

BEFORE THE PUBLIC EDUCATION COMMISSION

STATE OF NEW MEXICO

TRANSCRIPT OF PROCEEDINGS

OPEN PUBLIC MEETING

December 13, 2024

8:30 a.m.

Jerry Apodaca Education Building, Mabry Hall

300 Don Gaspar Avenue

Santa Fe, New Mexico

-AND-

Via Zoom Webinar

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

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2	<p>1 APPEARANCES</p> <p>2 COMMISSIONERS:</p> <p>3 PATRICIA GIPSON, Chair</p> <p>4 STEVEN J. CARRILLO, Vice Chair</p> <p>5 TIMOTHY E. BECK, Secretary</p> <p>6 ALLAN BRAUER, Member</p> <p>7 REBEKKA BURT, Member</p> <p>8 STEWART INGHAM, Member</p> <p>9 K.T. MANIS, 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 Authorizing Practices</p> <p>20 Administrator</p> <p>21 Charter School/Options for Parents</p> <p>22 and Families Division</p> <p>23</p> <p>24 MELISSA BROWN Technical Assistance and</p> <p>25 (MISSY) Training Supervisor</p> <p>Charter School/Options for</p> <p>Parents and Families Division</p> <p>CHERYL ROWE Authorizing Practices</p> <p>Administrator</p> <p>Charter School/Options for Parents</p> <p>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>
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5	<p>1 THE CHAIR: Good morning, everyone. I'm</p> <p>2 going to call to order this meeting of the --</p> <p>3 actually, we're back out of recess, and it is</p> <p>4 Friday, the 13th, and it is 8:34 a.m.</p> <p>5 So, Commissioner Beck, could you take</p> <p>6 roll, please.</p> <p>7 SECRETARY BECK: Absolutely.</p> <p>8 Commissioner Ingham.</p> <p>9 COMMISSIONER INGHAM: Here.</p> <p>10 SECRETARY BECK: Commissioner Burt.</p> <p>11 COMMISSIONER BURT: Here.</p> <p>12 SECRETARY BECK: Commissioner Taylor.</p> <p>13 COMMISSIONER TAYLOR: Here.</p> <p>14 SECRETARY BECK: Commissioner Armijo.</p> <p>15 (No response.)</p> <p>16 SECRETARY BECK: Commissioner Manis.</p> <p>17 COMMISSIONER MANIS: I am here.</p> <p>18 SECRETARY BECK: Commissioner Brauer.</p> <p>19 COMMISSIONER BRAUER: Present.</p> <p>20 SECRETARY BECK: Commissioner</p> <p>21 Clahchischilliage.</p> <p>22 (No response.)</p> <p>23 THE CHAIR: No, I think she said she would</p> <p>24 not be here today.</p> <p>25 SECRETARY BECK: Commissioner Gipson.</p>

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1 THE CHAIR: Oh, I'm here.  
 2 SECRETARY BECK: Partially.  
 3 Vice Chair Carrillo.  
 4 VICE CHAIR CARRILLO: Here.  
 5 SECRETARY BECK: Secretary Beck. There  
 6 are eight present. We do have a quorum.  
 7 THE CHAIR: And we're now on to Item  
 8 No. 3, which is Public Comment.  
 9 MS. MELISSA BROWN: We have two people  
 10 signed up for public comment. First is Jana  
 11 Holguin. Jana, please remember to spell your last  
 12 name for the court reporter.  
 13 FROM THE PUBLIC: Okay. Can you hear me?  
 14 MS. MELISSA BROWN: Yes, we can.  
 15 FROM THE PUBLIC: Good morning. My name  
 16 is Jana Holguin. J-a-n-a H-o-l-g-u-i-n.  
 17 Alma continues to operate in blatant  
 18 noncompliance with the OMA, the New Mexico Public  
 19 Records laws, and charter school requirements.  
 20 Complaints have been filed, yet there are  
 21 no consequences despite clear evidence of these  
 22 violations. The school persistently blocks public  
 23 participation in meetings. Virtual access is either  
 24 denied outright or undermined by technical failures,  
 25 such as the last meeting sound issues.

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1 Additionally, the school fails to provide  
 2 a way for public comment via webcast, a requirement  
 3 mandated by Chapter 22 Article 8B NMSA 1978  
 4 Section 7.  
 5 These repeated failures silence the  
 6 community and reflect an alarming disregard for  
 7 transparency and accountability. The actions of the  
 8 school's administrator and governing board are  
 9 indefensible.  
 10 The administrator's reporting of me before  
 11 and after a meeting while I was in my vehicle is  
 12 blatant harassment.  
 13 The board's justification, citing, quote,  
 14 "an abundance of caution," is baseless and absurd.  
 15 Caution for what? For attending a public meeting  
 16 they improperly designated as virtual only, in  
 17 direct violation of the OMA?  
 18 Equally troubling is the behavior of the  
 19 governing council president's husband, who is also a  
 20 board member. Instead of intervening to stop the  
 21 administrator's harassment, bullying, and  
 22 intimidation tactics, he laughed, encouraged it, and  
 23 excused it.  
 24 This behavior violates the school's own  
 25 bylaws, Article II-F and Article V-E under

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1 "conduct," and sends a clear message harassment,  
 2 dishonesty, and disregard for the law are tolerated.  
 3 When concerns are brought to the board,  
 4 they are dismissed, and grievances are met with  
 5 falsehoods.  
 6 For example, the board claimed the meeting  
 7 listed as "virtual only" allowed public  
 8 participation; yet, they failed to address the  
 9 locked doors that physically barred the public  
 10 access. Claiming compliance while actively  
 11 excluding the public is deceitful and unacceptable.  
 12 As Commissioner Brauer aptly noted,  
 13 "Culture eats strategy for breakfast."  
 14 Under this administration and board, the  
 15 culture at Alma is defined by broken relationships,  
 16 eroded trust, false claims, and a blatant disregard  
 17 for legal and ethical standards.  
 18 Positive outcomes cannot be expected when  
 19 such a toxic culture prevails. It is past time to  
 20 address these ongoing issues and restore  
 21 accountability and integrity to Alma.  
 22 I urge you to hold Alma accountable and  
 23 ensure compliance with the standards and laws  
 24 designed to protect our schools and their  
 25 communities.

9

1 Thank you.  
 2 MS. MELISSA BROWN: Thank you, Jana. And  
 3 I appreciate you keeping that to two minutes  
 4 exactly.  
 5 Next we have Janet van Cobljin.  
 6 FROM THE PUBLIC: Good morning, everyone.  
 7 My name is Janet van Cobljin. Last name is two  
 8 words. First word, v-a-n, space, C-o-b-l-i-j-n.  
 9 I'm just reiterating what Jana has said  
 10 and also adding it's interesting. We continue to  
 11 not get any information about what is actually going  
 12 on at Alma; although, one of the more recent  
 13 postings says, "See, the art program is alive and  
 14 well" with the one unlicensed art teacher.  
 15 What this year now, at least, year and a  
 16 half has shown us, that no matter what we do, no  
 17 matter what we find deficient or illegal apparently  
 18 just doesn't matter. It's pretty depressing.  
 19 And, yet, we will continue. And even  
 20 though it seems like it's just a few of us who are  
 21 calling in every month, there still are plenty of  
 22 people who are invested in seeing this -- don't want  
 23 to say "resolved." I want to say justice is done.  
 24 Thank you.  
 25 MS. MELISSA BROWN: Thank you. That

10	<p>1 concludes public comment.</p> <p>2 THE CHAIR: Thank you.</p> <p>3 MS. MELISSA BROWN: Sam Obenshain is not</p> <p>4 on.</p> <p>5 THE CHAIR: So Item No. 4. We have one</p> <p>6 Commissioner whose term of service is ending this --</p> <p>7 on December 30th. And then we have a new member</p> <p>8 that has been elected. So I just wanted to take</p> <p>9 this opportunity to acknowledge the term of</p> <p>10 Commissioner Armijo.</p> <p>11 I know she is deeply dedicated to serving</p> <p>12 students and families in her district and across</p> <p>13 New Mexico.</p> <p>14 She and her husband helped found a charter</p> <p>15 school in -- in Albuquerque, and she is still very</p> <p>16 much attached -- she still serves on the governing</p> <p>17 council there, so that her commitment and dedication</p> <p>18 to students and children in New Mexico should not go</p> <p>19 unnoticed. So I just want to thank her for serving</p> <p>20 children in New Mexico.</p> <p>21 SECRETARY BECK: I just also want to thank</p> <p>22 her for a real smooth transition from her being</p> <p>23 secretary to me being secretary, giving me her</p> <p>24 famous Excel spreadsheet that I could edit and</p> <p>25 manipulate and be able to do so. I appreciate her</p>	12	<p>1 founding teachers -- can't remember her name --</p> <p>2 Dr. G., or whatever they call her.</p> <p>3 But it was a wonderful event with a lot of</p> <p>4 people there, and it's a beautiful new library and</p> <p>5 beautiful new facility.</p> <p>6 Thank you.</p> <p>7 THE CHAIR: Thank you. Commissioner</p> <p>8 Carrillo.</p> <p>9 VICE CHAIR CARRILLO: And I want to --</p> <p>10 yes. I'd like to acknowledge, please, the McCurdy</p> <p>11 Charter School in the Española Valley. They were</p> <p>12 awarded with the -- from the Public Charter Schools</p> <p>13 of New Mexico with Charter School of the Year. Way</p> <p>14 to go, McCurdy. Thank you for all you do for our</p> <p>15 kids.</p> <p>16 THE CHAIR: Thank you. So I'd like to --</p> <p>17 and I apologize. I don't -- I thought I saved the</p> <p>18 exact title. But there are a number of charter</p> <p>19 school teachers throughout the state that have been</p> <p>20 recognized and are part of -- and I'm just going to</p> <p>21 refer to it as a teacher leader program. I'm going</p> <p>22 to have to find it.</p> <p>23 But Brande Bernat of Solare Collegiate;</p> <p>24 Shannon Beyer of Albuquerque School of Excellence;</p> <p>25 Melanie Bussiere of Pecos Cyber Academy; Jessica</p>
11	<p>1 help on that.</p> <p>2 THE CHAIR: Thank you very much.</p> <p>3 Sam Obenshain is coming on. I had sent a</p> <p>4 message out to him indicating that we would like to</p> <p>5 introduce him. But I guess his schedule did not</p> <p>6 permit it. I did not hear back from him. So we'll</p> <p>7 wait till January and there will be -- that'll be</p> <p>8 his first meeting, and we can introduce Sam.</p> <p>9 Sam sat in the Director's chair for a</p> <p>10 time. He served as a leader in charter schools,</p> <p>11 and, most recently, was teaching at a charter</p> <p>12 school.</p> <p>13 So his understanding and knowledge of</p> <p>14 charters will certainly help as he comes on.</p> <p>15 Processes change, but the charter world, the</p> <p>16 commitment is still there, and that doesn't change.</p> <p>17 So looking forward to seeing Sam in our</p> <p>18 January meeting.</p> <p>19 Okay. Item No. 5, School Highlights and</p> <p>20 Spotlights.</p> <p>21 Commissioner Beck.</p> <p>22 SECRETARY BECK: Yeah. I just want to say</p> <p>23 that I attended, on November 25th, the library and</p> <p>24 technology lab opening at Cottonwood Classical. It</p> <p>25 was an awesome event. It's named after one of the</p>	13	<p>1 Castro-Buelna, J. Paul Taylor Academy; Teisha</p> <p>2 Holloway, Digital Arts and Technology Academy;</p> <p>3 Elizabeth Long, Albuquerque Collegiate; Andrea</p> <p>4 Lopez, Cottonwood Classical; Aja Currey of</p> <p>5 Rio Gallinas Charter School. And the 2024-26 Teach</p> <p>6 Plus New Mexico Advocacy Fellows are Chelsea</p> <p>7 Granillo of Vista Grande and Joyce Holmes of Sixth</p> <p>8 Grade Academy in Lovington.</p> <p>9 And I apologize. I'm going to have to</p> <p>10 reopen this, because I lost some of the -- I</p> <p>11 couldn't get at the full picture, because I know</p> <p>12 there's other teachers I'm missing.</p> <p>13 I dropped off at -- I dropped off with</p> <p>14 Andrea Lopez of Cottonwood Classical.</p> <p>15 SECRETARY BECK: Okay. We have -- here.</p> <p>16 Just give it --</p> <p>17 THE CHAIR: Okay. Thanks.</p> <p>18 Michael Mack of Albuquerque Charter</p> <p>19 Academy; Joaquin Sanchez of South Valley Academy;</p> <p>20 Lauren Scott of Mountain Mahogany; Zeta Shearill,</p> <p>21 Alma d'Arte Charter High School. Thanks.</p> <p>22 THE CHAIR: I think it's all part of the</p> <p>23 Teach Plus program that they're being recognized</p> <p>24 through. Yes.</p> <p>25 Thank you and congratulations to all of</p>

<p style="text-align: right;">14</p> <p>1 them. That's a significant number of teachers. And  2 it's -- requires a commitment. So -- and the idea  3 that these schools are helping to support teachers  4 to improve the craft, congratulations to all of  5 them.  6       Anyone else?  7       (No response.)  8       THE CHAIR: Okay. Item No. 6, the Consent  9 Agenda. Commissioner Carrillo.  10       VICE CHAIR CARRILLO: Thank you, Chair  11 Gipson. I'd like to pull off for separate  12 discussion the Item 12, which is the governing body  13 bylaws for the New Mexico School for the Arts so  14 they can be addressed separately.  15       THE CHAIR: All right. That will be the  16 next item we talk about.  17       VICE CHAIR CARRILLO: Okay. Thanks.  18       THE CHAIR: So if there are no other  19 changes, I move to approve the Consent Agenda with  20 the change of removing Item No. 12.  21       COMMISSIONER TAYLOR: Second.  22       THE CHAIR: There's a motion by  23 Commissioner Gipson, a second by Commissioner  24 Taylor.  25       SECRETARY BECK: Chair Gipson.</p>	<p style="text-align: right;">16</p> <p>1       You have to press it on until that little  2 light turns green.  3       DR. KAPLAN: Oh, I see. I had to take off  4 my glasses to see, which is unusual for most people.  5       Good morning. I'm Dr. Kaplan. I'm chair  6 of the governing council at New Mexico School for  7 the Arts.  8       THE CHAIR: I'm sorry. Could you just  9 spell your last name for the record?  10       DR. KAPLAN: Kaplan. K-a-p-l-a-n. Thank  11 you.  12       I just wanted to provide you with an  13 update. The governing council members have been  14 revising all the school policies. We decided to do  15 that every year or two to make sure that they're  16 current and up to date. And part of that process  17 involved revising the governing council bylaws,  18 which hadn't been revised since the charter was  19 approved in 2010.  20       So we made some changes to it. We took  21 out language that really no longer actually fit or  22 applied to the New Mexico School for the Arts. We  23 made it more current. We ran everything by our  24 lawyer, who approved everything for us.  25       What we also did, though, is that we added</p>
<p style="text-align: right;">15</p> <p>1       THE CHAIR: Yes.  2       SECRETARY BECK: Vice Chair Carrillo.  3       VICE CHAIR CARRILLO: Yes.  4       SECRETARY BECK: Commissioner Burt.  5       COMMISSIONER BURT: Yes.  6       SECRETARY BECK: Commissioner Brauer.  7       COMMISSIONER BRAUER: Yes.  8       SECRETARY BECK: Commissioner Ingham.  9       COMMISSIONER INGHAM: Yes.  10       SECRETARY BECK: Commissioner Taylor.  11       COMMISSIONER TAYLOR: Yes.  12       SECRETARY BECK: Commissioner Manis.  13       COMMISSIONER MANIS: Yes.  14       SECRETARY BECK: Secretary Beck.  15       There are eight votes for, zero votes  16 against. The item passes.  17       THE CHAIR: That brings to us Item No. 7,  18 which would be the item removed from the Consent  19 Agenda. I don't --  20       VICE CHAIR CARRILLO: I know that -- I  21 just wanted -- Dr. Kaplan is here from New Mexico  22 School for the Arts to have the -- if there's  23 something that we need to know about this before we  24 vote on it, or something, Dr. Kaplan, that you want  25 to let us know, tell us about why this is here.</p>	<p style="text-align: right;">17</p> <p>1 an ethical responsibility -- code of ethics for the  2 governing council members. It certainly -- you  3 know, everybody on the current governing council  4 gets along and is really no problem.  5       We're looking towards the future for  6 people that will come and be governing council  7 members when those of us who are on the council will  8 leave. We just want to make sure that there's no  9 problems moving forward, as we've heard in other  10 charter schools. So we added a code of ethics for  11 all the governing council members to be aware of.  12       VICE CHAIR CARRILLO: So, Dr. Kaplan, is  13 there any chance that you can have the Supreme Court  14 do the same thing?  15       THE CHAIR: Wouldn't that be nice?  16       VICE CHAIR CARRILLO: That would be. That  17 would be.  18       I know our attorney, Ms. Barnes, had told  19 me that one of the things -- and I think that it  20 might be that you included it as well. And that's  21 language around when -- and this isn't just for you;  22 it's -- a lot of schools are adopting this -- should  23 your board drop to having less than a quorum, the --  24 to be notifying the PEC, is that now included in the  25 bylaws?</p>

18	<p>1 DR. KAPLAN: Unfortunately, it is not.  2 And I noticed that, I think this morning, that  3 there's a request for governing councils to change  4 their bylaws to include a section. So we'll go back  5 and address that in our bylaws and send it off to  6 you again.  7 VICE CHAIR CARRILLO: You don't need to  8 come again for that. We do that automatically for  9 you.  10 FROM THE FLOOR: Thank you.  11 VICE CHAIR CARRILLO: Thank you very much.  12 Any special performances you want to let  13 those of us in the north know about that are coming  14 up for the holidays?  15 THE CHAIR: You missed a great music  16 concert last night. Tonight is the Poetry Slam  17 tonight from 6:00 to 8:00.  18 MS. MELISSA BROWN: Missed the student  19 showcase fair. Like, they were selling art or  20 something.  21 THE CHAIR: Yes, that is going on. They  22 have -- the visual artists are having a sale. It  23 started last evening. It'll be this evening from  24 5:00 to 6:00 and tomorrow from 10:00 until 2:00.  25 Students are selling their artwork. The students</p>	20	<p>1 COMMISSIONER BURT: Yes.  2 SECRETARY BECK: Vice Chair Carrillo.  3 VICE CHAIR CARRILLO: Yes.  4 SECRETARY BECK: Chair Gipson.  5 THE CHAIR: Yes.  6 SECRETARY BECK: Secretary Beck, yes.  7 There are eight votes for, zero votes  8 against. The motion passes.  9 THE CHAIR: Thank you.  10 Sorry, we are on to Item No. 8, which is  11 Discussion and Possible Action on School Relocation  12 Amendment for La Academia Dolores Huerta.  13 So, Commissioners, we've had discussions  14 several times about the unfortunate -- oh. And,  15 actually, Sylvy is here. Sorry, I didn't see you.  16 So if you want to come up, come on. I  17 didn't realize you were here. Sorry.  18 (Off-mic discussion.)  19 THE CHAIR: I said we don't have to take  20 any action on it.  21 VICE CHAIR CARRILLO: (Off-mic.) No, no.  22 (Off-mic discussion.)  23 THE CHAIR: Good morning.  24 Yeah. You have to press it hard. Keep  25 your finger on it. There you go.</p>
19	<p>1 get to keep half of the proceeds. And the other  2 half of the proceeds go to the visual arts  3 department to pay for additional supplies.  4 So thank you for reminding me. I forgot.  5 And I was there last night.  6 VICE CHAIR CARRILLO: Thank you. Thank  7 you for coming, Dr. Kaplan.  8 THE CHAIR: So I move that the Public  9 Education Commission approve the governing board  10 bylaw changes for New Mexico School for the Arts.  11 COMMISSIONER TAYLOR: Second.  12 THE CHAIR: There's a motion by  13 Commissioner Gipson, a second by Commissioner  14 Taylor.  15 SECRETARY BECK: Commissioner Manis.  16 (No response.)  17 SECRETARY BECK: Commissioner Manis.  18 COMMISSIONER MANIS: Yes.  19 SECRETARY BECK: Commissioner Taylor.  20 COMMISSIONER TAYLOR: Yes.  21 SECRETARY BECK: Commissioner Ingham.  22 COMMISSIONER INGHAM: Yes.  23 SECRETARY BECK: Commissioner Brauer.  24 COMMISSIONER BRAUER: Yes.  25 SECRETARY BECK: Commissioner Burt.</p>	21	<p>1 MS. SYLVY GALVAN DE LUCERO: There we go.  2 THE CHAIR: So just for the record, your  3 name, spell your last name, and what role you're  4 holding.  5 MS. SYLVY GALVAN DE LUCERO: So Sylvy  6 Galvan de Lucero. It's a mouthful on the last name.  7 G-a-l-v-a-n, space, d-e, space, L-u-c-e-r-o. I'm  8 the head administrator/superintendent of La Academia  9 Dolores Huerta in Las Cruces, New Mexico.  10 THE CHAIR: So thanks for coming up.  11 Commissioners, we have all of the  12 materials that are required for the notification.  13 And so I guess I'll just ask. How is it going?  14 MS. SYLVY GALVAN DE LUCERO: It's a little  15 stressful. We start physically moving next week on  16 Monday. So we've been granted access next week  17 starting on the 16th. So I left everybody at home  18 busily packing, taking final inventory, one last  19 check of everything and making sure everything is  20 clearly labeled and ready for the moving trucks. A  21 little nervous to end up the school year in this  22 way, but also excited to kind of get settled in our  23 now home.  24 THE CHAIR: How did it go with parents?  25 MS. SYLVY GALVAN DE LUCERO: I was</p>

<p style="text-align: right;">22</p> <p>1 incredibly nervous to present it to the parents, 2 because we are going to be sharing space with a high 3 school, and I knew that that would be a concern. 4 We've had three separate parent meetings 5 ever since everything became official to address any 6 concerns. And, really, their biggest concerns is, 7 "How can we help you," and, "What can we do to help 8 you get there?" 9 Once we assured them we've invested some 10 money into some security gates like you see at 11 concerts and stuff to kind of block off no-entry 12 areas and stuff to block off spaces so kids won't be 13 trying to cross into areas of the hallway where 14 they're not allowed -- even though it's very 15 separate already. But we thought we'd take that 16 extra step. So parents were happy that we took the 17 time to do that. 18 And, yeah, it was received incredibly 19 well. One parent just kept saying, "I just don't 20 understand why we have to move." 21 And I said, "Well, you can go talk to 22 Las Cruces Public Schools," because that's really 23 where it comes down to. But so far, so good. I 24 haven't had any complaints; so... 25 THE CHAIR: So you didn't lose any --</p>	<p style="text-align: right;">24</p> <p>1 wasn't going to work. 2 We did find another building. But what 3 they were asking as far as financial commitment was 4 way more than we could possibly afford at the 5 current moment. We continue the search. Every GC 6 meeting, that is the main point of discussion, what 7 have we seen, what have we found. 8 We were looking at a building that was 9 previously occupied by Explore Academy. But we were 10 informed it does not have the proper fire 11 suppression systems. And just to update those to 12 house a school would exceed the budget, currently. 13 And also it didn't have the proper division of 14 classrooms, so we'd have to invest some money into 15 creating those divisions. 16 So, again, so far we've kind of hit a 17 dead-end every turn. But we haven't given up. So 18 we're still looking. Every day I drive around and 19 make sure I don't wreck while I'm looking to see 20 what the number is of that building; so... 21 THE CHAIR: So is there any possibility of 22 looking at land and putting portables up? 23 MS. SYLVY GALVAN DE LUCERO: Definitely. 24 It's finding land in a reasonable area. Right now 25 the land that is available is way up in the</p>
<p style="text-align: right;">23</p> <p>1 MS. SYLVY GALVAN DE LUCERO: No. We've 2 actually gained a few, because they know we're going 3 to be more centrally located a little bit. So we've 4 gained a handful of students. 5 We've only had one saying she won't be 6 joining us when we move, because her mom works at a 7 local middle school, and it would be easier to take 8 her to school with her. But we've actually gained 9 three because of the move, so we're offsetting that. 10 THE CHAIR: Great. And I know you haven't 11 quite moved yet. But looking to -- 12 MS. SYLVY GALVAN DE LUCERO: To the 13 future. 14 THE CHAIR: Next. Yeah. 15 MS. SYLVY GALVAN DE LUCERO: So we've 16 continued to look and search. 17 Chair Gipson, you're familiar with 18 Las Cruces. There's not a lot of options. We did 19 find one location in the Old Mesilla area, and we 20 were really excited. But once we got the capacity 21 certificates from the fire department, we realized 22 that already, at our current enrollment, we would be 23 exceeding capacity, once we included staff, and it 24 would leave us no room to grow. 25 So as much as we loved the location, it</p>	<p style="text-align: right;">25</p> <p>1 foothills of the Organ Mountains, which is within a 2 financial reasonable aspect. But that doesn't -- 3 it's growing a lot in that direction. So that might 4 be an option as well. 5 THE CHAIR: Thanks. 6 Commissioner Ingham. 7 COMMISSIONER INGHAM: I'm interested that 8 The Explore Academy had occupied it and something 9 changed. Is PSFA telling you that that building 10 is -- the fire suppression system is required? Is 11 it PSFA that's asking for that? 12 MS. SYLVY GALVAN DE LUCERO: Both PSFA and 13 the Realtor in charge of that building. That's why 14 Explore Academy was no longer in there and moved to 15 another building. 16 THE CHAIR: It was a temporary location 17 until where they are at was ready. It wasn't going 18 to be a permanent -- 19 COMMISSIONER INGHAM: Was there a special 20 dispensation to use it for a little while? 21 MS. SYLVY GALVAN DE LUCERO: A little 22 while. 23 COMMISSIONER INGHAM: The other concern I 24 had. It sounds like you're putting up gates in 25 corridors, sounds like. Have you already got that</p>

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1 approved with your fire marshal? Because there are  
 2 going to be some real specific requirements as far  
 3 as what kind of hardware you use on those gates and  
 4 how that can be accessed, because it's a real tricky  
 5 issue, and it can be problematic.  
 6 MS. SYLVY GALVAN DE LUCERO: No. I  
 7 understand completely. That was one of our main  
 8 concerns. If we have to evacuate the building if  
 9 something happens, how easy is it to open up that  
 10 gate. We did discuss it with the fire department to  
 11 make sure we're in compliance with all of it.  
 12 COMMISSIONER INGHAM: Okay. I really hope  
 13 you do -- because, in conversation with PSFA,  
 14 they're very -- I mean, they're very anxious about  
 15 occupying old buildings.  
 16 MS. SYLVY GALVAN DE LUCERO: I understand.  
 17 SECRETARY BECK: And they would really  
 18 like charter schools to be finding places with newer  
 19 facilities, obviously, that doesn't -- because what  
 20 they want and what's reality doesn't really matter.  
 21 But I would encourage you to be diligent to move  
 22 forward on another property.  
 23 MS. SYLVY GALVAN DE LUCERO: Oh, no.  
 24 Definitely. That is our ultimate dream is to have  
 25 our own place, so no longer having to face this type

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1 of situation.  
 2 COMMISSIONER INGHAM: I don't know the  
 3 exact -- but I think that we have had some success  
 4 with some schools petitioning PSFA and the PSCOC to  
 5 fund new projects. It's difficult and belaborous  
 6 [ph]. And there are some other options that we may  
 7 be coming across soon. So keep abreast of that.  
 8 And we're going to try and work with MFA to keep  
 9 some financing going, as best as we can. So keep  
 10 abreast of that, if you can.  
 11 MS. SYLVY GALVAN DE LUCERO: Good.  
 12 Definitely. I'll keep that on top of my list.  
 13 SECRETARY BECK: (Off-mic.)  
 14 THE CHAIR: I move that the PEC accept the  
 15 school relocation amendment set forth in the PEC  
 16 folder, Item 8, and that the change be reflected as  
 17 an amendment to the charter contract.  
 18 COMMISSIONER BRAUER: Second.  
 19 THE CHAIR: There's a motion by  
 20 Commissioner Gipson, a second by Commissioner  
 21 Taylor. (verbatim)  
 22 SECRETARY BECK: Chair Brauer.  
 23 COMMISSIONER BRAUER: Just,  
 24 Commissioner --  
 25 SECRETARY BECK: Commissioner. I'm sorry.

