

BEFORE THE PUBLIC EDUCATION COMMISSION

STATE OF NEW MEXICO

TRANSCRIPT OF PROCEEDINGS

OPEN PUBLIC MEETING

October 18, 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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JOB NO.: 9099N (CC)

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 L. BRAUER, JR., Member</p> <p>7 REBEKKA BURT, Member</p> <p>8 STEWART INGHAM, Member</p> <p>9 K.T. MANIS, PhD, Member</p> <p>10 MICHAEL TAYLOR, Member</p> <p>11</p> <p>12 STAFF:</p> <p>13 CORINA CHAVEZ Director</p> <p>14 Charter School/Options for</p> <p>15 Parents and Families Division</p> <p>16 BRIGETTE RUSSELL Deputy Director</p> <p>17 Charter School/Options for</p> <p>18 Parents and Families Division</p> <p>19 LUCY VALENZUELA Technical Assistance and</p> <p>20 Training Specialist</p> <p>21 Charter School/Options for Parents</p> <p>22 and Families Division</p> <p>23</p> <p>24 MELISSA BROWN Technical Assistance</p> <p>25 (MISSY) and Training Supervisor</p> <p>Charter School/Options for</p> <p>Parents and Families Division</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 (No response.)</p> <p>2 SECRETARY BECK: Vice Chair Carrillo.</p> <p>3 VICE CHAIR CARRILLO: Here.</p> <p>4 SECRETARY BECK: Secretary Beck, here.</p> <p>5 There are six Commissioners present. We</p> <p>6 do have a quorum.</p> <p>7 THE CHAIR: Thank you. So I'm going to</p> <p>8 ask people to please stand, and we're going to do</p> <p>9 the Pledge, the Salute, and then Commissioner Beck</p> <p>10 will lead us in the Mission and Values.</p> <p>11 (Pledge of Allegiance and Salute to the</p> <p>12 New Mexico Flag conducted,</p> <p>13 Mission and Values recited.)</p> <p>14 THE CHAIR: Thank you. We're on to Item</p> <p>15 No. 2, which is Approval of the Agenda.</p> <p>16 VICE CHAIR CARRILLO: So moved.</p> <p>17 COMMISSIONER TAYLOR: Second.</p> <p>18 THE CHAIR: There's a motion by</p> <p>19 Commissioner Carrillo and a second by Commissioner</p> <p>20 Taylor.</p> <p>21 Any discussion?</p> <p>22 (No response.)</p> <p>23 THE CHAIR: Commissioner Beck.</p> <p>24 SECRETARY BECK: Commissioner Taylor.</p> <p>25 COMMISSIONER TAYLOR: Yes.</p>	8	<p>1 THE CHAIR: Okay. Do we have -- no, five.</p> <p>2 Right.</p> <p>3 SECRETARY BECK: We have five.</p> <p>4 THE CHAIR: We're on to Item No. 3, which</p> <p>5 is Public Comment.</p> <p>6 Missy, do we have anyone signed up?</p> <p>7 MS. MELISSA BROWN: We do, indeed. We</p> <p>8 have five people online signed up. Our first</p> <p>9 speaker is Shelly Richard. Please remember to spell</p> <p>10 your name for our court reporter and try to limit</p> <p>11 your comments to two minutes.</p> <p>12 FROM THE PUBLIC: Hello. Can you hear me?</p> <p>13 Good morning. Hello.</p> <p>14 MS. MELISSA BROWN: Yes, we can hear you.</p> <p>15 FROM THE PUBLIC: Okay. Great. My name</p> <p>16 is Shelly Richard. S-h-e-l-l-y. And Richard, like</p> <p>17 a guy's name, R-i-c-h-a-r-d.</p> <p>18 This morning I would like to address you</p> <p>19 guys about the Alma board.</p> <p>20 It is clear that this board has some sort</p> <p>21 of agenda that isn't making Alma thrive. There are</p> <p>22 less than 50 students enrolled in Alma d'Arte, and</p> <p>23 half of them don't even show up to school.</p> <p>24 I don't know how we can use public funds</p> <p>25 to support a school that is so clearly failing its</p>
7	<p>1 SECRETARY BECK: Commissioner Manis.</p> <p>2 (No response.)</p> <p>3 SECRETARY BECK: Commissioner Ingham.</p> <p>4 COMMISSIONER INGHAM: Here. Yes. Sorry.</p> <p>5 SECRETARY BECK: Vice Chair Carrillo.</p> <p>6 VICE CHAIR CARRILLO: Yes.</p> <p>7 SECRETARY BECK: Chair Gipson.</p> <p>8 THE CHAIR: Yes.</p> <p>9 SECRETARY BECK: Commissioner Manis.</p> <p>10 (No response.)</p> <p>11 THE CHAIR: Is he still on?</p> <p>12 SECRETARY BECK: Secretary Beck, yes.</p> <p>13 Commissioner Clahchischilliage.</p> <p>14 (No response.)</p> <p>15 SECRETARY BECK: Commissioner Brauer.</p> <p>16 (No response.)</p> <p>17 SECRETARY BECK: Commissioner Armijo.</p> <p>18 (No response.)</p> <p>19 SECRETARY BECK: Commissioner Burt.</p> <p>20 (No response.)</p> <p>21 SECRETARY BECK: Commissioner Manis.</p> <p>22 (No response.)</p> <p>23 THE CHAIR: Motion passes. He's here.</p> <p>24 SECRETARY BECK: Okay. Motion passes. We</p> <p>25 have --</p>	9	<p>1 students and whose board does not take their</p> <p>2 responsibilities seriously.</p> <p>3 There are board members who have not shown</p> <p>4 up in months and months as the school falls apart.</p> <p>5 When you go to the meetings, they make it</p> <p>6 sound as if everything is hunky-dory, and they're</p> <p>7 doing all these great things. But no real issues</p> <p>8 are ever addressed, and, if they are, it's in</p> <p>9 passing.</p> <p>10 They had a meeting -- it was supposed to</p> <p>11 be a public meeting -- to -- they're going to do</p> <p>12 some sort of subleasing to another school, inside of</p> <p>13 the school. But they did not post anything on -- or</p> <p>14 anything on the front door about it. And when I</p> <p>15 showed up, the door was locked.</p> <p>16 They -- I was not online. But people who</p> <p>17 did show up online were not allowed into the</p> <p>18 meeting. And it wasn't posted that it was an online</p> <p>19 meeting only.</p> <p>20 I would really encourage you guys to take</p> <p>21 a hard look at how you address schools in crisis,</p> <p>22 because just letting a school fail looks really bad</p> <p>23 for all charter schools, not just this one.</p> <p>24 Thank you. Bye-bye.</p> <p>25 VICE CHAIR CARRILLO: Thank you.</p>

<p style="text-align: right;">10</p> <p>1 MS. MELISSA BROWN: Our next speaker is 2 Jana Holguin. 3 FROM THE PUBLIC: Good morning. My name 4 is Jana Holguin. H-o-l-g-u-i-n. I apologize if my 5 connection goes out. I am on the way to the 6 hospital. 7 (Connection dropout) -- tactics and lack 8 of transparency from the administration and 9 governing council. 10 VICE CHAIR CARRILLO: Jana, start over. 11 We didn't hear anything after you said you your 12 name. 13 FROM THE PUBLIC: Okay. I said I hope my 14 connection doesn't go out, because I'm on the way to 15 the hospital. 16 Good morning, esteemed members of the 17 Public Education Commission. There are serious and 18 ongoing issues at a Alma, which demonstrate a clear 19 pattern of intimidation tactics and lack of 20 transparency from the administration and governing 21 council. 22 Alma claims to offer seven content areas 23 under academics; yet many of these are not available 24 to students. 25 As of today an art teacher is still listed</p>	<p style="text-align: right;">12</p> <p>1 only to later receive notification that the host had 2 ended the meeting. This deliberate gatekeeping 3 resulted in the public being excluded from a meeting 4 that was supposed to be open to all. 5 After the meeting, I noticed the principal 6 filming me on two separate occasions, an obvious 7 attempt to intimidate and harass me. The principal 8 had no justifiable reason to record me, and it was 9 clear his actions were intended to discourage public 10 participation. 11 Alma has consistently violated guaranteed 12 public access to meetings. Alma does not webcast 13 its meetings, as required, nor do they allow public 14 comments through the webcast interface, which is 15 another violation. 16 There is no law requiring people to 17 identify themselves to attend a public meeting. 18 Alma's administration has demonstrated a rules for 19 thee, but not for me mentality, failing to uphold 20 themselves to the same standard, as evidenced by 21 Alma's business manager attending a PEC meeting 22 under (inaudible) name. 23 I reviewed other public and charter 24 schools, all of which make their meetings available 25 to view, along with all financial and other related</p>
<p style="text-align: right;">11</p> <p>1 under staff, even though they will not be returning. 2 This misleading information creates false 3 expectations and misrepresents resources available 4 to students. 5 I filed a complaint regarding a special 6 meeting about La Academia subleasing from Alma. The 7 meeting violated OMA, and I was subject to bullying 8 and intimidation by the principal. 9 Neither the notice, nor the agenda, stated 10 the meeting was a virtual only, which I discovered 11 after the meeting when checking on the school's 12 website. I attended in person and was the only 13 person of the public present. 14 Prior to the meeting, someone inside the 15 school took pictures and/or videos of me. The door 16 was locked. And had I not been there prior to a 17 council member's arrival, I doubt I would have been 18 granted access. 19 During the meeting, the principal 20 selectively allowed participants to join. He 21 permitted a council member, but denied access to the 22 public based on lack of name identification, even 23 though Alma's system doesn't require names, only 24 e-mail addresses. 25 Others tried to join, but were ignored,</p>	<p style="text-align: right;">13</p> <p>1 attachments. Alma, however, remains secretive and 2 exclusionary, hiding information that should be 3 publicly accessible. 4 Why is Alma withholding information that 5 is supposed to be available to the public? There is 6 a history of (inaudible) violations. This raises 7 serious questions of where the funding allocated for 8 SpEd students is going, and no one is answering this 9 question. The problems at Alma extend beyond 10 special education. 11 VICE CHAIR CARRILLO: Wrap it up now. 12 FROM THE PUBLIC: Since the current 13 administration -- yes, I'm almost done. 14 Since the current administration took 15 over, 19 staff members have left the school, and 16 enrollment has plummeted from around 130 to 17 approximately 50 or 60 this year, despite the 18 school's claim that it's thriving. 19 If these issues, combined with everything 20 else presented to the governing council and to the 21 PEC do not indicate a significant problem, then I 22 ask what more needs to be shown. 23 The PEC is an authorizing and compliance 24 body. I am urging the body to fulfill its role by 25 holding Alma's administration and governing council</p>

<p style="text-align: right;">14</p> <p>1 accountable. Alma has been given chance after 2 chance. But years of non-compliance have been 3 allowed to continue without consequences. 4 The time for accountability is long 5 overdue. Thank you. 6 VICE CHAIR CARRILLO: Thank you, 7 Ms. Holguin. 8 MS. MELISSA BROWN: Our next speaker is 9 the high school student council member, Major Sky 10 Johnson. If you can please remember to spell your 11 name for the court reporter and try to limit your 12 comments to two minutes. 13 FROM THE PUBLIC: All-righty. Good 14 morning, ladies and gentlemen. Can everybody hear 15 me? 16 MS. MELISSA BROWN: Yes, we can. 17 FROM THE PUBLIC: Let me spell my name, 18 first of all. The way you spell my name is like the 19 regular major, M-a-j-o-r, S-k-y. And same thing for 20 Johnson, J-o-h-n-s-o-n. All-righty. Thank you. 21 My name is Major Sky Johnson, and I am a 22 senior at Six Directions Indigenous School. Six 23 weeks ago, we organized as a school because of a 24 board meeting we witnessed on September 27th. 25 The reason we are here today is because we</p>	<p style="text-align: right;">16</p> <p>1 about us as students, but also as people. They 2 teach with excellence, and we, as students, excel. 3 We have risen at our school, and our school is a 4 safe place. 5 However, we witnessed a meeting on 6 September 27th, where our board chair stated she is 7 receiving concerns directly from students here at 8 our board, made several comments about actions that 9 violates their own bylaws, the Open Meetings Act, 10 and we, as students, decided we need to act. 11 FROM THE PUBIC: Hi. My name is Lakyn 12 Yazzie. I'm also a student council member. On 13 September 27th, 2024, our governing council met, 14 and -- 15 THE CHAIR: Whosever talking needs to 16 introduce themselves for the record, if there's 17 someone else. This is a new person speaking; 18 correct? 19 FROM THE PUBLIC: Yeah. My name is Lakyn 20 Yazzie. L-a-k-y-n. And I'm a student council 21 member as well. 22 THE CHAIR: Thank you. 23 FROM THE PUBLIC: On August 27th, 2024, 24 our governing council had met. Public comment was 25 made by a parent, who is also a staff member here at</p>
<p style="text-align: right;">15</p> <p>1 love our school. This is our voice as students, and 2 this is our right as young people, who have 3 descended from a vote, we bring support from our 4 families, the history of our ancestors, and the love 5 of our school to bring these demands today. 6 We have had several head administrators 7 here at the school, as well as multiple staff 8 members. Our most recent head administrator came 9 last year. 10 Before she came, the school was hectic. 11 She made positive changes. The school became fun. 12 It's a happier place. The teachers are better, our 13 scores have risen. We are a family here. And we 14 can say our head administrator did her best. 15 Last year, we protested here at our school 16 as a high school body. We demanded a truly 17 indigenous education that was decolonized. We had 18 education that was just mimicking public schools. 19 We had education that was in the ghost of a boarding 20 school. 21 We demanded that the teachers elevate 22 themselves to reclaim sacred ways about our 23 experiences here. 24 After the protest, many staff left, but 25 many new teachers came, better teachers. They cared</p>	<p style="text-align: right;">17</p> <p>1 the school. She had a concern because a report had 2 been released stating that the governing council had 3 only one board member in compliance with the board's 4 trainings. 5 She stated the governing board had been 6 out of compliance with its training hours for the 7 last three years. She asked if there was a comment 8 about it, and the board declined. 9 On September 27th, 2024, the governing 10 council met again. They opened the meeting, and 11 then stated that they wanted to strike the public 12 comments from the record, because it's a conflict of 13 interest that a staffer member, who is a parent, had 14 said this. 15 They voted this is a violation of the Open 16 Meeting Act. A governing council cannot take action 17 on anything that is not on their agenda. 18 And in the same meeting on Friday, the 19 board publicly declared that the chair had met with 20 its two newest members to conduct a three-hour 21 onboarding training. This is a violation of the 22 Open Meeting Act. 23 A governing council cannot meet with a 24 quorum present and not publicly post the meeting. 25 There was no notice.</p>

18	<p>1 The Charter Schools Division must approve 2 all people who can onboard a board member. We do 3 not know if the board chair is approved to onboard 4 members. Onboarding is one hour. The public does 5 not know what was discussed during the three-hour 6 meeting.</p> <p>7 During the Friday's meeting, a council 8 member expressed discomfort with the staff member, 9 who is also a parent -- parent's public comment, and 10 decided to state that she has to come to the school 11 and feels that you can tell the staff are related 12 and that they are in cliques.</p> <p>13 She added, "If we have to weed people out, 14 then we will."</p> <p>15 During the same meeting, governing council 16 chair publicly admitted to being involved in the 17 day-to-day operations of the school, specifically 18 regarding the handling of student transcripts. This 19 admission directly violates the council's bylaws, 20 which states the board shall not be involved in the 21 day-to-day operations of the school.</p> <p>22 Another concerning issue that arose during 23 this September 27th meeting was the public 24 discussion surrounding an e-mail, said by the head 25 administrator, in which she requested that</p>	20	<p>1 The high school students of Six Directions 2 Indigenous School demand all governing council 3 members resign.</p> <p>4 Thank you for giving us the time to speak. 5 VICE CHAIR CARRILLO: Thank you. 6 MS. MELISSA BROWN: In the future, let me 7 know how many speakers are going to be speaking. 8 Our next public speaker is Michelle 9 Griego-Trujillo.</p> <p>10 I'm finding you. Please remember to spell 11 your name and try to keep your comments to two 12 minutes, Michelle.</p> <p>13 FROM THE PUBLIC: Okay. Can you hear me? 14 MS. MELISSA BROWN: Yes, we can. 15 FROM THE PUBLIC: Okay. Good morning, 16 Commissioners. My name is Michelle Griego-Trujillo 17 G-r-i-e-g-o hyphen T-r-u-j-i-l-l-o.</p> <p>18 My son Justin used to attend Alma d'Arte. 19 He has since started going to New America. And I 20 just have to tell you it's been amazing. My son 21 hasn't had one panic or anxiety attack. 22 He has actually even participated in 23 classroom projects. 24 He's so comfortable talking to his 25 teachers and the administration there.</p>
19	<p>1 communication between herself and the governing 2 council be conducted through official channels. The 3 board chair publicly criticized the e-mail and 4 indicated that the governing council would be 5 drafting a letter of direction to our head 6 administrator.</p> <p>7 FROM THE PUBLIC: It's me, Major, again. 8 As an entire high school body, we 9 organized. We went to a room and read the bylaws of 10 our board line by line. We read our past minutes 11 and agendas. We learned about the Open Meetings 12 Act, the laws, policies. We learned about the PEC 13 Charter School Division.</p> <p>14 We put this list together. We collected 15 student interviews to see exactly what all of us 16 think of our school. We wonder why our board are 17 allowed to continue this level of violations without 18 direct intervention or oversight.</p> <p>19 This has been three consecutive years. 20 Our board did not post videos on our school website 21 for the past three months. The videos were posted 22 this week, but requires a password to view, making 23 it inaccessible.</p> <p>24 We are only here to make this public 25 comment heard, as we understand your role as PEC.</p>	21	<p>1 New America has been really welcoming to 2 both of us. He was even excited and talked about 3 colleges.</p> <p>4 While attending Alma, he hated school. He 5 had so many panic attacks, so many anxiety attacks. 6 He didn't trust administration. But at New America, 7 he's excited about going to school. He gets up 8 early. He gets ready.</p> <p>9 He has complete respect for all the 10 administration at New America and is so comfortable 11 talking to every single one of them.</p> <p>12 So I am pretty confident in saying that 13 the problem was not my son, but the problem was 14 administration at Alma Arte [verbatim].</p> <p>15 One teacher, also at Alma, was amazing, 16 and he was so comfortable with her. But, 17 unfortunately, she was very limited to what she was 18 doing -- what she could do.</p> <p>19 But New America has been awesome and 20 amazing. And I just wanted the PEC to hear that it 21 wasn't my son that was the issue; it's the 22 administration at Alma Arte. And I really hope that 23 you guys see this and start taking action.</p> <p>24 Thank you. 25 VICE CHAIR CARRILLO: Thank you.</p>

22	<p>1 MS. MELISSA BROWN: Our final speaker 2 today is Janet van Cobljn. 3 You have the floor. 4 FROM THE PUBLIC: Hi. My name -- good 5 morning, Commissioners and fellow meeting 6 participants. 7 My name is Janet van Cobljn, v-a-n space 8 C-o-b-l-i-j-n. 9 We meet again. 10 I was -- wanted to just -- to comment that 11 the issues, of course, continue. They've been 12 documented or mentioned by previous commenters for 13 public comment. 14 We continue to speak for those who will 15 not speak up, but have spoken to us. New issues 16 still keep coming to the fore by alums, by people 17 who have left the school, by teachers, by former 18 staff. It goes on and on. 19 Kudos to the high school students who made 20 public comment just a little while ago, as they are 21 kind of going through the same thing a lot of us 22 have gone through of having to research and slog 23 through all the different things about the Open 24 Meetings Act which Alma continues to violate: the 25 lack of video access, of recording, and so on.</p>	24	<p>1 it was awesome. So it was great. And Dr. Martinez 2 is present here today. 3 Oh. And -- thank you. 4 Commissioner Brauer and Commissioner Burt 5 are present, by the way. 6 THE CHAIR: Commissioner Brauer. 7 COMMISSIONER BRAUER: Thank you, 8 Madam Chair. Commissioner Beck, thank you for 9 stealing my thunder. Is this how you get back to me 10 about my boomer comments yesterday? Well-deserved. 11 It was great to be with you-all on that 12 day. It's always a pleasure to be there with your 13 young people. And, you know, I'll just add just one 14 element. 15 There was a special -- Special Olympics 16 was there as well. And there were, like, Special 17 Olympics e-sports that were happening there. And it 18 was -- just, to see the joy of the young -- your 19 young kiddos there, it was just really great, Rafe, 20 so thank you for that. 21 I also wanted to share. I had a chance to 22 go see ACES Technical -- is it ACES Technical High 23 School? There is also an Aces other charter school, 24 too. 25 So I had a chance to visit with</p>
23	<p>1 So I just want to say that I listen to 2 your meeting statement -- or your mission statement 3 at every meeting. And I think that's admirable. 4 And yet every time, this is not what's happening at 5 Alma d'Arte. 6 And to have to, for years, go through 7 this, continue to go through this, is just as 8 frustrating for us as it may be for you. 9 So somebody somewhere needs to take 10 action. 11 Thank you. 12 MS. MELISSA BROWN: Commissioners, that is 13 everybody we have. 14 THE CHAIR: We are now on to Item No. 4, 15 which is School Spotlights and Highlights. 16 Commissioner Beck? 17 SECRETARY BECK: Yeah. I just wanted to 18 say that Commissioner Brauer, Commissioner Burt, 19 Commissioner Ingham, and myself attended a wonderful 20 awards ceremony and a pep rally at Albuquerque Sign 21 Language Academy. It was really, really incredible. 22 I learned a lot about the school and the history of 23 the school and the reason why the school exists and 24 how important it is to the community. 25 And Dr. Martinez gave us a real tour, and</p>	25	<p>1 Dr. Campbell. It was actually the first time, 2 Chair, that I went to that school since -- I became 3 very intimately connected to it when I was a charter 4 school director. 5 It was great to see the school. Jeron 6 was -- was very open, and I had a chance to go and 7 see a lot of the different classrooms and engage 8 with the young people and learn about what's 9 happening at that school. 10 So that was also something I just wanted 11 to lift up as a spotlight, for me to see that 12 school, finally, and to see that students are 13 thriving there. 14 So thank you. 15 THE CHAIR: I did a Special Olympics golf 16 tournament. And it was -- it was just fun. We 17 laughed so hard all day, that just -- it's golf like 18 I like it. Yeah. 19 Anyone else? 20 (No response.) 21 THE CHAIR: Okay. Thank you. 22 So we are on to No. 5, the Consent Agenda. 23 Does anyone need anything off? If not, I'll 24 entertain a motion. 25 VICE CHAIR CARRILLO: Motion to approve.</p>

26	<p>1 THE CHAIR: Second.</p> <p>2 There's a motion by Commissioner Carrillo</p> <p>3 and a second by Commissioner Gipson.</p> <p>4 SECRETARY BECK: Commissioner Taylor.</p> <p>5 COMMISSIONER TAYLOR: Yes.</p> <p>6 SECRETARY BECK: Commissioner Brauer.</p> <p>7 COMMISSIONER BRAUER: Yes.</p> <p>8 SECRETARY BECK: Commissioner Ingham.</p> <p>9 COMMISSIONER INGHAM: Yes.</p> <p>10 SECRETARY BECK: Commissioner Manis.</p> <p>11 (No response.)</p> <p>12 SECRETARY BECK: Chair Gipson.</p> <p>13 THE CHAIR: Yes.</p> <p>14 SECRETARY BECK: Vice Chair Carrillo.</p> <p>15 VICE CHAIR CARRILLO: Yes.</p> <p>16 SECRETARY BECK: Secretary Beck, yes.</p> <p>17 Commissioner Burt, yes. (Verbatim.)</p> <p>18 Okay. There are seven yeses, zero noes. Motion</p> <p>19 passes.</p> <p>20 THE CHAIR: Thank you.</p> <p>21 SECRETARY BECK: I'm having a hard time</p> <p>22 today.</p> <p>23 THE CHAIR: Is Commissioner Manis -- I</p> <p>24 hate to say "with us." It kind of sounds like a</p> <p>25 passing. Exactly.</p>	28	<p>1 you.</p> <p>2 So Equip Academy has completed all of the</p> <p>3 required documents for their Board of Finance. So</p> <p>4 they are all set.</p> <p>5 THE CHAIR: Okay. So I just have an</p> <p>6 overarching question.</p> <p>7 Now that there -- assuming there's</p> <p>8 approval, they're all boards of finance. So the</p> <p>9 expectation is, as of now, from going forward, that</p> <p>10 they will be holding public board meetings, because</p> <p>11 they will be voting on things like head</p> <p>12 administrator contracts, the expending of funds from</p> <p>13 the CSP grant, which is public monies, because it's</p> <p>14 federal monies. So that that's the -- am I correct</p> <p>15 in that assumption?</p> <p>16 MS. MELISSA BROWN: You are correct in</p> <p>17 that assumption. They will be having board</p> <p>18 meetings, posting, having minutes.</p> <p>19 THE CHAIR: Which includes -- and I know</p> <p>20 this is -- so that -- so that includes website's up,</p> <p>21 hopefully recordings. And I know schools are -- I</p> <p>22 know that's a struggle this year with a number of</p> <p>23 schools with doing recordings and posting them. But</p> <p>24 that's all encompassed in that?</p> <p>25 Okay. Thanks.</p>
27	<p>1 DIRECTOR CORINA CHAVEZ: He is on.</p> <p>2 THE CHAIR: I'm sorry. Did you say --</p> <p>3 okay. Okay.</p> <p>4 We don't have anything for No. 6.</p> <p>5 No. 7, Discussion and Possible Action on</p> <p>6 the Board of Finance.</p> <p>7 We have the three new applicants for this</p> <p>8 year. And they've all completed -- they've all</p> <p>9 received their -- they all received a CSP grant, so</p> <p>10 they need to be the Board of Finance so they can</p> <p>11 begin accepting that money and using that money.</p> <p>12 So the first school that we have is Equip</p> <p>13 Academy.</p> <p>14 MS. MELISSA BROWN: Correct. So --</p> <p>15 THE CHAIR: Can we do these all together,</p> <p>16 or do we have to do them separately?</p> <p>17 Okay. No problem.</p> <p>18 MS. MELISSA BROWN: So -- I'm sorry. I'm</p> <p>19 just letting Commissioner Manis know that we're not</p> <p>20 having a quorum problem. He still has somebody in</p> <p>21 his office.</p> <p>22 THE CHAIR: Okay.</p> <p>23 MS. MELISSA BROWN: So back to -- I am --</p> <p>24 THE CHAIR: We have a quorum now.</p> <p>25 MS. MELISSA BROWN: Seven. Seven. Thank</p>	29	<p>1 DIRECTOR CORINA CHAVEZ: We have been</p> <p>2 working with both the existing charters and the new</p> <p>3 charters to ensure that that -- I think it was House</p> <p>4 Bill 137 that talked about the live-casting,</p> <p>5 webcasting their meetings and recording the</p> <p>6 meetings, posting them on their website. We have</p> <p>7 been working with the schools so that they know</p> <p>8 about that expectation, and then giving feedback to</p> <p>9 those where we don't see it yet.</p> <p>10 THE CHAIR: Right. Yeah. And I</p> <p>11 appreciate that. And I know for, you know, a number</p> <p>12 of schools, you know, they had to get the equipment</p> <p>13 and figure it out.</p> <p>14 And it's been, you know, challenging. And</p> <p>15 some are in areas where Internet isn't that great.</p> <p>16 So it -- there's been a lot of challenges involved</p> <p>17 with it.</p> <p>18 I appreciate all the schools and what</p> <p>19 they're doing to get that done. But -- okay.</p> <p>20 So...</p> <p>21 VICE CHAIR CARRILLO: Can I make a motion</p> <p>22 here?</p> <p>23 THE CHAIR: Correct.</p> <p>24 VICE CHAIR CARRILLO: I move, then, that</p> <p>25 the Equip Academy of New Mexico -- okay. I move</p>



