

Public Education Commission Governing Body Member Change Notification Form

The Charter Contract, was entered into by and between the New Mexico Public Education Commission, and **The ASK Academy**, hereafter "The School", effective 1 of July 2020. The School was approved for a **Five Year Term Charter Contract**.

NUMBER OF MEMBERS REQUIRED UNDER YOUR SCHOOL'S BYLAWS: No less than five (5) persons.

NUMBER OF CURRENTLY SEATED GOVERNING BOARD MEMBERS: Seven (7)

EFFECTIVE DATE OF CHANGE: August 11, 2020

RESIGNATION

DATE OF RESIGNATION:

NAME OF INDIVIDUAL RESIGNING:

REMOVAL

DATE OF REMOVAL:

NAME OF INDIVIDUAL BEING REMOVED:

REASON FOR REMOVAL:

DESIGNATION OF NEW BOARD MEMBER TO **AN EXISTING POSITION OR** **A NEW POSITION**

DATE OF DESIGNATION: August, 11, 2022

NAME OF INDIVIDUAL BEING DESIGNATED: Gary Feger

HOME ADDRESS: 3202 Oldenburg Road, Rio Rancho, NM 87144

PHONE NUMBER: 505-410-9505

EMAIL ADDRESS: gkfeger@gmail.com

NAME OF BOARD MEMBER BEING REPLACED: Mike Malloy (completed 4-year term)

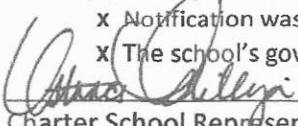
REQUEST FOR EXTENSION:

VOTE NOT TO REPLACE MEMBER:

The School's Governing Body Member Change Notification is hereby submitted by **Constance Dove Castilleja**, on **August 15, 2022**, and affirms the school meets the following eligibility criteria:

Notification was submitted to the PEC within 30 days of change in membership.

The school's governing board is in compliance with all reporting requirements.


Charter School Representative Signature

8/15/22
Date

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

Approved

Denied

Chair, Public Education Commission

Date

CERTIFICATE OF GOVERNING BODY VOTE

This document certifies that on August 11, 2022 at 6:30 p.m, a meeting of the Governing Body of The ASK Academy, a New Mexico public charter school, was held virtually via ZOOM. 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 elect **Gary Feger** to the Governing Council of The ASK Academy.

The members voting in favor were: Dr. Jeanne Forrester, Dr. Denise Gonzales, Michael Smith, Tonya Ross, Lindsey Bomke.

The members voting in opposition were:

None.

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

A handwritten signature in black ink, appearing to read 'Michael Smith', is written over a horizontal line.

Michael Smith, Chair

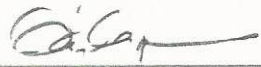
ASSURANCES

My name is Gary Feger and I reside in Rio Rancho, NM. I am a member of the governing body for The ASK Academy, a charter school which is located at 4550 Sundt Road NE, Rio Rancho, NM 87124, 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.

Gary K. Feyer
Printed Name


Signature

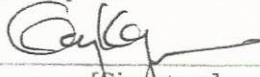
08/22/2022
Date

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO)
)
COUNTY OF SANDOVAL)

I, Gary Feger, after being duly sworn, state:

1. My name is Gary Feger and I reside in Rio Rancho, New Mexico.
2. I am a member of the governing body of The ASK Academy in Rio Rancho, 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 ASK Academy'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]
Gary Feger

08-19-2022

Date

VERIFICATION

The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 19th day of August, 20 22

[Notary Seal:]

STATE OF NEW MEXICO
NOTARY PUBLIC
PATRICIA T. ANDERSON
COMMISSION NO. 1132916
EXPIRES MARCH 22, 2025


NOTARY PUBLIC

My commission expires: March 22, 2025

STATEMENT OF GOVERNING BODY TO CONSULT WITH PED

We, the undersigned, make up the governing body of **The ASK Academy**, located in Rio Rancho, New Mexico.

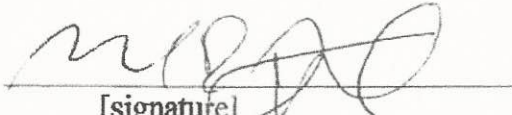
In accordance with 6.80.4.16 NMAC, we agree to consult with the New Mexico Public Education Department on any matter not covered by the manual of accounting and budgeting before taking any action related to funds held as a board of finance.

We make this statement as part of **The ASK Academy'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 ASK ACADEMY GIVE THE FOREGOING STATEMENT THIS 11 DAY OF AUGUST 2022.

1. 
[signature]
MICHAEL SMITH

2. Andrew Bartkus

[signature]
ANDREW BARTKUS

3. Jeanne Forrester

[signature]
DR. JEANNE FORRESTER

4. Denise A Gonzales

[signature]
DR. DENISE GONZALES

5. Tonya Ross

[signature]
TONYA ROSS

Attach additional pages if membership exceeds five.

6. Lindsey Bomke
[signature]
LINDSEY BOMKE

7. Gary Feger
[signature]
GARY FEGER

Signature: 
Andrew Bartkus (Aug 19, 2022 14:01 MDT)
Email: abartkusgc@theaskacademy.org

Signature: *Jeanne Forrester*
Jeanne Forrester (Aug 22, 2022 20:16 MDT)
Email: jforrester@theaskacademy.org

Signature: 
Derise A. Gonzales (Aug 23, 2022 05:24 MDT)
Email: dgonzales@theaskacademy.org

Signature: *Lindsey Bomke*
Lindsey Bomke (Aug 29, 2022 13:38 MDT)
Email: lbomke@theaskacademy.org

Signature: *Tonya Ross*
Tonya Ross (Aug 29, 2022 12:34 MDT)
Email: trossgb@outlook.com

Signature: 
Email: gkfeger@gmail.com