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1 COMMISSIONER BRAUER: Yes.  
 2 SECRETARY BECK: Ex Chair. Ex-Chair  
 3 Brauer. Long week.  
 4 Commissioner Ingham.  
 5 COMMISSIONER INGHAM: (Off-mic.)  
 6 SECRETARY BECK: Commissioner Taylor.  
 7 COMMISSIONER TAYLOR: Yes.  
 8 SECRETARY BECK: Commissioner Manis.  
 9 COMMISSIONER MANIS: Yes.  
 10 SECRETARY BECK: Commissioner Burt.  
 11 COMMISSIONER BURT: Yes.  
 12 SECRETARY BECK: Vice Chair Carrillo.  
 13 VICE CHAIR CARRILLO: Yes.  
 14 SECRETARY BECK: Chair Gipson.  
 15 THE CHAIR: Yes.  
 16 SECRETARY BECK: Secretary Beck, yes.  
 17 There are eight votes for, zero votes against. The  
 18 motion passes. Thank you.  
 19 MS. SYLVY GALVAN DE LUCERO: Thank you,  
 20 all. Have a good day.  
 21 THE CHAIR: We are on to Item No. 8, which  
 22 is the introduction of new head (off-mic).  
 23 VICE CHAIR CARRILLO: No. 9.  
 24 DIRECTOR CORINA CHAVEZ: Chair Gipson,  
 25 Commissioners, Joe Dan Lovato is here as the new

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1 head administrator of San Diego Riverside. And I'm  
 2 glad that he's there in person to meet you all.  
 3 So that was an item on the Consent Agenda.  
 4 And here he is.  
 5 Joe Dan, please be sure to spell your last  
 6 name for the court reporter, and welcome.  
 7 MR. JOE DAN LOVATO: Very well. Good  
 8 morning. I think everybody can hear me; right?  
 9 Good morning, Madam Chair, members of the  
 10 Commission, and Charter School Division. My name is  
 11 Joe Dan Lovato. Joe Dan, J-o-e, space, capital  
 12 D-a-n. You got a two-for-one this morning. That's  
 13 my name. Don't call me "Joe."  
 14 Last name, Lovato. L-o-v-a-t-o.  
 15 A little bit about me. I grew up in  
 16 New Mexico. I'm homegrown, as they would say. I'm  
 17 from Roy, New Mexico, huge city up in the  
 18 northeastern part of our beautiful state.  
 19 I was recently with Turquoise Trail  
 20 Charter School as a principal. I had the privilege  
 21 of serving as their middle school principal for two  
 22 years, and as the principal of special projects and  
 23 after-school time, before-school time programming.  
 24 My first year there, I was honored to lead  
 25 us to a Best of Santa Fe, Third Place. Last year,



<p style="text-align: right;">30</p> <p>1 we were Best of Santa Fe, Second Place. There's no 2 doubt in my mind, if I had been there a little 3 longer, we would have got that First Place. 4 Formerly coming from Mark Armijo Academy 5 -- I know one of our Commissioners' husband is the 6 namesake of the school -- where I was happy to lead 7 them to a Governor's STEM Challenge Championship 8 Title. And then twelve years with La Resolana 9 Leadership Academy, where I was a STEM director and 10 science educator, and also able to do different 11 things for our students, such as bringing classes in 12 crypto-zoology and extra-terrestrial investigations, 13 which I think Commissioner Carrillo would be very 14 interested in sitting in one of my classes. 15 Now, I'm humbled to sit here before you to 16 be with San Diego Riverside Charter School as their 17 new director and principal. 18 Let's see. I served on many boards, 19 including the New Mexico Science Teachers 20 Association, the New Mexico Teacher of the Year 21 board, and, currently, am the Chair of Solare 22 Collegiate Charter School's board. 23 So I'm here to stand for any questions 24 that you might have for me this morning. 25 THE CHAIR: Well, for this piece of the</p>	<p style="text-align: right;">32</p> <p>1 question? 2 THE CHAIR: Sure. 3 COMMISSIONER INGHAM: Are you going to 4 stay on your board chair position at Solare? 5 MR. JOE DAN LOVATO: Now that we're no 6 longer a founding board, I feel I'm in a position to 7 be able to support the head administrator, at least 8 until the end of the school year. I plan to step 9 down so that I can focus on this huge endeavor that 10 I've taken on. 11 COMMISSIONER INGHAM: Thank you. 12 THE CHAIR: Okay. So Item No. 10 is 13 Discussion and Possible Action Under the 14 Intervention Letter on San Diego Riverside Charter 15 School. 16 So we have -- we have a report. We have 17 the CSD audit of actions that -- we asked for an 18 audit of the condition document so that we know 19 whether they've completed, whether they haven't 20 completed, what was supposed to be done, most of it 21 by July 1. I'm using that as a -- by the end of 22 last school year. 23 DIRECTOR CORINA CHAVEZ: And, Chair 24 Gipson, I'm happy to provide some information about 25 that.</p>
<p style="text-align: right;">31</p> <p>1 agenda, I'm just going to say glad to see you. Very 2 helpful. Thank you very much, you know. It's -- 3 I'm hopeful. I appreciate you taking on the 4 challenge as well. 5 MR. JOE DAN LOVATO: Thank you, 6 Madam Chair. Appreciate that. 7 VICE CHAIR CARRILLO: Just want to echo 8 what Chair Gipson said. Very happy that you are 9 taking this on. I know you know the challenges that 10 lay before you. And as I'm fond of saying, hope is 11 not a strategy. So I'm sure you're going to come 12 back to us at some point and let us know what you're 13 doing, and then a repeat -- and let us know how 14 you're doing. 15 MR. JOE DAN LOVATO: Absolutely, 16 Commissioner. We will make a solid, sound plan 17 moving forward. 18 VICE CHAIR CARRILLO: Thanks for your 19 service. 20 THE CHAIR: Now we're on to Item No. 10 -- 21 you can stay there -- which is you. 22 MR. JOE DAN LOVATO: Okay. 23 THE CHAIR: That's why I was separating 24 out the happy from the -- 25 COMMISSIONER INGHAM: May I ask a</p>	<p style="text-align: right;">33</p> <p>1 THE CHAIR: Certainly. 2 DIRECTOR CORINA CHAVEZ: Okay. 3 Commissioners, you have a few of the 4 documents in your materials that are helping with 5 this item. 6 And the audit document that the Charter 7 Schools Division compiled is Item 10.a.2. 8 And -- and as best we could, because, as 9 Mr. Lovato shared, he's fairly new to the school and 10 learning on a daily basis about what has occurred at 11 the school prior to his arrival. 12 So he and I have spent a lot of time 13 talking about what has gone on at the school. And 14 so this is, if you will, a work in progress. And my 15 apologies. But I do think that it's been a really 16 helpful exercise for both Mr. Lovato and I to take a 17 look at these items again, and then for him to go 18 back to the school and do a little bit more 19 research. 20 So this document was created as of 21 December 6th. But just yesterday, I believe -- or 22 perhaps it was the day before -- there was some 23 additional data brought to the formatting. So I'll 24 let Mr. Lovato speak to that, because the CSD has 25 not had the ability to review the data he submitted.</p>

<p style="text-align: right;">34</p> <p>1           When we last talked about this school and 2 looked at the conditions document -- and, again, 3 thank you -- thank you, Missy, for putting it up. 4 I'll be scrolling through as I speak as well. 5           One of the items was the end-of-the-year 6 proficiency and growth results from the internal 7 school assessment that is used as a baseline. 8           And the school did, in fact, complete the 9 end-of-year assessment and provided us with the 10 figures that you see before you now. 11          One of the items for this discussion, 12 Item 10.b., is a little bit more information about 13 the proficiency and growth data, because we asked 14 the school to send student files. And Dr. Russell 15 will be able to speak to that. 16          But for now, let's just keep scrolling 17 through. 18          So I would say Condition 1 was completed. 19          Condition 2, we say was completed in terms 20 of the Transition Year Checklist. 21          And in terms of the unaddressed items from 22 Jemez Valley Public Schools, incomplete, because 23 although the math DASH was completed and the student 24 needs assessment was completed, the revised internal 25 control policies and procedures had not yet been</p>	<p style="text-align: right;">36</p> <p>1           THE CHAIR: I guess I just need a little 2 clarification. The concern at this point in time is 3 not that those committees don't exist; it's just 4 that they're not posted. 5           DIRECTOR CORINA CHAVEZ: Correct. 6           THE CHAIR: So they've been meeting. 7           MR. JOE DAN LOVATO: Yes, that is correct. 8           THE CHAIR: Okay. Yeah. Okay. I feel a 9 little better. I'm just -- so, unfortunately, 10 Mr. Lovato is here, and he takes the brunt of -- you 11 know, he's inherited all of this. 12          And the only thing I'm going to say is 13 these actions that solely required the board to 14 work, it didn't require any head administrator 15 input. So it didn't matter what was going on at the 16 main office, who was there -- if there was no one 17 there. These actions simply required the board to 18 do this. 19          So that's where I'm really challenged with 20 the fact that it's taken now this long to get that 21 done, when all they -- that was a process that they 22 alone were responsible for and didn't need anything 23 else. 24          So thank you, because I think you're 25 putting fire under them. I really appreciate that.</p>
<p style="text-align: right;">35</p> <p>1           adopted by the governing board at the time that this 2 document was completed. They were set to be adopted 3 by the board on December 10th, and Mr. Lovato can 4 share with us if that has actually taken place. 5           And the other item was the finance and 6 audit committee's establishing the -- the names 7 and -- of the people who sit on the finance and 8 audit committee. So though they gave us the names, 9 they were not posted to the school's website last 10 time we checked. 11          I -- I'm going to pause and see if you 12 want me to keep going through the conditions as I am 13 right now, or if you want to ask any questions about 14 the first two conditions before moving on. 15          THE CHAIR: So can you verify that -- the 16 revised internal control policies? Was that done on 17 the 10th? 18          MR. JOE DAN LOVATO: Madam Chair, yes, 19 that was completed. 20          THE CHAIR: Okay. But the committee's 21 names and -- 22          MR. JOE DAN LOVATO: We are currently 23 working to establish that, so that with hopes that 24 next week, as we revamp our website, these things 25 are posted.</p>	<p style="text-align: right;">37</p> <p>1           But it's still that growing concern that the board 2 continues to not feel any real responsibility to 3 honor deadlines at all. 4           MR. JOE DAN LOVATO: Madam Chair, if I 5 may, I am really excited. I know one of the items 6 later on in this document is the mentorship. We're 7 working really closely with PCSNM. We've 8 established some great folks there to provide 9 mentorship for our board, as well as myself. 10          And, again, I think many of these items 11 that, as you're pointing out, should have been done, 12 you know, with ample time, we are getting back on 13 track with these items, and people are receiving the 14 support that they require in order to get these done 15 in a timely fashion. 16          VICE CHAIR CARRILLO: Thank you. 17          DIRECTOR CORINA CHAVEZ: Shall I continue, 18 Chair Gipson? 19          THE CHAIR: No. Commissioner Ingham wants 20 to say something. 21          COMMISSIONER INGHAM: Yeah. I -- I agree 22 with the challenge here is that that's kind of a 23 reversal of roles, that you would have to be chiding 24 the board to do their actions. That makes me really 25 concerned.</p>

<p style="text-align: right;">38</p> <p>1 And do you have any new board members?</p> <p>2 MR. JOE DAN LOVATO: Yes. So my first</p> <p>3 board meeting was night before last. And one of my</p> <p>4 goals was to recruit at least one new board member.</p> <p>5 And we do have one prospective new board member that</p> <p>6 we will be vetting. -- they will be vetting. They</p> <p>7 will be hopefully taking action in January.</p> <p>8 COMMISSIONER INGHAM: With some level of</p> <p>9 expertise in some portion of the board's</p> <p>10 responsibility?</p> <p>11 MR. JOE DAN LOVATO: What's that?</p> <p>12 COMMISSIONER INGHAM: With some level of</p> <p>13 expertise in the board's responsibilities?</p> <p>14 MR. JOE DAN LOVATO: Yes, sir, absolutely.</p> <p>15 COMMISSIONER INGHAM: This is the concern,</p> <p>16 obviously, that we have, that this has been an</p> <p>17 ongoing saga of just unresponsiveness, which, in</p> <p>18 most worlds -- in my world -- that's -- you just get</p> <p>19 dismissed. You're unresponsive; you cease to exist.</p> <p>20 And so I -- I hope that the existing board</p> <p>21 members would -- would take this matter seriously</p> <p>22 and not keep us continually having to chide them to</p> <p>23 performance. That's just as unacceptable. And if</p> <p>24 that's -- if that continues to be the case, we</p> <p>25 can't -- we can't -- we can't continue to support</p>	<p style="text-align: right;">40</p> <p>1 Still, it is up to the board on whether they would</p> <p>2 take action. I am highly encouraging them, moving</p> <p>3 forward, that they do recruit new members, and new</p> <p>4 members that they are familiar with that can step in</p> <p>5 and help support their endeavor.</p> <p>6 THE CHAIR: I understand they're</p> <p>7 appointed. I fully get that. But they're</p> <p>8 appointed, and their one job is to hire and oversee</p> <p>9 the head administrator, so that that conversation is</p> <p>10 a little concerning.</p> <p>11 MR. JOE DAN LOVATO: Sure.</p> <p>12 THE CHAIR: Commissioner Carrillo.</p> <p>13 VICE CHAIR CARRILLO: This is</p> <p>14 board-related also. So right now, you have a</p> <p>15 seven-member board; is that correct?</p> <p>16 FROM THE FLOOR: I believe there's only</p> <p>17 five.</p> <p>18 VICE CHAIR CARRILLO: Five right now?</p> <p>19 MR. JOE DAN LOVATO: Yes.</p> <p>20 VICE CHAIR CARRILLO: Is your goal to have</p> <p>21 seven?</p> <p>22 MR. JOE DAN LOVATO: I think that would be</p> <p>23 a question for our chair. But being that I'm on a</p> <p>24 board myself, I think that seven to nine folks on a</p> <p>25 board would be a sufficient board.</p>
<p style="text-align: right;">39</p> <p>1 that.</p> <p>2 MR. JOE DAN LOVATO: Completely</p> <p>3 understandable.</p> <p>4 THE CHAIR: So can I just quickly link on</p> <p>5 to that?</p> <p>6 There's a little bit of tension -- you</p> <p>7 know, boards very much rely on head administrators</p> <p>8 to do a lot of the postings and getting agendas out</p> <p>9 and things like that.</p> <p>10 But for a head administrator to be</p> <p>11 involved in the recruitment of their bosses, that's</p> <p>12 where there's, you know, a little -- yeah. Yeah,</p> <p>13 you know.</p> <p>14 So that's where, you know, I appreciate</p> <p>15 the thought and wanting to get this straight. But</p> <p>16 there is that -- you know, there's that fine line,</p> <p>17 you know, that -- head admins and boards, you know.</p> <p>18 And I think it's oftentimes kind of blurred.</p> <p>19 MR. JOE DAN LOVATO: Sure. I think it's</p> <p>20 something larger with the charter schools that many</p> <p>21 of the schools that are appointed positions aren't</p> <p>22 voted on. Being on a board myself, I think it's</p> <p>23 really critical to find the right fit for the right</p> <p>24 school, along with the right fit for the board.</p> <p>25 So these are merely just recommendations.</p>	<p style="text-align: right;">41</p> <p>1 VICE CHAIR CARRILLO: A good idea. Then</p> <p>2 you can have subcommittees and things instead of</p> <p>3 having to always post notices.</p> <p>4 So I'm happy to hear that people are</p> <p>5 cognizant of recruiting new members. Also, it's</p> <p>6 always a good idea to have a bench in your back</p> <p>7 pocket, at least, like, two or three people you're</p> <p>8 thinking of. Because you never know what happens.</p> <p>9 Life happens. People leave town or whatever. I'll</p> <p>10 let you know where I'm coming from in terms of the</p> <p>11 board.</p> <p>12 I'll have confidence when they display</p> <p>13 their competence. Because when it was renewal time</p> <p>14 a year ago, right about this moment, this room was</p> <p>15 full. They brought a number of people from the</p> <p>16 tribal community, as well as a lot of little kids,</p> <p>17 because they know that -- because they know that</p> <p>18 we're -- we get taken by that.</p> <p>19 But I had no problem saying -- and I'll</p> <p>20 say it to you -- that this is on you. Because for</p> <p>21 the last 20 years -- and speaking to the elders as</p> <p>22 well as -- for the last 20 years, you've neglected</p> <p>23 this school.</p> <p>24 And so that's why I'm glad you're working</p> <p>25 with PCSNM, so the board really understands their</p>

<p style="text-align: right;">42</p> <p>1 role, their active role, in working with you.</p> <p>2 Also, in keeping with OMA, we find we have</p> <p>3 a lot of trouble with some of our tribal schools in</p> <p>4 following the OMA directives, constantly going into</p> <p>5 executive session when they shouldn't, meetings that</p> <p>6 are not posting correctly.</p> <p>7 I know you're very familiar with OMA. I'm</p> <p>8 hoping that Matt and the others at PCSNM give them</p> <p>9 the direction and skills that they need. For me,</p> <p>10 personally, that's something I'm going to really be</p> <p>11 looking at is the board. Okay.</p> <p>12 DIRECTOR CORINA CHAVEZ: Chair Gipson, I</p> <p>13 just wanted to make you aware that the chair of the</p> <p>14 board, Ms. Creel, is in the audience. I don't know</p> <p>15 if you would like for her to be promoted to the</p> <p>16 panel and to be able to speak.</p> <p>17 THE CHAIR: Yeah. That's fine.</p> <p>18 So I fully get not hiring a mentor for</p> <p>19 someone who's an interim, you know. So that, you</p> <p>20 know, I have no issue with.</p> <p>21 And I'm glad that they're coming in,</p> <p>22 because I think anyone that you have an opportunity</p> <p>23 to lean on is going to be really important, you</p> <p>24 know, sounding boards, whatever.</p> <p>25 But the fact that, once again, the board</p>	<p style="text-align: right;">44</p> <p>1 audit, to know --</p> <p>2 DIRECTOR CORINA CHAVEZ: Chair Gipson,</p> <p>3 Commissioners, I worked with Joe Dan to take</p> <p>4 inventory and do the audit of these items. So the</p> <p>5 school has a math DASH plan in place and a student</p> <p>6 needs assessment.</p> <p>7 And the two items that were incomplete had</p> <p>8 to do with the board internal control policies and</p> <p>9 posting the names of the finance and audit committee</p> <p>10 membership.</p> <p>11 THE CHAIR: Okay. Thank you. Thank you.</p> <p>12 DIRECTOR CORINA CHAVEZ: Yes.</p> <p>13 So moving on to Item 3, as you've</p> <p>14 mentioned, Commissioners, we know that the school</p> <p>15 has a contract currently with Public Charter Schools</p> <p>16 New Mexico consultants. Teresa Archuleta and Diego</p> <p>17 Gallegos have been working with the school, and</p> <p>18 quite frankly has been support to the head</p> <p>19 administrator.</p> <p>20 I don't know how frequently they have met</p> <p>21 with the board. But there is a -- there is some</p> <p>22 support in place from PCSNM.</p> <p>23 The other administrative mentor that was</p> <p>24 identified early on with the condition document that</p> <p>25 we were updated before, said that Dr. Kristina</p>
<p style="text-align: right;">43</p> <p>1 didn't move forward to get the mentorship for</p> <p>2 themselves -- you could have been here a whole lot</p> <p>3 earlier, because they -- you know, there wasn't that</p> <p>4 guidance, that help for the board to get them to</p> <p>5 that place where we're -- we are now.</p> <p>6 So that's where, once again, the board</p> <p>7 could have started the mentorship for themselves for</p> <p>8 the school year and waited for the mentorship of the</p> <p>9 head administrator whenever they got the new head</p> <p>10 administrator in.</p> <p>11 But they delayed on it all. And the two</p> <p>12 are very separate items, you know. And, once again,</p> <p>13 we're sitting here because things weren't -- haven't</p> <p>14 been completed. And I think if someone had been</p> <p>15 able to be there, you know -- because I know behind</p> <p>16 the scenes, have been people there. But they</p> <p>17 haven't been in an official capacity.</p> <p>18 So, you know, it's hard. So that's</p> <p>19 just -- it's unfortunate.</p> <p>20 Can I just quickly go back to the items</p> <p>21 that are noted as complete with the Jemez Pueblo</p> <p>22 CAP, so that -- and maybe the Director can -- I</p> <p>23 don't know who -- I don't know who did the audits of</p> <p>24 the -- the conditions from Jemez Pueblo's -- Jemez</p> <p>25 Public Schools Corrective Action Plan, who did that</p>	<p style="text-align: right;">45</p> <p>1 Kommander, who comes from Walatowa, would serve as</p> <p>2 the administrative mentor.</p> <p>3 However, when Mr. Lovato and I looked at</p> <p>4 the -- looked at the -- or discussed the contract</p> <p>5 with Ms. Kommander, it was for teaching and not</p> <p>6 administrative mentorship.</p> <p>7 So I think that that is why that was</p> <p>8 labeled as incomplete, because there was some</p> <p>9 instructional transformation work that has been done</p> <p>10 working in collaboration with Walatowa High Charter</p> <p>11 School. But unless Mr. Lovato has found an MOU</p> <p>12 since we last spoke, I don't believe that there is a</p> <p>13 signed MOU between the two schools.</p> <p>14 And I'll let him respond to see if he</p> <p>15 found any evidence of an MOU.</p> <p>16 THE CHAIR: So my understanding was that</p> <p>17 the administrative mentorship was also coming from</p> <p>18 PCSNM. Am I incorrect on that?</p> <p>19 MR. JOE DAN LOVATO: That is now recently</p> <p>20 occurring. I can't speak to that prior to me</p> <p>21 getting here, like I said, 15 days to today.</p> <p>22 But there was not a contract initiated. I</p> <p>23 did uncover an MOU this week that stated that</p> <p>24 Dr. Kommander would be serving in this capacity.</p> <p>25 However, PCSNM is offering that form of</p>

46	<p>1 mentorship with the board and myself. We have the 2 guidelines that I'm hoping that when we come into 3 January, we can establish a solid and sound mentor 4 that can be available to myself for the rest of the 5 school year.</p> <p>6 THE CHAIR: Because I had conversations 7 with folks from PCSNM that they were just waiting 8 for the contract to be executed for the 9 administrative. So this is, like, new. So I'm -- 10 I'm surprised, because there's been multiple 11 conversations with PCSNM and the school about that 12 mentorship, going back to June.</p> <p>13 MR. JOE DAN LOVATO: Yeah. There might be 14 some confusion -- I think there is some on my end, 15 too -- to make sure I get information. I didn't ask 16 prior questions. What was presented in front of me 17 was that Dr. Kommander was working in that capacity.</p> <p>18 However, PCSNM has also stepped in as 19 well. I will not say it's a double mentorship of 20 the more of somebody that's giving sound advice. 21 It's more for the board and making sure we're all 22 connected and collaborating in the right way.</p> <p>23 THE CHAIR: Thanks. And I apologize, I 24 thought there was an item further down, because it's 25 separated out on the agenda. But can we go back to</p>	48	<p>1 should be 8 percent student proficiency in ELA.</p> <p>2 It was reported that there was 3 zero percent student proficiency in math. We've 4 uncovered that it's actually 6 percent in 5 proficiency, still nowhere near what we would like 6 our students to be.</p> <p>7 And, yeah, we're going to be working -- 8 this is one of our number one endeavors right now is 9 ensuring that our students are receiving adequate 10 education and increasing these numbers and 11 proficiency for ELA and math.</p> <p>12 THE CHAIR: Okay. Appreciate that. We'll 13 just need the update for next month. So thank you.</p> <p>14 COMMISSIONER INGHAM: Does that mean this 15 is not complete? It's incomplete?</p> <p>16 DIRECTOR CORINA CHAVEZ: Correct. It 17 sounds like these figures are incorrect, 18 Commissioner Ingham. And we will need to change the 19 results based on what Mr. Lovato has uncovered.</p> <p>20 MR. JOE DAN LOVATO: If there are more 21 questions for this specific aspect, I know that 22 Dr. Kommander and Ms. Shaw, I think, are online. 23 They worked on these dashboards, specifically 24 Dr. Kommander. They could probably provide a little 25 bit more in-depth information.</p>
47	<p>1 the Item 1? Because I know the Deputy Director did 2 some work on the data. So could you just give us an 3 update on that?</p> <p>4 DR. BRIGETTE RUSSELL: Of course. Chair 5 Gipson, Commissioners, I did look at the most recent 6 data submission -- again, this is from several weeks 7 ago, so if you've submitted anything in the last 8 week I have not looked at it. And I still had 9 questions.</p> <p>10 The NWEA data, I still had issues with it. 11 CSD is planning on a visit on either 12 January 9th or 10th to the school. And I'm going to 13 sit down with Mr. Lovato and Ms. Garcia and look at 14 all of it and so that we can clear everything up.</p> <p>15 THE CHAIR: Okay.</p> <p>16 DR. BRIGETTE RUSSELL: Because there 17 are --</p> <p>18 THE CHAIR: So whenever you get that, it 19 needs to be provided.</p> <p>20 MR. JOE DAN LOVATO: Madam Chair, there 21 was an update as of this week. And going through 22 the data, I think what was presented before you with 23 respect to the end-of-year last year was something 24 like 14 percent in student proficiency in ELA. 25 We've gone back and reviewed that. That</p>	49	<p>1 THE CHAIR: I think at this point in time, 2 because we don't have that in front of us, it would 3 be better for us if we could ask those questions 4 once we get the information.</p> <p>5 MR. JOE DAN LOVATO: Okay. Sure.</p> <p>6 THE CHAIR: That would just be easier for 7 us. And I appreciate that you're -- you're working 8 on this. I do.</p> <p>9 DIRECTOR CORINA CHAVEZ: Shall I go on, 10 Chair Gipson?</p> <p>11 All right. Hearing no response to --</p> <p>12 THE CHAIR: (Inaudible.)</p> <p>13 DIRECTOR CORINA CHAVEZ: Okay. So now 14 we're on to the strategic goals associated with 15 Condition 3 and looking at the instructional 16 transformation. And there does seem to be a little 17 bit of overlap with some of these. But this is 18 specifically saying there should be an MOU between 19 the San Diego Riverside and Walatowa. And although 20 we have clear evidence that Walatowa has worked with 21 the school, we did not find an MOU in place.</p> <p>22 Again, this was an item to be placed on 23 the governing board agenda for San Diego Riverside 24 on December 10th. And, Mr. Lovato, I'm not sure if 25 they -- if the board actually passed an MOU.</p>

