

BEFORE THE PUBLIC EDUCATION COMMISSION

STATE OF NEW MEXICO

TRANSCRIPT OF PROCEEDINGS

OPEN PUBLIC MEETING

September 20, 2024

9:00 a.m.

Jerry Apodaca Education Building, Mabry Hall

300 Don Gaspar Avenue

Santa Fe, New Mexico

-AND-

Via Zoom Webinar

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

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2	<p>1 APPEARANCES</p> <p>2 COMMISSIONERS:</p> <p>3 PATRICIA GIPSON, Chair</p> <p>4 STEVEN J. CARRILLO, Vice Chair</p> <p>5 TIMOTHY E. BECK, Secretary</p> <p>6 ALAN BRAUER, Member</p> <p>7 REBEKKA BURT, Member</p> <p>8 SHARON CLAHCHISCHILLIAGE, Member</p> <p>9 STEWART INGHAM, Member</p> <p>10 K.T. MANIS, Member</p> <p>11 MICHAEL TAYLOR, Member</p> <p>12</p> <p>13 STAFF:</p> <p>14 CORINA CHAVEZ Director</p> <p>15 Charter School/Options for</p> <p>16 Parents and Families Division</p> <p>17</p> <p>18 BRIGETTE RUSSELL Deputy Director</p> <p>19 Charter School/Options for</p> <p>20 Parents and Families Division</p> <p>21</p> <p>22 LUCY VALENZUELA Technical Assistance and</p> <p>23 Training Specialist</p> <p>24 Charter School/Options for Parents</p> <p>25 and Families Division</p> <p>MELISSA BROWN Technical Assistance and Support</p> <p>(MISSY) and Training Administrator</p> <p>Charter School/Options for</p> <p>Parents and Families Division</p> <p>CONSUELO CONSTANTINE PED Liaison to the NMPEC</p> <p>COUNSEL TO THE PEC:</p> <p>JULIA HOSFORD BARNES, ESQ.</p> <p>Barnes Mediation and Law, PC</p> <p>200 W. DeVargas Street, Suite 7</p> <p>Santa Fe, New Mexico 87501</p>	4
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6	<p>1 THE CHAIR: Thank you. And I'm going to</p> <p>2 ask people to please stand and join us in the Pledge</p> <p>3 and the Salute to the New Mexico Flag.</p> <p>4 (Pledge of Allegiance and Salute to the</p> <p>5 New Mexico Flag conducted.)</p> <p>6 THE CHAIR: Do you want to do the Mission</p> <p>7 and Vision?</p> <p>8 (Mission and Vision of the Public Education</p> <p>9 Commission recited by Secretary Beck.)</p> <p>10 THE CHAIR: Thank you. We are on to Item</p> <p>11 No. 2, which is Approval of the Agenda.</p> <p>12 I don't believe we have any changes to the</p> <p>13 agenda? So...</p> <p>14 VICE CHAIR CARRILLO: I move to approve.</p> <p>15 THE CHAIR: Second.</p> <p>16 There's a motion by Commissioner Carrillo,</p> <p>17 a second by Commissioner Gipson. Roll, please.</p> <p>18 SECRETARY BECK: Commissioner Ingham.</p> <p>19 COMMISSIONER INGHAM: Yes.</p> <p>20 SECRETARY BECK: Commissioner</p> <p>21 Clahchischilliage.</p> <p>22 COMMISSIONER CLAHCHISCHILLIAGE: Yes.</p> <p>23 SECRETARY BECK: Commissioner Brauer.</p> <p>24 COMMISSIONER BRAUER: Yes.</p> <p>25 SECRETARY BECK: Commissioner Manis.</p>	8
7	<p>1 COMMISSIONER MANIS: Yes.</p> <p>2 SECRETARY BECK: Commissioner Burt.</p> <p>3 COMMISSIONER BURT: Yes.</p> <p>4 SECRETARY BECK: Commissioner Taylor.</p> <p>5 COMMISSIONER TAYLOR: Yes.</p> <p>6 SECRETARY BECK: Vice Chair Carrillo.</p> <p>7 VICE CHAIR CARRILLO: Yes.</p> <p>8 SECRETARY BECK: Chair Gipson.</p> <p>9 THE CHAIR: Yes.</p> <p>10 SECRETARY BECK: Secretary Beck, yes.</p> <p>11 There are nine votes for and zero votes against.</p> <p>12 THE CHAIR: Thank you.</p> <p>13 We are on to Item No. 3, Public Comment.</p> <p>14 Do we have anyone signed up?</p> <p>15 MS. MELISSA BROWN: We do, Chair. We have</p> <p>16 four people -- five people on Zoom, and one person</p> <p>17 in the room. Where would you like to start?</p> <p>18 THE CHAIR: We'll do the Zoom people.</p> <p>19 MS. MELISSA BROWN: Okay. First is</p> <p>20 Michelle Trujillo. Michelle, please remember to</p> <p>21 spell your first and last name for the court</p> <p>22 reporter.</p> <p>23 FROM THE PUBLIC: Okay. Are you able to</p> <p>24 hear me?</p> <p>25 MS. MELISSA BROWN: We are.</p>	9
	<p>1 FROM THE PUBLIC: Okay. Thank you. Good</p> <p>2 morning. My name is Michelle Griego-Trujillo,</p> <p>3 T-r-u-j-i-l-l-o.</p> <p>4 My son was a student at Alma Arte</p> <p>5 (verbatim) Charter School. After two years of</p> <p>6 asking, we finally got an EDT.</p> <p>7 I actually wish public comment would be at</p> <p>8 the end of these meetings, because during the</p> <p>9 meetings, you don't know how many of us sit here and</p> <p>10 think, "Seriously, was that really said?"</p> <p>11 Last meeting, a few things were said; for</p> <p>12 example, "I like data. I don't like dealing with</p> <p>13 personalities."</p> <p>14 Well, I'm sorry, because you're in the</p> <p>15 wrong position because you need to see</p> <p>16 personalities. If you would sit and speak to</p> <p>17 students who had gone to Alma, then you would know</p> <p>18 the struggles, and you would understand what</p> <p>19 students are going through or have went through.</p> <p>20 A student could work their butt off in</p> <p>21 school. But that's the student. It could be help</p> <p>22 from a parent, from a tutor, from a family member.</p> <p>23 It's not the administration that's doing it; it's</p> <p>24 the student.</p> <p>25 But you're looking at data and assuming</p>	

<p style="text-align: right;">10</p> <p>1 you're choosing not to. We're throwing all these 2 red flags about administration and the school at 3 you, and you've just ignored them. 4 We've been called bullies. We've been 5 called disgruntled, disrespectful, probably a few 6 other words. But with that, administration hasn't 7 admitted to what they've done to be calling us that. 8 And I can guarantee you no parents have bullied any 9 students. 10 If calling somebody "privileged" is being 11 a bully, then what word would you use for 12 administration for what they've done to us and, 13 mainly, our students? 14 Thank you. 15 MS. MELISSA BROWN: Next, we have Jana 16 Holguin. Just a second. There we go. Go ahead. 17 FROM THE PUBLIC: Good morning. My name 18 is Jana Holguin. H-o-l-g-u-i-n. 19 I know my comment is a little over two 20 minutes. I would ask that you let me finish. 21 Good morning, esteemed members of the 22 Public Education Commission. At the last meeting, a 23 Commissioner stated it pisses her off to deal with 24 personalities. These personalities are the people 25 advocating for our own children and those children</p>	<p style="text-align: right;">12</p> <p>1 I was put on administrative leave while 2 they, quote, investigated and ignored me for the 3 next six months. I was not allowed to communicate 4 with any staff members, students, or parents during 5 this time. This was a very difficult six months. 6 At the end of it all, they sent me a 7 letter saying the allegations were not true. Duh. 8 Any -- Alma asked if I still wanted to teach there, 9 but..." -- oops, hold on, I lost my place. 10 "Given the hostile work environment, I 11 would never go back. In all my years of teaching, I 12 have never had an issue with any administrators. In 13 fact, you could say I have done a fantastic job, 14 love teaching, and love my students. 15 "I appreciate the loyal friends and family 16 that stood by me through this waste of taxpayers' 17 money and gross miscalculation of my character, 18 ethics, and honor as a teacher. The fact that these 19 administrators could not even say that they were 20 sorry is a clear indication of their own lack of 21 character. 22 "I am among quite a few teachers, 23 students, and parents that have experienced some 24 kind of hostility. These are some things from the 25 students.</p>
<p style="text-align: right;">11</p> <p>1 and families who remain voiceless out of fear, due 2 to continued bullying and harassment by Alma's 3 administration. 4 It was said that the PEC is tired of 5 hearing the same things from the same people. 6 That's, again, as stated before, because we're not 7 afraid to speak out, unlike the many others who fear 8 retaliation. It's disheartening to hear that 9 bringing our concerns to the authorizing body and 10 compliance body is considered irritating. 11 Let me share from some that have been too 12 afraid to speak out. 13 This comes from a teacher. 14 "I've been a teacher in Southern 15 New Mexico for 36 years, the last six years at Alma 16 d'Arte. The last year of teaching at Alma was 17 traumatic on many levels. At the beginning of the 18 year, there was a tragic suicide of a brilliant kid. 19 Not long after, I was targeted and treated with 20 disrespect, suspicion, and ghosting by the Alma 21 administrators. 22 At the end of the first semester, I was 23 falsely charged with ridiculous allegations. The 24 whole thing could have been easily resolved with a 25 simple conversation.</p>	<p style="text-align: right;">13</p> <p>1 "I was told they had to take down LGBTQ 2 stuff, or they would have to put up Neo-Nazi and 3 White Supremacist stuff as well. That shit was 4 scary coming out of his mouth." 5 From another student: "I got accused of 6 something I didn't even do, and I wasn't even around 7 when it happened. But just because the dance kids 8 said I did it, I got in trouble. There's no 9 fairness here if you're not in the dance class or 10 friends with the dance kids. The principal says 11 there's no favoritism, but there definitely is." 12 And from another student: "There's like 13 barely anyone here this year, maybe like 50-ish of 14 us. We don't even have an art teacher at an art 15 school. Some kids are in credit recovery, but they 16 have never even had the class before. How come it's 17 happening when they never had the class? Our 18 classes are taught by the secretary, the computer 19 guy, and even the principal sometimes. Why is that? 20 I know people have been trying to get us help, but 21 where is it? I can't go back to a regular school, 22 so I've got to deal with all this messed-up stuff 23 here. It's not fair. Why do they tell us not to 24 bully, but then the administration can do it to us?" 25 Okay. Now, back to my stuff.</p>

<p style="text-align: right;">14</p> <p>1 It is repeatedly said that the 2 administrator needs to work on building 3 relationships and listening to the community; yet, 4 there is again discussion of removing public 5 comment. This raises serious doubts about the 6 administration's commitment about improving 7 interpersonal dynamics crucial to the school's 8 success.</p> <p>9 At the last meeting, it was stated: 10 "We're here for the students and to make sure that 11 they get what they need." Yet students are without 12 core teachers, no science teacher, no social studies 13 teacher, or fine art teachers at the art school. 14 Furthermore, there are serious concerns about where 15 the funding for special education services has gone, 16 as these services have not been provided.</p> <p>17 CAPs may now be in place, but they do not 18 address the need of students who were denied the 19 services they were entitled to.</p> <p>20 Alma has been out of compliance for years, 21 as it acknowledged at the last PEC meeting. 22 Numerous CAPs exist, but students are still missing 23 out on services. Where has the money provided for 24 SpEd services gone if these services have not been 25 delivered?</p>	<p style="text-align: right;">16</p> <p>1 morning facing August 19th, 2023? Every single 2 morning, I get no reprieve. My family is fractured 3 and floundering due to the tragic suicide of my 4 youngest son, Malachi, at age 14.</p> <p>5 Say his name. No one has breathed my 6 boy's name. Does it hurt to have it in your mouth? 7 Does it tear at your heart? Take your breath away? 8 Does it cause your cheeks to burn with shame. Say 9 his name. Malachi DeLanoy. A sweet, compassionate, 10 brilliant, loving boy who was bullied to death by a 11 grown man, a man sworn to protect Malachi, the 12 principal at Alma d'Arte, a man with prior 13 complaints filed for bullying high school students 14 under his power, a small-minded man who instantly 15 refused a request to install a memorial bench that 16 would have incorporated anti-bullying, a man who, 17 after 13 months, refuses to extend a sympathy to my 18 family and who said he had no obligation to do so 19 when directly asked about it, a man protected over 20 and over by this board and others like it, a man who 21 continues to bully and intimidate children in his -- 22 under his so-called care.</p> <p>23 Imagine finding your child hanging in 24 their closet. Then think of a power-hungry, 25 ill-tempered tyrant in charge of your child being</p>
<p style="text-align: right;">15</p> <p>1 This falls under the authorizing 2 principles for the PEC of sound governance, 3 management, and stewardship of public funds and 4 services that meet the needs and fulfill the rights 5 of all students.</p> <p>6 Why is the non-compliance for years being 7 tolerated with no consequences?</p> <p>8 I will not apologize for speaking out and 9 standing up for the children in my community, even 10 if it pisses off some Commissioners, and they don't 11 want to hear it.</p> <p>12 Thank you.</p> <p>13 MS. MELISSA BROWN: Thank you.</p> <p>14 THE CHAIR: Before the next person, 15 thanks. I'm going to ask people to please check 16 your language in your public comments.</p> <p>17 MS. MELISSA BROWN: Also, that might have 18 been a bit fast for the court reporter.</p> <p>19 Next to speak is Cindy DeLanoy.</p> <p>20 FROM THE PUBLIC: Cindy DeLanoy. 21 D-e-L-a-n-o-y. I'm with this group. Again, I've 22 been here several times. Last meeting, it was said 23 by a councilperson that they were growing tired of 24 hearing from me, month after month. 25 How tired do you think I am, every single</p>	<p style="text-align: right;">17</p> <p>1 largely responsible, and imagine filing formal 2 complaints and having those you filed with saying 3 they're tired of hearing your story, all while 4 promoting the career of your adult bully.</p> <p>5 Now, imagine you are young Malachi. 6 Imagine the utter despair and hopelessness this 7 admin has caused you to feel. Imagine slipping your 8 small head into a rope and then slowly dangling, 9 choking, and suffocating, because Malachi felt he 10 had no other escape from his tormentor.</p> <p>11 Admin acted like he hated this minor 12 child, and mentally tortured my boy.</p> <p>13 Can you feel that pain? Can you feel the 14 panic?</p> <p>15 As you've heard numerous times from myself 16 and others, Alma's admin lies, cheats, and steals; 17 yet governing bodies give him a pass.</p> <p>18 You're tired? Soon you'll almost 19 certainly not be hearing from me anymore. But the 20 fractured remains of our family? We will awaken day 21 after day after day, each day beginning again as 22 August 19th, 2023.</p> <p>23 There is no room in education for a 24 principal who acts like a thug. And there is no 25 room in counseling when you don't do something about</p>

<p style="text-align: right;">18</p> <p>1 it. You simply protect and promote. Thank you.  2 MS. MELISSA BROWN: Next we have Karen  3 Woerner.  4 FROM THE PUBLIC: Madam Chair,  5 Commissioners, thank you. After all of this  6 emotional testimony, mine seems so minor.  7 I do want to just express my sympathy to  8 Ms. DeLanoy in the loss of her son and appreciate  9 you allowing me to speak today.  10 I'm on a completely different topic and  11 definitely far less tragic than what you have heard  12 today.  13 So, again, my name is Karen, K-a-r-e-n,  14 Woerner, W-o-e-r-n-e-r.  15 As you all know, today you're going to be  16 approving preliminary reports which are on your  17 agenda, including Explore Academy-Rio Rancho.  18 If you've had a chance to review that  19 report, you know that it's an excellent one and  20 quite impressive for a first-year school, so we  21 stand very proud.  22 However, I am here today to clarify a  23 couple of things regarding ratings, not only for  24 Explore Academy, but for all charter schools. For  25 example, there are ratings based on reports from PED</p>	<p style="text-align: right;">20</p> <p>1 compared with S.T.A.R.S. -- or Nova, now.  2 <b>However, the fact that there's an item on  3 the report does not mean there's actually a staff  4 credentialing issue. In other words, if a Social  5 Security number wasn't entered by a staff member  6 when they did their license, they couldn't match  7 that staff member to our record. Or there was a  8 long-term substitute issue, and the advice from  9 Licensure was contradictory to what needed to be  10 done, and there's been back-and-forth communication  11 between the school and Licensure, and it got  12 resolved.</b>  13 <b>However, this second example is the one  14 that's impacted the Explore Academy-Rio Rancho. We  15 are very conscientious about staff credentialing.  16 We check it regularly. We review when they're going  17 to expire. We help them get licensed appropriately.  18 And we review every 40-, 80- and 120-day report and  19 work with Licensure to get those resolved.</b>  20 <b>Most often, they're not staff  21 credentialing issues. Yet, on the Explore  22 Academy-Rio Rancho report, we got a Workings to  23 Meet, because the Licensure Bureau reported that  24 they were resolved by 120 day, which, apparently, is  25 on some rubric.</b></p>
<p style="text-align: right;">19</p> <p>1 bureaus and departments. But some of those reports  2 are not actual errors and require additional  3 analysis or review before assigning ratings.  4 There are two areas that come to mind.  5 There may be more, because I want to share two with  6 you today as examples.  7 There's an ELL error report that is run --  8 that can be run that the system compares the  9 school's list of English Learners with those that  10 took an -- excuse me -- proficiency test, the WIDA  11 Access Test, in the past. But those past  12 assessments might have been given in error and  13 should not impact the rights of English Learners  14 rating. And by that, I mean if it's been resolved,  15 we've identified the student is not an English  16 Learner or should not have taken that test, they  17 will still appear on the report, because it's run by  18 computerized systems, and that assessment still  19 lives there.  20 That did not affect Explore this time, but  21 I know it might have affected other schools.  22 <b>A. Also, there's a licensure discrepancy  23 report. Similarly, the Licensure Bureau provides  24 discrepancy reports at each reporting window, 40,  25 80, 120, based on data in the NMPED Licensure Portal</b></p>	<p style="text-align: right;">21</p> <p>1 <b>But, again, if you read the facts, it was  2 not a staff credentialing issue, but, rather, a  3 system issue. One was related to Social Security  4 number. One was related to how a long-term sub  5 should be assigned to a class.</b>  6 <b>And I ask you to -- particularly CSD, to  7 be cognizant of those reports and applying ratings  8 appropriately.</b>  9 <b>And I would also like to know, there was a  10 piece of a rubric shared with me about how they  11 rated this one.</b>  12 THE CHAIR: I'm sorry, but the two minutes  13 has expired. Can you wrap it up, please?  14 FROM THE PUBLIC: Absolutely. I would  15 like to know if we could receive a copy of the full  16 rubric. It may be on your website, but I couldn't  17 find it. Thank you.  18 MS. MELISSA BROWN: Next, we have Janet  19 van Coblijn.  20 FROM THE PUBLIC: Good morning,  21 Commissioners, and everyone. My name is Janet van  22 Coblijn my last name is v-a-n space C-o-b-l-i-j-n.  23 I don't think at this time I can say  24 anything more compelling than what you have heard  25 earlier from, as you noted last session, the</p>

