.                  7 COMMISSIONER ARMIJO: Commissioner                  8 Clahchischilliage.                  9 COMMISSIONER CLAHCHISCHILLIAGE: Yes.                  10 COMMISSIONER ARMIJO: Commissioner Gipson.                  11 COMMISSIONER GIPSON: Yes.                  12 COMMISSIONER ARMIJO: Commissioner Manis.                  13 COMMISSIONER MANIS: Yes.                  14 COMMISSIONER ARMIJO: Commissioner Beck.                  15 COMMISSIONER BECK: yes.                  16 COMMISSIONER ARMIJO: Commissioner Taylor.                  17 COMMISSIONER TAYLOR: Yes.                  18 COMMISSIONER ARMIJO: And Commissioner                  19 Brauer. Chair-Elect Brauer.                  20 COMMISSIONER BRAUER: Yes.                  21 COMMISSIONER ARMIJO: That passes, ten to                  22 zero.                  23 THE CHAIR: I realize sometimes I just                  24 move on to things without wrapping up. I just go                  25 straight back into business.</p>
43	<p>1 But then the Open Meetings Act will follow that. I                  2 think we can find ways to continue to do what we've                  3 been doing.                  4 And the Open Meetings Act is your                  5 participation, so we can always do hybrid for the                  6 public, so -- without any problem.                  7 So unless there are other questions on                  8 this, it's a standard document each year, but it is                  9 a little -- but that is a change from last year.                  10 THE CHAIR: All right. Any questions on                  11 this item, Commissioners?                  12 (No response.)                  13 THE CHAIR: Okay. So I move that the                  14 Public Education Commission adopt the Open Meeting                  15 Resolution set forth as Item 8 in the meeting                  16 materials for 2023.                  17 COMMISSIONER CARRILLO: Second.                  18 THE CHAIR: Thank you. There's a motion                  19 and a second. Any other discussion?                  20 (No response.)                  21 THE CHAIR: All right. Seeing none,                  22 Secretary Armijo, if you could call roll.                  23 COMMISSIONER ARMIJO: Commissioner Armijo                  24 votes yes.                  25 Chair Burt.</p>	45	<p>1 I just want to make sure that everyone                  2 understands, like, I'll continue chairing this                  3 meeting, and so his duties will start -- the second                  4 I -- we adjourn, Commissioner Brauer will become                  5 Chair Brauer.                  6 All right. That will bring us to Item                  7 No. 9, which is the Update, Review, Discussion and                  8 Possible Action on The GREAT Academy as the Result                  9 of the Special Audit.                  10 Ms. Barnes? Or should I go to Director                  11 Chavez?                  12 MS. JULIA BARNES: I know Director Chavez                  13 has uploaded the audit. I'm going to go over the                  14 history, basically, with the school. But I'm happy                  15 to have you go first.                  16 DIRECTOR CORINA CHAVEZ: Thank you. Thank                  17 you, Chair Burt, Julia.                  18 What I'll do is just orient the                  19 Commissioners to the documents that they have on the                  20 website, because there are three.                  21 The first is a very short overview that                  22 Julia will speak to.                  23 The second is -- which is 9.b., is the                  24 summary that was pulled together from CSD staff.                  25 It's not short because there is a lot of details.</p>

<p style="text-align: right;">46</p> <p>1 But we basically boiled down to seven and a half 2 pages what came out of the special audit. And you 3 have the actual special audit itself, which is 4 closer to 51 pages. So I hope that that helps. 5 This has been an ongoing look at -- at the 6 concerns, mostly, that involve The GREAT Academy's 7 foundation. And so with that, I will turn it back 8 over to -- to Attorney Julia Barnes. 9 THE CHAIR: Thank you. Ms. Barnes. 10 MS. JULIA BARNES: Thank you. And thanks 11 for all that work on the -- on kind of summarizing 12 the audit. 13 I'm going to start with my suggestion as 14 to what action might be appropriate, and then I'm 15 going to start with a little bit of the history of 16 the school. And I will note that the -- one of the 17 school members is here, as is their attorney, Sue 18 Fox. So they're here. 19 So what -- in October of 2021, this 20 Commission sent out a request to four entities to 21 look at the issues you had -- and the concerns that 22 you had. 23 You -- the -- you now have a response from 24 one of them, which is from the auditor. So you have 25 three outstanding letters. And my -- my</p>	<p style="text-align: right;">48</p> <p>1 where we just collect -- collect the documents 2 related to a school that are relevant to actions 3 that you've taken. And there is one on The GREAT 4 Academy. So -- and at this point, really, it's 5 many, many documents, and they're in individual 6 folders for the various individual actions that 7 happened. 8 So, essentially -- and in that folder is 9 kind of a history, and that is the link that you 10 have. 11 So first, The GREAT Academy is a State 12 charter, a school. It's in Albuquerque. In 2020, 13 December of 2020, at a renewal hearing, the PEC 14 voted to non-renew the charter renewal application 15 on a variety of grounds. But as Director Chavez 16 mentioned, a lot of the focus now is on fiscal 17 irregularities, primarily related to funds paid to 18 the foundation. 19 The Secretary, as we talked yesterday many 20 times, when there's a high-stakes decision taken, 21 it's appealed. This one was appealed as well. The 22 Secretary upheld the appeal, and then that was 23 appealed to District Court. All of that is allowed 24 under the Charter School Act. 25 February 15th of 2022, the court issued an</p>
<p style="text-align: right;">47</p> <p>1 understanding is that some of them may have been 2 waiting for this special audit. 3 So my thought is is that you could -- you 4 can direct the Chair to send out the letters again 5 with the special audit and ask for a response, and 6 that that might provide you with more information. 7 There are various entities that handle 8 various aspects: 9 So the Attorney General, for example, 10 handles nonprofits. 11 The PED, particularly the Licensing 12 Bureau, handles licensing issues and issues with 13 people that work in education. 14 And there are some -- there are some rules 15 that are relevant here, I think, as well. 16 And then the FBI has been involved in 17 other schools, and so the letter was sent to them in 18 the event that there was something that they wanted 19 to look at. 20 So you have not heard back from those 21 three. 22 So let me start a little bit at the 23 beginning; although I just want to kind of update 24 briefly the new members. 25 There is, in the Google Drive, a folder</p>	<p style="text-align: right;">49</p> <p>1 order overruling the Secretary's order. So that's 2 what typically happens; that's the process. You 3 take action. Then the Secretary upholds or denies. 4 That then becomes the Secretary's action. 5 So you get a little bit removed from it. 6 You are not one of the parties to District Court; 7 the Secretary is. 8 The Secretary -- the court and the 9 Secretary allowed there to be conditions placed in 10 the charter contract. And so we did a new contract 11 with the school. We negotiated with the school with 12 conditions. And several of the conditions addressed 13 issues of concern by this body. 14 In addition, charter school contracts are 15 for five years. Terms are typically for five years. 16 Actually, there was a request that this one be 17 shorter, and that was not -- the Secretary didn't 18 allow that to happen. But this body asked for that. 19 So it's a five-year term. 20 Typically, you don't go back to a previous 21 term. What's past is past, you either renew or not 22 based on that. But in this case, the parties 23 preserved the issues of concern, primarily because 24 those four letters were outstanding. 25 So you may -- and the school may take</p>

<p style="text-align: right;">50</p> <p>1 action or raise issues related to that past history, 2 I want to say. 3 But you only have one of four. So my 4 thinking is maybe see if someone else will respond 5 to you. 6 So the school is open. The school has 7 students now. The -- the Secretary -- I mean, the 8 court's order was not appealed by the Secretary. 9 So -- so The GREAT Academy is one of your schools 10 that you're monitoring right now. 11 The auditor found a couple of things. 12 And -- but -- and so for the new members, the 13 foundation was set up for the building at the school 14 and for other things. 15 The concern of the PEC is that there were 16 these prepayments of rent, like -- you know. And it 17 ended up being a million dollars. All of that, in 18 the PEC's view, removed the public sector oversight 19 of those funds and turned it into funds that were no 20 longer within the purview of the public sector, and 21 that we -- that your letters had concerns about 22 that. 23 And the Auditor has a first page of kind 24 of their initial findings. But also the State 25 Auditor also found that there is insufficient law</p>	<p style="text-align: right;">52</p> <p>1 about what happened in the past. But those feel 2 like the key things to me where we are right now. 3 If you request that others look at the 4 letter that you sent, I would suggest you attach the 5 entire documentation from not only the special 6 audit, but also the -- there's -- there was a press 7 release and some other things from the Auditor that 8 further explains what the Auditor was thinking. So 9 all of the information that came out in that packet, 10 I would suggest you send forward. 11 The last thing I will say is there -- the 12 letters that you sent out had a lot of information, 13 in fact, a whole Google Drive, and that they would 14 have reference to that as well. 15 THE CHAIR: All right. 16 So questions? Discussion, Commissioners? 17 Commissioner Taylor. 18 COMMISSIONER TAYLOR: So you indicated 19 that -- I mean, essentially, to date, there's 20 nothing that is outstanding as far as The GREAT 21 Academy hasn't done anything that is against the law 22 at this point, according to reports and so forth, 23 the audit report. They didn't do anything 24 incorrectly, according to the -- the audit. Am I 25 correct in that?</p>
<p style="text-align: right;">51</p> <p>1 regarding foundations to protect against this. 2 So the other opportunity to look at this 3 school, in addition to those letters that are 4 outstanding, is through the annual report process. 5 And the PEC had asked CSD not to finalize annual 6 reports until all of the information has been 7 released. 8 So you had a presentation yesterday about 9 the academic information. Schools have preliminary 10 information, but it hasn't been finalized. So CSD 11 is waiting on that. 12 However, CSD, when they finalize the 13 annual report for the school, will bring that 14 forward to you, and that is an opportunity to look 15 at what is happening at the school now and 16 potentially to see what you wanted to -- what action 17 you might -- or information or action that you might 18 want to take regarding the school on these past 19 issues. 20 So in -- as soon as CSD can, you will have 21 an opportunity, and the school will come forward to 22 talk about what's happening now. 23 There's a lot that's happened with this 24 school. And we could -- I think Director Chavez and 25 Dr. Russell and I and others could talk a lot more</p>	<p style="text-align: right;">53</p> <p>1 MS. JULIA BARNES: I'm going to say a 2 lawyer sentence here, which is the Auditor's report 3 stands for itself. So you're kind of asking me to 4 interpret that. 5 And I -- the -- and I think one thing to 6 look at right now is -- is the -- at the very first 7 of the audit -- is their overview. 8 Our letter -- I'll just say it this way: 9 Our letters that went out indicated a lot of laws we 10 thought were violated. So I'm going to tell you I 11 thought laws were violated. And that's actually 12 information that's gone out a long time ago, so 13 there's really nothing surprising about that 14 sentence. 15 I -- so, certainly, the audit found a lot 16 of irregularities and supported that. 17 They also went to the Legislature and said 18 there wasn't a lot of laws. 19 I still stand by the legal parts of that 20 letter that you sent out, that I think that there 21 were laws that were violated. 22 I want to reiterate, however, that in the 23 contracting process allowed by the court and the 24 Secretary, many things right now have been -- my 25 word -- cleaned up. A lot of the things that you</p>

<p style="text-align: right;">54</p> <p>1 were very concerned about are not happening anymore.  2 For example, there is documentation that  3 they will not do prepayments of rent anymore. So to  4 the extent that that was something that you all have  5 indicated there was a lot of alarm about -- and I  6 support you strongly in that -- that is not  7 happening today.  8 So the last thing to say is that the State  9 Auditor looked at what the State Auditor looks at.  10 The Attorney General -- there are laws  11 that the Attorney General can look at.  12 There are certainly laws and rules that  13 the PED can look at.  14 And the FBI has federal things that they  15 can look at.  16 I would like them to tell you. So I think  17 it's incomplete. I think that -- and I think that  18 the Auditor found that there's insufficient laws out  19 there. And then I think that they found things that  20 were, at minimum, highly irregular.  21 COMMISSIONER TAYLOR: So, yeah. I wanted  22 to acknowledge that there were certainly things that  23 were highly irregular. But according to just the  24 audit that we received, there was nothing that was  25 really necessarily actionable at this point,</p>	<p style="text-align: right;">56</p> <p>1 THE CHAIR: Commissioner Gipson.  2 COMMISSIONER GIPSON: And I agree. I  3 think at this point in time, we've got new  4 individuals in office. So we don't -- you know, we  5 can always hope that a response one way or the other  6 will come. So I think resubmitting those Letters of  7 Concern are worth it, you know. I think there is  8 value in that.  9 I agree at this point in time that many of  10 the concerns that existed in terms of the foundation  11 appear not to exist any longer. But I think if we  12 had information and action taken by one of those  13 other entities, that would either take care of the  14 issue through action that they took or would give us  15 additional information, so that we -- if we felt  16 necessary, we could stand by additional action.  17 THE CHAIR: Any other questions or  18 discussions?  19 And I do also want to say Dr. Russell has  20 studied this at length. So if there's any, like,  21 details that you have questions about, Dr. Russell  22 can help with that as well.  23 Commissioner Carrillo.  24 COMMISSIONER CARRILLO: Thank you,  25 Chair Burt.</p>
<p style="text-align: right;">55</p> <p>1 according to them.  2 I do think that we need to continue to  3 receive reports from the -- from the other entities  4 that we sent letters to. And I think that's really,  5 really important for us to get that information  6 back.  7 MS. JULIA BARNES: So, Commissioner, I'm  8 just going to -- because I think your question is  9 going to be one of many, I.c. is the audit itself.  10 And the page that I was referencing is the  11 summarized results on Page 5. And I would agree  12 with you that I'm not sure they found actual  13 violations, but they found many irregularities.  14 COMMISSIONER TAYLOR: Right. And I read  15 that.  16 MS. JULIA BARNES: Thank you. I'm sure  17 you did.  18 COMMISSIONER TAYLOR: I'm aware of that.  19 But I just -- The GREAT Academy, in my mind, has  20 been this ongoing issue that we've -- that we've  21 been troubled with, you know? And I would like us  22 to -- to be able to be in a position to either say,  23 like you said, "Let's -- we move on," or "Let's --  24 let's put us in a position where we -- where we can  25 really be constructive and take action if we can."</p>	<p style="text-align: right;">57</p> <p>1 So it sounds like -- it sounds like  2 there's not enough to revoke your charter today.  3 Which is actually something that I would want to do.  4 I do not have the confidence in this school, the  5 people running the school, or the foundation in  6 terms of their ability to do so.  7 Over these last two years, my impression  8 is that the school and different people involved in  9 the school are enriching themselves at taxpayer  10 expense. The students are the ones that are getting  11 ripped off in this, and that can also be seen in  12 terms of the performance of the school.  13 The -- this is -- this is so frustrating,  14 because I just feel like everyone's -- it's a  15 gray -- bless you -- and people are just kind of  16 soft-stepping around this whole thing.  17 And nobody wants to revoke a school, ever,  18 or a charter, ever. And it's the absolute positive  19 last thing that we want to do.  20 But I think over these last -- certainly  21 the two years that I've been on the Commission --  22 and also I remember the renewal process in December  23 before I came on the Commission, because I listened  24 very intently, as well as I listened very intently  25 to the court's decision, which came, like, months</p>

<p style="text-align: right;">58</p> <p>1 and months and months and months it took them to 2 act.</p> <p>3 And, basically, I believe that the school 4 got off on a technicality. And -- and it's just -- 5 it's -- I don't know. Is it DeSean Jackson, the 6 football player, who was hired by Cleveland and did 7 all these things?</p> <p>8 You keep -- it boggles the mind that the 9 behavior of the school and its administrators can be 10 such that it almost seems like never held to 11 account; right?</p> <p>12 We're worried about whether laws have been 13 broken. Where do ethics come into this; right?</p> <p>14 You look at the -- just the list of bullet 15 points from the audit about -- I mean, all these 16 things, whether it's only \$300 because you included 17 all the alcohol, or whether or not you included 18 different family members on travel, or different 19 things that happened, or -- you know, it -- it -- 20 you know, yeah, a law hasn't been broken, maybe.</p> <p>21 But -- and now -- but, ethically, this 22 school should not be allowed to exist, I believe. 23 And it is the poster child for the way not to do 24 things. And it's a poster child for us as whether 25 or not we're a body that can hold anybody</p>	<p style="text-align: right;">60</p> <p>1 THE CHAIR: All right. I'll just say I'm 2 going to support resending -- like, renewing those 3 letters and getting more information so we could 4 keep moving down and get done what we need to get 5 done on this.</p> <p>6 Commissioner Manis?</p> <p>7 COMMISSIONER MANIS: This is more of a 8 rhetorical question, not a specific one. But how 9 long are we going to kick the can down the road with 10 this school?</p> <p>11 THE CHAIR: Commissioner Carrillo.</p> <p>12 COMMISSIONER CARRILLO: I'm only, again, 13 saying this because you used that phrase, "getting 14 more information."</p> <p>15 To people that are from Northern 16 New Mexico and the County of Santa Fe, there was 17 someone who used to be on the -- the Planning 18 Commission. And instead of taking a stand, this 19 person always said, "You know something? I just 20 think I need more information."</p> <p>21 And that was always -- and sometimes there 22 were others that said, "Oh, yeah, we need more 23 information."</p> <p>24 And then all of a sudden, you know, 25 something that was so clear to everybody was now put</p>
<p style="text-align: right;">59</p> <p>1 accountable, ever, you know, because eventually 2 everyone just wants to sue us.</p> <p>3 Pockets are deep. They think they can 4 win. Then the appeal process is really long. Then 5 another year goes by where I believe an ineffective 6 school continues to operate.</p> <p>7 It's not just The GREAT Academy; there are 8 others within the 57 charter schools that we have. 9 And it's, like, when will anybody ever be held to 10 account?</p> <p>11 That's my real challenge here. And now 12 we're thinking, like, oh, we've got to wait for 13 these other two or three letters and see what they 14 think.</p> <p>15 No, we don't, you know. And I would -- 16 you know -- there's a phrase that I always use that 17 I can't use here. But I would bet that if we did, 18 say, take actions today to revoke, you know, at the 19 next meeting or however we would do it, man, you 20 just know that we're going to be served with a -- 21 whatever notice from District Court. I mean, it's 22 like a certainty.</p> <p>23 And it's really unfortunate that a body 24 such as ours is, I believe, becoming impotent. 25 There you have it, for now.</p>	<p style="text-align: right;">61</p> <p>1 off for another 30 to 60 days.</p> <p>2 When are we going to have enough 3 information? To me, you look at the Auditor's 4 report and the bullet points, and, I mean, I would 5 use -- I would use the phrase "systemic fraud 6 against taxpayers" and against, also, the parents in 7 the way this school has operated over these years.</p> <p>8 But we'll get more information. That's 9 cool.</p> <p>10 THE CHAIR: I'll just say the reason I say 11 this is because we're not the holders of being able 12 to take that legal action. So I would like the 13 people who are responsible for that to do that.</p> <p>14 I don't have -- I don't -- I cannot do 15 that. We cannot do that action. So, like -- you 16 know, I think there's -- we've had this 17 conversation. There are processes and there's 18 differentiation of responsibilities and roles. And 19 while it can be frustrating that we can't supersede 20 our authority and do what we want to do, how we want 21 to do it, I'm a firm believer in following the 22 process.</p> <p>23 So that's what I mean is I want the people 24 who can take action to take action. So that's what 25 I mean by, "We need more information from those</p>



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1 folks who can do it."  
 2 Commissioner Taylor. Then Commissioner  
 3 Manis.  
 4 COMMISSIONER TAYLOR: And, yeah, I think  
 5 that was -- I think that was my point as well. I  
 6 mean, I think -- I feel strongly that there's some  
 7 egregious things that have occurred in this school,  
 8 and I'm -- I'm really concerned about them.  
 9 But I also feel like if we take -- if we  
 10 make a decision, I sure want to be able to back it  
 11 up, and I sure want to be able to stand on something  
 12 that's going to hold, rather than, again, putting us  
 13 into a situation where, you know, there's more --  
 14 there's more stuff going on that delays the process.  
 15 So I -- I feel like we get the information  
 16 that we can from the other entities, like I said  
 17 earlier, and, hopefully, that will give us the  
 18 positions and the stand to make a firm decision that  
 19 we can stand on. So...  
 20 THE CHAIR: Commissioner Manis.  
 21 COMMISSIONER MANIS: My question is maybe  
 22 directed to Julia. But it's related to where can we  
 23 find the current contract between the PEC and The  
 24 GREAT Academy on --  
 25 (Off-mic response from unidentified

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1 speaker.)  
 2 COMMISSIONER MANIS: Okay. I didn't know  
 3 if it was in the GREAT Academy folder in the Google  
 4 Drive. So that's what I was --  
 5 THE CHAIR: Yeah. You probably can find  
 6 it in the Google Drive. But I know all of them are  
 7 posted on the PEC website, every contract for every  
 8 school.  
 9 COMMISSIONER MANIS: Got you. I was  
 10 curious the easy way to find it.  
 11 THE CHAIR: Easy access. So, publicly,  
 12 PEC website. But you should have one inside your  
 13 Google Drive as well.  
 14 Commissioner Ingham.  
 15 COMMISSIONER INGHAM: Yeah. I'm ignorant  
 16 to this process. But is there any -- so we have two  
 17 other entities that we're expecting a response from.  
 18 And do they have any impetus for responding? Or is  
 19 there any effort that we can use to get them to  
 20 respond in a timely manner?  
 21 Because it just seems like with other  
 22 governmental agencies, unless they have a  
 23 motivation, they don't respond, and they certainly  
 24 have a negative motivation to kick the can down the  
 25 road, as we say.

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1 THE CHAIR: Yeah. I mean, I know  
 2 Commissioner Gipson has had this experience many of  
 3 her years on the Commission of trying to get someone  
 4 else to do something so that the Commission can then  
 5 do something.  
 6 But the answer is no, we cannot force  
 7 anything. However, this is something that is being  
 8 looked at more publicly now, and by the Legislature  
 9 as well. So I think there could be some impetus to  
 10 maybe have those folks take a look at it more.  
 11 But, I mean, no, it could -- this is  
 12 something we could send out, and two years down the  
 13 road, they still haven't responded. Three years --  
 14 they never respond. I think Commissioner Gipson  
 15 said sometimes they've never responded.  
 16 So -- but we are still -- there's other  
 17 mechanisms moving forward when we get to -- we're  
 18 going to do everything we can in the interim, under  
 19 the umbrella of what we can do, in order to continue  
 20 the action without having to solely wait on other  
 21 people to do their things.  
 22 Commissioner Manis and Commissioner  
 23 Gipson.  
 24 COMMISSIONER MANIS: Commissioner Gipson  
 25 has her hand up.