50	<p>1 MR. JOE DAN LOVATO: Yes, Madam Chair, and</p> <p>2 members of the Commission, as of December 10th in</p> <p>3 our -- my first meeting, we did approve an MOU that</p> <p>4 was presented before them months ago. Right now</p> <p>5 what I'm working on is trying to ensure that this is</p> <p>6 also established with Walatowa High School so that</p> <p>7 all parties are on the same page.</p> <p>8 DIRECTOR CORINA CHAVEZ: Thank you for</p> <p>9 that update.</p> <p>10 So then --</p> <p>11 THE CHAIR: I just want to say, we did</p> <p>12 not -- we did not direct that an MOU be created. We</p> <p>13 directed that the mentorship and the strategic</p> <p>14 planning take place. If the parties determine that</p> <p>15 an MOU would best serve that, then that's what needs</p> <p>16 to be done.</p> <p>17 But nowhere in this condition does it say</p> <p>18 that there has to be an MOU. So that's up to -- you</p> <p>19 know, you figuring out. There -- I believe there</p> <p>20 had been an MOU from when they were with Jemez</p> <p>21 Public Schools. It may have carried over. I'm not</p> <p>22 fully clear on that anymore.</p> <p>23 But we did not specify that an actual MOU</p> <p>24 had to be created.</p> <p>25 DIRECTOR CORINA CHAVEZ: And, Chair</p>	52	<p>1 The next thing the school said that they</p> <p>2 would do is to share staff with Walatowa. And you</p> <p>3 will see that that is complete. There are contracts</p> <p>4 in place for science, math, and ELA teachers, who</p> <p>5 are going to San Diego Riverside and teaching</p> <p>6 courses.</p> <p>7 THE CHAIR: So let me just ask. Did the</p> <p>8 board vote for the MOU on the 10th?</p> <p>9 MR. JOE DAN LOVATO: Yes. We did vote in</p> <p>10 favor for that.</p> <p>11 THE CHAIR: Okay.</p> <p>12 DIRECTOR CORINA CHAVEZ: The next item is</p> <p>13 the indigenous culture development and identifying</p> <p>14 ways to integrate culture into the school.</p> <p>15 And this is something that is evidenced</p> <p>16 with the school activities, in partnership with</p> <p>17 Jemez Pueblo, occurring and affecting the calendar</p> <p>18 so that students can participate in tribal events.</p> <p>19 The final action step under this is to --</p> <p>20 again, this is repeat from above -- which is to</p> <p>21 working with the PCSNM mentor, update governing</p> <p>22 board policies and procedures.</p> <p>23 And so the school has begun, because when</p> <p>24 we look at the timeline, it says, "Did it begin in</p> <p>25 June?"</p>
51	<p>1 Gipson, my first review for you and the Commission</p> <p>2 was a high-level analysis of the condition language</p> <p>3 as the PEC approved, which is what you see in</p> <p>4 boldface right now.</p> <p>5 If you scroll down, Ms. Brown, to the</p> <p>6 items that are considered the strategic goals, these</p> <p>7 were set by the school and submitted to the PEC and</p> <p>8 signed by the board of San Diego Riverside.</p> <p>9 So I did a drill-down analysis of these</p> <p>10 particular items. Although the PEC did not say that</p> <p>11 the school must have the MOU with Walatowa, that is</p> <p>12 what the board agreed to when they signed and sent</p> <p>13 you this more specific plan.</p> <p>14 So that's what I analyzed. And I could</p> <p>15 walk through those -- that's what I'm walking us</p> <p>16 through.</p> <p>17 But thank you for that clarification. And</p> <p>18 if there should be some change on the specific</p> <p>19 strategic goals, I think that it would be important</p> <p>20 for the school, as well as the Charter Schools</p> <p>21 Division, to have an understanding of the</p> <p>22 expectations of the PEC for any potential change in</p> <p>23 those strategic goals/actions and activities that</p> <p>24 the school originally presented.</p> <p>25 So that's where that's coming from.</p>	53	<p>1 And so the mentors have begun working with</p> <p>2 the school. So the updated policies and procedures</p> <p>3 are not final, but it was to start in June and</p> <p>4 continue. So we gave credit for that work getting</p> <p>5 started.</p> <p>6 For Condition 4.a., this is about the</p> <p>7 student academic growth and the school creating a</p> <p>8 robust and strategic educational plan with</p> <p>9 comprehensive teacher training.</p> <p>10 And the CSD rated this -- this Condition</p> <p>11 4.a. as incomplete, because although the school has</p> <p>12 begun to make progress on many items, they didn't</p> <p>13 start immediately, as indicated in the proposed</p> <p>14 timeline.</p> <p>15 And we can scroll down to the specific</p> <p>16 actions for teacher training that start with Agile</p> <p>17 Mind Math. And I know that the school was able to</p> <p>18 obtain training in November. I don't think that it</p> <p>19 began in July. But there was a training that has</p> <p>20 taken place.</p> <p>21 THE CHAIR: So this is where I am</p> <p>22 challenged at this point in time. I don't want to</p> <p>23 have to keep going month after month after month</p> <p>24 looking at this document that really should have</p> <p>25 been finalized in -- by our August meeting, just --</p>

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1 you know, because the school was supposed to do  
 2 this.  
 3 This was not supposed to be -- and is this  
 4 on? -- this ongoing thing. So this -- for me at  
 5 this moment in time, they've either done it or they  
 6 haven't done it. And then we deal with that.  
 7 We take whatever appropriate action, and  
 8 then the school gets to move on with what they need  
 9 to do right now. And we're not continuing to go  
 10 back to this and saying, "Oh, that's still  
 11 incomplete."  
 12 It -- you know, in December, what was  
 13 supposed to be due in August can't still be  
 14 incomplete. It's either yes or no at this moment in  
 15 time. There may be reasons why there's a no. "We  
 16 didn't have a head administrator." Fine. But we're  
 17 beating a dead horse here with this.  
 18 And I don't find -- I don't think it's --  
 19 I don't think it's productive for you. I think it's  
 20 great that you have conversations about what the  
 21 condition was and what the school needs to do. That  
 22 was the goal.  
 23 But I think we -- we have to now say this  
 24 wasn't done, plain and simple. And 99 percent of  
 25 this -- or 100 percent of it is on the board that

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1 they didn't take the action that they were supposed  
 2 to move on.  
 3 There was a head administrator who was  
 4 interim. But he was being paid to be the head  
 5 administrator. So the work was either done or it  
 6 wasn't done.  
 7 And if there has to be further action, if  
 8 the Commission determines that there should be  
 9 further action on the Intervention Ladder, fine. We  
 10 move on that way.  
 11 But I don't want to have to keep this on  
 12 the agenda every month to keep looking at this to  
 13 say, "Have they finished what they were supposed to  
 14 do back in August?"  
 15 There's going to be an annual report;  
 16 yeah? I forget -- so there will be.  
 17 DR. BRIGETTE RUSSELL: There will not be  
 18 an Annual Report, because last year, '23-'24, was  
 19 their last year as a district charter.  
 20 There will be a report for the current  
 21 school year. But that won't be done until the end  
 22 of this school year.  
 23 THE CHAIR: So I think there's new data we  
 24 need and want that I'm -- I just don't find any  
 25 reason why we're -- we're going back -- to close

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1 this out, plain and simple. I don't know how  
 2 everyone else feels. But this is just, you know, an  
 3 exercise, I think, in futility for everyone  
 4 involved.  
 5 VICE CHAIR CARRILLO: In terms of --  
 6 DIRECTOR CORINA CHAVEZ: And, Chair  
 7 Gipson --  
 8 THE CHAIR: I recognized Commissioner  
 9 Carrillo. I'm sorry.  
 10 VICE CHAIR CARRILLO: So in terms of the  
 11 data for this school year, '23-'24, Ms. Russell,  
 12 when would we expect to have that?  
 13 DR. BRIGETTE RUSSELL: For '23-'24?  
 14 VICE CHAIR CARRILLO: Is this '24? Oh,  
 15 that's right. For '24-'25.  
 16 DR. BRIGETTE RUSSELL: You mean from  
 17 '24-'25. Not until the fall.  
 18 VICE CHAIR CARRILLO: Okay. So what's  
 19 interesting to me, my understanding of -- and this  
 20 is an issue. What this reminds me of is why we had  
 21 Epicenter was to have more immediacy in getting  
 22 results, not having to wait -- you're shaking your  
 23 head no, but my head is going yes, because in terms  
 24 of -- I remember first speaking with these people  
 25 and floating this idea with Commissioner Manis and

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1 Commissioner Taylor.  
 2 The idea was immediacy, so schools  
 3 wouldn't have to wait forever to take action.  
 4 That having been said -- because that's  
 5 going to be revisited; otherwise, it's just what the  
 6 heck. I think it was someone with CSD saying, "Now  
 7 we've just got more things we've got to do."  
 8 But in terms of what Commissioner Gipson  
 9 was saying, Joe Dan -- do you want me to call you  
 10 "Joe Dan" or "My Liege" or --  
 11 MR. JOE DAN LOVATO: Joe Dan is okay.  
 12 VICE CHAIR CARRILLO: So, Joe Dan, I can't  
 13 tell you how many times we are told, "We are working  
 14 on it, we are planning on it, this is our intent,"  
 15 until we're blue in the face, and six months goes  
 16 by. I just want to echo Chair Gipson's frustration  
 17 with that. There's a point that it's yes or no, and  
 18 if it stays no, we take the actions we need to take.  
 19 MR. JOE DAN LOVATO: Chair Gipson and  
 20 Commissioner Carrillo, what I'm understanding now by  
 21 going through this the last few days is there are  
 22 some things that were completed. There was just a  
 23 breakdown in communication to ensure that these  
 24 things were documented in a timely fashion.  
 25 And so, for example, this Agile Mind PD,

<p style="text-align: right;">58</p> <p>1 we did uncover that there is continuous professional 2 development. And this individual who we did 3 contract with Walatowa is utilizing this as the 4 cornerstone for their curriculum in the classroom. 5 And so I think part of it is just making 6 sure that that communication is established. 7 There are many items that we went through, 8 me and Ms. Chavez reviewed. And as I started 9 looking at things, these things were done. They 10 just weren't either voted on on the board's end, or 11 they just weren't documented accurately. 12 And so that's where I'm stepping in to try 13 to see where these things fell within that timeline. 14 But, like I said, with the exception -- I 15 know that whenever this was first presented to me, 16 the completion of the Jemez Valley Public School 17 Corrective Action Plan was marked as incomplete. 18 That was one of the first things that Ms. Shaw 19 showed me. Because it was my understanding that 20 without the completion of that, many of these things 21 on this list wouldn't be able to be completed in the 22 first place. 23 It was just a matter of ensuring that we 24 could locate that document in the drive, from what I 25 understand, which was shared, and, again,</p>	<p style="text-align: right;">60</p> <p>1 I'm in favor -- I don't know what that 2 looks like. But I'm certainly in favor of allowing 3 you the time and the grace to be able to -- to 4 figure out what direction we need to go. 5 And if that's in continued consultation 6 with CSD, that's great, you know. That's great. 7 They're a great resource for those kind of things. 8 So -- but I agree. I don't think we need 9 to hear this every month, you know, and go over 10 these things; so... 11 THE CHAIR: Okay. And Commissioner Beck, 12 and then Commissioner Brauer. 13 SECRETARY BECK: Yeah. I fully agree with 14 Commissioner Taylor and what you're saying, you 15 know. I'm wholly impressed with the last half hour 16 with you. I feel really good that you're there. 17 And we know what's gone on. We've been 18 dealing with it for two years. We see it. 19 So I think we have to give you the time to 20 be able to do what you need to do. And it seems 21 like you're doing it, and you're doing it correctly 22 and efficiently and with speed. So I'm with you on 23 that, for sure. 24 THE CHAIR: Commissioner Brauer, and then 25 Commissioner Burt.</p>
<p style="text-align: right;">59</p> <p>1 documenting that these things were completed in 2 ample time. 3 There are some things that, you know, 4 we'll call it for what it is. The ball was dropped. 5 But many of these items, they were just completed. 6 We just had to backtrack and find out exactly when 7 they were completed and document those accurately. 8 THE CHAIR: Commissioner Beck and 9 Commissioner Taylor. 10 Oh, I'm sorry. 11 Commissioner Taylor. 12 COMMISSIONER TAYLOR: So I -- my theory on 13 this, really, is that you're thrown into the bull 14 ring, man, you know. And, so, to me, I feel like we 15 have to be able to extend the time and the grace for 16 you to -- to -- to be able to figure out which 17 direction you need to go and so forth. 18 So you have a list of things that are 19 incomplete. You have a list of things that you know 20 you need to work on. You're experienced. You're 21 aware of what needs to be done. 22 I do feel like this is sort of almost 23 punitive for you, and it creates a lot of red tape 24 for you to have to work through before you can 25 really get to the meat of the matter.</p>	<p style="text-align: right;">61</p> <p>1 COMMISSIONER BRAUER: Madam Chair, 2 Commissioners, I'm going to join that bandwagon and 3 just say, first off, thank you. Thank you for 4 jumping into this, knowing full well the challenges 5 you were going to be jumping in on. 6 And I just really appreciate you, 7 Mr. Lovato, for jumping in. I know that you know me 8 in an ancillary way. I never worked directly with 9 you. I know everywhere you've been, you've done 10 really good work, and I know people respect you and 11 think very highly of you. 12 I want to give credit where credit's due 13 with the board, with the governing council, for 14 making this hire. That's one of the three main 15 things you're responsible for. 16 Ms. Creel, I think this is a really good 17 hire, and I think you're going to be bringing some 18 great skill sets into this. 19 I do agree -- I can already hear 20 Commissioner Carrillo say, "We don't have time to 21 wait. What are we going to wait? 30 days? 60 22 days? 90 days to see change? Two years to see 23 change?" 24 I want to see it, too, see the school 25 thrive.</p>



<p style="text-align: right;">62</p> <p>1 We need time. And to give you time to --</p> <p>2 I mean, just the way that you came in and presented</p> <p>3 today, it's -- you're prepared. You're getting --</p> <p>4 when was your first day?</p> <p>5 MR. JOE DAN LOVATO: My first official day</p> <p>6 was November 18th. I was hoping to get some</p> <p>7 on-boarding and -- the on-boarding resulted in --</p> <p>8 the end of the day, with a letter from the previous</p> <p>9 administrator that went out to all charter leaders</p> <p>10 in the entire state. So that was my first day on</p> <p>11 the job.</p> <p>12 COMMISSIONER BRAUER: Happy almost</p> <p>13 anniversary on your first month. I think this an</p> <p>14 important thing for us to -- we're a group of people</p> <p>15 who care deeply about schooling and kids and doing</p> <p>16 right.</p> <p>17 And so I feel the frustration of things</p> <p>18 that have not yet been done yet. And I know that</p> <p>19 the Charter School Division is working hard to</p> <p>20 support as well.</p> <p>21 I love the fact that you're doing some of</p> <p>22 the bigger things, like mentorship, getting that set</p> <p>23 up, seeing the two people that are working with --</p> <p>24 the Public Charter Schools of New Mexico. Acronyms?</p> <p>25 Not today. Not today.</p>	<p style="text-align: right;">64</p> <p>1 gets better quickly. And so that was my -- I don't</p> <p>2 want you to leave with my metaphor backwards.</p> <p>3 MR. JOE DAN LOVATO: I only joke. Thank</p> <p>4 you.</p> <p>5 THE CHAIR: You've now been on antibiotics</p> <p>6 for almost a month. Now we're -- now we're go- --</p> <p>7 Commissioner Burt -- oh. Is this your hand still</p> <p>8 up?</p> <p>9 COMMISSIONER BURT: Yeah. I just took it</p> <p>10 down.</p> <p>11 THE CHAIR: I can't see it.</p> <p>12 COMMISSIONER BURT: I just took it down</p> <p>13 because I knew you were going to call on me next.</p> <p>14 Good morning, everyone. Hi, Joe Dan.</p> <p>15 You know, ditto to what everyone already</p> <p>16 said.</p> <p>17 And, also, I do understand the -- the</p> <p>18 frustration of going over this list.</p> <p>19 But my -- my kind of feelings on it are, I</p> <p>20 think we tried for the last year-plus to do this by</p> <p>21 kind of letting CSD and the school communicate with</p> <p>22 each other and then bring information to us. And I</p> <p>23 don't think that's been working.</p> <p>24 It feels like there's been not clear</p> <p>25 communication, I don't know in any way, shape, or</p>
<p style="text-align: right;">63</p> <p>1 And I think those two people have such</p> <p>2 great experiences in multiple areas of education.</p> <p>3 So I just feel -- I'm feeling almost at that</p> <p>4 point -- we're at the -- we're at the ear infection</p> <p>5 stage is what I like to call it, where you start</p> <p>6 taking the medicine.</p> <p>7 We have a new person here. It gets maybe</p> <p>8 a little bit worse, like an earache does, like an</p> <p>9 ear infection, it gets worse before it gets better</p> <p>10 once you take medicine.</p> <p>11 But we're at that stage now. We're</p> <p>12 getting the medicine in. You're getting to know</p> <p>13 things. I feel like -- I'm just excited about this.</p> <p>14 I'm not excited about where we are on some of these</p> <p>15 things. But I know we're going to move forward,</p> <p>16 just like getting better from an ear infection does.</p> <p>17 So thank you very much.</p> <p>18 MR. JOE DAN LOVATO: I think my wife might</p> <p>19 agree. I sometimes am an ear infection to some</p> <p>20 people. But I appreciate this to get this back on</p> <p>21 track.</p> <p>22 COMMISSIONER BRAUER: Just to be clear,</p> <p>23 you're the medicine, not the -- it gets -- you take</p> <p>24 medicine for an ear infection. I don't know. For</p> <p>25 me, it always gets worse. And then it progressively</p>	<p style="text-align: right;">65</p> <p>1 form, towards us from them to -- like, I feel like</p> <p>2 the communication lines have been really not great</p> <p>3 over the past year.</p> <p>4 So I actually -- I know that it's -- like,</p> <p>5 I actually think it is helpful to go over the list,</p> <p>6 because I do think this is the only opportunity that</p> <p>7 I've seen that the school gets clear expectations is</p> <p>8 when they're actually speaking with us directly.</p> <p>9 So I would actually propose that we do</p> <p>10 review the list. If it's going to be that we're</p> <p>11 just frustrated every time that there are certain</p> <p>12 things that aren't done that should be done, then we</p> <p>13 should stop reviewing the list. But what I actually</p> <p>14 do think could be a helpful measure to go through</p> <p>15 and actually clear out some of these things is to</p> <p>16 get a report of what has happened over the course of</p> <p>17 the last month.</p> <p>18 And it would just be kind of, "The last</p> <p>19 month, we were able to close out these two items."</p> <p>20 We're not going to get closure on a lot of</p> <p>21 these items for a while. I mean, it is going to</p> <p>22 take time. And especially when I hear things like,</p> <p>23 "Oh, this item was closed. We got the percentages</p> <p>24 of the last year proficiency. We're good to go on</p> <p>25 this one," and it actually wasn't correct; right?</p>

<p style="text-align: right;">66</p> <p>1           So to me, I think there's probably going 2 to be more things that are going to be uncovered, 3 you know. After one thing is done, probably two or 4 three things are going to be added to the plate 5 because of what you find and what happens. 6           So I don't know if it necessarily has to 7 be monthly. But I actually do think the clear 8 expectations at this point are necessary, because I 9 don't want to get to a space where we're two, three 10 months down the road. We haven't reviewed this. 11 There's been communication happening behind the 12 scenes. And then we're -- we come to the PEC, and 13 we're like, "These are the expectations. Why isn't 14 this happening? Why isn't this happening?" And 15 there's not clear communication going on behind the 16 scenes. 17           That's been my experience over the past 18 year with this school. And the process of how this 19 has worked is it feels clear to me when we send off 20 and then chaos ensues and lack of communication or 21 miscommunication happens, and then things don't end 22 up being completed the way that the PEC expectations 23 are, at least on this list. 24           I mean, I'm also going to remind. There's 25 probably a whole other list for Mr. Lovato to have</p>	<p style="text-align: right;">68</p> <p>1           is to not overreact to urgent matters. 2           I mean, we have to -- it has to be 3 systemic. It has to be thoughtfully cleared out. 4 It has to have, like, a reason why. Are we doing 5 this item? Are we doing it to check it off the list 6 for the PEC? Or are we doing it because it's going 7 to increase student outcomes; right? 8           And if they're going to do it to check it 9 off the PEC, that can probably be done pretty quick. 10 It's easy to check things off and be, like, "Yep, 11 done." 12           If it's part of a whole system of 13 improvement of a school, and there's a deeper 14 meaning, a deeper reason behind why you're doing 15 these items, it's much more complicated than 16 checking the box off the list. 17           So I don't -- I mean, I'm conflicted, 18 because, obviously, I do -- you know, my favorite 19 thing to say is, you know, that's that kid's only 20 third-grade year right now. While all the adults 21 are trying to figure it out, this is someone's only 22 third-grade year. And this is it. This is what 23 they get, you know. 24           And that's hard to grapple with. It's 25 very difficult to grapple with.</p>
<p style="text-align: right;">67</p> <p>1           to do that has nothing to do with what we are 2 overseeing right now. I mean, there's a whole -- I 3 am -- this is a tiny little piece of turning around 4 a school. Like, this is, you know, 10 percent -- 5 we're at the top of the iceberg kind of thing. 6           So, in addition, like I said, ditto to 7 what everyone said. I do think -- you know, I'm 8 not -- I'm not going to make a motion to move down 9 the Intervention Ladder right now because I don't 10 know what that's going to help. I don't see it 11 helping, because I don't think these things are 12 going to be fixed. 13           Like, as I review through all of these 14 items, some of them, I guess, could be quick fixes. 15 But there's a lot of systemic deep things at this 16 school that have to happen. And it's just not -- 17 you know, I don't see a resolution in the coming 18 month, like, realistically, to where we're just 19 going to complete this and be, like, "This is done." 20           That being said, obviously, this is an 21 urgent matter. There's kids in the school right now 22 who are or are not being served. But I also -- and 23 this is my -- this is always my kind of 24 recommendation to -- you know, when there's 100 25 things on a plate of someone, the best thing to do</p>	<p style="text-align: right;">69</p> <p>1           The other option is that the school 2 closes; right? I mean, like, that's where we lead 3 down. 4           So I think if we're at a space where we 5 have a new head administrator. We have a governing 6 board mentor that's on board. Mentor is coming for 7 the head administrator. Like, these things are 8 going to come. I do think it's going to take time 9 to figure out. 10           I'm also -- I'm also wondering if the plan 11 that was made with the governing board and the 12 former administrator is the same plan that should be 13 moving forward in the next school year, you know. 14 So that's also -- I mean, once again, if we're doing 15 it to check off the box, that's one thing. 16           But -- and so are we going to require that 17 that box gets checked, because it was submitted to 18 us and it has to get checked. But if it's actually 19 not in the best interests of the school at this 20 moment, should we continue doing that? 21           So I also think it takes some time to 22 figure out, is the plan that was developed the plan 23 that should be continued moving forward? Or was 24 that a Band-Aid fix, you know, until the permanent 25 head administrator is going to be hired.</p>

<p style="text-align: right;">70</p> <p>1 It's complicated, and I do think that we, 2 as authorizers, we do have to have some patience in 3 this exact moment, because unless we're ready to 4 start moving down a revocation path, I do think the 5 alternative is that we provide the time and space 6 and make sure the expectations are clear from our 7 side as to exactly what the expectations are and how 8 to accomplish those.</p> <p>9 I don't know if there's a different -- 10 like, if we take the checklist that's happened, 11 remove the things that are done, create something 12 that is -- makes it very clear what the expectations 13 are, you know -- and that way, for example, like 14 Chair Gipson said with the item with the MOU -- 15 right? -- okay. Well, we need the plan. We don't 16 need the MOU; right? From the PEC expectations, 17 this is what -- this is how you accomplish this 18 clearly kind of thing.</p> <p>19 So I do think there needs to be some 20 clarity of how to -- what these things look like to 21 be kind of closed out from our additional oversight.</p> <p>22 I -- and I -- honestly, like, I -- I don't 23 envy Joe Dan's position. I don't envy Ms. Creel's 24 position of trying to, like, figure this system out 25 and create a system to do this.</p>	<p style="text-align: right;">72</p> <p>1 just a CSD report of, like, "This is what's 2 happening." 3 But it also just seems like there's a lot 4 of confusion, not -- there's a lot of lack of 5 organization of all this -- of all this information. 6 And it's not just from the school side. It does 7 seem to be from our side as well.</p> <p>8 So I would love for that to be cleared up 9 moving forward.</p> <p>10 THE CHAIR: So Julia wants to say 11 something, and then you can go.</p> <p>12 MS. JULIA BARNES: I just wanted to 13 outline where I think you are, what the rule does, 14 what the contract negotiations did.</p> <p>15 You voted for a three-year contract for 16 this school, which is short, and there are 17 challenges to that.</p> <p>18 The condition compliance document was 19 negotiated with that in mind, and it was -- it is 20 very particular. It outlines things that the school 21 wanted to do that were going to be in progress.</p> <p>22 So I -- then the rule is looking at a 23 record of performance for this school. You're six 24 months into something, and the school is just now 25 kind of on -- on the possible track. But you -- but</p>
<p style="text-align: right;">71</p> <p>1 And I, honestly -- I'm definitely -- I'm 2 kind of just open -- I hope some Commissioners have 3 some answer to the balance of how do we do things 4 urgently, but productively?</p> <p>5 And my -- my biggest worry is, you know, 6 we create these barriers to allowing the change at 7 the school to happen for the things that are most 8 important and most urgent first; right?</p> <p>9 Like, is the posting on the website the 10 most urgent thing? Or is it the teaching and 11 learning in the classroom?</p> <p>12 I'm just trying to weigh -- it's -- we're 13 in a difficult -- I think we're in a difficult 14 position. Because the school's in such a difficult 15 position, genuinely, it puts us in a bad spot.</p> <p>16 So that's kind of where my thoughts are. 17 I don't -- and, like I said, my only suggestion is 18 that we do somehow create some kind of system of 19 communication that's directly -- directly 20 communicates PEC expectations, what the success 21 looks like for that PEC expectation, and being able 22 to get report on just what was able to be 23 accomplished month over month.</p> <p>24 And maybe that it's not that Mr. Lovato 25 and Ms. Creel actually have to come. Maybe it's</p>	<p style="text-align: right;">73</p> <p>1 you've also lost six months of a three-year term. 2 So -- so I think that the option -- the 3 Intervention Ladder can lead to revocation, but it 4 is also the process that leads you to help a school 5 have clarity of that.</p> <p>6 So the compliance -- the condition 7 compliance document can be modified again under this 8 new leadership and said, "We wanted to fix math. 9 Here's our idea about fixing math." Whatever it is, 10 that can be looked at, because that's where I think 11 the clarity can come in.</p> <p>12 So from my view, at a minimum, the school 13 should consider the condition compliance document 14 and make it relevant to them right now. That 15 doesn't mean it needs to have 30 items.</p> <p>16 If the new head administrator thinks that 17 five items work, then great. Propose that. But 18 that should be the clarification.</p> <p>19 You have been placing schools on Notices 20 of Concern when something didn't happen so it was 21 part of the record, and then either put them back in 22 good standing or and then -- you know, did something 23 else.</p> <p>24 So whether you take action on that right 25 now or not is up to you. But I think those are the</p>