30	<p>1 that the Board of Finance application for Equip                  2 Academy of New Mexico be approved, that the Chair                  3 will provide the school with a certificate showing                  4 that the governing board has been qualified as a                  5 Board of Finance, and the board will comply with the                  6 Open Meetings Act.                  7 THE CHAIR: Second.                  8 There's a motion by Commissioner Carrillo,                  9 a second by Commissioner Gipson.                  10 No, you can't --                  11 SECRETARY BECK: Commissioner Brauer.                  12 COMMISSIONER BRAUER: Yes.                  13 SECRETARY BECK: Commissioner Taylor.                  14 COMMISSIONER TAYLOR: Yes.                  15 SECRETARY BECK: Commissioner Burt.                  16 COMMISSIONER BURT: Yes.                  17 SECRETARY BECK: Commissioner Ingham.                  18 COMMISSIONER INGHAM: Yes.                  19 SECRETARY BECK: Vice Chair Carrillo.                  20 VICE CHAIR CARRILLO: Yes.                  21 SECRETARY BECK: Chair Gipson.                  22 THE CHAIR: Yes.                  23 SECRETARY BECK: Secretary Beck, yes.                  24 Commissioner Manis.                  25 (No response.)</p>	32	<p>1 SECRETARY BECK: Commissioner Taylor.                  2 COMMISSIONER TAYLOR: Yes.                  3 SECRETARY BECK: Commissioner Brauer.                  4 COMMISSIONER BRAUER: Yet.                  5 SECRETARY BECK: Commissioner Burt.                  6 COMMISSIONER BURT: Yes.                  7 SECRETARY BECK: Commissioner Ingham.                  8 COMMISSIONER INGHAM: Yes.                  9 SECRETARY BECK: Chair Gipson.                  10 THE CHAIR: Yes.                  11 SECRETARY BECK: Vice Chair Carrillo.                  12 VICE CHAIR CARRILLO: Yes.                  13 SECRETARY BECK: Commissioner Manis.                  14 (No response.)                  15 SECRETARY BECK: Secretary Beck, yes.                  16 There are seven votes for, zero votes                  17 against. The motion passes.                  18 THE CHAIR: Thank you. And our final                  19 applicant is Sun Mountain Community School.                  20 MS. MELISSA BROWN: Sun Mountain Community                  21 School has turned in all of their required documents                  22 for their Board of Finance and are ready for your                  23 approval.                  24 THE CHAIR: Oh. Sure.                  25 COMMISSIONER INGHAM: I had a question</p>
31	<p>1 SECRETARY BECK: Okay. There are seven                  2 votes for, zero votes against. The motion passes.                  3 THE CHAIR: Thank you.                  4 We are now on to the second school, which                  5 is Sacramento School of Engineering and Science -- I                  6 was going to say "Sciences."                  7 MS. MELISSA BROWN: So the Sacramento                  8 School of Engineering and Science has turned in all                  9 their required documentation for their Board of                  10 Finance, and will, as soon as they're approved, be                  11 posting it on their website and having all of those                  12 requirements.                  13 THE CHAIR: Thanks. So I move that the                  14 Board of Finance application for Sacramento School                  15 of Engineering and Science be approved, that the                  16 Chair provide the school with a certificate showing                  17 that the governing board has been qualified as a                  18 Board of Finance, and the board should now comply                  19 with the Open Meetings Act and relevant statutes.                  20 I was --                  21 VICE CHAIR CARRILLO: Second.                  22 THE CHAIR: There's a motion by                  23 Commissioner Gipson, a second by Commissioner                  24 Carrillo.                  25 Commissioner Beck.</p>	33	<p>1 about that one, why their application was so                  2 different with the whole issue with the liability                  3 insurance and all that. I'm just not understanding                  4 why they sent all that in with it.                  5 MS. MELISSA BROWN: Well, part of the                  6 Implementation Year Checklist, they might be turning                  7 in things that they -- oh.                  8 So we require -- we require the -- we                  9 require to know that the business manager is -- has                  10 liability insurance. The schools will all have                  11 insurance through NMPSIA once they have a building.                  12 So we don't hold these Implementation Year schools                  13 to that requirement for the Board of Finance, that                  14 they have an overall insurance certificate. But we                  15 know that they will be having it, because they have                  16 to have it in order to be --                  17 COMMISSIONER INGHAM: This one was                  18 significantly different than the other applications.                  19 THE CHAIR: The liability insurance form?                  20 COMMISSIONER INGHAM: It just had -- that                  21 was the first part of the whole proposal. When you                  22 read through it, it's all, like, 50 pages of                  23 insurance.                  24 MS. MELISSA BROWN: Yes. Well, I believe                  25 the school just likes to be thorough in the</p>

<p style="text-align: right;">34</p> <p>1 application. So it's -- some of the stuff is 2 (inaudible due to simultaneous speaking.) 3 VICE CHAIR CARRILLO: If there's no more 4 discussion, I move that the -- I move that the Board 5 of Finance application for Sun Mountain Community 6 School be approved, that the Chair provide the 7 school with a certificate showing that the governing 8 board has been qualified as a Board of Finance, and 9 that the board comply with the Open Meetings Act and 10 relevant statutes. 11 THE CHAIR: Second. 12 There's a motion by Commissioner Carrillo, 13 a second by Commissioner Gipson. 14 Commissioner Beck. 15 SECRETARY BECK: Chair Gipson. 16 THE CHAIR: Yes. 17 SECRETARY BECK: Vice Chair Carrillo. 18 VICE CHAIR CARRILLO: Yes. 19 SECRETARY BECK: Commissioner Ingham. 20 COMMISSIONER INGHAM: Yes. 21 SECRETARY BECK: Commissioner Brauer. 22 COMMISSIONER BRAUER: Yes. 23 SECRETARY BECK: Commissioner Taylor. 24 COMMISSIONER TAYLOR: Yes. 25 SECRETARY BECK: Commissioner Burt.</p>	<p style="text-align: right;">36</p> <p>1 THE CHAIR: Thanks. We are on to Item 2 No. 8, which is the Discussion and Possible Action 3 to Accept the Short Cycle Assessment change for 4 Cesar Chavez Community School. 5 I remind Commissioners they were on the -- 6 they weren't on the agenda last month because we 7 received the information a little late. Their Short 8 Cycle Assessment tool is no longer going to be 9 available that they contracted with, so they have to 10 change. 11 DIRECTOR CORINA CHAVEZ: Yes. That is 12 correct, Chair Gipson, Commissioners. Also Nathan 13 Everett representing the school is in the audience 14 if you want to promote him. 15 But in the materials, you have both the 16 application, 8.a., and the CSD analysis, 8.b., on 17 this item. And CSD recommends that the PEC approve 18 this requested amendment because both the old and 19 the new assessment rely on Lexile scores, which are 20 pretty common across assessments. 21 And I'm sure that Nate will be a lot more 22 articulate about that. But we do recommend approval 23 of this amendment. Thank you. 24 THE CHAIR: Good morning, Nate. Do you 25 want to introduce yourself for the record? And any</p>
<p style="text-align: right;">35</p> <p>1 (No response.) 2 SECRETARY BECK: Commissioner Burt. 3 COMMISSIONER BURT: Yes. 4 SECRETARY BECK: Commissioner Manis. 5 (No response.) 6 SECRETARY BECK: Secretary Beck, yes. 7 There are seven votes for, zero votes against. The 8 motion passes. 9 THE CHAIR: Thank you. And thanks for all 10 the schools for getting this all in. I know -- 11 they've got their first drop in November with 12 Implementation Year Checklist. So there's a lot. 13 But I also know that they want to start 14 using that money. 15 MS. MELISSA BROWN: I just wanted to give 16 a shout-out. I forgot to mention that the Equip 17 Academy, all board members have completed all of 18 their required board training hours; so... 19 THE CHAIR: Wow. Yeah. That is -- maybe 20 they can get a gold star. 21 MS. MELISSA BROWN: They are the first 22 board to complete this fiscal year. So I think 23 it's -- 24 THE CHAIR: That's great. That's great. 25 (Off-mic comments.)</p>	<p style="text-align: right;">37</p> <p>1 information that you feel the Commission might want 2 to hear, you're free to give us that information. 3 MR. NATHAN EVERETT: Yeah, definitely. 4 Thank you, all, for having us today. I am 5 Nathan Everett. N-a-t-h-a-n E-v-e-r-e-t-t. And I'm 6 the dean of students at Cesar Chavez Community 7 School. 8 As Chair mentioned, unfortunately, our 9 assessment that we were using was phased out. That 10 was the Houghton Mifflin reading assessment. It has 11 now been replaced by the NWEA MAP reading 12 assessment, which I'm sure a lot of you are familiar 13 with. 14 They both use Lexile as a universal 15 measure. So we will be able to continue with our 16 goal with only our assessment changing. 17 THE CHAIR: Commissioners, any questions? 18 (No response.) 19 THE CHAIR: Okay. Thanks so much. Thanks 20 for taking the time out to be here today. We really 21 do appreciate it. 22 And I appreciate the fact that the school 23 let us know in a very timely fashion so that we can 24 move forward. So I appreciate that communication as 25 well. So -- yes.</p>

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1 COMMISSIONER BURT: I move that the PEC  
 2 accept the Short-Cycle Assessment change for  
 3 Cesar Chavez Community School in the meeting  
 4 materials as No. 8, and that the change be reflected  
 5 in the Performance Framework and as an amendment to  
 6 the charter contract.  
 7 VICE CHAIR CARRILLO: Second.  
 8 THE CHAIR: There's a motion by  
 9 Commissioner Burt and a second by Commissioner  
 10 Carrillo. If there's no further discussion?  
 11 SECRETARY BECK: Commissioner Brauer.  
 12 COMMISSIONER BRAUER: Yes.  
 13 SECRETARY BECK: Commissioner Burt.  
 14 COMMISSIONER BURT: Yes.  
 15 SECRETARY BECK: Commissioner Ingham.  
 16 COMMISSIONER INGHAM: Yes.  
 17 SECRETARY BECK: Commissioner Taylor.  
 18 COMMISSIONER TAYLOR: Yes.  
 19 SECRETARY BECK: Vice Chair Gipson.  
 20 THE CHAIR: Yes.  
 21 SECRETARY BECK: Chair Gipson. Sorry  
 22 about that. Vice Chair Carrillo.  
 23 THE CHAIR: I answer to anything.  
 24 SECRETARY BECK: I know.  
 25 Vice Chair Carrillo.

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1 VICE CHAIR CARRILLO: Yes.  
 2 SECRETARY BECK: Commissioner Manis.  
 3 (No response.)  
 4 THE CHAIR: One of the better things I  
 5 usually do.  
 6 SECRETARY BECK: Secretary Beck, yes.  
 7 There are seven votes for, zero votes against. The  
 8 motion passes.  
 9 THE CHAIR: Thank you. We are on to Item  
 10 No. 9, which is Discussion and Possible Action on  
 11 Albuquerque Sign Language Academy Additional Square  
 12 Footage Amendment Request.  
 13 The red light has to come on -- green.  
 14 I'm sorry. Keep pushing it. Try the other one.  
 15 There.  
 16 MR. RAFE MARTINEZ: Good morning, Chair  
 17 Gipson and members of the Commission. I stand for  
 18 any questions. I guess I'm here to -- well, do you  
 19 have any questions? I guess --  
 20 THE CHAIR: You need to introduce yourself  
 21 for the record.  
 22 MR. RAFE MARTINEZ: Thank you. My name is  
 23 Rafe Martinez. I'm the executive director of the  
 24 Albuquerque Sign Language Academy. Rafe is  
 25 spelled -- well, Raphael is my full name.

40

1 R-a-p-h-a-e-l. Martinez, M-a-r-t-i-n-e-z. I stand  
 2 for any questions.  
 3 THE CHAIR: So I don't.  
 4 DIRECTOR CORINA CHAVEZ: Do you want me to  
 5 give --  
 6 THE CHAIR: If you want to do a quick  
 7 analysis, that's fine.  
 8 DIRECTOR CORINA CHAVEZ: Chair Gipson,  
 9 Commissioners, Albuquerque Sign Language Academy is  
 10 asking for an amendment to add some additional  
 11 square footage of a building that is right next door  
 12 to the existing facility -- it's 5,900 square  
 13 feet -- that will be used for administrative  
 14 offices, gym, and cafeteria.  
 15 And the Charter Schools Division  
 16 recommends that the PEC approve the proposed square  
 17 footage amendment request, given that the school is  
 18 located near the intersection of Fourth Street and  
 19 Griegos. There's a lot of traffic volume.  
 20 And we are interested in the details of  
 21 the school's plans for how the school will ensure  
 22 safety across the proposed facility from the current  
 23 site. And, otherwise, we are -- we are certain that  
 24 the school will use the facility well and to support  
 25 what is happening at the existing facility.

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1 THE CHAIR: Did you want to kind of --  
 2 yeah.  
 3 MR. RAFE MARTINEZ: Yeah. Chair Gipson,  
 4 members of the Commission, yeah. So it's -- it's  
 5 ambitious, for sure. But we're always ambitious;  
 6 right?  
 7 So what it is, it's a -- it's a theater,  
 8 actually. It's a performing arts theater that backs  
 9 up to the current location of the school.  
 10 So we're now in the old -- what was the  
 11 old La Luz Elementary. And the back of the  
 12 playground connects to the -- this new facility.  
 13 And it's -- it's a facility that is going to give us  
 14 the opportunity to move our entire -- it's actually  
 15 built for a fine arts program.  
 16 So what the facility was back in the -- I  
 17 want to say the late 1990s, maybe early 2000s, it  
 18 was the old program that was -- it was called the  
 19 VSA Initiative, the Very Special Arts Initiative.  
 20 And it was a program that was funded out  
 21 of the Kennedy Center to serve the disability  
 22 community in the world of fine arts.  
 23 So it was a pretty prolific program that  
 24 ran '90s -- late '90s into the 2000s, and then COVID  
 25 ended up getting them.

<p style="text-align: right;">42</p> <p>1           And so in this really serendipitous way of 2 the way things kind of happen to this little school 3 we had the opportunity to take this over. It's 4 built out to serve disability and would help us in 5 our current location to create the space for -- it's 6 a black box theater that's built for disability. We 7 can house our music program. The fine arts program 8 is all -- would be there.</p> <p>9           And we're working with APS, because it's 10 a -- great point. We're working with APS to cut a 11 gate at the back of the playground to allow us to 12 not even be on the street. They go straight from 13 the back of the property that we're on now into the 14 building directly.</p> <p>15           So we're thinking about all that. And 16 it's a very, very nominal charge. It's owned by the 17 City, so they're renting it at almost nothing to us.</p> <p>18           So it's all to serve the community that 19 we're invested in. So I hope -- please pepper me 20 with questions, if you have them.</p> <p>21           THE CHAIR: Commissioner Ingham.</p> <p>22           COMMISSIONER INGHAM: Yeah. I happen to 23 have a connection with the Very Special Arts 24 Program. One of my friends was -- built a lot of 25 sets with them, was very involved with that program.</p>	<p style="text-align: right;">44</p> <p>1           connected very closely to the community and the arts 2 communities, specifically, right?</p> <p>3           So that is the intent, that it would be a 4 multi-ability space for the arts community in 5 Albuquerque to convene. Nominal charges. We want 6 to be able to sustain the place, because it's going 7 to be very community-minded, community 8 schools-minded, a way that we will deliberately 9 connect our student population to the larger 10 community.</p> <p>11           That's the forefront of what we were 12 thinking. So, yes, we're there.</p> <p>13           THE CHAIR: Thanks.</p> <p>14           Commissioner Burt.</p> <p>15           COMMISSIONER BURT: Very supportive, 16 obviously. This is easy. Great. Good for you, to 17 always be looking out and figuring out how you can 18 use every resource available to you.</p> <p>19           My only question -- it may not even be for 20 you. I don't know how much the sticking point is of 21 not actually having the -- how much the additional 22 square footage is in any of the documentation. So I 23 don't know if that's something -- do you know what 24 the square footage of that, where we can just amend 25 it in here and, like --</p>
<p style="text-align: right;">43</p> <p>1           And I was just wondering -- it was -- in 2 fact, I went to a play there not very long ago where 3 it was a different organization used it for putting 4 on some performances.</p> <p>5           So I'm wondering, are you going to 6 continue with -- is the community at large going to 7 be able to continue to access that? Are you guys 8 going to be hopefully working with the -- the 9 theater community?</p> <p>10           Because there is, you know, very few 11 places for people to perform. And I know APS has -- 12 the Public Academy for Performing Arts is always 13 looking for places to have performances. So I just 14 was hoping that you guys would be open to a more 15 community aspect with that.</p> <p>16           MR. RAFE MARTINEZ: Commissioner Gipson, 17 members of the Commission and Commissioner Ingham, 18 absolutely. That's -- you described exactly what 19 our intent is, you know.</p> <p>20           So in the spaces where we will use it for 21 the school, it will be used for the school, 22 independent of anything else. But because we 23 have -- we're building out this -- we have really 24 big thoughts, big ideas, around our transition 25 program, it allows us to have our older kids be</p>	<p style="text-align: right;">45</p> <p>1           MR. RAFE MARTINEZ: I want to say it's 2 somewhere around 9,000 square feet. And it has the 3 occupancy -- it has this massive -- it's not an 4 E-occupancy, the gigantic everything occupancy. It 5 has the sprinklers, it has all the things, all the 6 exits. So it doesn't -- I know it's kind of the 7 story of the school right? We don't cleanly fit the 8 formula but it has all the things that surpass what 9 the requirements are; so --</p> <p>10           COMMISSIONER BURT: My only concern is 11 just, like, making sure we're not doing something 12 to, like, hinder you, because -- well, I guess us 13 probably wouldn't -- I don't think our approval 14 would hinder anything. I'm just worried about 15 making sure that, like, the i's are dotted, the t's 16 are crossed kind of thing.</p> <p>17           That's my only -- it may be more for you 18 or the CSD to talk about, like, what we need to add, 19 maybe, into here to make sure we're on the right 20 page to make sure it's done correctly.</p> <p>21           THE CHAIR: That was kind of a question 22 tied in that I had. Because you don't have 23 E-occupancy for that. So do you -- it has 24 E-occupancy?</p> <p>25           MR. RAFE MARTINEZ: Yes. Commissioner</p>

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1 Gipson and members of the Commission, and  
 2 Commissioner, it was a great question. So the  
 3 occupancy -- it has an MXM occupancy, which  
 4 incorporates the E-occupancy standards. So it has  
 5 it -- so that's -- it's a way more useful zoning  
 6 designation, right?  
 7 And as far as compliance with larger  
 8 systems, we -- PSFA -- we've been working closely  
 9 with PSFA somewhat because of the new building, but  
 10 they were involved in this. So the documents we  
 11 submitted shows their approval as well. We have  
 12 all -- the larger entities are there.  
 13 THE CHAIR: Okay. Okay.  
 14 COMMISSIONER BURT: Yeah. Because I did  
 15 see that PSFA -- everything looked good. It just  
 16 was -- the only thing that I saw, even in the CSD  
 17 analysis, it's, like "We're approving an additional  
 18 square footage," but I don't know how much that is.  
 19 There's nothing in the paperwork that's, like, "This  
 20 is how much square footage we're approving."  
 21 I don't know if it's okay to just say,  
 22 "It's that building," if there's, like, a  
 23 specific -- I'm okay saying just 9,000. But I don't  
 24 know if it matters. But if it --  
 25 MR. RAFE MARTINEZ: To get the exact

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1 square footage, yes, I can.  
 2 COMMISSIONER BURT: Okay. I think we can  
 3 amend it, like, right? Just add that that's the  
 4 additional square footage that we're going to be  
 5 voting on? I don't know if it's, like, with  
 6 conditions or, like -- okay. Okay. Approximately?  
 7 Okay.  
 8 Yeah. I'm okay -- I just want to make  
 9 sure it's done well so you don't have to come back  
 10 and do something silly. Okay.  
 11 THE CHAIR: Okay.  
 12 COMMISSIONER INGHAM: I move that the PEC  
 13 accept the additional square footage amendment of  
 14 approximately 9,000 square feet for Albuquerque Sign  
 15 Language Academy, in the meeting materials as No. 9,  
 16 and that the increase will be reflected as an  
 17 amendment to the charter contract.  
 18 COMMISSIONER BURT: Second.  
 19 THE CHAIR: There's a motion by  
 20 Commissioner Ingham and a second by Commissioner  
 21 Burt.  
 22 Commissioner Beck?  
 23 SECRETARY BECK: Vice Chair Carrillo.  
 24 VICE CHAIR CARRILLO: Yes.  
 25 SECRETARY BECK: Commissioner Ingham.

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1 COMMISSIONER INGHAM: Yes.  
 2 SECRETARY BECK: Commissioner Burt.  
 3 COMMISSIONER BURT: Yes.  
 4 SECRETARY BECK: Commissioner Brauer.  
 5 COMMISSIONER BRAUER: Yes.  
 6 SECRETARY BECK: Commissioner Taylor.  
 7 COMMISSIONER TAYLOR: Yes.  
 8 SECRETARY BECK: Vice Chair Carrillo.  
 9 VICE CHAIR CARRILLO: Yes.  
 10 SECRETARY BECK: Secretary Beck, yes.  
 11 Commissioner Manis.  
 12 COMMISSIONER MANIS: Yes.  
 13 SECRETARY BECK: There are eight votes  
 14 for, zero votes against. The motion passes.  
 15 THE CHAIR: Congratulations. And  
 16 Commissioner Carrillo?  
 17 VICE CHAIR CARRILLO: Yes. If I just --  
 18 thank you very much for coming up here. It's always  
 19 great to see you. You could have Zoomed in. People  
 20 do. But we just really love it when people just  
 21 come, and love to see you, hear about what you're  
 22 doing, and thank you very much for everything you  
 23 do.  
 24 MR. RAFE MARTINEZ: Just as a quick note,  
 25 we're breaking -- literally moving dirt this next

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1 week on the new school. So when that's done --  
 2 thank you, all.  
 3 VICE CHAIR CARRILLO: Thank you very much.  
 4 THE CHAIR: So are you hanging around for  
 5 a couple of minutes?  
 6 Okay, thanks.  
 7 If he's hanging around, I have a question  
 8 that has nothing to do with us for him. So I just  
 9 need to talk to him before he takes off.  
 10 Okay.  
 11 DIRECTOR CORINA CHAVEZ: Do you want to  
 12 take a break?  
 13 THE CHAIR: No, I think we're good. Let's  
 14 get San Diego. And then we can -- we normally take  
 15 a break a little bit later, and we can give Cindy  
 16 the break.  
 17 So we are on to Item No. 10, which is  
 18 Discussion and Possible Action Under the  
 19 Intervention Ladder Regarding San Diego Riverside  
 20 Charter School.  
 21 And the first item is the status of the  
 22 charter contract.  
 23 DIRECTOR CORINA CHAVEZ: Yes. Chair  
 24 Gipson, Commissioners, and Ms. Brown, Margie Creel  
 25 is in the audience. So if she could be promoted,

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1 that would be terrific.

2 THE CHAIR: Is there anyone else with her?

3 DIRECTOR CORINA CHAVEZ: We will let her

4 let us know if there's anyone else. That's the only

5 person that I noticed in the audience.

6 And you have several documents, starting

7 between the letter that was sent from the -- the

8 Chair to the school and to -- oh, no, I'm sorry --

9 sent to the Secretary, our office of General

10 Counsel, and to the program manager at PSFA around

11 approving the charter contract.

12 That is item No. 10.a. 10.b. -- or excuse

13 me -- 10.a.1. is the governing council meeting

14 minutes.

15 As you recall, Commissioners, we had not

16 been able to find any evidence that the school had

17 voted on the contract between you and the school.

18 And so they held a meeting on September 26th. And

19 you'll see that the special board meeting agenda

20 does have an action item to approve the contract.

21 That would be item 3.a. And so that is part of the

22 materials for today.

23 And is Ms. Creel on yet?

24 MS. MELISSA BROWN: She is.

25 DIRECTOR CORINA CHAVEZ: Okay. So I don't

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1 know.

2 MS. MARGIE CREEL: Yes. Yeah.

3 DIRECTOR CORINA CHAVEZ: Go ahead.

4 VICE CHAIR CARRILLO: I have a question.

5 I'm looking at the materials here, the agenda.

6 There's no minutes. Is there someplace that we're

7 going to get -- there's no minutes of who was

8 present, who voted, how they voted.

9 THE CHAIR: We did receive those, yeah,

10 because I did receive them.

11 VICE CHAIR CARRILLO: All right.

12 THE CHAIR: So just to give Commissioners

13 a little info, because the school had been here. We

14 asked them to send us the minutes by that Friday.

15 They scheduled the special meeting on

16 Thursday. And I had not received the -- anything by

17 the end of the day on Friday, which was what the

18 request was.

19 So I waited. And Monday morning, I still

20 didn't have anything. I sent -- mid-morning, I sent

21 an e-mail to the school. Because I didn't want to

22 send that letter out, I sent an e-mail to the school

23 asking for, you know, "Did you have the meeting,

24 and, if so, did you -- you know, I need the

25 minutes."

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1 And I didn't hear anything. So, finally,

2 at about 4:00 in the afternoon on Monday, I sent the

3 letter out.

4 And then right after that, I heard from

5 the -- I heard from Ms. Creel that, "Yes, we had the

6 meeting, and I'll get the minutes to you by the end

7 of the day tomorrow."

8 And I responded back and said, "I really

9 need the minutes by 10:00 tomorrow morning, that

10 we're supposed to have them, and I didn't get them."

11 Tuesday morning I sent an e-mail saying,

12 "If you can't get the minutes to me, give me the

13 link to the recording. Our lawyer can look at the

14 recording and have it verified, and then we can get

15 the copy of the minutes later."

16 And I didn't hear anything.

17 I sent two other e-mails throughout

18 Tuesday saying, "Are you aware that you fully

19 understand the seriousness of the consequences of us

20 not having this, that you don't have a contract

21 right now?"

22 And my last e-mail was, "I need the name

23 of someone I can contact, because this just isn't

24 working."

25 And then I got a call from someone else.

53

1 And then I did receive the minutes late Tuesday. So

2 those minutes are now uploaded.

3 So we do now have the minutes. They came

4 in late on Tuesday.

5 MS. MARGIE CREEL: This is Margie Creel.

6 May I be able to speak?

7 THE CHAIR: Sure.

8 MS. MARGIE CREEL: Okay. Thank you for

9 letting me talk to the Commission. And good

10 morning, Commissioners.

11 I just wanted to let you know what

12 transpired on my side. After your meeting on

13 September 20th, and I got ahold of the school that

14 following Monday to call a special meeting with

15 72 hours' notice, that would have been on the 23rd.

16 And so we did post a meeting to meet on the 26th.

17 We did meet the evening of the 26th. And

18 that was on the agenda to -- because we did not have

19 an action item that we approved the school's

20 contract between the PEC and San Diego Riverside.

21 So we voted. We did approve it. We went

22 on. I had the principal -- I let the principal know

23 that the minutes and the recording and all needed to

24 go to the PED. I had no idea that it did not

25 transpire that way.