22	<p>1 repeated people from Alma that you're tired of 2 hearing from.</p> <p>3 And I thought about not making a comment 4 today, in part, because of that, and, in part, 5 because it seems to be fruitless.</p> <p>6 No matter what we do, whether -- in what 7 form, there just doesn't seem to be any traction by 8 PED, PEC, or any other entity that could and should 9 do something. And the administration, headed by the 10 principal, but also backed up by the governance 11 council, which is -- has been there longer and has 12 been responsible for even more malfeasance by the 13 school, it doesn't matter.</p> <p>14 It's just all taken at face value that 15 this is an art school where there are no art 16 teachers, that the bullying is by everybody except 17 the administration, a school that now has -- I don't 18 know -- 50, maybe 50 students, when last year it was 19 close to, you know, 100, 130, -40, whatever.</p> <p>20 There's got to be a reason. And it's not 21 because of the Save Alma Group, because the purpose 22 was to save Alma.</p> <p>23 I'll leave it at that. But I must say it 24 was really disheartening, and perhaps it was just in 25 the essence because it was a direct conversation</p>	24	<p>1 Brauer and Commissioner Ingham and myself were 2 invited to the Albuquerque Sign Language Academy on 3 Friday, September 27th, at 12:30.</p> <p>4 I'm going -- I know Alan is going. I'm 5 not sure if you are. Okay.</p> <p>6 (Off-mic comments.)</p> <p>7 SECRETARY BECK: You got it. But you can 8 respond. The 27th at 12:30. They're having a 9 school-wide pep rally in honor of being recognized 10 as a National Banner Unified Champion School. So 11 that's a pretty big honor.</p> <p>12 THE CHAIR: Anyone else?</p> <p>13 VICE CHAIR CARRILLO: Here we are. At 14 Turquoise Trail Charter School, you might remember 15 that their kids went to the Legislature to lobby for 16 funds for a playground. And they were successful.</p> <p>17 And so they had their dedication and 18 everything on Monday. And -- let's see. I mean, 19 I -- I was in Pojoaque. I had a (inaudible) out 20 there. But I noted that Liz Stefanics was there. A 21 lot of local representatives were there to 22 congratulate the school and to call out the kids for 23 their success.</p> <p>24 So just great kids, you know. The 25 Legislature is always there. They love to hear from</p>
23	<p>1 with the lawyer and the administrator with the 2 governance board, that it's obvious -- I think it 3 should be obvious that not only is administration 4 and the school and the governance board not engaging 5 the community, they're trying to close off the 6 governing council meetings to be virtual only and 7 obliterate public comment.</p> <p>8 And the fact that blatant lies are said in 9 the meeting about what the school is doing and what 10 the achievements are and what -- and the accusations 11 of parents, that parents and teachers and students 12 are at fault, there's no way to -- to contest it in 13 that forum. And it's all taken at face value. So, 14 unfortunately, you're probably going to hear from 15 all of us again. Thank you.</p> <p>16 MS. MELISSA BROWN: Next, in the room, we 17 have Wayne Sherwood, unless he didn't mean to sign 18 up "yes" for public comment.</p> <p>19 THE CHAIR: He was just signing in.</p> <p>20 MS. MELISSA BROWN: Sorry. That's for 21 yesterday. You're done with Public Comment.</p> <p>22 THE CHAIR: We are now on to Item No. 4, 23 School Highlights and Spotlights.</p> <p>24 Commissioner Beck?</p> <p>25 SECRETARY BECK: Yes. I know Commissioner</p>	25	<p>1 students. So anybody that can attend, it makes a 2 very huge difference.</p> <p>3 So congratulations to Turquoise Trail and 4 to the kids' success.</p> <p>5 THE CHAIR: We are on to Item No. 5, which 6 is the Consent Agenda. I don't think we have --</p> <p>7 COMMISSIONER CARRILLO: (Motion off-mic.)</p> <p>8 THE CHAIR: Motion by Commissioner 9 Carrillo, a second by Commissioner Gipson. 10 Commissioner Beck.</p> <p>11 SECRETARY BECK: Commissioner Manis.</p> <p>12 COMMISSIONER MANIS: Yes.</p> <p>13 SECRETARY BECK: Commissioner Brauer.</p> <p>14 COMMISSIONER BRAUER: Yes.</p> <p>15 SECRETARY BECK: Commissioner Burt.</p> <p>16 COMMISSIONER BURT: Yes.</p> <p>17 SECRETARY BECK: Commissioner Taylor.</p> <p>18 COMMISSIONER TAYLOR: Yes.</p> <p>19 SECRETARY BECK: Chair Gipson.</p> <p>20 THE CHAIR: Yes.</p> <p>21 SECRETARY BECK: Vice Chair Carrillo.</p> <p>22 VICE CHAIR CARRILLO: Yes.</p> <p>23 SECRETARY BECK: Commissioner 24 Clahchischilliage.</p> <p>25 COMMISSIONER CLAHCHISCHILLIAGE: Yes.</p>

26	<p>1 SECRETARY BECK: Commissioner Ingham.</p> <p>2 COMMISSIONER INGHAM: Yes.</p> <p>3 SECRETARY BECK: Secretary Beck, yes.</p> <p>4 There are nine votes for, zero votes</p> <p>5 against. The motion passes.</p> <p>6 THE CHAIR: Thank you.</p> <p>7 We don't have anything, then, for Item</p> <p>8 No. 6.</p> <p>9 And, Commissioners, we needed some</p> <p>10 additional information from Cesar Chavez, so we're</p> <p>11 going to move that to next month. We just received</p> <p>12 last night, I think it was, the form. So we're</p> <p>13 good.</p> <p>14 Item No. 8, Discussion and Possible Action</p> <p>15 on Hózhó Academy Additional Square Footage Amendment</p> <p>16 Request.</p> <p>17 So -- and I know they're here. So if you</p> <p>18 want to come up, please -- and, Director -- or I</p> <p>19 don't know who's doing this.</p> <p>20 DR. BRIGETTE RUSSELL: Thank you, Chair</p> <p>21 Gipson, Commissioners. Hózhó Academy has submitted</p> <p>22 an amendment request for adding square footage</p> <p>23 with -- in the form of two portables. And CSD's</p> <p>24 recommendation is approval. Our analysis is very</p> <p>25 short; it's less than a page.</p>	28	<p>1 plans. So is -- I'm assuming you're looking for</p> <p>2 continued building expansion.</p> <p>3 MS. JULIANE HILLOCK: We are. And I'll be</p> <p>4 meeting with Paul Aguilar on Monday.</p> <p>5 THE CHAIR: That's a man that --</p> <p>6 MS. JULIANE HILLOCK: He's got his hand in</p> <p>7 all the pots, I think.</p> <p>8 But he's going to be helping us with our</p> <p>9 Facilities Master Plan. And we're also working with</p> <p>10 some contractors and looking at a bond potential to</p> <p>11 increase our facilities.</p> <p>12 I was fortunate to be able to come down</p> <p>13 today. We do have an eleven-man football team,</p> <p>14 which is pretty great for a high school with only</p> <p>15 40 students per grade level.</p> <p>16 And we don't have seniors. We only have</p> <p>17 nine, ten, eleven right now. Seniors next year. So</p> <p>18 there's a game somewhere in this area. So I was</p> <p>19 looking forward to coming down to see all of you and</p> <p>20 attend that game this evening.</p> <p>21 THE CHAIR: Great. Great.</p> <p>22 VICE CHAIR CARRILLO: Love high school</p> <p>23 sports. Do you know which school they're playing?</p> <p>24 MS. JULIANE HILLOCK: I don't. I did hear</p> <p>25 it, but I'm not familiar with the area so I</p>
27	<p>1 THE CHAIR: So good morning. Welcome once</p> <p>2 again. And if you'd just introduce yourself and</p> <p>3 spell your last name.</p> <p>4 MS. JULIANE HILLOCK: Certainly. Juliane</p> <p>5 Hillock. H-i-l-l-o-c-k. And I am the charter</p> <p>6 leader for Hózhó Academy.</p> <p>7 THE CHAIR: So, thanks. So excited.</p> <p>8 MS. JULIANE HILLOCK: Yes, we're very</p> <p>9 excited we are expanding. As you know, we did our</p> <p>10 enrollment cap increase the last time I was here.</p> <p>11 And now we're adding the portables and adding a</p> <p>12 preschool. So we're up to almost 800 students, if</p> <p>13 we include the preschool, with about 200-plus on the</p> <p>14 waitlist. So we're a growing school and enjoying</p> <p>15 that.</p> <p>16 THE CHAIR: So the 200-plus on the</p> <p>17 waitlist, is there a grade range or --</p> <p>18 MS. JULIANE HILLOCK: Yes. Most of the</p> <p>19 students on the waitlist are in elementary school</p> <p>20 from third to sixth grade. There's a few in</p> <p>21 seventh. And we actually have a waitlist in the</p> <p>22 high school, but we don't have the facilities or the</p> <p>23 teaching staff yet to expand and to allow more</p> <p>24 students to enter the high school.</p> <p>25 THE CHAIR: And I remember looking at the</p>	29	<p>1 couldn't --</p> <p>2 VICE CHAIR CARRILLO: Are you staying to</p> <p>3 see it?</p> <p>4 MS. JULIANE HILLOCK: Yeah. I'm staying</p> <p>5 to see it. Maybe it begins with a "P." I can send</p> <p>6 a message and let you know.</p> <p>7 VICE CHAIR CARRILLO: All right. So that</p> <p>8 means -- that means every kid plays every position,</p> <p>9 offense and defense for the entire game. Oh, my</p> <p>10 gosh.</p> <p>11 MS. JULIANE HILLOCK: Exactly. Very</p> <p>12 rigorous PE program to prepare them for that.</p> <p>13 VICE CHAIR CARRILLO: Man. How's the --</p> <p>14 I'm excited for your growth. This is kind of a</p> <p>15 gimme. How is the beginning of your year going?</p> <p>16 MS. JULIANE HILLOCK: It was a hard start</p> <p>17 this year. And I know we spoke --</p> <p>18 VICE CHAIR CARRILLO: You can tell</p> <p>19 (inaudible) you told me.</p> <p>20 MS. JULIANE HILLOCK: We did have a</p> <p>21 student who was walking in the neighborhood and was</p> <p>22 shot. And that was about 7:00 in the evening or so.</p> <p>23 And so -- and then another student was walking home</p> <p>24 and was sexually assaulted on the way home.</p> <p>25 And that's why, you know, it leads to so</p>



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1 many things. Our school becomes sort of a catalyst  
 2 for the local community, for local leaders to come  
 3 forward.  
 4 And we had a town hall meeting that was  
 5 viewed online by 5,000 people -- 5,000 views,  
 6 anyway, maybe multiple views by one person.  
 7 We're working with our community to help  
 8 make it safer and using our school as a spot for  
 9 those discussions, and also working on  
 10 transportation, because it's hard for our kids to  
 11 walk in our community right now. It's not safe,  
 12 clearly.  
 13 And providing transportation is a key  
 14 factor and that's something that I know you've been  
 15 working on. So I appreciate your support in that  
 16 regard.  
 17 VICE CHAIR CARRILLO: Thank you for  
 18 sharing that with the group and everybody else  
 19 that's watching. I mean, we think it's bad that in  
 20 Santa Fe, that there's no sidewalks, and, you know,  
 21 everything is challenging if you want to walk around  
 22 town. No sidewalks or anything for these kids. And  
 23 so we're just leaving them vulnerable.  
 24 I'm happy on one hand that the school is  
 25 growing. You've told me what's going on this year

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1 so far. I'm excited about the football and sorry  
 2 you have to meet these kinds of challenges at the  
 3 beginning of a year that started so well.  
 4 MS. JULIANE HILLOCK: Thank you. I  
 5 appreciate that.  
 6 VICE CHAIR CARRILLO: Of course.  
 7 THE CHAIR: I had an opportunity to reach  
 8 out when I found out. And, you know, any words are  
 9 hollow when an event like that -- when it takes  
 10 place. And you just only hope that -- I'm glad the  
 11 community has been able to hopefully come together  
 12 and help to -- that something positive comes out of  
 13 an event like this.  
 14 It's just -- and, yes, we are hopefully  
 15 looking at some help with transportation.  
 16 So is the -- do you get enough money  
 17 through the pre-K grant to help with -- because I  
 18 know there's all sorts of things with playground  
 19 equipment and things like that. Does that grant  
 20 cover that?  
 21 MS. JULIANE HILLOCK: So the grant allows  
 22 \$25,000 for materials. So that won't purchase a  
 23 playground. It'll cover furniture and some  
 24 materials and curriculum for the classroom.  
 25 But we, fortunately, have playgrounds that

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1 we can just keep certain times for preschool, as  
 2 opposed -- but they're not designed for preschool.  
 3 So -- but hopefully, at some time -- we have  
 4 20 students on the waitlist for our preschool right  
 5 now. So if we could grow that preschool, then we  
 6 could have additional funds to provide for a  
 7 playground.  
 8 THE CHAIR: Okay. Thanks. Any other  
 9 questions?  
 10 (No response.)  
 11 THE CHAIR: So I move that the PEC accept  
 12 the additional square footage amendment for Hózhó  
 13 Academy, in the meeting materials as No. 8, and that  
 14 the increase be reflected as an amendment to the  
 15 charter contract.  
 16 COMMISSIONER INGHAM: I'd like to second  
 17 that.  
 18 THE CHAIR: There's a motion by  
 19 Commissioner Gipson, a second by Commissioner  
 20 Ingham.  
 21 Commissioner Beck.  
 22 SECRETARY BECK: Chair Gipson.  
 23 THE CHAIR: Yes.  
 24 SECRETARY BECK: Vice Chair Carrillo.  
 25 VICE CHAIR CARRILLO: Yes.

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1 SECRETARY BECK: Commissioner Ingham.  
 2 COMMISSIONER INGHAM: Yes.  
 3 SECRETARY BECK: Commissioner  
 4 Clahchischilliage.  
 5 COMMISSIONER CLAHCHISCHILLIAGE: Yes.  
 6 SECRETARY BECK: Commissioner Burt.  
 7 COMMISSIONER BURT: Yes.  
 8 SECRETARY BECK: Commissioner Manis.  
 9 COMMISSIONER MANIS: Yes.  
 10 SECRETARY BECK: Commissioner Brauer.  
 11 COMMISSIONER BRAUER: Yes.  
 12 SECRETARY BECK: Commissioner Taylor.  
 13 COMMISSIONER TAYLOR: Yes.  
 14 SECRETARY BECK: Secretary Beck, yes.  
 15 There are nine votes for and zero votes  
 16 against. The motion passes. Congratulations.  
 17 THE CHAIR: Thank you. Congratulations,  
 18 and thanks for coming.  
 19 MS. JULIANE HILLOCK: Thank you very much.  
 20 Thank you.  
 21 VICE CHAIR CARRILLO: You're playing  
 22 Pojoaque tonight.  
 23 MS. JULIANE HILLOCK: Okay. That's good  
 24 to know.  
 25 VICE CHAIR CARRILLO: It's just over

<p style="text-align: right;">34</p> <p>1 there. It's, like, about 20 minutes.</p> <p>2 MS. JULIANE HILLOCK: All are welcome.</p> <p>3 VICE CHAIR CARRILLO: You're not going to</p> <p>4 try to drive home tonight, are you?</p> <p>5 MS. JULIANE HILLOCK: I don't know. We'll</p> <p>6 see. We might follow the bus. But if not, we may</p> <p>7 stay another day. We don't get out too much. So</p> <p>8 there's lots of things to take advantage of over</p> <p>9 here.</p> <p>10 VICE CHAIR CARRILLO: All right. Well,</p> <p>11 best of luck (inaudible).</p> <p>12 MS. JULIANE HILLOCK: Thank you.</p> <p>13 THE CHAIR: We are now on to Item No. 9,</p> <p>14 which is Review and Possible Action regarding San</p> <p>15 Diego Riverside Charter School.</p> <p>16 And do we have folks from San Diego</p> <p>17 Riverside here? Was there anyone online?</p> <p>18 DIRECTOR CORINA CHAVEZ: I believe there</p> <p>19 should be, Chair Gipson. I'm just joining as a</p> <p>20 panelist, though.</p> <p>21 MS. MELISSA BROWN: I don't see anybody</p> <p>22 that I recognize.</p> <p>23 DIRECTOR CORINA CHAVEZ: Okay. So people</p> <p>24 who are logged into the meeting, if you represent</p> <p>25 San Diego Riverside, please raise your hand. I do</p>	<p style="text-align: right;">36</p> <p>1 is contract approval documentation from the school.</p> <p>2 So the Director sent me the copy of the</p> <p>3 e-mail. I read it very quickly. And it appeared</p> <p>4 that the correction of a vote was for the agreement</p> <p>5 between Walatowa and San Diego Riverside for</p> <p>6 Walatowa helping with their school improvement. It</p> <p>7 did not indicate, from what I could see, that there</p> <p>8 was a revote or a vote in September for their</p> <p>9 contract.</p> <p>10 So I do not believe we have any</p> <p>11 documentation. And they have been asked by our</p> <p>12 legal counsel and the Director numerous times.</p> <p>13 They say they voted. We've simply asked</p> <p>14 them, because we can't find it in the record, to</p> <p>15 please give us -- and all they needed to do, really,</p> <p>16 is to take a vote. If they can't find the record,</p> <p>17 all they needed to do was either call a special</p> <p>18 meeting or, at their next meeting, take a vote and</p> <p>19 then it's cured, and we're done.</p> <p>20 Instead, they just do not respond. We</p> <p>21 keep asking for the documentation, because we can't</p> <p>22 find it in the minutes of the meeting, that they say</p> <p>23 they took the vote. And I'm just -- I'm at a loss</p> <p>24 at this point in time for why they are unresponsive</p> <p>25 about this.</p>
<p style="text-align: right;">35</p> <p>1 not see the people that I would have expected in the</p> <p>2 audience.</p> <p>3 MS. MELISSA BROWN: Nobody raised their</p> <p>4 hand.</p> <p>5 DIRECTOR CORINA CHAVEZ: Chair Gipson,</p> <p>6 Commissioners, I sent the agenda when it was</p> <p>7 published. And this morning, I've heard from the</p> <p>8 chair of the governance council at San Diego</p> <p>9 Riverside. She provided an explanation about the</p> <p>10 board meeting that I'm sure you'd want to hear from</p> <p>11 them, and, also, I haven't even had a chance,</p> <p>12 because it literally arrived in my inbox one minute</p> <p>13 ago, some minutes. So I haven't had a chance to</p> <p>14 look at them.</p> <p>15 But everybody at San Diego Riverside was</p> <p>16 clear about the items on your agenda for today. And</p> <p>17 in an e-mail exchange this morning, there was an ask</p> <p>18 about the link to the meeting, and I sent that also</p> <p>19 this morning. So there's been several touchpoints</p> <p>20 this morning with the school and -- let's see --</p> <p>21 (Off-mic comments.)</p> <p>22 THE CHAIR: Well, yes -- no. That's what</p> <p>23 I meant by not passing over.</p> <p>24 VICE CHAIR CARRILLO: Got it. Yeah.</p> <p>25 THE CHAIR: We're just going to -- so a.</p>	<p style="text-align: right;">37</p> <p>1 They don't have a contract.</p> <p>2 And I do believe that it's next week is</p> <p>3 the deadline for lease applications. And they need</p> <p>4 a signed contract for that. So there -- to me,</p> <p>5 they're very much in danger of not getting their</p> <p>6 lease reimbursement.</p> <p>7 And I don't know how they get SEG money</p> <p>8 when they don't have a signed contract from us. And</p> <p>9 we've been very diligent in trying to get them to</p> <p>10 get this done. And it appears that we're more</p> <p>11 concerned about this than they are.</p> <p>12 And I'm -- I'm really -- I'm at a loss, at</p> <p>13 this point in time, for, once again, just the lack</p> <p>14 of responses from the school and the fact that no</p> <p>15 one from the school is here today when this is a</p> <p>16 more serious issue that -- Commissioner Carrillo.</p> <p>17 VICE CHAIR CARRILLO: I'm also appalled</p> <p>18 that there's nobody online. And if there's nobody</p> <p>19 present, you just saw Juliane coming from Gallup, a</p> <p>20 heck of a lot further away from San Diego Riverside,</p> <p>21 from Hózhó, for an upgrade to their facilities.</p> <p>22 And it's a long way. And people come in</p> <p>23 with things that are super important. I really</p> <p>24 don't know of anything that could absolutely be more</p> <p>25 important -- nothing, actually, that could be more</p>