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1 THE CHAIR: Yeah. Commissioner Gipson.  
 2 COMMISSIONER GIPSON: I'm going to say we  
 3 haven't gotten a response from the letter that's,  
 4 what, two years old at this point in time. So there  
 5 is -- and that's not without phone calls saying, you  
 6 know, "We sent this," you know. And there is no --  
 7 you know, there is -- there is no requirement that  
 8 we get a response, you know, plain and simple.  
 9 So it's -- it's very frustrating. And I  
 10 understand the notion of, you know, how long are we  
 11 going to wait? But at this moment in time, for us  
 12 to take any additional action, we don't have any  
 13 teeth to -- to stand by it. We don't. It is  
 14 incredibly frustrating at this point in time.  
 15 But I do believe in the Auditor's report  
 16 they've slightly disagreed with our assessment that  
 17 public monies are still public monies when it goes  
 18 to the foundation. And they disagreed with that.  
 19 So that was disappointing. That was the only piece  
 20 where, if they had said yes, we had teeth.  
 21 They took our teeth out of being able to  
 22 do anything, because I do agree there was egregious  
 23 actions using public monies at this point in time.  
 24 But it's on the foundation. And right  
 25 now, statutorily, we do not have any -- we don't

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1 have any powers over foundations. And that's --  
 2 and, you know, maybe that will change with the  
 3 Legislative Session. I don't know.  
 4 THE CHAIR: Commissioner Manis.  
 5 COMMISSIONER MANIS: This question is  
 6 directed to Julia about -- and I guess it relates to  
 7 Commissioner Gipson's point that we don't have any  
 8 teeth. There's nothing in the Auditor's report that  
 9 goes against -- or violates any portion of their  
 10 contract.  
 11 MS. JULIA BARNES: That's a similar  
 12 question to what Commissioner Taylor asked. I guess  
 13 I agree with Commissioner Carrillo that I think it  
 14 would be difficult to move forward right now, so --  
 15 in large part because I really want to hear what  
 16 those other three entities say.  
 17 I have concerns already listed in the  
 18 letter on licensure. And I have concerns already  
 19 listed about the AG who governs foundations.  
 20 So I think you haven't gotten all the  
 21 information that you need, and that's where I stand  
 22 right now.  
 23 COMMISSIONER MANIS: Well, the reason why  
 24 I ask is because I know that whenever we've talked  
 25 about, like, a breach of contract, we point to

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1 specific things in the contract. So I didn't know  
 2 if there is anything specifically based on the  
 3 current findings or current information that  
 4 you've -- you see -- because I know it's a 120-page  
 5 document, that -- anything in there that so far  
 6 is -- can be matched up with that.  
 7 MS. JULIA BARNES: You know, this part  
 8 goes backwards. And it goes to the -- a previous  
 9 history and lots of which have -- has been  
 10 negotiated to change.  
 11 So to go back on some old information, I'd  
 12 like to know what all the other entities say.  
 13 You know, the -- and I mentioned this.  
 14 The annual report is going to come  
 15 forward, and the school is going to have an ability,  
 16 and CSD is going to have an ability, to tell you  
 17 where they are right now.  
 18 We haven't seen that. And I'm hopeful  
 19 that things are going great at the school. And if  
 20 they're not, then you have all of the powers in the  
 21 contract available to you.  
 22 This is so odd. I can see Commissioner  
 23 Manis better when he's on the screen. He's right --  
 24 he has a big box in front of his face, so -- anyway,  
 25 trying to sit tall.

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1 So under the current contract, as soon as  
 2 all annual reports come out, you're going to look at  
 3 them for all of the schools and see that all of the  
 4 schools are on track. That isn't held up -- well,  
 5 that's held up for different reasons, but,  
 6 hopefully, that will be coming forward to you soon.  
 7 Anyway, my suggestion is to try to get  
 8 more information on the past issues, in large -- I  
 9 guess in large part because of the current contract,  
 10 which has closed so many of your areas of concern  
 11 that it -- for a while it was a present urgency for  
 12 this Commission. This is now more of a past issue  
 13 of concern.  
 14 COMMISSIONER MANIS: Thank you for  
 15 answering my questions.  
 16 THE CHAIR: Commissioner Brauer?  
 17 COMMISSIONER BRAUER: Chairwoman Burt,  
 18 Commissioners, I agree that we need more  
 19 information. And I know it's -- Commissioner  
 20 Carrillo, I understand and appreciate your  
 21 frustration and what you shared, and I'm in spirit  
 22 with you on a lot of what you mentioned, where we  
 23 should be able to take action and -- but I think  
 24 this is not going to be satisfying for you to hear.  
 25 But it takes a lot of time, and we've got to make

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1 sure that we're using our own funds in ways that are  
 2 not taking away from students as we get into the  
 3 different -- different battles.  
 4 I also just want to share -- I would be  
 5 remiss not to say this, too -- that, you know,  
 6 this -- these kinds of issues are the things that  
 7 put -- that cast a wide shadow over all charters in  
 8 our state. And this -- no matter -- I've spent at  
 9 least the last ten years taking up for charters and  
 10 saying that they are the same as district schools,  
 11 they're doing -- they have to follow the same  
 12 financial processes and protocols, they're entrusted  
 13 with the funds that we've -- that we as taxpayers  
 14 provide them and our families, their taxpayers  
 15 provide them to take care of their children.  
 16 And this is just really unfortunate that  
 17 this impacts all charters. Because the charters  
 18 that are doing all the things and following the  
 19 protocols in ways that are not necessarily raising  
 20 questions are never seen as, like, you know, the  
 21 shining examples of goodness. It's only these  
 22 examples that when there are questions about what's  
 23 happening, it impacts all of our charters.  
 24 And so I see that there is - the  
 25 discussion about The GREAT Academy, but also this

<p style="text-align: right;">70</p> <p>1 impacts all -- all the hundred schools in our state  2 that are charter schools and how, when we do get  3 into these conversations, we definitely need the  4 information so that we have a really good grounding,  5 because it's so much more than just -- than just one  6 school and one set of students; but it's really  7 about the -- the work and the movement that we've  8 been working on for decades now and making sure that  9 we're clearing up and clarifying with our  10 legislators, and also not -- also giving a lot of  11 fuel to fires that already are burning widely  12 towards charters that -- that are mostly  13 misconceptions about how business as usual is done.  14 And so I think those are the things that I  15 think about, where it becomes difficult to wait.  16 But also I think being -- I just think being just  17 thoughtful about how this all, like, connects to  18 everything that we do is something that I've just  19 been thinking a lot about with this one.  20 So I agree. We need more information.  21 And, hopefully, we'll be able to get that. It's  22 great to hear that a lot of things that are in the  23 contract now, there has been marked improvement or  24 things that have been righted. So that's  25 encouraging for me to hear as well.</p>	<p style="text-align: right;">72</p> <p>1 link to a folder that codifies months and months of  2 work that we have had with the -- with the school.  3 And so really we're talking about back over a year  4 ago when we placed the school on a financial  5 Corrective Action Plan and were able to note  6 improvements.  7 And I can walk through the specific  8 document with you. I know there's a lot in that  9 folder. But, historically, that's how it went down.  10 COMMISSIONER MANIS: Which folder is it?  11 I'm on the main folder now. Just so that I can  12 search and (inaudible).  13 DIRECTOR CORINA CHAVEZ: I will come  14 around and click on it for you. There's a lot of  15 documents in there.  16 THE CHAIR: In the Google Drive, if you're  17 on the meeting folder, if you look at 9.a. -- okay,  18 so you're in the whole thing. Yeah, yeah. Okay,  19 got it.  20 All right. All right. So I'm going to  21 move that the Chair of the Public Education  22 Commission send letters to the Attorney General,  23 Public Education Department Licensure Bureau, and  24 the Federal Bureau of Investigation requesting a  25 response to the PEC letter of October 20th, 2021,</p>
<p style="text-align: right;">71</p> <p>1 Thank you.  2 THE CHAIR: Commissioner Armijo?  3 COMMISSIONER ARMIJO: Yeah. And I would  4 add to that that, you know, we have a responsibility  5 to support CSD in their support of the school and  6 their students, because now there are students there  7 that we really need to make sure that they are  8 getting the education that they need, the support  9 that they need, and -- I mean, because they're --  10 they've been -- they see themselves in the news.  11 They see that there's things happening at the  12 levels, you know, that affect them, too.  13 But it's -- you know, they still need to  14 focus on school and their education. So, you know,  15 as much as we can, we just, you know, help to  16 support CSD in their oversight of the school itself.  17 THE CHAIR: Commissioner Manis.  18 COMMISSIONER MANIS: I don't know if  19 Director Chavez might be able to point me in the  20 direction of where I might find their improvements  21 or how they've improved or what they've improved  22 upon.  23 DIRECTOR CORINA CHAVEZ: Commissioner  24 Manis, earlier, and in a link off of the document  25 that is the smallest document in your Webpage, is a</p>	<p style="text-align: right;">73</p> <p>1 regarding The GREAT Academy, considering the special  2 audit and documentation received from the State  3 Auditor for that school.  4 COMMISSIONER GIPSON: Second.  5 THE CHAIR: Thank you. There's a motion  6 and a second.  7 Any debate from Commissioners on that  8 motion?  9 Commissioner Carrillo.  10 COMMISSIONER CARRILLO: I'm supporting the  11 motion reluctantly, because I have really kind of no  12 choice.  13 THE CHAIR: All right. Seeing no other  14 hands, Secretary Armijo, if you could call roll.  15 COMMISSIONER ARMIJO: Commissioner Ingham.  16 COMMISSIONER INGHAM: Yes.  17 COMMISSIONER ARMIJO: Commissioner  18 Clahchischilliage.  19 COMMISSIONER CLAHCHISCHILLIAGE: I  20 support, yes.  21 COMMISSIONER ARMIJO: Commissioner Gipson.  22 COMMISSIONER GIPSON: Yes.  23 COMMISSIONER ARMIJO: Commissioner Manis.  24 COMMISSIONER MANIS: Yes.  25 COMMISSIONER ARMIJO: Commissioner Beck.</p>

<p style="text-align: right;">74</p> <p>1 COMMISSIONER BECK: Yes.  2 COMMISSIONER ARMIJO: Commissioner Taylor.  3 COMMISSIONER TAYLOR: Yes.  4 COMMISSIONER ARMIJO: Commissioner Brauer.  5 COMMISSIONER BRAUER: Yes.  6 COMMISSIONER ARMIJO: Secretary Armijo  7 votes yes.  8 And Chair Burt.  9 THE CHAIR: Yes.  10 COMMISSIONER ARMIJO: And Commissioner  11 Carrillo.  12 COMMISSIONER CARRILLO: Yes.  13 COMMISSIONER ARMIJO: That passes, ten to  14 zero.  15 THE CHAIR: Thank you.  16 As we go on to Item No. 10, I'm thinking  17 that we might need to get people into the Zoom  18 rooms, is that right, for La Tierra? So I'm going  19 to do -- yeah, I'm going to do a ten-minute break  20 and allow for folks to transition to Item No. 10.  21 (Recess taken, 10:33 a.m. to 10:44 a.m.)  22 THE CHAIR: Thank you, everybody.  23 Okay. All right. Welcome, President  24 Casados. Thank you for joining us.  25 Is there anybody else -- I know because</p>	<p style="text-align: right;">76</p> <p>1 submitted in response to Chair Burt's letter to the  2 school, the Notice of Breach.  3 And then 10.b. is the La Tierra Montessori  4 site visit report.  5 The Charter Schools Division collaborated  6 with the Special Ed Division at the PED to conduct a  7 site visit to the school. And so this is a  8 description of the site visit.  9 And there's a third document that I need  10 to upload. But while I am preparing to upload that  11 third document, which is an analysis of the  12 Corrective Action Plan, I just want to walk through  13 the site visit a little bit, and then we can talk  14 about the Corrective Action Plan.  15 So the CSD, in the site visit report,  16 first and foremost wants to recognize some of the  17 positive and innovative things that are going on at  18 the school. And so we talk about that, first and  19 foremost, what students are doing, such as  20 participating in the New Mexico Electric Car  21 Challenge sponsored by Sandia, Los Alamos, and other  22 work.  23 And we feel like the agricultural program  24 as well, there are things to celebrate at the  25 school.</p>
<p style="text-align: right;">75</p> <p>1 you have your camera on, I can see you. I don't  2 know if there's other people on the panel that just  3 don't have their camera on.  4 So -- okay. Hello, Ms. Herrera. Nice to  5 see you.  6 Is there anybody else that's online that  7 just doesn't have their camera on?  8 MR. ISAAC CASADOS: I believe that would  9 be Brenda Atencio.  10 THE CHAIR: Okay. Thank you, Ms. Atencio,  11 for joining as well.  12 Okay. We are on Item No. 10, which is an  13 Update and Possible Action on La Tierra Montessori  14 School of the Arts and Sciences, Including  15 Corrective Action Plan.  16 And we'll go ahead and start with Director  17 Chavez, and then I will give it over to you,  18 President Casados, to present as well.  19 Director Chavez.  20 DIRECTOR CORINA CHAVEZ: Thank you,  21 Chair Burt, Commissioners, and La Tierra Montessori  22 for being here today.  23 So, first of all, I just want to orient  24 Commissioners -- this is Item No. 10. And so 10.a.  25 is the actual Corrective Action Plan that the school</p>	<p style="text-align: right;">77</p> <p>1 We also looked at the educational program,  2 the school mission and Mission-Specific Goals. We  3 talked about staffing and how that is being  4 implemented at the school with a shorter FTE head  5 administrator in place who is also the special ed  6 director or coordinator; and staff training, which  7 has not yet occurred, although plans are being made  8 for teachers at the school to get Montessori  9 training. And then we spend some time talking about  10 health and safety at the school.  11 And we are acknowledging that La Tierra  12 Montessori is putting into place some health and  13 safety -- that they have health and safety issues.  14 Although the school was able to provide policies, I  15 believe the Public Education Commission asked us  16 about what policies existed.  17 So we reviewed those, and we found them  18 codified in an employee handbook and student and  19 family handbook. But, overall, we found that the  20 policies lack some specificity, and they were  21 unavailable on the school's website.  22 So the school provided us with a binder,  23 and we comment on several areas related to school  24 health and security in our report.  25 The school receives breakfast and lunch</p>

<p style="text-align: right;">78</p> <p>1 meals from McCurdy Charter School. And, overall, we 2 found that there were some gaps in communication 3 around the menu, that sort of a thing. 4 And student supervision was one of our 5 largest concerns. This is an area that parents have 6 brought to the PEC as well about students being 7 dropped off early and were there sufficient adult 8 oversight of students while they're there, and we 9 noted that there was a little bit of gap in that. 10 We saw students arrived as early as 7:45 11 and that there were -- most staff arrived at 8:20. 12 We feel that there is a need for increased adult 13 supervision of students. 14 In terms of the security of the building 15 entrances, the site visit team observed a lack of 16 consistent security around building entrances, 17 especially at the start of the day. The school 18 doorbell doesn't fully operate. And so student 19 arrival, again, is something that is of concern when 20 it's unclear if the doors have been locked and if 21 anybody has potentially entered the building. That 22 was a concern. 23 We did not experience a clear and 24 consistent visitor screening system when staff 25 arrived at the school, and there was no one up front</p>	<p style="text-align: right;">80</p> <p>1 it's in a format that is a little challenging. And 2 because we got it so late, we have a preliminary 3 analysis that I am uploading into the PEC's website. 4 Give me a second to rename it 10.c. 5 The school has not seen this. And so I am 6 going to ask a staff member on my team to also 7 e-mail this to the school. 8 So the school's Corrective Action Plan was 9 submitted January 11th in relation to the Notice of 10 Breach that Chair Burt sent to the school, as I 11 mentioned before. 12 And point by point, we go through what was 13 in the Notice of Breach and what the school did in 14 response. 15 So to address the first portion of the 16 Notice of Breach, the school includes the Corrective 17 Action Plan and an explanation of intent to propose 18 amendments to the mission statement, 19 Mission-Specific Goals, and the other contract 20 language since that was a confusion on the part of 21 the board whether the mission statement and the 22 goals were fully adopted. So they are also wanting 23 to change the name of the school and anticipate 24 submitting that to the PEC in the February 2023 25 meeting.</p>
<p style="text-align: right;">79</p> <p>1 to sort of greet staff and make sure that visitors 2 are screened. 3 So the Special Ed Division was with the 4 Charter Schools Division staff when we went to the 5 school. And they were able to assess, via classroom 6 observations and review of special ed files and 7 related documentations, as well as interviews with 8 staff, how the school is progressing relative to the 9 special ed services. 10 And what we observed is that there is a 11 need to review all the special ed records. And with 12 the school, there were some issues that were found, 13 such as irregular delivery of specialized 14 instruction and special ed services, some incomplete 15 delivery of related services. There was a need for 16 increasing the supports for students in special ed. 17 So that is the site visit report. 18 In terms of the -- the Corrective Action 19 Plan -- so there were two that were submitted by the 20 chair of the board, Casados, and so what you have is 21 the one that the -- the second that was shared with 22 us. 23 It just -- it was -- it had a few 24 corrections made to it. So that's the one that you 25 have. It's several pages long, and, quite frankly,</p>	<p style="text-align: right;">81</p> <p>1 In terms of Section 4 of the Notice of 2 Breach, the school states, in the Corrective Action 3 Plan, that no changes have been made to the 4 Montessori program during the contract term. The 5 explanation does not detail how the school has 6 instituted the Montessori program. And, to date, 7 there has not been Montessori training to teaching 8 staff. But they establish a goal to provide 9 training to teachers with three or more years of 10 service at the school and to provide an update to 11 the PEC April 2023. 12 In terms of governance, the school 13 explains that it hired Patricia Herrera as the head 14 administrator. And we are aware that she is on a 15 .19 FTE contract as the head administrator and a 16 .5 FTE as the special ed coordinator. 17 It is unclear from the Corrective Action 18 Plan how the board plans to ensure appropriate 19 oversight of the school overall, as well as have a 20 robust and up-to-date special ed program with one 21 employee who is overseeing both roles at the school. 22 So we feel like there is a need to better 23 address this concern. 24 In the Corrective Action Plan, the school 25 explains that it fully complied with the governing</p>

82	<p>1 board training requirements to date, and it plans to                  2 complete all the required board trainings by                  3 March 2023.</p> <p>4 We acknowledge that -- that this goal                  5 related to the portion of the Corrective Action Plan                  6 does sufficiently address the concern in the Notice                  7 of Breach.</p> <p>8 Section 4.6 was about complying with all                  9 federal and state laws related to the education of                  10 children with disabilities, laws around safety,                  11 et cetera.</p> <p>12 To address this portion of the Notice of                  13 Breach, the school explains, in the Corrective                  14 Action Plan, that it provides sufficient overhead of                  15 the head administrator to ensure that the                  16 educational program is being implemented and that                  17 school staff is trained to implement the mission and                  18 educational philosophy of the school.</p> <p>19 The school restates its plan to provide                  20 enhanced training to teachers and explains that it                  21 has retained a Montessori-trained teacher.</p> <p>22 CSD determines that this is sufficiently                  23 addressed in this area of concern.</p> <p>24 In response to the Notice of Breach around                  25 federal and state laws requiring children with</p>	84	<p>1 THE CHAIR: Thank you, Director Chavez.                  2 President Casados, I'm going to go ahead                  3 and go to you so that you can talk about the process                  4 that you went through over the last month, and if                  5 you want to present your Corrective Action Plan to                  6 the PEC at this time.</p> <p>7 MR. ISAAC CASADOS: Thank you so much,                  8 Chair Burt. And I do appreciate you, honorable                  9 Commissioners. Thank you so much.</p> <p>10 I do have Ms. Patricia Herrera, our head                  11 learner, who has joined us this morning, and                  12 Ms. Brenda Atencio, who is our vice-president.</p> <p>13 First and foremost, thank you for allowing                  14 us to come before you again. As always -- and as we                  15 have alluded -- whenever there is a specific issue                  16 or challenge at the school, we try to address it                  17 head-on.</p> <p>18 We did have about two weeks to kind of put                  19 a plan together to ensure that there was some sort                  20 of process moving forward. After we were done, we                  21 did have a town hall meeting to kind of talk about                  22 some of these key issues and ensure that there was                  23 some sort of communication with parents and our                  24 stakeholders through this process.                  25 We tried to eliminate a lot of the</p>
83	<p>1 disabilities, the Corrective Action Plan describes                  2 steps it has taken to remedy issues found with the                  3 special ed program. And the school set several                  4 goals related to the administration of the program,                  5 as well as documentation and delivery of related                  6 services.</p> <p>7 It is un- -- we are unable to determine                  8 from the CAP if the school -- if the school's plans                  9 and abilities to fully deliver on that will be                  10 sufficient. So we feel like there is a need for                  11 more work in the area of special ed services.</p> <p>12 And we also feel like there is a need for                  13 increased school safety protocols to be put in                  14 place.</p> <p>15 The CAP also puts details around the                  16 administration of the short cycle assessments, NWEA                  17 MAPs, for midyear and end of the year, and ACCESS                  18 testing, and a plan to provide ongoing updates to                  19 CSD. And so we feel like that was sufficiently                  20 addressed.</p> <p>21 Table 1 in this document is a summary of                  22 the proposed goals as well as the implementation                  23 date, or PEC reporting deadlines, that the school                  24 has proposed.                  25 Thank you.</p>	85	<p>1 challenges, I think, that have been ongoing by kind                  2 of a smaller group of parents and kind of threw the                  3 net out there to a wider range of other parents who                  4 were looking at the key areas.</p> <p>5 And one of the key areas that they really                  6 focused in on was agriculture and areas of increased                  7 special education needs, which I think are                  8 incredibly important.</p> <p>9 I think what Director Chavez also maybe                  10 did not point to is our fifth- and sixth-grade                  11 teacher is now special education certified as well.                  12 So that is really important to us to ensure that we                  13 have, specifically from the community that we                  14 represent, individuals who understand the challenges                  15 and the issues that our children are facing, and                  16 that the IEP process is -- is ongoing and in depth.</p> <p>17 We were asked to also provide potential                  18 changes at this meeting. The unfortunate thing is                  19 both Brenda and I, as Native Americans, have had                  20 traditional challenges that we had to adhere to.                  21 Chair Burt and I did have a conversation immediately                  22 after this first meeting asking for a couple of more                  23 days, because of our -- our obligations to tribal                  24 considerations. And so that was allowed, a couple                  25 of extra days, and we were able to provide that</p>

