



New Mexico Public Education Commission (PEC)

Governing Body Member Change Notification Instructions

Purpose: To notify the Public Education Commission (PEC) of a change in a member of the school's Governing Body.

Submission Deadline: Changes to the Governing Body membership do not require prior approval of the PEC; however, notice must be received within 30 calendar days of the change.

Notifications completed 14 days prior to the next PEC meeting will be placed on the next agenda. Notifications of this type are typically placed on the consent agenda; however, any notification may be removed from the consent agenda and moved to the regular agenda for full discussion and possible action by the PEC.

Meeting minutes of the governing board of the school and the PEC will serve as an amendment to, or compliance with, the charter contract regarding this membership change. The documentation will be added to the board of finance documentation on file with CSD.

The school must provide:

- Fully completed form
- Approved board minutes or certification of the board's vote accepting the new member
- Resignation Letter or board meeting minutes removing the previous member
- Statement of Governing Body Member to Consult with PED
- Affidavit of Governing Body Member
- Assurances of Governing Body Member

Contact charter.schools@state.nm.us with questions about completing or submitting documents.

Governing Body Member Change Notification Form

Submit this form and all supporting documents to charter.schools@ped.nm.gov

The Charter Contract was entered into by and between the New Mexico Public Education Commission (PEC) and Albuquerque School of Excellence, hereafter "the school," effective on 6/12/2020.

Current Governing Body Members and Positions: Sean Fry- President, Moriah MacCleod- Vice President, Necati Sahin-Treasurer, Kathy Bustos-Garcia- Secretary, Osman Anderoglu-Member, Cemal Cakez-Member, Ayhan Duzgun-Member

New Governing Body Member(s) and Position(s): Yunus Akbas-Member

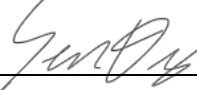
Contact information for New Governing Body Member(s) (phone, email): 505-409 3343 , yeakbas@gmail.com

Number of personnel changes (Head Administrator/Business Manager/Procurement Officer, Governing Board Member), including this change, submitted to PEC in the last 12 months: None

Effective Date: 7/17/2023

The school's notification is hereby submitted by:

Signature of School Representative:  **Date:** 7/21/2023

Signature of Governing Board Chair:  **Date:** 7/21/23


For PEC/CSD use only

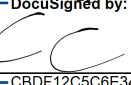
PEC Meeting Date:

Agenda: Consent (typical) Regular (unusual circumstance)

The school's notification was: Accepted Rejected (provide reason)

Electronic signature of CSD Director: _____ **Date:** _____

6. DocuSigned by:

09E79FD8F3D44F0...
[signature]
Ayhan Duzgun

7. DocuSigned by:

CBDF12C5C6E34A2...
[signature]
Cemal Cakir

[print]

July 24, 2023

Dear Mr. President,

This letter is to inform you of my formal resignation from the Albuquerque School of Excellence Governing Board effective as of July 17, 2023. It has been my privilege and pleasure to have served on the council. I plan to continue with ASE in the capacity of a substitute teacher. I wish ASE and the Governing Council the very best. I look forward to seeing the progress and success of ASE in the future.

Sincerely,

Kathy Garcia

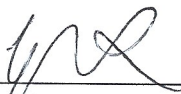
ASSURANCES

My name is Yunus Akbas and I reside in Rio Rancho NM. I am a member of the governing body for Albuquerque School of Excellence a charter school which is located at Albuquerque NM. I assure that in my capacity as a member of the governing body, the CHARTER SCHOOL complies with all applicable federal and state laws governing the organizational, programmatic, and financial requirements applicable to charter schools, including:

1. The CHARTER SCHOOL'S admission processes are in compliance with Sections 22-2-4(A)-(D) and 22-8B-4.1 NMSA 1978.
2. The CHARTER SCHOOL'S admission process do not discriminate against anyone regarding race, color, age, religion, national origin, ancestry, sex, sexual orientation, gender identity, spousal affiliation, physical or mental disability, or serious medical condition.
3. The CHARTER SCHOOL is a nonsectarian and non-religious public school.
4. Except as otherwise provided in Section 22-12-5(C) NMSA 1978 the Public School Code, the CHARTER SCHOOL does not charge tuition or have admission requirements.
5. The CHARTER SCHOOL complies with all state and federal health and safety requirements applicable to public schools, complies with Sections 22-8B-4.2(A), (C), and (D) NMSA 1978, and must produce an E-Occupancy certificate for all school facilities.
6. The governing body does not and will not contract with a for-profit entity for the management of the CHARTER SCHOOL.
7. The CHARTER SCHOOL complies with all applicable state and federal laws and rules related to identifying and providing special education services.
8. The CHARTER SCHOOL complies with provisions regarding public property identified in the Public School Code, the New Mexico Procurement Code, and the New Mexico Prohibited Sales Act, the Internal Revenue Code, and other applicable federal and state regulations.
9. The CHARTER SCHOOL ensures that criminal background checks are conducted on all employees and applicable reporting is completed in accordance with Section 22-10A-5 NMSA 1978.
10. The CHARTER SCHOOL ensures that it complies with state regulations regarding the use of volunteers set out in Section 6. 50.18 NMAC.
11. The CHARTER SCHOOL complies with the Age Discrimination Act of 1975, Title VI and Title VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, and the Individuals with Disabilities Education Act.
12. The CHARTER SCHOOL provides equitable access to and participation in its federally assisted program for students, teachers, and other program beneficiaries with special needs.
13. Meetings of the CHARTER SCHOOL Governing Body comply with the New Mexico Open Meetings Act, Sections 10-15-1 et seq., NMSA 1978 and the Inspection of Public Records Act, Section 14-2-1 et seq., NMSA 1978.