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1 important -- than the contract under which they need  
 2 to operate to get their lease reimbursement and all  
 3 these other things.  
 4 I -- they -- so, I mean, I like that  
 5 sometimes we word this "Review and possible action."  
 6 I've made no secret about how I feel, about the fact  
 7 that we're already in the middle of September. And  
 8 we can't -- nobody can ever come to us and say we  
 9 don't provide schools with adequate supports.  
 10 Everyone that works at CSD, Missy, Rachel,  
 11 when we're doing the process, all of these people  
 12 were on hand for every possible need that they had.  
 13 And we extended and extended all of the deadlines  
 14 for them. We all met -- I mean, I remember when we  
 15 all met in Bernalillo to make it much easier for  
 16 them just to come down their hill and have the  
 17 off-site meeting in Bernalillo.  
 18 So we've bent over backwards. And my  
 19 feeling is -- and, you know, (inaudible) the way  
 20 these kids have to go. And sometimes I've heard  
 21 that said about other schools, and I take that into  
 22 consideration. And I know that in the Jemez Valley  
 23 district, as a whole, and, actually, most of our  
 24 Native American majority-populated districts,  
 25 they're not getting anything -- they're not getting

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1 what they need in terms of public ed. They're just  
 2 not.  
 3 And whether it's Yazzie-Martinez, whatever  
 4 it is, they're not getting what they need. But it  
 5 doesn't mean that we have to be their enablers;  
 6 right?  
 7 There's a point at which you stop giving  
 8 your son illegal crack, no matter how much you love  
 9 them.  
 10 At this point, honestly, I would support  
 11 any kind of a move to revoke their charter, even  
 12 though there kind of really isn't a charter, because  
 13 there's no contract, so I'm not sure procedurally  
 14 what would happen. But I would -- what? Okay.  
 15 And it's time. And maybe that's the  
 16 wake-up call that -- that the people need. And, you  
 17 know, when this was on the agenda. And, you know,  
 18 Commissioner Beck -- Secretary Beck -- and I were  
 19 talking earlier, you know, about what to do.  
 20 And it's just -- here it said there's a  
 21 lot of support for the school and things like that,  
 22 the tribal leaders and whatnot.  
 23 And I said, "No, there's not." I said,  
 24 "If the tribal leaders supported this school, and if  
 25 the community supported this school there wouldn't

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1 be -- there would be such an (inaudible) school for  
 2 the last two or three decades"; right?  
 3 And I mentioned that when they were coming  
 4 back. I said, "It's on you, tribal leaders, for not  
 5 doing your job in oversight of this school. It's on  
 6 you, governing council, you know, for not doing your  
 7 job and making sure that these kids and staff are  
 8 getting what they need."  
 9 And now it's just gotten to that point.  
 10 So, for me, personally I am at that point.  
 11 THE CHAIR: Commissioner Ingham.  
 12 COMMISSIONER INGHAM: Actually, I was  
 13 going to ask Wayne. Because I understood there was  
 14 some activities by PCSNM concerning this school to  
 15 help them. If you could give us a little  
 16 information about that?  
 17 MR. WAYNE SHERWOOD: Hi. Thank you,  
 18 Commissioners. Yes. This afternoon, or whenever we  
 19 get to my section on the agenda, I will be going  
 20 through that. Matt is sharing some information with  
 21 me right now. But I don't have that information  
 22 with me currently.  
 23 THE CHAIR: (Off-mic.)  
 24 DIRECTOR CORINA CHAVEZ: Commissioner  
 25 Gipson, the Chair of the board for San Diego

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1 Riverside is in the audience right now.  
 2 THE CHAIR: Okay. Thanks. We'll get to  
 3 her. But she's -- San Diego Riverside had indicated  
 4 to us during contract negotiations that they were  
 5 contracting for head admin support, because they  
 6 don't have a new head admin yet.  
 7 So it's challenging to -- you know, you're  
 8 not going to support the interim, because the  
 9 interim has no intention of being the permanent. So  
 10 there's been this long gap in the support going in  
 11 because the individual isn't there that they're  
 12 contracting with to offer the support.  
 13 So I know that the contract exists. But  
 14 until they get that new head admin in, there's not a  
 15 whole lot -- I know that she has been in contact  
 16 with the -- with the governance council and  
 17 understands -- 'cause we had a lengthy conversation  
 18 about the concerns that we had with the school.  
 19 The contract negotiations, Walatowa had  
 20 sent an e-mail, a copy of an e-mail that they had  
 21 sent to San Diego Riverside a couple of months ago,  
 22 saying, "You have not lived up to your end of the  
 23 bargain with the MOU. We're not continuing with  
 24 this MOU, because you're not taking advantage of the  
 25 help that we're offering."

1 There appears, from the vote that was done  
2 in September, that there's been a little bit of a  
3 meeting of the minds between Walatowa and San Diego  
4 Riverside regarding that. And the folks from  
5 Walatowa are very interested in trying to support  
6 the school. But the school, once again, was  
7 unresponsive to Walatowa for that help. So that's  
8 where we're struggling right now.

9 So thanks, Wayne. I appreciate it.

10 Yes.

11 DIRECTOR CORINA CHAVEZ: Chair Gipson, if  
12 you would like for me to talk about the work that  
13 CSD has done with the school and to clarify where I  
14 think the mix-up is on the minutes, I would like  
15 that opportunity, just to give a little historical  
16 backdrop to the rest of the Commissioners. I know  
17 the executive team is aware of what has happened.

18 THE CHAIR: No, we are not. I have not  
19 had -- to my knowledge, we have had no update given  
20 to us about any discrepancy with the minutes. There  
21 has never been an update to us.

22 We've expressed that, that communications  
23 have come. But nothing has come to us about, "Oh, I  
24 know where the -- where the problem is with the  
25 discrepancy with the minutes."

1 members of Walatowa. There is a partnership. But  
2 the partnership between Walatowa and San Diego  
3 Riverside had not been formalized in a contract.

4 So I think that maybe there could be some  
5 confusion when we say "contract." But I also have  
6 tried to be super clear about the fact that there's  
7 two contracts: The contract between PEC and the  
8 school, and the contract between the school and  
9 Walatowa, just so that people don't get confused  
10 when we're talking about contracts.

11 But I have met with this school four  
12 times. Missy has joined me in a couple of those.  
13 It was once every two weeks, approximately. The  
14 Chair has always been really welcome to the meeting,  
15 because then we would look at the condition  
16 document, talk through next steps. Sometimes there  
17 was not progress made in between.

18 But the last meeting that we had, I sent  
19 an e-mail on September 11th just confirming what was  
20 on the agenda for today, that the school would need  
21 to review the -- that you-all would want to review  
22 the contract approval between the PEC and the  
23 school, that you wanted an update on the head  
24 administrator search, that you wanted to look at  
25 baseline data, and you wanted an update on the

1 And that school has been directly asked  
2 and has not communicated that to us.

3 So we are not aware of any --

4 DIRECTOR CORINA CHAVEZ: May I --

5 THE CHAIR: -- response to or answer to  
6 that.

7 DIRECTOR CORINA CHAVEZ: May I respond?

8 THE CHAIR: Yeah.

9 DIRECTOR CORINA CHAVEZ: So, first of all,  
10 I just want to say that, beginning on July 23rd,  
11 2024, I started to meet with the team, the San Diego  
12 Riverside team, which included always the chair of  
13 the governing board, Mr. Archuleta, who's been  
14 serving as --

15 VICE CHAIR CARRILLO: I'm sorry -- I'm  
16 sorry to interrupt. We're going back to '23-'24.  
17 We're talking about something -- what?

18 DIRECTOR CORINA CHAVEZ: July. This July.

19 VICE CHAIR CARRILLO: I'm sorry. I  
20 thought you were talking about the whole -- the  
21 process.

22 DIRECTOR CORINA CHAVEZ: I'm talking about  
23 the renewal condition document that I've been  
24 reviewing with the school, which includes the Chair  
25 of the board, the interim head administrator, and

1 relationship between Walatowa and San Diego  
2 Riverside.

3 When we had these meetings, we looked at  
4 the governing board minutes, because the school was  
5 saying, "We voted on the contract with the PEC, and,  
6 you know, it's done."

7 So when you look at the San Diego  
8 Riverside meeting minutes in April, there was, in  
9 fact, the contract with the PEC added to the agenda.  
10 But it was not listed as an action item for the  
11 board to vote for approval; it was listed under the  
12 head administrator's report to the board.

13 So I attempted to explain that that wasn't  
14 going to be okay, that they either needed to -- if  
15 they would call a vote -- and somebody was going to  
16 watch a video to confirm that there was a vote --  
17 then they needed to correct the minutes to indicate  
18 there was an action item and a vote. Or, if the  
19 board, in fact, did not vote, they needed to vote as  
20 soon as possible so that they had that in their  
21 record.

22 That is how I left it with the school.

23 I know that Ms. Shaw [ph] and  
24 Dr. Commander [ph] from Walatowa did collect  
25 baseline data, and they have uploaded it to one of

<p style="text-align: right;">46</p> <p>1 the folders in the PEC Google Drive. They also sent 2 a document that I believe is part of your materials 3 that shows what they would be presenting today, 4 because I said, "Send me the presentation for 5 today." 6 So I'm not looking at your list of 7 materials. But do you see something -- because I 8 believe they sent it, and I believe -- okay. Thank 9 you. 10 And then just today, there's been some 11 e-mails back and forth with minutes. And Chair 12 Gipson is correct that the -- what they sent us was 13 about the contract between the two schools rather 14 than the contract with the Commission. 15 THE CHAIR: Just to be clear, the school 16 has been contacted regarding -- numerous times, more 17 than once -- regarding the concern over that vote. 18 We acknowledge the fact that it appeared. But there 19 was no record of a vote. And the school has had 20 knowledge since when? August? 21 DIRECTOR CORINA CHAVEZ: No, since before 22 then. 23 THE CHAIR: Since August, that they could 24 do one of two things: Show us the record where 25 there was a vote, show us the vote, or cure it by</p>	<p style="text-align: right;">48</p> <p>1 don't need -- you know. So that's where I'm 2 challenged. 3 Commissioner Burt. 4 COMMISSIONER BURT: I'm trying to just be 5 pragmatic about making a list. So I think it -- you 6 know, we can talk about this between ourselves all 7 day today, and it's not going to do anything. 8 So I'm wondering how open I'm going to be 9 able to just figure out next steps and getting -- 10 like, moving forward. So we're working on a draft 11 motion to put them on to the Ladder of 12 Intervention -- you know, to provide notice for 13 Ladder of Intervention next month. 14 I'm wondering -- so I put -- I included 15 lack of responsiveness. I think that's appropriate 16 as part of -- one of the issues, the non-approval of 17 the contract by the governing board. 18 The condition data -- my and he is -- so I 19 looked through 9.b., and it has some graphs in here 20 that are not -- you cannot read what they are. 21 The -- I -- the following trends that were written 22 were, I mean, not helpful for condition baseline 23 data, either. So I would also -- I would like to 24 include in there that -- the inadequate condition 25 data as part of it.</p>
<p style="text-align: right;">47</p> <p>1 doing another vote. 2 The school has known that. The school 3 still does not have a contract with us. 4 DIRECTOR CORINA CHAVEZ: We don't have 5 evidence that they have had a meeting to vote on the 6 contract with the PEC. 7 THE CHAIR: And the school was 8 unresponsive to those requests to provide that for 9 us. 10 DIRECTOR CORINA CHAVEZ: I think there has 11 been confusion when we've asked for a contract. And 12 they've surfaced with a contract with Walatowa, but 13 not evidence that they've voted on the contract with 14 the PEC. 15 THE CHAIR: And you know what? I have 16 some concerns that someone who is operating a school 17 would have confusion between the contract with the 18 Public Education Commission that they came to us and 19 asked for, and basically what amounts to an MOU with 20 Walatowa. 21 I don't know how you get confused -- you 22 know, I'm at a -- I am at a loss for that, because 23 I -- you know, I think it's pretty clear. Because, 24 honestly, we would have no concern about a contract 25 that they are or not executing with Walatowa. We</p>	<p style="text-align: right;">49</p> <p>1 I'm wondering if there's other kind of 2 issues that we need to include now so we can start 3 the process of making sure it's clearly articulated 4 in a letter what the issues are that we'll be 5 looking at next month and just start moving forward. 6 We can sit here and be upset and mad and 7 complain with each other. What's the point? 8 There's literally no point. I'm just trying to 9 figure out if there's other pieces that we're 10 missing or that CSD knows of that are -- is the head 11 administrator an issue right now? Like, the -- that 12 role? 13 DIRECTOR CORINA CHAVEZ: I would say that 14 there is an interim head administrator, who -- and 15 you-all have asked the school to move forward with 16 the permanent. And I do think that that would be 17 the best solution for the school. 18 COMMISSIONER BURT: Sure. I guess my 19 question -- it's going to be very black and white. 20 Are they doing anything that could possibly be 21 breaking their contract, breaking the law? Or is it 22 more just not best practices? If it's not best 23 practices, I want to move on from it and not include 24 it in here. Okay. Cool. 25 VICE CHAIR CARRILLO: (Inaudible due to</p>

<p style="text-align: right;">50</p> <p>1 simultaneous speaking) inadequate and missing.  2 COMMISSIONER BURT: It's because I'm  3 talking. I'm going to put inadequate.  4 VICE CHAIR CARRILLO: Okay.  5 DIRECTOR CORINA CHAVEZ: Commissioner,  6 they did advertise; they did interview. They have  7 gone through some of the processes.  8 COMMISSIONER BURT: Is there any other  9 issues that are -- like I said, like, breaking the  10 contract -- like, very clearly, issues that are  11 breaking the contract, breaking the law? Or is that  12 the -- I -- I note lack of responsiveness is -- I  13 think that's a big deal. And I know that's a little  14 bit more gray area than the rest of it.  15 VICE CHAIR CARRILLO: You had said  16 missing. Like inadequate or missing data?  17 COMMISSIONER BURT: There is "missing"  18 here.  19 VICE CHAIR CARRILLO: On d., it is a huge  20 concern: Lack of a head administrator. Yes,  21 they're taking steps. That's fine. But if there's  22 a motion to do whatever, things have to be  23 quantifiable.  24 COMMISSIONER BURT: Right. So that's  25 what -- if they're not breaking their contract, I</p>	<p style="text-align: right;">52</p> <p>1 the baseline, the lack of adequate baseline data is  2 a concern, yeah.  3 VICE CHAIR CARRILLO: So I would  4 (inaudible) with what Chair Gipson said --  5 inadequate baseline data, whatever word you --  6 inadequate condition of baseline date. I don't  7 think you need that line there at all, because it's  8 addressed later. And the a. and b. are the,  9 actually, key things of -- what's --  10 COMMISSIONER BURT: Sorry. Yeah. The  11 below pieces -- I don't want to make two motions.  12 So I'm trying to put everything into one motion to  13 where they get one letter that says, "These are the  14 issues that we are going to be addressing next  15 month," and making it very clear, succinct.  16 But I'm also trying to make it so it's,  17 like, broad enough to where we can address --  18 THE CHAIR: So if we're looking at that,  19 yeah, that inadequate baseline data, it's either the  20 reporting or providing adequate baseline data, maybe  21 if we wrote it that way.  22 Commissioner Brauer.  23 COMMISSIONER BRAUER: Madam Chair, I --  24 Commissioner Burt, I appreciate the emphasis on next  25 steps. I do think since we have somebody from the</p>
<p style="text-align: right;">51</p> <p>1 don't want to kind of convolute the actual things we  2 can take action on.  3 DIRECTOR CORINA CHAVEZ: Commissioner  4 Burt, I feel like the school has been responsive in  5 requests -- well, in meetings and text messages and  6 e-mails.  7 COMMISSIONER BURT: I think (inaudible due  8 to simultaneous speaking) is just the lack of  9 responsiveness is going to be the lack of the  10 contract being signed.  11 DIRECTOR CORINA CHAVEZ: I was just going  12 to say that, really, it's the non-approval of the  13 contract.  14 COMMISSIONER BURT: The lack of  15 responsiveness of asking for that month over month  16 over month, asking for minutes month over month over  17 month. And that not being provided, that not  18 being -- that is a lack of responsiveness.  19 DIRECTOR CORINA CHAVEZ: I'm wondering if  20 a lack of resolution --  21 THE CHAIR: No. Because they have not  22 responded to it. So they literally have not  23 responded to it. So we can't dance around that.  24 And I agree. They don't have a head  25 admin. They've got to certify interim. So I think</p>	<p style="text-align: right;">53</p> <p>1 school, I think it would behoove us to hear. And,  2 also, I do think it's also important to have some  3 space for Commissioners to react to this, because it  4 is -- I think it's important for us to talk about,  5 before we get into actions, like, how these have  6 impacted our goodwill, our ability to see that the  7 school is working with us in good faith. And I  8 think that is important to go on the record.  9 THE CHAIR: So I believe -- is it  10 Ms. Creel that's on?  11 MS. MARGIE CREEL: Yes. This is Margie  12 Creel that's on right now.  13 THE CHAIR: Good morning.  14 MS. MARGIE CREEL: Good morning,  15 Commissioners. I appreciate you letting me speak on  16 the moment about the contract between --  17 THE CHAIR: I'm sorry to interrupt. But  18 before you start, if you could please introduce  19 yourself and spell your last name for the record.  20 MS. MARGIE CREEL: Oh, yes. I apologize.  21 My name is Margie, M-a-r-g-i-e. And my last name is  22 Creel; it's C-r-e-e-l.  23 And I'm the board president with the  24 San Diego Riverside Charter School In Jemez Pueblo,  25 New Mexico.</p>