<p style="text-align: right;">74</p> <p>1 tools that are available to you.</p> <p>2 Because as Chair Gipson was just</p> <p>3 clarifying, you're not going to get an annual report</p> <p>4 for another year. You're not going to get a report</p> <p>5 on this Notice of Concern till the end of the year.</p> <p>6 So I don't think it needs to be Draconian</p> <p>7 and punitive on the school. But I do think that</p> <p>8 that Record of Performance is something that you</p> <p>9 should consider making.</p> <p>10 And so, I don't know. I have a draft</p> <p>11 motion that you don't have to do it or not. But it</p> <p>12 does allow the school to come back with a revised</p> <p>13 condition compliance document. Because right now,</p> <p>14 without it, I'm unclear what they're supposed to be</p> <p>15 doing.</p> <p>16 You know, it -- all of those items said</p> <p>17 they were going to do this by this, they were going</p> <p>18 to meet biweekly, and they were going to do that.</p> <p>19 That's what they should be doing.</p> <p>20 So I think you could clearly give the</p> <p>21 school and this new head administrator an</p> <p>22 opportunity to come forward with whatever they want</p> <p>23 and give him the time that he needs. But that's my</p> <p>24 thinking.</p> <p>25 THE CHAIR: Commissioner Carrillo, then</p>	<p style="text-align: right;">76</p> <p>1 think it's really important for this particular</p> <p>2 school, because before you were even sitting in that</p> <p>3 chair, it was just a parade of excuses for</p> <p>4 everything not getting done. And everybody passing</p> <p>5 the buck to somebody else and no one taking</p> <p>6 responsibility.</p> <p>7 And so, I mean, that's -- that's where I'm</p> <p>8 going to come from on there is clear things under</p> <p>9 the Intervention Ladder, and you do them, or you</p> <p>10 don't. I have no intention of trying to revoke</p> <p>11 anything for this school. If anything, I think</p> <p>12 there needs to be a stronger partner between this</p> <p>13 school and Walatowa, and so that they're not getting</p> <p>14 seventh-graders that read at a second-grade or</p> <p>15 first-grade level.</p> <p>16 Walatowa High School is ninth grade;</p> <p>17 right?</p> <p>18 Okay. They're not getting ninth-graders</p> <p>19 that read at a second-grade level. And that's going</p> <p>20 to be on you and the partnership that you create.</p> <p>21 So I'm not for a pass because the sun rose</p> <p>22 this morning. Absolutely not. Been down this road</p> <p>23 for a year.</p> <p>24 THE CHAIR: Okay. Commissioner Ingham.</p> <p>25 COMMISSIONER INGHAM: Okay. Being it --</p>
<p style="text-align: right;">75</p> <p>1 Commissioner Ingham.</p> <p>2 VICE CHAIR CARRILLO: So --</p> <p>3 THE CHAIR: Did you already speak? All</p> <p>4 right already.</p> <p>5 VICE CHAIR CARRILLO: So, first, because I</p> <p>6 chuckled. Must have been not 15, 20 minutes. But I</p> <p>7 chuckled when Commissioner Brauer said, "I can hear</p> <p>8 Commissioner Carrillo saying 'Kicking the can one,</p> <p>9 month, two months, six years' -- no.</p> <p>10 What I was saying was nobody gets any</p> <p>11 awards for getting out of bed in the morning. No</p> <p>12 matter how much I like you personally, Joe Dan --</p> <p>13 and I have 100 percent confidence in you -- we've</p> <p>14 been through this so long, it doesn't matter whose</p> <p>15 sitting in your chair. There needs to be</p> <p>16 accountability.</p> <p>17 So when it comes time -- and I would like</p> <p>18 to get through this entire list. And when it comes</p> <p>19 time to take some sort of an action, I'm absolutely</p> <p>20 going to support some sort of -- the next step, a</p> <p>21 Letter of Concern or the Intervention Ladder.</p> <p>22 Why wouldn't we? Doesn't mean we don't</p> <p>23 have confidence. It means we're holding everything</p> <p>24 that happened up to this day accountable.</p> <p>25 And I think that's really important. I</p>	<p style="text-align: right;">77</p> <p>1 okay. Here's what I'm going to say. I want</p> <p>2 clarification of what we're proposing; okay?</p> <p>3 So it seems to me what I hear is that</p> <p>4 we -- well, first thing I want to reiterate,</p> <p>5 something that Commissioner -- Rebekka -- I'm</p> <p>6 sorry -- Burt said, is what do we really, really,</p> <p>7 really want? And we want those kids to get an</p> <p>8 education.</p> <p>9 And so, for me, all this folderol is</p> <p>10 really -- it isn't folderol. It's important. But</p> <p>11 right now, the urgent matter is that we get the most</p> <p>12 qualified people teaching those kids as quickly as</p> <p>13 possible.</p> <p>14 And so that is urgent.</p> <p>15 This is -- this list is important, but it</p> <p>16 isn't the primary urgency. Okay.</p> <p>17 So what I hear people saying is, I think,</p> <p>18 that we need to, one, truncate this to some degree.</p> <p>19 We can go through the list with you, truncate it --</p> <p>20 go through it really quickly and just say, "At this</p> <p>21 point, this is not done, and we're going to make a</p> <p>22 Notice of Concern because it's not done."</p> <p>23 And then we're going to say, "You look at</p> <p>24 this list, and you tell us, does this make sense?</p> <p>25 Does this -- is there some of these things on this</p>

<p style="text-align: right;">78</p> <p>1 list that are past history, done, throw them away, 2 and that you have different ideas?"</p> <p>3 And to be brutally honest with you, I hope 4 you have some different ideas, because this has just 5 been -- I can't say it out loud, okay?</p> <p>6 So for me, it feels like we need to do 7 what we need to do today. Then we need to give you 8 this list and say, "Look, you have got a little time 9 to cogitate and come up with what your real position 10 is on this list."</p> <p>11 And you need to speak to your board and 12 talk to them about -- because they need to direct 13 this also. This doesn't need to be just you. And 14 then come back to us and say, okay, at their next 15 meeting, "This doesn't pertain."</p> <p>16 "I don't want to beat this horse anymore, 17 but I do want to beat this horse."</p> <p>18 "I do want to take this action." 19 "This one, I need time to assess the 20 community and see what's going to make sense to 21 develop this."</p> <p>22 And I agree. I don't want to put you 23 under a gun to -- to come up with solutions that are 24 half-cooked because you just feel like you have to 25 check a box.</p>	<p style="text-align: right;">80</p> <p>1 going to be my suggestion, 'cause I certainly 2 don't -- I'm not looking to revoke the school.</p> <p>3 But we are looking -- we have to set up 4 some kind of guidelines. But I think -- to me, it 5 would be more productive, instead of you coming back 6 and saying, "Here, this is what my suggested edits 7 on the condition documents are," and then we're 8 looking at a meeting and saying, "Ah, I think it 9 should be this," I think it would be more productive 10 if we jointly, like, a subcommittee -- like, 11 contract subcommittee -- a subcommittee of 12 Commissioners sat with the school and with CSD and 13 said, "Okay. Let's get a clear idea of what our 14 expectations are, what the school feels is 15 reasonable that can -- that can be done by the end 16 of the year," because, once again, we don't have 17 that annual report that we're going to have.</p> <p>18 But it's -- "You need to know what we need 19 to know." And we need to know what is fair and 20 reasonable for -- you know, to be able to get to us 21 by June -- there may be -- between now and the short 22 time that if we did set this up, there's going to 23 be -- you know, "Oh, this is done. But, look, this 24 came up," you know.</p> <p>25 So I think it would be beneficial to all</p>
<p style="text-align: right;">79</p> <p>1 I want, more than anything, that you be 2 able to focus for the next -- before the next 3 semester starts and being able to have personnel at 4 your school that are going to do a good job to the 5 best of their ability -- with whatever limitations 6 they have -- but they have the ability to empower 7 them to teach those kids.</p> <p>8 After that, we can assess this list. You 9 can take -- you can knock some of them off, and you 10 can say, "No, there's different stuff than what 11 Commissioner Burt said."</p> <p>12 There's a whole load of things that you 13 need to address.</p> <p>14 So I'm in favor of giving you that time. 15 I hope you don't take it personal that we issue a 16 Letter of Concern. It needs to happen, because they 17 have been unresponsive.</p> <p>18 After this, please, just do your best to 19 get those kids some learning in this last semester 20 of this year.</p> <p>21 That's all I'm really -- my heart's desire 22 is that they don't lose this last semester and that 23 they make some progress. Did I -- do I have a 24 correct assessment of what this --</p> <p>25 THE CHAIR: Yeah. So this -- this was</p>	<p style="text-align: right;">81</p> <p>1 of us to sit down at the table again. 'Cause a lot 2 of the parties have changed, and so that everyone is 3 clear on what's going to be done.</p> <p>4 And some things, then, the CSD could 5 report -- you know, during that time, if it's a -- 6 if it's a simple, "Oh, they fixed their website," 7 you know, that could come out in the Director's 8 Report. Oh, you know, that's -- we're good.</p> <p>9 And then we set a time frame when we're 10 going to look at the -- the accomplishment and say 11 "This all -- this needs to be done by, you know, 12 this date," and we're clear on that.</p> <p>13 And that the Letter of Concern goes out, 14 and it's going to be cleared out whenever this is -- 15 whatever the agreement is is cleared out as well.</p> <p>16 And if we can parse out some of it, simply 17 by a report-out by the Director, because it was so 18 simple, fine.</p> <p>19 And I think that's -- not that I don't 20 like seeing you. But I don't think it's -- you have 21 better use of your time than to come here, 'cause 22 now you're missing school, and you've barely started 23 there.</p> <p>24 You might still need GPS to get there. 25 So, you know, it's -- so we want to look</p>

<p style="text-align: right;">82</p> <p>1 at what's -- what is fair and reasonable.</p> <p>2 So that was my recommendation, that we --</p> <p>3 you know, we create that subcommittee. We get it</p> <p>4 clear so that we know what everyone is expecting.</p> <p>5 Because it's unproductive to keep looking back at</p> <p>6 this document. And I think there's -- I think</p> <p>7 there's additional things we're thinking about that</p> <p>8 we want to see.</p> <p>9 Commissioner Brauer.</p> <p>10 COMMISSIONER BRAUER: Madam Chair, I want</p> <p>11 to full-throated agree with that. I think that also</p> <p>12 is a value-based decision from our Commission, from</p> <p>13 our values that we have, especially around respect.</p> <p>14 There is no grace, I don't think, for our</p> <p>15 values. But I think that this is an adaptive</p> <p>16 leadership model that we all, at the end of the day,</p> <p>17 Commissioner Ingham, you're right. We just want to</p> <p>18 see students thrive. We want to see a community</p> <p>19 thrive. That's inherently part of the school's</p> <p>20 purpose at Walatowa.</p> <p>21 And -- you know, the -- meaning the</p> <p>22 pueblo, the people there, as opposed to the school,</p> <p>23 just via -- and I think that this provides an</p> <p>24 opportunity for new leadership and the char- -- the</p> <p>25 charter's governing council to come together with us</p>	<p style="text-align: right;">84</p> <p>1 we are being considerate and value-based, but, at</p> <p>2 the same time, being urgent, Commissioner Carrillo,</p> <p>3 and making sure we're not letting this go, but we</p> <p>4 need to see continued growth.</p> <p>5 THE CHAIR: I mean, I think it's</p> <p>6 sometimes -- when we say, "Oh, let the school do</p> <p>7 this and come back to the meeting," I think</p> <p>8 sometimes at the meeting -- not intentionally -- but</p> <p>9 it turns out to be a "shame on you" moment in those</p> <p>10 conversations, so that the conversation is much</p> <p>11 better had at a table, you know, and getting it set,</p> <p>12 so that in the public forum, there's a professional</p> <p>13 agreement as to what we're going to do and not</p> <p>14 this -- you know, this isn't the forum to do</p> <p>15 negotiations.</p> <p>16 So I think that's the -- I think that's</p> <p>17 what we want the Commission to be -- we want schools</p> <p>18 to see us as that partner, you know. So that's --</p> <p>19 that's why my suggestion is for that subcommittee to</p> <p>20 meet and give him a little bit of time to be able to</p> <p>21 look at all of this and figure out, "Okay, this</p> <p>22 is -- this is really -- this is my critical mass."</p> <p>23 Commissioner Beck.</p> <p>24 SECRETARY BECK: As a retired guy and a</p> <p>25 former educator, I'd be glad to be on that</p>
<p style="text-align: right;">83</p> <p>1 to kind of figure out a solution together.</p> <p>2 Because we could continue to do the same</p> <p>3 thing. And I've heard multiple of us today -- and I</p> <p>4 went unvoiced to say -- like, I don't think we are</p> <p>5 in any position to want to revoke this school. We</p> <p>6 want this school to thrive.</p> <p>7 We have a very short timeline, anyhow,</p> <p>8 with this school's current charter contract with us.</p> <p>9 So we want to see changes. We want to see changes</p> <p>10 happen.</p> <p>11 So I absolutely agree. I think this is a</p> <p>12 good model for us to think about when we -- you</p> <p>13 know, when we see change not happening, if we have</p> <p>14 the capabilities to, you know, reconvene and think</p> <p>15 about the strength in the new leadership and the</p> <p>16 potential that we have here at the school, to come</p> <p>17 together and adapt and figure out how do we solve</p> <p>18 the problem, as opposed to be right about our</p> <p>19 processes and to be right about the -- the</p> <p>20 conditions that we have put in place.</p> <p>21 If they're not working, Commissioner</p> <p>22 Ingham, I think you hit it right. We've got to be</p> <p>23 sure, at the end of the day, students are thriving.</p> <p>24 If it's not working out, let's figure it out</p> <p>25 together as group, and that continues to make sure</p>	<p style="text-align: right;">85</p> <p>1 subcommittee.</p> <p>2 THE CHAIR: I think I'm retired. I'm not</p> <p>3 100 percent sure. People keep telling me I'm</p> <p>4 retired, you know. So -- no, I -- so I'm going to</p> <p>5 say, at this point in time, I don't think we need to</p> <p>6 look at the rest of this list right now, because</p> <p>7 that subcommittee is going to be looking at all of</p> <p>8 that.</p> <p>9 So it's not -- we're not making -- I don't</p> <p>10 believe -- we're not making any recommendations as</p> <p>11 to what should be, because that's what the</p> <p>12 subcommittee is going to do.</p> <p>13 So we can put this -- the rest of this to</p> <p>14 rest right now. And if that's the decision of the</p> <p>15 Commission to agree to that subcommittee, that's</p> <p>16 what that subcommittee will be working on, a whole</p> <p>17 new document.</p> <p>18 Commissioner Taylor.</p> <p>19 COMMISSIONER TAYLOR: Yeah. I just want</p> <p>20 to -- I just want to real briefly say, you know, six</p> <p>21 months ago, I think every one of us was thinking,</p> <p>22 "Oh, man, this school, we're going to have to close</p> <p>23 this school," you know.</p> <p>24 So I just want to -- I publicly want to</p> <p>25 thank you for stepping into a really tough situation</p>

<p style="text-align: right;">86</p> <p>1 and really -- with open eyes, and just a willingness 2 and ability to -- to make this better. 3 I think this whole group of people now 4 have a hope that we're not going to have to take 5 those actions. So I love that. So thank you for 6 doing that. 7 THE CHAIR: Director Chavez. 8 DIRECTOR CORINA CHAVEZ: Yes. Thank you, 9 Commissioners. I really appreciate that you're 10 coming at this from a values-based perspective in 11 providing clarity on some next steps that Mr. Lovato 12 and I talked about as a possibility of making this 13 conditions compliance document, which was created by 14 those that are not at the table at the moment, who 15 made that document, signed that document, and sent 16 it to you. 17 So we were taking it literal. But I 18 really, really appreciate what Commissioner Ingham 19 said and what the Commissioners -- the direction 20 that you all are taking. 21 And just for the record, because I know 22 how frustrating this is, Commissioner Burt, that it 23 seems like there has not been clear communication, I 24 just want to mention that the CSD did meet with the 25 folks at the time half a dozen times looking at this</p>	<p style="text-align: right;">88</p> <p>1 We have tried to establish things and get 2 the will going as quickly as possible because we 3 understand that what's at risk right now is 4 something that's at the heart of everybody that's 5 sitting here today, which is doing what's best for 6 kids. 7 And I agree with Commissioner Carrillo. 8 We can't kick the can -- we can't afford that in any 9 school, or our state, for that matter. 10 So I feel a reasonable timeline would be 11 somewhere around mid-February. I can't give an 12 exact date. If that's not -- if that's not -- if 13 that's not the ample time you're looking for, I'm 14 just taking into consideration we have next week -- 15 you know, just to look at the calendar and be 16 realistic here, we have next week, and then we go on 17 winter break. We're not back into the second week 18 of January. 19 And then also taking into consideration 20 the calendar that the people of the pueblo have, 21 within some of their celebrations. 22 No excuses. I appreciate what everybody's 23 said here before. It's something that's on my board 24 in my office that stayed in my classroom that says, 25 "I don't accept excuses. I only accept results."</p>
<p style="text-align: right;">87</p> <p>1 document and really were lacking some follow-up 2 actions on the part of the school. 3 So I, too, share in the celebration of the 4 new head administrator that's in place. I know that 5 in the short while that Mr. Lovato has been in 6 place, he has been incredibly responsive and working 7 with the Charter Schools Division. 8 So we are here to support the school and 9 to support the PEC in making sure that this school 10 has a good plan in place and that we're tracking 11 what you want us to be tracking. 12 THE CHAIR: I am just going to kind of put 13 you on the spot, in the sense of what's -- a date 14 that you believe you could provide a suggested 15 revision. And then the subcommittee would meet. 16 But we would have the opportunity to look at that 17 condition document revised before we met, and then 18 we would then meet and work on that. 19 MR. JOE DAN LOVATO: Madam Chair, 20 Chairwoman Gipson and members of the council, I -- I 21 would like to say tomorrow. But we live in a real 22 world. And I would really like for all stakeholders 23 to be a part of this. That includes the board. And 24 so we do have tentatively scheduled a retreat for 25 our board in the first week of February.</p>	<p style="text-align: right;">89</p> <p>1 So I'm just looking at something 2 somewhere, I would like to say, at the end of 3 January. But I think this would be a great point of 4 discussion to bring to our board retreat and to 5 outline again with all stakeholders what we plan on 6 doing. 7 I would even feel comfortable the week 8 after -- is February the 1st that Saturday? I think 9 that's when it is. I don't have -- I -- I think 10 that's the first -- that's when we have our retreat. 11 I would hope to have some of this done in that 12 following week, if possible. 13 THE CHAIR: Commissioner Carrillo, and 14 then Commissioner Beck. 15 VICE CHAIR CARRILLO: (Off-mic) because I 16 am -- I am not retired. I think you ought to meet 17 by Zoom next week. I think going into 18 January-February -- I know I'm in the minority here. 19 I mean, it's clear I'm in the minority relative to 20 wanting there to even be the Letter of Intervention 21 and the Notice of Concern. 22 The idea -- it's just laughable to me to 23 even think about February. 24 And then -- I mean, as well, I would -- if 25 you want to -- if there's somebody on your board</p>

90	<p>1 that wants to be a part of the meeting, I think 2 that's fine.</p> <p>3 But to have your board part of the whole 4 thing, no. It's, like -- you just -- the more you 5 create this -- the more people you have at the 6 table, you end up with a camel, you know, instead 7 of -- you know, isn't there that thing, the camel 8 was done by a committee, that whole saying? 9 Something like that.</p> <p>10 But, anyway, I -- you know, I'm in the 11 minority here in the Commission. I support whatever 12 the Commission decision is -- and with you. And 13 February just, to me, is -- it's crazy to me.</p> <p>14 THE CHAIR: Commissioner Beck and then 15 Commissioner Burt.</p> <p>16 SECRETARY BECK: Yeah. I'll respectfully 17 fully disagree with Commissioner Carrillo. I know 18 it sounds terrible to have to wait for a month and a 19 half or two months. It -- it gets me the wrong way.</p> <p>20 But if it's done -- if it's the time that 21 would be the most productive for you -- I know 22 between now and February, you're going to make those 23 kids work as hard as you can. You're going to work 24 on those teachers. It's not like you're stopping 25 between now and February 1st. You're going to grind</p>	92	<p>1 aligned right there with Commissioner Beck. I 2 also -- I'll say I would like to volunteer on the 3 subcommittee. And I do think -- I actually -- I 4 don't think that that's an unfair timeline, even if 5 it wasn't Christmas break, honestly. Because, once 6 again, from my perspective, the plan that was 7 developed feels like it was a Band-Aid; right? It 8 was created with a lot of -- like, how do we get 9 this done with what we have right now?</p> <p>10 I do think having -- like, moving from an 11 interim administrator to a permanent administrator, 12 I do think there's systems that need to be put in 13 place that need to blend like this (indicates). And 14 that's what makes me think it does need time to be 15 really thought of.</p> <p>16 Because I don't even know if, Joe Dan, if 17 you've thought of, like, this conditions document in 18 any other way other than, "I just have to do this 19 conditions document. I have to do these things. 20 That's it. I have to make it work."</p> <p>21 So asking the administrator and the 22 governing board to really think of this in a 23 different way, like, what is best for the school 24 long-term, not short term Band-Aid just to get rid 25 of the condition. But long-term, what is the</p>
91	<p>1 it, I'm sure, if I'm reading you right, and your 2 first, second, third, and fourth priority is to get 3 these kids learning and enjoying the classroom, 4 that's not going to stop.</p> <p>5 And I think there's a reality that this 6 is -- that's your short term. That's your immediate 7 term. That's your acute. But we want to get rid of 8 the chronic. And if it takes you feeling that it 9 takes two months to do that, and it'll be done 10 right, then I -- I acquiesce to your decisions.</p> <p>11 You know your school. You know your 12 governing council. You know your situation much 13 better than I do. And if it's February 4th, then 14 I'll be glad to meet with you February 6th, because 15 I've got to read it on the 5th, because I've got to 16 have a day to read it.</p> <p>17 I'm of the thought let's get it done, get 18 it done right, and stop the chronic issues that are 19 going on. And you know the acute issues that you've 20 got to take on now.</p> <p>21 MR. JOE DAN LOVATO: Thank you, 22 Commissioner.</p> <p>23 THE CHAIR: Commissioner Burt, and then 24 Ms. Creel.</p> <p>25 COMMISSIONER BURT: Yeah. I'm pretty much</p>	93	<p>1 systems we want to develop? What are the things we 2 want in place to help support those items that are 3 on our condition list, you know?</p> <p>4 I don't think it was thought of that way 5 when it was originally created. I do think that's 6 what the school needs now is to really be thinking 7 longer term. Because I do -- I mean, I think a lot 8 of the decisions that were made were Band-Aid fixes. 9 And I don't think you're in a space where you need 10 to be doing Band-Aid fixes anymore, because it's 11 just doing to lead to more -- like, the issues never 12 go away.</p> <p>13 So I do think -- I think that's -- I would 14 expect -- I will tell you this. With giving until 15 February 5th, after your retreat, you guys go 16 through this, you come up, you develop the plan, 17 what does the school look like in the next two years 18 before the charter term is over, what does it look 19 like ten years from now, what does it look like 20 20 years from now, I know that needs to get developed 21 and thought of.</p> <p>22 However, I'm going to expect -- and by 23 supporting giving the time, I'm going to expect a 24 really good plan. Like, that's the one thing that 25 I -- I'm going to give the autonomy, like, okay,</p>



<p style="text-align: right;">94</p> <p>1 yeah, take the time, figure it out, take a look at 2 it. But it better be really good when it comes up, 3 you know. 4 That's kind of the -- that's the charter 5 promise; right? "Do it how you want. But it better 6 be -- the results we get at the end of it better be 7 really good." 8 So I do think this is -- this makes me 9 feel a lot better for this school. I felt like we 10 were just spinning wheels doing nothing. And 11 there's so many people who are involved, who, you 12 know, really came in at a time to try to help and 13 really try to collaborate. 14 But it really did feel chaotic. It felt 15 like a lot of chaos, a lot of confusion, a lot of 16 stress for all the people involved. 17 And so many people really wanting to 18 help -- once again, I just feel like there was a 19 lack of central leadership to really tie all those 20 pieces together. 21 You have people from Walatowa stepping in 22 to come help and doing the best they can. Like, I 23 oftentimes will talk about situations like this of, 24 like, when there's not, like, a -- a captain of a 25 ship, like, really telling people what to do,</p>	<p style="text-align: right;">96</p> <p>1 that's been a really big deficit that's happened in 2 the last year as well. 3 So I do think this is an opportunity to 4 kind of course-correct a lot of the things that have 5 happened. But I -- like I said, I do think my 6 expectation for February would be really high. But 7 I do like the idea that you're involving the board 8 in it. No one can say they don't know what 9 happened. No one can say they don't understand 10 what's happening. 11 No one -- if everyone is on the same page, 12 I think that's what's going to help lead to more 13 meaningful change, because right now, the data I -- 14 every set of data I've been given on this school has 15 been confusing and almost nonsensical. 16 So I'm looking forward to actually getting 17 some good data that can show progress that's 18 meaningful. 19 MR. JOE DAN LOVATO: Yeah. 20 MS. CHERYL ROWE: Thank you, Chair Gipson 21 and Commissioners. Two things. 22 One is we are taking -- the CSD -- we are 23 taking a closer look at our process for monitoring 24 conditions. 25 (Unmuted Commissioner online muted.)</p>
<p style="text-align: right;">95</p> <p>1 driving the ship, like, really focusing everyone, 2 generally, what good leaders do is they hop off in 3 their own little life rafts and they start rowing 4 their own little teams to safety as best they can; 5 right? 6 I feel that's what happened in this school 7 as well. Everyone got in their -- yeah, I can take 8 care of my little part and I'm going to do it the 9 best I can. I am going to give everything to my 10 little part. And everybody is trying to do that. 11 That doesn't work. Like, that's not a 12 good strategy. It's not -- it's not how things 13 really progress in a systematic way. 14 So I do support issuing a Letter of 15 Concern today. And I actually think that really 16 does open up the options of, okay, how can we do 17 this over the course of this next -- the rest of 18 this year and into the next -- you know, into the 19 next school year, where we're actually providing 20 meaningful oversight to the school, and get a chance 21 to restart the organization process from CSD to the 22 school as well, to where CSD can help -- like, 23 really keep track of this information better as 24 well, to where we are provided the information in a 25 better and more clear way. Because I also think</p>	<p style="text-align: right;">97</p> <p>1 MS. CHERYL ROWE: Okay. Thank you. It's 2 Cheryl Rowe from Charter Schools Division. 3 Two things I wanted to say. One is CSD is 4 currently looking at how we're monitoring conditions 5 and revamping our process for that. We have a 6 meeting about it early next week, actually, because 7 we do realize that this needs to be more clear and 8 managed better. So that's one thing that we have 9 underway. And then we're really -- we really want 10 to get -- get that down. 11 Another thing is we would be very 12 interested in being part of that subcommittee. So 13 if one or two of us from the CSD authorizing team 14 could join you, that would be great. 15 Thank you. 16 THE CHAIR: Commissioner Ingham. 17 COMMISSIONER INGHAM: I like where we're 18 going. But, I mean, for a different reason, I think 19 I recognize -- I'm not volunteering to be on that 20 committee, because my life is too crazy right now. 21 And so there's limitations to everybody's -- the 22 calories they can expend. And you have a life, too. 23 And so my -- my -- but my feeling is what 24 I would really like you to focus on is right now, 25 you got -- what? -- one week left with your kids,</p>

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1 establishing a relationship with your kids.  
 2 You have a time. I realize that your --  
 3 it's Christmas, and it's your opportunity to be with  
 4 your family.  
 5 But I would expect that you would be  
 6 really thoughtfully considering how you can best  
 7 spend that -- how you can use that time to figure  
 8 out what your strategic plan is to -- to engage with  
 9 the teachers and the kids in that first week of  
 10 school at the beginning of the semester.  
 11 And so I think it's a great idea, that you  
 12 could get that semester started, and then do your  
 13 retreat and be able to be very thoughtful about it,  
 14 preparing for that, and for -- I just -- I think it  
 15 is a bad idea to force you into dealing with a bunch  
 16 of stuff with this when what I see as your most  
 17 important thing is the relationship you're going to  
 18 have with that school, the teachers and the kids,  
 19 and that that -- your time for this two weeks of  
 20 vacation, I mean, God bless you for taking this on  
 21 and for doing -- I hope you will take that time and  
 22 be very deliberate about that and get your --  
 23 straighten that part out.  
 24 And once the semester has started, then,  
 25 yeah, it's still rigorous. It's still going to be

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1 rough. But at least you'll have that beginning  
 2 thing, start of the semester, over with before you  
 3 have to wrestle with this whole mess.  
 4 So that's the way it looks to me. So I'm  
 5 very thankful for this, and I feel like it's a  
 6 really good plan.  
 7 THE CHAIR: I'm just going to say that I  
 8 think the February 5th deadline is more than  
 9 reasonable. I think it's critically important that  
 10 the board be involved in this and that the board be  
 11 involved with us, the group, in the subcommittee,  
 12 because the contract is with the board and us. And  
 13 it should be the board making sure that there's  
 14 updates from the head administrator on that  
 15 compliance document. "Where are you with this?"  
 16 And it is -- that's critically important.  
 17 So we can't leave that -- he's going to be  
 18 responsible for the day-to-day to make sure we're  
 19 working on this. But the board has to be that  
 20 partner. This is a partnership that we have. And  
 21 the partner is more with the board and us than it is  
 22 with the head administrator and us. It's his  
 23 partnership with the board.  
 24 So we all have to work jointly.  
 25 So are we ready for the motion?