<p style="text-align: right;">86</p> <p>1 document back to PEC and to the CSD.  2 So we do appreciate that opportunity to be  3 able to look at that process.  4 The second part of this is we -- I know  5 it's a little bit different than normal other  6 correction plans. Typically, I see a correction  7 plan, it's an Excel sheet, kind of says, "Okay,  8 we're going to do X, Y, and Z."  9 But I think we needed to elaborate further  10 on every single segment. It's a little longer than  11 normal. But I think it demonstrates how much we  12 understand this process, but also gives -- gives an  13 acceptance to the challenges that I think the PEC  14 has brought up.  15 I think it would be unbecoming of us to  16 just kind of skip over one issue or assume that,  17 hey, we're only going to focus on this key issue or  18 this challenge. I think we really wanted to ensure  19 that we gave an in-depth focus on every specific  20 area, provide as much documentation as possible, and  21 then ensure that not only our head learner, but also  22 our -- our staff had the ability to be able to  23 provide that documentation to CSD and to those other  24 figureheads that were there.  25 So with that, I am open to trying to</p>	<p style="text-align: right;">88</p> <p>1 different aspects. I've read probably three or four  2 different books, and I've seen some varying  3 ideologies as to how that process plays out.  4 But I think the clarity that the  5 Indigenous Montessori School gives, being that the  6 mission-specific goal that was spelled out by the  7 former administration and the former board in our  8 amended contract only called for training of  9 teachers that have been there for more than three  10 years, I mean, we're eliminating that process.  11 I think we want all of our staff, we want  12 all of our individuals to really fully comprehend  13 what that process is, and every staffed member is  14 going to receive that training because it's  15 important to us that there's adherence to that  16 process.  17 We've even talked about taking the board  18 through that process so that there's a clear clarity  19 of what that process might be.  20 In one of the conversations I had with  21 Chair Burt, I think that one of the other issues  22 that we also face is, on the PEC, I think the only  23 individual who understands Montessori well enough is  24 Missy Brown. And so that is really a learning  25 curve, not only for us as a board and our head</p>
<p style="text-align: right;">87</p> <p>1 figure out on how best we can solve these  2 challenges.  3 And we have set some pretty clear  4 expectations in the areas of ensuring that the  5 special education -- which is very, very important  6 to us -- the adherence to Montessori -- and I think  7 we've heard this over and over and over, that we're  8 trying to modify, change or rip it out of the -- the  9 challenge.  10 You know, my whole thing is is at the end  11 of the day, it is a center part of what we do at  12 La Tierra. It's not La Tierra Charter School. It's  13 La Tierra Montessori School of the Arts and  14 Sciences.  15 And we have given an opportunity to the  16 three areas, Montessori, arts, and sciences to  17 ensure that there is adherence to the charter  18 contract long term. And that is really why we've  19 reached out to the Indigenous Montessori Learning  20 Center so that, because we are on a tribal  21 reservation, we have that connective opportunity  22 with another entity that services children and  23 marginalized community on another tribe that can  24 help us with some of these key areas.  25 Montessori is very different in many</p>	<p style="text-align: right;">89</p> <p>1 learner; it's why -- the reason why Angela Feathers  2 is still on salary and on staff there, because she  3 is a certified Montessorian, but it allows us that  4 opportunity to be able to learn.  5 And I think as individuals who are tasked  6 with looking at our children's success and our  7 future, we also have to learn as well and be open to  8 learning new techniques and new opportunities that  9 provide, also ensuring that we are a public school.  10 And this ideology of, "Well, that's just  11 Montessori," "We don't do that," "That's  12 Montessori," we don't adhere and subscribe to that  13 idea.  14 We have specific standards that we have to  15 uphold to that PED and the State have asked us --  16 as individuals who are -- are tied to public fund  17 and as individuals who are tasked with ensuring that  18 those funds are spent correctly, we need to ensure  19 that there is some sort of accountability in that  20 process. And so we've been able to create those  21 policies and those procedures and those directives  22 to ensure that that process plays out.  23 So with that, I will defer to our head  24 learner, Ms. Patricia Herrera, to kind of fill in  25 these other areas. We worked extensively on this</p>

<p style="text-align: right;">90</p> <p>1 CAP to ensure that her voice was heard in this 2 process, because she and her staff are going to be 3 the ones tasked with helping to carry this process 4 out, specifically in special education and other 5 areas.</p> <p>6 And we are incredibly -- incredibly 7 grateful for the profound work that she has done. 8 She mans a lot of different fires and a lot of 9 different challenges, and without her, we would -- 10 we would definitely not be as successful as we are 11 today. So, Ms. Herrera, if you would go ahead and 12 continue on.</p> <p>13 MS. PATRICIA HERRERA: Good morning, all, 14 Chairperson Burke (verbatim).</p> <p>15 Yes, it's truly been challenging. And I 16 was very happy to meet with the team that came in. 17 I was very frank about things that are occurring and 18 the fact that I do need some assistance.</p> <p>19 And when you -- I'm not placing blame on 20 anybody. It's always hard when you change generals, 21 especially midstream. And there has been some 22 resistance, and, yes, there have been some unhappy 23 parents.</p> <p>24 But yesterday -- I just need to throw this 25 out there -- I had one parent brought me this</p>	<p style="text-align: right;">92</p> <p>1 So I've had to take some administrative 2 measures, and they're getting here earlier.</p> <p>3 I spoke with them about the need for the 4 short cycle assessments and the fact that we're 5 being monitored on that, and they wanted to know 6 why, and I said, "Apparently it wasn't done last 7 year, or it wasn't done completely. But I received 8 some mail, and we're going to be monitored."</p> <p>9 Our eighth graders, our upper students, 10 our adolescents, are going to NMSA next Wednesday as 11 part of my move -- my need for them to be oriented 12 with other spaces.</p> <p>13 Some of them want to go to EVHS. Some 14 want to go to McCurdy. Some are not sure, and some 15 are hopefully NMSA-bound.</p> <p>16 My office hours are from 8:00 to 4:00, 17 but, usually, we're here a little longer. Teachers 18 are supposed to be here at 7:45. I don't know why 19 that was set like that, but I try to be here before, 20 anyway.</p> <p>21 Special education: I -- in our staff 22 meeting last week, other than this morning, because 23 I'm here with you, I told them I'm going to be 24 pulling out kids, getting into classrooms, and 25 checking in with students and teachers. So I have</p>
<p style="text-align: right;">91</p> <p>1 wonderful bag of carne seca. He said, "My little 2 boy, he loves you, and thank you for everything 3 you're doing here."</p> <p>4 I had another parent who at first was part 5 of that group of parents, and he told me, "I just 6 have to thank you so much what you're doing for the 7 girls and with the school." He said, "I just want 8 all of this infighting" -- he said. "And I know 9 you're just -- you were put in a tough position. 10 And it's hard to go somewhere midstream, jump in and 11 try to keep paddling when you're still trying to 12 figure out where the boat needed to go."</p> <p>13 So I was very happy about that.</p> <p>14 So we did discuss -- we had a staff 15 meeting last Friday. We discussed the need for more 16 staff protocols here. I was very firm about the 17 fact that no matter what I've done -- I've docked 18 them in pay. "Well, I can't get from Santa Fe to 19 Española on time."</p> <p>20 Well, you know what? I have a friend who 21 lives in Las Vegas by Storrie Lake, and he gets to 22 the middle school every day on time, in fact, 23 sometimes before other people. I worked up at Mesa 24 Vista. I was there on time. There's no excuse for 25 it.</p>	<p style="text-align: right;">93</p> <p>1 office hours set for the afternoon when things just 2 seem to be a little more hectic around the school 3 and I'm not needed in classrooms (verbatim).</p> <p>4 All the ancillary, which includes the 5 speech therapist who is now coming in in person, 6 our OT, who meets with them on Wednesday afternoons 7 virtually, and the social worker who comes in every 8 Thursday and meets in person, they are all meeting 9 with students.</p> <p>10 And what else was there? This is a lot. 11 It's a lot.</p> <p>12 And I did talk to teachers -- I said -- I 13 asked them, I said, "Did you guys get accommodations 14 and modifications at the beginning of the year, 15 because when I spoke with another person, prior to 16 that person not being here, I was told that you guys 17 received accommodations and modifications. I don't 18 have signature pages for that, so I'm going to 19 reissue them to you."</p> <p>20 They said, "Yeah, we got those."</p> <p>21 I said, "Well, I guess somebody was told 22 that you had not received those."</p> <p>23 "Oh, yeah, we got those. Steven Lang gave 24 them to us."</p> <p>25 I said, "Okay."</p>



<p style="text-align: right;">94</p> <p>1           So I'm going to redo it, and I'm going to 2 do it the way it should have been done with 3 signature pages. Because when I first came, they 4 told me, "Everybody knows who has the IEPs, they 5 know what's in the IEP." 6           And, you know, hindsight is always 20/20. 7 And in looking at that, I should have ensured that 8 this faculty and staff knew exactly who these 9 children were and what their needs are. 10           So next year, this kind of goes along with 11 that. Because Tyler, SIS Tyler, the system that I 12 just totally don't like, we're going to have to get 13 rid of it. The State sent us a letter saying that 14 Tyler is not going to be used anymore. I want to 15 move to Synergy. That system contains everything 16 from attendance, grades, things that I can get in 17 and readily see, and it includes the IEP which goes 18 to the teacher. 19           So as soon as they pull up attendance, 20 they can click. There's a down -- a drop menu. 21 There's the IEP. But they also will get hard 22 copies. But we're going to move to that next year, 23 and everything will be together. 24           This C system (verbatim), I had to 25 self-teach myself. I called for assistance, and I</p>	<p style="text-align: right;">96</p> <p>1           We started with the PTA. I asked parents. 2 You know, they want to volunteer. They want to be 3 here. That's great. But they need to go through 4 the background checking. So some of them have 5 already elected to do that. And they -- they're 6 wanting to help here in and around the school. 7           Early on, I asked about some of these 8 tables that are out here. There's some other things 9 that, you know, need to be cleaned up and fixed. 10 They were placed there by the -- they were placed 11 there not by me. So we're working on things like 12 that. 13           I'm not happy about having businesses on 14 the property, especially when sometimes the traffic 15 goes here in front of my school. That was here way 16 before me. So I'm looking into that as well. 17           I can't think of anything else. If you 18 have any questions for me, please ask. 19           MR. ISAAC CASADOS: Thank you so much, 20 Ms. Herrera. Madam Chair, if I may move to 21 Ms. Brenda Atencio, our vice president. Thank you. 22           MS. BRENDA ATENCIO: Good morning 23 everyone, Commission. (Native American language 24 spoken.) 25           My name is Brenda Atencio. I am the</p>
<p style="text-align: right;">95</p> <p>1 got some. But I finally learned how to print and do 2 all this great stuff. 3           So I'm not making excuses. It's the 4 things I have to deal with with parents who come in 5 and yell at me, demanding things, having to go 6 through compulsory attendance with parents and 7 explain to them that if your child is not here for a 8 certain amount of time, your child will probably 9 be -- you know, be disenrolled. 10           "You can't just voluntarily say I'm not 11 sending my kid there because of this and that." 12           "Well, I'm not." 13           "Okay. Well, then, your child is not in 14 school, and I will have to follow up with that in 15 whatever other measures need to be taken." 16           So with that, I also talked to the staff 17 about the rocks in the doors. That is a big no-no. 18 And there's been times that I've had to go around, 19 and there's the rock in the door again. 20           I can't get rid of rocks in Northern 21 New Mexico. I don't have cameras here to see who is 22 doing it. So part of what I am wanting, as we move 23 funding around to see if we can put in security 24 cameras, and possibly hire, if not a full-time, but 25 a part-time security guard.</p>	<p style="text-align: right;">97</p> <p>1 vice president for the LTMAS board. I just have a 2 few comments this morning that I wanted to make in 3 regards to the site visit that was completed, as 4 well as the ongoing work that we as a board continue 5 to do. 6           I know that Ms. Herrera has continued to 7 inform the teachers on numerous times regarding to 8 reporting to work on time. But they still continue 9 to arrive late. And she did say, you know, that 10 they're doing better on that. 11           She also addressed the fact that students 12 were being left unsupervised throughout the 13 schoolday during classroom time. And this was seen 14 by many staff, many teachers, as a Montessori 15 method, which is self-directed learning habits which 16 encourages independence. 17           Supervision has been addressed by the head 18 learner to require teachers to remain in the 19 classroom during independent work so that they 20 aren't left unsupervised. 21           We are working with the Indigenous 22 Montessori School to provide training to staff as 23 well as hopefully providing, you know, additional 24 staff to us as a board as well. 25           The Montessori program continues to remain</p>

98	<p>1 in place. Nothing truly, you know, has changed,                  2 even though it's been brought up several times. As                  3 a board, we did look into the types of trainings                  4 that were provided to staff under the former head                  5 learner.                  6 And so we learned that training was                  7 provided to five teachers, one CPO, and one head                  8 learner in various topics. And of all those topics,                  9 the CPO was the only staff member that was provided                  10 any type of Montessori introduction.                  11 The other five teachers were provided with                  12 training in areas such as sexual harassment, staff                  13 to staff, staff to student, diversity, equity,                  14 inclusion, blood-borne pathogens, FERPA, HIPAA,                  15 recognizing child abuse, food handlers, IXL,                  16 New Mexico EDGE. Those were the type of trainings                  17 that were provided to our teachers.                  18 And so we did see that there were some                  19 Montessori instruction that was provided on                  20 professional development days, but no agenda or                  21 topics covered during those professional development                  22 days was found on file. So we're not truly sure                  23 what was provided on those days.                  24 The governing council continues to work                  25 with the head learner to review and update policies</p>	100
99	<p>1 and procedures for the school. We're truly nowhere                  2 near done, but we have several in draft form and we                  3 continue to work diligently to update a lot of our                  4 policies.                  5 I know Isaac covered that a new fifth- and                  6 sixth-grade teacher has been brought on who is also                  7 special ed certified, as well as the agricultural                  8 teacher has returned to LTMAS.                  9 We hope to update our website as well. I                  10 know that the website is outdated, and the                  11 application that's currently being used isn't really                  12 easily navigable. So we're having issues updating                  13 it and placing a lot of items on the website, but                  14 that will be hopefully taken care of soon.                  15 Just want to reiterate to the Commission,                  16 you know, that this board is -- we're truly                  17 dedicated to getting LTMAS back on track, you know,                  18 working with each other, the head learner, staff,                  19 and parents and community, you know. We're truly                  20 working to get LTMAS at a good place.                  21 And I think a lot of the props goes to,                  22 you know, Ms. Herrera, because she deals with quite                  23 a bit on a day-to-day basis. And, you know, we -- I                  24 know that I am truly thankful to have her on and                  25 continue to work with us and help us get the school</p>	101

102	<p>1 there may be some health and safety issues for the</p> <p>2 school -- the students -- that are an urgent matter</p> <p>3 that we cannot continue -- you know, we cannot wait</p> <p>4 until the Special Meeting to address.</p> <p>5 So I would like to direct the Charter</p> <p>6 Schools Division to work with PED and the Safe and</p> <p>7 Healthy Schools Division to visit the school, review</p> <p>8 these drop-off practices and the supervision of the</p> <p>9 students immediately on Monday.</p> <p>10 And then we're going to table this item</p> <p>11 and move forward on a Special Meeting on this item</p> <p>12 instead.</p> <p>13 So, President Casados, Ms. Herrera,</p> <p>14 Ms. Atencio, thank you so much for being here today,</p> <p>15 for providing the information, and thank you for</p> <p>16 your -- I'm asking -- thank you in advance for your</p> <p>17 understanding on, you know, allowing the</p> <p>18 Commissioners time to review all of that</p> <p>19 documentation that was provided.</p> <p>20 Commissioner Carrillo.</p> <p>21 COMMISSIONER CARRILLO: Doesn't there need</p> <p>22 to be a vote to table and a second? It can't be</p> <p>23 done unilaterally.</p> <p>24 COMMISSIONER GIPSON: Yeah.</p> <p>25 THE CHAIR: Yeah. Yes, we will. But I'm</p>	104	<p>1 not be able to participate because of that. And</p> <p>2 that is something that she has to do with</p> <p>3 Ohkay Owinge; so...</p> <p>4 THE CHAIR: Okay. I think -- I'm going to</p> <p>5 ask -- I don't know if I'll be able to give you an</p> <p>6 exact answer today. But I'm going to ask that maybe</p> <p>7 the Executive Committee meet on Monday at some point</p> <p>8 and be able to get that information out as quickly</p> <p>9 as possible.</p> <p>10 So I know that's not a right answer. But</p> <p>11 we also weren't preparing for this. But thank you</p> <p>12 for letting us know about at least that piece.</p> <p>13 Okay. All right. Any other questions</p> <p>14 from Commissioners that might need Ms. Barnes to</p> <p>15 respond at this time? Any legal questions?</p> <p>16 (No response.)</p> <p>17 THE CHAIR: Okay. All right.</p> <p>18 So I will move to Table Item 10 -- oh, do</p> <p>19 the other motion first? Okay. Sorry. Take that</p> <p>20 back.</p> <p>21 I will move to direct the Charter Schools</p> <p>22 Division to work with the Safe and Healthy Schools</p> <p>23 Bureau and PED to review, visit, and establish</p> <p>24 proper health and safety protocols at the school and</p> <p>25 ensure that they're being followed immediately on</p>
103	<p>1 going to call on Commissioner -- on President</p> <p>2 Casados first before we make a motion.</p> <p>3 COMMISSIONER CARRILLO: Okay. And then</p> <p>4 following that, though, wouldn't -- if you're</p> <p>5 directing CSD to do something relative to this item,</p> <p>6 that would, then, as an action, wouldn't that also</p> <p>7 be a separate motion?</p> <p>8 THE CHAIR: I was told that we did not</p> <p>9 have to have a motion on that, that it could just be</p> <p>10 a directive. But I'm happy to take a motion -- I'm</p> <p>11 okay to take a motion if that's what the Commission</p> <p>12 would want.</p> <p>13 COMMISSIONER CARRILLO: I think it's</p> <p>14 cleaner to have a motion in that regard.</p> <p>15 THE CHAIR: Okay. We'll do that as well.</p> <p>16 All right. Before we do a motion,</p> <p>17 President Casados.</p> <p>18 MR. ISAAC CASADOS: Thank you so much,</p> <p>19 Madam Chair. So do we have a general timeline as</p> <p>20 far as when this may occur? So preferably probably</p> <p>21 before the next meeting, I would assume? And then</p> <p>22 so we're -- just so that we can prepare our folks.</p> <p>23 I do note that Ms. Atencio does have some</p> <p>24 tribal obligations that will tie her up until the</p> <p>25 28th. So that's just something to -- that she will</p>	105	<p>1 Monday at the school.</p> <p>2 Commissioner Carrillo.</p> <p>3 COMMISSIONER CARRILLO: A friendly</p> <p>4 amendment. "And to report back to the Commission at</p> <p>5 the Special Meeting regarding as well."</p> <p>6 THE CHAIR: That friendly amendment is</p> <p>7 accepted.</p> <p>8 COMMISSIONER TAYLOR: Second.</p> <p>9 THE CHAIR: Thank you. There's a motion</p> <p>10 and a second.</p> <p>11 Any discussion? Commissioner Brauer.</p> <p>12 COMMISSIONER BRAUER: Madam Chair, members</p> <p>13 of the Commission, I wholeheartedly agree with the</p> <p>14 urgency of Monday showing up at the school. But I</p> <p>15 also want to make sure that there's a way for us to</p> <p>16 actually do that, You know. So I just -- you know,</p> <p>17 if it is to actually show up -- go ahead. I'm</p> <p>18 sorry.</p> <p>19 THE CHAIR: So I -- maybe I'll need to</p> <p>20 reread the motion back, because my intention was</p> <p>21 that they work with PED on Monday. Like, this item</p> <p>22 is taken up with PED, Safe and Healthy Schools, and,</p> <p>23 they go -- they figure it out.</p> <p>24 COMMISSIONER BRAUER: Madam Chair, thank</p> <p>25 you.</p>

106	<p>1 THE CHAIR: So I don't know if we need --</p> <p>2 maybe the motion needs to be reread to make sure</p> <p>3 that's not specifically in there? If you're able to</p> <p>4 do that, Cindy.</p> <p>5 (The record was read as requested.)</p> <p>6 THE CHAIR: All right. Thank you. So</p> <p>7 I'll probably need to revise that. Yeah.</p> <p>8 Okay. So I'm going to withdraw that</p> <p>9 motion and revise. And give me a second because I'm</p> <p>10 going to try to, like, do this more succinctly.</p> <p>11 Okay. I move that the Public Education</p> <p>12 Commission directs the Charter Schools Division to</p> <p>13 work with the PED and Safe and Healthy Schools</p> <p>14 Bureau to visit, look at policies, and ensure the</p> <p>15 health and safety of students at the school as soon</p> <p>16 as possible, and report back to the PEC findings and</p> <p>17 action on the health and safety of the students and</p> <p>18 supervision of the students at the Special Meeting</p> <p>19 of La Tierra Montessori School.</p> <p>20 COMMISSIONER TAYLOR: Second.</p> <p>21 THE CHAIR: There's a motion and a second.</p> <p>22 Commissioner Gipson.</p> <p>23 COMMISSIONER GIPSON: I just have a</p> <p>24 question about that. And I'm sorry. But I'm not</p> <p>25 sure, because I think what I heard was you're asking</p>	108	<p>1 So, Cindy, if you could reread that motion one more</p> <p>2 time to ensure that that is what's coming across.</p> <p>3 That's 100 percent the intention is not to just to</p> <p>4 review policy. That's not what I want. That's not</p> <p>5 what we want; that's not what I want to be voted on.</p> <p>6 But I did try so say "ensure their</p> <p>7 supervision," so I'm hoping -- Cindy, if you can</p> <p>8 reread that motion. I'm having Julia write -- I'm</p> <p>9 not going to do this again off the fly.</p> <p>10 So, Cindy, if you can reread that last</p> <p>11 motion and see if I need to do it one more time.</p> <p>12 (The record was read as requested.)</p> <p>13 THE CHAIR: Okay. Thank you. I -- that</p> <p>14 actually sounded a lot better than I think it even</p> <p>15 came out, honestly. I feel like I --</p> <p>16 COMMISSIONER GIPSON: I got lost.</p> <p>17 THE CHAIR: That actually sounded great.</p> <p>18 I am actually very proud of my motion right now.</p> <p>19 Okay. All right.</p> <p>20 So we do have a motion and a second by</p> <p>21 Commissioner Taylor.</p> <p>22 Any other discussion on that motion?</p> <p>23 (No response.)</p> <p>24 THE CHAIR: Okay. Great. If we can take</p> <p>25 roll.</p>
107	<p>1 the Safe and -- Safe and -- whatever, the bureau --</p> <p>2 to look at the policies.</p> <p>3 I don't -- you know, the policies are</p> <p>4 important. But I want them to look at and I want</p> <p>5 assurances that they're safe at the school and that</p> <p>6 caring -- you can have all the policies in the</p> <p>7 world. If you're not following them, I don't</p> <p>8 care -- you know, I don't want to say publicly, but</p> <p>9 I'm going to say publicly.</p> <p>10 I could care less what the policy says.</p> <p>11 It's important that they have policies in place.</p> <p>12 But it's also important that those policies are</p> <p>13 being followed. And I believe they probably do have</p> <p>14 the policies. They're just not following them.</p> <p>15 So I want the assurance that those kids</p> <p>16 are safe and the environment is safe that they're in</p> <p>17 so that they are being monitored, that the doorbell</p> <p>18 is working appropriately, that, you know, there's</p> <p>19 not the possibility of strangers being able to gain</p> <p>20 access to the building.</p> <p>21 That's -- I want to make sure that it's</p> <p>22 actually happening, not that it can happen through a</p> <p>23 policy. So that's -- that's my only concern with</p> <p>24 the motion.</p> <p>25 THE CHAIR: Yeah. That's the intention.</p>	109	<p>1 COMMISSIONER ARMIJO: We can.</p> <p>2 Commissioner Clahchischilliage.</p> <p>3 COMMISSIONER CLAHCHISCHILLIAGE: Yes.</p> <p>4 COMMISSIONER ARMIJO: Clahchischilliage.</p> <p>5 Thank you.</p> <p>6 Commissioner Gipson.</p> <p>7 COMMISSIONER GIPSON: Yes.</p> <p>8 COMMISSIONER ARMIJO: Commissioner Manis.</p> <p>9 COMMISSIONER MANIS: Yes.</p> <p>10 COMMISSIONER ARMIJO: Commissioner Beck.</p> <p>11 COMMISSIONER BECK: Yes.</p> <p>12 COMMISSIONER ARMIJO: Commissioner Taylor.</p> <p>13 COMMISSIONER TAYLOR: Yes.</p> <p>14 COMMISSIONER ARMIJO: Commissioner Brauer.</p> <p>15 COMMISSIONER BRAUER: Yes.</p> <p>16 COMMISSIONER ARMIJO: Secretary Armijo</p> <p>17 votes yes.</p> <p>18 Chair Burt.</p> <p>19 THE CHAIR: Yes.</p> <p>20 COMMISSIONER ARMIJO: Commissioner</p> <p>21 Carrillo.</p> <p>22 COMMISSIONER CARRILLO: Yes.</p> <p>23 COMMISSIONER ARMIJO: Commissioner Ingham.</p> <p>24 COMMISSIONER INGHAM: Yes.</p> <p>25 COMMISSIONER ARMIJO: That passes, ten to</p>

