

Non-Profit Foundation or Component Unit Amendment Form

The Charter Contract was entered into by and between the New Mexico Public Education Commission and [], hereafter "the School", effective [] of [], []. The School was approved for a [] Charter Contract.

The School requests consideration from the Public Education Commission (PEC) to change the terms of its Contract as follows:

Charter Contract currently states:

ORIGINAL NON-PROFIT FOUNDATION OR COMPONENT UNIT:

The School requests the Public Education Commission (PEC) change the terms of its Charter Contract, Section as follows


EFFECTIVE DATE OF CHANGE:

REQUESTED CHANGE TO NON-PROFIT FOUNDATION OR COMPONENT UNIT :

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

The School's Non-Profit Foundation or Component Unit Amendment is hereby submitted by [] on [], and affirms the school meets the following eligibility criteria:

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



Charter School Representative Signature

1/27/23

Date

The School's Non-Profit Foundation or Component Unit Amendment was:

- Approved
- Denied

Chair, Public Education Commission

Date

THRIVE Community School

Governing Board Meeting

January 26, 2023

I) Opening Business:

A) Call to Order – 7:03 pm

Meeting held by zoom.

Quorum is achieved. Nora Geiss called the meeting to order.

B) Roll Call

Board Members

Present:

Nora Geiss (Vice Chair)

Brain Crider (Treasurer)

Ellen Moore (Secretary)

Jose Lopez

Don Wolcott

Absent:

Randi Valverde (Chair)

Others in attendance:

Staff: Sean Duncan (Co Director)

Justine Vigil (Vigil Group, Business Manager),

Dan Hill (attorney)

C) Approval of Agenda –

- Motion to Approve – Ellen Moore
- Seconded – Donald Wolcott
- All – Aye, motion passed

D) Conflict of Interest – No members of the board have conflicts of interest to disclose.

E) Approval of Minutes- Nora Geiss called for approval of the December 15, 2023 minutes with the edit as stated in the November 17, 2022 minutes. The edit changed wording on the process of the vote to move in and out of the Executive Session (1E, November

17, 2022).

- Motion to Approve – Donald Wolcott
- Seconded – Ellen Moore
- All – Aye, motion passed

II) Public Input (10 minute time limit, speakers limited to 2 minutes each)

No public comment

III) Committee Reports:

Academic Report:

1. The winter academic benchmark data is 98% complete. Data at this point shows modest to significant growth. The data should be compiled by the February meeting.
2. Staffing: A new P.E. teacher started for this semester. The 26 acres of land are being utilized. An E.A. also started to support students.
3. Enrollment is strong. There are currently 116 students enrolled. The enrollment for 2023-2024 is very solid.
4. The **revised organizational chart** was introduced. This was to make the changes for the change in the director position.
 - **Motion to Approve:** Don Wolcott
 - Seconded: Brian Crider
 - All – Aye, motion passed

Finance Committee Report:

1. Approval of BAR #582-000-2223-0016T
Reason: To adjust the budget for anticipated expenses. This is redirecting the former co-director salary to staff salary.
 - Motion to approve: Don Wolcott
 - Seconded: Jose Lopez
 - All in Favor. Aye

Governance Report:

1. Training updates – all Board Members must complete by June 30, 2023. The recommendation is to try and complete by June 1, 2023.
2. There will be a site visit by the Public Education Department in February 2023. The board will have a time to meet with the PED. More information to come.
3. Approval of MOU with THRIVE Community School Foundation.
 - Motion to approve: Nora Geiss
 - Seconded: Brian Crider
 - All in Favor. Aye

Director Report:

1. Current enrollment is 116. There is room in 6th grade only.
2. There are 104 applications for next year. Kindergarten and 7th grade are of high interest. The goal of 2 applications per week is being met.
3. There will be several STEM activities coming up to introduce new families to THRIVE.
4. There is a new company helping with recruitment. They are called Enrollhance.
5. There have been many parent tours, approximately one per day. These are tours for parents who are interested in enrolling in the school. Saturday tours are available.
6. The director encourages board members to visit the school day to day in action.

Adjournment: The meeting was adjourned at 7:32 pm

Next Board Meeting: Thursday February 23, 2023. 6:00 pm Zoom

**MEMORANDUM OF UNDERSTANDING BETWEEN THRIVE COMMUNITY
SCHOOL AND THE THRIVE COMMUNITY SCHOOL FOUNDATION**

This Memorandum of Understanding (“MOU”) is made and entered into by and between THRIVE Community School (“School”) and the THRIVE Community School Foundation (“Foundation”). The purpose of this MOU is to set forth the relationship between the parties.