<p style="text-align: right;">54</p> <p>1 On September 30th was -- I don't know if 2 anybody knew, but I was involved in a Verizon glitch 3 where 150,000 Verizon customers were out of service, 4 beginning, like, at 8:00 a.m. And my service came 5 on back on close to 5:00 p.m. that day. 6 There was news reports. We had tried to 7 see what happened. I did not see any e-mails or 8 anything on Monday. 9 And then that, like Commissioner Gipson 10 said, that it started through on Tuesday, and that 11 was the first time that I realized that she did not 12 receive anything. I didn't see that letter that she 13 sent at 10:00 a.m. or anything. So I was actually 14 texting her back. And on -- I think it was on 15 October 1st, or the evening of the 30th, I think it 16 was -- at 5:00 p.m. on the 30th was when I started 17 to text her, because I got a text message from her. 18 So I got everything together. I contacted 19 the school. And all -- and you're right. You're 20 correct. 21 We got her the information, but it was, 22 like, Tuesday at 4:30 in the evening. We got the 23 information that we were supposed to provide to you 24 on the 27th, we got it in on October 1st. 25 That's what happened. That's what</p>	<p style="text-align: right;">56</p> <p>1 Commissioner commented to me there were three there. 2 But, anyway, I just wanted to let you know that I 3 found that kind of concerning. 4 But also, just in general, in general, how 5 difficult this has been, how long it's taken, the 6 amount of -- and lack of communication -- not on our 7 end -- but that some things -- something has got to 8 give here if we're going to be having a quality 9 partnership, if you will. 10 That's all for now. 11 MS. MARGIE CREEL: Thank you, Commissioner 12 Carrillo. I would just like to let everyone know an 13 upstanding member of our community passed away on 14 September 26th. And two people from the board were 15 related. One was an uncle, and one was a cousin of 16 the person that passed away. It was LaDonna Sando 17 and Kiyanie Toya. His name was Lawrence Toya. And 18 they said that I hope we have a quorum, because we 19 can't make it. An uncle passed away. And that's 20 why everybody wasn't present. 21 I had told them all week since they posted 22 it, and they were going to be there, but that, 23 unfortunately, happened. Thank you for bringing 24 that up so I can explain that to you. 25 THE CHAIR: Okay. Thank you.</p>
<p style="text-align: right;">55</p> <p>1 transpired. It wasn't that we just flippantly 2 disregarded you or anything. I am working with 3 people that I need to stay on top of and make sure 4 that things get taken care of, like, today, and make 5 sure that we're in line with you all. 6 And I haven't seen anybody else online, 7 either. I sent them the link that you said to me, 8 and that's what I'm working with right now. 9 But I appreciate you giving me the 10 opportunity to send everything in. And if there's 11 anything else that you need, I'll be glad to help 12 see if I can get it and take care of it for you. 13 Thank you. 14 VICE CHAIR CARRILLO: Ms. Creel, how many 15 members do you have on your board? 16 MS. MARGIE CREEL: We have five, five 17 members of our board. 18 VICE CHAIR CARRILLO: Okay. So -- and I'm 19 just looking at the minutes -- I mean, it's just 20 something that popped into my mind -- that three 21 people attended. And I'm glad you had a quorum, you 22 know. It meets the OMA requirements and everything 23 else. 24 I would think that all five would, given 25 the seriousness of this. And so -- and even another</p>	<p style="text-align: right;">57</p> <p>1 We are now on to b., which is "Condition 2 compliance, including presentation of baseline 3 data." 4 DIRECTOR CORINA CHAVEZ: Chair Gipson, I'm 5 wondering -- so Dr. Russell will speak to the 6 analysis of the baseline data. 7 I'm wondering, while Ms. Creel is on, if 8 you want to ask about the status of the head 9 administrator, item c., at this point. 10 THE CHAIR: So we're skipping b.? 11 DIRECTOR CORINA CHAVEZ: No, we would go 12 to it after. I'm just wondering, since -- if you 13 wanted to address the first -- just because 14 Ms. Creel is on and ready to speak. And she has -- 15 THE CHAIR: She's not staying on for -- 16 DIRECTOR CORINA CHAVEZ: I don't know. 17 MS. MARGIE CREEL: I can stay. I can 18 stay. You guys can finish. You guys don't have to 19 skip. I'll be here. Thank you. 20 DR. BRIGETTE RUSSELL: Thank you. Chair 21 Gipson and Commissioners, I can share screen and 22 discuss the baseline data submission from San Diego 23 Riverside. So, initially, the school submitted NWA 24 reports that showed student scores and distribution. 25 These were submitted only for --</p>

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1 THE CHAIR: The only thing we have here is  
 2 the school submitted baseline data. We don't have  
 3 the baseline data here.  
 4 DR. BRIGETTE RUSSELL: No. I have not  
 5 provided actual files. I was going to share screen  
 6 and show you an overview of --  
 7 THE CHAIR: Okay. All right. Thanks.  
 8 DR. BRIGETTE RUSSELL: -- what was  
 9 submitted.  
 10 So, initially, the school submitted NWA  
 11 MAP and i-Ready reports. I-Ready is not going to be  
 12 used for their baseline data, because it's only for  
 13 grades 6, 7, and 8. So we requested NWEA data, not  
 14 as PDFs showing the distribution, but since we  
 15 didn't have an NWA template ready, I created a  
 16 modified template just so they can submit their BOY,  
 17 MOY, and EOY data and their demographics.  
 18 The spreadsheet that the school submitted  
 19 only contained EOY data. It was only the  
 20 Spring 2024. So I can see grade-level  
 21 proficiencies, but I cannot see growth from BOY to  
 22 EOY.  
 23 Moreover, there were some issues. Let me  
 24 get to the Zoom and share my screen.  
 25 Okay. So one issue was that the number of

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1 students shown per grade on the demographics tab did  
 2 not match the number of students on the tested  
 3 results tab. So the demographics tab showed a total  
 4 of 50 students, K through 8. And the test results  
 5 tab showed 57 students, grades K through 8.  
 6 All of the State student IDs were  
 7 different on the demographics tab and the results  
 8 tab.  
 9 Also, I was not able to check all of the  
 10 data in the results data, in the results tab. But  
 11 just glancing over it, I could see that the Grade 8  
 12 numbers were way off; so -- because I know what  
 13 the -- what the NWA scale is.  
 14 And the numbers that were in the  
 15 eighth-grade file were in the 400s, and they should  
 16 have been in the 200s. So I went into the actual  
 17 NWA report and looked at the numbers, and, yeah,  
 18 they're -- I don't know where these numbers came  
 19 from.  
 20 So there are errors in the data. It's  
 21 only Spring 2024, the number of students on the  
 22 demographics tag don't match the number of test  
 23 results.  
 24 And the number -- the percentage of  
 25 students tested -- so this is EOY students tested,

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1 EOY math students tested. They didn't make anywhere  
 2 close to 95 percent for either -- granted this is a  
 3 small school. So one student being absent affects  
 4 it.  
 5 But it's not a State assessment window.  
 6 It's the school's assessment window, and they can  
 7 retest them whenever they need to. So I think the  
 8 school is going to need a lot of technical  
 9 assistance to provide the data in a way that we can  
 10 analyze.  
 11 VICE CHAIR CARRILLO: So is this the  
 12 information that we waited so long for from  
 13 Dr. Kommander? She was finally the person that did  
 14 this work and submitted it?  
 15 DR. BRIGETTE RUSSELL: Chair Gipson,  
 16 Commissioner Carrillo, yes, Dr. Kommander is the one  
 17 who submitted this. Originally, she submitted PDFs.  
 18 And I looked at them, and it wasn't all rolled up  
 19 together. And I requested -- I sent them a  
 20 spreadsheet and said, "Fill this in." And they did  
 21 it for EOY, for spring, but they didn't provide BOY  
 22 and MOY.  
 23 VICE CHAIR CARRILLO: So based on that, I  
 24 would have to say that they didn't meet their  
 25 requirement of getting us the data. Is that

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1 correct?  
 2 DR. BRIGETTE RUSSELL: That is correct.  
 3 They got us data, but not the correct data in the  
 4 format we asked for.  
 5 VICE CHAIR CARRILLO: And just as a matter  
 6 of a point to make, they've had plenty of  
 7 opportunity to do this and plenty of time to do  
 8 this. And I know they finally brought in  
 9 Dr. Kommander, because they weren't able to get this  
 10 together.  
 11 And then they said -- and I remember --  
 12 "I'm going to work on it on the weekend, and I may  
 13 be able to get this to you the beginning of next  
 14 week."  
 15 And this is what was turned in.  
 16 DR. BRIGETTE RUSSELL: Correct. And --  
 17 sorry?  
 18 DIRECTOR CORINA CHAVEZ: This is an  
 19 analysis of what was turned in.  
 20 DR. BRIGETTE RUSSELL: Yes. This is my  
 21 analysis of what was turned in. Honestly, for a  
 22 large school, it would have been a heavy lift. But  
 23 if there's only 50 kids, it shouldn't have been that  
 24 hard to put together.  
 25 There is a vendor file. But that was not



<p style="text-align: right;">62</p> <p>1 provided to us.</p> <p>2 COMMISSIONER BURT: When I was a teacher.</p> <p>3 I used NWEA for interim assessments. I had 160</p> <p>4 students to myself. We tested three times a year.</p> <p>5 I did all their data, as an English teacher, and I</p> <p>6 was able to present it to my administrators, present</p> <p>7 it to my team of teachers.</p> <p>8 It's not -- this is not difficult work.</p> <p>9 And I -- I'm -- feel like -- I have incredible</p> <p>10 concerns, which is why I would support moving to a</p> <p>11 Letter of Concern for this school and starting on</p> <p>12 the Intervention Ladder.</p> <p>13 If you cannot have baseline data in a</p> <p>14 manageable way from a vendor who gives it to you in</p> <p>15 a manageable -- you don't even have to -- you could</p> <p>16 have just given reports from NWA, and they would</p> <p>17 have been more concise and accurate than whatever I</p> <p>18 think you ended up receiving.</p> <p>19 DR. BRIGETTE RUSSELL: I do have the</p> <p>20 reports from NWS, but it would take me an afternoon</p> <p>21 to go through what's in the spreadsheet. And it's</p> <p>22 not.</p> <p>23 COMMISSIONER BURT: No. Absolutely not.</p> <p>24 I definitely -- I think we were clear that they</p> <p>25 needed to send -- I understand -- I totally</p>	<p style="text-align: right;">64</p> <p>1 I'm so concerned about what other things</p> <p>2 are happening at the school that we don't even --</p> <p>3 that we haven't heard about. I feel like this is a</p> <p>4 very narrow item. I imagine there being actually a</p> <p>5 lot more that we should be looking at and</p> <p>6 considering with this school.</p> <p>7 But from what I have, the evidence I have</p> <p>8 right now today is basically just to continue doing</p> <p>9 this, that they -- the lack of responsiveness,</p> <p>10 providing the inadequate condition baseline data,</p> <p>11 and submitting information late.</p> <p>12 And we literally said that unless the</p> <p>13 school provides minutes on that Friday, that the</p> <p>14 school will be placed on the next agenda to begin</p> <p>15 action under the Intervention Ladder.</p> <p>16 So to me, it's very clear. And I'm ready</p> <p>17 to just move forward, start the Ladder of</p> <p>18 Intervention process.</p> <p>19 THE CHAIR: Commissioner Brauer, you and</p> <p>20 me.</p> <p>21 COMMISSIONER BRAUER: Thank you, Madam</p> <p>22 Chair. I appreciate the sentiments Commissioner</p> <p>23 Burt just said. I feel the same way. I'm really</p> <p>24 concerned about the school.</p> <p>25 As you all know, I have a bias towards</p>
<p style="text-align: right;">63</p> <p>1 understand the Monday thing. But that was already</p> <p>2 too late, as far as I'm concerned.</p> <p>3 We did have very specific -- I actually</p> <p>4 pulled up the motion from last month, that if it was</p> <p>5 not submitted on that Friday -- which thanks to</p> <p>6 Commissioner Taylor, he was showing me, like --</p> <p>7 like, those minutes could have been done as the</p> <p>8 meeting was going and submitted 20 minutes after the</p> <p>9 meeting was over on Thursday.</p> <p>10 I mean, it definitely should have been</p> <p>11 done by Friday. That was a very simple document to</p> <p>12 be able to send by Friday. So, for me, that's, once</p> <p>13 again, a lack of responsiveness, a lack of any kind</p> <p>14 of -- if these things can't be done, to me, these</p> <p>15 are simple school processes; these are the simple</p> <p>16 things.</p> <p>17 So when I think about complex school</p> <p>18 processes, I have no faith that the school is doing</p> <p>19 anything appropriate in any way that's actually</p> <p>20 serving these kids. And I just don't have that</p> <p>21 confidence right now.</p> <p>22 So I would support moving to the -- to the</p> <p>23 Ladder of Intervention, sending a Letter of Concern</p> <p>24 and starting the process of -- and I don't -- I</p> <p>25 wonder if there's other things that we need to add.</p>	<p style="text-align: right;">65</p> <p>1 giving people the benefit of the doubt and finding</p> <p>2 harmony with what we want, what's right for kids,</p> <p>3 what's right for the school, and showing -- showing</p> <p>4 good faith, humility, and our values towards our</p> <p>5 schools, and, at the same time, ensuring that our</p> <p>6 schools are thriving and complying and doing some of</p> <p>7 the basic things.</p> <p>8 I get a little bit worried -- I see that</p> <p>9 Ms. Creel -- I know that you're carrying a lot more,</p> <p>10 honestly, than what you need to for the school right</p> <p>11 now. I think we need to get the school in order on</p> <p>12 that and have other people sweat the details.</p> <p>13 I'm just going to just be a little bit</p> <p>14 straightforward here. I just think about if I was</p> <p>15 in anyone's shoes at this school last month, my feet</p> <p>16 would be on fire right now. I would have met</p> <p>17 September -- whenever -- to have this meeting, to</p> <p>18 right-size the issues, to work and hustle as much as</p> <p>19 I possibly can -- there are 21 people on the website</p> <p>20 as staff members. There is a testing coordinator.</p> <p>21 How many of our charter schools have</p> <p>22 testing coordinators? That's their job title. I</p> <p>23 don't know. I think that's a very special thing,</p> <p>24 especially for how small this school is.</p> <p>25 Why do we have this type of baseline data?</p>

<p style="text-align: right;">66</p> <p>1 I -- it's hard for me to understand. It's hard for 2 me to understand the mindset right now of the 3 school. 4 Again, I've been in situations with 5 charter schools, indigenous charter schools, where 6 something like this happens. And our feet are on 7 fire to fix it. And I don't understand. I can't 8 understand. 9 And I know that there are tragedies that 10 happen for all of us. And I sympathize, and I 11 empathize with that. And there are 21 other people 12 at this school that could help out with some of 13 these things. 14 So those are the things that I -- that I 15 just -- I feel like -- I'm suffering right now 16 inside thinking about what do we do next. I do not 17 want to do an intervention process. I don't want to 18 do that. We've got so many other things that we 19 need to do, and this school just needs to step up. 20 But they're not. 21 And it's hard. It's hard to see. This is 22 what we get when you have staff that could do this. 23 It's just, like -- I'm having a hard time with it. 24 So I just want to share that, Commissioner Burt, I'm 25 in the same situation, and I just think that we need</p>	<p style="text-align: right;">68</p> <p>1 me to see. This is the current mindset and what 2 we're seeing in terms of actions. So I think we 3 have -- in my opinion, we have only one option right 4 now, and that stinks. It stinks. 5 THE CHAIR: Commissioner Carrillo. 6 VICE CHAIR CARRILLO: Thank you. So it 7 was four days after the due date. Because we didn't 8 get it time- -- and it was, like, the third due 9 date. That's the thing in terms of -- I remember 10 there was a counsel here for a school. We all 11 remember the hearing with one of the schools out of 12 the Española Valley. 13 And the counsel was, like -- the whole 14 argument was, "Please, please, please give us a 15 second chance." 16 And it's like, to the counsel, we had to 17 say, "We've already given you second, third, and 18 fourth chances." 19 He wasn't there for that. But that's why 20 we're at this point. 21 I agree with you. It's unfortunate we are 22 at this point. All of the data was supposed to be 23 received also by that Friday. It wasn't received 24 till, I guess, the beginning of the following -- not 25 the following week, but the following week after</p>
<p style="text-align: right;">67</p> <p>1 to see some things happening. 2 And, Chair, I just don't -- I think that 3 we gave -- we lived out our values in giving them 4 more time. "Well, it's Friday. It's a little bit 5 later. Maybe some of us didn't like that -- 6 deadlines are deadlines." 7 But, like, we gave -- we gave extra. You 8 went through extra reaching-out. And I understand 9 that sometimes systems fall apart. You know, I 10 didn't have Xfinity for the last weekend, and a lot 11 of Old Town didn't for Balloon Fiesta. And it was 12 terrible for those businesses. I get it. Things 13 happen. 14 But at the same time, I think about if I 15 was in this situation as a school leader, and I knew 16 what we said last month, that we need to get this 17 stuff done, and you're getting a naughty letter from 18 us, and it's going out to everyone, that I need to 19 be the one who's communicating. I need to be the 20 one who's doing the extra effort. I need to be 21 calling everyone under the sun at the PED and the 22 PEC to make sure we're doing our stuff and not 23 waiting for somebody to follow up three days after 24 the due date. 25 And that's the part that's really hard for</p>	<p style="text-align: right;">69</p> <p>1 that, because I remember seeing that communication 2 from Dr. -- where Dr. Kommander said she may be able 3 to get this to us at a certain time. 4 So, again, it's like extension after 5 extension. 6 And in building on what Ms. Burt -- 7 Commissioner Burt -- said, you know, if this is 8 what's happening, there's 50 kids here in data, and 9 she has 160 kids in her class, if this is what's 10 happening there with that, what's not happening? 11 The very second she said that, I wrote 12 down "IEP." We haven't looked into IEP compliance. 13 There have been no complaints brought to us. But it 14 made me think it's often a place where schools miss 15 several beats if they don't stay on top of that. 16 I'd be curious about that, given the shape 17 that their data was in when we received that. 18 And as I said a long time ago, you know, 19 this -- I know that Ms. Creel, you're doing what you 20 are able to. You're one person out of four -- out 21 of five. And I remember stating it when you all 22 came here, that the school is in the situation it's 23 in not because of the past year or two, but because 24 of the past two decades, and that the board and the 25 community have not lived up to their responsibility.</p>

<p style="text-align: right;">70</p> <p>1 Because it can't just fall on you, Ms. Creel. It 2 just can't. Any school. 3 And so I would echo -- and this is how I 4 heard it -- Commissioner Burt saying not having the 5 confidence in the ability to run the school. I hope 6 I'm not paraphrasing that incorrectly or being too 7 harsh. And I hold that view and absolutely support 8 steps on the Intervention Ladder, probably more 9 severe -- not as severe as you think I would, but 10 more severe than others would, only because we've 11 been here -- it's October. You know what I mean? 12 Sometimes I think, like -- the thing I 13 think about often is, "Okay. Well, here's another 14 whole year gone by with kids perhaps not getting the 15 attention they rightfully -- so rightfully deserve 16 with taxpayer dollars in a public school." 17 And then another year goes by, and another 18 year goes by. And then -- and then what? 19 Okay. That's all for now. 20 THE CHAIR: Thanks. And I want to say 21 thank you to Ms. Creel for being here. And I fully 22 understand that is not your job to be here talking 23 about the baseline data. And I thought we made it 24 pretty clear, the request for Dr. Kommander to be 25 here.</p>	<p style="text-align: right;">72</p> <p>1 And I get maybe only person would tour the school. 2 But it's the governance council that's supposed to 3 be hiring this and participating in the interviews. 4 So you're just one person. And I think, 5 from my perspective, you're taking on so much. And 6 it's not all on you. And I think that's what's also 7 creating issues with the -- with the school. 8 You can't -- you're not supposed to be 9 running this. And it doesn't appear that the board 10 is actively involved in this, and they need to be. 11 And I'm going to say that because this is 12 such an imperative move that you have to make. The 13 fact that you haven't reached out before today, you 14 know, I understand that after a week and a half. 15 But if -- you know, if this was my school 16 and I wanted this person, I'd be touching base and 17 saying, "Hey, just making sure. We're really 18 interested. We really want you here. You know, 19 hopefully, you're going to make the decision soon. 20 Please let us know," so that, you know, the school 21 is still showing that interest. 22 Because that could be the difference with 23 this person. "Do they really want me?" 24 "No, they're just going to let me..." -- 25 you know.</p>
<p style="text-align: right;">71</p> <p>1 The idea would be a head administrator. 2 So I am going to ask at this point in time where 3 you're situated in terms of getting a permanent head 4 administrator on board, because this is what is also 5 helping to keep the school from not moving forward. 6 You're just -- you're stagnant at this 7 point in time because you don't have leadership 8 that's working properly with your -- with your 9 staff. 10 MS. MARGIE CREEL: I agree. Thank you. 11 Yes. I have interviewed a potential candidate to be 12 the new principal at our school. And I actually met 13 him up at the school on Tuesday, October 8th, and he 14 toured the school and looked around and said that if 15 I could give him a week to a week and a half for his 16 decision to be made, and then he would let us know. 17 So I was going to check in with him today, 18 because I had not heard from him since October 8th, 19 and see if he did make his decision. That's the 20 person I'm praying for, hoping for. And if he could 21 become our new administrator, I know that things 22 would start to turn around for us. 23 THE CHAIR: So I'm going to tell you 24 what's concerning me with what you just told me. 25 Number one, you said, "I interviewed."</p>	<p style="text-align: right;">73</p> <p>1 And you're -- this is now ten days have 2 gone by since you had the interview. And, actually, 3 you've had that interim head administrator since 4 last spring. 5 So that's even more concerning to me, that 6 you've not moved forward for a permanent head 7 administrator. And this is what's leading -- so I 8 am also going to ask the director if you can look at 9 the other conditions that were -- with renewal, and 10 help us with our motion, if there's anything else 11 that -- I'll give you a couple of minutes -- if 12 there's anything else that is -- that hasn't been 13 met in that document for conditions with renewal. 14 I'd appreciate -- I'd appreciate that. 15 MS. MARGIE CREEL: I'm looking at -- while 16 they're looking at conditions, I just wanted to 17 mention one more thing. 18 This particular person says, "I'm being 19 transparent with you. I'm at another school right 20 now. I have another interview besides you." 21 And you're right. The whole board needs 22 to be involved in interviewing and everything. But 23 it was mostly not so much an interview, but just a 24 two-hour tour and talk is what it was. 25 And he did say, "I will get back to you</p>

<p style="text-align: right;">74</p> <p>1 because I have to interview with this other school. 2 And I'm just being very transparent with you." 3 You're right. I was sitting on pins and 4 needles last night. I wanted to call him. But I 5 thought he said he'd get back to me, but I'll call 6 him today, yes. 7 THE CHAIR: So I guess I need 8 clarification. Did you say you have another 9 interview? 10 MS. MARGIE CREEL: It was the same 11 gentleman. He had another interview with a 12 different school. So he said, "I'm being very 13 transparent with you. I have an interview with a 14 different school. I will get back to you in a week 15 or a week and a half." 16 I said I would like to hire him. I said I 17 would meet the salary that he was making right now, 18 because it was his middle-school salary. We were 19 able to do that. I checked with our business 20 manager and all. So those were the things that I 21 was offering for him to come to our school. 22 THE CHAIR: And I'm going to just express 23 this one more time. It's the "I" word that's being 24 used and not the "we" word. It should be the 25 governance council. It shouldn't just be, "I've</p>	<p style="text-align: right;">76</p> <p>1 is. Because, once again, without anyone here -- 2 because I'm going to express this again. 3 I do not expect Ms. Creel to talk about 4 the baseline data. That's not her role. But the 5 fact that no one is on with her when this has been 6 on the agenda, and it's been expressed to the school 7 how important this is, that there's no one here from 8 the school, that worries me. 9 Commissioner Carrillo. 10 VICE CHAIR CARRILLO: Thank you, Chair 11 Gipson. 12 So building on just that one last part, 13 we've probably been on Zoom for at least 20 minutes. 14 Clearly, Dr. Kommander could have joined the Zoom 15 call at this point. She knows this meeting is 16 happening. She's the one responsible for the data. 17 I would consider that, well, unforgivable that she's 18 not here. 19 So I have a couple of questions just to 20 make sure I'm hearing correctly. 21 Did any -- you referred to meeting this 22 person, that you went on, like, a two-hour tour of 23 the school, and you talked about the school. Was 24 that just you? Or was anybody doing that with you? 25 MS. MARGIE CREEL: No, it was -- it was</p>
<p style="text-align: right;">75</p> <p>1 interviewed him, I'm making the offer, I've 2 checked." 3 So that -- and then you said something 4 that was even more concerning. "It really wasn't 5 much of an interview; it was really just like a tour 6 of the school." 7 So the process concerns me in terms of the 8 hiring, but -- and the fact that -- and I appreciate 9 the fact that the person was being transparent with 10 you, said they have another -- but, to me, that even 11 makes it more, "I need to be on top of this. I need 12 to make sure we're his number one, and not that 13 other" -- the other school that he's going to 14 doesn't become the last word for what he remembers, 15 that it's you. 16 So that's -- you know, it is -- someone 17 had expressed to me and asked me to take a leap of 18 faith with this school. 19 And I said, "We did. In December, we 20 did." 21 And I said, "There's only -- I'm getting 22 old. There's only so far I can leap." 23 And I'm -- I think that -- I worry that 24 I'm more concerned about the progress in the school 25 and making sure it's moving forward than the school</p>	<p style="text-align: right;">77</p> <p>1 just me with -- from the board, yes. The board was 2 informed about it, and they knew they couldn't make 3 it down -- down to the school for the tour. And 4 they just told me to give them the feedback, like, 5 what I thought about everything. 6 And then we spoke about the school. We 7 spoke to the current administrator and toured the 8 school, saw the classrooms, spoke to some of the 9 staff and things of that nature. But it was just me 10 from the board, yes. 11 VICE CHAIR CARRILLO: Okay. And so I 12 heard you say that you informed this person of what 13 the salary would be. Was that correct? 14 MS. MARGIE CREEL: Yeah. We agree -- I 15 did speak to the board in a board meeting in an 16 executive session about hiring a new principal and 17 what we were willing to pay. And we checked with 18 our business manager, and they said, "We are able to 19 pay the middle-school salary." 20 And so that's what I offered -- as the 21 board agreed, though. Yes. Yes. 22 VICE CHAIR CARRILLO: That's the question 23 here. Did you actually make an offer to this person 24 to be your head administrator? 25 MS. MARGIE CREEL: No. I did speak -- I'm</p>