110	<p>1 zero.</p> <p>2 THE CHAIR: Thank you. And now I'll move</p> <p>3 to Table Item 10 until the Special Meeting.</p> <p>4 COMMISSIONER TAYLOR: Second.</p> <p>5 THE CHAIR: Thank you. There's a motion</p> <p>6 and a second.</p> <p>7 Any discussion on tabling the motion or</p> <p>8 tabling that -- Commissioner Manis?</p> <p>9 COMMISSIONER MANIS: The only thing that</p> <p>10 I'd like to say is Director Chavez and CSD, they did</p> <p>11 their analysis, and they presented to us their</p> <p>12 analysis. And I think that's sufficient information</p> <p>13 to make a decision. Thank you.</p> <p>14 THE CHAIR: Commissioner Carrillo.</p> <p>15 COMMISSIONER CARRILLO: I would agree with</p> <p>16 Commissioner Manis. And it sounds like we're just</p> <p>17 trying to keep ourselves out of hot water in terms</p> <p>18 of whatever decision we end up making. We don't</p> <p>19 want somebody to come back and say, "You didn't have</p> <p>20 this."</p> <p>21 Would that be correct? Okay.</p> <p>22 THE CHAIR: I think we are limited in our</p> <p>23 options, based off of the letter that we sent that</p> <p>24 said the next action could be taken based off of</p> <p>25 insufficient CAP presentation. That is what the</p>	112	<p>1 question, maybe for clarification for most, is that</p> <p>2 the analysis didn't include references or didn't</p> <p>3 include that information, so that the analysis from</p> <p>4 CSD, is that incomplete? Because Commissioner Manis</p> <p>5 mentioned that that was sufficient enough because</p> <p>6 we've got the CSD analysis.</p> <p>7 Does the CSD analysis include those</p> <p>8 missing pages so that that -- you know, to me, that</p> <p>9 would be clarifying to know if they got to look at</p> <p>10 it and that it -- so are we anticipating a revised</p> <p>11 analysis? Or is that analysis going to stand</p> <p>12 because it included all of that information already?</p> <p>13 THE CHAIR: So I cannot call on CSD at</p> <p>14 this time, but I can tell you that CSD did have all</p> <p>15 of the appendices at the time the original --</p> <p>16 COMMISSIONER GIPSON: They did have it.</p> <p>17 THE CHAIR: Yes. All of the information</p> <p>18 was -- yes, CSD did have all of the information.</p> <p>19 Commissioner Carrillo.</p> <p>20 COMMISSIONER CARRILLO: Then wouldn't it</p> <p>21 stand to reason that their analysis and everything</p> <p>22 would not change because they already had all of</p> <p>23 this information that we're now going to wait a week</p> <p>24 for? So given that, wouldn't we be able to make a</p> <p>25 decision today if we decided to take some sort of</p>
111	<p>1 letter said we could take further action on.</p> <p>2 We didn't have all the CAP information.</p> <p>3 So it -- we do feel limited today in -- in taking</p> <p>4 further action. So I think we're limited today.</p> <p>5 And we're trying to prevent being limited in</p> <p>6 options.</p> <p>7 Commissioner Ingham, and then Commissioner</p> <p>8 Gipson.</p> <p>9 COMMISSIONER INGHAM: I was a little taken</p> <p>10 aback by what's happened.</p> <p>11 Can you tell me? Is part of what's</p> <p>12 missing the appendices that were referenced in this?</p> <p>13 Because I kept looking for the place where they were</p> <p>14 at, and I couldn't find them.</p> <p>15 THE CHAIR: Yes.</p> <p>16 COMMISSIONER INGHAM: And there is</p> <p>17 material that is in those appendices that's going to</p> <p>18 be germane -- I mean, not just germane -- that are</p> <p>19 going to be important issues that we have to have</p> <p>20 access to? Do we have it now?</p> <p>21 THE CHAIR: Yes. You have it now in the</p> <p>22 Google Drive.</p> <p>23 COMMISSIONER INGHAM: Okay. Thank you.</p> <p>24 THE CHAIR: Commissioner Gipson.</p> <p>25 COMMISSIONER GIPSON: So I guess my</p>	113	<p>1 action?</p> <p>2 THE CHAIR: From my -- from my opinion on</p> <p>3 this and understanding, that would be that you are</p> <p>4 not doing any looking into it on your own. You are</p> <p>5 only depending on one source, then, and the</p> <p>6 interpretation of that and analysis of that on one</p> <p>7 side.</p> <p>8 And I think it's germane for Commissioners</p> <p>9 to be able to take a look at it themselves and be</p> <p>10 able to use the analysis as a tool and as a source,</p> <p>11 but also be able to look at it yourselves and be</p> <p>12 able to determine your own thoughts and ideas. And</p> <p>13 you have not yet had the opportunity to do that.</p> <p>14 Commissioner Gipson.</p> <p>15 COMMISSIONER GIPSON: So, I mean,</p> <p>16 obviously, I haven't had a chance to look at it yet,</p> <p>17 so I don't know what exactly is in it. But why</p> <p>18 can't we take a break and read it and come back?</p> <p>19 THE CHAIR: So it is about 60 pages.</p> <p>20 COMMISSIONER GIPSON: I did Evelyn Wood's,</p> <p>21 so -- but, you know, I think -- I think we're all --</p> <p>22 we're all, you know, big boys and girls. We've --</p> <p>23 you know, we can read, and I think we've all got --</p> <p>24 gained the skills of reading the content for the --</p> <p>25 for the important pieces, you know.</p>

<p style="text-align: right;">114</p> <p>1 I'm just saying -- and it's up to, you 2 know, the will of everyone else. But I think -- I 3 know I'm pretty capable of doing it. But I'm more 4 comfortable with that. But it's just me. So...</p> <p>5 THE CHAIR: I mean, we are about at 6 lunchtime. We could take a lunch break. I would 7 also say, though, that that analysis from CSD has 8 not -- the school had not seen that yet as well. So 9 this would also provide an opportunity for the 10 school to review the analysis as well.</p> <p>11 I think it's just for -- for me, for us to 12 take further action, I feel limited right now 13 because of the information that we -- because of the 14 timeliness. And so I feel very limited in being 15 able to make a decision that stays.</p> <p>16 All right. Seeing no other conversation, 17 we're going to vote on tabling this item until a 18 Special Meeting. So if you vote yes, that means you 19 are going to table -- you're voting to table. If 20 you vote no, it would be that we continue hearing 21 the item today.</p> <p>22 Commissioner Ingham?</p> <p>23 COMMISSIONER INGHAM: Whoops. Okay. Can 24 we take that lunch break and have a -- before we do 25 this motion to table, because I feel like I could</p>	<p style="text-align: right;">116</p> <p>1 If we vote not to table it, then it stays 2 on the agenda. We can take the break, read it, and 3 then have the discussion after everyone's read it.</p> <p>4 That's the process that would -- would be 5 the cleanest to happen, you know.</p> <p>6 So you have to make a decision on 7 whether -- to me, move forward. And if you want to 8 move forward on this item, then you don't table it. 9 You read it. You come back, and we have a 10 discussion about it.</p> <p>11 And if people are comfortable with, after 12 they've read it, making a decision on doing 13 something with the school, then that's what the 14 Commission can do.</p> <p>15 But, you know, if you vote to table it, 16 you're voting to just, you know, see it in a couple 17 of -- in a week or so.</p> <p>18 THE CHAIR: Commissioner Carrillo. Then 19 Commissioner Beck.</p> <p>20 COMMISSIONER CARRILLO: The first thing 21 relative to OMA is just -- is for Commissioner 22 Ingham's edification, is as long as we didn't have a 23 quorum -- so, like, if we were all sitting there 24 eating our sandwiches, and there was only three of 25 us, yeah, we could talk about it, because if you had</p>
<p style="text-align: right;">115</p> <p>1 support either side. But with -- I would love to 2 have some interaction that we understood part of 3 this.</p> <p>4 THE CHAIR: So you cannot -- so during 5 lunch, you would only be able to -- you cannot talk 6 about an item with other Commissioners --</p> <p>7 COMMISSIONER INGHAM: Oh.</p> <p>8 THE CHAIR: -- that we're voting on. So 9 you would have to have that discussion now in 10 public. So if -- but if it's that you want to just 11 review the materials that were uploaded today on 12 your own --</p> <p>13 COMMISSIONER INGHAM: So we could do that 14 and -- before we take the vote to table, we could 15 have -- we could have that -- a few minutes to 16 review these documents?</p> <p>17 COMMISSIONER GIPSON: Yeah. But --</p> <p>18 COMMISSIONER CARRILLO: I want to eat. I 19 don't want to read.</p> <p>20 THE CHAIR: Commissioner Gipson. Then 21 Commissioner Carrillo.</p> <p>22 COMMISSIONER GIPSON: So, you know, I 23 think, for me, if we table it, then, you know, 24 everyone goes off and reads and comes back for the 25 Special Meeting.</p>	<p style="text-align: right;">117</p> <p>1 a quorum, then it's got to be in front of everybody. 2 And a quorum for us is five or more. Or more than 3 five.</p> <p>4 And you know what? You know, I didn't 5 read -- I didn't take Evelyn Wood, even though some 6 kids in my neighborhood did, and they were all just 7 whizzes, and I just wasn't.</p> <p>8 I'm not comfortable having to read 9 60 pages really quickly because then I'm going to 10 want to read it again and really form an opinion 11 while I'm scarfing down my lunch.</p> <p>12 And I think that waiting a week or, you 13 know, eight or nine days for the Special Meeting, 14 I'm -- you know, I'm sorry that we're in this 15 position, because, actually, now if we even wanted 16 to come back, we just released all the people 17 from -- they're still on? Oh.</p> <p>18 I don't think it's fair. I think we -- 19 reluctantly table, because we're in the position 20 that we're in. So I would support the motion.</p> <p>21 THE CHAIR: Commissioner Beck?</p> <p>22 COMMISSIONER BECK: Just as a point -- 23 thank you, Chairwoman Burt. I looked at it pretty 24 quickly, but fairly evaluative. All it is is 25 putting forth the policies that they want to</p>

118	<p>1 implement. There's no real actionable thing in 2 these 61 pages. It just goes policy after policy 3 after policy. 4 So I don't know if that's going to have 5 any real impact in terms of what has been done from 6 the audit and the outcomes of the audit. There 7 won't be anything in there that affects what we've 8 seen and the issues that have been put forth. It's 9 just a listing of -- I don't even know -- 60, 10 70 policies, something like that. That's what the 11 content is. 12 THE CHAIR: Any other discussion? 13 (No response.) 14 THE CHAIR: All right. Seeing none, I 15 just want to make sure everyone knows. If you vote 16 yes, it is to table this item until the Special 17 Meeting. No would be to continue the item today. 18 If you could call roll, Secretary Armijo. 19 COMMISSIONER ARMIJO: Yes. 20 Commissioner Armijo votes yes. 21 Chair Burt. 22 THE CHAIR: Yes. 23 COMMISSIONER ARMIJO: Commissioner 24 Carrillo. 25 COMMISSIONER CARRILLO: Yes.</p>	120	<p>1 open for pushing through. You know, like, it could 2 be another hour or hour and a half, two hours, 3 maybe. You never know. I don't think we have that 4 much left. But, once again, I'm open to doing 5 lunch, or I'm open -- I'm always willing to push 6 through. So that's why I'll open this up for you 7 all. 8 Commissioner Carrillo. 9 COMMISSIONER CARRILLO: I don't want to 10 push through, because it's just in my notes here, I 11 believe that on several items, there's going to be a 12 lot of discussion, and then on different things that 13 I'm going to bring up in Sections 16 and 17, those 14 will take time as well. 15 So I'm feeling we should just have lunch, 16 come back, and not -- you know, have our -- yeah, 17 there you go. 18 THE CHAIR: I'm open for consensus. 19 Commissioner Gipson. 20 COMMISSIONER GIPSON: Well, I've already 21 gotten the snow alert. So, you know, for those that 22 are traveling, I'm concerned about staying here too 23 late and not being able to get down the hill 24 tonight. 25 So that is a real concern that I have. So</p>
119	<p>1 COMMISSIONER ARMIJO: Commissioner Ingham. 2 COMMISSIONER INGHAM: Reluctantly, yes. 3 COMMISSIONER ARMIJO: Commissioner 4 Clahchischilliage. 5 COMMISSIONER CLAHCHISCHILLIAGE: Yes. 6 COMMISSIONER ARMIJO: Commissioner Gipson. 7 COMMISSIONER GIPSON: No. 8 COMMISSIONER ARMIJO: Commissioner Manis. 9 COMMISSIONER MANIS: No. 10 COMMISSIONER ARMIJO: Commissioner Beck. 11 COMMISSIONER BECK: No. 12 COMMISSIONER ARMIJO: Commissioner Taylor. 13 COMMISSIONER TAYLOR: Yes. 14 COMMISSIONER ARMIJO: Commissioner Brauer. 15 COMMISSIONER BRAUER: Yes. 16 COMMISSIONER ARMIJO: That passes, seven 17 to three. 18 THE CHAIR: We have voted to table it. So 19 we will go ahead and take a lunch break and come 20 back -- actually -- 21 COMMISSIONER GIPSON: We can go forward, 22 can't we? 23 COMMISSIONER CARRILLO: (Inaudible.) 24 THE CHAIR: I'm open to hearing you all 25 out. Hopefully, this is my last time. I'm always</p>	121	<p>1 in this particular case, I'm more interested in 2 pushing through so that we can get home safely. 3 THE CHAIR: Okay. Commissioner Carrillo. 4 COMMISSIONER GIPSON: I've lost -- the PEC 5 disappeared, the PEC drive, the folder, disappeared. 6 And I don't know how that happened. 7 THE CHAIR: We'll help you out. 8 Commissioner Carrillo. 9 COMMISSIONER CARRILLO: If that were the 10 case, and we were just to stay and work, I would 11 like to ask for me for eight to ten minutes to go in 12 there and prepare my lunch, and -- because I have 13 to -- 14 THE CHAIR: Let's do a ten-minute break. 15 Okay. We'll do a ten-minute break real quick. I 16 have some snacks in my bag if anyone didn't bring 17 anything. 18 COMMISSIONER CARRILLO: What about these 19 other guys? 20 THE CHAIR: That's what I'm proposing. 21 Ten-minute break? Does that sound good? I'm seeing 22 consensus. Okay. Ten-minute break. We'll be back 23 at 12:10, and we'll keep going. 24 (A recess was taken at 11:58 a.m., and 25 reconvened at 12:13 p.m., as follows:)</p>

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1 THE CHAIR: All right. We're going to go  
 2 ahead and get started again. We are on Item 11,  
 3 which is Report from Charter Schools Division.  
 4 Director Chavez.  
 5 DIRECTOR CORINA CHAVEZ: Thank you,  
 6 Chair Burt, Commissioners. I want to start out by  
 7 giving celebrations. And I saw some of you at an  
 8 event that I just want to uplift and really  
 9 celebrate for the Albuquerque Sign Language Academy  
 10 had an unveiling of the land that they were able to  
 11 obtain through a partnership with Bernalillo County.  
 12 They're going to start building on that  
 13 land. And it's beautiful. It's in the -- on the  
 14 bosque. They've started to implement programming  
 15 that takes kids outside and uses the outdoors as a  
 16 learning venue for students.  
 17 And so this is the kind of innovations  
 18 that we celebrate in charter schools. High five to  
 19 Albuquerque Sign Language Academy.  
 20 Also wanted to recognize Horizon Academy  
 21 West. I know this is a little wonky, but we do look  
 22 at policies. And we noticed that Horizon Academy  
 23 West has a really wonderful Complaint, Concerns, and  
 24 Inquiry Policy in place so that when there's someone  
 25 in the school community that has an issue, it's very

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1 clear the steps that they take to resolve the issue  
 2 internally. And so we don't get complaints about  
 3 that school, because they have clarified for  
 4 families and folks in their community how they  
 5 address it themselves. So high five to Horizon  
 6 West.  
 7 We also want to recognize that there are  
 8 two charter schools' boards who have both completed  
 9 all of their annual board training.  
 10 So congratulations to J. Paul Taylor  
 11 Academy in Las Cruces and Middle College High School  
 12 in Gallup for having their boards complete all of  
 13 the training.  
 14 I just wanted to give an update on a  
 15 couple of projects that the Charter Schools Division  
 16 is working on. We have two pilot projects going and  
 17 are about ready to launch one in collaboration with  
 18 Public Charter Schools of New Mexico. We are  
 19 working on a new head administrator mentorship  
 20 program.  
 21 So we have polled the new head  
 22 administrators, and at least six of the  
 23 State-authorized head administrators and three local  
 24 have shown interest in the pilot program. And we've  
 25 identified nine mentors.

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1 So we are in the process of building this  
 2 project, but we imagine that before the end of the  
 3 month, we will have the agreement in place with  
 4 Public Charter Schools New Mexico and start to pair  
 5 the mentors with the mentees so that they -- the  
 6 head administrators can get the sort of support that  
 7 they need.  
 8 We recognize that being a head  
 9 administrator at a charter school is more than being  
 10 a principal at a regular public school. It's like  
 11 being a principal and being a superintendent all in  
 12 one.  
 13 So we're really excited about this  
 14 project. We've talked about it for a long time.  
 15 And we're calling it a pilot project because we  
 16 think we're going to learn a lot about what a good  
 17 mentorship program looks like. High five to Barb on  
 18 our team who has been heading this up.  
 19 The other pilot program that we're engaged  
 20 in, I mentioned yesterday when we were talking about  
 21 the Performance Framework and the Academic  
 22 Performance Framework in particular, which gives  
 23 charter schools choice on which assessments will be  
 24 considered as part of their Accountability Plan.  
 25 And so we have contracted with a

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1 statistician, Dr. Jody Ernst from Colorado who has  
 2 been working with charter schools for as long as  
 3 I've worked with charter schools, which is more than  
 4 one decade.  
 5 And she has worked with me to help create  
 6 the A Game Initiative, which looks at alternate  
 7 assessments and means of assessing schools that  
 8 might not do so well on statewide assessments.  
 9 So she has a lot of experience working  
 10 with other authorizers and with schools themselves.  
 11 She's working with us and some charter schools who  
 12 have volunteered their data and their time to look  
 13 at how their school might fare on the proposed  
 14 Academic Performance Framework indicator that  
 15 chooses an alternate assessment.  
 16 So that is an ongoing short-term project  
 17 that we're working on.  
 18 I just want to recognize that the Governor  
 19 has proclaimed January 22nd through January 28th as  
 20 New Mexico School Choice Week. And because charter  
 21 schools are public schools of choice, we will be  
 22 celebrating charter schools.  
 23 In terms of CSD staffing, this is the  
 24 first time since I've been in this division that we  
 25 are fully staffed in the division.