14. The CHARTER SCHOOL complies with all requirements of The Family Educational Rights and Privacy Act (FERPA) 20 U.S.C. § 1232g; 34 CFR Part 99.
15. The CHARTER SCHOOL has and will adopt all policies and procedures required by the Public School Code, the New Mexico Administrative Code, and the Public Education Commission.
16. The Governing Body or head administrator of the CHARTER SCHOOL recognizes and works with employee labor representatives, if any.
17. The CHARTER SCHOOL has and will develop personnel policies that comply with all applicable federal and state labor laws, regulations and rules implementing them.
18. The CHARTER SCHOOL had and will develop a curriculum that is aligned to the New Mexico State Standards found in Title 6 Chapter 29 of the New Mexico Administrative Code, as amended.

Yunus Akbas
Printed Name


Signature

7/21/2023
Date

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO)
)
COUNTY OF)

I, Yunus Akbas, after being duly sworn, state:

1. My name is Yunus Akbas and I reside in Rio Rancho, New Mexico.

2. I am a member of the governing body of the [insert name of school] in Albuquerque School of Excellence in ABO, New Mexico.

3. I attest that I am currently not a current governing body member of any other charter school authorized in the state of New Mexico.

4. I have never been a governing body member of a charter school that was suspended or failed to receive or maintain their board of finance designation.

5. I understand that as a member of the [insert name of school]'s governing body, I am entrusted with oversight of expenditure of public funds in accordance with all applicable laws, regulations and rules, including but without limitation any laws or rules pertaining to conflicts of interest, public school finance, and procurement.

[Signature]
[Signature]

7/21/2023
Date

Yunus Akbas
[Print]

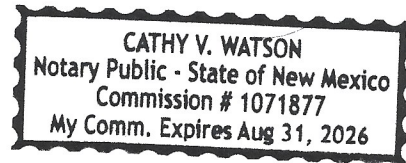
VERIFICATION

The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 21st day of July, 2023.

[Notary Seal:]

[Signature]
NOTARY PUBLIC

My commission expires: 08.31, 2024



CERTIFICATE OF GOVERNING BODY VOTE

This document certifies that on Saturday, July 15th at 10a.m, a meeting of the Governing Body of Albuquerque School of Excellence a New Mexico public charter school, was held. The meeting and all votes were conducted in compliance with the New Mexico Open Meetings Act.

A quorum of the Governing Body's members being present and voting, it was voted 5 in favor and 0 opposed to make a motion to approve Yunus Akbas Governing Board membership.

The members voting in favor were: **Osman Anderoglu, Kathy Garcia, Sean Fry, Moriah MacCleod, and Necati Sahin.**

The members voting in opposition were: NA

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

A handwritten signature in black ink, appearing to read 'Sean Fry', written in a cursive style.

Sean Fry,

Governing Council President

STATEMENT OF GOVERNING BODY TO CONSULT WITH PED

We, the undersigned, make up the governing body of the Albuquerque School of Excellence, located in 13201 Lomas Blvd NE, Albuquerque, NM 87112, New Mexico.

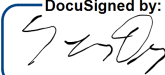
In accordance with 6.80.4.16 NMAC, we agree to consult with the New Mexico Public Education Department on any matter not covered by the manual of accounting and budgeting before taking any action related to funds held as a board of finance.

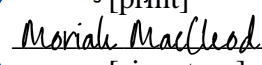
We make this statement as part of Albuquerque School of Excellence’s application to the Public Education Commission for status as a board of finance under 6.80.4.16 NMAC.

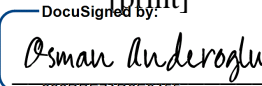
We understand that we must retain or hire a Licensed School Business Manager as soon as financial feasible and, thereafter, notify the New Mexico Public Education Commission within 30 days of hiring and/or changing in a Licensed School Business Manager for the school, and a new, signed “Affidavit of Financial Custodian” must be submitted.

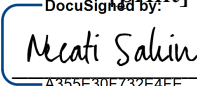
We understand that we must submit an Affidavit of Governing Body Member to the Public Education Commission within 60 days of a change in membership of our governing body.

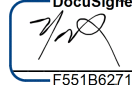
THE FOLLOWING MEMBERS OF THE ALBUQUERQUE SCHOOL OF EXCELLENCE GIVE THE FOREGOING STATEMENT THIS 21st DAY OF JULY, 2023.

1. 
DocuSigned by:
165B73FDFF194EF...
[signature]
Sean Fry

2. 
DocuSigned by:
51D7A87F...
[signature]
Moriah MacCleod

3. 
DocuSigned by:
998DBE71D6E0455...
[signature]
Osman Anderoglu

4. 
DocuSigned by:
A355E30F732E4FE...
[signature]
Necati Sahin

5. 
DocuSigned by:
F551B6271B66472...
[signature]
Yunus Emre Akbas

[print]