<p style="text-align: right;">54</p> <p>1 And that's what we're speaking about, the 2 MOU between our school, San Diego Riverside, and the 3 Walatowa Charter High School that's also a state 4 charter school.</p> <p>5 THE CHAIR: I'm sorry once again to 6 interrupt. But, actually, what we're talking about 7 is the contract between the PEC and San Diego 8 Riverside. That's what we're talking about.</p> <p>9 So -- okay. So in case there's still 10 confusion the PEC negotiated a contract with 11 San Diego Riverside Charter School and the PEC. The 12 school was sent the documents and asked to sign 13 those documents and to provide record that the 14 governance council took a vote at a public meeting 15 and accepted the contract between San Diego 16 Riverside and the Public Education Commission.</p> <p>17 The school indicated that they took that 18 vote, I believe it was in the August -- in the April 19 meeting. But the minutes of the April meeting 20 indicate that it was not an action item; it was a 21 report by the head administrator. And there was no 22 vote taken.</p> <p>23 The school was then contacted and asked 24 to -- the school was contacted and was asked to 25 provide the record of the vote, that the April</p>	<p style="text-align: right;">56</p> <p>1 THE CHAIR: -- that we were interested in 2 that that collaboration was continuing. And, yes, 3 it is months ago that we started asking for the 4 record. We cannot find, in the minutes of the 5 San Diego Riverside governing council, any record of 6 a vote to accept the contract between San Diego 7 Riverside and the Public Education Commission.</p> <p>8 And the school has been contacted on more 9 than one occasion to please clear that record and 10 provide us that record.</p> <p>11 MS. MARGIE CREEL: Yes. And that one, I 12 did not -- I don't have the evidence right now that 13 shows that. I know we accepted your contract 14 because we were grateful for your contract. And, 15 like you said, I have to prove that we have it.</p> <p>16 THE CHAIR: You do. And we've seen the 17 minutes from your prior meetings. There is no 18 record from your prior meetings of that vote. So 19 there was a discussion by the head administrator of 20 the contract. But there was no vote taken by the 21 governing council to accept that contract.</p> <p>22 And that's where we have been -- that's 23 why we keep asking for that clear record. And there 24 is nothing in the minutes of any of your GC meetings 25 that can attest to that vote.</p>
<p style="text-align: right;">55</p> <p>1 meeting did not appear to show a vote by the board. 2 And the school has been asked, on several occasions, 3 to please either provide that record of the vote or 4 the school could take another vote to accept the 5 contract and provide that record.</p> <p>6 And that starts back since May asking for 7 that. And it is now September, and we still do not 8 have a record of the vote. So we do not have an 9 executed contract between San Diego Riverside and 10 the Public Education Commission.</p> <p>11 MS. MARGIE CREEL: Okay. Well, that, I 12 honestly believe that that was done months ago. 13 And, like you said, because you don't have a report 14 of it, then it's not valid. So we did take a vote 15 last night. BUt it was my misunderstanding, like I 16 heard you say, like, "You've been on the board 17 forever. You should not have misunderstandings or 18 anything."</p> <p>19 But my understanding was that you wanted 20 to make sure that San Diego Riverside Charter School 21 had a vote to collaborate with Walatowa. And that's 22 what we voted on at the last meeting. Yeah.</p> <p>23 THE CHAIR: Okay. I understand that. 24 There was -- that was also part of talking points -- 25 VICE CHAIR CARRILLO: (Inaudible.)</p>	<p style="text-align: right;">57</p> <p>1 MS. MARGIE CREEL: I see.</p> <p>2 VICE CHAIR CARRILLO: Improving on what 3 Chair Gipson said, given that there's -- no one can 4 seem to find that record, but there's this vague 5 remembrance of taking a vote, one of the things you 6 could have done, but clearly didn't yet, was hold a 7 special meeting by Zoom, if you needed to, just to 8 have the one item on the agenda, just get it to us, 9 and this would all have been moot at this point.</p> <p>10 But you didn't. And you haven't been 11 responding. So that's the first part.</p> <p>12 Ms. -- Commissioner Burt, I would ask for 13 you to reverse a. and b., that the contract be a., 14 the non-approval, a. and the b. -- that the contract 15 be a., the non-approval, and that b. be the lack of 16 responsiveness, if you would? Okay. And make that 17 change.</p> <p>18 I believe in actually making a motion and 19 moving forward. First off, it doesn't limit 20 discussion. We can talk as long as people want to 21 talk.</p> <p>22 But my sense is because the board chair 23 keeping keeps bringing up that they want -- the MOU 24 with Walatowa -- and I'm not meaning to be 25 disrespectful. There seems to be a lack of</p>

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1 understanding of the importance of the agreement  
 2 with the PEC, that that's what we're focusing on  
 3 here. And so I am going to, then, make a motion.  
 4 THE CHAIR: I would like to add -- we need  
 5 to see if Commissioners have any questions directed  
 6 to the school before we make -- I don't want to shut  
 7 off discussion with the school at this moment in  
 8 time.  
 9 VICE CHAIR CARRILLO: I understand. And  
 10 what we've heard from -- and I'm -- it seems like  
 11 I'm taking this like super, like, hard line. And I  
 12 don't think I am. I'm thinking it's like I said  
 13 earlier, about when -- the analogy I made,  
 14 appropriate or not, about enabling. And I don't --  
 15 I understand, Chair Gipson, your desire to do so,  
 16 and that's fine.  
 17 THE CHAIR: Because I --  
 18 VICE CHAIR CARRILLO: Excuses is what we  
 19 hear.  
 20 THE CHAIR: No, you're fine. Go on.  
 21 COMMISSIONER BRAUER: Thank you,  
 22 Madam Chair. Ms. Creel, I appreciate you coming in  
 23 today.  
 24 I believe also it's important to  
 25 understand the potential misunderstanding. I think

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1 it was very evident that you and the council has  
 2 been focused more on the Walatowa relationship. And  
 3 it's unfortunate.  
 4 I know that there are quite a few things  
 5 within your renewal contract -- there were a lot of  
 6 conditions in there. And at the same time, it's on  
 7 you and your team to make sure that we are minding  
 8 the details on those things.  
 9 And I just -- I guess my question -- I  
 10 have a question for you about who's taking lead on  
 11 this. You don't have to name them, but are there  
 12 people on the team who are clear on the renewal  
 13 conditions? The contract? They're including you  
 14 and the current administrator?  
 15 Are you-all -- I just -- I want to feel  
 16 like some kind of level of understanding of, like,  
 17 who's taking the lead on this to make sure that  
 18 there are not these kind of like pretty large  
 19 misunderstandings between what contract we're  
 20 talking about.  
 21 MS. MARGIE CREEL: Well, I've been on  
 22 every single meeting, like Ms. Chavez has said, with  
 23 Ms. Brown and all. And I -- I've been -- I've been  
 24 there all the time. And, honestly, I thought it was  
 25 between -- you were talking about between Walatowa

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1 Charter and our school. And I honestly didn't think  
 2 that it was between the Commission and our school.  
 3 I thought we've already covered that, already did  
 4 that. We accepted a long time ago.  
 5 COMMISSIONER BRAUER: Thank you for that,  
 6 Ms. Creel. And I'm not -- I'm not trying to rehash  
 7 things. I'm just trying to really understand,  
 8 especially as we move into more serious potential  
 9 steps that we will take as a Commission.  
 10 And so I think that if I were in your  
 11 boots, I would be calling a meeting as soon as I  
 12 humanly could possibly do a meeting and approve our  
 13 contract and make sure it's on the record. Like, I  
 14 think that's something that you can start doing --  
 15 I'd be texting people right now to get that done,  
 16 and set up the meeting to make that happen.  
 17 I'm -- you know, I have a lot of, like,  
 18 (inaudible due to audio distortion) working with  
 19 different schools. I have a lot of compassion for  
 20 all the things that need to happen. But I also know  
 21 that Director Chavez and her team have been working  
 22 with you.  
 23 And so, like, I appreciate you coming  
 24 here, and, at the same time, folks on your team at  
 25 San Diego, you have to reach out to them. They have

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1 to be -- you have to be responsive. Whether that's  
 2 you or Mr. Archuleta or somebody else who has been  
 3 designated to be the key person, like, that is -- I  
 4 don't know.  
 5 I just keep on thinking about in December,  
 6 it was serious business. You all were here for four  
 7 hours or more. We were very close to taking a step  
 8 to close you-all down.  
 9 And I'm not trying to sound paternalistic  
 10 to you right now. We're easy people in a lot of  
 11 ways. If we see, like -- I'll speak for myself. I  
 12 like to see when somebody gets an opportunity to  
 13 really prove themselves and to prove that they're  
 14 going to step up. Like, I want to see some of these  
 15 earnest steps.  
 16 This is an easy-peasy one. (Inaudible due  
 17 to audio distortion) contract conditions.  
 18 Easy-peasy.  
 19 MS. MARGIE CREEL: I understand. I  
 20 honestly mis- --  
 21 COMMISSIONER BRAUER: I think we're at a  
 22 stage right now, Ms. Creel, like, the goodwill that  
 23 some of us offered you is -- is starting to  
 24 extinguish. And I -- and some people may actually  
 25 say it's been extinguished since before December.



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1 So I don't know. I'm trying to  
2 understand, like, how you-all are thinking about  
3 that.

4 And I've been in situations like this  
5 before, and my feet are on fire. And I'm working,  
6 and I'm making sure my entire team is seeing that  
7 this is really important.

8 And I haven't seen that from the  
9 information that I've had so far. And I can't  
10 understand -- I can't understand why. So it just  
11 makes me think why we've got to get clear on who's  
12 doing what? By when? Who's owning this? Who's the  
13 lead? And it's you or somebody else. And we've got  
14 to start taking some urgent steps, like,  
15 immediately.

16 Like, what's the next step of what we're  
17 going to be doing today? We've got to be doing some  
18 of these more, like, easy-peasy steps. Have a  
19 relationship with your authorizer. Thank you.

20 THE CHAIR: Commissioner Ingham.

21 COMMISSIONER INGHAM: Yeah. Okay. So --

22 MS. MARGIE CREEL: Thank you.

23 COMMISSIONER INGHAM: -- I feel like this  
24 is -- there clearly is a misunderstanding. But I'm  
25 going to ask. Do you recognize receiving this

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1 request from our legal -- from Ms. Barnes? Do you  
2 acknowledge that you received those promptings to  
3 provide this information? Because if you didn't  
4 receive it, you need to say something right now and  
5 tell us why you didn't get it.

6 Is there some -- we're contacting the  
7 wrong e-mail? Whatever the misunderstanding is,  
8 please articulate that right now. Because to me,  
9 right now, you're saying you didn't understand this.  
10 But we asked for this information. And we -- you  
11 were non-responsive.

12 So if there's a misunderstanding about  
13 where that information is, do you recognize  
14 receiving information from Ms. Barnes?

15 MS. MARGIE CREEL: On the contract  
16 negotiations, I don't recognize receiving it. I got  
17 affidavits from Ms. Brown to sign to make sure all  
18 the board members signed, notarized. I thought all  
19 of that was part of accepting the -- you know, the  
20 agreement that you gifted to us.

21 So I -- I didn't see anything specifically  
22 that we had to sign anything other than our  
23 affidavits and all of that. So that's --

24 THE CHAIR: Okay. So before Julia  
25 answers, I can attest to the fact that she was

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1 contacted to sign, through DocuSign, the contract.  
2 So that goes beyond the contract negotiations. But  
3 Julia can attest to the e-mails that she sent.

4 MS. MARGIE CREEL: So you're saying I  
5 missed signing some DocuSigns from you?

6 THE CHAIR: No. I'm just saying that,  
7 beyond contract negotiations, you did get the  
8 DocuSign to sign that, but then there were e-mails  
9 that went from our legal counsel to you regarding  
10 attesting to the vote of the governance council to  
11 accept the contract.

12 Julia?

13 MS. MARGIE CREEL: Okay. I'll have to  
14 look for those from the legal counsel.

15 MS. JULIA BARNES: I can clarify my part.  
16 Then Director Chavez has been working with the  
17 school.

18 So I reached out on the 27th of August,  
19 just trying to get the board documentation. She  
20 responded, indicating that there was a special  
21 meeting on the 19th of April. And I wrote back and  
22 said I see that there was a special meeting that  
23 day, but it -- there was nothing on the agenda or  
24 the minutes about the contract and indicated that  
25 maybe the wrong documents were posted.

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1 Then Director Chavez has been giving her  
2 the same information since immediately following  
3 that time.

4 THE CHAIR: Commissioner Burt.

5 COMMISSIONER BURT: Okay. So I just  
6 looked back at those April meeting minutes. And,  
7 honestly, this is where I'm going to come from now.  
8 But, first of all, I want to say thank you for  
9 coming. When I first started talking, no one was  
10 here. So it changes a lot that someone's here now.

11 It looks like -- honestly, I look at  
12 your -- I'm looking at the agenda and then the  
13 minutes. And it looks like -- once again, this is  
14 just an example of -- that the board just was not  
15 like -- needs more training. The board needs more  
16 on -- like, the board is not doing procedurally  
17 correct.

18 Because there is an item on here that's  
19 approval of the contract, which is why I'm assuming  
20 it was believed by the school that it was done,  
21 because even on the agenda it says "approval." On  
22 the minutes, it says "approval." But it wasn't  
23 actually procedurally done that there was approval.

24 So I can see how the board is, like, "We  
25 did what we were supposed to."

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1 But, procedurally, you did not.  
 2 It's -- to me it seems like a procedural  
 3 error that happened back in April. What I think  
 4 probably -- when the contract wasn't there, July 1,  
 5 we probably should have been talking about it at the  
 6 Commission at that point, that it wasn't done at  
 7 that time.  
 8 So I think we are just really far -- like,  
 9 this -- I actually have full faith that this is  
 10 going to be resolved by next month now. This is a  
 11 five-minute meeting approving the contract. It's  
 12 going to get done. I have full faith that it  
 13 actually will get done this next month.  
 14 Now that the error has been identified in  
 15 public with all of us here talking, I think it's  
 16 going to get approved. I don't think we need to  
 17 send a letter to PSFA now. I don't think we need to  
 18 send a letter to the secretary. I think this is  
 19 going to be resolved by next month.  
 20 I'm more concerned about the condition and  
 21 making sure the condition is set and ready to go.  
 22 This is a -- it's a big problem that the  
 23 contract wasn't signed and that there was  
 24 confusion -- I don't care why it didn't happen. But  
 25 us waiting until September to have addressed it, I

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1 think was a big error on our part. And we probably  
 2 should have done it. We should have had this  
 3 conversation several months ago.  
 4 THE CHAIR: Commissioner Carrillo.  
 5 COMMISSIONER BURT: I'm sorry. I'm --  
 6 THE CHAIR: Okay. I apologize.  
 7 COMMISSIONER BURT: That's okay. That's  
 8 okay.  
 9 So what I would support in the motion now  
 10 is that we still place the school on the next agenda  
 11 to begin action under the Ladder of Intervention.  
 12 If this is not resolved, like, that gives them this  
 13 next month -- and I don't even -- if we want to do a  
 14 two-week special meeting where we are addressing  
 15 this, I'm open to that, too. If there's, like,  
 16 urgency to get it completed, I'd be open to that.  
 17 But I do think this -- those first two  
 18 sections are going to be resolved very quickly. I  
 19 actually am not stressed about it anymore.  
 20 I'm more concerned about the baseline  
 21 data. So what I see being provided -- I don't know  
 22 if you can speak on it as far as if there is a way  
 23 to get better information, better grasp, better  
 24 results from the condition, or maybe this is for you  
 25 guys. Do you feel like you have the information you

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1 need in order to make sure their condition is being  
 2 monitored effectively? That there is a baseline  
 3 set? We're ready to go on conditions?  
 4 DIRECTOR CORINA CHAVEZ: I believe that  
 5 they collected the baseline data. And the  
 6 individuals who collected it and could speak to it  
 7 are not here.  
 8 COMMISSIONER BURT: Do you -- does CSD, do  
 9 you think that you have what you need?  
 10 DIRECTOR CORINA CHAVEZ: I do. Although  
 11 when we last met, there was a conversation about the  
 12 continued short-cycle assessments the school would  
 13 be using this school year and beyond, so that they  
 14 would continue to have that data from the same  
 15 assessment.  
 16 There was a discussion among the  
 17 individuals there about, "Is this the assessment  
 18 we're going to continue to use? Or is there another  
 19 assessment."  
 20 So that was then put back on the school  
 21 and their partners at Walatowa to discuss.  
 22 COMMISSIONER BURT: So do you have -- you  
 23 have -- you need more clarity -- CSD needs more  
 24 clarity in order to --  
 25 DIRECTOR CORINA CHAVEZ: Well, I think --

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1 we have baseline data; right? So I believe --  
 2 COMMISSIONER BURT: Are you able --  
 3 because I'm not able to read any of it that was  
 4 provided; so --  
 5 DIRECTOR CORINA CHAVEZ: We haven't  
 6 analyzed it. But I believe that they have the data,  
 7 and they're probably not presenting it in a way that  
 8 is presentable, because that was what I talked about  
 9 happening today.  
 10 And I thought, Ms. Creel, that Ms. Shaw,  
 11 you, or Ms. Commander was going to be here to do the  
 12 presentation on the data. I'm actually curious  
 13 about what happened, because that's how we last left  
 14 the discussion on the data.  
 15 COMMISSIONER BURT: Ms. Creel, if you  
 16 could respond to that? Ms. Creel, are you there,  
 17 still?  
 18 MS. MELISSA BROWN: Margie Creel is still  
 19 on the panel.  
 20 MS. MARGIE CREEL: Yes, I'm here. I'm  
 21 here.  
 22 COMMISSIONER BURT: Okay. Can you talk to  
 23 us about the -- that baseline data and why the  
 24 person that Director Chavez is expecting to be here  
 25 is not available for us today?

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1 MS. MARGIE CREEL: No. Because I have --  
 2 baseline data. What we spoke with Director Chavez  
 3 about on September 3rd, they said Bernadette Garcia,  
 4 Dr. Commander, Ms. Shaw, were to all be available to  
 5 speak today on the baseline data information.  
 6 But Mr. Archuleta -- I did understand that  
 7 he said that we have a meeting sometime in the  
 8 afternoon about this meeting. They'll call us.  
 9 So I'm thinking that they think it's going  
 10 to be like noon or something that they get on. But  
 11 I wasn't sure. That's why I contacted the charter  
 12 this morning and asked if I can get -- you know, get  
 13 the link and get on and get started right when your  
 14 meeting started, so that I can be available and  
 15 present.  
 16 But I do not have the baseline data. I  
 17 can contact them and ask them to see if they would  
 18 get on the call right now and just, like, text them,  
 19 probably, and see if they could get that  
 20 information.  
 21 COMMISSIONER BURT: Yeah. So what I -- if  
 22 you could, I think it would be very helpful. So I  
 23 think where I'm coming from is either we have the  
 24 conversation today or we issue a -- like, it's going  
 25 to be part of a letter that you get, and it'll be a

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1 little bit higher stakes next month, and we have the  
 2 conversation.  
 3 I'd prefer to have it today. If they  
 4 could jump on right now, it would be better in order  
 5 for us to get as much information today without  
 6 having to move forward on hypotheticals.  
 7 MS. MARGIE CREEL: Okay. Yes.  
 8 DIRECTOR CORINA CHAVEZ: Commissioner  
 9 Burt, may I say that to all the Commissioners and to  
 10 Ms. Creel? And I know that when we met, Ms. Creel  
 11 remembered voting; right?  
 12 MS. MARGIE CREEL: Yes.  
 13 DIRECTOR CORINA CHAVEZ: In some of the  
 14 minutes, there was -- Tony's report talked about the  
 15 contract. But in the March 4th minutes, Item B says  
 16 that you requested a motion from the governing  
 17 council to dot-dot-dot, and that there was a motion  
 18 made. It's unclear what that was. And so, Margie,  
 19 you remember about us talking about either cleaning  
 20 up your minutes or about having a vote about the  
 21 contract with PEC? Do you remember us talking about  
 22 that?  
 23 MS. MARGIE CREEL: Yes.  
 24 DIRECTOR CORINA CHAVEZ: And you were  
 25 going to review the recording of the meeting.