<p style="text-align: right;">126</p> <p>1 For those of you at the orientation, you 2 got a copy of the org chart. If you weren't at the 3 orientation and you want a copy of it, we most 4 certainly will send that to you. But our website 5 lists all the names and the staff positions that we 6 have.</p> <p>7 We've done several new creates, so our 8 team is larger and has more capacity than ever. 9 That is really something to celebrate.</p> <p>10 And I think the biggest celebration for 11 the PEC in this regard is that we now have a 12 full-time PEC Liaison who comes to the table with 13 years and decades of experience at the PED.</p> <p>14 So Sharyn Perea is that person. She was 15 introduced this week to you all. And she has a few 16 words to say on -- and so I'm going to turn it over 17 to her for just a few minutes before coming back.</p> <p>18 MS. SHARYN PEREA: Thank you. So I just 19 want to let you all know this afternoon at 12:30, 20 Marla Lovato will be here to assist anybody with 21 reimbursements. But if you don't have time to go 22 away from this very important business, I will be 23 here to collect receipts.</p> <p>24 And you all should have access to the 25 Board/Commission Reimbursement Claim Form.</p>	<p style="text-align: right;">128</p> <p>1 do that; that includes the other bureaucracies 2 within PED that has to touch it before you get 3 reimbursed. And if we don't honor that timeline, 4 there has to be a special letter that's written. So 5 we're really encouraging folks to get your travel in 6 as soon as possible.</p> <p>7 COMMISSIONER CARRILLO: Yes. So question 8 for Sharyn: One, first, I'm sorry that I don't have 9 my stuff in DocuSign from the meetings we did at 10 CNM. I'll do it today as soon as we're done. I 11 promise.</p> <p>12 And the other thing is, on the new cards, 13 I didn't even think of this until now. I noticed it 14 was my personal address; whereas, in the older card, 15 I used 300 Don Gaspar as my address as a 16 Commissioner. Do -- is there any requirement that 17 we -- it seems that -- I don't want somebody showing 18 up at my house.</p> <p>19 MS. SHARYN PEREA: There's absolutely no 20 requirement. It's up to you as to what you want on 21 there. Let me know and we can --</p> <p>22 COMMISSIONER CARRILLO: (Inaudible due to 23 simultaneous speaking.)</p> <p>24 COMMISSIONER GIPSON: (Inaudible due to 25 off-mic.)</p>
<p style="text-align: right;">127</p> <p>1 And for the new -- the new Commissioners, 2 you were set up in DocuSign yesterday. It may be in 3 your other e-mail-type thing, not necessarily junk, 4 but in another folder. So if you need help 5 accessing that, please reach out to me or Marla and 6 we can help you with that.</p> <p>7 And I think I was supposed to say 8 something else, but I may have forgotten. Please, 9 before the end of the meeting -- I did hand somebody 10 a sample template of a business card and also the 11 PEC directory. If you could give me back any edits 12 before the end of today's meeting, I will make those 13 edits and get them on the website and on the Google 14 Drive.</p> <p>15 And I think that may have been it. And if 16 you have any questions, I'm here to help in any way 17 that I can. Thank you.</p> <p>18 DIRECTOR CORINA CHAVEZ: Thanks, Sharyn. 19 The one other thing that some of the Commissioners 20 who weren't here on Wednesday might not have heard 21 is that we are on a pretty tight timeline for 22 reimbursements and ask that within two days of 23 attending a meeting, that you get your travel going. 24 PED has two weeks to process it. 25 But it's not just our division that has to</p>	<p style="text-align: right;">129</p> <p>1 COMMISSIONER CARRILLO: I don't know. 2 Thank you.</p> <p>3 COMMISSIONER GIPSON: (Inaudible due to 4 off-mic.)</p> <p>5 COMMISSIONER CARRILLO: Thank you. That's 6 a great idea.</p> <p>7 DIRECTOR CORINA CHAVEZ: All right. So I 8 wanted to provide an update to the Commission on the 9 2023 Notices of Intent.</p> <p>10 This is the first step in someone 11 obtaining a charter school, and that is by letting 12 us know that they intend to submit an application. 13 Those Notices of Intent are due the second Tuesday 14 in January.</p> <p>15 And we received ten. But one was 16 incomplete, so there are nine Notices of Intent up 17 for consideration.</p> <p>18 At least one is a resubmittal, and the 19 others include -- altogether in the nine, comprise 20 two from Albuquerque, two from Santa Fe, one from 21 Rio Rancho, and then some communities that don't 22 have charter schools: Sunland Park, Grants, Truth 23 or Consequences, and Edgewood.</p> <p>24 So you can find the complete Notices of 25 Intent as a link off of your, maybe, web page. The</p>

<p style="text-align: right;">130</p> <p>1 PEC web page, to the right, has a -- has a hot link 2 called "Submitted Applications Archive." And when 3 you go there, you'll see the 2023 Notices of Intent. 4 Additionally, within the PEC Google Drive, 5 there's a folder that is created that is going to be 6 called "New" -- let's see. Let me double-check on 7 the name of it. 8 But the document itself includes a summary 9 of the Notices of Intent. So it says the name of 10 the school, the name of the founder, the name of -- 11 excuse me -- the intended location, the grades 12 served, and the student cap. 13 Give me one second. I'll tell you exactly 14 which folder that is. 15 Okay. So it says "New Charter School 16 Application." 17 I'm going to rename it so that it's not 18 just 2022. I put all the 2022 items in a specific 19 folder. And you'll see that spreadsheet of "2023 20 Notices of Intent Summary." And that's Folder 10 in 21 the PEC web page -- or Google Drive. 22 So the final -- two more items I wanted to 23 discuss: 24 One is an update, where I wanted to report 25 on, actually -- I don't believe this is a</p>	<p style="text-align: right;">132</p> <p>1 Chair Burt sent -- excuse me -- I sent a letter 2 letting the school know that that was the PEC vote 3 on the amendment and that the school should return 4 to in-person learning. 5 I had not heard back from the school. So 6 I followed up with the school leader and the board 7 chair, and I got an e-mail back with this response. 8 I'm just going to read it exactly as it was written. 9 "Cesar Chavez Community School is 10 currently in dialogue with the Public Education 11 Commission regarding a disagreement over the 12 interpretation of our charter contract. We 13 respectfully request that no further actions be 14 taken against the school as we continue to walk 15 through a process to resolve this matter. We 16 appreciate the opportunity to continue dialoguing 17 with the PEC. We're committed to trying to come to 18 a resolution with the Commission." 19 That came from the head administrator of 20 Cesar Chavez. 21 And one of the things that I did not 22 mention was that the PEC and the school did engage 23 in a mediated process that concluded they should 24 submit an amendment. So that happened before the 25 amendment came in. So that is actually not the</p>
<p style="text-align: right;">131</p> <p>1 discussion -- I wanted to provide an update on 2 Cesar Chavez. 3 So at the -- so for the new Commissioners, 4 just so you know, this is a school that has remained 5 online, mostly online for its instruction since the 6 pandemic. And we have been in communication with 7 the school about our concern that they remain an 8 online school despite the fact that all schools were 9 asked to come back to in-person as much as policy -- 10 as far as possible, with a policy that, you know, if 11 they have an outbreak of COVID, they can move 12 temporarily into online instruction, but to be in 13 person, and especially if that is what their -- 14 their charter indicates, right, that we do have two 15 online schools where that's the mode of instruction 16 and that's how they operate. 17 But for other schools that don't have 18 something in the educational plan that says that 19 they are an online school, the expectation is that 20 they are in person. 21 So this has been an ongoing issue that the 22 PEC has been addressing over several months. At the 23 December PEC meeting, the PEC considered an 24 amendment to the charter educational program to be 25 online, and it was voted down. So, as a result,</p>	<p style="text-align: right;">133</p> <p>1 current status. 2 And so I responded back to the school 3 saying that the school is no longer in dialogue 4 about the amendment request to be online, and that 5 since the PEC's December meeting when the decision 6 to deny the request was made, there have been no 7 further discussions between the PEC and the school, 8 nor between the school and the Charter Schools 9 Division, or, I don't believe, the attorneys. 10 So I re-sent the memo that I had 11 originally sent on January 10th that stated the 12 expectation that Cesar Chavez go back to in-person 13 instruction. So I re-sent to both the board chair 14 and to the head administrator and asked them to let 15 us know when the school would be back in person. 16 This was yesterday that I sent that second e-mail. 17 And I let them know I would be updating the PEC 18 today. 19 I have not yet heard back from the school. 20 And I know that this is not a discussion nor an 21 action item of the PEC. This is just to inform you 22 of the current status. 23 And the final thing I want to share with 24 the Public Education Commission is that on Tuesday 25 the 17th, we went to the school. One of the staff</p>

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1 members of the Charter Schools Division actually  
 2 went to the school and noticed that the school is  
 3 not holding instruction in person.  
 4 There were signs on the door. The parking  
 5 lot was relatively easy -- empty. And so I believe  
 6 that the school is still operating as an online  
 7 school.  
 8 THE CHAIR: So we're not -- this isn't --  
 9 we did not list this as a discussion item.  
 10 COMMISSIONER CARRILLO: Yeah. I know,  
 11 much to my chagrin. However, for the Commissioners,  
 12 Item 11 is the letter that Director Chavez sent.  
 13 It's on -- that we were sent.  
 14 DIRECTOR CORINA CHAVEZ: It's on the  
 15 Google Drive.  
 16 COMMISSIONER CARRILLO: Even though you  
 17 were polite, she uses the word "back to school  
 18 immediately." I'll bring this up again in the  
 19 Comments section.  
 20 DIRECTOR CORINA CHAVEZ: A final part of  
 21 my report is to -- is new and different. I think  
 22 that I've heard loud and clear from the Public  
 23 Education Commission that you all would like more  
 24 information and more timely information about how  
 25 schools are doing.

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1 And I note there's been a lack of data  
 2 over the last couple of years in terms of academic  
 3 performance. But there is ongoing monitoring that  
 4 occurs at the PED with all schools, and, in  
 5 particular, with charter schools. And we continue  
 6 to build bridges between the other divisions within  
 7 the PED to get information about schools.  
 8 So we recently had a meeting with the  
 9 Special Ed Division, and we asked about the  
 10 Corrective Action Plans that they place charter  
 11 schools on. And so they gave us a list of -- of the  
 12 schools.  
 13 And it's listed in the agenda. There are  
 14 four schools that are listed in the agenda. And  
 15 I -- La Academia Dolores Huerta in Las Cruces,  
 16 McCurdy Charter School, MAS, and Walatowa High  
 17 Charter School.  
 18 So we heard back from the head  
 19 administrator at La Tierra -- excuse me -- at La  
 20 Academia Dolores Huerta because they had not heard  
 21 that they were placed on a Corrective Action Plan.  
 22 So over the past couple of days, I have sought  
 23 clarification from the Special Ed Division and want  
 24 to share with you that, actually, that was an error.  
 25 The school is not on a CAP. So La Academia Dolores

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1 Huerta should not be on this list.  
 2 Final thing I want to say about the list  
 3 of schools, this is not a comprehensive list of  
 4 charter schools that have a Corrective Action Plan  
 5 for the '21-'22 school year based on Special Ed  
 6 Division monitoring. It's a partial list.  
 7 So as we get updated lists of schools, we  
 8 will bring that information to the PEC, not because  
 9 there is an expectation of an action, but to alert  
 10 you that they are on a Corrective Action Plan, that  
 11 Charter Schools Division is aware of it, we're  
 12 monitoring the implementation in communication with  
 13 Special Ed Division, who actually does the detailed  
 14 special ed monitoring, to ensure that the Corrective  
 15 Action Plan is being implemented and resolved.  
 16 And so, again, just for the record,  
 17 La Academia Dolores Huerta should not be on the  
 18 list. They do not have a special ed Corrective  
 19 Action Plan.  
 20 Thank you.  
 21 THE CHAIR: Thank you, Director Chavez.  
 22 All right. The next item is Item No. 12,  
 23 which is Discussion and Possible Action on Notice of  
 24 Proposed Rulemaking.  
 25 Ms. Barnes.

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1 MS. JULIA BARNES: Thank you. Actually,  
 2 Chair, could I have you update -- do you want me to  
 3 introduce it and have you update --  
 4 THE CHAIR: That's what I was thinking.  
 5 MS. JULIA BARNES: Me first? You second?  
 6 Thank you. I'll go first.  
 7 Yesterday, in the documents, I presented  
 8 an overview -- it's driving me nuts. Commissioner  
 9 Manis, you are a white box in my view; so -- I'm  
 10 probably, like, the reverse. You have brown hair in  
 11 a white box, and I have white hair --  
 12 THE CHAIR: Don't move over, because then  
 13 you'll be on my -- if you go that way, so...  
 14 MS. JULIA BARNES: It's just so funny.  
 15 (Off-mic statement.)  
 16 MS. JULIA BARNES: And we won't have a box  
 17 in a couple of years. I'm sorry. That was a  
 18 distraction.  
 19 Yesterday, I gave you an overview -- and  
 20 these documents have been presented previously --  
 21 that there are three documents looking to be  
 22 finished in March so that we can use them in  
 23 contract negotiations.  
 24 Spent a lot of time on the Performance  
 25 Framework.

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1 The other two are a contract, which the  
 2 Performance Framework is an attachment to. And then  
 3 an amendment of the -- a proposed amendment to the  
 4 Charter School Rule.  
 5 The -- the way that I'm looking at it  
 6 right now is that the contract would basically hold  
 7 the specific information about a school, and the  
 8 Performance Framework would be attached.  
 9 The amended Rule, if it gets through,  
 10 would be how you would take essentially high-stakes  
 11 decisions. The process with any school at any time  
 12 in any way would those -- would be in Rule.  
 13 Rule requires a process, a statewide  
 14 process under the State Rules Act.  
 15 And the first step of that process is to  
 16 issue a Notice of Intent to Promulgate Rules. So  
 17 you're -- it's on the Sunshine Portal. There's a  
 18 whole process. It's very specific. Actually,  
 19 there's people at the State Rules that do do --  
 20 State Rules that help you with that, that help me  
 21 with that.  
 22 So I would like to launch that process.  
 23 It is the start, not the finish, and it is -- it is  
 24 posting up there that we are intending to look at  
 25 the Rule.

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1 Then the -- the Rule and any -- any -- if  
 2 we do Version 2, Version 3, Version 4, it would all  
 3 be posted. So it's a "sunshine" thing in law to do  
 4 it this way. This launches that process.  
 5 We would do it collaboratively with the  
 6 Public Education Department.  
 7 And I'm just going to pause right here.  
 8 THE CHAIR: All right. Yeah. So, I mean,  
 9 this is for new Commissioners. I'm so glad that  
 10 this is going to be new for you, because this idea  
 11 of a rule has been something that Commissioner  
 12 Gipson, when she was chair, had started the process.  
 13 It came over to me, and in the last year, it's just  
 14 been a thing.  
 15 So -- but we were able to have a really  
 16 great conversation. We -- with Secretary Steinhaus,  
 17 we did meet -- so there's kind of two -- two  
 18 processes we're following.  
 19 One is we're -- we are -- we decided, as  
 20 the Public Education Commission, to look -- to have  
 21 a legislative clarification that allows for the rule  
 22 process to be able to just be clarified  
 23 legislatively so we can move forward.  
 24 The Secretary has been very, very  
 25 collaborative and very helpful for us in looking at

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1 doing a possible -- which this is kind of also going  
 2 into my report. So remember that I'm telling you  
 3 this when it comes to my report, because it's kind  
 4 of the same.  
 5 All right. Looking at a cleanup bill in  
 6 the Legislature, in which we can do this part, but  
 7 also there's a couple of other pieces of the Public  
 8 Education Commission legislation that could be  
 9 cleaned up, too, because it's just not what's  
 10 happening in practice. So that is something that  
 11 can still be happening.  
 12 Outside of that, knowing that, you know,  
 13 we don't get to -- the Secretary can't control if  
 14 legislation gets passed or not. We don't get to  
 15 control whether legislation gets passed or not.  
 16 But the Secretary does acknowledge that  
 17 this is really important for us and for the charters  
 18 to be able to do this. He's very supportive of us  
 19 going ahead and doing the rule process  
 20 collaboratively.  
 21 I did -- you know, he -- I talked to him  
 22 last night for a while, and he is in agreement that  
 23 the PED shouldn't be doing it for us alone, that it  
 24 would be a step-in-step process where it's both of  
 25 us together. We would initiate it. The PED is

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1 going to support us through the process. And then  
 2 we are working -- we both have calls in with PED  
 3 attorneys on exactly what that could look like.  
 4 So that process is still open for what  
 5 that could end up looking like.  
 6 But this -- the way that we're starting it  
 7 allows for whatever that looks like, like, we're  
 8 kind of building the plane as we're flying it a  
 9 little bit. And we're open to what exactly the  
 10 process looks like in collaboration with them.  
 11 And so I feel like we're in a really good  
 12 space. And I let the Secretary know we really  
 13 wanted this rule by March so we can do contracts  
 14 with the rule in place. And he is extremely  
 15 supportive of us doing that.  
 16 So that was excellent -- really exciting.  
 17 So now he just said -- the last thing he told me  
 18 was, "You guys just work with our attorney and get  
 19 the thumbs-up, and I'm going to support you guys  
 20 through it," which I know that is also what he told  
 21 Commissioner Gipson as well.  
 22 So I feel like we're actually in a really  
 23 good spot on it, and we're going to be able to go  
 24 ahead and go through with this, which allows us,  
 25 then, to look at content more than process.

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143	<p>1 the best way we can do it. 2 So once again, this initiating this is not 3 dictating the process. The processing is getting 4 worked on as we're doing it. We're happy to do it 5 collaboratively with the PED and utilizing the PED's 6 process, which is something that we didn't do 7 initially, that first thing. So we're going to make 8 sure that we follow all of PED's -- as an 9 administratively-attached commission, we need to 10 follow all of their guidelines. 11 So that's also part of them helping 12 support us, as well as making sure we're doing it 13 appropriately through their processes as well. 14 But very encouraging. So now we just have 15 to kind of tighten up some of the loose ends. But I 16 feel good that we're going to be able to follow this 17 and get it done. 18 MS. JULIA BARNES: So the request and the 19 agenda item is on the notice. I'll just give you a 20 short overview of kind of how the proposed rule 21 looks. And I talked about it a little bit 22 yesterday. 23 There's an existing rule. We're not 24 changing it. 25 We are adding specific sections for the</p>	145	<p>1 (No response.) 2 THE CHAIR: All right. So let me get to 3 it -- yeah, do you have it up? Great. 4 Commissioner Gipson. 5 COMMISSIONER GIPSON: Yeah. I have it up. 6 Thank you. 7 So I move that the Chair of the Public 8 Education Commission issue a Notice of Proposed 9 Rulemaking to amend Title 6 Chapter 80 Part 4, and 10 work collaboratively with the Public Education 11 Department on the notice and the amendment effort. 12 COMMISSIONER TAYLOR: Second. 13 THE CHAIR: Thank you. There is a motion 14 and a second. 15 Any debate from Commissioners? 16 (No response.) 17 THE CHAIR: All right. Seeing none, 18 Secretary Armijo, if you could call roll. 19 COMMISSIONER ARMIJO: Chair Burt. 20 THE CHAIR: Yes. 21 COMMISSIONER ARMIJO: Commissioner 22 Carrillo. 23 COMMISSIONER CARRILLO: Yes. 24 COMMISSIONER ARMIJO: Commissioner 25 Clahchischilliage.</p>

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1 COMMISSIONER CLAHCHISCHILLIAGE: Yes.  
 2 COMMISSIONER ARMIJO: Commissioner Gipson.  
 3 COMMISSIONER GIPSON: Yes.  
 4 COMMISSIONER ARMIJO: Commissioner Manis.  
 5 COMMISSIONER MANIS: Yes.  
 6 COMMISSIONER ARMIJO: Commissioner Beck.  
 7 COMMISSIONER BECK: Yes.  
 8 COMMISSIONER ARMIJO: Commissioner Taylor.  
 9 COMMISSIONER TAYLOR: Yes.  
 10 COMMISSIONER ARMIJO: Commissioner Brauer.  
 11 COMMISSIONER BRAUER: Yes.  
 12 COMMISSIONER ARMIJO: And Chair Arm- --  
 13 Secretary Armijo -- votes yes.  
 14 COMMISSIONER GIPSON: (Off-mic.)  
 15 COMMISSIONER ARMIJO: That passes, ten to  
 16 zero.  
 17 THE CHAIR: All right. Thank you.  
 18 All right. That'll move us to Item 13,  
 19 which is Update, Discussion, and Possible Action on  
 20 Legislative Items.  
 21 COMMISSIONER GIPSON: There's I think --  
 22 COMMISSIONER INGHAM: You never asked for  
 23 my vote. Yes.  
 24 THE CHAIR: Thank you, Commissioner  
 25 Ingham.

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1 COMMISSIONER ARMIJO: I apologize. I've  
 2 done that in the past. It wasn't intentional. It  
 3 wasn't the first time.  
 4 THE CHAIR: All right. Thank you.  
 5 So we do have -- I kind of -- like I said,  
 6 I kind of started to tell you about the Legislative  
 7 Update. We did meet with a big group of people  
 8 regarding a proposed Legislative -- and what we  
 9 ended up calling it is a "cleanup bill" for the PEC  
 10 in which we talked about looking at doing -- you  
 11 know, there's just some things that are in statute  
 12 that aren't part of practice.  
 13 One of those things for us is the CTE;  
 14 right? It's in the MOU, but, still, the legislation  
 15 says we oversee CTE.  
 16 So there's also, in legislation, saying  
 17 that the Secretary has to come to the PEC before  
 18 they can take action to suspend a school board, a  
 19 district school board, which, once again, in  
 20 practice isn't really practical.  
 21 So we talked about the things that the PED  
 22 might be able to benefit, like, for them to be able  
 23 to do their job better and get that cleaned up in  
 24 the statute.  
 25 But, for us, we really had a couple of

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1 items that we wanted cleaned up as well -- and we  
 2 consider them cleanups as well -- which is, once  
 3 again, just allowing that rule process to where the  
 4 PEC can collaboratively do a rule with the PED to be  
 5 clarified in the statute. And then the 2 percent,  
 6 like, allowing up to 2 percent, which gives us  
 7 flexibility to really work with the PED on what that  
 8 could look like in future years as well.  
 9 So we did put out -- we do have a draft  
 10 bill that we gave to PED -- Mr. Pahl also has it --  
 11 that we can try to put out there and try to get  
 12 someone to sponsor it, maybe take a look at it this  
 13 year.  
 14 Realistically, we're not sure if it's  
 15 going to get through the Session this year, but just  
 16 to have it start being looked at and have it to  
 17 start being discussed is something that could be  
 18 very worthwhile, and still being -- could very much  
 19 be pursued still.  
 20 The other -- there were a couple -- there  
 21 are a couple of other bills. There's one that did  
 22 actually get prefiled that I'll bring up at this  
 23 time. And then I'll give you my personal opinion on  
 24 whether we should even discuss it or not.  
 25 But there was a prefiled bill that would

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1 change the PEC to the State Board of Education  
 2 again, a resolution that would change the PEC back  
 3 to the State Board of Education.  
 4 From my understanding, it's -- doesn't  
 5 really have much traction. Bills like this have  
 6 been filed in the past and really haven't gotten  
 7 much traction. I would say it might be good for us  
 8 not to get involved in that and not to have  
 9 anything -- not to get involved in that area,  
 10 especially when we're in a situation where we're  
 11 working collaboratively with the Secretary on things  
 12 that we do care about that we want to see that  
 13 benefit the charter schools.  
 14 So open to what you-all think, if that's  
 15 something that we should discuss and talk about, and  
 16 if you want to take a stance on it as a Commission  
 17 or if you want to leave it up to individual  
 18 Commissioners. But there is a prefiled bill in  
 19 there.  
 20 Commissioner Carrillo and then  
 21 Commissioner Gipson.  
 22 COMMISSIONER CARRILLO: I don't want to  
 23 take a stand on that. I'm just curious. Why? What  
 24 is the reasoning behind that?  
 25 THE CHAIR: So I did not reach out to the