100

1 VICE CHAIR CARRILLO: I have one thing. I  
 2 just -- I wrote these notes down.  
 3 I'm happy to go down this route. Anyone  
 4 knows my concern with timelines and things like  
 5 that, because February becomes March -- our meeting  
 6 in February is 20-21. Then we have March. We also  
 7 have two weeks -- we have so many contracts in  
 8 February and March. We have two full weeks of  
 9 contracts.  
 10 I'm just reminded. And I jotted this  
 11 down, when Commissioner Ingham said something to the  
 12 tune of another semester lost.  
 13 And then Ms. Bekka, "This is their only  
 14 third grade."  
 15 I know. I know. So that -- the -- and in  
 16 terms of, like, the urgency and the fire, because I  
 17 remember earlier on, Ms. Burt saying, "I look at a  
 18 school that we..." -- two days ago, I think is when  
 19 they were here. And we did say the house is on fire  
 20 for that school because of the way they pretty much  
 21 even breached their contract. And we were taking  
 22 incredibly emergent action.  
 23 So I hope that whatever comes out of the  
 24 subcommittee, that it recognizes this as the  
 25 emergency that it is.

101

1 THE CHAIR: All right. I move that the  
 2 PEC send the school a Notice of Concern regarding  
 3 the failure of the school to meet all of the  
 4 requirements from the July to December --  
 5 requirements from July to December as set forth in  
 6 the Condition Compliance document. This Notice of  
 7 Concern will be made part of the Record of  
 8 Performance of the school. The school must:  
 9 1. By February 5th, 2025, provide --  
 10 excuse me -- provide a subcommittee of the PEC  
 11 proposed revisions to the compliance document so  
 12 that the school and the PEC subcommittee can jointly  
 13 develop a revised condition compliance document for  
 14 approval by both boards.  
 15 2. Then ensure that the actions in the  
 16 revised condition compliance document are completed.  
 17 And, 3. That information is provided to  
 18 CSD in a manner that is sufficient for CSD review.  
 19 And the subcommittee so far is  
 20 Commissioners Burt, Beck, Gipson.  
 21 Is there anyone else?  
 22 Well, yeah.  
 23 Commissioners, anyone else want to be on  
 24 it?  
 25 (No response.)

102	<p>1 THE CHAIR: Don't speak too loudly.  2 Charter staff and Ms. Barnes.  3 I need a second.  4 COMMISSIONER BURT: Second.  5 THE CHAIR: Right.  6 VICE CHAIR CARRILLO: I'll second.  7 SECRETARY BECK: I have -- I have a  8 question after your motion.  9 THE CHAIR: Okay. There's a motion.  10 There's a motion by --  11 SECRETARY BECK: She seconded.  12 THE CHAIR: There's a motion by  13 Commissioner Gipson and a second by Commissioner  14 Burt.  15 SECRETARY BECK: I have a question on the  16 timeline. I thought your --  17 THE CHAIR: No. You can't ask him -- the  18 motion has been made.  19 SECRETARY BECK: I believe that their  20 meeting is February 5th.  21 THE CHAIR: No. It's the weekend of the  22 1st.  23 SECRETARY BECK: So February 5th would  24 give them enough time.  25 THE CHAIR: They're working on it that</p>	104	<p>1 assurance document had not been submitted. But the  2 assurance document was submitted.  3 And you see the date there of  4 December 2nd. So that's -- there's no ongoing  5 concern about that. So we didn't need a discussion  6 with him about that.  7 We are on to item No. 11.  8 MS. JULIA BARNES: Can I just add to that?  9 You can do a Notice of Concern and  10 immediately show that it was corrected. That's what  11 you have been doing. So I don't know if you want to  12 do that or not. That's how the motions are drafted.  13 THE CHAIR: Do you want us to clear the  14 concern out?  15 MS. JULIA BARNES: No. you didn't  16 actually issue -- did you issue a notice of -- you  17 didn't issue a Notice of Concern.  18 THE CHAIR: I don't believe the letter  19 said that. I think it just said that "there's a  20 concern."  21 MS. JULIA BARNES: So you can, if you want  22 to, issue a Notice of Concern, and in the same  23 letter, deem it satisfied in the Record of  24 Performance.  25 THE CHAIR: I'm fine with just -- they did</p>
103	<p>1 weekend. Yeah. Yeah.  2 SECRETARY BECK: Chair Gipson.  3 THE CHAIR: Yes.  4 SECRETARY BECK: Vice Chair Carrillo.  5 VICE CHAIR CARRILLO: Yes.  6 SECRETARY BECK: Commissioner Ingham.  7 COMMISSIONER INGHAM: Yes.  8 SECRETARY BECK: Commissioner Taylor.  9 COMMISSIONER TAYLOR: Yes.  10 SECRETARY BECK: Commissioner Manis.  11 COMMISSIONER MANIS: Yes.  12 SECRETARY BECK: Commissioner Brauer.  13 COMMISSIONER BRAUER: Yes.  14 SECRETARY BECK: Commissioner Burt.  15 COMMISSIONER BURT: Yes.  16 SECRETARY BECK: Secretary Beck.  17 There are eight votes for, zero votes  18 against. The motion passes.  19 THE CHAIR: We're going to take a  20 ten-minute break.  21 (Recess taken, 10:40 a.m. to 10:53 a.m.)  22 THE CHAIR: So the head admin didn't need  23 to be here for Item 10.c. It's just a notification  24 to us.  25 We sent the letter out of concern that the</p>	105	<p>1 it, you know. They -- we sent them a letter. They  2 did it. We got bigger fish to fry. Yeah.  3 Item No. 11, Discussion and Possible  4 Action under the Intervention Ladder, Including the  5 Non-Submittal/Late Submittal of the Assurance Form.  6 So Dream Diné was one of three schools  7 that had not submitted the assurance forms. SODA  8 has since submitted the assurance form. We just  9 said San Diego Riverside has. Dream Diné has not  10 submitted that form.  11 So to my knowledge, they have --  12 (Off-mic discussion.)  13 DIRECTOR CORINA CHAVEZ: Chair Gipson --  14 Chair Gipson, I asked Missy Brown to check on the  15 submittal.  16 You also have access to Epicenter, where  17 it may have been submitted in the past couple of  18 days.  19 When this agenda was published, it had  20 not.  21 THE CHAIR: Correct. And forgive me. But  22 with all the renewals, I have not checked Epicenter  23 in the last couple of days. I've been reading  24 renewal applications.  25 MS. MELISSA BROWN: I checked Epicenter</p>

106	<p>1 yesterday at the end of our last school, and I 2 reached out to the head administrator. And the 3 head -- well, one of the remaining board members -- 4 with the form and asked -- I just checked Epicenter, 5 and it's not in there at this time.</p> <p>6 THE CHAIR: So I'm going to -- so -- yeah, 7 I thought they did. I'm -- so how many board 8 members are there?</p> <p>9 MS. MELISSA BROWN: There are two board 10 members that we know of right now.</p> <p>11 THE CHAIR: (Off-mic discussion.)</p> <p>12 VICE CHAIR CARRILLO: Oh, good. You have 13 your hand up. It's my understanding you were 14 on-boarding the last time I spoke with you, three, 15 so that maybe you have five and not two. But anyway 16 if you could clarify that for the Commission.</p> <p>17 MS. NADINE CHATTO: Right. Everyone, I'm 18 Nadine Chatto, the head administrator at Dream Diné 19 Charter School.</p> <p>20 Currently, we have three board members. 21 We had previously lost four members within the past 22 two months. And now we have -- we're going to be 23 bringing on another board member on Monday.</p> <p>24 The assurances, I apologize, did not get 25 sent in, because, you know, we were just going</p>	108	<p>1 we're working on that. We've -- I've stressed to 2 the board members how important this is. And, 3 hopefully, we'll get that parent on by Monday. So 4 we will have five board members after the meeting on 5 Monday.</p> <p>6 THE CHAIR: Okay. Thank you. And, 7 Commissioners, in your information, there's -- so, 8 Nadine, there's a little bit of a concern about 9 enrollment at the school. Because my understanding 10 is your current enrollment is somewhere around 11 fifteen.</p> <p>12 MS. NADINE CHATTO: Seventeen.</p> <p>13 THE CHAIR: Okay. It's at seventeen. 14 It's still a significantly low number. School 15 Budget provided some information to us that with 16 20 enrollment, you would be at a loss of about 17 \$200,000 from this current school year, which is a 18 significant loss of money. And that's with twenty 19 as an enrollment.</p> <p>20 So there is a -- you know, there's a 21 concern about the school being able to provide the 22 programming to the community that it's established 23 in with that significant a loss of funds.</p> <p>24 So I'm hoping that there's a recruitment 25 plan that's -- and you're reaching out for maybe</p>
107	<p>1 through some turmoil there. But it has been 2 presented to this current board, and we're meeting 3 on Monday to discuss it again and to submit it by 4 the end of the day on Monday. So that is the plan 5 at this time.</p> <p>6 THE CHAIR: So -- so let me just get a 7 clarification.</p> <p>8 With the on-boarding of one new member, 9 you're still only going to have four board members?</p> <p>10 MS. NADINE CHATTO: Yes. And the fifth 11 board member, we're trying to recruit a parent. So 12 we had a couple of parents during our pack [ph] 13 committee that did show some interest. But they 14 were a little hesitant. So we're kind of hoping 15 that they would step up at the next meeting. So, 16 yeah, we're working hard on that. We had some 17 issues with it for the past couple of months. But 18 now that the four board members are no longer with 19 us, we're just trying to reestablish a 20 five-membership board.</p> <p>21 THE CHAIR: So I just want to make sure 22 that you understand there's somewhat of an urgency, 23 because you no longer qualify as a Board of Finance 24 with only four board members.</p> <p>25 MS. NADINE CHATTO: Right. Right. And</p>	109	<p>1 some help in the community and to community partners 2 to help you with recruitment.</p> <p>3 Because I -- you know, I -- I want the 4 school to continue. But it's such a low student 5 count that it's hard to keep the lights on with 6 that, let alone programming, with that big a loss of 7 money.</p> <p>8 MS. NADINE CHATTO: Right. And I do agree 9 with that. We are in a recruiting effort currently. 10 We have -- I mean, we're going to be doing as much 11 as we can until school dismisses on the 20th. And 12 we have reached out to partners that work with us in 13 the past, and we are trying to get some more input 14 from the community.</p> <p>15 We've reached out to chapter houses. 16 We've reached out to local communities, and then 17 through word of mouth, the whole school. As a 18 matter of fact, we have some things coming up today. 19 That's why I apologize I'm not there in person. I'd 20 rather be here trying to recruit for the school. 21 That's where we're at right now.</p> <p>22 Thank you.</p> <p>23 THE CHAIR: And thanks. And I appreciate 24 that, you know. And understanding the fact that 25 it's very difficult to get families to make a switch</p>

110	<p>1 in the middle of the year, it really -- unless you 2 really, really, really are dissatisfied with where 3 your kiddos are, to, you know, make that change in 4 the middle of the year is very difficult.</p> <p>5 And that's what I -- you know, I get some 6 angst about. Because your budget is going to have 7 to be based on what you have. And that's going to 8 be really difficult because you don't want to 9 over-project, also, because that puts you in another 10 financial crisis.</p> <p>11 So I -- thanks for the ongoing efforts. I 12 do appreciate it.</p> <p>13 MS. NADINE CHATTO: Thank you.</p> <p>14 THE CHAIR: But I know it's hard. Sure.</p> <p>15 COMMISSIONER BRAUER: I don't want to 16 belabor it. That assurance document, when was that 17 due? September?</p> <p>18 Okay. Ms. Chatto, this is Commissioner 19 Brauer. And I totally get things change, especially 20 with the governing council changes. Sounds like 21 this thing could have been done before a lot of 22 those changes happened.</p> <p>23 And so I do -- I do have a little bit of a 24 concern that we didn't get that done when we could 25 have. I'm not sure why it wasn't done earlier. I</p>	112	<p>1 you said. But, you know, our reaching out now to 2 remind you, we've reached out before to remind. So 3 this is -- you know, this is something that is, to 4 me, critically important in that relationship 5 between -- this isn't really on you. It was -- this 6 was the board that was supposed to do it.</p> <p>7 I know you help populate the agenda, and 8 there's a lot of work. And you're there to remind. 9 But this was the -- you know, for the board to -- so 10 we're not -- "We didn't get to that this month." 11 When this is -- this is the board's assurance to us, 12 it is concerning.</p> <p>13 VICE CHAIR CARRILLO: Hi, Nadine. It's 14 Commissioner Carrillo. Hope you all are doing well.</p> <p>15 While -- I mean, I understand the concerns 16 that you've had, truly. I mean, I am going to 17 support a Notice of Concern on the Intervention 18 Ladder, because this has gone on way too long.</p> <p>19 In my recollection, having attended as 20 just audience at your last board meeting, is that 21 the assurance form wasn't even on the agenda.</p> <p>22 This could have been done. It's, like -- 23 but it wasn't even on the agenda. So for me -- and 24 this doesn't fall on you, necessarily; it falls on 25 the board. It's, like, they knew this is a</p>
111	<p>1 don't know if you can shed some light on that.</p> <p>2 I just -- I don't need excuses. But I'm 3 just curious if there was any reason why it couldn't 4 have been done when you had a full board.</p> <p>5 MS. NADINE CHATTO: And this is just the 6 assurance that you're talking about?</p> <p>7 COMMISSIONER BRAUER: It's a pretty 8 straightforward document.</p> <p>9 MS. NADINE CHATTO: Yeah. Yeah. It is. 10 I apologize. I did not get that submitted 11 immediately. And there -- I'm not trying to make 12 excuses, either. But a lot of things did happen 13 during those board meetings, and we didn't get to 14 those issues, or we didn't get to those specific 15 items.</p> <p>16 So, yeah, we are -- you know, being a 17 State charter does require a lot more. And I do 18 understand that. And this will not happen, at least 19 not under my administration, from here on. And I do 20 appreciate you reaching out and asking about that.</p> <p>21 It does keep us in line and on track of 22 what we need to be doing.</p> <p>23 Thank you.</p> <p>24 COMMISSIONER BRAUER: Okay. Thank you.</p> <p>25 THE CHAIR: So -- and I appreciate what</p>	113	<p>1 priority, and they didn't even put it on the darn 2 agenda, not to mention the OMA violation of everyone 3 just scooting off and pretty much not saying why to 4 go into exec. That's another issue.</p> <p>5 So, I mean, the assurance form -- I know 6 you're under the gun with -- you have the fourth 7 member now that's committed. You're hopefully going 8 to have that fifth on Monday.</p> <p>9 But my impression is this just hasn't been 10 a priority. At least that's the way it looks like 11 from our end.</p> <p>12 MS. NADINE CHATTO: Yes. And I agree, 13 Commissioner Carrillo. I do agree that it's not 14 really a priority. And I'm probably speaking out of 15 turn. But when you're not following your bylaws, 16 and when you're not, you know, in compliance with 17 State requirements, it -- this is what happens.</p> <p>18 And I've been told several times to stay 19 in my corner, that this is not my concern. So, I 20 mean, this is -- this is reality. And this is the 21 way it's been.</p> <p>22 So now that we have new board members, 23 we're establishing new relationships, things will 24 probably become a little bit easier to, you know, 25 move forward. Thank you.</p>

<p style="text-align: right;">114</p> <p>1 THE CHAIR: And, you know, that's really 2 fine if they say, "This isn't your concern, it's our 3 concern." That's fine, because the letter goes to 4 the board saying that they're not -- they're not in 5 -- "We have a concern because you're not in 6 compliance." So -- and it's on the board. 7 And, you know, they can seek legal advice 8 if they wish. 9 COMMISSIONER BRAUER: I just had a quick 10 question. This is aligned to, like, the budget 11 document that we received, the updated -- is it okay 12 if I ask a specific question about a specific grant 13 that they have might have? Is it okay? I just want 14 to make sure it's in alignment. 15 Ms. Chatto, are you all still in the 16 Indigenous Education Initiative? 17 MS. NADINE CHATTO: Yes, we are. 18 COMMISSIONER BRAUER: How much are you 19 expecting for this -- what is the amount this year 20 that you received for that? 21 MS. NADINE CHATTO: \$200,000. 22 COMMISSIONER BRAUER: Okay. That's a 23 substantial grant that you receive. 24 MS. NADINE CHATTO: Yes, it is. 25 COMMISSIONER BRAUER: So that helps me</p>	<p style="text-align: right;">116</p> <p>1 the -- there is no concern. But there is a concern 2 for next year. 3 COMMISSIONER BRAUER: Next year. Okay. 4 THE CHAIR: So that, you know, there's -- 5 they're fine. So even if there is a readjustment, 6 they'll be fine this year. But for next year, 7 because if they even drop to 20, there would be that 8 \$200,000 loss, you know. So if they keep less than 9 that, it's going to -- you know, every student -- so 10 that's the -- that's the concern. So... 11 COMMISSIONER BRAUER: Thank you. 12 THE CHAIR: Commissioner Carrillo. 13 VICE CHAIR CARRILLO: I have a question. 14 And this is for Commissioner Brauer. I want to 15 understand this. 16 So the \$200,000 grant, does that expire at 17 the end of this school year? 18 COMMISSIONER BRAUER: Yes. 19 VICE CHAIR CARRILLO: Okay. Is that grant 20 used specifically for indigenous education? So 21 language and culture? Or is it at the discretion of 22 the board? 23 COMMISSIONER BRAUER: It's a specific 24 grant that's given out by the Indian Education 25 Division that's separate from the traditional Indian</p>
<p style="text-align: right;">115</p> <p>1 see, like -- and is that for next year as well? Or 2 is this your last year? 3 MS. NADINE CHATTO: I believe this is our 4 last year. 5 COMMISSIONER BRAUER: Got it. Okay. 6 Okay. That's helpful. 7 It makes me think about, like, any clawing 8 back of SEG -- I don't know if they use that 9 language anymore -- the next funds that are going to 10 be released, that's going to be readjusted. That 11 won't be readjusted. It's not carryover for sure. 12 It's not going to carry over, so it won't help. 13 At least it's going to support -- that's a 14 larger grant than for the size of the school for 15 sure, to do indigenous education work. 16 It's hard -- it's sad that it's not more 17 students that are going to be impacted by that 18 grant. But in terms of the budget itself, it gives 19 me less pause in thinking about an SEG readjustment 20 that might be happening, and then we might -- might 21 be having a different conversation about this year, 22 being able to keep the lights on. 23 THE CHAIR: Right. Well, Budget Bureau 24 actually indicated that for this year, because they 25 had a substantial carryover, that this year isn't</p>	<p style="text-align: right;">117</p> <p>1 education funding that all tribes, pueblos, nations, 2 and schools are eligible for, if they have -- if 3 they're an Indian-impacted, if that's the right 4 word, school district. This is a special, like, 5 competitive grant that some schools, charters, or 6 districts received to reimagine their educational 7 model through an indigenous-centered, locally-based 8 kind of approach. 9 So there is a grant that Ms. Chatto and 10 her team are implementing that's overseen by -- 11 overseen by the Indian Education Division. 12 VICE CHAIR CARRILLO: So then am I correct 13 that it would kind of stand to reason that unless 14 they get a whole heap more full of kids, that the 15 \$200,000 is just what does them in, that -- the loss 16 of that money? 17 COMMISSIONER BRAUER: That's guaranteed. 18 VICE CHAIR CARRILLO: Through the end of 19 this year. 20 COMMISSIONER BRAUER: This is the third 21 year, probably, of that grant. 22 VICE CHAIR CARRILLO: So now in fall of 23 2025, I don't know what the number is. Maybe we're 24 looking at a school that has to go from 18 kids to 25 28 kids. How is that going to happen? Because,</p>

118	<p>1 actually, I remember also hearing, in the board 2 meeting that I sat in on, Ms. Chatto, the kind of 3 plans -- the recruitment plans. 4 And, I mean, we have a new school -- we 5 have three new schools opening in fall that are 6 doing a lot of recruiting. And recruiting, even in 7 the best of circumstances, in these communities -- 8 it's Santa Fe, Albuquerque, and Alamogordo -- is 9 very difficult. 10 And when I was listening to what -- I 11 guess it was a committee -- I can't remember what it 12 was called -- around recruiting, was saying what 13 their plans were, I felt very -- honestly, Nadine, I 14 felt very discouraged about your being able to reach 15 the kind of number you think you need to reach. 16 So it's a big concern of mine. Because, 17 obviously, this Commission had great hope -- has 18 great hope in Dream Diné to achieve their mission, 19 you know, in combining culture, language, and also 20 academics. So that's where we are right now. 21 And I can do a motion. 22 THE CHAIR: Sure. I think we're ready. 23 Yes. 24 VICE CHAIR CARRILLO: I'm going to go 25 ahead and make the motion then.</p>	120	<p>1 SECRETARY BECK: Commissioner Brauer. 2 COMMISSIONER BRAUER: Yes. 3 SECRETARY BECK: Commissioner Manis. 4 COMMISSIONER MANIS: Yes. 5 SECRETARY BECK: Commissioner Taylor. 6 COMMISSIONER TAYLOR: Yes. 7 SECRETARY BECK: Commissioner Ingham. 8 COMMISSIONER INGHAM: 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 VICE CHAIR CARRILLO: Nadine, thank you 17 very much. And I understand the challenges that 18 you're facing, and I just am very grateful for your 19 service to your school and the kids. 20 MS. NADINE CHATTO: Thank you, everyone. 21 I'm going to chime off now. Thank you. 22 THE CHAIR: We are on to Item No. 12, 23 which is Discussion and Possible Action to Require 24 That All Schools Have Specific Provisions in Their 25 Bylaws, Such as Regarding How Emergency Action Will</p>
119	<p>1 I move that the PEC send the school -- oh, 2 usually, it's spelled out -- okay. This is -- 3 THE CHAIR: That the PEC... 4 VICE CHAIR CARRILLO: I know. I can read 5 that part. But I had things -- okay. Because is 6 the assurance form -- okay. I see that. Okay. 7 I'm good, Julia? Okay. 8 I move that the PEC send Dream Diné 9 Charter School a Notice of Concern regarding the 10 failure of the governing board to submit their 11 required assurance documentation. 12 This Notice of Concern will be made part 13 of the Record of Performance of the school. 14 The board is required to review the 15 school's contract and performance framework 16 obligations as set forth in the assurance form and 17 then submit this documentation within ten business 18 days into the Epicenter database for the school. 19 SECRETARY BECK: Second. 20 THE CHAIR: There's a motion by 21 Commissioner Carrillo and a second by Commissioner 22 Beck. 23 Commissioner Beck. 24 SECRETARY BECK: Commissioner Burt. 25 COMMISSIONER BURT: Yes.</p>	121	<p>1 Be Taken If the Board Falls Below the Number Needed 2 for Quorum. 3 And this is -- I think we have a second 4 example today of a school that lost board members. 5 And most -- we know one absolutely did, today, most 6 likely, fell below their quorum number. And there's 7 a concern over how a school follows a process of 8 doing -- of doing that. 9 Because as we had the discussion before, 10 you know, it becomes somewhat blurry when a head 11 administrator is being sort of charged with going 12 and finding new board members, you know. 13 I fully get why it happens. But it's 14 still -- you know, if there is at least a process in 15 their bylaws that takes that burden away -- so it 16 guarantees it's not going to happen. But if at 17 least there's a process in there, hopefully, those 18 remaining board members will follow the process 19 that's in their bylaws. 20 And that's all we're asking, so that the 21 school doesn't fall -- doesn't have a lengthy period 22 of time that they don't have quorum. But if you 23 don't have quorum, they can't make certain 24 decisions. Plain and simple. 25 Commissioner Ingham, did you want to say</p>