78	<p>1 digging myself in a hole. I'm sorry.</p> <p>2 I did speak to this person when they left</p> <p>3 me on October 8th and said, "I'm very interested in</p> <p>4 you being our head administrator for our school.</p> <p>5 And just to let you know, I checked with the board</p> <p>6 prior and our business manager, and we are willing</p> <p>7 and able to make the middle-school salary to you, of</p> <p>8 course, prorated for the year."</p> <p>9 And he said, "Thank for you that."</p> <p>10 And that was it. I'm being very</p> <p>11 transparent. He said, "I have another interview,"</p> <p>12 and da-da-da. That's what I had spoke before. I</p> <p>13 wasn't giving him an offer. "We're very interested,</p> <p>14 and this is what I'm willing to do."</p> <p>15 That's what I said.</p> <p>16 VICE CHAIR CARRILLO: I want to make sure</p> <p>17 my notes reflect correctly. So when you did say you</p> <p>18 would be able to meet kind of a middle-school</p> <p>19 salary, he was happy you said that.</p> <p>20 He said, "I have another school I'm going</p> <p>21 to be interviewing with."</p> <p>22 But no formal offer was made. When I say</p> <p>23 "offer," my experience in public ed and, actually,</p> <p>24 in the private sector as well, that's where you're</p> <p>25 giving somebody a written offer.</p>	80	<p>1 be able to -- if he does even have the courtesy --</p> <p>2 because I find these days, people lack manners.</p> <p>3 If he does have the courtesy to call you</p> <p>4 back either way, he may not take this position. So</p> <p>5 what have you been doing in the last ten days to</p> <p>6 continue to search for a head administrator?</p> <p>7 MS. MARGIE CREEL: Praying. We had a</p> <p>8 meeting, a board meeting on October 10th, the second</p> <p>9 Tuesday of the month. And we did speak in executive</p> <p>10 session about still -- still on the search for a</p> <p>11 head administrator. We're looking up people and</p> <p>12 seeing where they were that we knew that would be</p> <p>13 potential candidates for -- to be our principal.</p> <p>14 And I did find out that several other</p> <p>15 people that I had met before, and they already have</p> <p>16 positions at other places. And that's what we, as a</p> <p>17 board, have been trying to do that we spoke about on</p> <p>18 October 10th at our executive session board meeting.</p> <p>19 VICE CHAIR CARRILLO: My experience -- I</p> <p>20 know it's hard hiring a head administrator for a</p> <p>21 small school. I can tell you that when I was on the</p> <p>22 Santa Fe Public Schools board, I was part of hiring</p> <p>23 two superintendents. Every board member was present</p> <p>24 at the meeting. Of course, it was executive</p> <p>25 session. There were some things that were asked in</p>
79	<p>1 "This is your salary schedule. This is</p> <p>2 your benefits. This is your paid time off."</p> <p>3 All of this stuff is built into any offer,</p> <p>4 especially for a head administrator. So I'm correct</p> <p>5 in saying, then, that this kind of offer was not</p> <p>6 made. Was that the case?</p> <p>7 MS. MARGIE CREEL: That's correct. I</p> <p>8 misspoke by using the word "offer" in those terms.</p> <p>9 I did say, "I will match a middle-school salary,</p> <p>10 because I do really want you."</p> <p>11 But no offer was made; no written offer,</p> <p>12 no board offer, or anything of that nature.</p> <p>13 VICE CHAIR CARRILLO: Okay. And then --</p> <p>14 so a concern that I would have as well -- and I'm</p> <p>15 sorry that it always sounds, Ms. Creel, that when</p> <p>16 I'm speaking with you, I'm always, like -- I don't</p> <p>17 mean to be interrogating you.</p> <p>18 But this is so serious. It is October.</p> <p>19 We renewed last December. So my question is,</p> <p>20 October 8.</p> <p>21 So you find a guy that you're interested</p> <p>22 in. What did you do between the 8th and the 18th in</p> <p>23 trying to find a head administrator, knowing this</p> <p>24 guy was interviewing with somebody else, and the</p> <p>25 very real chance that this person was not going to</p>	81	<p>1 public, you know, kind of a getting-to-know-you</p> <p>2 thing.</p> <p>3 I'm sorry. I can't even hear myself talk.</p> <p>4 You guys?</p> <p>5 And so I would hope that when it was</p> <p>6 time -- or is time -- to find somebody, that all</p> <p>7 five people, regardless of circumstance, make</p> <p>8 themselves available to interview anyone that's a</p> <p>9 potential candidate.</p> <p>10 I mean, that's essential. That's -- I</p> <p>11 mean, that's one of the main things that your board</p> <p>12 does is hire an administrator. So I would hope that</p> <p>13 you all take that piece of your board</p> <p>14 responsibilities as serious as absolutely anything</p> <p>15 you all do.</p> <p>16 That's all for now. And if anyone feels</p> <p>17 like texting from your school, texting Dr. Kommander</p> <p>18 and saying, "We'd sure love to have a word with her</p> <p>19 about the data," we would love to.</p> <p>20 MS. MELISSA BROWN: Dr. Kommander is here.</p> <p>21 VICE CHAIR CARRILLO: Thank you,</p> <p>22 Dr. Kommander, for being present. I'll turn it back</p> <p>23 over to the Chair.</p> <p>24 MS. MARGIE CREEL: Thank you, Commissioner</p> <p>25 Carrillo. I don't feel interrogated by you. I know</p>

<p style="text-align: right;">82</p> <p>1 you have to ask hard questions, and I respect you 2 for that. So I thank you. 3 VICE CHAIR CARRILLO: Thank you very much, 4 Ms. Creel. 5 THE CHAIR: If Commissioners don't have 6 any further questions, we can move back to the data. 7 And can we move Dr. Kommander up? 8 MS. MELISSA BROWN: She's available now. 9 THE CHAIR: Good morning, Dr. Kommander. 10 MS. MELISSA BROWN: Yes, Dr. Kommander, 11 you just need to unmute yourself. 12 DR. KOMMANDER: Can you hear me? Good 13 morning. 14 THE CHAIR: Thank you. Just to remind 15 you, if you could just identify yourself and spell 16 your last name for the record. 17 DR. KOMMANDER: Yes. Good morning. My 18 name is Kristina Kommander. K-o-m-m-a-n-d-e-r. 19 THE CHAIR: Thank you. So we have a lot 20 of concerns regarding the data -- or, actually, the 21 lack of data that was provided. 22 And so my understanding is that you have 23 an MOU with San Diego Riverside, and it is Walatowa 24 that is overseeing sort of a school improvement 25 plan.</p>	<p style="text-align: right;">84</p> <p>1 THE CHAIR: Can you clarify that? Because 2 we -- Charter School Division does not have the 3 beginning of the year, say, from 20- -- 4 DR. BRIGETTE RUSSELL: You don't want 5 growth? Okay. 6 COMMISSIONER BURT: This is actually -- 7 this should be super simple. And I have the 8 contract up with the performance framework. It's 9 four numbers. There's four numbers. It should be 10 really simple. 11 Condition 1 -- and so it's asking '23 to 12 '24, end of -- end-of-year student proficiency and 13 growth results on NWA to be used as a baseline. 14 Right now, they're just blank. This is 15 what we've been needing since we agreed to a 16 performance framework back in March. 17 There's four numbers: The percent of 18 students proficient in ELA; the percent of students 19 proficient in math; the percent of students meeting 20 individual growth targets for ELA; the percent of 21 students meeting individual growth targets for math. 22 There should be four numbers given. It should not 23 be complicated; it should not be complex. There 24 shouldn't be Excel sheets. 25 It is four numbers that this school should</p>
<p style="text-align: right;">83</p> <p>1 And part of that is participating in -- 2 I'm not 100 percent sure if I'm correct with this -- 3 participating in the administration of, or you're 4 just collecting the data San Diego Riverside 5 provides to you. 6 DR. KOMMANDER: We actually -- we have -- 7 we had facilitated the testing that was in April at 8 the end of the -- of the last school year. So we -- 9 and I submitted the data of last year and of this 10 year, beginning of the year. That was the NWEA from 11 last year, '23-'24. And the i-Ready testing data, I 12 submitted that into the Excel, and it's located in 13 the Google Drive folder. 14 THE CHAIR: So I think we just need a 15 little clarification, because, Deputy Director, did 16 we get -- 17 DR. BRIGETTE RUSSELL: Chair Gipson, I -- 18 if I understand Dr. Kommander correctly, she is 19 saying that they previously submitted the BOY data. 20 The sheet -- the spreadsheet that I received only 21 had end-of-year NWEA data. 22 We don't need i-Ready data, because 23 i-Ready isn't going to be used for Option 2. It's 24 only NWEA MAP, because that's administered across 25 grade levels.</p>	<p style="text-align: right;">85</p> <p>1 be providing. It should be filled out in 2 Condition 1. It should be very simple. 3 I have not seen -- none of us has seen 4 those four numbers. Do you have those four numbers, 5 Dr. Kommander, from your end-of-year NWEA assessment 6 from 2024? 7 DR. KOMMANDER: I can submit -- I can 8 submit that file to you. But the last file that was 9 submitted -- 10 COMMISSIONER BURT: Excuse me. I 11 apologize. We do not need a file. We need four 12 numbers in an e-mail for Dr. Russell. This is -- I 13 do not want to overcomplicate it. It is four 14 numbers to Dr. Russell. That's it. 15 And you should have those numbers. Like 16 it should almost be top of head. Most school 17 administrators, especially test administrators, know 18 these numbers off the top of their head for last 19 year. 20 You know what your students' proficiency 21 rate is. You know their growth rate. That's an 22 expectation for every school leader that I've ever 23 encountered. And I would say almost all of them do 24 know those numbers. So there's four numbers that 25 need to be put into here.</p>

<p style="text-align: right;">86</p> <p>1 DR. KOMMANDER: I have those numbers, but 2 I did not use that file format. I used the file 3 format that was submitted to me that I was supposed 4 to use that was the Excel file submitted to me by 5 Melissa. So that's the one that I used. And that's 6 the one that I submitted.</p> <p>7 But I can, once I get back home, I can 8 submit, you know, the file format which you are 9 requesting. I can put that in tonight. The data 10 exists.</p> <p>11 COMMISSIONER BURT: I hear you. So it 12 sounds like -- I don't know. Was a form -- or a 13 template given to the school that is more 14 complicated?</p> <p>15 DR. KOMMANDER: It is an Excel workbook. 16 And so this is the one that was submitted to me, 17 because the last time that when we had our meeting, 18 I had submitted a data report. And then, based upon 19 that, I was informed that you thought that the data 20 was inadequate.</p> <p>21 So then the Excel file was sent over to 22 me. It's a workbook. And that is the one that I 23 completed to have it in your format. So that is 24 why -- that is why I submitted that format, that 25 Excel file, into the Google Drive.</p>	<p style="text-align: right;">88</p> <p>1 The students -- the student IDs are 2 different on the demographics page. The numbers of 3 students are different on the demographics and the 4 results page. And -- yeah; so...</p> <p>5 THE CHAIR: And I thought -- so I know 6 that we have to get to just those four numbers. But 7 to get to just those four numbers, I need to 8 double-check and make sure if they actually did 9 beginning of the year.</p> <p>10 DR. BRIGETTE RUSSELL: Because without the 11 numbers, how do we know those four numbers are 12 right?</p> <p>13 Because when I'm looking at, for example, 14 the eighth grade, Dr. Kommander, I'm looking at the 15 eighth-grade data that you submitted. The numbers 16 are all in the 400s for eighth-graders' EOY math 17 scores. And the RIT scores, the median grade level 18 is 230.</p> <p>19 All of the students are reported in the 20 400s. And when I looked in the individual student 21 score PDF, the students are in the 200s; so...</p> <p>22 DR. KOMMANDER: There are two -- we used 23 the NWEA. That was for the end of the year. And 24 then the i-Ready scores. So I'm not --</p> <p>25 DR. BRIGETTE RUSSELL: That shouldn't have</p>
<p style="text-align: right;">87</p> <p>1 But if it is this form that you are 2 requesting, I'll get that in by tonight.</p> <p>3 COMMISSIONER BURT: Okay. Thank you, 4 Dr. Kommander.</p> <p>5 DR. BRIGETTE RUSSELL: So I'm to blame for 6 some of this miscommunication, because -- and I 7 should have -- I should have sought clarification 8 from the Commission.</p> <p>9 What the school provided was a large 10 zipped file with a lot of individual PDFs. It would 11 have taken me all day to analyze it. I thought it 12 would be easier to just -- because they submitted 13 that much, I thought that's what the Commission 14 wanted.</p> <p>15 If the Commission wanted four numbers, I'm 16 sorry. I did not know that. And, Dr. Kommander, 17 I'm sorry I wasted your time.</p> <p>18 DR. KOMMANDER: No. Actually, I'm 19 grateful, you know, that you did send us that Excel 20 workbook, because, actually, it straightened out our 21 data. And it's actually very useful, you know, for 22 the comparison of both schools. So thank you.</p> <p>23 DR. BRIGETTE RUSSELL: I'm glad it was 24 useful. But if you're looking at the screen, you 25 can see that there are some discrepancies.</p>	<p style="text-align: right;">89</p> <p>1 had any i-Ready scores in it.</p> <p>2 DR. KOMMANDER: We --</p> <p>3 THE CHAIR: The i-Ready scores don't -- we 4 don't need any submission for them. It's just the 5 NWEA scores that we need. And we don't even need 6 all the scores. We just need --</p> <p>7 DR. KOMMANDER: We used the i-Ready 8 scores, because that is the assessment -- that is 9 the diagnostic assessment that we were using for 10 Walatowa. And in order, you know, to be able to 11 compare, you know, to have a direct comparison 12 between the different software platforms, we 13 decided, you know, that it's best that we're 14 sticking, you know, with the i-Ready, so that we 15 know exactly at what grade level and proficiency the 16 students will then be transferring at, you know, 17 from Riverside to Walatowa.</p> <p>18 So then we opted out of the NWEA for the 19 beginning of the year testing for this year. We 20 were only using i-Ready.</p> <p>21 THE CHAIR: Okay. So you don't have 22 beginning of the year NWEA from -- this year.</p> <p>23 DR. KOMMANDER: Not for this school year, 24 no. Only from the end of last year. Only from the 25 end of last year.</p>

<p style="text-align: right;">90</p> <p>1 THE CHAIR: Right. So -- and I appreciate 2 the fact that to help support the transition to 3 Walatowa, you want to continue with the i-Ready. 4 We're not saying you can't do that. 5 But what we're saying is for the purposes 6 of the contract, the i-Ready scores are not 7 necessary, because it's the NWEA results that are 8 applicable to the contract terms. 9 So if the school wants to continue with 10 i-Ready, fine. And, you know, I appreciate that. 11 But those scores don't roll into any score for 12 performance framework purposes. 13 DR. KOMMANDER: Okay. In other words, we 14 need to, then -- we need to get NWEA back on board, 15 you know, for Riverside now for the -- for the fall 16 semester and have the students tested. 17 THE CHAIR: You have a number of choices. 18 Yes, you could get NWEA back on board. You could 19 use i-Ready for all the kids. You could do that. 20 And the -- it's a relatively simple contract 21 amendment to do that. 22 But we're looking at -- because the 23 purpose of the NWEA was you're doing that with 24 all -- the school was doing that with all the 25 students. So the assessment tool that's being used</p>	<p style="text-align: right;">92</p> <p>1 don't know if this means that the board, the 2 San Diego Riverside board, voted on it. But it's an 3 update on the conditions of renewal dated August 20, 4 with those three figures: 5 14 percent for proficiency in ELA and 6 0 percent on the other three items that Commissioner 7 Burt was talking about. 8 There was no backup data -- and I think 9 that maybe that's why the expectation shifted from 10 instead of just giving us the percentages you 11 wanted, we started to look at the data itself. And 12 then we needed an analysis of the data. 13 And so because we got used to looking at 14 analysis of the data through these very clear-cut 15 templates that actually are helping Ms. Kommander 16 keep track of the information, that's why 17 Dr. Russell went down that path that she went. 18 So the situation has been evolving. And 19 it's complex, because it's -- again, I think Chair 20 Gipson articulated it well -- that without a leader 21 at the school that is leading the compliance of this 22 condition of renewal, the school is relying on 23 contractors or partners at Walatowa and other 24 entities to gather the information, set goals. And 25 I think that that's -- that's what has led us to the</p>
<p style="text-align: right;">91</p> <p>1 needs to be used for all students at the school. 2 So the decision is for the school, the 3 school at Walatowa, to figure that out. We're not 4 saying you have to use this. We are saying is 5 whatever tool it is has to cover all the kids in the 6 school. 7 DIRECTOR CORINA CHAVEZ: And, Chair 8 Gipson, and Ms. Kommander, do you remember the 9 meeting that we had where we had this discussion? 10 You know, I said that very thing that Chair Gipson 11 said; and that is, your condition of renewal right 12 now doesn't specify the assessment. We just need to 13 get the data. 14 So if the school is switching over to 15 i-Ready to be in alignment with Walatowa, that's a 16 school decision. If the school is sticking with 17 NWEA, which it had been assessing students with, 18 then that's what we would expect. 19 But it sounds like maybe there hasn't been 20 consensus reached on your end. And I would say 21 "your end" is the San Diego Riverside end. 22 I also just want to acknowledge that at 23 one point, unless you're looking somewhere else, 24 Ms. Barnes, will you see that it's been identified? 25 But we did receive a document from Ms. Shaw. And I</p>	<p style="text-align: right;">93</p> <p>1 confusion right now. 2 MS. JULIA BARNES: I just want to clarify 3 that the contract identified Option 2, using NWEA. 4 DIRECTOR CORINA CHAVEZ: Thank you. But 5 the condition tool didn't specify that. So thanks 6 for that clarification. 7 THE CHAIR: Commissioner Burt. 8 COMMISSIONER BURT: So I think the one -- 9 for me, as a Commissioner, getting -- like, we're 10 not involved in these extra meetings; right? We 11 don't know what's going on behind the scenes. 12 So I think it's important that we get -- 13 the information I got is they haven't submitted that 14 information; right? So I've been frustrated because 15 I'm thinking, like, this is simple. Why haven't 16 they given it? 17 It's different that they submitted it. 18 And we're, like -- I understand that process of, 19 like, those numbers -- let's, like, check on them. 20 But I don't think we should have been told that they 21 didn't give us those numbers. I feel like we got -- 22 maybe I'm wrong; maybe it's just me -- I got the 23 impression we did not get -- like we have not gotten 24 any data from them. 25 For me, if they gave those numbers, I</p>



<p style="text-align: right;">94</p> <p>1 shouldn't be putting it down on here that they're 2 not fulfilling their contract obligations; right? 3 That's what I'm concerned by is that level of 4 miscommunication, because I feel like now, I'm, 5 like -- I was so frustrated because I'm, like, this 6 is so simple. They did give that. 7 But I think verifying it, that can be 8 internal, you know, and what you guys have been 9 doing. But I don't feel like that's what was 10 communicated back to us. 11 DIRECTOR CORINA CHAVEZ: So, Commissioner 12 Burt, if I may, I think one of the complicating 13 parts to this whole thing is some communication that 14 has been made to some schools about uploading things 15 into PEC drive folders that are created, and then 16 some people being communicated that that's how they 17 submit the information for CSD to then take, 18 analyze, and bring back to you. 19 And that's what happened here. Because 20 you will see that the item that was uploaded 21 August 20th was in one of the PEC folders within the 22 drive. And so I would ask, moving forward, if we 23 can ask schools to send things directly to CSD, and 24 then we give you an analysis based on that, I think 25 that would help streamline some of the processes and</p>	<p style="text-align: right;">96</p> <p>1 in." 2 That's the impression I'm getting more and 3 more. And I actually think that's what's hindering 4 the school more than the will of Ms. Creel and the 5 board. I feel like the will to do these things is 6 absolutely present from the board. 7 You also need -- I don't care if it's an 8 interim or not. You need a person -- and there is 9 someone that this board is paying to do work. And I 10 don't see the fruits of that labor in this school. 11 And I'm very concerned by that. 12 I definitely understand the complication 13 of trying to find someone to come out to the school, 14 a new head administrator to replace and actually, 15 like, move forward. I wish the best for you in 16 that, because I actually do think that's the support 17 that Ms. Creel needs. 18 But what I'm looking -- what I'm 19 frustrated by is I feel like some of these confusing 20 points are because there's someone who's not doing 21 day-to-day operations at the school. They're -- 22 like, Ms. Creel is not responsible. The board is 23 not responsible for day-to-day operations. I don't 24 think there's anybody doing day-to-day operations. 25 Again, that is not on Ms. Creel and the</p>
<p style="text-align: right;">95</p> <p>1 eliminate some of the confusion for what we have. 2 COMMISSIONER BURT: I'm all for whatever 3 eliminates confusion. I think -- I'm trying to 4 figure out, in black and white -- like, what I'm 5 worried about is that -- okay. So I think there's a 6 couple of things. 7 So the first thing is I -- I mean, 8 Ms. Creel is an unpaid volunteer doing the work, I 9 feel like, of someone who is being paid at that 10 school to do day-to-day operations. And, to me, I'm 11 actually even more concerned about that process 12 right now than Ms. Creel and, like, what the board 13 is doing, because I do feel like, especially just 14 getting a grasp on, like, what information is coming 15 and going and -- I do think it was still 16 inappropriate to miss the Friday deadline. I still 17 stand by that. I don't think that's okay. 18 But at the same timing, like, I -- where 19 is the interim head administrator? Just because 20 you're interim doesn't mean you don't do anything. 21 That is not the role of an interim administrator. 22 And that's the impression I'm getting is, "Oh, it's 23 an interim administrator, so we don't need to do 24 anything -- like, he doesn't need to do anything 25 substantive because someone new is going to come</p>	<p style="text-align: right;">97</p> <p>1 board. I very much admire the level of effort for 2 volunteer people to do this level of work. Once 3 again, Ms. Creel is going above and beyond. 4 Absolutely. 5 And so I guess I'm -- I don't know. I'm 6 trying to find places in black and white where I can 7 pinpoint what's not going right. Like, where 8 exactly can I point out -- so I started trying to, 9 like, look at the contract, look at the conditions. 10 I know the Implementation Year Checklist 11 was completed by the school. I'm wondering -- I 12 don't know. I'm open to other people talking about 13 it. I'm wondering if maybe there could be another 14 review of that, because I know there were a lot of 15 issues from Jemez Public Schools and the transfer 16 over there. 17 Because I'm just -- I have the sense that 18 we -- we feel like the day-to-day operations of this 19 school are not sufficient for their students. But I 20 don't have anything evidence-wise to back me up on 21 that. 22 And so, like, when I'm looking at today, 23 and, like, what can we put in a Letter of Concern, 24 it has to be in black and white. And, for me, I 25 need to have evidence of something actually not</p>

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1 happening in order to put it on there; not hearsay,  
 2 not -- you know, those things. So I do want to see,  
 3 like, the evidence to say, "These are the things  
 4 that are going on."  
 5 I still am going to support a Letter of  
 6 Concern today for missing the deadline. I don't  
 7 know if lack of responsiveness is a real issue or  
 8 not, which I'm concerned by. Because I understand,  
 9 like, the -- if it's the data, we're checking that  
 10 and making sure it's actually right, and it's like  
 11 wonky data and maybe we need some other stuff, is  
 12 that being nonresponsive? I don't think so.  
 13 So what is the black-and-white term for  
 14 What is going on? Like, what's the hindrance?  
 15 Those are the kinds of things I'm looking at.  
 16 It's really hard, because, like,  
 17 technically -- I look at this from a third party,  
 18 never having experience with this school, never  
 19 talking to them, never having been part of the  
 20 renewal experience. And I just look at it from,  
 21 like, a very -- outside looking in, and I just see  
 22 like what's on paper in black and white.  
 23 I don't think there's a lot. And that's  
 24 frustrating to me. So I'm going to say that. I  
 25 don't think there's actually a ton to, like, be able

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1 to pinpoint. Other than not proving that contract,  
 2 massive, and very clear.  
 3 Other than that, though, I'm very  
 4 concerned about -- like, I know that there's issues,  
 5 but I can't put my fingers on them. And so that's  
 6 where I'm -- and, once again, I am going to -- my  
 7 level of who I would prefer to be here speaking,  
 8 Ms. Creel, I admire you as a board chair being here,  
 9 being the one to conversate with us. We talk about  
 10 that all the time, that we would love to have board  
 11 chairs being the ones having the communication with  
 12 us to be with us more.  
 13 But this is, like, the pendulum swung for  
 14 you, like, way too far. Your interim head  
 15 administrator should be the one up here speaking as  
 16 well. He's being paid to do day-to-day operations.  
 17 Once again, I just don't -- I don't see it. I don't  
 18 see that work coming to fruition with us. And I  
 19 think Ms. Creel is just -- it's -- I don't think  
 20 it's a will; I think, like, a capacity, a competence  
 21 issue.  
 22 Once again, that's not on Ms. Creel.  
 23 Like, that is not on Ms. Creel. That is the people  
 24 at the school doing day-to-day operations. That's  
 25 where I see the lack.

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1 But, once again, I would -- one of the  
 2 things that I did try to talk to Julia about how to,  
 3 like, give CSD some time to do a little bit more  
 4 digging and see what you can -- like, knowing --  
 5 that's kind of like at least where my mindset is,  
 6 is, like, what -- can we get a -- can we pinpoint  
 7 exactly where things are going sideways?  
 8 So I would be open to, like, giving that  
 9 leverage and time and directing CSD to go ahead and  
 10 do some more in-depth work with this school to  
 11 really get a grasp on it now, so that we can, you  
 12 know, in 30 days, get that, like, report from the  
 13 school, report from you guys, like, figure out kind  
 14 of like the beginnings of that, and then be able to  
 15 start moving forward after that.  
 16 DIRECTOR CORINA CHAVEZ: May I respond?  
 17 Thank you, Commissioner Burt. I really  
 18 appreciate what you said. And CSD is happy to do a  
 19 little bit more.  
 20 I am concerned about two things:  
 21 One, that we're super clear about the  
 22 parameters of what you're asking us to take a look  
 23 at. And I would hope that it is limited to the  
 24 conditions of renewal and what's contained within  
 25 that.