<p style="text-align: right;">150</p> <p>1 legislator that filed it.</p> <p>2 COMMISSIONER CARRILLO: Who filed it?</p> <p>3 THE CHAIR: I know in my head. Neville.</p> <p>4 COMMISSIONER CARRILLO: Interesting.</p> <p>5 THE CHAIR: Commissioner Gipson.</p> <p>6 COMMISSIONER GIPSON: So this time it was</p> <p>7 a Republican that prefiled. It's been prefiled</p> <p>8 by -- Senator Soules did it one year. Senator</p> <p>9 Padilla did it another year. So it's floated around</p> <p>10 there.</p> <p>11 And it's really -- it's all about, you</p> <p>12 know, who's got the power to make the decisions.</p> <p>13 And it -- you know, the unfortunate part is in that</p> <p>14 resolution, it doesn't say anything about who's</p> <p>15 going to be the charter authorizer. So it</p> <p>16 completely leaves out the charter authorizing</p> <p>17 component of, you know, what is -- what is our</p> <p>18 biggest aspect.</p> <p>19 You know, some people think it -- years</p> <p>20 ago it was all about, "We don't like who was the</p> <p>21 cabinet secretary, so we're going to now change it</p> <p>22 back."</p> <p>23 And I had discussions with folks. And</p> <p>24 it's, like, you don't get rid of the position just</p> <p>25 because you don't like the person that's sitting in</p>	<p style="text-align: right;">152</p> <p>1 So, you know -- and I agree. I don't know</p> <p>2 if it's going to get any traction or not. But if it</p> <p>3 does, it does, you know.</p> <p>4 COMMISSIONER CARRILLO: Is it going to pay</p> <p>5 six figures?</p> <p>6 COMMISSIONER GIPSON: No. You're still a</p> <p>7 volunteer, at least --</p> <p>8 THE CHAIR: Yeah, I didn't see anything in</p> <p>9 the bill that said that.</p> <p>10 COMMISSIONER GIPSON: The last time it was</p> <p>11 a volunteer school board.</p> <p>12 THE CHAIR: Yeah. I didn't see anything</p> <p>13 in the bill that said it would change to a paid</p> <p>14 position.</p> <p>15 COMMISSIONER GIPSON: It's just, you know,</p> <p>16 for a lot of people, it certainly -- when I first</p> <p>17 came on, we actually had a member who had been on</p> <p>18 the State School Board, and she rolled into the PEC.</p> <p>19 She had actually -- just as an FYI, she had started</p> <p>20 on the State School Board the year I started</p> <p>21 teaching.</p> <p>22 So -- so it's, like, oh, you know. But</p> <p>23 it's a power thing. It's purely a power thing.</p> <p>24 THE CHAIR: All right. I feel like it</p> <p>25 might be helpful -- I don't know. I know I have</p>
<p style="text-align: right;">151</p> <p>1 it. Create parameters for who gets to fill that</p> <p>2 slot.</p> <p>3 So I don't know if it has any traction. I</p> <p>4 think if PED does, in fact, take a stand, I think to</p> <p>5 work collaboratively, I think it -- you know, for</p> <p>6 individual Commissioners to support -- because I'm</p> <p>7 guessing PED is going to say no, you know.</p> <p>8 So I think that, you know, I don't want to</p> <p>9 get in a political snit with them. But</p> <p>10 Commissioners need to know that if -- especially if</p> <p>11 it did pass, you know, the ramifications for your</p> <p>12 upcoming elections dramatically changes, because</p> <p>13 it's going to be a highly sought-after position,</p> <p>14 because the resolution does say those sitting in the</p> <p>15 position would automatically roll into the State</p> <p>16 Board until your term was up.</p> <p>17 So for those folks that are up in two</p> <p>18 years, you know, that's -- that's you folks.</p> <p>19 So you're talking about -- start</p> <p>20 fundraising now, because it's -- I mean, some people</p> <p>21 like to couch it as we're depoliticizing the</p> <p>22 position, because it's no longer going to be a</p> <p>23 Governor's appointment. But you're going to be</p> <p>24 elected politically. So it doesn't depoliticize</p> <p>25 this.</p>	<p style="text-align: right;">153</p> <p>1 Wayne and Matt, I know I have you guys later for an</p> <p>2 update. But I know you also have legislative items,</p> <p>3 and I'm sure that might be the bulk of what your</p> <p>4 updates might be.</p> <p>5 Would you-all come -- because if we don't</p> <p>6 take action on it now, and then we hear you later,</p> <p>7 we can't, like, vote to support something or not</p> <p>8 support something. So if you wouldn't mind.</p> <p>9 MR. MATT PAHL: Thanks, Madam Chair,</p> <p>10 members of the Commission. So would you just like</p> <p>11 the items related to the policy right now?</p> <p>12 THE CHAIR: Yeah, the -- like, the</p> <p>13 legislative specific for this item.</p> <p>14 MR. MATT PAHL: Yes. Sure.</p> <p>15 So for the -- for the session, we are</p> <p>16 looking at the 2 percent transparency bill, meaning</p> <p>17 that our schools get to see the budget of what that</p> <p>18 2 percent goes to. There is no, like, clawback</p> <p>19 language or anything like that. We just want it to</p> <p>20 be standard that it's transparent that we know where</p> <p>21 that money goes.</p> <p>22 That money is SEG. That's something that</p> <p>23 we're supposed to use that to serve kids. So there</p> <p>24 should be additional accountability on that.</p> <p>25 That impacts the PED/PEC relationship, but</p>

<p style="text-align: right;">154</p> <p>1 it's really just about transparency from our end in 2 just knowing when we give those dollars to somebody, 3 we know what we get for it.</p> <p>4 There's that first-year transportation. I 5 don't know the mechanisms behind it, but we have to 6 get this paid for. That's another thing that we're 7 using SEG stuff for classrooms to, like, save up 8 \$100,000 just to run a bus for one year, and then we 9 can get publicly funded -- or, sorry -- funded from 10 the State for that.</p> <p>11 And so we're working with Representative 12 Garratt on both of those issues right now. She 13 helped us out on our charter facility bill last 14 year, and I think she's eager to talk through that.</p> <p>15 So we're still in drafting. I think some 16 of the mechanisms at play are important here. And 17 we'll certainly be in touch with your legislative 18 liaison as that bill kind of gets crafted and is 19 looking like it's how we want it to look.</p> <p>20 Our other issue will be a bill from 21 Christine Trujillo. And that's on allowing students 22 who enrolled in any public school, but particularly 23 our charter schools that serve dropout 24 reengagement -- students that are reengaging in the 25 school after dropping out -- is if they enroll</p>	<p style="text-align: right;">156</p> <p>1 really pushing on right now.</p> <p>2 And then we, of course, have a number of 3 items regarding kind of the topics du jour this 4 session on Extended School Year, on at-risk funding, 5 things of that nature.</p> <p>6 And I think all of you are on our 7 legislative updates, so just stay tuned on those. 8 You'll see kind of what we're doing on those issues, 9 those, like, broader public ed issues.</p> <p>10 And I will just share that we -- if you 11 all are paying attention to the graduation 12 requirements discussion, that is one that I was even 13 surprised. We had a call with about 45, 50 charter 14 leaders on there. They were very supportive of 15 graduation requirements. I don't know that they 16 even could nitpick a whole lot.</p> <p>17 So while that's not an official position 18 for our organization just yet, that may evolve. And 19 I think just generally reducing the amount of 20 credits the State is asking for and providing more 21 flexibility, you know, we love flexibility. And I 22 guess -- unless we're talking about the Performance 23 Framework, but we'll figure that out soon.</p> <p>24 So thank you. That's what I have, 25 Madam Chair.</p>
<p style="text-align: right;">155</p> <p>1 before that age cap deadline of age 22, but they 2 continue their schooling, then the school can 3 continue to get funding for them. So it kind of 4 grandfathers them in across that threshold.</p> <p>5 The hook is they have to continuously 6 enroll. They have to keep -- if they disenroll at 7 any point in time, then it's over. They are capped 8 out of that.</p> <p>9 That bill will have another kind of 10 proposal of how we run this kind of adult ed system. 11 So just know it's with that.</p> <p>12 We are most interested in that -- that 13 ability for a student that, when they reengage with 14 going to public school, that they can continue on, 15 that it doesn't just end all of a sudden.</p> <p>16 And just so you all know, it's not that it 17 actually ends when a school -- when a school brings 18 on a student that's pretty close to that 22 years of 19 age. They'll continue to serve them. But it's a 20 real burden. They have a -- you know, a 150 21 enrollment cap, and it counts against the cap, but 22 they don't get funding for that student. And, you 23 know, five kids starts making a difference as far as 24 the money that you have to work with as a school. 25 So those would be the three that we're</p>	<p style="text-align: right;">157</p> <p>1 THE CHAIR: Great. Thank you.</p> <p>2 Commissioner Carrillo, then Commissioner Gipson.</p> <p>3 COMMISSIONER CARRILLO: Okay. On 4 legislative updates, when you send us those, even if 5 it's like some flash thing, where, "Hey, we need you 6 at 9:00, this room, this time, this day, because 7 this is being, you know, addressed, and we'd love to 8 hear from you," that would be really helpful.</p> <p>9 MR. MATT PAHL: That would be the 10 mechanism. When we do that, you'll get them in that 11 legislative updates format. Then you'll probably 12 get a call from me or a text or something. When 13 it's time to really get mobilized, we do everything.</p> <p>14 COMMISSIONER CARRILLO: I'm only ten 15 minutes away, so I can be here. When I was with 16 SFPS, if it changed times or stuff like that, it's 17 not an inconvenience for me.</p> <p>18 The second thing was are there any threats 19 in terms of what's been proposed that we need to be 20 aware of?</p> <p>21 MR. MATT PAHL: Madam Chair, Commissioner 22 Carrillo, I think the bill regarding charter school 23 foundations and leases, you know, we have gotten 24 word -- that was in yesterday's update -- I've 25 gotten on good authority that this is going to be</p>



<p style="text-align: right;">158</p> <p>1 something that looks like a 2013 bill that actually 2 passed, but then was pocket vetoed by the governor 3 at the time.</p> <p>4 A few things that that does, it makes -- I 5 think it's saying the authorizers need to review all 6 the conflict of interest that -- you know, 7 disclosures that happen at a charter school.</p> <p>8 You know, I don't know what we'll do with 9 that. I think more concerning are the things they 10 want to do on the lease portion of this. So they're 11 asking PSFA to ensure that charter schools pay a, 12 you know, market-competitive lease rate. It asks 13 them to create a standard lease for everyone to use.</p> <p>14 And the concerns there are that, you know, 15 you get something that works at the speed of 16 government working with a school that needs to work 17 at the speed of real estate that they're working -- 18 it can only muddy the waters here.</p> <p>19 I do think that there's -- I mean, the 20 days of some of these -- these contracts or these 21 leases being really messy are kind of over. Like, I 22 think there's just some collective, like, education 23 that's happened.</p> <p>24 And the PSFA in the past has said, "We 25 don't feel comfortable doing a market rate analysis</p>	<p style="text-align: right;">160</p> <p>1 was before my time, so I'm not that familiar with 2 that. I'm going to have to go back.</p> <p>3 But it was my understanding that there -- 4 that PSFA -- because not that many years ago, they 5 hired their lawyer, and that they were doing a 6 review of the leases, and that was one of their 7 obligations.</p> <p>8 So I thought they were already checking to 9 make sure that it was, you know, not outrageous. 10 Because I know a couple of times we've gotten 11 reports back saying, you know, "This is a little bit 12 higher than what the average rate is, you know, in 13 the area," and things like that. So I thought that 14 review was already -- had already taken place.</p> <p>15 And I remember at Spring Budget a couple 16 of years ago when it was -- so it was -- you know, 17 when it was still alive, that was another 18 presentation that PSFA made, that they were going to 19 create more of a boilerplate kind of lease, not -- 20 so that it would standardize it so I guess it would 21 make it easier for them to review. You know, I 22 guess I'm questioning whether that actually does 23 happen. But I thought some of that was already 24 happening.</p> <p>25 MR. MATT PAHL: Madam Chair and</p>
<p style="text-align: right;">159</p> <p>1 on school property."</p> <p>2 I mean, the entire universe of school real 3 estate is essentially charter schools. So, you 4 know, whereas, like a school district building a 5 school, they don't lease property for that, you 6 know. And so, like, figuring out what the market 7 rate is would be kind of difficult.</p> <p>8 So we'll see what they say this time. 9 That was ten years ago when that conversation was 10 had. And we're waiting for the real version to drop 11 before we really spend a lot of time on it.</p> <p>12 But I do understand that they'll be close 13 to those provisions.</p> <p>14 And I would say at this point in time, 15 that's the threat that's on our radar is just 16 provisions that really gunk up a pretty complicated 17 system already, this idea of charter schools getting 18 leases for their facilities.</p> <p>19 COMMISSIONER CARRILLO: Well, then, I 20 would say getting fair lease reimbursement in a 21 timely fashion.</p> <p>22 MR. MATT PAHL: Uh-huh.</p> <p>23 COMMISSIONER CARRILLO: Yeah. Thank you.</p> <p>24 THE CHAIR: Commissioner Gipson.</p> <p>25 COMMISSIONER GIPSON: So, yeah, the 2013</p>	<p style="text-align: right;">161</p> <p>1 Commissioner Gipson, I think the -- I do remember 2 that review. And I think the fact that it was quiet 3 afterwards, meaning they didn't find anything too 4 wild in those leases. Because I remember that part.</p> <p>5 I don't think there's any issue with PSFA 6 saying, "Hey, this is what some decent standardized 7 language should look like."</p> <p>8 But the second you say, "Okay, charter 9 school, you must use this template," when it's 10 leasing from any number of entities under the sun, I 11 think you're going to create some problems.</p> <p>12 So that's like an education thing and a 13 resource that could be useful.</p> <p>14 COMMISSIONER GIPSON: Right. I agree, if 15 it's available. So it might help. Because, you 16 know, some of the -- some of the management 17 companies aren't used to, you know, leasing to a 18 public school, so that it could help them in guiding 19 what should be in the lease, yeah.</p> <p>20 And I don't know -- honestly, I don't know 21 if that review really takes place. I don't. And 22 I'm not saying that they -- you know, some of me 23 says they should. But because -- you know, but 24 some of me says, "Oh, you know, we're digging into 25 the root of a lot of stuff."</p>

162	<p>1 So that was my only, you know, concern, 2 that I thought some of it was actually already 3 happening. So I don't know why it would be 4 populated back into legislation -- 5 MR. MATT PAHL: Yeah. 6 COMMISSIONER GIPSON: -- you know. And it 7 might just be an education piece on the legislators' 8 part, because, as you know, they're not real 9 familiar with what goes on with the charter sector. 10 They're just assuming that nothing's happening. So 11 we have to put this all in the legislation so 12 that -- to make sure -- and it's -- well, it's 13 already happening. 14 MR. MATT PAHL: Right. And, Madam Chair 15 and Commissioner Gipson, I mean, some of this, too, 16 I mean, maybe that may have changed after that bill 17 was proposed. 18 And so it's this idea of I think we kind 19 of know what's coming. But until a bill is 20 dropped -- until words are on paper, we don't really 21 know it's something. And so some of those 22 provisions might be taken out that are kind of 23 current practice. 24 COMMISSIONER GIPSON: Okay. All right. 25 Thanks.</p>	164	<p>1 these are just -- they're the same great kids that 2 go to our traditional public schools that just 3 happened to choose this. 4 And so I think collectively, you all are a 5 part of this as well. Our organization, our 6 schools, you, the whole charter community has 7 really, really made it so it's less vitriolic 8 regarding charter schools compared to what it used 9 to be. 10 COMMISSIONER CLAHCHISCHILLIAGE: Also 11 explain to me what you meant by charter schools -- 12 by the Legislature, their feeling is that we're 13 educational real estate. That's -- I didn't quite 14 understand that. 15 MR. MATT PAHL: I may -- Madam Chair and 16 Commissioner Clahchischilliage, I may have just 17 misspoken there, because I'm not sure what I said 18 when I said that. 19 COMMISSIONER CLAHCHISCHILLIAGE: Did I 20 hear it wrong? 21 COMMISSIONER GIPSON: The educational real 22 estate came in in the lease conversation. 23 MR. MATT PAHL: Yes, sorry. 24 MR. WAYNE SHERWOOD: Because districts 25 don't lease.</p>
163	<p>1 THE CHAIR: Commissioner 2 Clahchischilliage. 3 COMMISSIONER CLAHCHISCHILLIAGE: Thank 4 you. 5 Hi, Paul. (Verbatim.) Generally 6 speaking, what is the view about charter schools by 7 the Legislature? 8 MR. MATT PAHL: Madam Chair and 9 Commissioner Clahchischilliage, I would say in the 10 last five years, it's radically changed. I got word 11 from the LESC that last year, there was a bill that 12 took a bunch of capital outlay dollars and only gave 13 it to school districts. 14 That group came up to me today and said, 15 "Hey, we're working on that to make sure charter 16 schools are there." 17 We didn't have to do anything. They 18 actually thought of us without us having to say, 19 "Hey, us over here." That hasn't happened in my 20 13 years up there. 21 I think that we're finding that this is 22 not the partisan issue that people once thought it 23 was. You all are a very good example of that. 24 And the more we get legislators visiting 25 our schools, the more they recognize it's just --</p>	165	<p>1 MR. MATT PAHL: Yeah, districts don't 2 lease. That's just an issue. That PSFA piece, they 3 are working on building schools. Like, even the 4 lease stuff is kind of a small thing for them for 5 oversight. So we represent every lease for a school 6 space right now in the entire state. So that's what 7 I meant by that. 8 COMMISSIONER CLAHCHISCHILLIAGE: Right. 9 Thank you for explaining that. 10 So with the legislative body, then, we 11 aren't somebody way out there -- we're not a planet 12 way out there. We're actually part of Earth, so to 13 speak, and they look at us that way, then. 14 MR. MATT PAHL: That's a great way to put 15 it. 16 And just one -- Madam Chair and 17 Commissioner Clahchischilliage -- I keep wanting to 18 call you "Representative" -- there is one person 19 that I did not -- one role that I did not shout out 20 in helping us kind of have a seat at the table is 21 the Secretary. 22 The current Secretary, prior Secretary in 23 this administration have always put us on an equal 24 with our superintendent partners. And that's a big 25 deal.</p>

<p style="text-align: right;">166</p> <p>1 COMMISSIONER CLAHCHISCHILLIAGE: Okay. 2 Thank you. 3 THE CHAIR: Secretary -- I don't know why 4 I'm -- Commissioner Ingham and then Commissioner 5 Brauer. 6 COMMISSIONER INGHAM: I just had one 7 question. It brought to my mind, is there a -- does 8 PSFA review potential leases? 9 Because I ran into a charter school that 10 was leasing, in my early part of my career, that was 11 a totally inappropriate space, and that they didn't 12 have the -- because I'm sure schools have a specific 13 code that they have to be accountable to. And they 14 were leasing space that did not -- did not use -- so 15 I was just wondering, who -- who reviews -- does 16 somebody review a potential lease before the school 17 engages with a management company? 18 MR. MATT PAHL: Madam Chair and 19 Commissioner Ingham, it is not done prior to the 20 lease being executed. For lease assistance, it 21 needs to be a lease that meets the requirements. 22 And so you can go ahead and sign a lease and not get 23 any funding for it if you sign a bad lease. 24 So I know you're familiar with traditional 25 public school facilities. They have to meet PSFA's</p>	<p style="text-align: right;">168</p> <p>1 think they've done that in the past when things are 2 just really backed up. 3 So I think by Monday or Tuesday will -- 4 something like that that's been talked about at the 5 interim should be prefiled at the front end. If 6 it's moving, we should see it soon as a bill. 7 COMMISSIONER BRAUER: Great. Thank you. 8 THE CHAIR: Commissioner Carrillo. 9 COMMISSIONER CARRILLO: A question for 10 both, maybe Commissioner Brauer and for Mr. Pahl. 11 Tribal authorization bill? Is that a bill 12 that would allow tribes then to be authorizers of 13 their own charters? Is that what it is? 14 Got it. Thank you. 15 THE CHAIR: Commissioner 16 Clahchischilliage. 17 COMMISSIONER CLAHCHISCHILLIAGE: Explain 18 that to me, authorizers of their own charter 19 schools. 20 COMMISSIONER BRAUER: Madam Chair and 21 Commissioners. So they're -- I think it was Kevin 22 Shendo and Benny Shendo, Senator Shendo, they were 23 kind of taking the lead over the summer sessions to 24 consider -- and this has been in the works for 25 several years -- and former Deputy Secretary Bobroff</p>
<p style="text-align: right;">167</p> <p>1 facilities standards, adequacy standards. Charter 2 schools do not. They just need to have E-Occupancy. 3 So we have a lot of variance from what you 4 might know from traditional public schools. But the 5 county must certify that, yes, they have all the 6 things they need to host -- be an educational 7 institution, essentially. And so that would be done 8 before anybody -- or there would at least be a path 9 towards getting E-Occupancy prior to any lease being 10 signed. 11 THE CHAIR: Commissioner Brauer. 12 COMMISSIONER BRAUER: Thank you, 13 Madam Chair, Commissioners. 14 Matt, thank you so much for the updates. 15 I had a question about the tribal authorization bill 16 I know that was being worked on during the 17 intersessions. Is that still having any legs? Or 18 where do you think that's going to be going? I 19 hadn't heard anything in a bit, since the summer. 20 MR. MATT PAHL: Madam Chair and 21 Commissioner Brauer, I don't know. And they are so 22 backed up with drafting right now that I think -- I 23 mean, I think -- little speculation. I think not 24 doing anything today was kind of just to help them 25 catch up a little bit. Nobody told me that, but I</p>	<p style="text-align: right;">169</p> <p>1 and I were even talking about that when we were both 2 up here at the PED -- to figure out a pathway for 3 our tribes, nations, and pueblos, to have authority 4 to approve, authorize, and, you know, do everything 5 that we do with charter schools on their tribal 6 lands. 7 And so it's been in the works. I think 8 that there was a little bit more energy, I felt, 9 over the summer. There seemed to be some work 10 sessions that were happening. 11 I know that the Navajo Nation was a little 12 bit more interested. Dr. Monty Roessel from Diné 13 College was a part of that. I know they wanted to 14 see some things start to really move to ensure that, 15 you know, the Navajo Nation would be able to open up 16 charter schools and be the authorizers on there. 17 I think there was some -- to get into some 18 of the main details, I think, or, I guess, obstacles 19 is thinking through how does funding go to tribes 20 from State coffers. I think that's something that 21 I've heard that needs to be clarified or figured 22 out. 23 I know that there are mechanisms that do 24 that right now. I don't think that that happens 25 through Public Education outside of the Indian Ed --</p>