<p style="text-align: right;">122</p> <p>1 something?</p> <p>2 COMMISSIONER INGHAM: I want to ask what</p> <p>3 that looks like. I can imagine when you fall below</p> <p>4 quorum, you can't make a decision also. And so</p> <p>5 that -- is this saying that if you fall below quorum</p> <p>6 that you can only make one decision, and that's to</p> <p>7 agree to another board member? Is that basically</p> <p>8 what we're saying? Which makes sense.</p> <p>9 But what happens when you get to one? I'm</p> <p>10 just asking. Is it that -- that seems to be a</p> <p>11 real -- real problem. And that's what we had with</p> <p>12 Dream Diné -- right? -- was they went down to one.</p> <p>13 THE CHAIR: Six Directions. Dream Diné</p> <p>14 went down to -- I don't know -- I think they went</p> <p>15 down to at least two. I'm not sure about one.</p> <p>16 MS. JULIA BARNES: Commissioner, what I</p> <p>17 think is clear is that you all do not have the</p> <p>18 ability to appoint new board members. PED arguably</p> <p>19 could have it and doesn't take action. And,</p> <p>20 therefore, the bylaws need to indicate a process</p> <p>21 that they will use to get back up to quorum.</p> <p>22 So it's going to be down to the charter</p> <p>23 school to take that action.</p> <p>24 The reason Six Directions was kind of</p> <p>25 thrown into turmoil was they didn't have that</p>	<p style="text-align: right;">124</p> <p>1 I -- previous guidance has been if a</p> <p>2 school requests the extension, Charter Schools</p> <p>3 Division gives them the extension.</p> <p>4 Does the Commission want that to continue</p> <p>5 to be the case? Or is -- if a school has a</p> <p>6 five-member board, are they not qualified for that</p> <p>7 extension?</p> <p>8 MS. JULIA BARNES: Missy, that's Item 17.</p> <p>9 No worries.</p> <p>10 THE CHAIR: Because that exact thing came</p> <p>11 up. We put that on the agenda.</p> <p>12 COMMISSIONER INGHAM: So can I ask, then,</p> <p>13 aren't there statutory limitations as to, with board</p> <p>14 governance, they only have a couple of -- I can't</p> <p>15 think of any other option they can have but to make</p> <p>16 that one -- one decision to engage another board</p> <p>17 member. I don't know what else -- what other</p> <p>18 options they would have.</p> <p>19 It seems very straightforward to me that</p> <p>20 that puts them in a really difficult position.</p> <p>21 So you're saying that the Secretary could</p> <p>22 appoint somebody, but they -- they choose not to.</p> <p>23 But they could do something like that; right? They</p> <p>24 could impose a temporary board member in order to</p> <p>25 get the thing back on track?</p>
<p style="text-align: right;">123</p> <p>1 provision. They, then, over that weekend, fashioned</p> <p>2 a solution that they -- but it should be fashioned</p> <p>3 within the bylaws, because it's a charter school</p> <p>4 issue. It's not a PEC issue, not a PED issue.</p> <p>5 So their bylaws need to say what they're</p> <p>6 going to do. They don't have to look identical to</p> <p>7 each other. Different schools could handle it a</p> <p>8 different way. But they need to have some</p> <p>9 reasonable way to deal with it.</p> <p>10 MS. MELISSA BROWN: So if I might, Chair</p> <p>11 Gipson and Commissioners, I am in the process right</p> <p>12 now of doing an inventory of all of our charter</p> <p>13 schools and their bylaws to ensure that our schools</p> <p>14 are in compliance with this.</p> <p>15 I'm starting with the renewal cohort and</p> <p>16 the new IY schools. And then we'll move on to the</p> <p>17 rest of your charter schools to check on that.</p> <p>18 And then I'll reach out to them with</p> <p>19 guidance on that request to update their bylaws.</p> <p>20 I would like to ask the Commission,</p> <p>21 though. So as of now, schools are allowed to</p> <p>22 request an extension. So they have 45 days to</p> <p>23 replace a board member. And they are allowed to</p> <p>24 request an extension for another 30 days, making a</p> <p>25 total of the 75 days.</p>	<p style="text-align: right;">125</p> <p>1 MS. JULIA BARNES: We think they can, but</p> <p>2 they think they can't. What's clear from</p> <p>3 Six Directions is there needs to be a practical</p> <p>4 solution.</p> <p>5 You don't have the authority. PED</p> <p>6 arguably has the authority and doesn't do it. So</p> <p>7 then it falls back to that community. That makes</p> <p>8 some sense to me. You're in a practical problem.</p> <p>9 And you have a community that can tender the</p> <p>10 resignation of the -- of the school charter, or they</p> <p>11 can fashion a solution within that school community</p> <p>12 to appoint new board members.</p> <p>13 I mean, the -- you heard Attorney</p> <p>14 Ivey-Soto say that he thought that -- you know, his</p> <p>15 position is that that's equivalent to a new school</p> <p>16 that doesn't have a board, and there's no one to</p> <p>17 convene anything, and they create a board.</p> <p>18 So he fashioned, and that school</p> <p>19 fashioned, a community solution that allowed that</p> <p>20 school to have five board members.</p> <p>21 And then they came in front of you and</p> <p>22 provided the five board members. You accepted the</p> <p>23 five board members and accepted the Board of Finance</p> <p>24 and moved on.</p> <p>25 I think there's numerous ways a school</p>



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1 community could identify that.  
 2 You could have an open meeting of all the  
 3 parents. You could -- whatever it is that you want  
 4 to do.  
 5 But what I think is clear is you can't do  
 6 it, and PED isn't going to do it, so the school  
 7 should address it in their bylaws.  
 8 COMMISSIONER INGHAM: Okay. Thank you.  
 9 THE CHAIR: The rule right now allows the  
 10 Cabinet Secretary to remove a school board and then  
 11 appoint, but not individual school -- even for a  
 12 local school district, the Cabinet Secretary can't  
 13 appoint an individual.  
 14 They were looking at cleaning up that rule  
 15 and giving the Cabinet Secretary the ability to  
 16 remove and appoint. But right now, the Cabinet  
 17 Secretary can remove the board. Suspend. It's not  
 18 a removal; it's a suspension. And their position is  
 19 they don't have that statutory authority for  
 20 charters.  
 21 COMMISSIONER INGHAM: At this point.  
 22 THE CHAIR: At this point.  
 23 COMMISSIONER INGHAM: But it would seem  
 24 that there are, like, emergency measures that it  
 25 would seem reasonable that it is an emergency when a

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1 board falls below quorum.  
 2 THE CHAIR: Right.  
 3 COMMISSIONER INGHAM: And we wouldn't  
 4 necessarily have to affect the whole idea of  
 5 replacing a board or not. It's just to get the  
 6 person in there to make a quorum so they can make a  
 7 decision. And so it wouldn't seem like such a huge  
 8 thing to appoint an interim board member just to get  
 9 past that.  
 10 Anyway, that's -- okay. Thanks.  
 11 THE CHAIR: And it's my challenge. And  
 12 it's, you know, whatever. When a new applicant does  
 13 that, they don't have a contract at that point. So  
 14 they're not answerable to us.  
 15 To me, it becomes different when they're  
 16 obligated. They take an OMA oath already, as a  
 17 board. So I see a real distinction between that.  
 18 We don't have any of control over how a new  
 19 applicant creates their board, because they're --  
 20 until they sign that contract, they're not  
 21 obligated, really, to us.  
 22 So, you know, I disagree to some extent of  
 23 allowing the re-creation when you fall below. But I  
 24 get it that there's -- it is what it is.  
 25 But I think there has to be guidelines set

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1 so that there's -- not guidelines. The individual  
 2 schools have to -- have to have, in their bylaws,  
 3 what they may do if this happens so that it's not  
 4 just always, "Oh, now what are we going to do," and  
 5 it gets messy.  
 6 They should -- they should be able to have  
 7 something to fall back on to say, "How do we do  
 8 this," plain and simple. And it should be up to  
 9 each individual community to try to figure that out.  
 10 COMMISSIONER INGHAM: I'm sorry. I feel  
 11 like this is a -- a relatively easy fix for the  
 12 Secretary to deal with that. And just as an  
 13 emergency position, to have the Secretary have that  
 14 ability, and for them to, you know, be absolutely  
 15 agreed that they will use that ability in an  
 16 emergency.  
 17 That's all I think. Because I think it  
 18 really gets so gray when you -- like you said, when  
 19 you -- when your board falls below a quorum, it's a  
 20 really gray matter on how -- and I don't think  
 21 there's a lot of -- I know, Julia, you're saying  
 22 there's a lot of options. But I guess I don't see  
 23 that.  
 24 I don't see the -- the ability for a  
 25 community to -- like what Pattie just -- or

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1 Commissioner Gipson just said, how they can just  
 2 take a board that has a contract, and then the  
 3 community come up with a new person or new people to  
 4 have that contract that already exists?  
 5 That seems very awkward to me. And it  
 6 seems the most straightforward thing is to petition  
 7 the Secretary to put that -- you don't like that  
 8 idea?  
 9 Okay. I --  
 10 COMMISSIONER TAYLOR: I feel like the onus  
 11 needs to be on the community. I like that. Right  
 12 in the bylaws. Make it simple, you know. You're --  
 13 you know, I think it needs to be community.  
 14 Can you imagine the Secretary having to  
 15 appoint a board member for a charter school, the  
 16 process that it would take and the time that it  
 17 would take for that to occur? I can't even imagine.  
 18 COMMISSIONER INGHAM: I think it would be  
 19 a very limited emergency situation, where you have a  
 20 person that could go in and just have -- I know that  
 21 it means that they have to be a board member. But  
 22 it's specifically for one -- one requirement, and  
 23 that is to approve another board member and get to  
 24 the point where you have a quorum.  
 25 And that's -- that's all that person would

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1 be required to do.

2 THE CHAIR: You can't make them vote.

3 MS. JULIA BARNES: I think what you're

4 trying to do is have a process that gets a

5 sufficient number of board members there. Once

6 they're there, they can take any action they want,

7 and then they have to do whatever they need to do.

8 But it's just the process to appoint that

9 board member. Then that person is a board member,

10 and they can do whatever they need to do.

11 So I think it's a practical problem. And

12 I frankly think that a court would say, "Find a

13 practical solution to this."

14 If CSD doesn't have the ability, PED is or

15 isn't taking that, it's a school issue, because jobs

16 are at stake, kids are at stake, parents are at

17 stake.

18 So -- you know. And, frankly, there were

19 a lot of lawyers here that day for -- happened to be

20 in the audience with Six Directions. And they were

21 all, like, "No, this should be an issue in..." --

22 COMMISSIONER TAYLOR: When you add new

23 board members to a governing council, you have a

24 quorum. But when you want to add more members, the

25 governing council votes on those members.

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1 MS. JULIA BARNES: They have a quorum, and

2 they take action like anything else. This is just

3 when you fall --

4 COMMISSIONER TAYLOR: Right. No, I

5 understand that. But I think that -- yeah. That's

6 a process that can be easily figured out, I think,

7 in bylaws.

8 MS. JULIA BARNES: All I'm saying, there's

9 a couple of ways you can set it up. And it's the

10 community that should set it up.

11 THE CHAIR: Oh, I'm sorry.

12 Commissioner Burt?

13 COMMISSIONER BURT: Thanks. I have two

14 things to say. Actually, I agree with, like,

15 Commissioner Taylor saying, like, let them figure it

16 out. I like the idea of letting the schools figure

17 it out, put it in their bylaws.

18 I think it's a problem that's come up

19 enough that where we should just ask them to have a

20 plan in place, whatever that looks like, I respect

21 charter autonomy. They can do whatever they want.

22 That's not my problem.

23 I have two things in regards to making a

24 motion today.

25 One, I think this is something that we

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1 should have on the agenda next month for the vote.

2 I think today should be the first time we talk about

3 it. This is -- I think we need to give the public

4 time to -- if they have -- if this is one of those

5 things that if they get wind of it, and we just

6 voted on it today, I don't feel like that's

7 appropriate.

8 So I would request we do this as, like, a

9 first reading and then do a vote next month, just as

10 far as, like, giving that notice to the public.

11 And then, secondly, I'm not going to

12 support doing something within 60 days. I will

13 support it by that it needs to be done at the

14 beginning of the next fiscal year. I do not want to

15 spring things in the middle of the school year and

16 tell them to get stuff done.

17 I do not think this is that level of an

18 emergency that we need to be telling schools to do

19 it in the middle of their school year. I would say

20 they need to do it by the end of the fiscal year,

21 that this needs to be done starting July 1 is when

22 the CSD audit should start for them to get it done

23 kind of thing.

24 So that's -- those are the two things I

25 think. It's mostly just like process and being fair

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1 to governing boards and schools.

2 THE CHAIR: I wholeheartedly agree that

3 they need to be looking at this, figuring out and

4 it's in Epicenter at the start of the new school

5 year, that it's -- I don't want just, "Oh, we have

6 to do this, so now here we go," and now it's in the

7 bylaws.

8 And when they -- if they had to use it,

9 they can't -- it's, like, "Who thought of that," you

10 know, and it's not usable.

11 So I think they need some time to think

12 about it.

13 I would think they need some time to maybe

14 even seek their own legal counsel if they wanted to,

15 to give them some advice. Or maybe it's something

16 PCSNM wants to take a look at, "Hey, here are some

17 thoughts." Yeah, yeah. and, "Here are some ideas,

18 and this is what you might look at."

19 So I think they need the time.

20 And I am -- the practice that we've tried

21 to put in place is talking about it and then voting

22 at the next meeting.

23 So, yeah. And I think it gives -- yeah.

24 Because PCSNM probably won't -- I'm guessing --

25 won't have a Tuesday call this next Tuesday. But

<p style="text-align: right;">134</p> <p>1 they would in January. So it would give them time 2 to have some thoughts about it. So I -- so I think 3 we're good with this at this point in time. 4 And I will say I agree that it has to come 5 from the -- like we said, from the school. Cabinet 6 secretary -- you know, the school itself could put 7 in a plan that we're going to on-board these people 8 temporarily so that we can get this vote in, and, 9 then, you know, we'll get people on. It's up to 10 them. 11 But an interloper doesn't always work, you 12 know. So thanks. 13 We are on to Item No. 13, which is 14 Discussion and Possible Action to Approve the PEC 15 Budget. 16 And I'm removing the IGA amendment, 17 because we don't have that. And I don't think we 18 need the IGA amendment to approve the budget, 19 because the budget includes that money. 20 So in your folder is the -- and I'm also 21 thinking -- we had a report back last month that 22 there was a concern about what the total amount was. 23 And the total amount that's being reflected in the 24 budget that you see is the \$5.2 million, that the 25 4.7 was originally reported out as a possible</p>	<p style="text-align: right;">136</p> <p>1 overage. 2 (Off-mic discussion.) 3 THE CHAIR: Right. So I'm going to ask 4 Commissioners, you know, do we want to vote today on 5 this? 6 COMMISSIONER BRAUER: We do. 7 COMMISSIONER BURT: I don't see anything 8 in the documents. 9 THE CHAIR: It's in there -- Commissioner 10 Burt, that's my fault. I thought it went in. It 11 did not. But it just went in. 12 COMMISSIONER BURT: So I don't know. 13 THE CHAIR: And that's my fault. 14 COMMISSIONER BURT: So I don't know if we 15 should vote on it. 16 THE CHAIR: I didn't double-check that it 17 was in there. I just -- I thought it was. So 18 that's on me. 19 COMMISSIONER BURT: I think unless there's 20 an urgent reason to have to vote today, because of 21 that, yeah, maybe we wait, just for appropriateness. 22 Yeah. 23 THE CHAIR: Yeah. Because people didn't 24 actually get eyes on it until 30 seconds ago. Yeah. 25 COMMISSIONER BURT: Exactly.</p>
<p style="text-align: right;">135</p> <p>1 over-projection. 2 We got a -- I thought you put it in the 3 folder. Oh, I didn't know that. I didn't know 4 that. I did not know that. 5 It's in the finance subcommittee. I'm 6 sorry. I'm sorry. I apologize. Who is on first? 7 So, anyway, that's being done. We 8 received -- the Budget Subcommittee met two or three 9 weeks ago. And we did receive from, yeah, the 10 School -- from Budget, that the student count is 11 19,400. I just find it very interesting that it 12 comes to exactly a round number. But, you know, 13 that's just me. 14 But even if -- so even -- so we accept 15 that as the number. The dollar amount is 16 \$5.2 million. 17 And when we met with the Deputy Secretary 18 and the Assistant Secretary yesterday, we indicated 19 that the budget is 5.2, and there was no 20 disagreement with that. 21 So what is in there is the 5.2. And the 22 money that is being expended through the Special 23 Projects sits outside of that in terms of the monies 24 that are in there that are exactly being spent. 25 This is the money that is that -- hate to say --</p>	<p style="text-align: right;">137</p> <p>1 THE CHAIR: So we'll -- so now you can 2 digest it. And at -- you know, when you need to 3 fall asleep, you can open this up and -- I'm sorry. 4 The CSD staff has to take defensive 5 driving. So that's funded -- (Off-mic discussion.) 6 THE CHAIR: Because it's CSD. It's a CSD 7 cost. We fund CSD. Sure. 8 SPEAKER: Am I reading this right, that we 9 have \$5.2 million, and the budget is \$3 million? Is 10 that right? 11 THE CHAIR: I haven't looked at it. I 12 think that's what -- 13 COMMISSIONER BURT: I don't think this 14 budget sheet is updated correctly based on the 15 conversations we've been having, uploaded at 16 Item 13. I don't think it reflects -- I'm -- I'm 17 thinking Director Chavez may have a different option 18 that's -- because we've done a lot of talking. This 19 looks old to me. 20 THE CHAIR: Because that's -- because I 21 asked if that was the latest. And that was my 22 understanding. So if we've got a newer one, if that 23 could just go in the folder for next month, that 24 would be great; okay? And then we can -- okay. 25 DIRECTOR CORINA CHAVEZ: For next month,</p>

<p style="text-align: right;">138</p> <p>1 we can have an updated budget, yes. I wasn't sure 2 what you were planning to present, so did not 3 prepare something for this. 4 THE CHAIR: I didn't need you to prepare 5 anything, no. No, we're good. We're good. 6 Okay. So we will move this to next month. 7 Thanks. 8 I got that. Yeah. Yeah. So you will 9 see, in your folder, there is -- for Item No. 14, 10 Discussion and Possible Action on the Status of the 11 Rollout and Budget of Items Approved. And a. is the 12 PEC logo. 13 So there is the -- there are two in there. 14 The one is the one that we looked at last month, and 15 the other one is we had asked for some changes. And 16 they sent the logo that still had the wheat on it. 17 So I asked Consuelo to have the wheat 18 removed, because that's what Commissioners had asked 19 for. So that -- yes. Wait a minute. 20 Before we do this, Missy, can you -- can 21 someone get -- thanks. Thanks. 22 VICE CHAIR CARRILLO: Okay. Are you sure 23 this is our logo? Because it looks like it's the 24 logo for the Library Commission. 25 THE CHAIR: This is what Commissioners</p>	<p style="text-align: right;">140</p> <p>1 think this is exactly what we talk- -- like, to the 2 T, exactly what we discussed last month. 3 I'm totally open. Like, seeing -- and I 4 don't know who put them in the little tiny icons, 5 too, because I'm so grateful, because that is what's 6 going -- it's going to look that tiny on our 7 business cards and such on business cards. 8 In all honesty, I'll happily -- I like 9 both. I like it with the wheat or without. I could 10 go either way. So whatever the majority wants, I'm 11 happily going to follow along with this one. It's 12 good. It simple. It's exactly what we asked for 13 with the thinner turquoise -- I think the 14 note-taking and the translation about what we asked 15 for last month, Consuelo getting all that 16 information and translating it all to this person 17 and this person doing it, it's exactly what we asked 18 for. So I'm very happy with either. 19 COMMISSIONER BRAUER: I would like to see 20 some ears of corn in there where the wheat was. But 21 I'm going to hold my tongue. After that, I'm just 22 wanting to put on the record. I think it looks 23 great. I think simpler, better. 24 I don't know. For me, I just think about 25 this is mostly going to be in black and white</p>
<p style="text-align: right;">139</p> <p>1 asked to be removed out of that logo that we were 2 looking at. 3 VICE CHAIR CARRILLO: Did we ask for 4 everything to be removed except a book? 5 THE CHAIR: Correct. Yes. 6 VICE CHAIR CARRILLO: I don't recall that. 7 THE CHAIR: And we asked for the book 8 pages to be open. Well, this is what came out of 9 the -- the discussion that Commissioners had. They 10 wanted the adobe structure out. They wanted the 11 graduation cap out. The blue waves. So that's what 12 ends up being left is that. 13 And Commissioners asked for it to be a 14 book that had the pages open. So that's exactly 15 representative -- and the wheat to be removed. So 16 that's -- the one on the right is exactly what 17 Commissioners asked for. 18 So, you know, is it -- you know. And 19 it -- from my recollection, people said, you know, 20 the less the better, the simpler the better. 21 Well, you can't get a whole lot simpler, 22 you know. So this is -- this is really the exact 23 representation of what Commissioners asked for. 24 I'm -- Commissioner Burt. 25 COMMISSIONER BURT: Yeah, I agree. I</p>	<p style="text-align: right;">141</p> <p>1 99 percent of the time. As long as the white -- 2 sorry. As long as the yellow, red, and blue looks 3 right in black and white, that looks like that, if 4 it's in, like, the gray scaling, looks good. 5 But I like that it's -- I like the open 6 book. I like the simplicity. I think it's going to 7 look really nice on some information that we send 8 out. 9 THE CHAIR: And it looks -- yeah. When it 10 gets down into that smaller image, you can still see 11 it. If you put more in it, you're -- and you -- and 12 it's that little tiny, it just -- you're not going 13 to understand what it is. 14 So are we Team Wheat or Team Non-Wheat? 15 SECRETARY BECK: I think, in honor of 16 Commissioner Brauer, I would vote for the wheat, 17 just because of all the agriculture he does, and we 18 want to respect that. 19 THE CHAIR: I'm with Commissioner Burt. 20 It doesn't matter to me. I can go with the wheat. 21 It's fine. Yeah. Yeah. It kind of fills up a 22 little bit of dead space. I think people call it 23 "white space," but -- Consuelo. 24 MS. CONSUELO CONSTANTINE: I just have one 25 suggestion. I thought when I sent you the original</p>

<p style="text-align: right;">142</p> <p>1 one, I thought they should drop the wheat so it's a 2 little more centered between the "New Mexico" and 3 the "Public Education Commission." 4 THE CHAIR: Yeah. But I can -- and I 5 fully understand that and appreciate that thought. 6 But, you know, I think the wheat does kind of stick 7 to the kind of the cultural heritage. 8 COMMISSIONER BRAUER: Yeah. I -- I -- 9 VICE CHAIR CARRILLO: What about all the 10 people we need to respect that are gluten-free? 11 SECRETARY BECK: The one on the right is 12 gluten-free. 13 COMMISSIONER BRAUER: We'll just provide 14 the gluten-free option for those folks. I was 15 looking up the symbolism. I actually didn't look at 16 what the symbolism -- why the wheat is on there. It 17 symbolizes, a lot of times in different cultures, 18 like, abundance, harvest, prosperity, good fortune. 19 So I'm good with keeping the wheat there. 20 THE CHAIR: And not on the other. I know. 21 That's why my book club now meets at restaurants, 22 because I'm not making gluten-free stuff for people 23 to eat when we have it at my house. We're going to 24 go out, and I'm not going to do that. 25 Okay. Yeah. Yeah.</p>	<p style="text-align: right;">144</p> <p>1 Okay. So I move that the PEC approve the 2 PEC logo, including the wheat, as found in meeting 3 materials, Item 14, and ask CSD to include the logo 4 on PEC documents. 5 SECRETARY BECK: Second. 6 THE CHAIR: There's a motion by 7 Commissioner Gipson, a second by Commissioner Beck. 8 Commissioner Beck. 9 SECRETARY BECK: Commissioner Brauer. 10 COMMISSIONER BRAUER: Yes. 11 SECRETARY BECK: Commissioner Burt. 12 COMMISSIONER BURT: Yes. 13 SECRETARY BECK: Commissioner Manis. 14 COMMISSIONER MANIS: Yes. 15 SECRETARY BECK: Commissioner Taylor. 16 COMMISSIONER TAYLOR: Yes. 17 SECRETARY BECK: Commissioner Ingham. 18 COMMISSIONER INGHAM: Yes. 19 SECRETARY BECK: Vice Chair. 20 VICE CHAIR CARRILLO: No. 21 SECRETARY BECK: Commissioner Gipson. 22 THE CHAIR: Yes. 23 SECRETARY BECK: Commissioner Beck, yes. 24 There are seven votes for and one vote against. The 25 motion passes.</p>
<p style="text-align: right;">143</p> <p>1 Are we good to vote on this logo today? 2 Yeah. 'Cause we don't need to have three 3 hearings on this. I'd like to be able to use this. 4 COMMISSIONER BURT: Really quick, I just 5 want to let you know, I did put them into gray scale 6 on my computer. It looks good in gray scale as 7 well. Even without me doing any actual good 8 professional touch-ups. 9 But that might be something good, 10 Consuelo. Like, if you can actually get it 11 professionally -- like, if they can put it in gray 12 scale for you as well so we have that on file. 13 That way, it's not just based off of 14 whatever the computer changes it to. That might be 15 a good action, too. If we know we're printing in 16 black and white, having it in gray scale and looking 17 really nice. But just, like, in general, I changed 18 it to gray scale, and it looks fine. 19 MS. CONSUELO CONSTANTINE: Yeah, I had 20 asked them to do that; so I was waiting for the 21 final. 22 THE CHAIR: Great. Thanks. I appreciate 23 that. And I do -- you've done a lot of work on 24 this, and I really appreciate that. And I'll 25 appreciate the invoice when it comes my way, too.</p>	<p style="text-align: right;">145</p> <p>1 THE CHAIR: Well, we're -- we haven't 2 awarded any -- right. Yeah. 3 No, I'm going to -- I'll do it now. Board 4 acknowledgment awards. 5 VICE CHAIR CARRILLO: I'm clearly going to 6 be prodding. Shall we try to schedule time for next 7 week to have at least an hour on Zoom for the three 8 of us? 9 Yeah, you -- I think you are, and Bekka. 10 I mean Commissioner Burt. 11 COMMISSIONER BURT: I mean, I have a 12 bigger -- it's not -- I think scheduling of 13 subcommittees has been done haphazardly for a while. 14 It would be nice if we could get the CSD Liaison to 15 schedule monthly subcommittee meetings for all 16 subcommittees would be a really big help, to work to 17 coordinate and schedule subcommittee meetings. 18 VICE CHAIR CARRILLO: What's that thing 19 called, that program called, where we are sent three 20 dates, the three of us, and we choose between the 21 dates and times? 22 THE CHAIR: Doodle. Doodle does it. 23 VICE CHAIR CARRILLO: We can be Doodled, 24 not to be confused with kids -- 25 DIRECTOR CORINA CHAVEZ: Commissioners,</p>