BACKGROUND

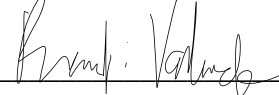
- A. THRIVE Community School is a state authorized charter school under the Charter Schools Act, NMSA 1978, Section 22-8B-1, *et seq.*
- B. The THRIVE Community School Foundation is a non-profit corporation registered with the State of New Mexico.
- C. The Foundation’s sole purpose is to provide support to the school.
- D. As part of its function in supporting the School, the Foundation may help facilitate a lease to purchase arrangement with the School as provided by the Charter Schools Act, NMSA 1978, Section 22-8B-1, *et seq.*

IT IS MUTUALLY AGREED BETWEEN THE PARTIES:

- A. THRIVE Community School shall remain completely independent of the THRIVE Community School Foundation.
- B. The THRIVE Community School Foundation shall have no role in managing or overseeing the School.
- C. If the Foundation ceases to exist, it shall immediately transfer all of its remaining funds, after its liabilities and obligations have been fully satisfied, to the School.


IN WITNESS WHEREOF, parties have executed this MOU as of the last date of signature by School or Foundation.

THRIVE COMMUNITY SCHOOL

By: 
Randi Valverde
Executive Director

Date: 1/27/23

THRIVE COMMUNITY SCHOOL FOUNDATION

By: 
Jaime Sowers
Board Chair

Date: 2/23/23



Department of the Treasury
Internal Revenue Service
Tax Exempt and Government Entities
P.O. Box 2508
Cincinnati, OH 45201

THRIVE COMMUNITY SCHOOL FOUNDATION
7300 OLD SANTA FE TRAIL
SANTA FE, NM 87507

Date:
07/14/2022
Employer ID number:
88-2759623
Person to contact:
Name: Customer Service
ID number: 31954
Telephone: 877-829-5500
Accounting period ending:
July 31
Form 990-PF required:
Yes
Effective date of exemption:
May 16, 2022
Addendum applies:
No
DLN:
26053580006332

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a private foundation within the meaning of Section 509(a).

You're required to file Form 990-PF, Return of Private Foundation or Section 4947(a)(1) Trust Treated as Private Foundation, annually, whether or not you have income or activity during the year. If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PF" in the search bar to view Publication 4221-PF, Compliance Guide for 501(c)(3) Private Foundations, which describes your recordkeeping, reporting, and disclosure requirements.

Sincerely,

Stephen A. Martin
Director, Exempt Organizations
Rulings and Agreements



NM Public Education Department
Options for Parents & Families
300 Don Gaspar Ave
Santa Fe, NM 87501

Madame Chair & Members of the Public Education Commission,

I confirm that neither I nor any of my relatives nor any business with which I am associated have any personal or business interest in or potential for personal gain from any of the organizations or projects linked to the THRIVE Community School Foundation. I also confirm that the disclosed information is correct and that no other situation of real, potential or apparent conflict of interest is known to me. I undertake to inform the Foundation Board Chair of any conflict or potential conflict of which I become aware immediately following any announcement by the Board or the Administration which may concern me. I also undertake to inform the Board Chair of any change in these circumstances, including – if an issue arises – during the course of my association with the THRIVE Community School Foundation as a Board Member.

Sincerely,

A handwritten signature in black ink, appearing to read "Juan Camilo Acevedo Palacio". The signature is fluid and cursive, with a large initial "J" and a distinct "R" at the end.

Juan Camilo Acevedo Palacio



NM Public Education Department
Options for Parents & Families
300 Don Gaspar Ave
Santa Fe, NM 87501

Madame Chair & Members of the Public Education Commission,

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Sincerely,

A handwritten signature in black ink that reads "Jaime Sowers". The signature is written in a cursive, flowing style.

Jaime Sowers



NM Public Education Department
Options for Parents & Families
300 Don Gaspar Ave
Santa Fe, NM 87501

Madame Chair & Members of the Public Education Commission,

I confirm that neither I nor any of my relatives nor any business with which I am associated have any personal or business interest in or potential for personal gain from any of the organizations or projects linked to the THRIVE Community School Foundation. I also confirm that the disclosed information is correct and that no other situation of real, potential or apparent conflict of interest is known to me. I undertake to inform the Foundation Board Chair of any conflict or potential conflict of which I become aware immediately following any announcement by the Board or the Administration which may concern me. I also undertake to inform the Board Chair of any change in these circumstances, including – if an issue arises – during the course of my association with the THRIVE Community School Foundation as a Board Member.

Sincerely,

A handwritten signature in black ink, appearing to read "Katherine Yundt". The signature is fluid and cursive, with the first name and last name clearly distinguishable.

Katherine Yundt