<p style="text-align: right;">170</p> <p>1 an Indian Ed Act funding at this stage.  2 So it's something that definitely, talk  3 with your colleagues and relatives, for sure,  4 Commissioner, to learn more about where that is.  5 And it might be good to connect with  6 Senator Shendo, if you have a relationship with him,  7 to see where that might be. But that's the gist, to  8 ensure that tribes, nations, and pueblos have the  9 authority to open -- open schools in their local  10 community context.  11 COMMISSIONER CLAHCHISCHILLIAGE: So who  12 would oversee that activity with them? You know,  13 like with us, it's with PED and the legislative  14 body. So who would it be for them?  15 COMMISSIONER BRAUER: So at the tribal  16 level, we would -- are you familiar with 628 or  17 Tribal --  18 COMMISSIONER CLAHCHISCHILLIAGE: 638, yes.  19 COMMISSIONER BRAUER: It would be very  20 similar to that process. It's one of the  21 discussions. So, like, in BIE, Bureau of Indian  22 Education schools that are tribally controlled --  23 they're sometimes called 638 schools, as they go  24 through that process -- typically, either the tribal  25 council, or the tribal council appoints a board to</p>	<p style="text-align: right;">172</p> <p>1 And I guess I'm wanting to know about it,  2 because a lot of times when we go into this, this  3 type of arrangement, organization, it becomes more  4 of a barrier to providing quality education, better  5 education. And as a result, it really isn't a  6 route, a lot of times, to take.  7 And so that's why it grabbed me right  8 away, because I think I was -- oh, my gosh. We went  9 for years trying to get public education. We  10 finally have it. And BIE, Bureau of Indian  11 Affairs -- Education, right now what we're trying to  12 do is define a difference. And what is the  13 difference between that education and the public  14 education and then private education? That's the  15 discussion that's also going on.  16 So then to add charter schools to it, I'm  17 just wondering how does that mix? What is the -- is  18 that the garlic in the recipe? I mean, what exactly  19 is it?  20 So I'm just real curious as to what the  21 thought is in all of this, because I feel like in a  22 lot of ways, the education for a lot of our Natives  23 has been watered down so much because of the federal  24 bureaucracy, and then the -- the state bureaucracy  25 and then the tribe. So you're dealing with three</p>
<p style="text-align: right;">171</p> <p>1 oversee, like, that school.  2 And so similar mechanisms have been  3 discussed on how that would look. So that would be,  4 like, the governing body, potentially. So that  5 process would sort of be similar to what we see here  6 in the way that we interact with the PED and  7 governing councils.  8 I think the question that you asked, like,  9 how does this look like with a sovereign body  10 between the PED and the sovereign tribal -- tribal  11 nation, that's the thing that I think has been a  12 little bit of a hitch in figuring that piece out.  13 But it does happen in other states. There  14 are states -- Oklahoma has a charter legislation  15 that has a direct pathway for tribal nations in  16 Oklahoma to be the charter authorizer. Washington  17 State does as well. There might be some other  18 states now that are able to do that, too. But those  19 are the two that I'm certain are able to do this and  20 have charters.  21 COMMISSIONER CLAHCHISCHILLIAGE: I guess  22 I'm listening to what you're saying and looking at  23 who you've identified, Oklahoma and Washington  24 State. Their tribal organization is completely  25 different from the pueblos and the tribes.</p>	<p style="text-align: right;">173</p> <p>1 entities. Then you're in the counties, and that  2 adds even more layers to the process.  3 So that's why I was asking. So I'm --  4 thank you for letting me know because I intend to  5 follow it.  6 COMMISSIONER BRAUER: Thank you,  7 Commissioner.  8 And I would say, like, three school  9 examples -- or maybe four school examples -- I would  10 think about. Dream Diné Charter School in Shiprock.  11 DEAP Charter School in Navajo, New Mexico. They're  12 both on the Navajo Nation. And I know both of them  13 would be interested and thinking about what would it  14 look like to have a third option of authorizing,  15 not -- you know, the local school district is not an  16 option for either one of them, really, even though  17 one of them right now is authorized by CCSD.  18 But I know that, you know, the idea of  19 having a school that's on tribal lands completely,  20 being -- you know, being authorized by, you know,  21 the tribe itself is something that is of interest to  22 many -- many schools and school leaders.  23 And then the other examples would be, in  24 Jemez, Walatowa, which is another one of our schools  25 here, as well as San Diego Riverside is another</p>

<p style="text-align: right;">174</p> <p>1 school that was kind of sort of almost -- and, 2 Corina, correct me if I'm wrong -- it was a mission 3 school, and it kind of transitioned -- the building 4 itself transitioned into a charter school a couple 5 of decades ago. And so those are other schools -- 6 COMMISSIONER GIPSON: They're a BIE 7 school. 8 COMMISSIONER BRAUER: No, they're a local 9 authorized school. 10 COMMISSIONER GIPSON: I thought they 11 transitioned to a BIE school. 12 COMMISSIONER BRAUER: That's where it 13 comes from. From Senator Shendo and his brother 14 Kevin, when they went through that process with 15 Walatowa and San Diego Riverside, like having the 16 pueblo being an authorizer was something of high 17 interest. So yeah, I think that's where it comes 18 from is having the local authorization and tribal 19 authorization. 20 COMMISSIONER CLAHCHISCHILLIAGE: I guess 21 I'm looking at if Benny Shendo is the one pushing a 22 lot of this, I'm wondering if maybe the recipe is 23 for pueblos. So the rest of us have to fit into 24 that. 25 And that's kind of what we have -- we run</p>	<p style="text-align: right;">176</p> <p>1 have one more meeting in February during the Session 2 that we can discuss any bills that haven't yet been 3 adopted. So we could bring that up again. Or if 4 you want to try to see if the Commission will take a 5 stance on it today, we can do that now. 6 COMMISSIONER CLAHCHISCHILLIAGE: No, I 7 think we need to wait. There's too much that needs 8 to be done yet. Don't you agree? 9 THE CHAIR: All right. So I'm going to 10 ask that we keep moving past that topic. 11 Commissioner Gipson. 12 COMMISSIONER GIPSON: The only thing I was 13 going to say was the LESC did have a deep 14 conversation and presentation. So I would check 15 with a local legislator that serves on the LESC, 16 because they did hear. They also made a report out 17 on the financial concerns primarily on how that 18 funding flow would be. 19 So that's why I think it may not hit any 20 traction this session, because of that. 21 I also attended the 22 government-to-government meeting. And there was a 23 presentation there as well. 24 So, you know, if you can catch the ear of 25 the Cabinet Secretary, he's had a lot of those</p>
<p style="text-align: right;">175</p> <p>1 into all the time. So I'm really interested in 2 finding out more about it, because -- 3 THE CHAIR: I'm going to ask, if this is a 4 proposal that is an individual matter or if you want 5 the whole Commission to consider. Because if we 6 want to keep it on individual, then I think we need 7 to start moving forward on a different conversation. 8 But if you want the Commission to take a stance on a 9 possible bill, I think we need to have that be 10 discussed at this time. 11 COMMISSIONER CLAHCHISCHILLIAGE: Okay. I 12 guess I'm bringing it up because this is something I 13 know if we -- if this actually occurred and it 14 becomes alive and well and moving around us, among 15 us, then it's something we're going to have to be 16 looking at as well. Thank you. 17 THE CHAIR: So I guess I want to make 18 just, like, the next couple -- time -- to be 19 succinct. 20 So would you like to propose that the PEC 21 supports a bill -- if a bill like that were to come, 22 then the PEC would support it? Or do you want to 23 hold off -- because we need to start making 24 decisions so we can move ahead on this item. 25 Or do you want to wait -- because we will</p>	<p style="text-align: right;">177</p> <p>1 conversations with them. But LESC did have a full 2 presentation, and, like I said, they made a report 3 out on it. 4 COMMISSIONER CLAHCHISCHILLIAGE: Uh-huh. 5 Okay. Thank you for that information. 6 THE CHAIR: Mr. Pahl, and then 7 Commissioner Carrillo. 8 MR. MATT PAHL: Madam Chair and members of 9 the Commission, I'm actually supposed to be meeting 10 with LESC on Extended School Year right now. And so 11 I just want -- do you feel like you got the 12 information you need here? 13 Okay. Wayne is going to be taking care of 14 our report afterwards, and he can answer anything 15 right now to the extent he's aware of what's going 16 on. 17 And just wanted to say welcome, new 18 Commissioners, and congratulations to those who are 19 on Executive, because I don't think I'll see you 20 after this. 21 So thank you. 22 THE CHAIR: Thank you, Mr. Pahl. Have a 23 good weekend. 24 Okay. All right. So I'm going to ask 25 if -- I would say for this -- I think it would be --</p>

<p style="text-align: right;">178</p> <p>1 I'm going to propose that the PEC support those 2 three bills. And that way, possibly -- when Chair 3 Brauer, if he goes to the Legislature to represent, 4 or he could appoint someone else to do that, they 5 can speak on behalf of the Commission and say that 6 we in the Commission would support the transparency 7 on the 2 percent bill, the first-year funding for 8 transportation for charter schools, and the keeping 9 funding for enrollment for students who enroll 10 before they're 22. 11 Those three bills, I would -- I move that 12 we support those three bills. 13 COMMISSIONER CARRILLO: I'll second if 14 that's a motion. 15 COMMISSIONER TAYLOR: I second. 16 THE CHAIR: A motion and a second to 17 support the three bills, the priority bills from 18 PCSNM. 19 Any discussion on those items? 20 (No response.) 21 THE CHAIR: All right. Seeing none, we 22 can add those to our thing after roll call. 23 COMMISSIONER ARMIJO: Commissioner Ingham. 24 COMMISSIONER INGHAM: Yes. 25 COMMISSIONER ARMIJO: Commissioner</p>	<p style="text-align: right;">180</p> <p>1 take us to Item 14, which is Report from PEC 2 Liaisons. 3 The first one, LESC and LFC, there are 4 several items that both -- both of the committees 5 supported that are likely going to impact all 6 schools, but -- so charters as well. 7 There was an increase of the at-risk 8 funding that was asked for both. That was not on 9 the Governor's -- on her platform. But both -- both 10 of the committees did ask for increase to at-risk 11 funding. 12 Also, this one -- I think, is real 13 impactful for many charters -- is an increase in 14 instructional hours. So going from 990 for middle 15 school/high school and 1,080 for elementary, to 16 1,140 for all -- for all levels. 17 This has been -- that has been 18 seemingly -- it seems to be a rural/urban divide on 19 support. I also think, for charters, they like to 20 have more flexibility and less mandates. And so it 21 seems to be something that could be very contentious 22 moving forward. But that is something that both 23 LESC and LFC did support. 24 Also extended day -- extended day 25 incentives, so providing additional financial</p>
<p style="text-align: right;">179</p> <p>1 Clahchischilliage. 2 COMMISSIONER CLAHCHISCHILLIAGE: Yes. 3 COMMISSIONER ARMIJO: Commissioner Gipson. 4 COMMISSIONER GIPSON: Yes. 5 COMMISSIONER ARMIJO: Commissioner Manis. 6 COMMISSIONER MANIS: Yes. 7 COMMISSIONER ARMIJO: Commissioner Beck. 8 COMMISSIONER BECK: Yes. 9 COMMISSIONER ARMIJO: Commissioner Taylor. 10 COMMISSIONER TAYLOR: Yes. 11 COMMISSIONER ARMIJO: Commissioner Brauer. 12 COMMISSIONER BRAUER: Yes. 13 COMMISSIONER ARMIJO: Secretary Armijo 14 votes yes. 15 Chair Burt. 16 THE CHAIR: Yes. 17 COMMISSIONER ARMIJO: Commissioner 18 Carrillo. 19 COMMISSIONER CARRILLO: Yes. 20 COMMISSIONER ARMIJO: That passes, ten to 21 zero. 22 THE CHAIR: All right. Any other items 23 that need to be discussed on the Legislative Agenda? 24 (No response.) 25 THE CHAIR: All right. Great. That'll</p>	<p style="text-align: right;">181</p> <p>1 incentives for schools that choose to do extended 2 days. And I think we've even talked with some 3 schools that are doing a lot of these in the charter 4 sector, which are really pioneers of extended days, 5 extended years, and are not getting the funding for 6 it. So this could be something that actually could 7 benefit charters who are already doing it. And it's 8 an incentive, not a mandate. 9 The other thing is staff increases. 10 They're kind of -- they're a little bit all over the 11 board as to how much staff increases are, how much 12 to budget for staff increases. And it's kind of a 13 wide gap right now between LESC, LFC's, and the 14 Governor's recommendation on that. 15 So it does look like, with the additional 16 money that is in the budget, staff -- school staff 17 will be receiving raises this year. How much and 18 how they're funded seems to be the issue that would 19 be determined. 20 COMMISSIONER CARRILLO: On that? 21 THE CHAIR: Commissioner Carrillo. 22 COMMISSIONER CARRILLO: So on that, raises 23 across the board, it's a recurring expense. So what 24 happened? Everyone is just all jubilant and there's 25 balloons over in the Roundhouse with all this money.</p>

<p style="text-align: right;">182</p> <p>1 But what happens when the well runs a little bit 2 dry? We and districts still have to cough up these 3 raises. 4 So -- and this could be something that 5 maybe we think for the next Legislative Session, and 6 that is holding Public Education harmless, because 7 when we keep giving increases, and then the coffers 8 run a little dry, we're on the hook, and then we 9 have to cut programming. And that's districts and 10 charter schools. 11 So they don't think about what's recurring 12 in the long -- the ten years from now that's -- how 13 it's going to affect everybody. 14 And so I would just suggest that we always 15 bring up the whole recurring expense and holding 16 education harmless when we do the raise thing. 17 Also, for me, personally, never been a fan 18 of across-the-board raises. I'm a fan more of 19 giving whatever that dollar amount is to a district, 20 because they know where these raises need to be 21 given. 22 In some cases, secretaries -- secretaries 23 and aides, maybe -- that's usually where it really 24 needs to be increased. But, usually, if you're a 25 Level III or you're principals or some other</p>	<p style="text-align: right;">184</p> <p>1 school and what that impact was, because it wasn't a 2 fully funded raise. So the SEG did go up, but it 3 didn't go up enough. So schools had to cut 4 programming to, you know, to meet that. 5 So if we're going to put the money in, 6 which I think it should, it needs to be funded. 7 And, absolutely, you know, funded not just for a 8 year or two years, and then that, you know, funding 9 disappears. 10 So, you know, I think that's really the -- 11 you know, the critical piece that people need to 12 look at. Teachers do need to be paid adequately. I 13 don't think they ever will. 14 And I think that - it goes to the 15 insurance issue as well, because when aides and 16 auxiliary staff get pay increases, it -- it 17 increases their level of contribution to the health 18 insurance. So sometimes they get a raise, and it's, 19 like, "Thanks a lot, but now I've moved up to that 20 tier, so now I have to contribute more for my health 21 insurance." 22 So where's the raise? And I know there's 23 legislation to hopefully mitigate that. But, you 24 know, I -- and I fully support that many of those 25 areas need that additional funding, so for a</p>
<p style="text-align: right;">183</p> <p>1 teachers, they're already at what would be 2 considered kind of the market norm, if you will. 3 There's just always something to think 4 about when we're thinking about doling out money. 5 THE CHAIR: Commissioner Gipson? 6 COMMISSIONER GIPSON: I'm going to 7 absolutely agree with you on that last part, because 8 we've all experienced -- and I did contract 9 negotiations, you know, when first three years, 10 teachers got this influx of money, and then it 11 became this, you know, "I'm making as much money as 12 somebody who's been here ten years," because the 13 money wasn't -- districts couldn't fund comparable 14 types of raises. 15 And now we're at a point where, in many 16 schools, the top-of-the-tier teachers are making 17 almost as much as the principal. So why do I want 18 to take on the responsibilities of a principal 19 when -- you know, I'm not just saying I'm just doing 20 the duties of a teacher. But the additional 21 responsibilities of a principal, why take that on 22 when I'm making -- you know. And I'm -- certainly, 23 any raises, I support 1,000 percent. 24 But I think it was actually Wayne who was 25 one of the ones the last round talked about his</p>	<p style="text-align: right;">185</p> <p>1 district to determine, you know, where they can best 2 spend that money, or at least with some guidelines 3 on where that money should go. But the insurance 4 issue has to be addressed as well. 5 THE CHAIR: Commissioner Carrillo. 6 COMMISSIONER CARRILLO: And that goes -- 7 and that goes to the recurring expense thing as 8 well. I mean at SFPS, we just made sure that no 9 matter what, we were committed to this (inaudible). 10 I brought it up in 2012 that no matter what, we 11 would cover any increase in health insurance so 12 nobody fell behind. Because you're right. 13 Especially for those lower paid, it sucks up 14 everything. 15 I'm remembering the meetings -- I think it 16 was in April last year after the Legislative Session 17 where we found out -- like, I visited one of my 18 schools way up north. And it was, like, "Wait a 19 minute here. I'm now making less than my third-tier 20 teacher." 21 This is the head administrator. And that 22 was not uncommon. And then other people saying, 23 "We're having to cut programming." All the while, 24 the gall of them, they're saying out in public, "No, 25 we gave you every penny. We don't know where the</p>

<p style="text-align: right;">186</p> <p>1 problem is. We gave you every penny."  2 But the schools were adamant that -- well,  3 we saw it. They had to make cuts. So, yeah, to  4 that end.  5 THE CHAIR: All right. Next one is  6 New Mexico Indian Education Advisory Council.  7 Secretary Armijo.  8 COMMISSIONER ARMIJO: Thank you. So I  9 wasn't able to attend yesterday's monthly TED call  10 with Secretary Steinhaus.  11 But what they did discuss was the tribal  12 priorities that are needed on the tribe. So I  13 was -- they did send out their -- their reports.  14 I'm just going to quickly go over it because it's  15 very short.  16 What they've asked for from the PED is  17 multi-year funding, increased instruction time,  18 work-based learning opportunities, special education  19 and mental health supports, respect, and  20 government-to-government work together to revitalize  21 and preserve language and culture, a shared  22 responsibility and increased tribal education  23 sovereignty, community-based education created by  24 and centered within tribal communities, a balanced  25 culturally and linguistically relevant education</p>	<p style="text-align: right;">188</p> <p>1 Thank you.  2 THE CHAIR: Thank you. The next one is  3 PSCOC. And Commissioner Ingham.  4 COMMISSIONER INGHAM: Well, I hope you  5 guys will excuse me from having a great report. I  6 think there was a couple of things from PSCOC that  7 warrant your attention.  8 One of them is the lease acceptance. And  9 I'm sure that really affects charter schools, and  10 that will -- that application cycle will occur from  11 mid-July through mid-August, and then awards will be  12 made in November.  13 I don't know that they made any  14 accommodation of when the awards will actually be  15 paid. And it seems to me that's one of the issues  16 that I don't understand very well, but I would like  17 to get to the bottom of.  18 And the other issue was the broadband --  19 new broadband system that they're proposing. They  20 did pass the funding for that. And it is in kind of  21 a -- they're doing the programming of it. And my  22 feeling is that by the time they get it programmed,  23 it'll be obsolete. But we'll see how that goes.  24 But they are working on a new broadband  25 system that will take quite a while to get</p>
<p style="text-align: right;">187</p> <p>1 that sustains the strengths of children and their  2 communities.  3 The goal is to move the needle on student  4 achievement and close the gaps among student groups.  5 And under that is school leadership.  6 Increase the number of Native American teachers and  7 principals. And time for learning and cultural  8 activities.  9 And then I'm going to quickly go over  10 their FY24 request funding type.  11 So the Indian Education Act. They're  12 asking for \$25.23 million.  13 Under the Tribal and Rural Community-Based  14 Extended Learning Programs, they're asking for  15 \$13.31 million.  16 Under the Salary Parity Native American  17 Language and Cultures Staff, they're asking for  18 \$3.25 million.  19 And under Tribal Liberties Capital,  20 they're asking for \$20 million, for a total of  21 \$61.799 million.  22 Like I said, I wasn't able to attend the  23 meeting, but I did get this, and I will share it  24 with everybody so you can have it in front of you as  25 well, because I think it's really good information.</p>	<p style="text-align: right;">189</p> <p>1 implemented.  2 Thank you.  3 THE CHAIR: Thank you. NMPSIA with  4 Commissioner Manis.  5 COMMISSIONER MANIS: Thank you. We do not  6 have January meetings. So I did not have a chance  7 to meet with the other board members in January.  8 However, we do have a meeting on February 2nd. As  9 long as I'm still in the liaison role, then I will  10 be attending both the subcommittee meeting and the  11 board meeting.  12 Thank you.  13 THE CHAIR: NMSBA. Commissioner Carrillo.  14 COMMISSIONER CARRILLO: So I did not  15 attend their December convention. And they're  16 having -- unfortunately, it's too late for us. They  17 have the big thing of the first Friday-Saturday of  18 December, and then their next big deal is generally,  19 like, the second week in February of the  20 Legislature. And they all walk over, and Legislator  21 for a Day and all that stuff.  22 So the thing that I'm thinking -- and we  23 want to get ahead of the game, because I know,  24 having spoken with Joe Guillen, that they would be  25 up for the proposal -- I certainly hope people would</p>



<p style="text-align: right;">190</p> <p>1 attend -- for us to do a couple of sessions at the 2 NMSBA, their really big meeting. It's, you know, in 3 December. It's usually at the Embassy Suites. 4 Because I'm thinking. It's just like 5 today, the -- the Letter of Intent for Montessori in 6 Santa Fe. Man, I've been wanting a Montessori, a 7 public Montessori in Santa Fe since I started on 8 their board. 9 And now it's like, for God's sakes, man, 10 this is your opportunity to make it a magnet and 11 have it be one of your schools. You complain about 12 losing kids, right? Get on the dime, you know. The 13 board needs to act. 14 So -- and things like that. It's like 15 teaching them -- not teaching them -- modeling for 16 them, right, how they can be innovative, keep their 17 kids, and not -- because I know that if they close 18 certain schools as they're thinking of doing at 19 SFPS, man, there's going to be a bolt to the 20 privates in Santa Fe. 21 It's just a bad move. So do it 22 yourselves. 23 So I think of things like, for seminars, 24 Charter Innovation for Districts. Adopting Our 25 Performance Plan and contract Model for District</p>	<p style="text-align: right;">192</p> <p>1 what works. So I'd love us to be able to do that. 2 Other than that, I have no new information 3 on NMSBA. 4 I have a question for Wayne when it comes 5 to Comments. 6 COMMISSIONER GIPSON: He just left. 7 COMMISSIONER CARRILLO: Oh, rats. Oh, his 8 stuff is there. Okay. 9 THE CHAIR: Okay. Well, for Comments, we 10 do not allow discussion. 11 COMMISSIONER CARRILLO: No discussion. I 12 have a question just for him. 13 THE CHAIR: I don't know if that -- I 14 think that's discussion. 15 COMMISSIONER CARRILLO: It could be, like, 16 Jeopardy. I could form my question as a comment as 17 an answer. 18 THE CHAIR: I think you're toeing a line 19 that I do not like. 20 Okay. We'll figure it out. 21 COMMISSIONER CARRILLO: All right. 22 THE CHAIR: And last is the New Mexico 23 State Library commission. 24 Commissioner Taylor. 25 COMMISSIONER TAYLOR: All right. Meeting</p>
<p style="text-align: right;">191</p> <p>1 School Improvement. 2 Because imagine -- like, even at APS or 3 something, if they do it, imagine if they had a 4 performance plan that they would put all their 5 administrators and principals on. "This is what you 6 have to meet every year," and have it be some sort 7 of a contract that they do. "And if you don't -- 8 and if you don't for three years in a row, we'll 9 find someone who can." 10 Because our kids are the only ones that 11 suffer. And I think we serve -- our charters serve 12 as such a great example for what's possible, so long 13 as you're willing to think outside of the desk, as 14 it was for Aldo -- I can't remember the last name of 15 that school. 16 We would want to decide on that probably 17 in April, so we can start getting all the 18 information together, show them what they're doing. 19 They take it to their board in July, and that way we 20 know it's going to happen in December. 21 And we can decide whether we want to do 22 any of these sessions ourselves, who might want to 23 do it, or then maybe there's somebody from NACSA 24 that we might want to bring in. 25 But, just, you know, we are a model for</p>	<p style="text-align: right;">193</p> <p>1 coming up on -- the end of this month, January 27th, 2 and so I have no report until after that meeting. 3 THE CHAIR: All right. Thank you. 4 And so just for -- just so everyone's on 5 the same page as far as 2023, PEC liaison roles. so 6 once again, as soon as we're done with this meeting, 7 Chair Brauer will then be able to -- and I'm going 8 to assume it's going to be Sharyn, since it was Bev 9 before -- work with Sharyn to ask for your interest 10 in a liaison position. And we'll need to e-mail 11 that to Sharyn. 12 Sharyn can then provide that to Chair 13 Brauer. Then he'll create the list of who's going 14 to be on what liaison position. He'll send that 15 back to Sharyn. Sharyn will send that out to all of 16 us. That can happen as soon as Chair Brauer is 17 ready for it, after today. 18 So that's how the process works. So 19 you'll get an interest form -- like, an interest 20 from Sharyn to let her know what you would like to 21 do or continue doing. And then it -- ultimately, 22 Chair Brauer will appoint the liaisons. 23 Commissioner Carrillo. 24 COMMISSIONER CARRILLO: Another question. 25 Is the Chair automatically the person for LESC and</p>