146	<p>1 Missy Brown is the liaison from the Charter Schools 2 Division on this work. And so if you would like for 3 her to schedule the members between now and your 4 next meeting, that would be terrific. We can do 5 that.</p> <p>6 THE CHAIR: Thanks.</p> <p>7 VICE CHAIR CARRILLO: That would be great. 8 And we'll have an agenda and everything. Okay. 9 Thank you, Ms. Burt.</p> <p>10 THE CHAIR: Performance framework support 11 program. We've got -- I don't know. I think 12 there's fourteen applicants now. We have not met to 13 look at them. But we're -- we are going to have to 14 meet soon to look at those, because I think there's 15 also a couple that may need a reach-out to make some 16 modifications.</p> <p>17 So we'll do that. And then I know the -- 18 there has -- the amendment process for the 19 recruiting -- but there's already money at the REC 20 for any awards that we would -- that we would make 21 right -- I thought there was. We already had money 22 in the REC for that, and that additional money would 23 come over.</p> <p>24 But I thought there was money -- enough 25 money that we moved around.</p>	148	<p>1 in the amendment.</p> <p>2 Commissioner Burt?</p> <p>3 COMMISSIONER BURT: Yeah. And I just 4 want, once again, to ask that that amendment for 5 what the REC can do, that should be, moving forward. 6 Like, that should be -- that has nothing to do with 7 any BARs or anything. So I would ask that that get 8 done yesterday.</p> <p>9 THE CHAIR: My understanding is that that 10 was the direction at the last Budget Subcommittee 11 meeting.</p> <p>12 COMMISSIONER BURT: And that we move that 13 \$100,000 from the closure to that fund as well. 14 That can be done outside of any --</p> <p>15 DIRECTOR CORINA CHAVEZ: That is correct. 16 Outside of increasing the total IGA, we can move 17 around scopes-of-work amounts to put into the 18 technical assistance -- needs-based technical 19 assistance, I think is how it's worded, in the IGA. 20 And we can do that, yes.</p> <p>21 And I did get confirmation -- last time I 22 met with the group that is on PEC working on this 23 project, I was asked to check with the IG- -- with 24 the SWREC to see if grants could include products. 25 And the way that our IGA is written currently, it</p>
147	<p>1 DIRECTOR CORINA CHAVEZ: Chair Gipson, 2 there is money that is under one of the current 3 scopes of work that could be used for technical 4 assistance without amending the IGA or increasing 5 the amount in the budget for the IGA.</p> <p>6 As you know, I have not seen any of the 7 proposals. I would ask that, again, CSD be part of 8 the subcommittee meeting that takes a look at these 9 proposals. And we are working on, as you mentioned 10 earlier, increasing the total charter 2 percent 11 budget. And then we can submit a BAR to increase 12 the IGA amount.</p> <p>13 THE CHAIR: Okay. So the amount isn't the 14 issue at this point in time. It's what the REC is 15 going to be able to provide, that there needs to be 16 an amendment to that. Because if it's goods, as an 17 example, that would most likely be something the REC 18 right now can't do.</p> <p>19 So the amendment is important to be able 20 to provide goods. So that, I'm clear on.</p> <p>21 So some awards -- some awards -- we could 22 potentially fairly quickly award, because it -- or 23 (inaudible) in the scope of the REC contract. But 24 we will meet, and we will be able to create 25 something to quickly outline what would have to be</p>	149	<p>1 cannot fund that. It needs to fund needs-based 2 services, not items.</p> <p>3 But I thought that we would need to have a 4 comprehensive conversation about what the -- what 5 the schools are asking to be able to communicate, 6 then, with the SWREC about potential supports for 7 those schools. And so I'm asking for that meeting 8 to happen.</p> <p>9 THE CHAIR: That, we can do. But the 10 movement of the money doesn't -- that's not -- the 11 two aren't the same. So -- and --</p> <p>12 DIRECTOR CORINA CHAVEZ: Moving money 13 within the current IGA will take one day. That is 14 not a time-consuming thing. But because we are 15 BAR-ing from DFA to increase the total charter 16 2 percent, we cannot increase the IGA until that BAR 17 has been fully processed by DFA.</p> <p>18 COMMISSIONER BURT: Right. We don't need 19 that yet. We need that \$100,000 to be reallocated, 20 and the additional, and adjusting to be general, 21 goods and services -- whatever it needs to be. It 22 should just be general, that we can buy products for 23 schools that request products.</p> <p>24 DIRECTOR CORINA CHAVEZ: Okay. So the 25 moving line items from one scope of work to the</p>

<p style="text-align: right;">150</p> <p>1 other, consider that done, like, today. That can 2 happen.</p> <p>3 But the amending the IGA to be able to pay 4 for goods is an amendment to the IGA which will take 5 a while.</p> <p>6 COMMISSIONER BURT: That's why I was 7 hoping it would have already been filed by now.</p> <p>8 THE CHAIR: Understand. That was in the 9 October motion for that to happen, that to start 10 happening. That was part of our October motion, for 11 that amendment process to start.</p> <p>12 DIRECTOR CORINA CHAVEZ: The motion was to 13 increase the amount of funding into the IGA. And 14 the question about the goods, only was brought to my 15 attention more recently, to discover from the SWREC 16 if it could pay for goods as well as services.</p> <p>17 THE CHAIR: But you're conflating two 18 things. So I understand that it -- the REC contract 19 will need to be amended to -- for the -- providing 20 of goods. I get that, and that can be worked on.</p> <p>21 But the motion was for the money to move 22 from here -- the additional monies -- the October 23 motion was not just for the movement within the -- 24 within the REC now; the motion was for the process 25 to begin to get the additional monies, too.</p>	<p style="text-align: right;">152</p> <p>1 Chavez Option 3 template.</p> <p>2 For next -- for the current year's cohort, 3 we have all the Option 2 templates that we need. 4 The only school that is using an assessment that's 5 not in the current Option 2 templates are the 6 Option 3 schools.</p> <p>7 One of the schools is using an assessment 8 called DRA-3. Two of them are using Renaissance 9 Star. One is using ACT WorkKeys. So we have to 10 create those templates that will feed into the 11 Option 3 templates for the three Option 3 schools.</p> <p>12 But the Option 2 schools are all using 13 iMSSA, NWEA, or one of the two, PSAT/SAT.</p> <p>14 THE CHAIR: Thanks. I appreciate that 15 update.</p> <p>16 Discussion and Possible Action of Calendar 17 Changes For November and December -- oh, sorry. 18 Sure. Doesn't matter.</p> <p>19 SECRETARY BECK: So we -- the -- the main 20 change is that in December of 2025, we originally, 21 or recurrently, have it that we're going to do the 22 renewal hearings the 15th through the 19th.</p> <p>23 And we felt that, number one, 18 and 19, a 24 lot of charter schools are actually out of school. 25 Plus, that's a crazy week for charters that are in</p>
<p style="text-align: right;">151</p> <p>1 So that was -- that was part of the 2 October motion.</p> <p>3 DIRECTOR CORINA CHAVEZ: Yes.</p> <p>4 THE CHAIR: Okay. And it hasn't -- we're 5 just waiting for that. So it's two months.</p> <p>6 Performance -- oh. I'll just give you an 7 update.</p> <p>8 We had a discussion yesterday. And the 9 Deputy Secretary is looking at where the -- she 10 thought -- she did not know that the contract hadn't 11 been. So we're -- we're working. She's looking 12 into that.</p> <p>13 Okay. We are on to item No. 15, 14 Discussion and Update on the Performance Framework 15 Templates and the Status of Posting.</p> <p>16 Brigitte, is that you?</p> <p>17 DR. BRIGETTE RUSSELL: Yes, it is, Chair 18 Gipson.</p> <p>19 We will have corrected versions of all 20 Option 2 templates on the website today.</p> <p>21 Dr. Faulkner has corrected everything in 22 the PSAT, caught another error earlier this week in 23 the other templates, and corrected it. And it will 24 be up today.</p> <p>25 Then next week, we will work on the Cesar</p>	<p style="text-align: right;">153</p> <p>1 school. They are finishing up all their grading and 2 all that stuff. And, you know, having to deal with 3 that, the administration will have to deal with 4 that.</p> <p>5 So we're doing basically what we're doing 6 this year, which is just moving it back a week to 7 the 8th, the 8th through the 12th.</p> <p>8 What's not on my calendar -- and maybe 9 it's on yours, I don't see that -- that means we 10 would have to move the work session in November from 11 the 13th back to the 6th to get the 30 days of 12 notice by the Chair.</p> <p>13 So that's the main thing. So that's the 14 thing we'd have to vote on.</p> <p>15 I also just want to, for a reference 16 point, in February and March, that calendar -- am I 17 looking at the right calendar? 2025 PEC 8/26. Oh, 18 Revised 9/19. But that doesn't have it back to the 19 8th through the 12th.</p> <p>20 VICE CHAIR CARRILLO: It doesn't have any 21 revision on it.</p> <p>22 SECRETARY BECK: Okay. So what we want to 23 do is we want to move it back to the 8th through the 24 12th. And then we have to move the work session 25 from the 13th to the 6th.</p>

154	<p>1 COMMISSIONER INGHAM: We have a work 2 session on the 20th and the 21st -- the 20th of 3 November and one on the 13th? 4 THE CHAIR: One on the 13th, which would 5 then become the 6th, would be that virtual to 6 provide input to the Chair for the letter. 7 COMMISSIONER INGHAM: Okay. 8 THE CHAIR: So that's automatic. It's a 9 virtual work session, a full work session on the 10 20th. 11 SECRETARY BECK: We're moving that to the 12 6th. 13 THE CHAIR: The work session that's for 14 November 13th, we would move -- it's virtual, once 15 again -- to the 6th. 16 COMMISSIONER TAYLOR: But keeping the 17 20-21 as our meeting dates. Okay 18 VICE CHAIR CARRILLO: So that, I think, 19 sound good. That, to me, sounds okay. But the 20 December thing, we're only doing renewals on the 21 15th, 16th, and 17th. There's only eight. And then 22 we have our work session and meeting. 23 THE CHAIR: So my concern is if it -- if 24 there is a school -- if there is a school that needs 25 to come up because we have a concern, they may not</p>	156	<p>1 out. We probably won't. But if we have some 2 districts that switch over to us, we just have it 3 allocated out if we need it. 4 Probably we won't need Monday. But it's 5 just there. It's a holding spot. 6 THE CHAIR: It's easier to take away from 7 most people's calendars than it is to add an extra 8 day. 9 VICE CHAIR CARRILLO: To be clear, we're 10 moving the week that starts the 15th to start the 11 8th. Done. And the other thing we're doing is 12 moving the 13th of December to the 6th. 13 Is there a motion we can make for all that 14 stuff? 15 THE CHAIR: Do we have a corrected 16 document? 17 MS. MELISSA BROWN: We do not have a 18 corrected document. 19 VICE CHAIR CARRILLO: Then we should have 20 a calendar with that new great seal that we have and 21 all the people and pictures. And the week. There 22 needs to be something about -- 23 COMMISSIONER BURT: I think I can make the 24 motion without the document being updated. 25 THE CHAIR: I think they're doing it right</p>
155	<p>1 be in session, because they're -- and I'm not 2 asking -- I'm not asking people if they're on break 3 to -- you need to be up here to -- to speak with us. 4 We -- so -- and it's a challenging time 5 for schools, or anyone, even if -- if we want people 6 to listen to our work session, and they're -- you 7 know, they're closing out a semester, and -- I 8 just -- it's just really, really difficult. 9 VICE CHAIR CARRILLO: They're likely not 10 on break. Because look how the days fall for the 11 school year. They're likely not coming back to 12 school -- 13 THE CHAIR: They're likely on break on 14 that Friday. Maybe Thursday, but definitely Friday. 15 That will be their last day of school, most likely. 16 SECRETARY BECK: All we're doing is moving 17 it one day. Like, this year, we started on the 9th. 18 Next year, we start on the 8th. Same week. 19 THE CHAIR: We did the exact same thing 20 this year. 21 COMMISSIONER TAYLOR: Would we meet all 22 three days? Or can we do what we did this year, 23 three, three, and two, and the work session? So we 24 go Tuesday, Wednesday, Thursday, Friday? 25 SECRETARY BECK: We're scheduling that</p>	157	<p>1 now. 2 COMMISSIONER BURT: I mean, I could 3 just -- I could make a motion that's -- to move 4 those dates, instead of waiting. Whatever you guys 5 want to do. 6 THE CHAIR: Yeah. 7 VICE CHAIR CARRILLO: Do it. 8 COMMISSIONER BURT: All right. I move 9 that the PEC adopt a new calendar for 2025, moving 10 the meetings scheduled for the week of December 15th 11 to the week of December 8th, and the work session 12 from November 13th to November 6th. 13 VICE CHAIR CARRILLO: Second. 14 THE CHAIR: There's a motion by 15 Commissioner Burt, a second by Commissioner 16 Carrillo. 17 Commissioner Beck. 18 SECRETARY BECK: Commissioner Manis. 19 (No response.) 20 SECRETARY BECK: Commissioner Brauer. 21 COMMISSIONER BRAUER: Yes. 22 SECRETARY BECK: Commissioner Burt. 23 COMMISSIONER BURT: Yes. 24 SECRETARY BECK: Commissioner Taylor. 25 COMMISSIONER TAYLOR: Yes.</p>



158	<p>1 SECRETARY BECK: Commissioner Ingham.  2 COMMISSIONER INGHAM: Yes.  3 SECRETARY BECK: Chair Gipson.  4 THE CHAIR: Yes.  5 SECRETARY BECK: Vice Chair Carrillo.  6 VICE CHAIR CARRILLO: Yes.  7 SECRETARY BECK: Don't do that to me.  8 Secretary Beck, yes. There are seven  9 votes for and zero votes against. The motion  10 passes.  11 THE CHAIR: Thank you. We are on to item  12 No. 17.  13 VICE CHAIR CARRILLO: Consuelo, if you're  14 listening, change the new calendar with the revision  15 date on the bottom so the calendar dates don't get  16 confused. Thank you.  17 MS. MELISSA BROWN: I just quickly made  18 those changes in the document.  19 VICE CHAIR CARRILLO: And change the  20 revision. Thank you so much.  21 THE CHAIR: Item No. 17, Discussion and  22 Notification.  23 MS. LUCY VALENZUELA: Chair Gipson, K.T.  24 has his hand raised.  25 THE CHAIR: Oh, sorry. Okay. Yeah.</p>	160	<p>1 talk about it again, because it's not urgent.  2 And, actually, I didn't know if you had an  3 opinion, Missy. I mean, from a legal perspective,  4 it makes me nervous. So I don't want the extension.  5 But if there's a practical reason, you should  6 consider that.  7 THE CHAIR: So, for me, I have some -- I  8 know. I have some angst over the extension when  9 they're out of compliance and they fall below five.  10 You know. If they're -- so that's -- you know,  11 I'm -- I understand giving them the time to fill it,  12 fine. But I have some concerns about giving them  13 that additional extension time when they're no  14 longer a Board of Finance.  15 I think -- you know. Brigitte.  16 DR. BRIGETTE RUSSELL: Chair Gipson, I  17 agree completely. If they are below the required  18 five members, I would not -- I would not want to  19 give them the 30-day extension.  20 VICE CHAIR CARRILLO: I agree.  21 THE CHAIR: Okay.  22 MS. MELISSA BROWN: So does that mean, a  23 five-member board, they lose somebody, they're down  24 to four, they don't get an extension? Or --  25 THE CHAIR: Correct. But, once again,</p>
159	<p>1 Discussion of Notifications that Result in  2 a School Being Out of Compliance.  3 MS. JULIA BARNES: So this is its first  4 reading. Missy Brown has already outlined it.  5 There are many times where a governing board drops a  6 member and then is going to pick up a new member,  7 and they do not go below five.  8 There is a process in your documents that  9 allows CSD to give them an extension, if needed.  10 There are times where, just like we heard  11 today, a board falls below five. And the  12 question -- and the question that Missy had raised  13 earlier is do you want to not give that school an  14 automatic extension if they fall below five?  15 We are changing our processes so that we  16 flag those schools that we need to make sure we keep  17 an eye on.  18 So, for example, Six Directions, I think,  19 had been out of compliance for many months. And so  20 we need a better process to identify that.  21 But the question on the form is -- and  22 that Missy was seeking clarification on, is do you  23 want to limit the extension to schools that have  24 more than five board members?  25 It's the first reading. So we're going to</p>	161	<p>1 we're not voting on it till next month. But that's  2 the direction.  3 COMMISSIONER TAYLOR: But they'll still  4 have 45 days to fill that spot; right? But they  5 don't get the --  6 THE CHAIR: They don't get 75 days to fill  7 it. Right. Yeah.  8 VICE CHAIR CARRILLO: I want ten days. Do  9 I hear ten?  10 THE CHAIR: No.  11 VICE CHAIR CARRILLO: Okay.  12 MS. JULIA BARNES: And then, just  13 clarifying, CSD will not put any school on the  14 consent agenda that drops them below five. They'll  15 just be listed, like Northpoint was. Northpoint  16 wasn't out of compliance or in compliance. They  17 actually turned in their paperwork. But we're just  18 keeping an eye to make sure.  19 Dream Diné, I just put them on the list  20 for January, so you aren't inadvertently taking  21 action that you don't realize that we've just got to  22 keep an eye on it.  23 THE CHAIR: Okay? All right. So we'll  24 vote on that, hopefully, next month. Okay.  25 Item No. 18, Discussion and -- I don't</p>

<p style="text-align: right;">162</p> <p>1 have anything for Item No. 18. Hopefully, I'll have 2 an absolute update.</p> <p>3 Item No. 19 Discussion of the NACSA 4 Conference Highlights and Possible Inclusion of 5 Concepts into PEC Practices.</p> <p>6 I think -- for me, I think I mentioned 7 this last month. I don't know if I did it to 8 everyone or just to some.</p> <p>9 One of the practices that the State of 10 Arizona does that I was interested in is -- and they 11 have 500 charters. They have a lot of charters, 12 because they do have CMOs and so on.</p> <p>13 But they do -- in the renewal process, if 14 there's a school that they potentially were not 15 going to renew, they -- they enter into an agreement 16 with that school -- it's obviously voluntary. They 17 enter an agreement with that school that they go on 18 a one-year performance contract.</p> <p>19 And there's absolute benchmarks that are 20 created in that negotiated contract. And if the 21 school doesn't meet those benchmarks by the end of 22 the first year, what would be the first year of a 23 new contract, they're not extending them a five-year 24 contract.</p> <p>25 But the next school year, if they don't</p>	<p style="text-align: right;">164</p> <p>1 because I think it has, maybe, merit, you know.</p> <p>2 COMMISSIONER INGHAM: So what's the 3 indicator for the charter school?</p> <p>4 THE CHAIR: That they get to continue, and 5 they don't have to go through costly litigation. So 6 many of the schools can't afford the litigation. So 7 it does give them a chance to try to stay open when 8 they might just automatically close, then, because 9 they don't have the funds to litigate.</p> <p>10 And, for me, I get challenged with 11 litigation, because if you're a school that has a 12 foundation, you can afford that litigation. But if 13 you're that small little school that doesn't have a 14 foundation, you're just automatically closing 15 because you don't have the funds to -- to do that.</p> <p>16 So I think there's an equity issue built 17 into that in giving them the opportunity to 18 continue, potentially, you know. So it saves the 19 State. It saves the schools. And then the schools, 20 instead of litigation, can use that money that year 21 to help support the school, instead of -- no 22 offense -- wasting it on a lawyer, you know. 23 It's -- it's funds that can go help support kids. 24 So it's kind of, to a great extent, a win-win. 25 So Commissioner Carrillo and then</p>
<p style="text-align: right;">163</p> <p>1 meet those benchmarks, there's an agreement in that 2 performance contract that the school is closed, and 3 there is no appeal.</p> <p>4 They do. The school is closed. I don't 5 know technically whether they're relinquishing or 6 the authorizer is taking it. There's been an 7 agreement that the school will close.</p> <p>8 (Off-mic discussion.)</p> <p>9 THE CHAIR: Correct. Correct. It's -- 10 it's -- the State of Arizona has been fairly 11 successful with that -- with this.</p> <p>12 Obviously, the school is agreeing to give 13 up their right to appeal. The -- Arizona started it 14 because they were having so many appeals. This was 15 a way of reducing the amount of litigation, because 16 they were giving out one-year additional -- "Here, 17 we'll still give you a one-year opportunity to make 18 significant enough changes that we have confidence 19 that we can go forward with another four years of 20 the contract."</p> <p>21 Or -- I don't want to speak -- I don't 22 know exactly how many years their contracts are. 23 But for us, it would be the additional four.</p> <p>24 So I think it -- for me, it's something 25 I'd like to look into what it would look like and --</p>	<p style="text-align: right;">165</p> <p>1 Commissioner Burt.</p> <p>2 VICE CHAIR CARRILLO: So it's kind of 3 their last gasp for life is how I'm hearing it. 4 Okay. And it's at the discretion of the 5 Commission, not of the school; is that correct? We 6 decide whether or not they get that extra year. 7 They don't.</p> <p>8 THE CHAIR: The benchmarks that are agreed 9 to --</p> <p>10 VICE CHAIR CARRILLO: (Inaudible due to 11 simultaneous speaking) enter into some of the -- the 12 Commission is deciding whether or not they're going 13 to be given this opportunity. And they have to 14 agree to these benchmarks.</p> <p>15 THE CHAIR: I think -- I think the offer 16 for that additional year -- and I -- I don't want to 17 misspeak. But I think it's an automatic.</p> <p>18 Here it is. You're not going to be 19 renewed. Here's the -- here's the -- because if 20 you're not renewed, you have that automatic option 21 for that appeal, whoever you are.</p> <p>22 So the Commission votes to not renew the 23 contract. Then if the -- then they enter into the 24 agreement with the school after the decision to not 25 renew has taken place, that, "Here is an option to</p>

<p style="text-align: right;">166</p> <p>1 not go forward with litigation and the appeal, but 2 you have the opportunity, if you choose, to enter 3 into this performance contract." 4 VICE CHAIR CARRILLO: Than can the 5 Commission choose not to afford them that option? 6 THE CHAIR: I don't believe so. 7 VICE CHAIR CARRILLO: I would want that to 8 be a part of it. I would want there to be -- well, 9 there's going to be a case here or there, who knows 10 when. But, "No, you blew it. Under no circumstance 11 are we going to give you a year to screw your whole 12 program up even more and waste another third grade," 13 you know. 14 I like the idea. And then they -- 15 conceptually -- of they have that year. And that 16 also has to be, to me, where there's the agreement 17 that it's black and white. 18 "You have these benchmarks. It's not 19 getting close to 80 percent. You're at 80 or you're 20 not." Stuff like that. 21 THE CHAIR: And that's something -- if 22 this is something we want to move forward on, that's 23 something we would look at. We don't need to make 24 those decisions now. 25 Commissioner Burt.</p>	<p style="text-align: right;">168</p> <p>1 nothing arbitrary or capricious, because it's 2 extremely clear. It's very simple, actually. 3 It's -- it's -- it was really, like, such a 4 brilliant -- I don't know which of their team 5 thought this up to try to get out -- to fix this 6 issue. But it really was a brilliant solution to 7 it. 8 And just to give you all some of the, 9 like, data they had to support it: 10 Between -- between a seven-year time 11 period, they had 31 schools placed on a three-year 12 agreement. And they have to make gains every year, 13 or they will be closed. 14 Eighteen schools successfully -- exited 15 successfully and continued to sustain an improved 16 letter grade. 17 85.7 percent improved -- which they use 18 the A-through-F system, obviously ours -- we'll have 19 to figure out something different. But for 20 85.7 percent of the schools that they did this for 21 improved a letter grade in one year. 22 46.4 percent of them improved a letter 23 grade to an A or a B in one year. 24 I mean, it really was, like -- basically, 25 they told the schools, "Like, make a drastic -- make</p>
<p style="text-align: right;">167</p> <p>1 COMMISSIONER BURT: I love that you 2 brought this one up, because this is one that I 3 definitely was very interested in as well. 4 I actually ended up talking to the Arizona 5 folks for a lot longer after their presentation as 6 well because I was so interested. They had so much 7 data to back up what they were doing. That's what 8 really sold me. 9 And, actually, I pulled up all my notes 10 because of this agenda item coming up, and I have a 11 lot of notes on this one. 12 But it actually is in lieu of revocation. 13 I don't know if they do it for renewals. 14 THE CHAIR: They do. They actually do. 15 COMMISSIONER BURT: So it's for every 16 school, and every single school has the exact same 17 terms as well. Because they were also getting 18 hammered with arbitrary and capricious decisions. 19 So when you say, "Oh, we'll let this one 20 do it, but not this school and this school," that's 21 what -- their experience was if they tried to do 22 that, the courts would say, "Oh, you let this school 23 and this school. That's arbitrary and capricious. 24 The school gets to stay open." 25 They basically took all of the -- there is</p>	<p style="text-align: right;">169</p> <p>1 a drastic change or close." Like, "That's it." 2 And the data is showing them that the 3 schools are -- are doing it, or they're -- or 4 they're closing. And it's not -- they're not having 5 to go through litigation when the schools close, 6 because the schools agreed that if they do not show 7 that -- if they do not show improvement, they agree 8 to close. 9 So you can't go back to a court later and 10 be, like, "Well, yeah, we agreed that, and, yeah, we 11 didn't improve, but we still want to stay open." 12 It removes all the areas of litigation. 13 But they really did hinge it on that they 14 have applied it not equitably, equally. I mean, 15 they just applied the same exact standard all across 16 the board to every single school. 17 And that was the -- really, the way in 18 which they were able to experience that level of 19 success as far as actually eliminating the 20 litigation. 21 THE CHAIR: So let's put this on the work 22 session agenda for that week and parse it out. This 23 is close to your kind of turnaround thing. You've 24 got to turn yourself around -- 25 COMMISSIONER BURT: Yeah.</p>