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1 MS. MARGIE CREEL: Right. Right. Yes.  
 2 DIRECTOR CORINA CHAVEZ: Did you watch a  
 3 recording of the meeting?  
 4 MS. MARGIE CREEL: I didn't get the  
 5 recording of the meeting. I got a transcript, a  
 6 paper transcript on it, and that was given to me.  
 7 And, like you said, it does look like a vote. But  
 8 it wasn't called for an action item. So that way,  
 9 we said, "Well, we have to make an action item to  
 10 make it legal."  
 11 So that's why -- I know we voted. But,  
 12 like you said, in the minutes, we didn't put it as  
 13 an action item. So I asked on the last meeting if  
 14 we could do that; so --  
 15 DIRECTOR CORINA CHAVEZ: A vote is an  
 16 action item. But I think that what is going on is  
 17 clarity around the agenda and then the minutes about  
 18 what actually happened.  
 19 THE CHAIR: Look. I think at this point  
 20 in time, we're beyond that. The school can cure it.  
 21 The school knows they've had to cure it. The school  
 22 can cure it. We're not going back and revisiting  
 23 again -- I thought we put the issue to a rest. The  
 24 school knows what -- the school has known and does  
 25 know what it needs to do to cure that issue.

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1 Right now, we're talking baseline data.  
 2 Commissioner -- are you --  
 3 COMMISSIONER BURT: If they come on, I'd  
 4 love to be able to --  
 5 THE CHAIR: Commissioner Carrillo.  
 6 VICE CHAIR CARRILLO: I'm going to make a  
 7 motion. So they're not going to be able to come on  
 8 and --  
 9 THE CHAIR: No, no, no. I'm willing to do  
 10 --  
 11 COMMISSIONER CARRILLO: First of all, I  
 12 just think we're just running around in circles  
 13 listening to excuses. And there's really only one  
 14 thing at play here, and it's not even the data.  
 15 It's not the stuff in April. It's not whether or  
 16 not somebody read the transcripts. It's not  
 17 somebody who was in a meeting and feel like they  
 18 voted, but there's no record of anything.  
 19 I believe, anyway, that if a letter is  
 20 sent, if the final push is done, everything is going  
 21 to fall into place the way it needs to be. I don't  
 22 share your confidence at all, Commissioner Burt, in  
 23 their ability to actually get this done, to call  
 24 this special meeting and to get this done.  
 25 And I'll say that whether it sounds harsh

<p style="text-align: right;">74</p> <p>1 or not. I say that because of the history --  2 actually, the history since going back to December.  3 And I just -- you know.  4 But as Commissioner Brauer said, as  5 Commissioner Gipson has said, the cure is simple  6 here. It's simple. You just have to have the will  7 to get this done. No excuses. Nothing. Just get  8 it done. And that'll make all these other things  9 wash away.  10 MS. MARGIE CREEL: We can. What I can do  11 is I can call -- we have to post a meeting agenda  12 72 hours in advance. And, like you said, I can post  13 a special meeting today. But Tuesday, we can have  14 the vote done. And I'll take charge on that, and  15 I'll be willing to do that right now.  16 THE CHAIR: Commissioner Beck.  17 (Reporter cautions re microphone use.)  18 SECRETARY BECK: I don't really want to  19 have a discussion on the baseline data today,  20 because that document we got, 9.b., I can't read.  21 And I want to have a document that I have  22 familiarity with and understanding with.  23 If they come on and talk to us, I can't  24 look at that and know what that is. So I don't  25 think it's valid to have any conversation on</p>	<p style="text-align: right;">76</p> <p>1 THE CHAIR: I'm going to assume we don't  2 have any answer for that. So thank you.  3 MS. MELISSA BROWN: Should I keep her on  4 the panel or remove her from the panel?  5 THE CHAIR: (Off-mic.)  6 Commissioner Carrillo.  7 VICE CHAIR CARRILLO: Just right before I  8 make the motion, I just want to let Commissioner  9 Burt know. This has come up in every meeting. This  10 is something that we've talked about, just, a lot, I  11 mean, in terms of it hasn't been on the agenda,  12 actually. And the reason it hasn't been on the  13 agenda is because the director didn't want it on the  14 agenda. But I just want to let you know that it has  15 been top of mind.  16 THE CHAIR: I want to add, we've talked  17 about it here at our meetings that we don't have the  18 contract. Granted, it wasn't an action item. But  19 when we've had the updates on the San Diego  20 Riverside, that it has continually been brought to  21 the attention that we don't have a signed contract.  22 And I know we discussed. We talked about  23 it. But it has been there. And I think we've just  24 tried to allow grace for it and allow for the  25 communication to be continued from the Charter</p>
<p style="text-align: right;">75</p> <p>1 baseline data today.  2 THE REPORTER: Thank you. Perfect.  3 SECRETARY BECK: Thank you.  4 THE CHAIR: I hear that. I think there's  5 been a challenge with that agreement with Walatowa.  6 I think that's been straightened out. So I'm hoping  7 that's going to move forward better.  8 But I do have a question that came up -- I  9 think now I have a question as to if you -- is the  10 school looking to change their short-cycle  11 assessment to be something different than what's in  12 the contract?  13 Ms. Creel, are you still there? Hold on.  14 I have one more question. But I don't know if I'm  15 going to get an answer to it. We did want an  16 update. It has nothing to do with any letter or  17 action item.  18 But there is a concern about ongoing  19 support for the school in making sure that the  20 school actually can get on track with their baseline  21 data and moving forward.  22 Is there a status update on the search for  23 a permanent head administrator?  24 MS. MELISSA BROWN: Margie, these  25 questions are directed towards you.</p>	<p style="text-align: right;">77</p> <p>1 School Division to try to get that information so  2 that we didn't have to take it to there.  3 Sorry. Commissioner.  4 VICE CHAIR CARRILLO: All things having  5 been said, I move that the Chair of the Public  6 Education Commission send a letter to the Secretary  7 Designate of the PED and PSFA regarding the lack of  8 a signed contract with San Diego Riverside Charter  9 School, and that the school be placed on the next  10 agenda of the PEC to begin action under the  11 Intervention Ladder, including revocation  12 proceedings, due to, a. non-approval of the charter  13 contract by the school's governing board; b., lack  14 of responsiveness; and, c., providing inadequate the  15 condition baseline data.  16 COMMISSIONER BURT: May I make a friendly  17 amendment?  18 VICE CHAIR CARRILLO: Probably not, but  19 try.  20 COMMISSIONER BURT: Can we remove sending  21 the letter to PED and PSFA.  22 COMMISSIONER CARRILLO: No.  23 COMMISSIONER BURT: Okay. Then I won't  24 support.  25 VICE CHAIR CARRILLO: Okay. That's fine.</p>

78	<p>1 THE CHAIR: Could we amend it -- no. I'm 2 asking for perhaps an amendment. It may change it 3 too much to be an amendment.</p> <p>4 Is there a possibility to add a time frame 5 on this, to say -- put two weeks out, and give this 6 -- if we get notification from the school that the 7 vote did take place, so that I would hold off in 8 sending that letter -- give grace for a week, 9 because that gives the school the time to call that 10 special meeting and give them that --</p> <p>11 VICE CHAIR CARRILLO: I'll accept that. 12 THE CHAIR: You'll accept that?</p> <p>13 VICE CHAIR CARRILLO: So today is Friday, 14 September 20th, that they indicate to us that 15 they've held their special meeting, taken a vote, 16 approved the contract, and they do so by Friday -- 17 end of business, Friday, September 27th.</p> <p>18 THE CHAIR: We can live with that? 19 VICE CHAIR CARRILLO: And we won't mail 20 those letters until such time. And if we don't hear 21 from them -- because, you know, lack of 22 responsiveness is part of the deal here. If we 23 don't hear from the school, these steps are going to 24 be taken. 25 COMMISSIONER BRAUER: I second the motion</p>	80	<p>1 variety of reasons. And I think -- and those 2 reasons come from CSD, not from the PEC. But I 3 will -- there is the -- it's neither here nor there.</p> <p>4 VICE CHAIR CARRILLO: Is it ready? 5 SECRETARY BECK: One thing I don't 6 understand is how Vice Chair Carrillo can be so 7 close to his microphone but mine gets all screwed 8 up. I want to echo what Commissioner Brauer -- 9 (Reporter comments.) 10 SECRETARY BECK: I just want to echo what 11 Commissioner Brauer said. I don't have a -- even 12 through all this, I don't have a really strong 13 feeling that the governing board, along with the 14 administration there, has it together to be able to 15 really work through these issues and conditions that 16 are there.</p> <p>17 So it's -- you know, we're definitely 18 going to keep an eye on this, because it's -- I 19 don't have a strong sense that everybody is on the 20 same wavelength there. That's it.</p> <p>21 THE CHAIR: Commissioner Ingham, did you 22 have your hand up? 23 COMMISSIONER INGHAM: Yes. Okay. So I am 24 a little bit confused, because I felt like my 25 understanding was they had been totally</p>
79	<p>1 with that amendment.</p> <p>2 VICE CHAIR CARRILLO: As soon as -- she's 3 got to type up all that stuff in there.</p> <p>4 THE CHAIR: So give us -- 5 VICE CHAIR CARRILLO: And so while our 6 counsel is putting that in, I believe that this is 7 going to be that push that needs to happen. 8 And you know what? What's that phrase? 9 The proof is in the pudding. So we'll find out on 10 5:00 on next Friday. So, Ms. Creel, if you're still 11 on, get on the phone. Schedule this thing.</p> <p>12 COMMISSIONER BURT: I'll support this. I 13 also would encourage that before we get to a point 14 where we're super upset at a meeting, that we do 15 these things earlier.</p> <p>16 I mean, we do -- like, the agenda is set 17 by us, not by CSD. So I do think, before it gets to 18 the point where we're feeling that level of 19 frustration, that we have the -- we take the 20 opportunity to have the more leveled conversation 21 with the whole Commission and the school instead of 22 waiting so long.</p> <p>23 VICE CHAIR CARRILLO: I think it's a good 24 idea. And I mean to say that we're setting the 25 agenda and (inaudible due to audio distortion) for a</p>	81	<p>1 unresponsive. And it sounds like they did reply to 2 your prodding the first time, but they clearly 3 didn't respond correctly. But they did reply. Am I 4 correct in that --</p> <p>5 THE CHAIR: We have a motion on the table. 6 So Julia is unable to respond to the question. 7 COMMISSIONER INGHAM: Okay. So can you 8 respond to the question? 9 THE CHAIR: That the school -- so when I 10 was referring to "unresponsive," I was referring to 11 the fact when they were -- when the request went out 12 for them to provide clarity on the vote, they never 13 provided that.</p> <p>14 They did respond initially to -- by 15 saying, "We did this." 16 But when it was brought to their attention 17 that the minutes do not reflect what they're saying 18 they did, it's not an action item, and there was no 19 vote recorded, please provide that, or there was 20 never that provided -- so -- and that's what the 21 continued requests were, to clear it up and give us 22 that vote.</p> <p>23 So, you know, that's my "unresponsive," by 24 giving us the information that they were requested. 25 So I think this gives them the</p>

<p style="text-align: right;">82</p> <p>1 opportunity. And it's on the school. I think I 2 have to share the concern of the -- over how the 3 school is being operated at this point in time. 4 I know there's challenges in finding head 5 administrators in rural areas, especially on tribal 6 lands. I fully understand that. But this interim 7 status has gone on for a very long time. And as a 8 result of that, the school -- the interim head -- I 9 get it -- doesn't want to make a lot of decisions 10 and changes, because he's not going to be there 11 permanently. 12 But at some point in time, the school's 13 got to move on, and this needs to get done. 14 And it was concerning when they appeared 15 to not want to be as cooperative with Walatowa in 16 that MOU, because it's an improvement plan that 17 they've got with Walatowa. And that's really 18 important. 19 So I'm -- you know, I'm glad we made this 20 change. 21 So do we need to read this -- read this 22 motion, please, again. 23 VICE CHAIR CARRILLO: Cindy, is this okay 24 where I'm talking? I will do my best. 25 I move that unless San Diego Riverside</p>	<p style="text-align: right;">84</p> <p>1 Commissioner Manis. Appreciate it. 2 Commissioner Brauer. 3 COMMISSIONER BRAUER: Yes. 4 SECRETARY BECK: Commissioner Taylor. 5 COMMISSIONER TAYLOR: Yes. 6 SECRETARY BECK: Commissioner Burt. 7 COMMISSIONER BURT: Yes. 8 SECRETARY BECK: Commissioner Ingham. 9 COMMISSIONER INGHAM: Yes. 10 SECRETARY BECK: Commissioner 11 Clahchischilliage. 12 COMMISSIONER CLAHCHISCHILLIAGE: Yes. 13 SECRETARY BECK: Chair Gipson. 14 THE CHAIR: Yes. 15 SECRETARY BECK: Vice Chair Carrillo. 16 VICE CHAIR CARRILLO: Yes. 17 SECRETARY BECK: Secretary Beck, yes. 18 There are nine votes for, zero votes 19 against. The motion passes. 20 THE CHAIR: Thank you very much. 21 VICE CHAIR CARRILLO: Chair Gipson, 22 Ms. Creel, if you're still on, which I'm hoping that 23 you are, this provides the impetus for you to go 24 forward. And so September 27 is next Friday. And 25 we're hopeful that these steps will be taken. There</p>
<p style="text-align: right;">83</p> <p>1 Charter School provides the meeting minutes, showing 2 approval of the charter contract by September 27, 3 2024, the Chair of the Public Education Commission 4 send a letter to the Secretary Designate of PED and 5 PSFA regarding the lack of a signed contract with 6 San Diego Riverside Charter School, and that the 7 school be placed on the next agenda of the PEC to 8 begin action under the Intervention Ladder, 9 including revocation proceedings, due to the 10 non-approval of the charter contract by the school 11 governing board, lack of responsiveness, and 12 providing inadequate condition baseline data. 13 SECRETARY BECK: Second. 14 THE CHAIR: There's a motion by 15 Commissioner Carrillo and a second by Commissioner 16 Beck. 17 Any further discussion? 18 Commissioner Beck. 19 SECRETARY BECK: Commissioner Manis. 20 Commissioner Manis. 21 COMMISSIONER MANIS: Did you hear me? 22 Yes. 23 THE CHAIR: No, we didn't. 24 COMMISSIONER MANIS: My response is yes. 25 SECRETARY BECK: Thank you. Thank you,</p>	<p style="text-align: right;">85</p> <p>1 you have it. There you have it. 2 THE CHAIR: Can we take a ten-minute 3 break? Thanks. 4 (Recess taken, 10:45 a.m. to 11:06 a.m.) 5 THE CHAIR: We're back. And we are on to 6 1 -- whoops. Sorry. I flipped my page. 7 We are on to Item No. 10, which is 8 Presentation of the 2023-2024 Preliminary Annual 9 Reports. 10 Is Dr. Russell doing this? Okay. 11 DR. BRIGETTE RUSSELL: I am. Let me put 12 this in presentation mode, minimize all the Zoom 13 bars so I can see to do that. 14 Thank you. 15 Chair Gipson and Commissioners, CSD has 16 included in meeting materials the Preliminary Annual 17 Reports for the '23-'24 school year. 18 The reason the reports are preliminary is 19 that not all sections of the report are complete. 20 The reports contain the following 21 components: 22 There's an information section that 23 includes information about the school, who's the 24 head administrator, who's the governing board chair, 25 their enrollment cap, grades served, et cetera.</p>

<p style="text-align: right;">86</p> <p>1 There is an empty demographics section.  2 Normally, this would contain charts showing  3 percentages of students with disabilities, ELs,  4 various ethnicities, percentages. But the Nova  5 enrollment data were not available to us. So  6 there's just a placeholder section there.  7 There's an academic section. The State  8 Accountability data are provided for '22-'23, but  9 are marked pending for '23-'24.  10 Mission goals are rated, and all ratings  11 are complete.  12 Then there's an organizational/financial  13 section, with the final rating either Meets,  14 Pending, or Does Not Meet, because final final  15 ratings, once Indicator 1.b., assessment  16 participation, and Indicator -- well, it's 3.b. on  17 the 2022 performance framework and 4.b. on the 2019  18 performance framework, the attendance indicator,  19 once those are rated, then all schools will get a  20 rating of Meets the Standard, if they have 0, 1, or  21 2 ratings of Does Not Meet, and an overall rating of  22 Does Not Meet if they have 3 or more ratings of Does  23 Not Meet the Standard.  24 So if any school right now has no Does Not  25 Meets, they will have a final rating of Meets,</p>	<p style="text-align: right;">88</p> <p>1 for every school, because it's something the PED  2 used to calculate up until the '18-'19 school year,  3 based on the PARCC assessment. And it is  4 unfortunately still in the actual performance  5 framework in the contracts of schools that were --  6 that had contracted during that period.  7 The mission goals section shows -- it has  8 the goal up top, and then the performance levels and  9 the targets for each one and the number of points.  10 Just a note that some schools will say  11 Exceeds the Standards, Meets the Standards, Does Not  12 Meet the Standard, and then Falls Far Below.  13 Some of them say -- like, different  14 versions of the contract use different terminology.  15 But all of them have the same -- the same four-part  16 points breakdown. There's 100 points, 75 points,  17 25, or zero. So there's no 50 points in any  18 individual mission-specific goal. And if a school  19 has two goals, their overall points are average for  20 the final score.  21 And, finally, there's the organizational  22 and financial framework. School name is -- that is  23 just the -- a mock-up of what it would look like.  24 This isn't in any one school.  25 But all contract years are provided. So</p>
<p style="text-align: right;">87</p> <p>1 because the most they can get is 2. Any school that  2 already has 3 or more Does Not Meets has a final  3 rating of Does Not Meet. And all of others that  4 have either one or two are Pending, because those  5 two to-be-rated indicators could push them over the  6 limit.  7 So the academic section has columns for  8 the '22-'23.  9 This is the -- these are the Vista scores  10 that were just released in, like, January-February,  11 and then revised in May. It includes their overall  12 score indices; their designation, Spotlight,  13 Traditional, or CSI/TSI; and their mission goal --  14 school-specific or mission-specific goal scores.  15 And those should be there for both years.  16 And overall academic score is not there  17 because -- wait -- yeah, for -- it's not there if  18 we didn't have both indicators.  19 The Vista's designations, there's a  20 section in the annual report that shows what the  21 Vista's designations are. There's a note about the  22 '22-'23 Vista's revision. There's a link. And then  23 just going back to this second one, Indicator 2,  24 subgroup performance, high, middle, and low  25 performing quartiles, that's unavailable every year</p>	<p style="text-align: right;">89</p> <p>1 this school would be one of the ones that's going to  2 be submitting a renewal application next year in  3 2025. And they would get a Part A that would  4 include the '24-'25 school year, and so now we have  5 three years.  6 The explanations for ratings are only for  7 the '23-'24 school year, because this is an annual  8 report; it's not a multi-year roll-up. And last  9 year, you were provided explanations for the '22-'23  10 ratings.  11 I already talked about the overall ratings  12 being Pending or Meets, depending.  13 The indicator numbers are different for  14 the 2019 and the 2022 frameworks. The screenshot  15 shown here is from a 2019 school, with the finance  16 indicators being 2.a. through 2.f.  17 For the 2022 performance framework  18 schools, the finance indicators are down to the end,  19 5.a. through 5.f.  20 Any questions?  21 COMMISSIONER BURT: I only have one.  22 My -- the only thing I notice that I would love to  23 see -- and so it's just, like, more feedback -- is  24 that when a school -- I know you-all do an enormous  25 amount of back-and-forth with schools during this</p>