194	<p>1 LFC?</p> <p>2 THE CHAIR: It does not have to be, no.</p> <p>3 COMMISSIONER CARRILLO: (Inaudible due to</p> <p>4 off-mic.)</p> <p>5 THE CHAIR: All right. Great. So</p> <p>6 actually, Report from Chair, I have nothing for</p> <p>7 Item A, which brings us to Public Charter Schools of</p> <p>8 New Mexico. So I will have you come up.</p> <p>9 And this may be a better time -- okay.</p> <p>10 Great.</p> <p>11 Welcome.</p> <p>12 MR. WAYNE SHERWOOD: Well, thank you,</p> <p>13 Madam Chair, and Commissioners. I first wanted to</p> <p>14 say, well, thank you guys for volunteering and doing</p> <p>15 this. As being a charter school leader and having a</p> <p>16 governing council that I had to report to and how</p> <p>17 much work they did, you're just even on that way</p> <p>18 next level of the amount of work that you have to do</p> <p>19 and all of the responsibility that comes with your</p> <p>20 positions also. So thank you.</p> <p>21 You heard from Matt already. There's not</p> <p>22 a whole lot more information.</p> <p>23 Yesterday we did have a training. We had</p> <p>24 one of our first in-person trainings in Albuquerque.</p> <p>25 There were 50 school leaders and teachers that</p>	196	<p>1 questions?</p> <p>2 (No response.)</p> <p>3 THE CHAIR: All right. You got an easy</p> <p>4 one. A whole slow pitch today. We'll see you.</p> <p>5 We'll try to make it more complicated.</p> <p>6 MR. WAYNE SHERWOOD: Everybody's, like,</p> <p>7 "Okay, let's get done." And I'm with you, so...</p> <p>8 THE CHAIR: Thank you. We look forward to</p> <p>9 future reports from you in upcoming months.</p> <p>10 MR. WAYNE SHERWOOD: Okay, thank you.</p> <p>11 THE CHAIR: All right. So last -- not</p> <p>12 last item. Next one is Public Education Commission</p> <p>13 Comments.</p> <p>14 So for new Commissioners, just so you know</p> <p>15 how we do it, this is an opportunity for you to be</p> <p>16 able to basically say anything you would like to</p> <p>17 say.</p> <p>18 If there's something that wasn't addressed</p> <p>19 that you would like to comment on, you're more than</p> <p>20 welcome.</p> <p>21 We did change the procedure since you --</p> <p>22 definitely since you've been here. But last year,</p> <p>23 we -- if you would like to comment, you can raise</p> <p>24 your hand. You do not have to comment.</p> <p>25 So if you don't have anything to say, you</p>
195	<p>1 attended the training. And it was -- it was a</p> <p>2 training that is on MLSS, Multi-Layered Systems of</p> <p>3 Support in the school systems.</p> <p>4 And so there's a whole lot of acronyms.</p> <p>5 It really doesn't matter at this point.</p> <p>6 But it was a very good training. I hope</p> <p>7 people got a lot out of it. But they just also saw</p> <p>8 that, "Oh, my God. Now we have this much more work</p> <p>9 to do."</p> <p>10 So that was one of the things that I saw</p> <p>11 come out of the training yesterday.</p> <p>12 And, yes. So I'll stand for questions if</p> <p>13 you guys have any questions.</p> <p>14 COMMISSIONER CARRILLO: Not about the</p> <p>15 training. But did it come up at all, that you know</p> <p>16 of, equity councils and quotas in this Legislative</p> <p>17 Session, that you know of?</p> <p>18 MR. WAYNE SHERWOOD: Madam Chair,</p> <p>19 Commissioners, no, I don't know of anything about</p> <p>20 the equity councils or anything that has come up on</p> <p>21 that yet.</p> <p>22 COMMISSIONER CARRILLO: Better to have</p> <p>23 heard nothing than to have something on there.</p> <p>24 Thank you.</p> <p>25 THE CHAIR: Thank you. Any other</p>	197	<p>1 do not have to say things -- you don't have to just</p> <p>2 say things to say things. But you can raise your</p> <p>3 hand, and I'll put you in queue at this time.</p> <p>4 There is no -- you're not allowed to ask</p> <p>5 questions. No one is allowed to discuss anything</p> <p>6 with you, and it cannot be an action item. So, all</p> <p>7 right. Commissioner Carrillo.</p> <p>8 COMMISSIONER CARRILLO: Comment for today,</p> <p>9 and then it'll come up again on the next item, is</p> <p>10 very disappointed that Cesar Chavez was given more</p> <p>11 as a report than as an action item, a possible</p> <p>12 action item, because now it's a whole other 30 days.</p> <p>13 All right. Thank you.</p> <p>14 THE CHAIR: Commissioner Beck?</p> <p>15 COMMISSIONER BECK: I guess I just want to</p> <p>16 reiterate what I said earlier, that I was just way</p> <p>17 impressed, after my 42 years of the business and</p> <p>18 education of what you guys have accomplished. And I</p> <p>19 wanted to say a personal thank you to Commissioner</p> <p>20 Carrillo for yesterday helping me with all the</p> <p>21 acronyms and who the people were and helping, I</p> <p>22 know, us newbies out. So I appreciate that.</p> <p>23 THE CHAIR: Commissioner Taylor.</p> <p>24 COMMISSIONER TAYLOR: Yeah. Thank you.</p> <p>25 First of all, it was really great to be</p>

<p style="text-align: right;">198</p> <p>1 here in person this time. I enjoyed the camaraderie 2 and the -- and the work that we were able to -- to 3 go through. 4 I would like to just acknowledge the -- 5 the work that Chair Burt has done over the -- over 6 the last year. I feel like things -- our meetings 7 ran well. I feel like she kept control of 8 situations in the meeting. Things progressed very 9 well. 10 I know the Executive Council works a ton 11 behind the scenes and when they're not here. So, 12 again, I -- I appreciate all of the efforts and the 13 work that you guys have put in. 14 Always, Corina is, and her staff are -- I 15 feel like -- are -- are non-stop work. So I'm glad 16 that you're fully staffed now, and I really do 17 appreciate, you know, the work that you guys -- that 18 you guys do for this -- for this Commission. 19 Also look forward to our new Executive 20 Council and the new members. I have been here for 21 two years, and I have a lot to learn. So -- and I 22 just appreciate the fact that you all are here, and 23 I'm looking forward to our time together. So... 24 THE CHAIR: Commissioner 25 Clahchischilliage.</p>	<p style="text-align: right;">200</p> <p>1 (Response off-mic.) 2 COMMISSIONER CLAHCHISCHILLIAGE: Okay. 3 Well, new to me. Okay. 4 It's just nice to see new faces, and it's 5 nice to -- I just feel safe knowing Julia is here, 6 because I know her work and I know who she's worked 7 for and what she's done. So that's very nice. 8 And all of the new people that we've met, 9 I mean just being very attentive to us, I mean, I 10 am -- being at this meeting and, it just makes me 11 want to sit up straighter, stand up straighter, and 12 just become more knowledgeable and become more 13 resourceful. 14 And I'm definitely going to be working to 15 learn more about my charter schools. And I've 16 already gotten a call from Gallup. And they are 17 very concerned about, I guess, the condition and 18 where they are going with their school. So I'm 19 anxious to learn about them. And, hopefully, we can 20 get them on board and show them and help them with 21 whatever their needs are. 22 So I just want to extend that. I want to 23 tell everyone I'm real happy to be here. And we 24 have a long ways to go. We're into, what, four 25 years? Yeah. We're into four years, yes.</p>
<p style="text-align: right;">199</p> <p>1 COMMISSIONER CLAHCHISCHILLIAGE: I want to 2 ditto what Tim mentioned earlier. I'm just very 3 impressed. You are such a professional group. And 4 you all know what you're doing. You know what 5 you're talking about. 6 And I'm just -- I've thoroughly enjoyed 7 this session, because I'm sitting there going, "Huh. 8 Wow. huh. She must have..." -- meaning you, Pat -- 9 listening to you talk, I was, like, I wonder -- this 10 is before I knew. I wonder if she's been following 11 this committee, or how long has she been here to 12 be -- 13 COMMISSIONER GIPSON: Too long. 14 COMMISSIONER CLAHCHISCHILLIAGE: -- to be 15 asking the questions and therefore showing how 16 knowledgeable you are, and then layered with 17 passion. I really enjoyed listening to that. 18 And my buddy here to my left, I love the 19 way he manipulates everything, you know, question to 20 answer, answer to question, and then content. 21 And I love this. I love it, because he's 22 got it -- we've got a creative mind here that I 23 really appreciate. 24 And I just -- you know, Corina and our -- 25 I guess new attorney; right? Or have you been here?</p>	<p style="text-align: right;">201</p> <p>1 So I hope to be as knowledgeable and as 2 good as you, Pat. Thank you very much. 3 THE CHAIR: Commissioner Ingham. 4 COMMISSIONER INGHAM: I really want to 5 second that. I am very honored to be here. I know 6 that my skill set may be limited in this. But I am 7 thrilled to have these great mentors to be learning 8 from. And I'm really excited about this 9 opportunity. So I want to second what you said. 10 This is just a real honor to be here. So thank you. 11 THE CHAIR: Commissioner Brauer? 12 COMMISSIONER BRAUER: Thank you, 13 Madam Chair. 14 I want to thank the CSD team for all the 15 work that you put into this. I know that there is 16 just hours and hours of time and effort that you put 17 into each of these documents. 18 I don't know if there's any other board -- 19 I have never been on another board like this, that's 20 anything like this. But I just know how much paper 21 and stuff we have to read. And it's really a 22 working -- it's -- we're a working Commission. We 23 do a lot of work, not just today, but the work that 24 has to happen before. 25 And it really takes all of us in this</p>

<p style="text-align: right;">202</p> <p>1 room, with the Charter School Division, Corina's 2 staff. I'm just always -- it's been about two and a 3 half years since I've been in this room for at least 4 three days. And I just think about how much it does 5 take. And for us to be on, we have to be on the 6 entire time we're in here.</p> <p>7 And I just appreciate everyone's efforts 8 in that. I'm very humbled to be part of this group 9 and I'm really excited to continue to learn from you 10 all.</p> <p>11 I'm also -- I wanted to just share I think 12 it's beautiful thing that politically we're pretty 13 much split 50/50. And I think that that's something 14 that's really beautiful. And it's something that 15 we're going to have maybe some disagreements, 16 because we always disagree. But there's strength, 17 there's strength that comes out of that.</p> <p>18 And I'm really excited about that part. 19 For the next two years, at least, we have -- we have 20 that opportunity to show that we can work across 21 lines of politics to do things good for kids. And 22 that's something that I am like so passionate about 23 that and that we can affirm that and we can bridge 24 and we can show off that we know what we're doing 25 beyond a D or an R.</p>	<p style="text-align: right;">204</p> <p>1 Columbo moment.</p> <p>2 THE CHAIR: All right. Commissioner 3 Carrillo.</p> <p>4 COMMISSIONER CARRILLO: Just echoing what 5 everyone said, because I know you work full-time and 6 you have a family. And that you're able to do what 7 you've done over the last year, just -- you know, 8 you've got big shoes to fill, Commissioner Brauer. 9 Just really grateful. You always return 10 my calls. You're just accessible and smart, and you 11 just love our kids. So, you know, thank you for 12 your work.</p> <p>13 In terms of what Commissioner Brauer said 14 maybe even Congress could learn from us, huh? A 15 little working-across-the-aisle action? How would 16 that be?</p> <p>17 And then in terms on my right, let's go to 18 Hózhó. I've been wanting to go visit Hózhó now 19 since I met them. And you can come down from the 20 north, and I'll come down, and we can meet there. 21 Because they would love to have us. And I really 22 want to go to that school. Yeah, it's a cool 23 school.</p> <p>24 THE CHAIR: Awesome. Well, I can 25 definitely say, you know, I think Future Chair</p>
<p style="text-align: right;">203</p> <p>1 Also want to just share my deep 2 appreciation for Chair Burt and all the work that 3 she's put into these meetings. Commissioner Armijo, 4 Secretary Armijo, as well. Commissioner Voigt 5 before, as well as Julia as well.</p> <p>6 So it's just really an honor to be here 7 and to see all the work that we're doing already.</p> <p>8 And I'm also just -- this slightly gets 9 into No. 17, but I'm really excited to do 10 team-building and really getting to know one 11 another. I think that in any new team, there's 12 moments where we storm, we norm, and then we start 13 to perform, and we start to do really good things 14 together.</p> <p>15 And my aim is to, like, help us get 16 through the storming and norming phase so we can 17 really start to perform so we can do our best and 18 bring each others' best out in that process. That 19 starts with really understanding who we are and what 20 we're bringing to the table and really listening to 21 each other, and then being able to act on that in 22 ways that are going to be beautiful.</p> <p>23 And so I'm excited to start to do that in 24 February with you all. Thank you.</p> <p>25 COMMISSIONER CARRILLO: There's always a</p>	<p style="text-align: right;">205</p> <p>1 Brauer is definitely going to have some strengths 2 that he has that I don't have, because I don't think 3 I ever would have considered team-building, ever. 4 So looking forward to new ideas and going forward in 5 a very different way than I've done. And I 6 appreciate that. I like it.</p> <p>7 All right. Number 17, Discussion of New 8 Business Topics for the Next Agenda.</p> <p>9 So just as a reminder for current -- for 10 the new Commissioners, at this time, you're able to 11 present -- you have multiple opportunities to have 12 items be put on the agenda.</p> <p>13 One way is you can submit a form to the 14 Executive Committee, have it be considered. You can 15 have a second on that form. And then it would 16 actually get put on.</p> <p>17 Or this is your opportunity every month to 18 just say what you would like to have on the agenda 19 next month. And all you need is a second today.</p> <p>20 So you can ask for an item, and then 21 someone needs to second you, and it will be on the 22 agenda. You do not have to discuss the item unless 23 you're trying to convince someone to second you.</p> <p>24 All right. Commissioner Carrillo.</p> <p>25 COMMISSIONER CARRILLO: So the first is --</p>

206	<p>1 we discussed this in terms of like how to do this.</p> <p>2 One of the challenges that I've had -- and</p> <p>3 I want to try to move us in a much more swift</p> <p>4 fashion in the next two years -- is when we have to</p> <p>5 take action beyond a Letter of Concern, when it's</p> <p>6 going to be a breach or a revocation, just how can</p> <p>7 we address all of these things -- I know we can</p> <p>8 before the renewal.</p> <p>9 But, you know getting the report, putting</p> <p>10 it on, all these timelines so that it's not always</p> <p>11 like 60, 90 days before we do something.</p> <p>12 So as a discussion item for the next</p> <p>13 agenda, just having us discuss that. Maybe</p> <p>14 brainstorm a few ideas on how we can be more</p> <p>15 efficient with that. That would be as an agenda</p> <p>16 item, discussion. No action for the next meeting.</p> <p>17 THE CHAIR: I'll second.</p> <p>18 COMMISSIONER CARRILLO: Thank you.</p> <p>19 THE CHAIR: And if I could clarify. What</p> <p>20 I'm thinking is would it be a review of the</p> <p>21 intervention ladder and high-stakes -- any</p> <p>22 high-stakes decision?</p> <p>23 COMMISSIONER CARRILLO: Any high-stakes</p> <p>24 decisions and being able to possibly work more</p> <p>25 efficiently within, expediting things.</p>	208	<p>1 fully agree on that. I don't want another 30 days</p> <p>2 to go by.</p> <p>3 So my question is if we could, in fact, if</p> <p>4 we just put "Discussion and Possible Action,"</p> <p>5 revocation could be voted on on that date? Or do we</p> <p>6 have to notice -- notice it as revocation? Because</p> <p>7 if we have to notice it as revocation, then I would</p> <p>8 go along with that language.</p> <p>9 COMMISSIONER CARRILLO: You wouldn't go</p> <p>10 along with it. Or --</p> <p>11 COMMISSIONER GIPSON: I do. I would go</p> <p>12 along with it.</p> <p>13 COMMISSIONER CARRILLO: I think for the</p> <p>14 sake of the school, knowing that the hammer is</p> <p>15 coming down, I think revocation is being part of</p> <p>16 that line item.</p> <p>17 COMMISSIONER GIPSON: Revocation is in</p> <p>18 the -- yes. Because I -- I guess there's a piece of</p> <p>19 me that thinks if it's just revocation, are we</p> <p>20 narrowing our -- the discussion -- so I don't know.</p> <p>21 COMMISSIONER CARRILLO: You can say up to</p> <p>22 and including.</p> <p>23 COMMISSIONER GIPSON: Yeah. I want it to</p> <p>24 be broad enough so that it opens -- but I certainly</p> <p>25 agree that I don't want it to delay the possibility</p>
207	<p>1 THE CHAIR: Yes, I will second that.</p> <p>2 COMMISSIONER CARRILLO: Capital E. Okay.</p> <p>3 Cool.</p> <p>4 And the second thing is -- and, man, it's</p> <p>5 time -- I would like to have on the agenda as a</p> <p>6 discussion, possible action, the revocation of the</p> <p>7 charter for Cesar Chavez school. I mean, they've</p> <p>8 just been -- they've just been flipping us the bird</p> <p>9 for nine months now. Same with the Secretary and</p> <p>10 the same with PED.</p> <p>11 And they're just so defiant in not wanting</p> <p>12 to come back.</p> <p>13 And are we just going to allow this for</p> <p>14 another 60, 90, 120 days?</p> <p>15 So that's something I'd like on the</p> <p>16 agenda. And when you read the letter that -- you</p> <p>17 know, it's not only CSD that said "immediately."</p> <p>18 You know, the Secretary said the same thing.</p> <p>19 And it's just -- it's galling that -- it</p> <p>20 just doesn't matter to them. So if there's a second</p> <p>21 for that to be on the agenda, that would be great.</p> <p>22 COMMISSIONER GIPSON: I'll second</p> <p>23 discussion and possible action on Cesar Chavez, not</p> <p>24 necessarily -- so I'm just going to ask.</p> <p>25 I guess I have to ask Julia, because I</p>	209	<p>1 of a vote for revocation, that I want to make sure</p> <p>2 it could happen in February.</p> <p>3 COMMISSIONER CARRILLO: Then Julia can</p> <p>4 come up with that language? That's a yes. Okay.</p> <p>5 COMMISSIONER GIPSON: So I'll second</p> <p>6 whatever.</p> <p>7 COMMISSIONER CARRILLO: I appreciate that.</p> <p>8 Thank you very much. Thank you.</p> <p>9 THE CHAIR: All right. Any other New</p> <p>10 Business topics? Commissioner Brauer?</p> <p>11 COMMISSIONER BRAUER: Madam Chair,</p> <p>12 Commissioners. I'd like to add onto the Thursday</p> <p>13 work session, at least an hour of team-building. No</p> <p>14 trust falls, but --</p> <p>15 THE CHAIR: Second.</p> <p>16 Any other new business for February?</p> <p>17 (No response.)</p> <p>18 THE CHAIR: All right. Great.</p> <p>19 That -- I move to adjourn.</p> <p>20 COMMISSIONER GIPSON: Second.</p> <p>21 THE CHAIR: But we do have to take roll.</p> <p>22 COMMISSIONER ARMIJO: We do need roll.</p> <p>23 We are going to start with Chair Elect</p> <p>24 Brauer.</p> <p>25 COMMISSIONER BRAUER: Present.</p>

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1 COMMISSIONER ARMIJO: Commissioner Armijo  
 2 votes yes.  
 3 COMMISSIONER BRAUER: Oh sorry. Yes,  
 4 sorry. I thought it was literally a roll call.  
 5 Sorry. Yes.  
 6 COMMISSIONER ARMIJO: Chair Burt.  
 7 THE CHAIR: Yes.  
 8 COMMISSIONER ARMIJO: Commissioner  
 9 Carrillo.  
 10 COMMISSIONER CARRILLO: Yes. But I have a  
 11 question for you. Do you go alphabetically or by  
 12 district?  
 13 COMMISSIONER ARMIJO: I just jump around.  
 14 I do whatever I want.  
 15 COMMISSIONER CARRILLO: All right.  
 16 Whatever. That's cool. All right. So yes.  
 17 COMMISSIONER ARMIJO: Commissioner Ingham.  
 18 COMMISSIONER INGHAM: Yes.  
 19 COMMISSIONER ARMIJO: Commissioner  
 20 Clahchischilliage.  
 21 COMMISSIONER CLAHCHISCHILLIAGE: Yes.  
 22 COMMISSIONER ARMIJO: Commissioner Gipson.  
 23 COMMISSIONER GIPSON: Yes.  
 24 COMMISSIONER ARMIJO: Thank you.  
 25 Commissioner Manis.

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1 COMMISSIONER MANIS: Yes.  
 2 COMMISSIONER ARMIJO: Commissioner Beck.  
 3 Did he leave?  
 4 THE CHAIR: Yeah, he had to leave for a  
 5 wedding.  
 6 COMMISSIONER ARMIJO: And Commissioner  
 7 Taylor.  
 8 COMMISSIONER TAYLOR: Yes.  
 9 COMMISSIONER ARMIJO: So that passes, nine  
 10 to zero. We are adjourned.  
 11 THE CHAIR: Thank you. Thank you,  
 12 everybody. Safe travels home.  
 13 (Proceedings adjourned at 2:00 p.m.)  
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212

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 2 STATE OF NEW MEXICO  
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 4  
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 6  
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 9 Court Reporter in the State of New Mexico, do hereby  
 10 certify that the foregoing pages constitute a true  
 11 transcript of proceedings had before the said  
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 13 State of New Mexico, in the matter therein stated.  
 14 In testimony whereof, I have hereunto set my  
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2                                   STATE OF NEW MEXICO

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16  
17  
18                                   *Cynthia Chapman*

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## A

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