<p style="text-align: right;">170</p> <p>1 THE CHAIR: -- quickly.</p> <p>2 COMMISSIONER BURT: I have -- I don't</p> <p>3 know. I have another topic to bring up, too. So</p> <p>4 there was a -- a really incredible session that I</p> <p>5 went to. This was probably my favorite one.</p> <p>6 And it was -- the name of it was "How Do</p> <p>7 You Know When Schools Are Ready To Grow?"</p> <p>8 The Bellwether Foundation worked with</p> <p>9 State of Georgia Commission. And they created</p> <p>10 basically a rubric for replication or adding grade</p> <p>11 levels, expansion, anything where you're adding more</p> <p>12 kids to a current system, basically.</p> <p>13 And they created a whole matrix of</p> <p>14 dimensions that they look at that's very</p> <p>15 data-oriented. And it felt very robust, especially</p> <p>16 compared to what we look at when we're looking at</p> <p>17 schools expanding, replicating, looking -- you know,</p> <p>18 moving -- having more students come into their</p> <p>19 system.</p> <p>20 And I'm wondering if -- there was a lot of</p> <p>21 work already done on it. So I don't think it would</p> <p>22 be hard to just review what's already been done and</p> <p>23 see if there's anything that we can do to help make</p> <p>24 ours more robust as well.</p> <p>25 But there was a lot of information. And</p>	<p style="text-align: right;">172</p> <p>1 excited. She was, like, "It would be great to be</p> <p>2 able to work with New Mexico."</p> <p>3 I think it would be -- even if it's not --</p> <p>4 I think the matrix that they created is really</p> <p>5 robust and really, like -- I mean, it's good.</p> <p>6 So I also just wonder how else we could --</p> <p>7 if it doesn't fit into that, maybe -- maybe, still,</p> <p>8 there's -- like, looking through what they've</p> <p>9 developed still could help us in other ways as well,</p> <p>10 even if it's not that exact thing.</p> <p>11 THE CHAIR: It's a -- oh, sorry. I'm</p> <p>12 wondering if it might not be worthwhile to have even</p> <p>13 a session at the Charter School conference for</p> <p>14 schools to say, "Hey, are you ready to grow," so</p> <p>15 that they -- you know, so that they can look at that</p> <p>16 and say, "This is what the..." -- you know -- "This</p> <p>17 is -- this is what we're generally recommending.</p> <p>18 This is what you need to be at." So that schools --</p> <p>19 you know.</p> <p>20 'Cause a lot of schools think they might</p> <p>21 be ready and maybe they're not. And they can take a</p> <p>22 look at what they would need to work on so that they</p> <p>23 could be ready.</p> <p>24 So I think, even outside of that, for us</p> <p>25 to support schools in being ready. So we can look</p>
<p style="text-align: right;">171</p> <p>1 Bellwether is -- they have a grant to help support</p> <p>2 like, commissions doing this work.</p> <p>3 So that's something else. Like, if the</p> <p>4 Commission would be interested in it, you know,</p> <p>5 like, at a work session actually get some more</p> <p>6 information, I also wonder if Bellwether would be</p> <p>7 able to -- if we'd be able to get into the work with</p> <p>8 them and be able to use some of the resources they</p> <p>9 have out there to help us with that. It was --</p> <p>10 DIRECTOR CORINA CHAVEZ: Commissioner</p> <p>11 Burt, which state did you say is working on that?</p> <p>12 COMMISSIONER BURT: Georgia already</p> <p>13 implemented it.</p> <p>14 THE CHAIR: Bellwether. Speaking of</p> <p>15 Bellwether, I know they actually have a whole</p> <p>16 system, because they come in. And they'll do a</p> <p>17 review of your school and give you a report back as</p> <p>18 to whether they feel -- because they -- and that's</p> <p>19 because they have support grants for that.</p> <p>20 But, yeah, to me, they've already done</p> <p>21 99.9 percent of the work. So why not --</p> <p>22 COMMISSIONER BURT: And even better, it's</p> <p>23 predominantly Carrie Irvin's work, which we know</p> <p>24 her, like, as one of our keynote speakers. So when</p> <p>25 I talked to her about it, she was, like, absolutely</p>	<p style="text-align: right;">173</p> <p>1 at that on our end for a work session and hopefully</p> <p>2 work off the June session for --</p> <p>3 COMMISSIONER BURT: You're going to love</p> <p>4 this even more. Because it actually incorporates</p> <p>5 what you just talked about. It incorporates into</p> <p>6 the procedures and processes of applying -- it</p> <p>7 actually is very comprehensive, and they have a lot</p> <p>8 of information about what the board should be</p> <p>9 looking at and actually looking at it about two</p> <p>10 years before you decide you want to grow, and the</p> <p>11 planning and processing of that.</p> <p>12 And how -- how Georgia does it is they</p> <p>13 actually have the board start doing some of these</p> <p>14 reviews, and they have to show evidence of the</p> <p>15 reviews up to two years before they apply for</p> <p>16 growth.</p> <p>17 THE CHAIR: Okay. There are. Thanks for</p> <p>18 that.</p> <p>19 I attended a revocation/closure -- it was</p> <p>20 called a closure one. Those are kind of difficult,</p> <p>21 only because a lot of the closures that were being</p> <p>22 spoken about and what do you do with a closure, they</p> <p>23 were closures because CMOs were closing them, so</p> <p>24 that it really wasn't a decision that was being made</p> <p>25 by the authorizer.</p>

<p style="text-align: right;">174</p> <p>1 Many CMOs have enrollment quotas. And if 2 you don't meet that -- and I'll give you an example. 3 Washington, D.C., had a school that, three 4 days before school was going to open, the CMO said, 5 "You didn't meet your quota; so, therefore, you're 6 done." 7 And it was in an area that was definitely 8 economically disadvantaged. Families had already 9 bought the uniforms, and now they're stuck. 10 And it was more what they do to help 11 support getting kiddos into a school and trying to 12 find funds to help get them their uniforms. And so 13 it's a world that we don't live in, thank heavens. 14 I thank my lucky stars every time I go to 15 these conferences that we don't have CMOs, because 16 they look bright and shiny, and they do offer often 17 a nice building and a lot of stuff. But they can -- 18 even though you have a contract with them, they can 19 drop that contract in a day. And the only -- 20 because they know, "You're not going to be able to 21 sue me, because you don't have any money to sue me." 22 So they just walk away. And it's just -- 23 you know, education shouldn't be that kind of 24 business. It is a business, but it shouldn't be 25 that kind of business.</p>	<p style="text-align: right;">176</p> <p>1 Carrillo, I'll share just a little bit. 2 It was the first time I went to anything 3 since I -- since I've been on the Commission. But 4 the one that jumps out to me, I went to the 5 Transcend group, that they were the -- what do you 6 call it? -- the keynote speaker. 7 And so I went to the follow-up session 8 with them just to learn about, like, the way that 9 they think about re-envisioning education. 10 Some of our charter schools do a similar 11 kind of model in terms of, like, thinking about -- 12 I'm not doing it justice. But it's kind of like 13 the -- like, the -- like, the schools that have a 14 specific kind of individual planning time there for 15 children for K-12 experiences, like -- like, tracks 16 that are a little bit different. 17 And that was more -- I had lunch with a 18 person, Aylon Samouha was the keynote speaker. And 19 he -- I had lunch with him to talk to how does this 20 apply to like, rural education. Oftentimes, urban 21 education is the center of everything within charter 22 schools and in education in general. 23 I was interested in thinking how would 24 that work in very small districts, like we have here 25 in this state, as well as our smaller charter</p>
<p style="text-align: right;">175</p> <p>1 And I'm very grateful that whoever helped 2 to craft the legislation here in New Mexico -- I 3 don't know whether they purposely looked at that. 4 But someone thought about it. And it's in there. 5 And I do appreciate that. 6 So we've got our mission as we move 7 forward for next year. 8 So I don't -- is Commissioner Manis still 9 on? I don't know if his hand is up because I can't 10 see those. That's why I'm asking. 11 MS. MELISSA BROWN: He's still on, but I 12 don't see his hand up. 13 THE CHAIR: All right. Just checking. 14 So -- and I think that's a lot to chew off for a 15 time. So thanks for that. 16 (Off-mic discussion.) 17 COMMISSIONER INGHAM: Those conferences 18 are so kind of overwhelming at times. And I -- I 19 have to admit it's -- I haven't had a chance to 20 really reflect on it and be able to say something 21 about it. 22 I did go to quite a few conferences. I 23 was -- went to every one I could. But I can't say 24 that I -- (Off-mic discussion). 25 COMMISSIONER BRAUER: Commissioner</p>	<p style="text-align: right;">177</p> <p>1 schools that are in rural education. 2 So it was a good conversation to think how 3 do we do innovative approaches to education, but not 4 leave behind a lot of the young people in the more 5 rural or, like, frontier areas of our state. 6 That was the biggest thing that I took 7 away from. Some of the other sessions I thought 8 were good. But that was one that I was really 9 thinking about in terms of true transformation had 10 that we could see here. 11 THE CHAIR: Okay. Report from the Charter 12 Schools Division. 13 DR. BRIGETTE RUSSELL: Thank you, Chair 14 Gipson. 15 First, the update on CSD staff positions. 16 This is in your -- this is in your folder. But the 17 one I'm sharing on screen right now shows our 18 vacancies in bright yellow. So, currently, there 19 are 17.5 positions in the Charter Schools Division. 20 And two of them are vacant. 21 So we have 15 full-time staff, plus our 22 half-time IT person. 23 And I would like to introduce -- I'm 24 thrilled to introduce to you today our newest 25 Authorizing Practices Administrator, Greg Butz, who</p>

<p style="text-align: right;">178</p> <p>1 is going to tell you a little bit about himself.</p> <p>2 MR. GREG BUTZ: Hello. Yeah. I'm Greg</p> <p>3 Butz. And it is spelled B-u-t-z.</p> <p>4 I've had a long educational career before</p> <p>5 I was a public schoolteacher in New Mexico.</p> <p>6 I taught overseas. So I was -- I got my</p> <p>7 first teaching gig in Hong Kong. And I taught there</p> <p>8 for two and a half years. And then I did some</p> <p>9 volunteer work working with displaced people groups</p> <p>10 in Amman, Jordan, working in an adult language</p> <p>11 center; and then Thailand, working with --</p> <p>12 volunteering with orphans right on the border of</p> <p>13 Myanmar.</p> <p>14 So a lot of equity background for me.</p> <p>15 I then taught for six years in Egypt. I</p> <p>16 lived through several revolutions and a military</p> <p>17 coup and saw five different governments in six</p> <p>18 years. So that was a lot of fun.</p> <p>19 But this is a bit of a homecoming for me,</p> <p>20 because the first job that I had was at Cottonwood</p> <p>21 Classical Preparatory School here in New Mexico.</p> <p>22 Sam Obenshain was my executive director.</p> <p>23 So when I was in Egypt, I gave him a call and said,</p> <p>24 "In the instance a job were to open up..." -- and he</p> <p>25 said, "Just so happens we have a job."</p>	<p style="text-align: right;">180</p> <p>1 MR. GREG BUTZ: Thank you.</p> <p>2 THE CHAIR: Looking forward to it.</p> <p>3 Thanks.</p> <p>4 MR. GREG BUTZ: Good seeing you all, yes.</p> <p>5 VICE CHAIR CARRILLO: What great</p> <p>6 adventures you've had. Thank you very much for</p> <p>7 joining us.</p> <p>8 DR. BRIGETTE RUSSELL: And, Commissioners,</p> <p>9 we have -- thanks to the budget adjustment request</p> <p>10 that will increase the charter 2 percent budget, we</p> <p>11 now have -- we will have funding for a fourth</p> <p>12 education administrator in the authorizing group.</p> <p>13 So we are -- we are happy that in the</p> <p>14 spring, we'll be interviewing, and we have will have</p> <p>15 four full-time site visit team members and leads,</p> <p>16 which is going to be a huge game changer for us.</p> <p>17 The financial coordinator position also remains</p> <p>18 vacant.</p> <p>19 THE CHAIR: Is it advertised?</p> <p>20 DR. BRIGETTE RUSSELL: It is not currently</p> <p>21 advertised. I don't -- I don't believe it is.</p> <p>22 Second on our list is a Notice of Intent</p> <p>23 to submit a charter school application.</p> <p>24 I looked at that document just about</p> <p>25 20 minutes ago and realized that there were some</p>
<p style="text-align: right;">179</p> <p>1 So interview. So this is going to be kind</p> <p>2 of a full circle for me in more than one way.</p> <p>3 I taught at Cottonwood Classical for four</p> <p>4 years as a teacher, social studies teacher, and then</p> <p>5 became a director of communications, a head of</p> <p>6 department, a dean of students. And there was maybe</p> <p>7 a few other hats that I was wearing simultaneously.</p> <p>8 So I did that for four years.</p> <p>9 And then jumped into some other admin</p> <p>10 roles as both an assistant principal at a large</p> <p>11 comprehensive high school in Albuquerque, and I also</p> <p>12 was a School Ambassador Fellow with the Department</p> <p>13 of Education concurrently at that time.</p> <p>14 But after that, I decided to jump into</p> <p>15 PED. And I knew -- always knew that I was going to</p> <p>16 come and land here in the Charter Division.</p> <p>17 So I've worked with the team with contract</p> <p>18 work and authorizing schools and looking at those</p> <p>19 applications.</p> <p>20 And I've joined on several site renewal</p> <p>21 teams, even at the College and Career Readiness</p> <p>22 Bureau. So this is a real exciting moment for me.</p> <p>23 So happy to be here.</p> <p>24 THE CHAIR: So welcome. And thanks for</p> <p>25 jumping in during this week.</p>	<p style="text-align: right;">181</p> <p>1 errors on it. It said 2024. So, Missy has edited</p> <p>2 it so it says 2025 now.</p> <p>3 There was a blank page in the middle that</p> <p>4 Missy has taken out. And the -- the header with the</p> <p>5 Chair and the Secretary's names looks a little</p> <p>6 sloppy. So we'll fix that before we post it.</p> <p>7 THE CHAIR: So I thought we were</p> <p>8 establishing processes where we didn't put exact</p> <p>9 dates in our -- you know, so that -- or we --</p> <p>10 DR. BRIGETTE RUSSELL: We can make that</p> <p>11 edit as well.</p> <p>12 THE CHAIR: That it just say what the</p> <p>13 statute says, "the second Tuesday of January," so</p> <p>14 that it doesn't -- you know, it doesn't have to be</p> <p>15 looked at every -- that's a -- you know, there it</p> <p>16 is. There's the Notice of Intent.</p> <p>17 DR. BRIGETTE RUSSELL: We can make that</p> <p>18 change as well. And we can put the exact date in</p> <p>19 January 2025 on the website.</p> <p>20 THE CHAIR: On the website, yes. Thank</p> <p>21 you. Thank you.</p> <p>22 DR. BRIGETTE RUSSELL: Corrective Action</p> <p>23 Plan. Our contractor continues to work with</p> <p>24 Estancia Valley Classical Academy and review their</p> <p>25 data. And they are complying.</p>

<p style="text-align: right;">182</p> <p>1 Alma is also complying. I'm awaiting 2 information from the Office of Special Education as 3 to manifestation determinations for disenrolled 4 students. 5 Language and culture concerns have been 6 resolved for all charter schools. 7 And schools are cooperating with the 8 Language and Culture Division. 9 VICE CHAIR CARRILLO: I have a question on 10 that one. What were our language and culture 11 concerns, and why were these schools singled out? 12 DR. BRIGETTE RUSSELL: Chair Gipson and 13 Commissioner Carrillo, letters came out from the PED 14 Language and Culture Division regarding concerns 15 that that division had regarding schools monitoring 16 and reporting and serving EL processes. 17 And so there were detailed letters that 18 went out to a handful of charter schools. And those 19 charter schools have been working with Language and 20 Culture to resolve those -- those concerns. 21 It didn't originate with the CSD. It 22 originated with Language and Culture, which reviewed 23 school processes. 24 THE CHAIR: Yeah. They do it with the 25 safety plans. And OSE does it. They establish</p>	<p style="text-align: right;">184</p> <p>1 THE CHAIR: Can that be put into the Alma 2 materials? 3 DR. BRIGETTE RUSSELL: Yes. 4 THE CHAIR: Yeah. The Commissioners will 5 be able to look at that. It just -- it was this 6 week that it came in. Thanks. 7 DR. BRIGETTE RUSSELL: So it will be in 8 the school's Intervention Ladder, Reports from Other 9 Entities folder. 10 THE CHAIR: Okay. Are we good? 11 MS. JULIA BARNES: I know there is another 12 OMA letter. So they should maybe do a folder -- 13 DR. BRIGETTE RUSSELL: Yes. In the same 14 folder. 15 MS. JULIA BARNES: (Inaudible due to 16 simultaneous speaking) -- same place. 17 THE CHAIR: So Item No. 21, the Status of 18 New Contract Attachments (verbatim) to Align with 19 the PEC Form Changes. Sorry. 20 So we made changes to the performance 21 framework base last month, based on the information 22 that came from the -- excuse me -- the Deputy 23 Director on, "These are the nine schools that chose 24 Option 2." 25 So we have -- we renewed eleven last year.</p>
<p style="text-align: right;">183</p> <p>1 Corrective Action Plans with the schools. 2 VICE CHAIR CARRILLO: And maybe I'm just 3 kind of -- I don't know. How does that work with a 4 cyber academy? Language -- are you not typing fast 5 enough? How do -- 6 DR. BRIGETTE RUSSELL: Well, I mean, the 7 cyber academies still have to identify English 8 Learners in order to provide services. So there are 9 some schools whose processes are not correct in 10 terms of how do you identify ELs in the first place. 11 And it's things like that. 12 VICE CHAIR CARRILLO: All right. Thank 13 you. 14 DR. BRIGETTE RUSSELL: It's harder to 15 monitor how ELD, English Language Development 16 instruction is being given in cyber schools, of 17 course. 18 THE CHAIR: Can I just ask that the -- we 19 received a document related to Alma in regards to 20 the OMA violation. There was a document that was 21 provided from the Attorney -- from the Attorney 22 General's office. 23 DR. BRIGETTE RUSSELL: The Attorney 24 General's office, yes. We received that just this 25 week, yes.</p>	<p style="text-align: right;">185</p> <p>1 But two of them chose Option 1, so they were 2 affected by the performance framework change because 3 there was a concern that was raised about 4 attenuation and things that are being masked. And 5 we made the changes to the performance framework 6 last month. 7 DR. BRIGETTE RUSSELL: Correct. 8 THE CHAIR: That performance framework 9 doesn't align with the performance framework of 10 the -- of those nine schools, so that there's going 11 to be a letter going out to ask those schools to 12 amend that contract to align with the new language 13 of the performance framework that we voted on last 14 month. 15 Sorry. 16 (Chair consults with PEC counsel.) 17 THE CHAIR: Okay. So if I could ask the 18 Deputy Director to draft a memo identifying what 19 that concern was and the change, I'd appreciate it. 20 Okay? 21 DR. BRIGETTE RUSSELL: Yes. 22 THE CHAIR: Thanks. Item No. 22, 23 Discussion and Possible Action to Provide Input to 24 the Chair to Speak on Behalf -- I don't think anyone 25 has anything.</p>

<p style="text-align: right;">186</p> <p>1 Okay. Okay.</p> <p>2 COMMISSIONER INGHAM: I guess I need to</p> <p>3 challenge you again to write a letter to either Joe</p> <p>4 Guillen or the --</p> <p>5 THE CHAIR: Oh. Is that --</p> <p>6 COMMISSIONER INGHAM: -- for my -- in case</p> <p>7 I need a --</p> <p>8 THE CHAIR: Correct. I thought --</p> <p>9 COMMISSIONER INGHAM: (Inaudible) about</p> <p>10 that a couple of times.</p> <p>11 THE CHAIR: I have to double-check on</p> <p>12 that. I thought I had.</p> <p>13 COMMISSIONER INGHAM: Okay. Okay. Thank</p> <p>14 you.</p> <p>15 THE CHAIR: Thanks. I thought that was</p> <p>16 done. So I will double-check. Okay.</p> <p>17 THE CHAIR: Public Education Commission</p> <p>18 Comments. I'm just looking.</p> <p>19 VICE CHAIR CARRILLO: (off-mic.)</p> <p>20 THE CHAIR: Oh, I'm sorry. No. Wayne</p> <p>21 spoke to me yesterday and said because of the</p> <p>22 conference, they won't have anyone here today. So I</p> <p>23 apologize.</p> <p>24 MS. MELISSA BROWN: I would like the</p> <p>25 Commission to know I just e-mailed Matt Pahl your</p>	<p style="text-align: right;">188</p> <p>1 what I kind of shared last month. It's just really</p> <p>2 good to be here with a group of people who are</p> <p>3 really committed to effect change in our -- in the</p> <p>4 lanes that we're supposed to make change, and to</p> <p>5 have just a diversity of politics in the room where</p> <p>6 we can just get good work done in a moment in our</p> <p>7 country where, you know, next month, that's being</p> <p>8 moved forward through a peaceful transition, that</p> <p>9 there's always the need for us to choose our better</p> <p>10 angels as we work together.</p> <p>11 I know I don't get that all the time from</p> <p>12 other circles that I run in. And I'm just really</p> <p>13 thankful for us to sit down here and do a lot of</p> <p>14 work, elbow to elbow, that matters.</p> <p>15 And it's kind of like not void of our own</p> <p>16 personal thoughts and practices and politics. But</p> <p>17 we don't let that stuff get in the way, and we treat</p> <p>18 each other with respect and love. And I just</p> <p>19 appreciate that a lot, and I'm really thankful for</p> <p>20 that during this moment of the year. So happy</p> <p>21 holidays to ya'll.</p> <p>22 THE CHAIR: Thanks. And I will echo all</p> <p>23 of that. Happy, safe holidays. Enjoy family and</p> <p>24 friends.</p> <p>25 I just want to thank everyone. CSD staff,</p>
<p style="text-align: right;">187</p> <p>1 calendar for 2025.</p> <p>2 THE CHAIR: Yes. And I did speak with him</p> <p>3 when he was here for Turquoise Trail, to let him</p> <p>4 know we were most likely making that change. And he</p> <p>5 texted his --</p> <p>6 MS. MELISSA BROWN: Just wanted to make</p> <p>7 sure.</p> <p>8 THE CHAIR: Me, too. Yeah. So we</p> <p>9 shouldn't have that conflict. But they will not be</p> <p>10 here today. So that's why we skipped it. Sorry.</p> <p>11 PEC Comments? Commissioner Brauer?</p> <p>12 COMMISSIONER BRAUER: Madam Chair, members</p> <p>13 of the Commission, I wish you all just a wonderful</p> <p>14 holiday. And I just feel really honored to be here</p> <p>15 with y'all. And this has been really good the last</p> <p>16 couple of months, as we spent every waking hour</p> <p>17 together for a whole week.</p> <p>18 It's just really nice to be part of this</p> <p>19 group. Please don't forget your popcorn, and your</p> <p>20 blue corn flour.</p> <p>21 Bekka, if I can see you before winter</p> <p>22 break or maybe after the holidays, I'll get you some</p> <p>23 from the farm. But this is some stuff we're really</p> <p>24 proud of if you haven't gotten it yet.</p> <p>25 But I also just want to reiterate the --</p>	<p style="text-align: right;">189</p> <p>1 it's -- you know, it takes a huge village to get us</p> <p>2 to this week. And as hard as this week was, I fully</p> <p>3 recognize all of the time and effort and energies</p> <p>4 that went into getting us here.</p> <p>5 Thank you all for yesterday. The posole</p> <p>6 and the carne. Everything was just -- and it was</p> <p>7 nice to sit down and enjoy.</p> <p>8 And everyone sitting here, the discussions</p> <p>9 are always great, you know.</p> <p>10 And this was the best renewal cycle</p> <p>11 that -- you know, we were able to celebrate schools,</p> <p>12 but still have tough conversations with the schools.</p> <p>13 And it's -- it's respectful. And they -- you know,</p> <p>14 they went away -- there were times when I sat on</p> <p>15 this Commission that those discussions towards the</p> <p>16 school were not very respectful. And that was</p> <p>17 always challenging on my part from -- you know,</p> <p>18 those that were voicing it.</p> <p>19 So I really appreciate everyone's efforts.</p> <p>20 So thank you.</p> <p>21 Commissioner Beck.</p> <p>22 SECRETARY BECK: Yeah. Again, ditto,</p> <p>23 especially to the Charter School Division for all</p> <p>24 the work that you put in to have us prepared for</p> <p>25 these meetings.</p>



190	<p>1 It was really, really -- I know how 2 much -- I don't know how much work it was, honestly. 3 But it was probably a ton of work. 4 And, yeah. It's a great place to be with 5 you guys. 6 And I'm really getting to really -- you 7 know, I'm an old '60s, '70s kind of soft rocker guy. 8 But I'm starting to kind of get to the -- really 9 liking mariachi. 10 THE CHAIR: Commissioner Carrillo. 11 VICE CHAIR CARRILLO: Love mariachi. It 12 was such a highlight. Just all schools, in 13 November, and the ones we just did. It was a 14 grueling week in a lot of ways, because of the 15 attention it requires. 16 Thank you to CSD for everything you do. 17 It's not easy putting on this kind of a show. 18 So just thanks. And I just -- just very 19 proud of -- I tell people all the time how proud of 20 us, as a Commission, I am. Because they ask about 21 all the politics. 22 I say, "None of that enters into it." 23 There's five R's and five D's, and it 24 never comes up, because there's one thing that's 25 important. The E, education of the kids. I just</p>	192	<p>1 be on salary. 2 THE CHAIR: I know. 3 VICE CHAIR CARRILLO: Should we put that 4 on the work session? 5 THE CHAIR: I think I'd have to resign 6 then. 7 Motion to adjourn. 8 SECRETARY BECK: Second. 9 THE CHAIR: We are adjourned. Safe 10 travels, everyone. 11 (Proceedings adjourned at 12:49 p.m.) 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p>
191	<p>1 think it's very good that we're so focused, and I 2 believe we do a very good job. 3 THE CHAIR: I look forward to being home 4 and popping popcorn, just sitting there in 5 sweatpants and a sweatshirt and not having to think 6 for a while. So thank you for that. 7 I know we've already populated some things 8 for our agendas going forward. Does anyone have 9 anything else you want on the agenda for January 10 or -- 11 VICE CHAIR CARRILLO: On work session on 12 the agenda and possibly ongoing. So what I wrote 13 down -- it can be wordsmithed -- "Strategies for 14 State-chartered Tribal Schools to Increase Supports 15 and Outcomes." 16 SECRETARY BECK: I did have one -- I had 17 one other comment. I know our year is coming to a 18 close, and I really enjoyed working with Chair 19 Gipson and Vice Chair Carrillo on the executive 20 team. It's been wonderful; so... 21 THE CHAIR: It's mutual. It's been a -- 22 it's been a good collaboration. I do appreciate. 23 And that's -- certainly, I appreciate the extra time 24 that folks are putting in. 25 VICE CHAIR CARRILLO: My God. You need to</p>	193	<p>1 BEFORE THE PUBLIC EDUCATION COMMISSION 2 STATE OF NEW MEXICO 3 4 5 6 7 REPORTER'S CERTIFICATE 8 I, Cynthia C. Chapman, RMR, CCR #219, Certified 9 Court Reporter in the State of New Mexico, do hereby 10 certify that the foregoing pages constitute a true 11 transcript of proceedings had before the said 12 NEW MEXICO PUBLIC EDUCATION COMMISSION, held 13 virtually and in the State of New Mexico, 14 County of Santa Fe, in the matter therein stated. 15 In testimony whereof, I have hereunto set my 16 hand on January 3, 2024. 17 18 19 20 21 22 23 24 25</p> <hr/> <p>Cynthia C. Chapman, RMR-CRR, NM CCR #219 BEAN &amp; ASSOCIATES, INC. 201 Third Street, NW, Suite 1630 Albuquerque, New Mexico 87102 License Expires: December 31, 2025</p> <p>Job No.: 9238N (CC)</p>

1                   BEFORE THE PUBLIC EDUCATION COMMISSION

2                                   STATE OF NEW MEXICO

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7                                   REPORTER'S CERTIFICATE

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14 County of Santa Fe, in the matter therein stated.

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16 hand on January 3, 2024.

17  
18  
19                                   *Cynthia Chapman*

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