<p style="text-align: right;">90</p> <p>1 time. I know it. I don't want to see all that at 2 all.</p> <p>3 But what I would like to still see that I 4 think we've talked about before is if there is one 5 where it's unresolved, you know, to where it's, 6 like, not a meeting of minds, that we do see the 7 school comment on that.</p> <p>8 DIRECTOR CORINA CHAVEZ: Commissioner 9 Burt, we have let the schools know that when that 10 occurs, they are welcome to send something, and we 11 would attach it to the report.</p> <p>12 COMMISSIONER BURT: I don't think that's 13 happening yet.</p> <p>14 DIRECTOR CORINA CHAVEZ: There was one.</p> <p>15 COMMISSIONER BURT: Because we got the 16 letter yesterday from the school who said they had 17 sent in a comment, and it conflicted, and that the 18 CSD responded saying, "We're going to keep the 19 rating." 20 Totally fine. 21 But we didn't get -- like, in that annual 22 report, we didn't get the school comment until they 23 sent the e-mail yesterday.</p> <p>24 DIRECTOR CORINA CHAVEZ: What we can do is 25 be a lot more intentional when the schools are</p>	<p style="text-align: right;">92</p> <p>1 when we get to that school, do you want me to ask? 2 Or do you want me to bring it up now? It is more 3 general. It's -- if that makes --</p> <p>4 THE CHAIR: It was not our intention to go 5 school by school with this one --</p> <p>6 COMMISSIONER BURT: It might be better to 7 do the general thing then?</p> <p>8 THE CHAIR: -- in the annual reports. So 9 if you have a question, have at it.</p> <p>10 COMMISSIONER BURT: Awesome. First of 11 all, I want to say this is incredible. I am so 12 thrilled that we are -- I had so much to look over 13 in September of this year -- like, incredible. So 14 kudos, kudos, kudos.</p> <p>15 And to have only so few missing pieces and 16 pieces you can't control, I mean, it's very cool. I 17 am very grateful for it, grateful for the 18 opportunity in the next item to, like, actually do 19 some proactive work on it. Just overall, I am 20 almost goosebumps, I'm so excited. So thank you, 21 guys.</p> <p>22 Okay. So this is where I think there's a 23 loophole that we might need to consider how to solve 24 and mesh up. 25 So we got the e-mail from Albuquerque</p>
<p style="text-align: right;">91</p> <p>1 unsatisfied with how we landed. I know you don't 2 want us to change the rating every time they raise 3 it. But to be more explicit with each school. 4 "Sorry if you're not satisfied with that. You can 5 write a letter."</p> <p>6 And I know I've seen that in at least a 7 couple of the schools' correspondences back and 8 forth with us.</p> <p>9 COMMISSIONER BURT: I don't know if it's 10 maybe -- I hear what you're saying. Yeah. I 11 don't -- however you all want to handle it, I 12 don't -- it's up to you.</p> <p>13 DIRECTOR CORINA CHAVEZ: That's in the 14 rule.</p> <p>15 COMMISSIONER BURT: As long as it ends up 16 in our documentation somewhere somehow.</p> <p>17 DIRECTOR CORINA CHAVEZ: It's in the rule. 18 I know we've been explicit. I've seen an e-mail 19 that said that. I just want to -- we'll make sure 20 that we're consistently doing that every single 21 time, because -- yeah, that's in the rule.</p> <p>22 COMMISSIONER BURT: It's just feedback. 23 And then -- I don't know. I do have, 24 like, a more general question. But it's about 25 because of a specific school. I don't know if --</p>	<p style="text-align: right;">93</p> <p>1 Collegiate yesterday. Specifically, it was about 2 the lottery -- the lottery guidance.</p> <p>3 So I did give Ms. Rivera a call and talked 4 to her about it. And I actually created -- I told 5 her this, too -- I created a little fake account on 6 her school to, like -- I didn't actually submit 7 anything -- so just so I could see what her lottery 8 application looked like.</p> <p>9 And there was -- there were definitely 10 items in there that do not follow guidance. So I do 11 appreciate, once again, that CSD is really looking 12 through those lottery applications and calling out 13 when it's not following guidance.</p> <p>14 I think that was completely appropriate 15 and right. And I think it follows along with what 16 we are looking for as well.</p> <p>17 I think there's a loophole right now that 18 we need to figure out how to close up, because -- 19 and I talked to Ms. Rivera. She understood where we 20 were coming from, that it's more of a civil rights 21 issue, and we don't want to give -- families to get 22 any kind of weariness about applying to a school 23 based off certain questions that are on the lottery. 24 Instead, just ask those after they enroll. 25 Ask all the same stuff, which I know I saw in the</p>



<p style="text-align: right;">94</p> <p>1 communication is what you guys advised. She did --  2 she said, "You know what? I get it. I'll fix it."  3 So I do think -- I think that school, moving  4 forward, will readjust that lottery and match it.  5 But I do think she was right in that in  6 her contract and in the rubric, it is not explicit.  7 And so I think there is some difference of --  8 like -- and at first, when I was talking to her, I  9 don't know your contract. I didn't look. I was  10 just, like, "You know what? That's a good point.  11 Let -- I'll bring it up."  12 But I looked through the contract after I  13 talked to her. And in her contract, it does -- it  14 is pretty explicit in 3.a. that it's about whether  15 they received complaints, like, valid complaints on  16 these things. And it doesn't address guidance in  17 the contract at all.  18 It also -- in the -- or in the rubric, it  19 also doesn't specifically talk about following  20 guidances either.  21 So I don't -- like, what's difficult is  22 it's not wrong. But she also has a point. But I  23 think it's for us to fix that, because I don't think  24 it's -- I don't think it's a loophole we want to  25 have open.</p>	<p style="text-align: right;">96</p> <p>1 Charter Schools Policies and Processes.  2 Going down here, CSD Annual Monitoring  3 Protocol.  4 And then that brought up this document,  5 which has the rubric --  6 DIRECTOR CORINA CHAVEZ: We didn't edit  7 that. This is what you-all approved.  8 COMMISSIONER BURT: So I'm looking down at  9 3.a. -- oh, sorry. Yeah, is --  10 DR. BRIGETTE RUSSELL: That's the  11 governance one. This 3.a. is for the 2019  12 framework. So Albuquerque Collegiate is on the 2022  13 performance framework. So it's going to be here on  14 Page 18 of the monitoring protocol.  15 COMMISSIONER BURT: I'm looking on Page 4.  16 DIRECTOR CORINA CHAVEZ: Of the Monitoring  17 Protocol?  18 COMMISSIONER BURT: And I looked at 4.a.,  19 3.a., "Is the right of school protecting..." --  20 (Verbatim.)  21 DR. BRIGETTE RUSSELL: So this is how it's  22 monitored. So it's monitored. "Desktop monitoring  23 in collaboration with review of the lottery and  24 admission policies on the school website.  25 Additional..." -- that's how we monitor it. At the</p>
<p style="text-align: right;">95</p> <p>1 Yeah. Dr. Russell?  2 DR. BRIGETTE RUSSELL: Thank you,  3 Commissioner Burt.  4 I -- I'm -- I just opened our CSD  5 monitoring protocol for the '22-'23 school year  6 that's posted on our website. And that rubric  7 actually does -- here. I'm going to share screen.  8 It's here. "Is the school protecting the rights of  9 all students?" 3.a.  10 And then over here, the last column is  11 the -- this would be the Meets, the Working To Meet  12 and the Does Not Meet. And it says, "Lottery policy  13 Does Not Meet CSD standards."  14 COMMISSIONER BURT: My document looks  15 different than yours.  16 DR. BRIGETTE RUSSELL: This is on the  17 website.  18 COMMISSIONER BURT: I pulled it up off the  19 website, too. It has 3.a. and 2.a., because there  20 are two different performance frameworks. So I know  21 I'm looking at a different document.  22 Mine is -- oh. It says from 2022-2023,  23 which was what was online.  24 DR. BRIGETTE RUSSELL: I just clicked on  25 it from -- so it's on this page. It's on the</p>	<p style="text-align: right;">97</p> <p>1 end, the rubric is how we rate it.  2 COMMISSIONER BURT: Got it. Okay. Okay.  3 Appreciate that. Because I was reading the document  4 wrong. Okay.  5 I still -- I see that. Appreciate it. I  6 still am concerned with not having it as part of the  7 contract, like, that -- our rubric isn't part of  8 their contract.  9 So kind of like closing -- I just want the  10 black and white to all match up. So what I'm  11 thinking is that we may need to move to do a rule on  12 lottery so that there's some teeth behind it. And  13 that way, it's part of -- it is legally part of  14 their requirements.  15 DIRECTOR CORINA CHAVEZ: The movement  16 we've made is with the new performance framework.  17 We put that in the performance framework. For the  18 old performance frameworks, you all asked us for the  19 rubrics, so we provided them.  20 But you're saying that the next iteration  21 of that would be -- or the next step to formalize  22 would be to put it in rule.  23 So I would ask Ms. Barnes. Did we talk  24 about lottery in the PEC rule? Because my  25 understanding is that at one point, PEC voted that</p>

98	<p>1 the expectation was to follow that guidance. So</p> <p>2 we've been holding to that and doing what we could</p> <p>3 without amending contracts, because I know there's a</p> <p>4 desire not to amend contracts to clarify</p> <p>5 expectations.</p> <p>6 And to be fair, we have mentioned this</p> <p>7 multiple times with Ms. Rivera. I'm glad that you</p> <p>8 guys connected over it and that, you know, we're</p> <p>9 getting closer to a place where there's an</p> <p>10 understanding of why CSD continues to bring up the</p> <p>11 issue.</p> <p>12 COMMISSIONER BURT: I do want to clarify.</p> <p>13 I do actually think you're in the right 100 percent.</p> <p>14 I also think she might have a point that we need to</p> <p>15 close.</p> <p>16 MS. JULIA BARNES: So in terms of lottery,</p> <p>17 lotteries apply to state charters and regular</p> <p>18 charters. So that would be best done as a PED rule.</p> <p>19 If there isn't going to be a PED rule, PEC</p> <p>20 could move forward on state charters. Guidance is</p> <p>21 not regulation; it's not law. This should be in</p> <p>22 rule.</p> <p>23 So in order for us to have the strongest</p> <p>24 standing, there should be a rule. And so I think at</p> <p>25 one point, there was conversation that we could move</p>	100	<p>1 can to make things legal requirements and not</p> <p>2 guidance.</p> <p>3 And I just think it allows, actually, to</p> <p>4 just have more teeth in that, because it's an</p> <p>5 important issue, it really is, that schools make</p> <p>6 sure that that initial lottery application is so</p> <p>7 basic that no family would ever feel hindered to put</p> <p>8 their information in there and send it in.</p> <p>9 I think everybody here knows that that's</p> <p>10 important. Kind of helping to remove that argument,</p> <p>11 because it's not the first time that argument has</p> <p>12 come up that guidance isn't law and -- you know,</p> <p>13 like, it just creates a tension that this is an</p> <p>14 important enough issue, I think it would be good to</p> <p>15 be, like, "Okay, good. We'll make it law. We'll</p> <p>16 make it legal into our..." -- we don't have to deal</p> <p>17 with the, like, contentiousness at all. Just remove</p> <p>18 that, make it clear. And clear is kind.</p> <p>19 THE CHAIR: I agree. Because I know it</p> <p>20 comes up all the time. Show me in statute, show me</p> <p>21 in rule where this is. And it's, like, well,</p> <p>22 there's guidance. Guidance is kind of like, you</p> <p>23 know, it's viewed by some.</p> <p>24 So I agree. And, actually, I didn't want</p> <p>25 to create an account. Because I feel creating those</p>
99	<p>1 forward with PED on a rule. But if that isn't going</p> <p>2 to happen, and given all the changes -- I'm not sure</p> <p>3 what's going on with rules -- you could do a PEC</p> <p>4 state charter rule. And it could be -- start with</p> <p>5 the base of the guidance document. You can loop it</p> <p>6 in in a contract. But if you haven't done it</p> <p>7 explicitly in the contract, then there's a point.</p> <p>8 DIRECTOR CORINA CHAVEZ: And after this</p> <p>9 year, after we renew these 20 schools, how many more</p> <p>10 schools are left in that spot, that it's less</p> <p>11 concrete, for them, PEC's expectation.</p> <p>12 I mean, I would imagine because we</p> <p>13 published and PEC approved the rubric, that that</p> <p>14 would cover it. But -- and I do think that to get a</p> <p>15 rule published takes a long, long time. So we</p> <p>16 might, by that time, already have schools under the</p> <p>17 new contract.</p> <p>18 COMMISSIONER BURT: I mean, Albuquerque</p> <p>19 Collegiate, in particular, their contract is</p> <p>20 through, like, 2028. So I do think it's important</p> <p>21 to resolve it. But, like I said, I actually -- I</p> <p>22 think CSD did the exact right thing.</p> <p>23 I just think she -- I appreciate the idea</p> <p>24 that there should be clarity between legal</p> <p>25 requirements and -- like, we should do as much as we</p>	101	<p>1 accounts -- and they're not the only school.</p> <p>2 There's a number of schools where you have to create</p> <p>3 an account to see the minutes from a prior meeting.</p> <p>4 So they're obviously tracking who's watching.</p> <p>5 And as a public entity, I don't think you</p> <p>6 should have to. To me, that could be a barrier for</p> <p>7 some folks to say, "Ooh, I don't want to create that</p> <p>8 account."</p> <p>9 So I think -- and I think Missy and her</p> <p>10 staff are looking at -- and reviewing those, because</p> <p>11 I think there's -- you know, schools aren't --</p> <p>12 they're probably doing it very unintentionally, that</p> <p>13 they don't realize that the process that someone set</p> <p>14 up to view their minutes requires, you know, an</p> <p>15 account being set up or anything like that.</p> <p>16 So, you know, I'm not trying to attribute</p> <p>17 any ill will to this. But I think schools need to</p> <p>18 be made aware that there could be unintentional</p> <p>19 barriers there for them. But -- and I know it's --</p> <p>20 it's clear in our performance framework.</p> <p>21 But because we're continually challenged</p> <p>22 with schools not being on the current -- their</p> <p>23 contract still having four years left, I think</p> <p>24 the -- the movement to some more concrete and</p> <p>25 permanent evidence of our expectations is really</p>

<p style="text-align: right;">102</p> <p>1 important.</p> <p>2 COMMISSIONER BURT: I think the main issue</p> <p>3 that I'm seeing is that the contract, if you look at</p> <p>4 3.a. in that contract, it's like very specific. But</p> <p>5 then what we approved is the rubric. Our approved</p> <p>6 rubric kind of conflicts with the contract, right?</p> <p>7 And so that's where -- I think that's the,</p> <p>8 like, conflict that we don't want to have happen</p> <p>9 anymore.</p> <p>10 Once again, like, that's -- I think these</p> <p>11 are just, like, the good conversations. And</p> <p>12 especially as we move forward, like, trying to</p> <p>13 figure out where there's little pieces that are</p> <p>14 either conflicting, or, like I said, little</p> <p>15 loopholes that are, like, "Oh, okay, that's not the</p> <p>16 intention -- this is the intention of what we want</p> <p>17 it to be and why, and the language isn't quite</p> <p>18 matching up."</p> <p>19 So just kind of -- once again, I don't</p> <p>20 think you guys did anything wrong. Ms. Rivera and I</p> <p>21 talked about it. She's, like, I see it, still don't</p> <p>22 agree with that conflict between the contract and</p> <p>23 the rubric and the performance..." -- and that's a</p> <p>24 little messy on us.</p> <p>25 So I think it's understood now. I think</p>	<p style="text-align: right;">104</p> <p>1 opportunity to have it on the record why they still</p> <p>2 believe that there's the disagreement. And</p> <p>3 that's -- yeah, and that's fine.</p> <p>4 So I kind of thought that they were going</p> <p>5 to be attached when we accepted the -- but I wasn't</p> <p>6 sure. So thanks for getting that kind of cleared</p> <p>7 up.</p> <p>8 And, yeah, so I hope the message is being</p> <p>9 made clear to schools that they do have that</p> <p>10 opportunity, without any reflection -- a negative</p> <p>11 reflection that that letter for the record is</p> <p>12 attached.</p> <p>13 DIRECTOR CORINA CHAVEZ: Chair Gipson, I</p> <p>14 think in a couple of cases, we noted in the report</p> <p>15 if the school disagreed. But I think we could</p> <p>16 reread the rule and more consistently send out the</p> <p>17 message, "You have the ability to write the -- a</p> <p>18 letter," or whatever, and we would attach it.</p> <p>19 THE CHAIR: Yeah. Because I -- yeah.</p> <p>20 Because once again, I thought we had that cleared up</p> <p>21 after last year's.</p> <p>22 So do we have --</p> <p>23 MS. JULIA BARNES: I just -- the rule has</p> <p>24 you attach the written response.</p> <p>25 DIRECTOR CORINA CHAVEZ: Right.</p>
<p style="text-align: right;">103</p> <p>1 there's -- it's a good impetus for us to come up</p> <p>2 with a solution.</p> <p>3 THE CHAIR: And I just want to add on,</p> <p>4 because I wasn't sure if -- because I know we had</p> <p>5 this conversation when we looked at the annual</p> <p>6 reports the last year about what happens with the</p> <p>7 letter that a school may submit if there's a</p> <p>8 disagreement with the final, that schools have the</p> <p>9 opportunity to be able to do that.</p> <p>10 And I wasn't sure whether that was</p> <p>11 happening with this -- not calling it a</p> <p>12 preliminary -- this first round, or that attachment</p> <p>13 was going to be made when we saw -- after the</p> <p>14 academics.</p> <p>15 So, yeah, I want to make sure that it's</p> <p>16 clear to schools. In fact, I had a conversation</p> <p>17 with the school leader that was here earlier and</p> <p>18 assured her that she had that opportunity, and it</p> <p>19 would not be looked at as a negative, that it's just</p> <p>20 a clarification of the record, and please feel free</p> <p>21 to do so, you know.</p> <p>22 There's always going to be that that, you</p> <p>23 know -- it has to be closed at some point in time,</p> <p>24 and there's a recognition that there's going to be</p> <p>25 that disagreement. But the school has the</p>	<p style="text-align: right;">105</p> <p>1 MS. JULIA BARNES: You don't need to</p> <p>2 comment on it. You don't need to say they</p> <p>3 disagreed. They can provide a written response, and</p> <p>4 you simply attach it.</p> <p>5 DIRECTOR CORINA CHAVEZ: Exactly. Thank</p> <p>6 you.</p> <p>7 THE CHAIR: Any other questions?</p> <p>8 (No response.)</p> <p>9 THE CHAIR: Okay.</p> <p>10 They're not allowed.</p> <p>11 So we are on to Item No. 11, which is</p> <p>12 Discussion and Possible Action to Provide Notice to</p> <p>13 Schools with Concerns.</p> <p>14 And there is Estancia Valley Classical and</p> <p>15 New Mexico Academy for the Media Arts.</p> <p>16 There were two schools that did have Does</p> <p>17 Not Meets, and enough Does Not Meets that they --</p> <p>18 even with the two missing components, they can't get</p> <p>19 to a Workings To Meet. So there are several other</p> <p>20 schools. They'll be on next month's agenda. But</p> <p>21 these are the two schools that are ready for this</p> <p>22 month's.</p> <p>23 So do we --</p> <p>24 MS. JULIA BARNES: So we're stuck in a</p> <p>25 little bit of a process. CSD could not close out</p>