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1 And, two, when you say "30 days," I think  
 2 you might be thinking the November PEC meeting. But  
 3 if we're talking about the November PEC meeting, I'm  
 4 not sure if you're aware that we actually have to  
 5 have documents that are reviewed by EC and  
 6 Ms. Barnes at least a week and a half before your  
 7 meeting.  
 8 And so I don't want to disappoint. And I  
 9 don't also want to put that kind of pressure in the  
 10 middle of renewal when we are a little bit down on  
 11 staff to turn it around that quickly.  
 12 So I would ask for a little bit more time  
 13 leading up to the report back to the PEC. That, we  
 14 wouldn't hesitate to get started right away, because  
 15 what I want to do is say, okay, is what Ms. Shaw  
 16 uploaded what the school is doing? Because now we  
 17 are certain that NWEA is part of the contract. And  
 18 has the board looked at it? Approved it?  
 19 There's a lot of things in that document  
 20 that has the action plan for increasing student  
 21 performance and for supporting teachers in their  
 22 professional development.  
 23 And I was having once every other week  
 24 meetings with Ms. Shaw, the interim head  
 25 administrator and whoever else also showed up. And

<p style="text-align: right;">102</p> <p>1 I think that you're absolutely right that the 2 interim head administrator is not tracking, ensuring 3 that things are happening. 4 And I think the relationship with Walatowa 5 is a contractual relationship that there's some 6 interest in aligning with Walatowa. 7 And I -- I think that if there needs to be 8 an amendment to the assessments, then it needs to go 9 through a formal process of amending the assessments 10 that are in the contract, Ms. Kommander, because we 11 can't just say, "We're going to start using these 12 assessments, because it works better, and we're in 13 alignment with Walatowa," unless the PEC has agreed 14 that that's the assessment that you're using. 15 And we're already past BOY. So we need to 16 find out what has happened with the school in terms 17 of beginning-of-the-year assessments. 18 COMMISSIONER BURT: I would be open to 19 having -- and I do not -- yeah. It's the frequent 20 turnaround -- I would say an update instead of, 21 like, maybe a report. But just whatever -- I would 22 definitely say, for me, I would like to see this 23 school on the agenda every month definitely moving 24 forward for a while, and then an update on progress, 25 until we figure out some more stringent things that</p>	<p style="text-align: right;">104</p> <p>1 shape, or form. 2 So I think that's an important process. 3 For me, Ms. Creel, like, I do feel like it's an 4 imperative -- your role as a governing council 5 member, you're doing more than what -- in showing up 6 to this meeting, you're doing part of your governing 7 council role, but you're also -- are doing 8 additional work. 9 And I think, for me, I -- I want to make 10 sure that you're doing your major role, which is, 11 like, you know, you're managing the administrator to 12 do a lot of the stuff that you're carrying the water 13 for right now. 14 And so, for me, I think -- although 15 Commissioner Burt, you did mention something that I 16 thought was important -- like, we need 17 black-and-white information. We also know -- we see 18 what's happening. We understand it. I feel it. 19 We know, with this school, like, we have a 20 lot of, like, maybe not black-and-white, on-paper 21 data that makes us all uneasy. Maybe that's not the 22 right word. But I'm uneasy, because I feel like I 23 see what's happening. The early warning signs have 24 been present since last December. And I think that 25 we just need to see this moving forward.</p>
<p style="text-align: right;">103</p> <p>1 need timelines. But just whatever does transpire 2 between now and whenever we have to upload 3 documents, that would be my, like, expectation right 4 now. 5 THE CHAIR: Commissioner Brauer. 6 COMMISSIONER BRAUER: Thank you, Chair. 7 Thank you, Commissioner Burt and Director Chavez. 8 I appreciate Ms. Creel and Dr. Kommander 9 joining us today. And I do agree with you, 10 Commissioner Burt. Like, I do think that the school 11 has done more than I thought they did. 12 And I think that it's still, like -- I 13 still feel like it's important for -- you know, I 14 don't know. I just -- we've all be in the 15 situation, like, where, "Yeah, we did this, but 16 maybe the information wasn't as clear as it could 17 have been," or, "Maybe there's other 18 information..." -- Dr. Russell, like, you mentioned 19 there's still some irregularities in the data. 20 All of that is an important process to 21 make sure we have clear understandings of where 22 students are right now and how we're going to use 23 that actually for baseline data. Because it would 24 be sad to use irregular baseline data that we're 25 going to use for the next five years, in some way,</p>	<p style="text-align: right;">105</p> <p>1 So I hope this is now, Ms. Creel. I think 2 it's imperative for the team at San Diego Riverside 3 to hustle on this. Now we need a bunch of Charlie 4 Hustles working hard to really be responsive. 5 Like, I don't know. Like I said before on 6 my first comments about this, like, for me, when 7 I've been in this situation, I'm, like -- if it was 8 my -- whatever it was, whatever the situation was, 9 now I need to, like, hunker down and get stuff done. 10 So I hope there's going to be more responsiveness, 11 not just normal responsiveness, but extraordinary 12 responsiveness. 13 Commissioner Burt, I believe you're the 14 Commissioner for this district. When I have schools 15 that are in situations that are -- where they might 16 have questions, I get calls. I get calls from even 17 some of the people in the galley (verbatim) here 18 right now, often, because they're in my district, 19 and they call me, and they talk to me about things. 20 This is a moment where I want us to use 21 this opportunity to be, like, profoundly different 22 than what we've seen, because, yes, we have 23 questions about what's been done. But we also -- we 24 see where this is going and where it's been. And, 25 like, I want to make sure that we start to see extra</p>

<p style="text-align: right;">106</p> <p>1 effort and that we're not waiting -- I'm thinking 2 about you, Commissioner Carrillo. I'm not going to 3 steal your words. 4 But how many times do we push the can down 5 the road? I know, Commissioner Burt, that's not 6 your intent in saying this. I do think we need a 7 little more time. 8 But I also want to correct this. We're 9 not asking for, like, heroics here, folks. I don't 10 think we're asking for heroics. We're asking for 11 basic. And our kids deserve heroics. We need to 12 get to a basic level so we can keep moving forward. 13 I don't know what the Charter School 14 Division thinks about this. But I do think that, 15 given our schedule, it's just wild for us to think 16 about what this might look like. But I do feel like 17 we know where this is headed. Let's get additional 18 information that we need. 19 I still feel in favor of a Letter of 20 Concern. I think that -- and I just think that -- I 21 don't know how to characterize this or quantify this 22 as a goal for this school now. But I just hope that 23 you're taking this -- and this is going to be the 24 meeting, after several that we've had already, to 25 say, like, we've got staff that need to, like, own</p>	<p style="text-align: right;">108</p> <p>1 of looking at two motions, one that's an 2 intervention letter right now with your concerns, 3 one that's asking CSD to look at things more 4 carefully. 5 The -- the comment I want to make, though, 6 is what happens in November so that whether you can 7 move forward or not on that action. 8 DIRECTOR CORINA CHAVEZ: So I think I was 9 next, according to the Chair. So let's just be real 10 cognizant that that means CSD has two weeks to 11 prepare something for your November meeting. 12 And I would ask for more time. And I 13 would also say that, in a sense that the school is 14 renewed with conditions, they already have an 15 expectation for what they need for -- the deadlines 16 and the actions that they need to take. 17 Now, whether what Ms. Shaw submitted to 18 the PEC -- PEC's Google Drive has been sanctioned by 19 the board, and all staff at Walatowa has that in 20 their hands and is using it as their walking papers 21 to complete, that's the part that I don't think is 22 clear, and that I would want to take as a first 23 step, like, "Look at this. Because it doesn't say 24 NWEA, so you're going to have to edit it." 25 And then I think the board needs to</p>
<p style="text-align: right;">107</p> <p>1 this and sweat this and be even heroic in the 2 responsiveness, and saying, like, "If I'm not sure 3 what's happening now or what we decided today in the 4 motion that may be happening soon," you're talking 5 to Corina and her team. You're talking to the 6 Commissioners here to make sure you know exactly 7 what is expected of you, so you're not in the 8 situation a month from now. Anyway, those are just 9 my comments. 10 THE CHAIR: Julia. 11 MS. JULIA BARNES: Just wanted to go back 12 to the rule and what your options are. So if you 13 get an update from CSD at the November PEC meeting, 14 I don't think you will be in the position -- if that 15 update is that there's twelve things that are not in 16 compliance, you won't be in a position in November 17 to act or to add to a Notice of Concern. 18 So if you get specific information from 19 CSD at that time, which the rule talks about CSD 20 drafting a proposed expected outcomes and deadlines 21 and identifying deadlines by which the school has to 22 say that they're going to comply, that allows -- 23 that specificity in November would allow you to move 24 forward in November. 25 So I've done two -- at this point I'm kind</p>	<p style="text-align: right;">109</p> <p>1 approve that. And then I think that is what the 2 school is held accountable for. 3 I'm not suggesting that today, the PEC 4 shouldn't issue a Notice of Concern. I would be in 5 support of that, because we hadn't had a signed 6 contract up to now, and because this document had 7 not been clarified; right? It doesn't sound like it 8 was clarified. 9 It was created by a contractor working 10 with the school. It was discussed during meetings 11 with the team that Ms. Brown and I were meeting with 12 once every other week. And last PEC meeting, I 13 chronicled what those dates are. 14 But I put it back on them. I said, "You 15 all need to meet and be ready to address the PEC in 16 November, and you know what you need to do, because 17 we have had it in black and white with the condition 18 document." 19 So I think that that's where we are, that 20 they need to clarify that's their action plan, that 21 that's doable. And I would not open this up to 22 everything, like special ed and facility and 23 everything else and their brother. Let's focus 24 on -- that is what I've asked. 25 THE CHAIR: So I have -- so I have a</p>

<p style="text-align: right;">110</p> <p>1 concern. I went back to the June meeting; I went 2 back to the July meeting. I went back to the August 3 meeting. There's nothing in there. My 4 understanding was the school had not submitted 5 anything, and that's why we didn't have anything. 6 And so -- and I -- I know that's wrapped 7 around, and I don't want to beat a dead horse with 8 the head administrator. But this -- you know, this 9 rests in the fact that there hasn't been leadership 10 at the school. And that's deeply concerning. 11 But I do have -- I have big reservations 12 with moving forward with anything but the lack of 13 the response to the request for the minutes, because 14 I don't think we have -- I don't think we have 15 clarity on that. And I would -- I need to have -- 16 so that any communication that the Commission sends 17 to this school and that any potential actions that 18 the Commission is going to take, that we can put a 19 finger on it, and that it's in black and white, and 20 that we have backup for that. 21 At this point in time, I think we would be 22 working with generalities. And that's not how we 23 operate. That's not transparency. Because we're 24 just going to throw stuff out there, and we're not 25 sure if it's real or not.</p>	<p style="text-align: right;">112</p> <p>1 that's clear. So we get -- we get a report back as 2 to where the school is with all of those. And I 3 think that's fair. The school is on notice that 4 this is going to be what's looked at. We've made it 5 more than abundantly clear that the school needs to 6 move forward quickly with a head administrator 7 because the school is headed on a path that's not 8 looking good if they don't have a head administrator 9 in there that's taking a leadership role in the 10 school. 11 And, once again, I'm going to -- you know, 12 I said it several times. It's not up to Ms. Creel 13 to be doing this. And she needs to be able to be 14 supporting a head administrator that is leading the 15 school. But it is on the shoulders of the board to 16 move to get that head administrator in place. And 17 that's what worries me, that that is not taking 18 place. 19 Commissioner Carrillo, is your hand up? 20 VICE CHAIR CARRILLO: Yeah. 21 THE CHAIR: Okay. 22 VICE CHAIR CARRILLO: I have a question, 23 because I'm seeing Julia type away. So is there -- 24 is it likely we're going to be making two motions? 25 One -- that's the first question.</p>
<p style="text-align: right;">111</p> <p>1 I don't want to do that. I do agree -- 2 sorry -- that there's -- November is not enough 3 time. The turnaround is just way too quick for 4 that. And I don't think it would be complete or 5 comprehensive enough for us. 6 So I think it does have to be December for 7 that, for the update for us, so that we know the 8 status of -- and I wholeheartedly agree. We're 9 looking at the conditions of renewal. Because now 10 if we're going to -- we don't have any 11 substantiation that there are any other concerns. 12 So lacking any other concerns that have 13 been raised by any bureau in PED or, you know, any 14 complaints that have been filed, then we -- we know 15 we have the condition of renewal. 16 So we deal with that. And we're not going 17 to open up to any, "Oh, let's see if we can find 18 anything else," because that just opens up too much 19 at this point in time. 20 And I don't want to be -- I don't want us 21 to be looking like we're going on a fishing 22 expedition to find problems. That's what I don't 23 want -- I don't want to be looking like we're doing 24 that. 25 We have the conditions of renewal, and</p>	<p style="text-align: right;">113</p> <p>1 Just curious, Missy. Is Tony Archuleta on 2 the call, their interim? On the Zoom? Just 3 curious. It would seem like he would be. 4 MS. MELISSA BROWN: I do not see him. 5 VICE CHAIR CARRILLO: All right. She's 6 finishing motions. Yeah. And I -- 7 THE CHAIR: Okay. We're going to take a 8 short break. Oh. Did you have something? 9 COMMISSIONER INGHAM: All right. What I 10 heard was the last data that was presented at all 11 showed proficiency of 14 percent and zero in the 12 rest; am I correct? 13 THE CHAIR: You may be correct in what was 14 presented. The problem is Dr. Russell identified a 15 discrepancy with students in -- so I don't know if 16 that's reliable. That's the problem. 17 COMMISSIONER INGHAM: Okay. I agree 18 it's -- but in my world, that's gross negligence. I 19 mean, if that's the proficiency of the students at 20 this school, that's gross negligence. And I can't, 21 in my mind, support that. I'm just going to say 22 that. 23 THE CHAIR: So I'm going to say I 24 100 percent agree with you. But at this point in 25 time, I can't rely on that data that was presented</p>

<p style="text-align: right;">114</p> <p>1 to say that is the number. So that's why we need 2 that clarity so that we're sure. If that's the 3 case, I'm right behind you. 4 (A discussion was held off the record.) 5 (Recess held, 11:20 a.m. to 11:40 a.m.) 6 THE CHAIR: 7 Okay. All-righty. So thanks, everyone, 8 for your patience. I think at this point in time, 9 we're ready for a motion. 10 So I will go. 11 I move that -- I think it should actually 12 say "San Diego Riverside," not just the -- I move 13 that San Diego Riverside -- what's the official 14 name? -- Charter School. 15 I move that San Diego Riverside Charter 16 School be placed on the Intervention Ladder by 17 providing a Notice of Concern due to: 18 a., lack of responsiveness; and b., delay 19 in providing required documentation. 20 The Chair shall provide the Notice of 21 Concern to the -- oh, wait a minute. I apologize. 22 I should be doing Motion No. 2. Oh, I don't -- 23 okay. I'm sorry. 24 b., delay in providing required 25 documentation.</p>	<p style="text-align: right;">116</p> <p>1 SECRETARY BECK: Chair Gipson. 2 THE CHAIR: Yes. 3 SECRETARY BECK: Vice Chair Carrillo. 4 VICE CHAIR CARRILLO: Yes. 5 SECRETARY BECK: Commissioner Ingham. 6 COMMISSIONER INGHAM: Yes. 7 SECRETARY BECK: Commissioner Burt. 8 COMMISSIONER BURT: Yes. 9 SECRETARY BECK: Commissioner Manis. 10 COMMISSIONER MANIS: Yes. 11 SECRETARY BECK: Commissioner Brauer. 12 COMMISSIONER BRAUER: Yes. 13 SECRETARY BECK: Commissioner Taylor. 14 COMMISSIONER TAYLOR: Yes. 15 SECRETARY BECK: Secretary Beck, yes. 16 There are eight votes for, zero votes 17 against. The motion passes. 18 THE CHAIR: Okay. And I further move that 19 the CSD, a., audit the items in the renewal 20 conditions compliance document and identify all 21 items that should have been started and that are not 22 on track; and, b., provide an update on the audit at 23 the December PEC meeting and provide a 24 recommendation as to whether there should be the 25 further action under the Intervention Ladder rule --</p>
<p style="text-align: right;">115</p> <p>1 The Chair shall provide the Notice of 2 Concern to the school in writing. 3 Do we need to -- 4 COMMISSIONER TAYLOR: Second. 5 THE CHAIR: There's a motion by 6 Commissioner Gipson, a second by Commissioner 7 Taylor. There's no -- okay. 8 COMMISSIONER BURT: Apologize. I mean, 9 I'm going to support this. I do think it's going to 10 be one of those Letters of Concern that gets closed 11 out after. But I do think it's important for the 12 record of performance to have it in the record. So 13 that's why I'll be supporting this. 14 But I don't think there's any action from 15 the school at this point, because it has been 16 resolved. But I still think that's why I'll support 17 still going out to document it. 18 THE CHAIR: Yeah. And I agree. But I 19 do -- to some extent, I'm going to say there is 20 perhaps actions shown by the school in terms of the 21 responsiveness to the next part. So that's -- you 22 know, it's not -- it's indirectly related to that, 23 yeah. 24 If there is no other discussion, 25 Commissioner Beck.</p>	<p style="text-align: right;">117</p> <p>1 or I'm sorry -- under the Intervention Ladder 2 pursuant to the rule. 3 The head administrator of the school and 4 staff with relevant information on the condition 5 compliant -- on the condition -- the condition -- 6 that doesn't -- information on the condition -- 7 Cindy, I apologize. 8 VICE CHAIR CARRILLO: Would you like me to 9 read the paragraph? 10 THE CHAIR: I'm going to start this over. 11 The head administrator of the school and 12 staff with relevant information on the compliance of 13 the condition shall be present at the December 14 meeting to provide an update on compliance with the 15 renewal condition compliance document. 16 VICE CHAIR CARRILLO: That reads really 17 funky. A friendly amendment. 18 THE CHAIR: There's a motion by 19 Commissioner Gipson and a second by Commissioner 20 Carrillo. 21 VICE CHAIR CARRILLO: And I have a 22 friendly amendment. 23 THE CHAIR: Oh, I'm sorry. Friendly 24 amendment. Sorry. 25 VICE CHAIR CARRILLO: My friendly</p>

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1 amendment is, in section b., where it says "provide  
 2 an update on the audit at the December PEC meeting  
 3 and provide recommendation..." and so forth, I would  
 4 want that to say, "...audit at the December PEC  
 5 meeting and subsequent meetings of the PEC."  
 6 I want a monthly update from the CSD on  
 7 what's going on.  
 8 THE CHAIR: So the only thing I want to  
 9 say to that is I don't agree with that, simply  
 10 because there's a possibility that this could be  
 11 closed out; so that I don't want a monthly meeting  
 12 if it's been closed out.  
 13 VICE CHAIR CARRILLO: Then CSD could just  
 14 say -- it can be a place-holder, and if the  
 15 school -- first of all, these items can be closed  
 16 out. But there's a lot of stuff on the renewals and  
 17 the conditions.  
 18 There are a number of items in -- I don't  
 19 have those in front of me right this second. But  
 20 there are a number of items there for renewal that  
 21 are -- that need to be reported out on how they're  
 22 doing.  
 23 THE CHAIR: I understand that. But we  
 24 don't know what the -- what the report is going to  
 25 be. So we don't know how many -- and if we end up

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1 putting -- sending them a Letter of Concern, they're  
 2 going to respond to us in 30 days with that.  
 3 So they'll be present, and there will be a  
 4 response in 30 days with the concerns.  
 5 If the Letter of Concern is the end result  
 6 of that December meeting, they'll have a Letter of  
 7 Concern, and they'll have 30 days to respond to  
 8 that.  
 9 So saying that they have to be there --  
 10 and, once again, I think it is the Charter School  
 11 Division that gives us the update on the condition.  
 12 It's not the school, because the school could say  
 13 one thing, and the Charter School Division could be  
 14 saying that's not true.  
 15 VICE CHAIR CARRILLO: That's what I said  
 16 in my amendment was that the Charter Division  
 17 gets -- on the side, we talked about it, and I  
 18 wanted them individually. No, they give us the  
 19 update. I just don't want all this time to pass.  
 20 THE CHAIR: It's not going to.  
 21 VICE CHAIR CARRILLO: It's going to be  
 22 December. Then it's going to be January.  
 23 Commissioner Brauer, you used the term "kick the can  
 24 down the road."  
 25 THE CHAIR: You're blaming him for that

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1 now?  
 2 VICE CHAIR CARRILLO: Not at all. You  
 3 used the words "kick the can down the road." It's  
 4 kick the kids down the road, the way things are  
 5 going, how long it's been.  
 6 THE CHAIR: Commissioner Burt.  
 7 COMMISSIONER BURT: I agree with you in  
 8 spirit. I think for the motion, it just doesn't --  
 9 I don't know if it's necessary, because I do think  
 10 this -- I said at the very beginning, I want to see  
 11 a monthly. Like, I agree.  
 12 I think -- but I think for the EC, CSD, I  
 13 think it'll be -- I don't imagine it not being on  
 14 the agenda unless there's some good reason. And  
 15 then I would want the flex- -- I just don't think it  
 16 needs to. I think the EC can figure it out.  
 17 VICE CHAIR CARRILLO: The EC could  
 18 absolutely say a report on this.  
 19 Thank for your friendly -- yeah, I get it.  
 20 THE CHAIR: Okay. Roll, please.  
 21 VICE CHAIR CARRILLO: I seconded it and  
 22 withdrew my friendly friendly.  
 23 THE CHAIR: Roll, please.  
 24 SECRETARY BECK: Commissioner Ingham.  
 25 COMMISSIONER INGHAM: Yes.

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1 SECRETARY BECK: Commissioner Burt.  
 2 COMMISSIONER BURT: Yes.  
 3 SECRETARY BECK: Commissioner Manis.  
 4 COMMISSIONER MANIS: Yes.  
 5 SECRETARY BECK: Commissioner Brauer.  
 6 COMMISSIONER BRAUER: Yes.  
 7 SECRETARY BECK: Commissioner Taylor.  
 8 COMMISSIONER TAYLOR: Yes.  
 9 SECRETARY BECK: Vice Chair Carrillo.  
 10 VICE CHAIR CARRILLO: Yes.  
 11 SECRETARY BECK: Chair Gipson.  
 12 THE CHAIR: Yes.  
 13 SECRETARY BECK: Secretary Beck, yes.  
 14 There are eight votes for, zero votes  
 15 against. The motion passes.  
 16 THE CHAIR: Okay. So I'm going to ask  
 17 Commissioners at this point in time, do you want to  
 18 take a break for lunch?  
 19 VICE CHAIR CARRILLO: I would say yes,  
 20 only because we think that Item 12 -- there's going  
 21 to be some things that are meaty.  
 22 THE CHAIR: Yeah. Half hour? 45 minutes?  
 23 VICE CHAIR CARRILLO: The reason I would  
 24 say one hour is we have two guests that are going to  
 25 lunch in town, and it gives them time not to have to

122	<p>1 scarf down --</p> <p>2 THE CHAIR: No offense. I don't care</p> <p>3 about them. That can go on the record. I'm not</p> <p>4 here to be accommodating -- no offense. Call ahead.</p> <p>5 VICE CHAIR CARRILLO: What if we go to</p> <p>6 10 minutes till 1:00? That's 40 minutes.</p> <p>7 THE CHAIR: No, it's actually only 40.</p> <p>8 12:35. That's 45 minutes. I don't, either. I'm</p> <p>9 going to stay here.</p> <p>10 (A recess was taken at 11:49 a.m., and</p> <p>11 reconvened at 12:38 p.m., as follows:)</p> <p>12 THE CHAIR: So I'm going to skip right now</p> <p>13 to my report, because I need to leave. I have a</p> <p>14 memorial service I need to attend this evening, so I</p> <p>15 need to get home.</p> <p>16 So I'm going to do my report, and that</p> <p>17 way, I can head out. And the only thing I think I</p> <p>18 have at this point in time is an update on a new --</p> <p>19 I think everyone got a copy of an e-mail concerning</p> <p>20 a data breach with Alma. So I just wanted to give a</p> <p>21 brief update as to what did transpire.</p> <p>22 So I guess Friday evening, late afternoon,</p> <p>23 I guess about two weeks ago now, I received an</p> <p>24 e-mail from the school indicating that a member of</p> <p>25 the public had had access to a file in our -- our</p>	124	<p>1 back up.</p> <p>2 That Saturday, Julia, Dr. De Leon, and I</p> <p>3 met to talk about next steps forward. And there was</p> <p>4 absolutely an agreement that that never should have</p> <p>5 happened. But it was not -- I'm not viewing it as a</p> <p>6 data breach. Someone did not break into the</p> <p>7 school's system and get access to everything.</p> <p>8 I'm not diminishing the fact that there</p> <p>9 was personally identifying information that was</p> <p>10 there. It should not have been there. The school</p> <p>11 shouldn't have put it there. We did not know it was</p> <p>12 there.</p> <p>13 But access was gained. We acknowledge</p> <p>14 that. It was decided that there would be an e-mail</p> <p>15 that would go out to those four individuals whose</p> <p>16 information was there, noticing them that there was</p> <p>17 a -- an individual that had access to that</p> <p>18 information.</p> <p>19 The school identified to us a number of</p> <p>20 potential breaches. The first one was the school</p> <p>21 indicated to us that on the Save Alma site, they had</p> <p>22 uploaded that information. I went to the Save Alma</p> <p>23 site and went back six months, and there was nothing</p> <p>24 there.</p> <p>25 We asked the school to please give us the</p>
123	<p>1 drive.</p> <p>2 So I contacted the school back. I asked</p> <p>3 if I could get some clarification. There was a</p> <p>4 response back saying, "You need to talk to our</p> <p>5 attorney."</p> <p>6 So I contacted Julia, and Julia contacted</p> <p>7 Dr. De Leon. And it was discovered that at the June</p> <p>8 meeting, there was a link for the meeting materials.</p> <p>9 And when a member of the public clicks on that link,</p> <p>10 a notice goes to Julia to get access to those</p> <p>11 materials. So she allowed access to the materials.</p> <p>12 What we did not know at that time was that</p> <p>13 the contractor had uploaded -- had created a folder</p> <p>14 and uploaded into that folder information that,</p> <p>15 number one, the school never should have uploaded to</p> <p>16 begin with, because it had personal identifying</p> <p>17 information. The school has been asked time and</p> <p>18 time again to not upload it and/or redact it if they</p> <p>19 need to upload something. It needs to be redacted.</p> <p>20 This was not redacted, and it was uploaded.</p> <p>21 It was a folder within a folder within a</p> <p>22 folder. But there was an individual from the public</p> <p>23 that had the ability to read that.</p> <p>24 I -- that person was identified by an</p> <p>25 e-mail address. So I sent an e-mail -- well, let me</p>	125	<p>1 information to show that that had been shared on</p> <p>2 that site, and nothing has been provided to us.</p> <p>3 The school then indicated to us that there</p> <p>4 had been a complaint to the Governor's Office based</p> <p>5 on information that had been identified in that --</p> <p>6 in that folder.</p> <p>7 I called the Governor's Office and spoke</p> <p>8 with someone. They asked me to send it in an e-mail</p> <p>9 so they'd have -- they'd have my information to</p> <p>10 respond back to me.</p> <p>11 I asked them -- I contacted the Director,</p> <p>12 because I needed a -- I guess, a complaint number, a</p> <p>13 file number. And then I called the Governor's</p> <p>14 Office. I then followed up with the e-mail.</p> <p>15 They sent me the information that they had</p> <p>16 forwarded, which was the complaint that was sent to</p> <p>17 the Governor's Office. And the complaint</p> <p>18 identified -- did not identify any individuals by</p> <p>19 name, identified a concern about the head</p> <p>20 administrator, which has been identified multiple</p> <p>21 times.</p> <p>22 That's not something that was found in</p> <p>23 that folder.</p> <p>24 There was also a concern about a staff</p> <p>25 member that may have a domestic violence charge, and</p>



<p style="text-align: right;">126</p> <p>1 that he also is part of public information, because 2 there's a -- you know, court reports. And that was 3 also not identified in that folder, but had been 4 identified prior in public comment. 5 So we could not find any corroborating 6 information. And the Governor's Office had a very, 7 very, I think, measured response to the school, that 8 it's being looked at through the Office of Special 9 Ed, the CAP from the PEC, and please allow time for 10 this to work itself out. 11 And I thought -- it wasn't asking the 12 school to do anything. And, once again, it couldn't 13 corroborate that that was generated from information 14 from that folder. 15 The school then made a concern that there 16 had unfortunately been a recent break-in at the 17 school. And the school made -- was concerned and 18 said that the break-in that occurred at the school 19 mimicked a break-in that had occurred several months 20 before, and that there had been information uploaded 21 into that folder through a complaint that had been 22 issued regarding the school that outlined that first 23 break-in, and that the second break-in mimicked that 24 first. So the person got the information on how to 25 break into the school from information that was in</p>	<p style="text-align: right;">128</p> <p>1 could have been shared anywhere, because she did not 2 copy, paste, anything, that information. 3 So I am confident that that individual has 4 not shared that with anyone. And I appreciate the 5 fact that they did acknowledge that they saw it. 6 They didn't have to acknowledge that they saw it. 7 So at this moment in time -- and that 8 information has been moved to a very secure folder. 9 I didn't even know I had access to it. But Julia, 10 myself, and Dr. De Leon are the only ones that have 11 access to it. 12 But, once again, it was extremely 13 unfortunate. I think we've done the best we can to 14 address it and give as much assurance to the school 15 as we can that that information has not been shared 16 and that this is not in any way a breach of the 17 school's confidential information that someone could 18 get into their school's information, which it's 19 unfortunate that the school is trying to -- 20 continues to maintain. 21 I understand there may be a level of 22 distrust. But I think we've done everything that we 23 can, because it was not us that put that information 24 in there, you know. 25 And we will continue -- because we -- you</p>
<p style="text-align: right;">127</p> <p>1 our drive. 2 There is no information that we can find 3 anywhere that has any complaint like that. And we 4 asked the school once again to show us where that 5 is. And we -- that has not -- they have not 6 responded back. 7 So, you know, at this point in time, it is 8 unfortunate. We've addressed it. And -- oh. So 9 let me add. 10 So I sent an e-mail to the individual that 11 was identified in the drive and asked them, "Did you 12 see the information? If you did see the 13 information, did you share it with anyone, and, to 14 your knowledge, has it been shared anywhere on a 15 social media site?" 16 And I did -- I actually -- I sent a 17 message back, because I didn't hear back the next 18 day. And my phone number is on the e-mail. 19 So the individual did call me, and did 20 say, "Yes, I did see it. I knew I shouldn't have 21 seen it, and it's -- I left it there, and I did not 22 let anyone else know about it. I didn't share it 23 anywhere." 24 I haven't -- no, that information hasn't 25 been -- to their knowledge, they don't know how it</p>	<p style="text-align: right;">129</p> <p>1 know -- we respect and we honor transparency, we are 2 going to continue to allow the public access to see 3 the information that we're using that day for our 4 meeting materials. That's an absolute. 5 And we're -- we thought we were doing 6 everything we could to try to secure that. We will 7 continue to be diligent in looking at, you know, 8 what's -- what is sitting there. 9 But, once again, we didn't know that was 10 there. So if anyone has any questions, I'll gladly 11 answer them, but that's kind of it in a nutshell. 12 Okay? Okay. 13 Thanks. I appreciate it. 14 (Chair Gipson leaves meeting.) 15 VICE CHAIR CARRILLO: We are on Item 16 No. 11, Presentation of 2023-2024 Preliminary Annual 17 Reports. 18 Then we'll go to No. 12 and have Julia 19 explain the process that we did last month relative 20 to this agenda item. 21 MS. JULIA BARNES: So I think also that on 22 11, you should start with the CSD. And I think they 23 will explain to you that you could not close out any 24 section of the annual reports, because there are 25 certain incomplete items.</p>