106	<p>1 any section. So you couldn't do, like, a partial 2 annual report and give out the notice on 3 organizational and financial, later do academics. 4 However, you have information on two schools right 5 now that there is organizational performance that is 6 not satisfactory.</p> <p>7 So I think the middle ground that I'm 8 looking for is for you-all to give notice from the 9 Commission that you have a concern, and then do the 10 regular annual report process when that happens.</p> <p>11 So you'll treat these schools in the 12 normal way. But you're also letting them know now, 13 "There are concerns that you should be looking at." 14 Because part of the feedback we've gotten 15 when there has been a district court challenge is, 16 "Well, why didn't you let somebody know early on?" 17 So you can't close it out. CSD was really 18 clear they didn't want to close it out with all the 19 information, so please don't do that. So this is 20 kind of that middle ground.</p> <p>21 It's not an annual report notice letter. 22 It's a letter from the Chair, "You got this. We are 23 assuming you're going to take action on this now," 24 and this is just going to be a regular school you're 25 going to look at when the final report is finalized.</p>	108	<p>1 regarding the organizational performance, as 2 described in the preliminary annual report. 3 COMMISSIONER TAYLOR: Second. 4 THE CHAIR: There's a motion by 5 Commissioner Burt and a second by Commissioner 6 Taylor. 7 Commissioner Beck. 8 SECRETARY BECK: Commissioner Taylor. 9 COMMISSIONER TAYLOR: Yes. 10 SECRETARY BECK: Commissioner Brauer. 11 COMMISSIONER BRAUER: Yes. 12 SECRETARY BECK: Commissioner Manis. 13 COMMISSIONER MANIS: Yes. 14 SECRETARY BECK: Commissioner Burt. 15 COMMISSIONER BURT: Yes. 16 SECRETARY BECK: Commissioner 17 Clahchischilliage. 18 COMMISSIONER CLAHCHISCHILLIAGE: Yes. 19 SECRETARY BECK: Commissioner Ingham. 20 COMMISSIONER INGHAM: Yes. 21 SECRETARY BECK: Vice Chair Carrillo. 22 VICE CHAIR CARRILLO: Yes. 23 SECRETARY BECK: Chair Gipson. 24 THE CHAIR: Yes. 25 SECRETARY BECK: Secretary Beck, yes,</p>
107	<p>1 THE CHAIR: So does anyone have any 2 questions concerning Estancia Valley Classical? 3 DR. BRIGETTE RUSSELL: Chair Gipson and 4 Commissioners, just wanted to note that in addition 5 to the school's annual report, we have a Corrective 6 Action Plan document with updates. And Ms. Seeley 7 is in the meeting if anyone has any questions and 8 would like her to go into detail on anything from 9 that.</p> <p>10 THE CHAIR: All right. That's for the 11 next item. The financial is the next item. So this 12 is only -- because that Corrective Action Plan is 13 for prior. This would be an action on the newer 14 one, the newer report.</p> <p>15 So we're just -- yeah. We're not 16 looking -- we're looking at the current, newest 17 report that's been provided to us.</p> <p>18 COMMISSIONER BURT: I move that the PEC 19 finds Estancia Valley Classical Academy be placed on 20 the Intervention Ladder, reflecting -- sorry. Wrong 21 one.</p> <p>22 I move that the Chair of the Public 23 Education Commission send a letter to a., Estancia 24 Valley Classical Academy, and, b., New Mexico 25 Academy for the Media Arts, identifying the concerns</p>	109	<p>1 there are nine votes for, zero votes against. The 2 motion passes. 3 THE CHAIR: Thanks. Now we are on to Item 4 No. 12, which is the Discussion and Possible Action, 5 Including Action Under the Intervention Ladder, 6 regarding Estancia Valley Classical Academy's 7 Financial CAP. So now if we could bring Betty on. 8 MS. MELISSA BROWN: Betty is part of the 9 panel. 10 THE CHAIR: Thanks. So Betty is becoming 11 a regular attendee. So thanks. 12 MS. BETTY SEELEY: You're welcome. 13 THE CHAIR: So, Betty, do you want to 14 offer highlights and lowlights? 15 MS. BETTY SEELEY: Well, in ways, the 16 school is improving what they're doing. 17 In looking at their deposits, they -- for 18 the month of July and August, they have much 19 improvement over previous months with not having any 20 missing receipts. 21 And what the -- the question that I have 22 on the inconclusive part was not having their policy 23 when it comes to moving money between bank accounts. 24 So without having that, I couldn't 25 conclude when they moved money out of their PayPal</p>

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1 account, if it met or didn't meet.  
 2 So that's why I have the Working To Meets  
 3 on this -- on this finding.  
 4 So on the second one -- I'm trying to take  
 5 a look at -- there we go, thank you.  
 6 On the first -- on the first payroll of  
 7 the month, I made an update, since I submitted this  
 8 report because I got further information from the  
 9 school.  
 10 And so there were three employees in  
 11 question as to whether or not they were paid ahead  
 12 of schedule. And on two of them, I was able to  
 13 conclude that they did not. And on the third  
 14 person, technically, he did not get a paycheck  
 15 before he started. But his contract stated that he  
 16 would not get a paycheck until August the 9th. But  
 17 he did get a paycheck on July the 26th.  
 18 So I think we just keep this as a Working  
 19 To Meet, because they didn't follow the employee's  
 20 contract.  
 21 If we go down to the -- the next one here,  
 22 the early terminated employees, she did send me some  
 23 subsequent information. And they all seem to be  
 24 doing fairly well in -- she was able to show me that  
 25 the employees that I had tagged as not getting paid

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1 their appropriate amount when they left, they  
 2 actually did. So I think we can probably end up  
 3 moving this to the Meets.  
 4 For the next one, on the purchase orders,  
 5 I would like to keep this at Working To Meet, only  
 6 because when -- there was a discussion with Marla on  
 7 when they update purchase orders. The AptaFund is  
 8 not -- does not do a good record with updates to  
 9 purchase orders.  
 10 And she did show me that many of these  
 11 purchase requisitions, which was the first step to  
 12 getting a purchase order, that the purchase  
 13 requisitions were done on time. But there's a  
 14 question which I don't think can be answered as to  
 15 when they make that purchase that I had originally  
 16 marked as Does Not Meet, when they updated the  
 17 purchase order versus when they made the purchase.  
 18 So did they not update the purchase order  
 19 until after they made the purchase? Or was there a  
 20 time lagging between -- basically, are they  
 21 monitoring purchase orders, so when they know they  
 22 have to update them on, like, these blanket purchase  
 23 orders, are they updating them on time? Or are they  
 24 not updating them until they get a bill in and then  
 25 they notice there's not enough money on a purchase

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1 order?  
 2 So this area, I'd like to just keep it  
 3 Working To Meet until we kind of can hash that out.  
 4 So -- so they didn't have any travel  
 5 expenditures. So we couldn't rate that.  
 6 We talked about the Working To Meet on  
 7 correcting the object codes. And some of that, I  
 8 believe, is just -- just a training. A lot of it is  
 9 a training for schools in general. They did miss on  
 10 several of the regular ones. But most of them was  
 11 the misunderstanding on how to code contract  
 12 services.  
 13 And so I've had a conversation with Marla  
 14 about recoding the contract services.  
 15 Regarding the BARs, I don't think -- let  
 16 me take a look at my notes here. Let's see. That's  
 17 No. 4. I don't -- let me look at my form here.  
 18 Excuse me for just a minute.  
 19 So for the BARs, there were four BARs that  
 20 were not entered into their accounting software,  
 21 AptaFund, timely.  
 22 There were eleven that I noted, as of  
 23 7/24, that had not been entered into their  
 24 accounting system at all.  
 25 And there was one where they didn't --

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1 they entered into their accounting system before PED  
 2 had really approved the BAR. So this, we need to  
 3 still keep as Working To Meet so they can improve  
 4 their processes on how they're doing things.  
 5 This one Meets. They were worked with a  
 6 contractor -- they worked with a contractor to  
 7 effectively close their prior year books. And when  
 8 that was done, their general ledger now agrees to  
 9 the bank statement, agrees all the way. So they  
 10 were able to fix this audit finding. They shouldn't  
 11 get it again this year.  
 12 Their internal controls over bank  
 13 reconciliation, that now Meets. And this one had to  
 14 do with that prior -- with the prior audit finding.  
 15 So Audit Findings 5 and 6 kind went hand in hand.  
 16 So everything balances now. So they're fine with  
 17 this one.  
 18 If we go on now to Audit Finding No. 7,  
 19 they submitted to me their -- their capital asset  
 20 and their depreciation schedule. And I compared it  
 21 to what was in their audit. And I wasn't able to  
 22 reconcile it.  
 23 And so I think -- I put it as a Does Not  
 24 Meet. And I think this one needs to be held until  
 25 they have their audit this year and see where it

<p style="text-align: right;">114</p> <p>1 stands with the auditors, because I could not --  2 based on the schedule that he gave me, I couldn't  3 get it to meet with the -- with what the auditors  4 did last year. And so I would just like to see how  5 the auditors do it this year.  6 For Audit Finding No. 8, it's the same  7 thing. We can't rate this until they get done with  8 their audit, because this has to do with them not  9 getting things to the auditor timely.  10 With -- with Audit Finding No. 9, I left  11 this as a Working To Meet, because there were some  12 late submissions and late payments throughout the  13 rating period. It looks like they are improving,  14 but they did still have some late -- late reporting  15 during this report -- this review period.  16 And the other thing is that looking at  17 their reports versus what their balance sheet --  18 which is where these items flow through when they do  19 withholding and payments to RHC and the ERB --  20 there's a difference that needs to be reconciled.  21 So, for instance, in July, they had due to  22 the RHC and the ERB a total of \$173,000 and change.  23 And the one report stated that they owed \$157,000.  24 So there was a difference of just about \$16,000 that  25 needs to be reconciled.</p>	<p style="text-align: right;">116</p> <p>1 THE CHAIR: My understanding is that  2 someone at the school reported an incident or  3 reported fraud having occurred at the school. And I  4 don't know a lot more than that, except for the fact  5 that it was evidently reported at the site visit  6 that there was an incident of fraud that they were  7 looking into. And that at -- reported. They may  8 have reported that to either the AG or the State  9 Auditor's Office.  10 We've never received any notification of  11 an incident report from either one of those  12 entities. But I just don't know -- so I guess I'm  13 asking. Do you know anything about it?  14 MS. BETTY SEELEY: No, I do not. This is  15 the first I've heard of it.  16 THE CHAIR: Okay. Okay.  17 DR. BRIGETTE RUSSELL: CSD has never  18 received any report from the AG or anyone else, from  19 the State Auditor.  20 THE CHAIR: No, no. But my understanding  21 was it was reported at the site visit. So I just  22 don't know what the status of that is, if there --  23 if there was identified, was it just a suspicion and  24 we're done with it? Or has there been an  25 identification?</p>
<p style="text-align: right;">115</p> <p>1 And I haven't had the opportunity to speak  2 with the school business manager yet to talk to her  3 about getting that piece reconciled.  4 So this is basically what I have for this  5 report at this time.  6 THE CHAIR: So thank you, Betty. So I'm  7 going to ask -- it was my understanding that there  8 was a potential fraud that had been identified by  9 the school at some point in time.  10 And I don't know where this gets  11 reflected, because I'm -- I can't even speak to what  12 the circumstances were. But my understanding was  13 that there was a report of that done at last year's  14 site visit, and that there may have been -- I can't  15 be 100 percent sure of this. There may have been a  16 notification to either the auditor or the AG's  17 Office regarding it. But that's as much as I know.  18 So I just don't know where that -- does  19 it? And where -- if it does, where does that get  20 reflected in this Corrective Action Plan?  21 MS. BETTY SEELEY: So I'm sorry. I didn't  22 hear the very first part of your question --  23 THE CHAIR: Okay.  24 MS. BETTY SEELEY: -- as far as what was  25 noted in the site visit.</p>	<p style="text-align: right;">117</p> <p>1 DR. BRIGETTE RUSSELL: There was no  2 substantiation of it. CSD has no documentation of  3 any --  4 THE CHAIR: We don't know if the school  5 continued an investigation on it or not?  6 DIRECTOR CORINA CHAVEZ: The last I  7 checked with the school, there was not a resolution.  8 MS. BETTY SEELEY: When I did the business  9 manager's site visit, there was nothing mentioned  10 that I can recall. And I think I would have  11 recalled something like that.  12 DIRECTOR CORINA CHAVEZ: I think this was  13 maybe, Betty, before you started working as closely  14 with us, that we got an e-mail from their counsel,  15 their attorney at the time, to inform us, which is a  16 requirement.  17 And then I checked in. And I can search  18 for the exact date that I last checked it, and it  19 wasn't resolved.  20 THE CHAIR: Okay. Thank you.  21 MS. LUCY VALENZUELA: Chair Gipson and  22 Commissioners, I don't know if Missy is back. But  23 Ms. Rivera, the head administrator of EVCA, has her  24 hand raised. So I don't know if you want to allow  25 her to speak.</p>

118	<p>1 MS. JENNIFER RIVERA: I think I'm unmuted. 2 This is Ms. Rivera from Estancia Valley Classical 3 Academy. Can you hear me? 4 THE CHAIR: Yes, I can. Can I ask you to 5 identify yourself and spell your last name for the 6 record. 7 MS. JENNIFER RIVERA: So Jennifer Rivera, 8 last name, R-i-v-e-r-a, executive director of 9 Estancia Valley Classical Academy. 10 And I just want to give a quick note that 11 the information that you have that it is ongoing is 12 correct. So we don't have a resolution. Right now 13 we are cooperating with Edgewood Police Department. 14 It has been -- it's in their area now. 15 But there's no resolution. There's no -- 16 we're not real sure what's going to be found. 17 THE CHAIR: Okay. Thank you. I 18 appreciate that information. 19 Does anyone have any questions for 20 Ms. Rivera or for Betty? 21 You know, for me, I think at this point in 22 time, it appears that the school's working to fix 23 these. And I appreciate Betty's, you know, 24 indication that last month was better than the month 25 before. So I'm not real comfortable in putting them</p>	120	<p>1 you could respond to that question, that would be 2 great. 3 MS. JENNIFER RIVERA: Absolutely. Can you 4 clarify which person you're talking about when you 5 ask if it's a contractor? Do you mean our business 6 manager? Okay. 7 So Ms. Lovato is our business manager -- 8 oh, I'm so sorry. An announcement is coming on. 9 DR. BRIGETTE RUSSELL: Chair Gipson. 10 Ms. Lovato is not employed by one of the three main 11 contracting agencies that many charter schools use. 12 She's -- 13 THE CHAIR: So is this individual like 14 full-time on campus, like some business managers 15 are? Or is she someone who's an outside contractor? 16 DR. BRIGETTE RUSSELL: I believe she's a 17 contracted relationship. But Ms. Rivera -- 18 MS. JENNIFER RIVERA: I'm so sorry. We 19 had an announcement come on right when I started 20 talking. Ms. Lovato is a contracted business 21 manager. And then we have an assistant business 22 manager, who's a full-time employee as well. 23 THE CHAIR: All right. Thanks, I 24 appreciate that. And thank you for taking time out 25 to be on for us. We really do appreciate this. So</p>
119	<p>1 on the Intervention Ladder. I think updates, and I 2 think certainly keeping it on our radar. The 3 ongoing investigation is important when -- you know, 4 that we get an update when the school has new 5 information about that. I think that would be 6 important as well. 7 So that we can take a look at it, but -- 8 so I don't know -- I mean, I'm just comfortable with 9 updates so we don't have to take any additional 10 action. 11 MS. BETTY SEELEY: Does that mean you want 12 me to continue with the monthly mini-audits that 13 I've been doing? 14 THE CHAIR: Appreciate that. Yeah. 15 MS. BETTY SEELEY: All right. 16 DR. BRIGETTE RUSSELL: That was my 17 question as well. So the Commission would like an 18 update monthly at the meeting? 19 THE CHAIR: I think that would be really 20 helpful at this point in time. 21 And could I just ask? I'm just curious. 22 Is this an in-house business administrator or an 23 entity that's contracted with? I don't know. It's 24 just my curiousness. 25 DIRECTOR CORINA CHAVEZ: Ms. Rivera, if</p>	121	<p>1 thank you. 2 MS. JENNIFER RIVERA: Absolutely. Thank 3 you. 4 THE CHAIR: Okay. So now we are on to 5 Discussion and Possible Action Regarding Legislative 6 Action. The Legislative Subcommittee needs to meet. 7 I did send out the talking points to everyone. 8 I think there will be an update to those, 9 as we have ongoing conversations. 10 So if anyone has -- so this is what I'm 11 going to ask. 12 (Discussion off-mic.) 13 THE CHAIR: No, I'm keeping it 14 aspirational. 15 Oh, we're not taking action on that at 16 this point in time. So I did kind of skip it. 17 Yeah. 18 So I'm going to ask Commissioners that, as 19 you're having conversations with individuals, 20 especially legislators, that if there's any points 21 that they bring up, that you communicate those to 22 either Commissioner Ingham, Commissioner Carrillo, 23 or myself, so that the Legislative Subcommittee can 24 speak to those. And if we need to update our 25 talking points because either a concern is brought</p>

<p style="text-align: right;">122</p> <p>1 up or a suggestion, or, you know, "I think you 2 should really be looking at doing this instead of 3 that," it helps inform what we're -- what we're 4 going to be asking for moving forward soon. 5 Commissioner Taylor. 6 COMMISSIONER TAYLOR: I have a question 7 about how that -- how do you find legislators to -- 8 to introduce that -- that -- any legislation that we 9 come up with? 10 Is that -- I mean -- because they have to 11 introduce any kind of -- 12 THE CHAIR: Correct. 13 COMMISSIONER TAYLOR: Right. So is it -- 14 THE CHAIR: So you can ask any legislator 15 if they're -- you know, we would appreciate the 16 heads-up, because I think we can coordinate and 17 get -- it's almost like the more, the merrier, so 18 that if anyone's willing to sign on as a sponsor, 19 we've got some that are -- we've talked to some that 20 are -- who have said, "I'll sign on, but I don't 21 want to be the sponsor of it." 22 COMMISSIONER TAYLOR: That was my 23 question. I didn't know if that was something that 24 we -- when we're using those talking points with the 25 legislature, that we should say, "Hey, if this is</p>	<p style="text-align: right;">124</p> <p>1 that position. 2 Also, the financial coordinator position 3 is posted. And next week, I intend to get the names 4 of any applicants that submitted. 5 The third open position in the -- in the 6 division is -- it took a while, because we 7 reclassified that position. It was a biz ops, as 8 you recall. As you recall, it was the position that 9 Ms. Juarez left. 10 And so we posted it. And the applicants 11 that came in didn't have the financial knowledge and 12 experience that we were hoping for. We need someone 13 that can really help us manage the charter 2 percent 14 in a way that is skilled and experienced in running 15 reports. 16 And so we were able -- we were successful 17 in reclassifying it. It's a higher-level position. 18 And so I'm hoping that some of the applications that 19 come in are really good. 20 The third position that is open within the 21 division is the TA and Training Coordinator 22 position, the Ed Admin-B. And, as I spoke, we are 23 this close to being able to make an offer to a 24 candidate that Ms. Brown and the team and I 25 interviewed.</p>
<p style="text-align: right;">123</p> <p>1 something you're interested in and want to sponsor, 2 then..." -- right. 3 THE CHAIR: We would then like to get 4 those individuals together so that we could have a 5 coordinated conversation with them so that there's 6 an understanding of what this might look like. 7 Okay. 8 Report from the Charter School Division. 9 DIRECTOR CORINA CHAVEZ: Thank you, Chair 10 Gipson, Commissioners. 11 I want to provide an update on staffing, 12 talk about how renewals, preparations for renewals 13 are going, and also share a little bit about 14 conferences. 15 So I'm going to screen-share. Give me one 16 second. When you work with three screens, it 17 becomes difficult to work with just one. 18 So in your documents, there's Document 19 15.a., which is the most up-to-date organizational 20 chart. 21 And I think that when we met last time, we 22 let you know that the newest staff member in the 23 authorizing practicing role actually left her 24 position. So that position is open. And so it's 25 posted, and we anticipate conducting interviews for</p>	<p style="text-align: right;">125</p> <p>1 So I'm hoping by your next meeting, you'll 2 be able to meet that person, and we'll have other 3 positions that are also close to being filled. 4 I'm going to -- yeah. 5 VICE CHAIR CARRILLO: So given that Kelli 6 Renken is now -- the homeschool administrator is 7 what it says, I remember at one time she was the 8 person that if somebody called, they would send them 9 to Kelli. Who do we send people to now? 10 DIRECTOR CORINA CHAVEZ: Yeah. Great 11 question, Commissioner Carrillo. 12 Remember that instead of having on our 13 website information about contacting Kelli and 14 making sure she got all the complaints, we 15 coordinated with PED at large, so that Constituent 16 Services or the Help Desk at PED fields all 17 questions, consistently with charter schools, both 18 local and state, and districts, so that people are 19 getting the same message. 20 Now they coordinate with us. And Kelli 21 still plays a role when appropriate. But this helps 22 streamline the information that the public is 23 getting. 24 VICE CHAIR CARRILLO: So I imagine they 25 could go to the website. And it says "PED Help</p>



<p style="text-align: right;">126</p> <p>1 Desk." I've got to say if I'm a parent or a teacher 2 or something, that's just so nebulous. "Help Desk." 3 That's what you get when you call Microsoft or 4 whatever. 5 THE CHAIR: It isn't a person. There's 6 multiple people. 7 VICE CHAIR CARRILLO: Is there a phone 8 number you have? Or an e-mail? 9 DIRECTOR CORINA CHAVEZ: Yes, I could 10 e-mail that to you. 11 VICE CHAIR CARRILLO: Yes. Okay. Also 12 (inaudible due to audio distortion) help desk 13 (inaudible due to audio distortion). 14 DIRECTOR CORINA CHAVEZ: The person that's 15 overseeing the work on that team is someone who 16 worked at the PED back in the day when I worked at 17 the PED. And there was a whole arm of people called 18 Constituent Services who did a really excellent job 19 in ensuring that there's consistency in the 20 responses and fielding it to the proper divisions 21 and bureaus across the Department. 22 So -- and I have confidence that that team 23 has skill and is doing their best to not just, you 24 know, have people leave a message, but to address 25 the issues in person.</p>	<p style="text-align: right;">128</p> <p>1 and can forward it on. And I'm just going to give 2 kudos again to the Charter School Division, because 3 last week, I was at a charter school, where, again, 4 we got lots of kudos for the conference. 5 Okay. So we know that renewal site visits 6 and renewal applications are sort of midway. 7 The September submitters have had visits 8 to 21st Century, Albuquerque Sign Language Academy, 9 Las Montañas, Amy Biehl, South Valley Prep. Next 10 Monday, some of us go to MASTER's program. Also, 11 ACES, and Albuquerque School of Excellence would 12 round out this first set of submittals. 13 Mostly, it is the Charter Schools Division 14 conducting these visits. But there's a few where we 15 are partnering with some colleagues within the PED. 16 Next week when we go to -- to ACES and to 17 Albuquerque School of Excellence, we'll have 18 colleagues from Language and Culture and from the 19 Federal Programs staff. So we continue to partner 20 with our colleagues at PED and to work on systems 21 for sharing information and ensuring that we are 22 getting and providing you the best possible 23 analysis. 24 The visits that I've been to have been 25 amazing. Again, you know that when we go to schools</p>
<p style="text-align: right;">127</p> <p>1 VICE CHAIR CARRILLO: Thank you. 2 DIRECTOR CORINA CHAVEZ: Yeah. Any other 3 questions on the organizational chart or the Charter 4 Schools Division team? I'm going to give kudos to 5 them for doing such an amazing job with everything 6 that we are doing. I just am very proud of this 7 team. 8 And so I also wanted to share with you a 9 little bit of information about the 2025 charter 10 schools conference. We have this flyer that I hope 11 you can print or we can print out and hand to you, 12 but for you to e-mail to whoever you think would be 13 an excellent presenter at the conference. 14 As I mentioned yesterday, the conference 15 will be in Albuquerque at the Embassy Suites. We 16 need excellent presenters. We are willing to give 17 board member credit hours for proposals that meet 18 the standards of what board members need to be 19 trained on. 20 And so this talks about -- this does not 21 actually have the link, but I can send you the link. 22 I'll send this flyer to you, and the link, once it's 23 finalized. Bianca is heading up this effort again 24 this year. You know, she was amazing in this role. 25 And so we'll make sure that you get this</p>	<p style="text-align: right;">129</p> <p>1 to see and hear what's going on at the schools 2 really helps the schools come alive. We've ended 3 each of the visits with a little bit of discussion 4 around preparing for your decision-making hearings, 5 and then also mentioning what they face next, which 6 is a decision on the performance framework and to 7 start thinking about their mission goals. 8 In fact, Ms. Brown sent out an e-mail to 9 each of the September submitters with really 10 specific and targeted information to let them know 11 that, "Here's what's in your ed plan; here's your 12 mission-specific goal; you have Options 1, 2, and 3; 13 start thinking about this, people." 14 And we also talked and looked forward to 15 talking to the EC about further supports for the 16 schools as they prepare for renewal and the next 17 steps of contract negotiation. 18 The next set of schools submit their 19 applications. They're all submitting in Epicenter. 20 And so those schools will submit on October 1st. 21 And we have twelve more schools we need to visit 22 after that. 23 We will not know until after October 1 if 24 anybody from a local authorized school will submit. 25 But we don't think so. We have not heard from</p>

<p style="text-align: right;">130</p> <p>1 anybody that they will be switching authorizer this 2 year.</p> <p>3 And I would say that what -- what we've 4 seen is the schools have been amazing. They've been 5 accommodating. They've -- they know the schedule. 6 They -- they've been working with us really, really 7 well.</p> <p>8 Do you have any questions? 9 (No response.)</p> <p>10 THE CHAIR: Okay.</p> <p>11 DIRECTOR CORINA CHAVEZ: If there's no 12 questions, that's the end of my report.</p> <p>13 THE CHAIR: Thanks. Appreciate it.</p> <p>14 So we have heard that there is a lawsuit 15 that Explore Academy-Albuquerque is involved in that 16 we have been named in that lawsuit. I have not been 17 served anything. To my knowledge, there's been no 18 service of the PEC here at PED that anyone signed 19 for.</p> <p>20 So right now, it's just a rumor that -- 21 but Julia has been contacted by PED Legal to assign 22 a risk management lawyer for that case. But, once 23 again, we have not been officially served. So I 24 honestly -- I'm not even sure what the 25 particulars -- but I just wanted to let people know</p>	<p style="text-align: right;">132</p> <p>1 And that's all I have right now. 2 PCSNM?</p> <p>3 MR. WAYNE SHERWOOD: Madam Chair, 4 Commissioners, and Charter School Division, thank 5 you for having me today.</p> <p>6 I first wanted to start out last month -- 7 or maybe it was just a couple of weeks ago -- 8 actually, it feels like last month -- charter 9 school -- PCSNM hosted a retreat for leaders in 10 Ruidoso. It was supposed to be earlier in the year, 11 but there was, like, some fire over there and some 12 flooding.</p> <p>13 Anyway, it was three amazing days focused 14 on three areas of charter leader support: as an 15 individual, as a leader who practices distributive 16 leadership, and as a leader who works on governing 17 board relations.</p> <p>18 The response from schools was really 19 great. This was -- this will be an annual event. 20 So it was really successful. There were, you know, 21 charter leaders from all over the state that ended 22 up -- it's nice for them to come into the 23 southwest -- it's really not southwest -- southeast 24 part of the state instead of always coming up to 25 Santa Fe or to Albuquerque.</p>
<p style="text-align: right;">131</p> <p>1 that, you know, we may have been named in a lawsuit. 2 You know, it doesn't happen often, you 3 know. So -- and the goal is to get out of it. And 4 that's all we've ever done is when we've been named 5 in something, we work to get out of it. So -- okay.</p> <p>6 I attended, and Commissioner Ingham 7 attended virtually -- and I appreciate his 8 support -- there was a meeting at Alma/Dolores 9 Huerta for a discussion on -- and the director was 10 there as well -- on navigating the -- navigating 11 the -- the subleasing and Dolores Huerta moving in 12 with Alma. Their legal counsel had met with PSFA, 13 so they're confident that they know what they need 14 to do moving forward.</p> <p>15 So my understanding is LCPS met Tuesday 16 evening to vote on the sublease, which they don't 17 have to do, but they put it on their agenda. I have 18 not heard anything to the contrary, so I'm assuming 19 that it did go forward.</p> <p>20 Tuesday, Dolores Huerta had not notified 21 any of their parents of the potential move yet. So, 22 hopefully, that's happening in October so that they 23 can get timely notice. They only have two months 24 left, and they are out at the end of the year. So 25 I'll keep you posted with anything.</p>	<p style="text-align: right;">133</p> <p>1 So I just want to add a few little things 2 onto that.</p> <p>3 I mentioned yesterday that Public Charter 4 Schools of New Mexico is also providing support to 5 governing councils. And we have several schools in 6 the state right now that the Public Charter Schools 7 is providing that support with. And they're -- this 8 year since the number of hours has changed, it's now 9 five hours of training for returning governing 10 council members, still ten for the new members.</p> <p>11 But now we can focus on what that 12 governing council training looks like. They can 13 individualize it for their school. Because all 14 schools need different -- different types of 15 training. We all know that, and we've heard a lot 16 about that already this morning and yesterday.</p> <p>17 We at -- PCSNM is also providing directors 18 with mentors throughout the state. So if they're a 19 new director, part of the CSP grant pays for that. 20 So that is really cool that we're able to provide 21 those supports for directors.</p> <p>22 So speaking of the CSP grant, due to a 23 robust -- and this is from Matt -- due to a robust 24 and finalization (verbatim) of processes in one year 25 of the grant, PCSNM asked for an amendment to</p>

134	<p>1 conduct two awards cycles this school year. We will 2 conduct one awards cycle in October and another one 3 in the spring. So this is new. So they're now 4 going to have two awards cycles this year. Below 5 are the awards for each of those cycles. 6 In the fall of '24, we will have two new 7 school grants, four expansion school grants, and one 8 replication grant. 9 In the spring, in '25, we will have two 10 new school grants, six expansion grants, and zero 11 replications. 12 So that's great news. Matt just released 13 this information. I know some of you may have had 14 some inside information. But this is the official 15 information that Matt wanted me to let you guys 16 know. They're very excited about that, especially 17 with three new charter schools coming on board right 18 now, because there was only the two that could be 19 funded now. But now, since the spring is opening 20 up, they can now reapply and be -- get that grant in 21 the spring. 22 So I stand for questions. 23 VICE CHAIR CARRILLO: (Inaudible due to 24 audio distortion.) 25 MR. WAYNE SHERWOOD: I am not going to do</p>	136	<p>1 happens occasionally that there is that conflict; 2 so... 3 MR. WAYNE SHERWOOD: All right. Thank 4 you. 5 THE CHAIR: We appreciate this. Thanks 6 for hanging in there all these days with us. We do 7 appreciate it. 8 THE CHAIR: Do we have anything for Input? 9 I think Commissioner Ingham mentioned he may be 10 coming back to us soon, but not right now, with 11 PSCOC or PSFA about something. But I don't think we 12 have anything for Item No. 17 right now. 13 Item No. 18. PEC comments? Commissioner 14 Brauer. 15 COMMISSIONER BRAUER: Madam Chair, I'll be 16 briefer than I was last time in August. 17 Can you please take as much of those 18 squash and that arugula as you can put into your 19 bare hands and pockets? This is all compliments of 20 the Indigenous Farm Hub. It can't get any fresher 21 than that squash that came out of the ground at 6:00 22 this morning. The arugula, we cut a whole 20-foot 23 row yesterday. We have hundreds of bags of that for 24 our customers. 25 Just want to offer that as a gift to you</p>
135	<p>1 that. Matt didn't give me that. No, I didn't. 2 DIRECTOR CORINA CHAVEZ: Can I ask a -- 3 can you repeat what the spring grants are? 4 MR. WAYNE SHERWOOD: Yes. The spring '25 5 cycle will be two new school grants, six expansion 6 grants, and then no replication. So this is good 7 news for everybody, I think. It's great news, 8 actually. 9 And just on a personal note from me, I 10 want to thank all you guys, because you guys are 11 also volunteers. I know Charter School Division 12 works very hard, and they get paid for their job. 13 But as the Commission, you guys are doing an 14 outstanding job here in the State of New Mexico. 15 Charter schools have grown tremendously in 16 the last few years. We now are serving over 17 10 percent of the students in the state in public 18 schools, which is amazing. There's very few 19 states -- or only a handful of states that can say 20 that, and yet we are able to say that here in the 21 State of New Mexico. So I want to thank you for 22 your service. Appreciate it. 23 THE CHAIR: Thanks. We appreciate it. 24 Sorry that we're not going to be able to participate 25 in the December conference. So that's just -- it</p>	137	<p>1 all, as well as any PED staff that are in the 2 building. We would love to have them come grab some 3 of that. Thank you. 4 THE CHAIR: I want to say thank for you 5 that. I really do appreciate it. 6 Commissioner Beck. 7 SECRETARY BECK: I wasn't going to take 8 any. But when you said it's arugula my wife loves 9 it. I didn't know arugula was -- so I'll grab a 10 bag. Thank you. 11 THE CHAIR: Grab two bags. 12 So the only thing I have to say is I want 13 people to look at the clock. So you thought lunch 14 was not going to happen. So just want to say. 15 So that being said, do I have a motion -- 16 a motion to adjourn? 17 COMMISSIONER BURT: No, no, no. Sorry, 18 there's one more item. 19 THE CHAIR: Oh, I'm sorry. 20 COMMISSIONER BURT: Because I do have -- I 21 have something for the next item. 22 THE CHAIR: Oh, sorry. Okay. 23 COMMISSIONER BURT: I do just want to -- 24 wait. Do I -- I don't need a motion -- for 25 something for the next agenda?</p>

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1 THE CHAIR: Oh, sorry.  
 2 COMMISSIONER BURT: Do I need to make it  
 3 in the form of a motion?  
 4 THE CHAIR: No, no.  
 5 COMMISSIONER BURT: I would like to  
 6 request that we put the beginnings of discussing a  
 7 rule for the lottery on the next agenda.  
 8 THE CHAIR: Yeah.  
 9 COMMISSIONER BURT: Okay. All right.  
 10 Great.  
 11 THE CHAIR: Okay. Thank you. Motion to  
 12 adjourn?  
 13 COMMISSIONER INGHAM: (Off-mic second.)  
 14 A motion by Commissioner Gipson, a second  
 15 by Commissioner Ingham.  
 16 Commissioner Beck.  
 17 SECRETARY BECK: Commissioner Manis.  
 18 COMMISSIONER MANIS: Yes.  
 19 SECRETARY BECK: Commissioner Taylor.  
 20 COMMISSIONER TAYLOR: Yes.  
 21 SECRETARY BECK: Commissioner Brauer.  
 22 COMMISSIONER BRAUER: Yes.  
 23 SECRETARY BECK: Commissioner Burt.  
 24 COMMISSIONER BURT: Yes.  
 25 SECRETARY BECK: Commissioner

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1 Clahchischilliage.  
 2 COMMISSIONER CLAHCHISCHILLIAGE: Yes.  
 3 SECRETARY BECK: Commissioner Ingham.  
 4 COMMISSIONER INGHAM: Yes.  
 5 SECRETARY BECK: Vice Chair Carrillo.  
 6 VICE CHAIR CARRILLO: Yes.  
 7 SECRETARY BECK: Chair Gipson.  
 8 THE CHAIR: Yes.  
 9 SECRETARY BECK: Secretary Beck, yes.  
 10 There are nine votes for, zero votes against. The  
 11 motion passes.  
 12 THE CHAIR: We are adjourned. Safe  
 13 travels, everyone.  
 14 (Proceedings adjourned at 12:23 p.m.)  
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1 BEFORE THE PUBLIC EDUCATION COMMISSION  
 2 STATE OF NEW MEXICO  
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 7 REPORTER'S CERTIFICATE  
 8 I, Cynthia C. Chapman, RMR, CCR #219, Certified  
 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  
 12 NEW MEXICO PUBLIC EDUCATION COMMISSION, held in the  
 13 State of New Mexico, County of Santa Fe, in the  
 14 matter therein stated.  
 15 In testimony whereof, I have hereunto set my  
 16 hand on September 30, 2024.  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25 Job No.: 9098N (CC)

\_\_\_\_\_  
 Cynthia C. Chapman, RMR-CRR, NM CCR #219  
 BEAN & ASSOCIATES, INC.  
 201 Third Street, NW, Suite 1630  
 Albuquerque, New Mexico 87102  
 License Expires: December 31, 2024

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BEFORE THE PUBLIC EDUCATION COMMISSION

STATE OF NEW MEXICO

REPORTER'S CERTIFICATE

I, Cynthia C. Chapman, RMR, CCR #219, Certified Court Reporter in the State of New Mexico, do hereby certify that the foregoing pages constitute a true transcript of proceedings had before the said NEW MEXICO PUBLIC EDUCATION COMMISSION, held in the State of New Mexico, County of Santa Fe, in the matter therein stated.

In testimony whereof, I have hereunto set my hand on September 30, 2024.

*Cynthia Chapman*

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