<p style="text-align: right;">130</p> <p>1           So we are looking to kind of balance 2 between getting you the information and confirming 3 with Schools of Concern that they should look at 4 something is early, with the desire -- with the 5 knowledge that we cannot close out those annual 6 reports. 7           So you're going to get every single one of 8 these annual reports in a finalized version when 9 that can happen. So you're going to take no action 10 on 11 now. You're not going to -- there's nothing 11 to accept; you're just being given information. 12           On 12, there are three schools that have 13 been already identified. Even without closing out a 14 section, they are going to have Unsatisfactory 15 performance based on the number of reds that they've 16 been given. 17           One of them is a school already on the 18 Intervention Ladder. And in the past, you've 19 allowed that Intervention Ladder just to continue to 20 go ahead. You don't -- sending them another letter 21 that says, "We're not duplicating efforts," before, 22 you know, saying -- so you can decide if you want a 23 letter to go out to that school or not. The school 24 already knows; you're already talking to the school 25 constantly about the Intervention Ladder.</p>	<p style="text-align: right;">132</p> <p>1           write a letter to be attached to the final report, 2 when is that going to happen? I think that when we 3 do the final, that I just want to verify that. 4           And then with regard to the three schools 5 that are listed under 12, last month, I promised 6 that I would let these schools know specifically 7 that they were on today's agenda and that there 8 wasn't going to be a discussion with them. I shared 9 with them last month's meeting minutes. 10           I do see the representatives from at least 11 one of the schools. But I did send them today's 12 agenda and let them know that they were on the 13 agenda, but there wasn't really going to be a 14 discussion. 15           VICE CHAIR CARRILLO: Commissioner Burt. 16           COMMISSIONER BURT: Yeah. That's actually 17 my only question is about, like -- because I know we 18 got an e-mail from one of the schools about the 19 annual -- about the finding from last year's report. 20           So, yeah, I noticed it wasn't attached 21 with the report in our drive. I do think 22 whenever -- for me, when I'm reviewing any of this, 23 that, to me, is just additional context. It's 24 not -- once again, doesn't change anything. But 25 when it comes to providing letters, doing, like,</p>
<p style="text-align: right;">131</p> <p>1           The other two schools did -- last month, 2 you had the Chair send out two letters that said, 3 "We haven't accepted this annual report. We will, 4 but we did want to tell you that, you know, you 5 already have things to work on. We hope that you 6 will work on that." 7           In my view that would be appropriate on 8 those two schools. 9           But, then, just to close, you're going to 10 see all of these schools in a final version. You're 11 going to do an Annual Notice letter. That's not 12 now. 13           DIRECTOR CORINA CHAVEZ: Yeah. Thanks, 14 Ms. Barnes, for refreshing everybody's memory of 15 what happened last month and where we're at right 16 now. 17           One of the questions that remains in my 18 mind, at least, is when we -- since we're outside of 19 the rule, because there's not -- we can't close out 20 sections because there's missing data; right? We're 21 all clear about that. That's why we've named these 22 reports not what's in the rule, which is whatever. 23 We're calling these "Preliminary Annual Reports." 24           And so what's not clear in my mind is that 25 section of rule that speaks to if a school wants to</p>	<p style="text-align: right;">133</p> <p>1           next steps for us, I do think if they provided any 2 response to any -- like, to the preliminary report 3 and then we're going to review it and have any kind 4 of action, even if it's just sending out a letter, 5 I'd like to see that as part of it. 6           DIRECTOR CORINA CHAVEZ: So I'm not -- 7           COMMISSIONER BURT: When a final report 8 comes, if there's more, attach that as well would be 9 my preference. 10           DIRECTOR CORINA CHAVEZ: I'm curious which 11 school that was. But if it's the school that I'm 12 thinking about -- 13           COMMISSIONER BURT: Alma d'Arte. 14 Dr. Amador sent a response. 15           DIRECTOR CORINA CHAVEZ: Okay. So then my 16 response to him was, "Let me know if there's any 17 evidence you have that might change an indicator." 18 And I sent him a copy of the rubric, because, in his 19 e-mail, I don't think he had looked at the rubric. 20           So that would -- and then we did not 21 receive anything specific to the indicator ratings 22 and any specific information about what indicator he 23 might argue should be different and why. 24           And then, just real quickly, also you 25 might have been cc'd in another school that did that</p>

<p style="text-align: right;">134</p> <p>1 when we first -- when we sent the first draft. So  2 then we took a look at that and updated it and sent  3 it to the school. And, you know, their reply back  4 was, "Thank you."  5 And maybe they mentioned another error,  6 which then we corrected. And that was it with the  7 school.  8 So they didn't extend anything saying, "We  9 still want to" -- you know, anything that we hadn't  10 taken care of.  11 COMMISSIONER BURT: I guess what I would  12 say is if there's information that does not get  13 resolved, then that's what we should see. That back  14 and forth that you were just saying -- so, like,  15 even if a school is not specific. If they say, "I  16 don't agree with this," and -- I think that still  17 should be a part -- and you're, like, "Okay. That's  18 fine if you don't agreed with it."  19 And I like that your response was,  20 "Actually, if you could be specific and show us,"  21 great. Totally fine.  22 But if it's, like, an unresolved piece, I  23 think that information should be included. If you  24 guys had that back and forth, and it ends up the  25 score changes or stays the same, and you two come to</p>	<p style="text-align: right;">136</p> <p>1 thing. I think they're getting more oversight  2 anyway. I'm less worried about Alma in particular.  3 So the oversight is already there for them. I'm not  4 worried about their letter or about that as much.  5 But I am -- it makes me wonder if there's  6 other schools that did provide something, and I  7 didn't know, because they didn't "cc" it -- as  8 appropriate, they only maybe reached out to you but  9 didn't reach out to us.  10 So it just makes me wonder is there other  11 information that I don't have that I should.  12 VICE CHAIR CARRILLO: I don't think we  13 need all that now, because we're going to get all  14 this information in the final report, aren't we?  15 COMMISSIONER BURT: To me, if I sent a  16 letter to a school that says, "You have reds, please  17 start fixing them."  18 But let's say they got a red in  19 attendance, a red in a couple -- I'm not going to be  20 specific with these schools today at all. But if  21 they are able to articulate, like, "Well, we got a  22 red in attendance because we had a fire, and it  23 really suffered on our" -- I wouldn't want to pull  24 that red out and say maybe they don't need that  25 level for that year, because, like, there's some</p>
<p style="text-align: right;">135</p> <p>1 terms with it, then we don't need it.  2 VICE CHAIR CARRILLO: I call on Julia, and  3 then if we need to continue.  4 MS. JULIA BARNES: Just wanted to add  5 Dr. De Leon asked specifically for the school to be  6 allowed -- Alma -- to be allowed to provide a  7 specific response to what CSD indicated to them that  8 they weren't going to change.  9 And the Chair allowed that. So they are  10 sending -- but, again, the request was for it to be  11 very specific and to identify what's going on -- I  12 think both Brigette and Director Chavez were cc'd on  13 that.  14 But that is due by the 25th. So that will  15 be added to their document just as an attachment  16 when that comes.  17 So back to what Director Chavez was  18 saying --  19 COMMISSIONER BURT: So my concern with  20 that, then, is that they probably shouldn't be here  21 now. So my concern is sending letters without the  22 information.  23 MS. JULIA BARNES: Yes. So you're --  24 well, let me -- let me tell you where we are.  25 COMMISSIONER BURT: Alma is a separate</p>	<p style="text-align: right;">137</p> <p>1 context behind it that we could be, like, flexible  2 on. And be like, okay, like, I would never, like --  3 like, CSD ratings will never -- like, I'm never  4 concerned about how they're rating.  5 But that's where that's additional, like  6 how the schools are responding, help me with the  7 next step of, like, do we send a letter saying,  8 "This is a problem, and you need to fix it," or I'm  9 not going to send a letter to them if there's,  10 like -- yeah, there was an extraordinary  11 circumstance, and we did get a red, but it was an  12 extraordinary circumstance," or whatever. I don't  13 know what could happen. But I just want to know  14 that information before I send a letter today in the  15 next item --  16 VICE CHAIR CARRILLO: As I'm recalling --  17 COMMISSIONER BURT: -- comparable to what  18 we're send out today.  19 VICE CHAIR CARRILLO: As I'm recalling --  20 and this is really the preliminary annual report.  21 It's just giving them basically a heads-up, "Hey,  22 this is here."  23 COMMISSIONER BURT: To me, I don't want --  24 VICE CHAIR CARRILLO: The letter comes  25 next.</p>

<p style="text-align: right;">138</p> <p>1 COMMISSIONER BURT: To respond, so that 2 we're not tone-deaf. That's what my concern is 3 that -- that's the purpose -- that's the purpose of 4 allowing a school to provide context. If I don't do 5 that and I send out a letter, I'm ignoring the 6 intent of allowing them to provide an attachment. 7 VICE CHAIR CARRILLO: And I would ask 8 Julia and perhaps Director Chavez, isn't it always 9 within their purview to send us a letter and say, 10 "Look," you know, "I'm -- I see the preliminary 11 thing here, and this..." -- whatever it might be. 12 "This is" -- I'm sending this letter just so you're 13 aware." 14 COMMISSIONER BURT: They shouldn't be 15 having to send that to us. The process is they send 16 it to CSD. 100 percent. And it's, like, a new 17 thing, which I appreciate trying to figure out 18 timing, because this is new. I totally understand. 19 We've never done preliminary annual reports in 20 October or September. 21 So I know this is a new process. And I'm 22 totally open to, like, figuring out how to get it 23 right. 24 But that's my, like -- I have an intention 25 in my mind of the reason -- the purpose of getting</p>	<p style="text-align: right;">140</p> <p>1 ask people in the field if they feel like we are 2 sending information to the schools, giving schools 3 an opportunity to respond, reviewing that 4 information thoroughly. 5 And I would say that there are some times 6 when maybe we would have to make a judgment call, 7 which is, I think, what you might be suggesting, 8 occurs, so that we are these Draconian raters of a 9 school's performance. 10 But we passed -- you all passed some 11 rubrics; right? And you did that for a reason. You 12 wanted there to be consistency, transparency, and 13 for us to be clear about why we're rating schools 14 the way we are. So we are attempting to balance 15 that -- right? -- like, follow the rubric as closely 16 as possible. 17 I don't know if all the schools know 18 exactly where to find them, because, quite frankly, 19 I have had to e-mail a couple of schools to say, 20 "Here's where you find them. It's in the -- the 21 renewal monitoring document -- or the annual 22 monitoring protocol; that's what it is. And they're 23 attached to that." 24 So we are -- the renewal protocol; right? 25 So we are taking into consideration what</p>
<p style="text-align: right;">139</p> <p>1 the information from the schools is for context. 2 It's not to be a rebuttal to CSD, at all. That's 3 not how I see it. A school never convinced me of 4 that at all. But to have that extra context to 5 where -- I just don't want to sound, like, dumb to 6 the school because we're, like -- we don't even care 7 what's going on. 8 If they actually sent it to CSD. I mean, 9 maybe they don't. They don't respond to it. They 10 don't provide any information. That's fine, too. 11 But if they do, then I want to see it. 12 VICE CHAIR CARRILLO: Director Chavez. 13 And then what we'll do is I think what we did last 14 time is we just quickly went through each school and 15 asked Commissioners, "Do you have any concerns?" 16 It was pretty quick. 17 DIRECTOR CORINA CHAVEZ: Commissioner Burt 18 semi-answered my question, which was what is the 19 purpose of the letters that the school sends; right? 20 And so I will just say that CSD does its 21 best job -- and I'm actually very proud of the work 22 that we did with these reports, even though they're 23 incomplete. That is because there's data, you know, 24 that we can't appear out of nothing. 25 But we do a really good job. And you can</p>	<p style="text-align: right;">141</p> <p>1 the schools say. 2 And I guess I did say that the letters 3 that would be attached would be the letters where a 4 school is not satisfied with what we finalized. 5 But I don't know. I'm hearing something 6 different when you're saying that you would like to 7 hear about context for -- maybe the ratings. 8 Because there was one with the renewal -- and, you 9 know, now, in my mind, it's a little bit hard to 10 conflate between the annual and the renewal -- but 11 with one of the renewal schools that wanted to 12 provide you context, we posted that online; right? 13 So I guess what I would like clarification 14 in is everybody agreeing with what the rule is 15 saying in terms of the school sending something and 16 what you're hoping to see from that. 17 Because the other thought I had is, 18 like -- I don't know -- could this happen during 19 e-mail? What I don't want to do is confuse the 20 public by attaching something to an annual report 21 that then, you know, you read the annual report, and 22 then you read what's below, and it's, like, "Oh, 23 wait. What's going here?" 24 VICE CHAIR CARRILLO: So, Julia, did you 25 have your hand up? Because what I want to do is not</p>

<p style="text-align: right;">142</p> <p>1 get any (inaudible) on this, (inaudible) schools.  2 COMMISSIONER BURT: So I think this is  3 crazy important.  4 VICE CHAIR CARRILLO: No. I understand  5 what you're saying. It is very important. So go  6 ahead.  7 COMMISSIONER BURT: So maybe a way to -- I  8 don't know. I don't want to complicate things. But  9 I also think -- I actually totally understand where  10 you're coming from. I wonder if there's a way to  11 formalize it with, like -- I don't want to  12 complicate it for you, for anybody.  13 I wonder if there's a way you can create,  14 like, a template, where it's, like, they need to  15 respond in, like, a very -- we don't want specific,  16 too, like, not just, "I disagree." That's not going  17 to help.  18 I wonder if there's a way to create, like,  19 a little form that kind of guides them in how they  20 need to respond to make sense for us. Because I  21 think for you, you're -- you know for certain you  22 all do an enormous amount of back-and-forth after  23 site visits. That's just the start; right? And  24 it's so much in between then.  25 I don't want to be involved in any of</p>	<p style="text-align: right;">144</p> <p>1 after you give us that is to actually take action --  2 right? -- like, to care about your annual reports,  3 all that work you're doing, and actually do  4 something about it.  5 So I don't know if there's a way you can  6 formalize what that looks like from you all, to  7 where like once you get to a public document in any  8 way, if a school has anything they want to say about  9 that public document, that somehow that gets  10 recorded and presented to us.  11 DIRECTOR CORINA CHAVEZ: What I'd like to  12 do is when we send that final document -- and I'm  13 calling it "final," but, actually, in this case,  14 it's the preliminary annual, or whatever document  15 that's going to go before the PEC, that there is  16 just a statement that says what you just said, which  17 is, "This is the preliminary annual report that the  18 PEC will review on such-and-such date," which we  19 did.  20 But then say something to the effect of,  21 "If you would like to make comment or provide some  22 context for the rating, you may."  23 And I guess how they do that is -- I think  24 that's really, really important, because I have -- I  25 have concern about it being attached to a report</p>
<p style="text-align: right;">143</p> <p>1 that, none at all, any of the back-and-forth.  2 However, I would say if we get to -- whenever we're  3 reviewing them publicly, like once it gets to that  4 point, and we're having any kind of public document,  5 and we're going to talk about it, we're going to  6 look at it in that way, I think there are two things  7 that I would want schools to know they have an  8 opportunity for.  9 They don't have to do, it's not a  10 requirement. But I would say there's two things.  11 One, if they do disagree with the rating,  12 file means they can say that. And that's fine.  13 They can disagree. That's fine. We have a position  14 as a Commission. We've never tried to pressure CSD  15 in ratings. You do very thoughtful work in creating  16 ratings following the rubric. Do not change  17 anything you're doing at all. Literally nothing.  18 I think if they disagree, that they have  19 that opportunity to disagree and be heard, and  20 that's fine.  21 The second one would be, maybe they  22 disagree with the rating, and they want to supply  23 some context. "Yeah, we got a yellow, and we did  24 this," just to give context.  25 I think when we move what our role is</p>	<p style="text-align: right;">145</p> <p>1 because of the confusion thing.  2 Because we have been in some meetings with  3 -- people don't -- people that are associated with  4 the school might not always be aware of how the  5 school is performing. And, you know, these are  6 parents. Like, are they keeping track of all our  7 processes and all our indicators in the ratings?  8 So if a parent, for example, maybe came  9 and read an annual report and then they read  10 something from the head administrator or the board  11 underneath it that was contradictory to that, I just  12 wouldn't want them to be confused.  13 So I would say the PEC needs to discuss,  14 like, do you want them to come to your meeting and  15 say that? Do you want them to send a letter just to  16 you that's not published.  17 But I would ask -- because we do send the  18 report. We do send access to a form that they have  19 to complete where they are able to, indicator by  20 indicator, give any sort of additional evidence or  21 statements about, you know, they'd like us to take  22 another look at that indicator rating and why, and  23 then we do, and then we send them this, and we say,  24 "This is what's going to be at the PEC meeting."  25 So I would -- I don't want to do another</p>

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1 form, because we're, like, we did the form.  
 2 COMMISSIONER BURT: That's why I said, I  
 3 don't want to overcomplicate it. But I --  
 4 VICE CHAIR CARRILLO: You had me hard-stop  
 5 at may. But go on.  
 6 COMMISSIONER BURT: I understand  
 7 100 percent your perspective. I think I'm going to  
 8 speak on behalf of a charter for the same exact  
 9 perspective.  
 10 So I know you're saying -- I don't want a  
 11 parent to be confused. I think if we spoke to a  
 12 charter leader, they would say, "We would like the  
 13 parent to see that."  
 14 And I would say, "I would like the parent  
 15 to see"-- I don't think that's confusing for  
 16 families. Then the family could go have a  
 17 conversation with the school leader, saying, "What's  
 18 going on? Why is there conflict?" I think the  
 19 access to information is more important than -- I  
 20 don't want this to come across -- I think this is  
 21 important for us as well -- that the school's  
 22 response should not be seen as a fight; that it's  
 23 just additional information. That it's not a fight;  
 24 it's additional information for us to consider --  
 25 Not for you guys. Once again, your

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1 processes ideally don't change. You keep doing what  
 2 you're doing. I think it's after that it allows us  
 3 to provide some additional options for us.  
 4 And then if families are reading through  
 5 it, or a staff member is reading through it,  
 6 actually, on the charter leader side, I would say  
 7 they would probably think it's very fair and  
 8 transparent to have them both together. Because I'm  
 9 assuming the reason why they're writing that  
 10 information is to have it documented from their side  
 11 as well.  
 12 VICE CHAIR CARRILLO: Then what I would  
 13 suggest. You had said something about they have the  
 14 opportunity to send something in -- right when you  
 15 said "they may," I would have done a hard stop right  
 16 then.  
 17 And so, yeah, they can send something in.  
 18 They can send something in to CSD. If some -- it  
 19 becomes part of the file, if you will. That's not  
 20 the right word, probably, but, you know, part of the  
 21 record, if you will. If somebody wants to look at  
 22 that, everything we have is open to the public. And  
 23 they can do so.  
 24 But this is -- the thing I want to focus  
 25 on is this is the preliminary. I mean, there's

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1 going to be other steps along the way. And so in  
 2 the interests also of getting through all these  
 3 schools -- I liked your idea. Absolutely, they  
 4 should have a chance to respond. And they can.  
 5 There's nothing to preclude them from doing so.  
 6 That information can be made available. Even if  
 7 it's under a little tab that CSD has, "Responses to  
 8 Preliminary Reports," boom. And then we'll move on  
 9 to what's next and just -- and, Corina, you can  
 10 present.  
 11 MS. JULIA BARNES: The only thing I want  
 12 to say is the rule already articulates what's going  
 13 to happen in the annual report. So how we resolve  
 14 this preliminary issue, if it's going to continue to  
 15 be ongoing, we can look at that.  
 16 In the annual reports, the school response  
 17 is attached. So that's in the rule. So they --  
 18 "Charter Schools shall consider the Charter Schools  
 19 response and include a final annual report and  
 20 included all unresolved charter schools' responses."  
 21 VICE CHAIR CARRILLO: We always have  
 22 access to any of that information. Mike.  
 23 COMMISSIONER TAYLOR: Just real quick. If  
 24 the school does respond to this preliminary report,  
 25 is it possible that you're going to reevaluate that

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1 information? For the final report, you can make  
 2 changes in that before they come out with the final  
 3 report?  
 4 DIRECTOR CORINA CHAVEZ: I think that the  
 5 two indicators that are not rated yet would probably  
 6 be fair to open up for consideration. But I think  
 7 revisiting, revisiting, revisiting -- you know,  
 8 we've already gone back and forth with the schools.  
 9 But what we haven't done -- and that -- what I hear  
 10 you all saying -- and we can do this.  
 11 Let's say this is in December. Let's say  
 12 all the information is in December, or maybe it's in  
 13 January. We be clear to the schools that should you  
 14 wish to write, you know, in -- about this report or  
 15 provide additional context to be considered part of  
 16 the record, get it to us by "X" date, and it's  
 17 included. That's what I'm hearing.  
 18 VICE CHAIR CARRILLO: Michael? Okay.  
 19 I don't remember how we did it last time.  
 20 Whether it was you, Doctor, or Corina, or who  
 21 presented this school by school. I'm not sure which  
 22 one of you did that.  
 23 DIRECTOR CORINA CHAVEZ: I think we talked  
 24 a lot about process; right?  
 25 DR. BRIGETTE RUSSELL: We did. I went

<p style="text-align: right;">150</p> <p>1 over the process. We did that last month. We did 2 not go over each report school by school. We only 3 looked at -- and I could share screen for the 4 reports that are under Item 12. 5 VICE CHAIR CARRILLO: Yeah. I'm 6 remembering this now. It was just -- basically, the 7 question was put to the Commission, "Is there 8 something you have particular concern with?" 9 And I don't believe any of us raised our 10 hands. 11 So if it's okay with the Commission, we're 12 going to move on to Item 12? Sure. Okay. Great. 13 We're on Item 12. 14 This, again, is Discussion and Possible 15 Action to Provide Notice to Schools With Concerns. 16 And we'll start with Alma d'Arte as Item 17 a. 18 DIRECTOR CORINA CHAVEZ: So we sort of 19 discussed this already. But I'll just start out by 20 saying that we sent the school a version of the 21 report. They had an opportunity to complete the 22 form. And we would look at any of the indicators. 23 And then we sent them this report and an 24 e-mail, and I let the board and the head 25 administrator know that this would be on the agenda</p>	<p style="text-align: right;">152</p> <p>1 (No response.) 2 VICE CHAIR CARRILLO: Let's move on, then, 3 to Explore Academy-Las Cruces. 4 DR. BRIGETTE RUSSELL: Explore-Las Cruces, 5 we do have Mission Goals for Explore-Las Cruces. 6 They exceeded their Mission-Specific Goal. On the 7 Performance Framework, overall, they -- as you can 8 see, there's not as many reds as the last school. 9 This school had only three Does Not Meet 10 Standard ratings, but that was enough to tip them to 11 an overall Does Not Meet. 12 VICE CHAIR CARRILLO: Commissioners? 13 I mean, in saying this -- and I see you 14 out there. You don't have to respond at all. The 15 only thing that I would hope is that, you know, 16 someone with Explore says, "Oh, look. We have these 17 three things all relating to finances. We have to 18 jump on this." 19 That's all. 20 Anybody else? 21 (No response.) 22 VICE CHAIR CARRILLO: Great. Next we have 23 Six Directions. 24 DR. BRIGETTE RUSSELL: Six Directions, we 25 have -- so for the school's Mission-Specific Goal,</p>
<p style="text-align: right;">151</p> <p>1 for today. 2 Looks like what Dr. Russell is showing is 3 a copy of the report. And I'll turn it over to her. 4 DR. BRIGETTE RUSSELL: Yes. Thank you, 5 Director Chavez. 6 As you know, we do not have '23-'24 7 academic data yet. We do have Mission-Specific 8 Goals. The Mission-Specific Goals for Goal 1 is 9 pending, because we do not -- we still do not have 10 complete data from the school to rate that. The -- 11 either one of them. 12 The overall rating on the Organizational 13 and Financial Performance Framework is Does Not 14 Meet, because the school does have three or more 15 Does Not Meet ratings, even with the two pending 16 ratings. 17 So on Page 7 of the report is the 18 multi-year Performance Framework screenshot showing 19 all of the ratings, Pending, Working To Meet, and 20 Does Not Meet. 21 Below it is all of the explanations for 22 the '23-'24 indicator ratings only, because last 23 year's explanations are in last year's report. 24 VICE CHAIR CARRILLO: Commissioners, any 25 questions about Alma?</p>	<p style="text-align: right;">153</p> <p>1 they are also Exceeds the Standard. Their overall 2 rating is Does Not Meet, because this school also 3 has three ratings of Does Not Meet Standard on the 4 Performance Framework. 5 VICE CHAIR CARRILLO: Commissioners? 6 The only concern I have -- and it's not 7 related necessarily -- let's see. We have fiscal -- 8 well, one of the Does Not Meets is governance 9 requirements. And I would be sure that the two 10 young students who spoke with us this morning are 11 not on right now. But they even brought that up. 12 And, actually -- one of them actually -- the young 13 lady called me and left me a message, because she 14 was very concerned about their board. 15 And I know that all of us have discussed 16 in the past when boards, you know, start to go 17 south, we've got to kind of get them -- our whole 18 thing with the -- Indicators of Success -- got to 19 turn them on the right track. 20 So, I mean, I would just -- I gave 21 information to Sharon. I'm not sure whether she was 22 able to -- Clahchischilliage, Commissioner 23 Clahchischilliage, because that's her school. But I 24 would just hope that also they paid attention to 25 their two students this morning speaking out against</p>

<p style="text-align: right;">154</p> <p>1 the actions of the board.</p> <p>2 DR. BRIGETTE RUSSELL: I should note,</p> <p>3 Commissioner Carrillo, that even one of the finance</p> <p>4 ratings, Indicator 2.e. -- this is for</p> <p>5 non-functioning finance and audit committee</p> <p>6 membership. So that's really -- it's a crossover.</p> <p>7 It's a governance one, too.</p> <p>8 VICE CHAIR CARRILLO: Right. So they get</p> <p>9 this. I mean, they received this. So they should</p> <p>10 be looking at the reds and saying, "Holy smokes."</p> <p>11 And, hopefully, they listened to their students this</p> <p>12 morning. Any other questions or concerns about b.?</p> <p>13 Yes.</p> <p>14 COMMISSIONER BURT: I wanted to say how</p> <p>15 impressive those students were. Like, the work that</p> <p>16 they did to find out how that governance council</p> <p>17 functioned and how it's legally supposed to function</p> <p>18 and to be so articulate about it. I don't know if</p> <p>19 they're still -- I highly doubt they'd still be on</p> <p>20 right now. But that was extremely impressive.</p> <p>21 They're probably more informed about how</p> <p>22 governing boards are supposed to work than maybe a</p> <p>23 lot of head administrators in this state.</p> <p>24 I'm so impressed by those students. I</p> <p>25 just imagine how much better our education in</p>	<p style="text-align: right;">156</p> <p>1 VICE CHAIR CARRILLO: Okay. You're right.</p> <p>2 I'm sorry.</p> <p>3 MS. JULIA BARNES: In the past, if a</p> <p>4 school's been on a CAP, you haven't also sent an</p> <p>5 additional letter. It's up to you, though.</p> <p>6 VICE CHAIR CARRILLO: Yes, Commissioner</p> <p>7 Burt.</p> <p>8 COMMISSIONER BURT: So I would suggest not</p> <p>9 doing Alma d'Arte. We talked to them -- we -- I</p> <p>10 don't know if we -- a couple -- like, maybe a month</p> <p>11 or two ago, we did talk to them about how they</p> <p>12 probably were going to have a lot of reds and</p> <p>13 yellows last year, because it was all going to be,</p> <p>14 like, looked at deeper. It was being looked at in a</p> <p>15 different way.</p> <p>16 So I think it's not necessarily a surprise</p> <p>17 to get them. And, once again, I think they're</p> <p>18 oversight is already so --</p> <p>19 VICE CHAIR CARRILLO: Uber oversight.</p> <p>20 COMMISSIONER BURT: -- so much oversight.</p> <p>21 I think, once again, it would be, like, tone-deaf,</p> <p>22 saying, "Like fix your reds."</p> <p>23 Like, "Thanks, guys."</p> <p>24 So I would like to exclude them.</p> <p>25 VICE CHAIR CARRILLO: We are excluding</p>
<p style="text-align: right;">155</p> <p>1 New Mexico would be if every adult had that same</p> <p>2 level of passion and care about how boards were</p> <p>3 operating in our state. If there was that level of</p> <p>4 intellect and -- like, being involved, like, I feel</p> <p>5 like that could -- that would change the curve of</p> <p>6 education in New Mexico alone is just that level of</p> <p>7 involvement.</p> <p>8 So just huge kudos to those kids for</p> <p>9 caring so deeply, for being so knowledgeable, and</p> <p>10 then to come back and articulate. Incredible. Just</p> <p>11 absolutely incredible.</p> <p>12 VICE CHAIR CARRILLO: And then I would</p> <p>13 just ask Missy if there's anything you might be able</p> <p>14 to do to help support their board based on what we</p> <p>15 were told this morning. That's automatic. I know.</p> <p>16 Okay. Thank you.</p> <p>17 So let's move on, then, to Discussion and</p> <p>18 Possible Action -- this is Item 13 -- Including</p> <p>19 Action Under the Intervention Ladder --</p> <p>20 SECRETARY BECK: (Inaudible.)</p> <p>21 VICE CHAIR CARRILLO: Oh. Do we have to</p> <p>22 do a motion? I'm sorry.</p> <p>23 MS. JULIA BARNES: You should look to see</p> <p>24 if you want to do a motion and confirm which schools</p> <p>25 you want to include.</p>	<p style="text-align: right;">157</p> <p>1 them, and Mister to my right is going to make a</p> <p>2 motion.</p> <p>3 SECRETARY BECK: I move that the Chair of</p> <p>4 the Public Education Commission send a letter to</p> <p>5 Explore Academy-Las Cruces and Six Directions</p> <p>6 Indigenous School identifying the concern regarding</p> <p>7 their Organizational Performance, as described in</p> <p>8 the Preliminary Annual Report, along with a copy of</p> <p>9 the Preliminary Annual Report.</p> <p>10 VICE CHAIR CARRILLO: Do I hear a second?</p> <p>11 I'll second.</p> <p>12 Were you just going to do that?</p> <p>13 So there's a motion by Secretary Beck and</p> <p>14 a second by Vice Chair Carrillo. Any additional</p> <p>15 discussion?</p> <p>16 And we do have KT, so we have to do a roll</p> <p>17 call?</p> <p>18 COMMISSIONER BURT: Wasn't there -- it's</p> <p>19 not just Organizational.</p> <p>20 VICE CHAIR CARRILLO: Should we include</p> <p>21 Financial, because that one --</p> <p>22 COMMISSIONER BURT: Or take that -- just</p> <p>23 regarding their performance. It's organizational</p> <p>24 and financial. There's financial for --</p> <p>25 DR. BRIGETTE RUSSELL: There's a combined</p>



158	<p>1 framework; it's organizational and financial 2 performance. So there's five finance indicators 3 that are included in it. And the way -- 4 VICE CHAIR CARRILLO: Secretary Beck, if 5 you would just restate the motion, including -- 6 SECRETARY BECK: I move the Chair of the 7 Public Education Commission send a letter to Explore 8 Academy-Las Cruces and Six Directions Indigenous 9 School identifying the concern regarding their 10 Organizational and Financial Performance, as 11 described in the Preliminary Annual Report, along 12 with a copy of the Preliminary Annual Report. 13 VICE CHAIR CARRILLO: And I'll second. 14 Any additional discussion? 15 (No response.) 16 VICE CHAIR CARRILLO: So a motion by 17 Secretary Beck, seconded by Carrillo. And if you 18 could take roll, please. 19 SECRETARY BECK: Commissioner Taylor. 20 COMMISSIONER TAYLOR: Yes. 21 SECRETARY BECK: Commissioner Brauer. 22 COMMISSIONER BRAUER: Yes. 23 SECRETARY BECK: Commissioner Manis. 24 COMMISSIONER MANIS: Yes. 25 SECRETARY BECK: Commissioner Burt.</p>	160	<p>1 meeting are in blue text. So since the last 2 meeting -- the last time the CAP was reviewed, 3 Ms. Seeley reviewed the August school lunch claims, 4 and she still has the same concerns that she 5 detailed above. And she can -- she can explain 6 those more clearly than I can. 7 Finding 2. This one, we can't rate until 8 the audit is out. 9 Finding No. 3, Ms. Seeley reviewed nine 10 additional accounts payable packets. And some of 11 them did have issues. Some of them had POs that 12 were not in place before the purchase was made or 13 were inconclusive, and she couldn't tell. So she 14 has rated that one as Working To Meet. 15 VICE CHAIR CARRILLO: All-righty. 16 Commissioners or Ms. Seeley? Commissioners? 17 MS. BETTY SEELEY: So, yeah. I'm here if 18 you have any questions regarding this school. 19 VICE CHAIR CARRILLO: I think Dr. Russell 20 did a fine job explaining things. We just have to 21 make sure that -- when do we expect the -- when are 22 audits typically completed? 23 DR. BRIGETTE RUSSELL: In the spring, 24 around March-ish. They're complete in the fall, but 25 they're embargoed until the spring, and they're</p>
159	<p>1 COMMISSIONER BURT: Yes. 2 SECRETARY BECK: Commissioner Ingham. 3 COMMISSIONER INGHAM: Yes. 4 SECRETARY BECK: Vice Chair Carrillo. 5 VICE CHAIR CARRILLO: Yes. 6 SECRETARY BECK: Secretary Beck, yes. 7 There are seven votes for and zero votes against. 8 The motion passes. 9 VICE CHAIR CARRILLO: Let's move on to 10 item No. 13, Discussion and Possible Action 11 Including Action Under the Intervention Ladder 12 Regarding Taos International School Financial 13 Corrective Action Plan. 14 Yes, Dr. Russell. 15 DR. BRIGETTE RUSSELL: Thank you, 16 Vice Chair Carrillo. 17 Taos International School is under a 18 financial Corrective Action Plan for its three audit 19 findings. 20 Ms. Seeley is in the meeting, and 21 Ms. Brown will be promoting her to the panel, if you 22 have any questions for her on the detail of the 23 Corrective Action Plan. 24 For Finding 1, Food Service Program, 25 Ms. Seeley -- so the new updates since the last</p>	161	<p>1 released in the spring. 2 VICE CHAIR CARRILLO: No. I understand. 3 Is somebody here from the school? Okay. 4 Because I was just going to ask them about -- I 5 mean, really it seems that these items in Working To 6 Meet, they're little things. But when they all add 7 up, it's like when you write over a purchase order 8 form or something, we just need more clarity, 9 because with that clarity, you'll avoid an audit 10 finding. 11 So I would just hope that perhaps if 12 they're watching, they're going to take this 13 seriously. 14 Yes, Director Chavez. 15 DIRECTOR CORINA CHAVEZ: Yeah. So the way 16 that we structured the financial CAPs, we're asking 17 for a lot of information, as you all know, and sort 18 of doing a mini-audit, if you will. That's sort of 19 how Ms. Seeley has approached it, so that she's 20 checking and giving the schools a heads-up. 21 "This is, you know, where we're finding a 22 PO that -- that was not in place prior to purchase"; 23 right? So she's giving them the feedback that they 24 need to be able to be a little bit more vigilant 25 around the details of their financial transactions</p>

<p style="text-align: right;">162</p> <p>1 and behaviors.</p> <p>2 And that is the goal of the CAP. It's a</p> <p>3 lot of work for the schools. It's a lot of work on</p> <p>4 our end. But it's meant to be also a learning tool</p> <p>5 for the schools so that they have that awareness,</p> <p>6 and, hopefully, the next time that we see the audit</p> <p>7 results, that they're better.</p> <p>8 And the audit is ongoing. Sometimes the</p> <p>9 auditor contacts us around things. And we are going</p> <p>10 back and forth with the school.</p> <p>11 For example, just this week they checked</p> <p>12 in on whether or not transportation funding reverted</p> <p>13 or -- 'cause if the school was given a</p> <p>14 transportation grant, and they didn't spend it all,</p> <p>15 what happens to those funds; right?</p> <p>16 So we quoted statute and gave that back to</p> <p>17 the auditors. So they have a number of schools that</p> <p>18 they're waiting for the final numbers to see if</p> <p>19 they're giving back money to the State or not.</p> <p>20 And then the final thing I want to say</p> <p>21 about the CAP is that the schools find out, as</p> <p>22 Dr. Russell said, as early as maybe</p> <p>23 November/December is when they do the exit meetings</p> <p>24 with the auditors.</p> <p>25 And so they have that information, and</p>	<p style="text-align: right;">164</p> <p>1 DIRECTOR CORINA CHAVEZ: I think, in</p> <p>2 totality, yes.</p> <p>3 VICE CHAIR CARRILLO: Some of these things</p> <p>4 are procedural, where they can catch them.</p> <p>5 DIRECTOR CORINA CHAVEZ: There are some</p> <p>6 that are meeting. Like, there are some that we have</p> <p>7 determined that they meet. But because we have the</p> <p>8 audit item in each of the CAPs that is dependent on</p> <p>9 the fiscal '24 audit release, that's when -- unless</p> <p>10 you guys decide that you want to close them sooner</p> <p>11 than that.</p> <p>12 COMMISSIONER TAYLOR: No. I just think</p> <p>13 the process seems a little wonky. If they're on a</p> <p>14 CAP for something they can't correct until March,</p> <p>15 and they can't come up with processes to correct</p> <p>16 that, I think that this is an indicator that they</p> <p>17 should come up with processes to correct it right</p> <p>18 now -- right? -- so they could be off of this prior</p> <p>19 to the audit.</p> <p>20 VICE CHAIR CARRILLO: And that's a good</p> <p>21 point. You can make the motion.</p> <p>22 Dr. Russell.</p> <p>23 DR. BRIGETTE RUSSELL: Thank you</p> <p>24 Vice Chair Carrillo. For Finding No. 1, bear in</p> <p>25 mind that the FY24 audit that's going to be released</p>
<p style="text-align: right;">163</p> <p>1 they can start putting into place plans, passing new</p> <p>2 policies, preparing to already, within this school</p> <p>3 year, make some actions that would result in a</p> <p>4 better audit the following year.</p> <p>5 And, actually, I think the State Auditor</p> <p>6 might publish -- last year it was in February. So</p> <p>7 by the time somebody e-mails it to us, it's maybe</p> <p>8 March. But I think it's posted to the State</p> <p>9 Auditor's website by February.</p> <p>10 VICE CHAIR CARRILLO: Thank you.</p> <p>11 Commissioner Taylor.</p> <p>12 COMMISSIONER TAYLOR: Thank you. So my</p> <p>13 question is, you know, in the first -- in the first</p> <p>14 category up there, the Food Service Program still</p> <p>15 had a Does Not Meet. And the update on 10/10/24 was</p> <p>16 the concerns stated still remain.</p> <p>17 So will this just continue to go on until</p> <p>18 we get the results of the audit? Or what happens</p> <p>19 with this?</p> <p>20 DIRECTOR CORINA CHAVEZ: Because there's</p> <p>21 an item in every one of these audits that talks</p> <p>22 about the next audit, that's my --</p> <p>23 COMMISSIONER TAYLOR: It's on a CAP that</p> <p>24 can't really be corrected at this point until we get</p> <p>25 the results of the audit; right?</p>	<p style="text-align: right;">165</p> <p>1 in the spring is for the fiscal year that ended this</p> <p>2 past June. It's all done.</p> <p>3 So corrections that they're making going</p> <p>4 forward are for FY25 the current fiscal year. So</p> <p>5 Ms. Seeley is reviewing -- when she reviews</p> <p>6 August 2024 data, that's new data for the new fiscal</p> <p>7 year.</p> <p>8 So the Commission might wish to have an</p> <p>9 update, a quarterly update in three months, say, in</p> <p>10 January. And then Ms. Seeley can review the</p> <p>11 September, October, November, December data and</p> <p>12 report to the Commission in January on Audit Finding</p> <p>13 No. 1 around food service, to see if the school has</p> <p>14 developed a process during the current fiscal year</p> <p>15 to correct that.</p> <p>16 VICE CHAIR CARRILLO: So relative to the</p> <p>17 motion, Julia, based on exactly what Dr. Russell</p> <p>18 said in that last sentence, "CSD is directed to</p> <p>19 review the CAP and determine..." it would be -- I</p> <p>20 would say -- see what you think, you guys -- adding</p> <p>21 language of -- ooh. Look at that. Yes.</p> <p>22 Is there -- oh, okay. I'll call on Betty</p> <p>23 in just a moment, Betty.</p> <p>24 But just adding the language saying, "We'd</p> <p>25 like a January report from CSD," does that sound</p>

166	<p>1 good? And then Ms. Seeley.</p> <p>2 MS. BETTY SEELEY: I want to clarify or</p> <p>3 add to what was discussed.</p> <p>4 The schools, their audits are usually done</p> <p>5 by the end of October, depending on where they're</p> <p>6 falling with the auditor's schedule. They get their</p> <p>7 audit findings right away.</p> <p>8 So it would seem to me that -- and this is</p> <p>9 the way I did it. I get my audit findings. And,</p> <p>10 immediately, I would be, you know, working on</p> <p>11 whatever I needed to do to clear the audit findings.</p> <p>12 I don't start doing it when the audit is</p> <p>13 released. I start doing it right away, because I</p> <p>14 know what my audit looks like.</p> <p>15 I just kind of wanted to bring that up.</p> <p>16 So, you know, for last year, they knew, on</p> <p>17 this -- on these audit findings a year ago, that</p> <p>18 these were their audit findings. And, you know,</p> <p>19 they're still -- you know, as I review things and</p> <p>20 it's been about a year, they're still -- you know,</p> <p>21 they're still doing it the way they've always done</p> <p>22 it. They haven't made any changes.</p> <p>23 VICE CHAIR CARRILLO: Thank you. No, I</p> <p>24 agree with you. So, Mike, I'm going to let you make</p> <p>25 the motion.</p>	168	<p>1 COMMISSIONER INGHAM: Yes.</p> <p>2 SECRETARY BECK: Commissioner Burt.</p> <p>3 COMMISSIONER BURT: Yes.</p> <p>4 SECRETARY BECK: Commissioner Manis.</p> <p>5 COMMISSIONER MANIS: Yes.</p> <p>6 SECRETARY BECK: Commissioner Brauer.</p> <p>7 COMMISSIONER BRAUER: Yes.</p> <p>8 SECRETARY BECK: Commissioner Taylor.</p> <p>9 COMMISSIONER TAYLOR: Yes.</p> <p>10 SECRETARY BECK: Secretary Beck, yes.</p> <p>11 There are seven votes for, zero votes against. The</p> <p>12 motion passes.</p> <p>13 VICE CHAIR CARRILLO: Terrific. Thank</p> <p>14 you.</p> <p>15 The next item on the agenda is the 2025</p> <p>16 PEC Meeting Calendar. So we've done a whole bunch</p> <p>17 of tweaking over the last couple months.</p> <p>18 Is there anyone that has a concern right</p> <p>19 now about the calendar?</p> <p>20 I would just probably want to add -- I'm</p> <p>21 thinking one item. Because on October 29th, our</p> <p>22 secretary turns 70, and it's a big deal -- no. We</p> <p>23 don't have to have it on there.</p> <p>24 SECRETARY BECK: No, we don't.</p> <p>25 VICE CHAIR CARRILLO: Is there anything?</p>
167	<p>1 Does anyone else have any questions right</p> <p>2 now?</p> <p>3 (No response.)</p> <p>4 VICE CHAIR CARRILLO: Commissioner Taylor.</p> <p>5 COMMISSIONER TAYLOR: Yeah. I'm just --</p> <p>6 okay.</p> <p>7 I move that the PEC finds Taos</p> <p>8 International School to be placed on the</p> <p>9 Intervention Ladder reflecting a Notice of Concern</p> <p>10 regarding its financial operations.</p> <p>11 I further move that the school be placed</p> <p>12 on the January PEC agenda to provide an update on</p> <p>13 the CAP.</p> <p>14 CSD is directed to review the CAP</p> <p>15 quarterly thereafter and determine if more items or</p> <p>16 reporting dates need to be added.</p> <p>17 SECRETARY BECK: Second.</p> <p>18 VICE CHAIR CARRILLO: Additional</p> <p>19 discussion?</p> <p>20 (No response.)</p> <p>21 VICE CHAIR CARRILLO: Hearing none, roll</p> <p>22 call, please.</p> <p>23 SECRETARY BECK: Vice Chair Carrillo.</p> <p>24 VICE CHAIR CARRILLO: Yes.</p> <p>25 SECRETARY BECK: Commissioner Ingham.</p>	169	<p>1 That means the 29th, this year, birthday wishes are</p> <p>2 in order.</p> <p>3 So is there anything that Commissioners</p> <p>4 have on this?</p> <p>5 We can adopt? Great.</p> <p>6 Commissioner Burt.</p> <p>7 COMMISSIONER BURT: I move that the PEC</p> <p>8 adopt the calendar, provide the meeting materials as</p> <p>9 Item 14 for the 2025 calendar year, and that the CSD</p> <p>10 post the calendar to the PEC website.</p> <p>11 VICE CHAIR CARRILLO: I'll second. Can</p> <p>12 you read that faster next time? Motion by</p> <p>13 Commissioner Burt, second by Commissioner Carrillo.</p> <p>14 Roll call, please.</p> <p>15 SECRETARY BECK: Commissioner Manis.</p> <p>16 COMMISSIONER MANIS: Yes.</p> <p>17 SECRETARY BECK: Commissioner Brauer.</p> <p>18 COMMISSIONER BRAUER: Yes.</p> <p>19 SECRETARY BECK: Commissioner Taylor.</p> <p>20 COMMISSIONER TAYLOR: Yes.</p> <p>21 SECRETARY BECK: Commissioner Burt.</p> <p>22 COMMISSIONER BURT: Yes.</p> <p>23 SECRETARY BECK: Commissioner Ingham.</p> <p>24 COMMISSIONER INGHAM: Yes.</p> <p>25 SECRETARY BECK: Vice Chair Carrillo.</p>

<p style="text-align: right;">170</p> <p>1 VICE CHAIR CARRILLO: Yes.</p> <p>2 SECRETARY BECK: Secretary Beck, yes.</p> <p>3 There are seven votes for, zero votes against. The</p> <p>4 item passes.</p> <p>5 VICE CHAIR CARRILLO: The next item, 15,</p> <p>6 is Discussion and Possible Action Regarding the</p> <p>7 Indicators of Success Project, Budget and</p> <p>8 Determination of Awards.</p> <p>9 I'm going to turn this over to</p> <p>10 Commissioner Burt and Commissioner Brauer to discuss</p> <p>11 and move forward.</p> <p>12 I thought you were on the committee.</p> <p>13 COMMISSIONER BURT: Commissioner Manis is.</p> <p>14 VICE CHAIR CARRILLO: I'm sorry. I</p> <p>15 apologize.</p> <p>16 COMMISSIONER BURT: So the Indicators For</p> <p>17 Success Project, we will be continuing that work.</p> <p>18 There's another meeting coming up in Houston in</p> <p>19 NACSA that we'll be able to continue talking about</p> <p>20 what that looks like moving into the future.</p> <p>21 Indicators of Success, if you remember,</p> <p>22 more concentrated on the governing board and</p> <p>23 governing boards really doing self-reflection.</p> <p>24 That's still -- we're talking about how do we do</p> <p>25 this, how does it make sense? That work is</p>	<p style="text-align: right;">172</p> <p>1 to yellow, yellow to blue and green.</p> <p>2 It allows them flexibility to look at</p> <p>3 their Performance Framework, see where their areas</p> <p>4 of opportunity are, and be able to apply for this</p> <p>5 support program, which we are utilizing the</p> <p>6 2 percent funds in order to help support them.</p> <p>7 So, once again, the charters are paying an</p> <p>8 enormous amount into it. We do revert a lot. I</p> <p>9 mean, we just do. It's a lot of money. It's more</p> <p>10 than what CSD needs. It's more than what PED needs</p> <p>11 in order to function. We do want that money to</p> <p>12 support the charters.</p> <p>13 So based off of the budget, we looked.</p> <p>14 And there's a large -- we revert a lot of money</p> <p>15 every year. So we looked at -- as the Budget</p> <p>16 Subcommittee, we looked at and we determined, we</p> <p>17 have about 60 charters. Our first round of support</p> <p>18 we want to allow for up to \$10,000 in support to be</p> <p>19 given to a charter school.</p> <p>20 So we're requir- -- we'd like to have</p> <p>21 \$600,000 be put into the IGA so that schools could</p> <p>22 select some support.</p> <p>23 So the way we envision this happening is</p> <p>24 we have a letter that the Chair would send out.</p> <p>25 And -- sorry. We have a letter to send out that</p>
<p style="text-align: right;">171</p> <p>1 continuing.</p> <p>2 Additionally, we're also -- oh -- and,</p> <p>3 actually, this is, like, a Budget Subcommittee thing</p> <p>4 now. So that's an Indicator of Success.</p> <p>5 Then the Budget Subcommittee, we have</p> <p>6 created a -- which we talked about yesterday during</p> <p>7 our update. It's a Performance Framework support</p> <p>8 program.</p> <p>9 This is twofold -- like, tackling two</p> <p>10 issues with one stone kind of thing. One, we want</p> <p>11 to be proactive with support. We want to be able to</p> <p>12 have, like, schools be able to look at their</p> <p>13 Performance Framework and feel like they can get</p> <p>14 some support, that's they're not just left on their</p> <p>15 own.</p> <p>16 So that's the first thing this program</p> <p>17 tackles is allowing them to have some financial</p> <p>18 assistance in order to really take a look at their</p> <p>19 reds and yellows of annual report and be able to</p> <p>20 decide for themselves, using their own charter</p> <p>21 autonomy, which of those indicators they want to try</p> <p>22 to tackle. It might be through professional</p> <p>23 development. Maybe it's new software. Maybe it's</p> <p>24 new -- they can be really creative with whatever</p> <p>25 they think can help them move the needle from a red</p>	<p style="text-align: right;">173</p> <p>1 basically opens up the applications.</p> <p>2 And then we have a really simple Google</p> <p>3 form that basically directs the schools to give us</p> <p>4 their information, pick an indicator, and then what</p> <p>5 kind of support could you need.</p> <p>6 If it's something really specific, they</p> <p>7 can be super specific. If they want to be general</p> <p>8 and have us like try to find vendors to fulfill</p> <p>9 that, that's also okay.</p> <p>10 Then we would work with the REC to kind of</p> <p>11 create that menu of options for schools to go to the</p> <p>12 REC, say that they're going to receive the support,</p> <p>13 and the REC be able to get vendors -- be able to</p> <p>14 provide that support.</p> <p>15 We don't think this takes any extra work</p> <p>16 from CSD other than amending the IGA, which we do</p> <p>17 know does take work and effort, especially going</p> <p>18 through any process is going to take work.</p> <p>19 This relieves a lot of pressure from CSD,</p> <p>20 and allows it to kind of happen parallel to all the</p> <p>21 work that's happening through them as well.</p> <p>22 So we have the letter ready. We have the</p> <p>23 application ready. It does require schools to tie</p> <p>24 what they need to an indicator. That's a</p> <p>25 requirement. It has to be directly related to an</p>

<p style="text-align: right;">174</p> <p>1 indicator.</p> <p>2 It must be an indicator that they rated</p> <p>3 red or yellow on. And they also have to justify how</p> <p>4 they expect whatever the support they're applying</p> <p>5 for, how they expect whatever support they're</p> <p>6 applying for to improve their outcomes.</p> <p>7 That's really it. We really do want to</p> <p>8 provide the -- we want to get this money back out to</p> <p>9 them. So we don't want to make it too complicated</p> <p>10 for them.</p> <p>11 We are going to require an after-program</p> <p>12 survey to talk about the effectiveness of what --</p> <p>13 the vendor of the program, to take a look at it and</p> <p>14 see what we can do better. That's basically the --</p> <p>15 we're calling it the Performance Framework Support</p> <p>16 Program.</p> <p>17 VICE CHAIR CARRILLO: Good. No, I'm glad.</p> <p>18 COMMISSIONER BURT: That's all of it.</p> <p>19 VICE CHAIR CARRILLO: Okay.</p> <p>20 COMMISSIONER BURT: Trying to keep it</p> <p>21 simple. Just any questions, yeah.</p> <p>22 VICE CHAIR CARRILLO: I haven't made a</p> <p>23 motion yet.</p> <p>24 I think it's brilliant. And a lot of us</p> <p>25 when we talked about this yesterday, there seemed to</p>	<p style="text-align: right;">176</p> <p>1 about \$600,000.</p> <p>2 So that's how we came up with that figure.</p> <p>3 It's not an arbitrary figure. It's based on the --</p> <p>4 yeah, exactly. So, I mean, we're solid with that</p> <p>5 recommendation, you know.</p> <p>6 SECRETARY BECK: The other thing I want to</p> <p>7 say is that this invests the schools in the areas</p> <p>8 that they really want to include. So this isn't --</p> <p>9 this is the schools investing themselves, which I</p> <p>10 think is wonderful.</p> <p>11 And, you know, we all strive to make these</p> <p>12 charter schools better. And this allows them to</p> <p>13 make themselves better, which I think is really,</p> <p>14 really, really special about this program.</p> <p>15 VICE CHAIR CARRILLO: Ms. Chavez?</p> <p>16 DIRECTOR CORINA CHAVEZ: So the reason why</p> <p>17 I wanted a break is because I know some members of</p> <p>18 the Executive Committee met with the Deputy</p> <p>19 Secretary earlier this morning. I'm curious about</p> <p>20 if -- whether you discussed this.</p> <p>21 And I would respectfully ask that before</p> <p>22 you pass a motion that directs me to do something,</p> <p>23 Item No. 3, that's something that I might not be</p> <p>24 able to do. I would like to know if this is</p> <p>25 something that you have had a conversation with</p>
<p style="text-align: right;">175</p> <p>1 be a great deal of unanimity around this. It's very</p> <p>2 creative. And I think it -- I mean, the idea every</p> <p>3 year of reverting, you know, well over a half a</p> <p>4 million dollars back of money that could be</p> <p>5 servicing our charters never sat well with any of</p> <p>6 us, you know. So that you guys came up with this, I</p> <p>7 think, kudos.</p> <p>8 The -- so I don't want to -- I'm ready to</p> <p>9 accept a motion. I know -- Dr. Chavez, did you want</p> <p>10 to comment at all?</p> <p>11 DIRECTOR CORINA CHAVEZ: Yeah. I'd like</p> <p>12 for the PEC to break for a minute and resume the</p> <p>13 meeting after we've had a chance to talk about the</p> <p>14 motion.</p> <p>15 COMMISSIONER TAYLOR: I think all of the</p> <p>16 discussion can be public discussion, you know.</p> <p>17 So I think the reason we came up with</p> <p>18 that, the -- there's about \$900,000 of that</p> <p>19 2 percent that's going to be reverted if we don't</p> <p>20 use it; right?</p> <p>21 So this is a -- this is an -- that's how</p> <p>22 we came up with the number for the \$600,000.</p> <p>23 Because part of that money we hope to use for</p> <p>24 something else to help maybe with the audits, so</p> <p>25 forth, in the future. And the balance of that was</p>	<p style="text-align: right;">177</p> <p>1 someone about.</p> <p>2 Because I keep hearing that there was a</p> <p>3 financial or a budget subcommittee meeting that</p> <p>4 happened, but I, certainly, the staff person</p> <p>5 assigned to the Budget Subcommittee, was not</p> <p>6 included in this past month.</p> <p>7 So I love the program. I love the spirit</p> <p>8 and the idea. And I, you know, commend you all for</p> <p>9 wanting to meet the needs of students in this way.</p> <p>10 But I would respectfully ask you not to direct me to</p> <p>11 do something that I might not be able to do unless</p> <p>12 you know something that I don't.</p> <p>13 VICE CHAIR CARRILLO: The answer is yes,</p> <p>14 this did come up in our meeting this morning. And</p> <p>15 I'm not being secretive about this at all. The</p> <p>16 Executive Committee, we meet with Deputy Secretary</p> <p>17 Amanda DeBell from 8:00 to 9:00 before our regular</p> <p>18 meeting, just to discuss what's up.</p> <p>19 Oftentimes there's things we're working</p> <p>20 on, things that she might hear, concerns that we</p> <p>21 might have. It's more of a touching base meeting,</p> <p>22 seeing what's going on.</p> <p>23 And if we have certain concerns about what</p> <p>24 might be happening with PED, what might be happening</p> <p>25 with contracts, we bring these up to Amanda, and</p>

178	<p>1 then she's moved forward. So the answer is --</p> <p>2 DIRECTOR CORINA CHAVEZ: That's lovely.</p> <p>3 I'm wondering if you discussed with her the</p> <p>4 specificity of the amount that you're putting in</p> <p>5 this motion.</p> <p>6 VICE CHAIR CARRILLO: The answer is yes.</p> <p>7 So unless there's something specifically to be</p> <p>8 wordsmithed -- and I don't think there is -- I don't</p> <p>9 know that there needs to be any break.</p> <p>10 MS. JULIA BARNES: I had a technical</p> <p>11 question of whether it's an IGA amendment with the</p> <p>12 REC. Okay. Thank you.</p> <p>13 SECRETARY BECK: so what Ms. DeBell said</p> <p>14 is that after we pass this motion, if, in fact, we</p> <p>15 do pass this motion, she would want to make sure</p> <p>16 that we run it by their legal counsel to make sure</p> <p>17 that everything is kind of locked and loaded</p> <p>18 correctly for that.</p> <p>19 DIRECTOR CORINA CHAVEZ: All amendments to</p> <p>20 IGA go before the GC.</p> <p>21 VICE CHAIR CARRILLO: That's fine. I</p> <p>22 think that's probably why there was the name change,</p> <p>23 too; right? It's all of these legal implications.</p> <p>24 So we took the "G" word out.</p> <p>25 Yes, Commissioner -- Commissioner Ingham.</p>	180	<p>1 Is there any additional discussion?</p> <p>2 (No response.)</p> <p>3 VICE CHAIR CARRILLO: All-righty. Roll</p> <p>4 call, please.</p> <p>5 SECRETARY BECK: Yes.</p> <p>6 COMMISSIONER BURT: And I'm not -- I'm</p> <p>7 going to say this to the world and people in the</p> <p>8 audience out there.</p> <p>9 VICE CHAIR CARRILLO: Knock yourself out.</p> <p>10 COMMISSIONER BURT: Please spread the word</p> <p>11 to charters.</p> <p>12 Chair Gipson is going to send this letter</p> <p>13 out and open it up. But unless the charters know</p> <p>14 about -- if they don't read that, if they don't take</p> <p>15 advantage of it, we want them to be able to. We do</p> <p>16 require -- there's good information in it.</p> <p>17 And they'll have to be able to actually</p> <p>18 spend these funds in their spring semester at some</p> <p>19 point. So that's part of, like, the requirements of</p> <p>20 it.</p> <p>21 But I'm really so excited to see, like,</p> <p>22 creative options that these schools could do. We</p> <p>23 also -- like, so please, please help us get the word</p> <p>24 out about it, that there's money coming back to them</p> <p>25 if they just apply for it.</p>
179	<p>1 COMMISSIONER INGHAM: Okay. I move that</p> <p>2 the PEC adopt a support program for State charter</p> <p>3 schools that utilizes 2 percent funds withheld from</p> <p>4 the State charter schools that is allocated for PEC</p> <p>5 expenditure under the MOU with the Public Education</p> <p>6 Department.</p> <p>7 The program will be implemented as</p> <p>8 follows:</p> <p>9 The Chair of PEC will send an e-mail to</p> <p>10 all State charter school leaders describing the</p> <p>11 program, the application process, and invite</p> <p>12 applications.</p> <p>13 The Budget Subcommittee is designated to</p> <p>14 review applications, approve or deny applications,</p> <p>15 and send decision letters to applicants regarding</p> <p>16 its decisions on applications submitted.</p> <p>17 CSD is directed to file an IGA amendment</p> <p>18 with the REC to add funds of \$600,000 for this</p> <p>19 program support prior to the November PEC meeting,</p> <p>20 and CSD and the Budget Subcommittee will report on</p> <p>21 progress at the November PEC meeting.</p> <p>22 COMMISSIONER TAYLOR: Second.</p> <p>23 VICE CHAIR CARRILLO: Terrific.</p> <p>24 There's a motion by Commissioner Ingham</p> <p>25 and a second by Commissioner Taylor.</p>	181	<p>1 They could also, like, gather each other,</p> <p>2 like, if five schools want to do something together</p> <p>3 and do \$50,000 worth of support and be able to,</p> <p>4 like, pile money together, that works, too.</p> <p>5 So please help us get the word out to</p> <p>6 schools that this is going to be available, too.</p> <p>7 VICE CHAIR CARRILLO: In my work, I just</p> <p>8 always, in applying sometimes, we never leave free</p> <p>9 money on the table. This is actually your money,</p> <p>10 too. So we can even discuss your role in this in</p> <p>11 rolling this out.</p> <p>12 So let's go ahead and do roll call.</p> <p>13 SECRETARY BECK: Vice Chair Carrillo.</p> <p>14 VICE CHAIR CARRILLO: Yes.</p> <p>15 SECRETARY BECK: Commissioner Ingham.</p> <p>16 COMMISSIONER INGHAM: Yes.</p> <p>17 SECRETARY BECK: Commissioner Burt.</p> <p>18 COMMISSIONER BURT: Yes.</p> <p>19 SECRETARY BECK: Commissioner Manis.</p> <p>20 COMMISSIONER MANIS: Yes.</p> <p>21 SECRETARY BECK: Commissioner Brauer.</p> <p>22 COMMISSIONER BRAUER: Yes.</p> <p>23 SECRETARY BECK: Commissioner Taylor.</p> <p>24 COMMISSIONER TAYLOR: Yes.</p> <p>25 SECRETARY BECK: Secretary Beck, yes.</p>

182	<p>1 There are seven votes for, zero votes against. The 2 motion passes.</p> <p>3 VICE CHAIR CARRILLO: And I want the 4 Commission to know Chair Gipson is not here now. I 5 want to commend Ms. Gipson, Ms. Burt, and Mr. Manis 6 on coming up with this and moving it forward. 7 Brilliant. Yeah.</p> <p>8 And Commissioner Taylor. 9 I don't know who's on what committee. Who 10 keeps track of that?</p> <p>11 SECRETARY BECK: No. Me?</p> <p>12 VICE CHAIR CARRILLO: Okay. Next item on 13 the agenda is Item 16, Discussion and Possible 14 Action Regarding the -- Regarding Legislative 15 Action.</p> <p>16 So the Legislative Committee is 17 Mr. Ingham, myself, and Ms. Gipson. 18 I believe that yesterday -- correct me if 19 I'm wrong -- we pretty much decided we're going to 20 partner with PCSNM on that first-year transportation 21 piece.</p> <p>22 Am I getting that right?</p> <p>23 SECRETARY BECK: Yes.</p> <p>24 VICE CHAIR CARRILLO: All right. Then the 25 other big piece that we're really working on is that</p>	184	<p>1 We have to, like --</p> <p>2 COMMISSIONER INGHAM: Don't we have to 3 modify the MOU?</p> <p>4 VICE CHAIR CARRILLO: No. I understand 5 what you're saying. We need to get on this. I 6 would say -- and I think Ms. Gipson would agree -- I 7 think the --</p> <p>8 COMMISSIONER BURT: Maybe authorize the 9 Legislative Subcommittee to take action.</p> <p>10 VICE CHAIR CARRILLO: I hear what you're 11 saying. I would say something along the lines of, 12 "Authorize individual Commissioners to reach out to 13 their legislators with the language that they've 14 been given," because they have been -- "to support 15 these initiatives." Is that something? Okay.</p> <p>16 So something like -- exactly. And you are 17 speaking on behalf of PEC with regards to these two 18 issues. Yeah. Sound good?</p> <p>19 SECRETARY BECK: Yeah.</p> <p>20 VICE CHAIR CARRILLO: Okay. Cool beans. 21 And so now, we need to do that, all of us; right? 22 Let's make sure we start getting on the horn. I 23 know you're on the horn. You're always on the horn. 24 It's a good thing. It is. Absolutely. 25 Mr. Mike, are you hitting the road? Give</p>
183	<p>1 separation of PEC from PED; right? So that's -- 2 those are really our two -- we're not even bringing 3 anything else up at this point.</p> <p>4 We can individually, with our legislators. 5 But things of concern, like transportation, overall, 6 at some point they're going to need to address.</p> <p>7 Is there anything I'm missing? Or are 8 those two of the items?</p> <p>9 COMMISSIONER INGHAM: (Off-mic.)</p> <p>10 VICE CHAIR CARRILLO: Okay. We're good. 11 All-righty. Yeah. There is action. We have to --</p> <p>12 SECRETARY BECK: We do?</p> <p>13 VICE CHAIR CARRILLO: So on this, I'm not 14 sure what wording you want to do -- oh, there's the 15 two items: Partnering with PCSNM on first-year 16 transportation. I would just simply word it that 17 way? Is that okay, Wayne?</p> <p>18 And then I'm not sure how you would word 19 the second thing, which is actually our primary 20 thing, is the creation of PEC as a separate entity 21 from PED. I'm not sure how you would --</p> <p>22 COMMISSIONER BURT: The only struggle I 23 have with that, too, is the, like, partnering with 24 PCSNM is an action item. Like, what is the action 25 that we need to do for the other one? Support? No.</p>	185	<p>1 our very best to Ms. Taylor.</p> <p>2 Do you want to stay and vote on this real 3 quick? It's going to be two seconds. Are we good, 4 Julia?</p> <p>5 SECRETARY BECK: I move that the PEC 6 members are authorized to speak on behalf of the PEC 7 on the following legislative actions:</p> <p>8 No. 1, partnering with PC- -- PSCNM on 9 transportation issues; and 10 No. 2, the creation of PEC as an 11 independent, stand-alone entity.</p> <p>12 VICE CHAIR CARRILLO: And I'll second. 13 And it's PCSNM as opposed to PSCNM. 14 Any additional discussion? 15 (No response.)</p> <p>16 VICE CHAIR CARRILLO: All right. We've 17 got a lot of work to do.</p> <p>18 SECRETARY BECK: Commissioner Taylor. 19 COMMISSIONER TAYLOR: Yes. 20 SECRETARY BECK: Commissioner Brauer. 21 COMMISSIONER BRAUER: Yes. 22 SECRETARY BECK: Commissioner Manis. 23 COMMISSIONER MANIS: Yes. 24 SECRETARY BECK: Commissioner Burt. 25 COMMISSIONER BURT: Yes.</p>

<p style="text-align: right;">186</p> <p>1 SECRETARY BECK: Commissioner Ingham.  2 COMMISSIONER INGHAM: Yes.  3 SECRETARY BECK: Commissioner Carrillo.  4 VICE CHAIR CARRILLO: Yes.  5 SECRETARY BECK: Secretary Beck, yes.  6 There are seven votes for, zero votes  7 against. Motion passes.  8 VICE CHAIR CARRILLO: Fantastic.  9 All-righty. The next item is the Report from  10 Charter Schools Division. And so Ms. Chavez.  11 DIRECTOR CORINA CHAVEZ: All right. So  12 just want to start out by talking about the Charter  13 Schools Division organizational chart. Is it  14 uploaded as material -- sorry. I was in the middle  15 of texting.  16 Update on staff positions.  17 The good news is that we have a staff  18 person starting next week while some of us are in  19 Houston. We have someone joining the Technical  20 Assistance and Training team.  21 So we are happy that we will have Nicola  22 Davis joining the team. And you will meet her at  23 your next meeting.  24 And then updates on preparations for  25 renewal and the list of schools who submitted</p>	<p style="text-align: right;">188</p> <p>1 So we are in the middle of Round 2 -- or  2 the second cohort of renewals. We did all the site  3 visits and the preliminary reports for the renewal  4 applicants that submitted in September. And for  5 those that submitted in October, we are in the  6 process of finalizing the site visits and also  7 simultaneously working on the final reports and the  8 preliminary reports for the November submitters.  9 So the authorizing team is extremely --  10 has been extremely busy doing a really fabulous job.  11 They are supported by members of Training and  12 Technical Assistance. This year, we conducted the  13 teacher and the governing board and the business  14 manager focus groups virtually. And so there's been  15 some support, again, by other members of CSD.  16 I've been -- it has been my pleasure to  17 participate in some of those focus groups. And I  18 think that everything has just gone really, really  19 smoothly in terms of the renewal visits and the  20 renewal reports.  21 And we have created a schedule that I've  22 sent to the schools. They are very much interested  23 in when their hearings would take place so they  24 could organize their -- their staff members and  25 their board and supporters.</p>
<p style="text-align: right;">187</p> <p>1 application.  2 So on your website, you have a link to all  3 submitted applications. And although there were  4 20 schools up for renewal, this year we received 19.  5 So if you are at your website, you can see that  6 there was one school authorized by the PEC that  7 chose to submit a renewal application with  8 Albuquerque Public Schools.  9 That is Albuquerque Institute for Math and  10 Science at UNM, AIMS. And so you'll see that we  11 made that notation on your website that there is not  12 going to be a renewal hearing for that school.  13 I've already been in touch with Mr. Joseph  14 Escobedo -- thank you -- at Albuquerque Public  15 Schools to share with him reports that are in the  16 charter record for the past four years and to share  17 Part A, which is still posted to the PEC's website.  18 And if there is a need for any follow-up  19 conversation about the school's performance, he  20 knows that there is an open door within CSD. We  21 have an excellent working relationship.  22 I know that he and his team has already --  23 have already conducted a site visit to AIMS. So  24 that process is underway, and that school will have  25 a renewal decision.</p>	<p style="text-align: right;">189</p> <p>1 So we have already created a schedule for  2 the site visits that I've shared with the schools,  3 along with the PEC's Executive Committee's approval  4 of what the agenda would look like for those days  5 that the PEC is holding its hearings.  6 So unless you all have questions, I  7 just -- I think that everything has gone really  8 smoothly in terms of the renewal process. And I  9 don't have much more to share about the renewal  10 process.  11 And I'll move on to -- I will move on to  12 Estancia Valley.  13 And we're not doing a detail. This is not  14 a stand-alone. I just wanted to give you an update  15 on the financial CAP. We continue to work with  16 them.  17 And, you know, that in the Fiscal Year '23  18 audit, they had nine audit findings, five material  19 weaknesses, two significant deficiencies. And five  20 were repeats. So Ms. Seeley has been working very  21 closely with the school in the same way that you  22 have witnessed her working with the other schools,  23 by requesting items for the CAP that she's  24 reviewing.  25 I don't have a CAP summary to share with</p>



<p style="text-align: right;">190</p> <p>1 you. But you should know that so far, with the 2 ratings that we're making, there's two that are 3 Meets; four that are Working To Meet; one Does Not 4 Meet; one, it's a mix of Meets on two parts of it 5 and a Does Not Meet on part of it; and then one is 6 pending the release of the Fiscal Year '24 audit. 7 So there's work to be done with that school with 8 their financial performance, and we are continuing 9 to work with them.</p> <p>10 And for the last item for the Charter 11 Schools Division Report, Dr. Russell will talk about 12 the Alma d'Arte school CAP, which has a lot of 13 moving parts as well.</p> <p>14 DR. BRIGETTE RUSSELL: Thank you. 15 Commissioner Carrillo and Commissioners, 16 Alma d'Arte CAP has -- the school has met on both of 17 the special education complaints. And the reports 18 from the Office of Special Education are in the 19 Intervention Ladder folder for PEC's review.</p> <p>20 Office of Special Ed continues to monitor 21 the two Corrective Action Plans, the Indicator 4 and 22 the Indicator 13 one.</p> <p>23 Most of those items are complete. The 24 school has deadlines upcoming on November 8th for 25 submission to the Office of Special Education.</p>	<p style="text-align: right;">192</p> <p>1 overlap.</p> <p>2 The first thing is funding equity. We 3 still don't have funding equity for schools. We'll 4 begin with -- I know it sounds like a broken 5 record -- but that size adjustment. The small 6 school size adjustment, when you lose 30 percent of 7 your budget, it's hard to make it up through other 8 means.</p> <p>9 And I know the State legislator has tried 10 to come up with ways, like through the at-risk 11 funding. And that's the next one is the at-risk 12 funding follows the school. I believe that's 13 already going to happen. They're going to get a 14 .05. It's not even close to the small school size.</p> <p>15 We're just going to have to deal with what 16 we get right now. But we're going to continue to 17 push that. And then on the funding equity is the 18 first-year transportation funding. So we're going 19 to be pushing for that, too.</p> <p>20 Another thing that really doesn't affect 21 the PEC. But we would like the local -- the schools 22 that are being locally-authorized schools to be 23 their own board of finance. So right now, they are 24 not their own board of finance. That's a big deal 25 for charter schools, when, let's say, you're in APS</p>
<p style="text-align: right;">191</p> <p>1 Ms. Seeley has been back and forth with 2 the school requesting more documents on the -- 3 the -- how many of them are there? A lot -- of the 4 financial -- the financial items.</p> <p>5 They are a mixture of Meets, Working To 6 Meet, and Does Not Meet so far. None of them are 7 finalized and closed out yet.</p> <p>8 And I'm not sure when the Commission -- if 9 the Commission would like to continue to have 10 monthly updates on the Director's Report.</p> <p>11 VICE CHAIR CARRILLO: Yes, please. 12 DR. BRIGETTE RUSSELL: Okay. Thanks. 13 VICE CHAIR CARRILLO: And on 14 Estancia Valley, too, just until things get in 15 better order.</p> <p>16 Ms. Chavez, anything else for your report? 17 (No response.) 18 VICE CHAIR CARRILLO: All right. That 19 would mean you, Mr. Wayne.</p> <p>20 MR. WAYNE SHEPHERD: All right. Thank 21 you, Vice Chair and Commissioners.</p> <p>22 Today I'm just going to talk about PCSNM, 23 Public Charter Schools of New Mexico -- that's the 24 PC part -- it's our legislative agenda also. And 25 what we want to do -- and some of our things</p>	<p style="text-align: right;">193</p> <p>1 or whatever. You may not get any title, Title I, 2 Title II, none of those grants go directly to the 3 charter schools.</p> <p>4 And I know that's not something we need to 5 discuss in this setting. But that's pretty 6 important for PCSNM, too, because we support all the 7 schools.</p> <p>8 The other one is additional funding for 9 the Revolving Loan Fund. We would like to see an 10 additional \$30 million for the Revolving Loan Fund 11 and to push the NMFA to apply the federal facilities 12 grants which would double the size to the fund to 13 \$40 million.</p> <p>14 All those numbers sound big until you 15 build a school, and then they're, like, okay, one 16 school could take all that money in a year.</p> <p>17 But we still need to -- we're moving in 18 that direction. And there has been established 19 money in the last couple of years. And thanks to 20 your guys' support, too. And we just need that to 21 be increased.</p> <p>22 Another thing that was taken away a few 23 years ago was charter schools served overaged, 24 under-credited students past the age of 22 and that 25 went away. And we're still -- I think charter</p>

194	<p>1 schools do a great job of supporting those</p> <p>2 individuals, and we would like to see that come back</p> <p>3 to charter schools, in addition to universities and</p> <p>4 other institutions. We're still pushing for that.</p> <p>5 And legislative funds that -- student</p> <p>6 support staff for the general student population,</p> <p>7 not just special ed. So what this is saying is, you</p> <p>8 know, after COVID, we all realized how much need</p> <p>9 there is for counselors for the entire student body.</p> <p>10 There's a need for specialists for the entire --</p> <p>11 they get it for -- they get funding for special ed.</p> <p>12 But they're not getting the funding they need for</p> <p>13 the entire general student body.</p> <p>14 So that's something that PCSNM is working</p> <p>15 towards, also.</p> <p>16 The last one is to fully fund insurance</p> <p>17 costs. We know that's a dream, but we can at least</p> <p>18 hope that -- and that's all I have for today. I'll</p> <p>19 stand for questions if you guys have any.</p> <p>20 VICE CHAIR CARRILLO: Any questions?</p> <p>21 The only thing I would -- I'm repeating it</p> <p>22 from earlier -- is anything you can do to get the</p> <p>23 word out to all of our State charters about the</p> <p>24 Performance Framework Support Program.</p> <p>25 MR. WAYNE SHEPHERD: Absolutely.</p>	196	<p>1 they can still -- we'll figure it out with them.</p> <p>2 MR. WAYNE SHEPHERD: Thank you.</p> <p>3 COMMISSIONER BURT: We did want this to be</p> <p>4 a targeted intervention.</p> <p>5 MR. WAYNE SHERWOOD: I appreciate you guys</p> <p>6 being creative and coming up with something.</p> <p>7 I'm sure over the years, it will morph</p> <p>8 into something different. But paying for the audit,</p> <p>9 that would be helpful paying for the audit. It</p> <p>10 costs schools a lot of money to pay for these</p> <p>11 audits, and that would help a bunch.</p> <p>12 VICE CHAIR CARRILLO: Great. Thank you,</p> <p>13 Wayne.</p> <p>14 MR. WAYNE SHERWOOD: All right. Thank</p> <p>15 you.</p> <p>16 VICE CHAIR CARRILLO: The next item on the</p> <p>17 agenda is the Input to Liaisons to Speak on Behalf.</p> <p>18 That's kind of a given related to the legislative</p> <p>19 agenda to speak on behalf.</p> <p>20 The next item is PEC Comments.</p> <p>21 SECRETARY BECK: Unfortunately, I'm not</p> <p>22 going to be able to go to Houston. I have another</p> <p>23 travel that's in the works for my wife's and my</p> <p>24 birthday. I wish everybody safe travels.</p> <p>25 VICE CHAIR CARRILLO: Any other PEC</p>
195	<p>1 VICE CHAIR CARRILLO: That would be great.</p> <p>2 Ideally -- I don't think this is unrealistic --</p> <p>3 ideally, all 60 schools would respond. Don't leave</p> <p>4 free money on the table.</p> <p>5 COMMISSIONER BURT: So just to put this</p> <p>6 out there, because I'm pretty adamant about making</p> <p>7 sure every school responds. If they put that</p> <p>8 they're not interested, they can just submit that</p> <p>9 they're not interested and move on.</p> <p>10 But if they don't submit anything, we're</p> <p>11 calling. I'm calling people, calling governing</p> <p>12 boards, head administrators, asking, "Why do you not</p> <p>13 respond? Why do you not want money?"</p> <p>14 MR. WAYNE SHEPHERD: Commissioner Burt,</p> <p>15 can I ask a question? You said in the Performance</p> <p>16 Framework, they had to have a yellow or red. There</p> <p>17 are some that have all green.</p> <p>18 COMMISSIONER BURT: We looked, and there's</p> <p>19 nobody that has all green.</p> <p>20 MR. WAYNE SHEPHERD: Wow. Okay. Well,</p> <p>21 there you go.</p> <p>22 COMMISSIONER BURT: I think we looked. I</p> <p>23 think there was one school that had almost all</p> <p>24 greens and one yellow. So they still would be</p> <p>25 eligible, I believe. But if that ever comes about,</p>	197	<p>1 comments?</p> <p>2 All-righty. Discussion of any new</p> <p>3 business that you know you want on the next agenda?</p> <p>4 You can always contact anybody from the EC</p> <p>5 and let us know.</p> <p>6 And then any dillydallying you want to do</p> <p>7 before we leave?</p> <p>8 (No response.)</p> <p>9 VICE CHAIR CARRILLO: Okay. Motion to</p> <p>10 adjourn.</p> <p>11 SECRETARY BECK: Second.</p> <p>12 VICE CHAIR CARRILLO: Go ahead. Roll</p> <p>13 call.</p> <p>14 SECRETARY BECK: Commissioner Manis.</p> <p>15 Okay. So we don't have to -- we can just</p> <p>16 say it.</p> <p>17 SECRETARY BECK: Commissioner Manis.</p> <p>18 COMMISSIONER MANIS: Yes.</p> <p>19 SECRETARY BECK: Commissioner Brauer.</p> <p>20 COMMISSIONER BRAUER: Yes.</p> <p>21 SECRETARY BECK: Commissioner Ingham.</p> <p>22 COMMISSIONER INGHAM: Yes.</p> <p>23 SECRETARY BECK: Vice Chair Carrillo.</p> <p>24 VICE CHAIR CARRILLO: Yes.</p> <p>25 SECRETARY BECK: Commissioner Beck, yes.</p>

1 We have six votes for, I think. No. Five votes.  
 2 Commissioner Burt.  
 3 COMMISSIONER BURT: Yes.  
 4 SECRETARY BECK: Six votes for, zero votes  
 5 against. We are adjourned.  
 6 (Proceedings adjourned at 2:14 p.m.)  
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1 BEFORE THE PUBLIC EDUCATION COMMISSION  
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7 REPORTER'S CERTIFICATE

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 14 matter therein stated.

15 In testimony whereof, I have hereunto set my  
 16 hand on October 29, 2024.  
 17  
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18  
19                                   *Cynthia Chapman*  
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