

**\*REVISED AGENDA**  
**NOTICE OF PUBLIC MEETING**  
**ARIZONA STATE BOARD FOR CHARTER SCHOOLS**

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.02, notice is hereby given to the members of the Arizona State Board for Charter Schools (the “Board”) and to the general public that, on Monday, October 17, 2022 at 9:00 a.m., the Board will hold a meeting, open to the public as specified below. The Board reserves the right to change the order of items on the agenda, with the exception of public hearings set for a specific time.

**The Board Meeting will be held virtually.**

**Members of the Board and Board staff will participate via Zoom or telephonically.** Information on how the public may attend is outlined below.

Pursuant to A.R.S. § 38-431.02(H), the Board may discuss and take action concerning any matter listed on the agenda.

Pursuant to A.R.S. § 38-431.03(A)(3), the Board may vote to convene in Executive Session, which will not be open to the public, for legal consultation and advice concerning any item on the agenda.

Pursuant to A.R.S. § 38-431.03(A)(2), the Board may vote to convene in executive session, which will not be open to the public, for discussion or consideration of records exempt by law from public inspection.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting Aaron Loya at (602) 364-3080. Requests should be made as early as possible to allow time to arrange the accommodation.

**Accessing the Board Meeting:**

**To watch the Board meeting via computer or a smartphone with a data plan:**

- Click on the following link: [https://www.youtube.com/channel/UckPbhJyH-7N\\_Pw1hpl3nSA](https://www.youtube.com/channel/UckPbhJyH-7N_Pw1hpl3nSA);  
OR
- Open a web browser on your device (Google Chrome, Safari, Internet Explorer, Firefox).  
Then, type or copy the above link into the address or search bar on your browser and press “Enter”.

**To listen via phone (Please ensure your phone is muted during the meeting):**

- 1 346 248 7799 (United States)
- 1 669 900 6833 US, (United States)
- When prompted enter the following: Meeting ID: 845 6230 0523 Passcode: 745463
- **If you do not have internet access, a smartphone with a data plan or are otherwise unable to access via phone:**

Members of the public that do not have internet access, a smartphone with a data plan or do not otherwise have access via phone may contact the Board at 602-364-3080 or at [charterschoolboard@asbcs.az.gov](mailto:charterschoolboard@asbcs.az.gov) and Board staff will provide a location to listen to the meeting or other accommodations, as needed.

**Public Comment**

Public comments for the meeting will be accepted in written form or verbally during the meeting.

Monday, October 17, 2022

**To provide written public comment:**

All written public comments are due to Board staff **by Thursday, October 13, 2022 at 12:00:00 PM**. **Written public comments will not be orally read into the record but will be posted publicly in the Board materials located on the Board's website ([asbcs.az.gov](http://asbcs.az.gov)) by Friday, October 14, 2022.**

**Two ways to submit written comment:**

- Via Email: [charterschoolboard@asbcs.az.gov](mailto:charterschoolboard@asbcs.az.gov)
- Via Postal Service: P.O. Box 18328, Phoenix, Arizona 85005. Please note that USPS mail takes time to be delivered. Please plan accordingly to make the 12pm deadline on Thursday, October 13, 2022.

**To verbally comment during the meeting:**

Individuals must submit a [Call to the Public Request Form](#) to provide a verbal public comment at the meeting during the Call to the Public agenda item. All Request to Speak Forms to provide a verbal comment during the meeting are due to Board staff **by Thursday, October 13, 2022 at 12:00:00 PM**.

Please use [this Request to Speak Form](#) to submit to the Board by **Thursday, October 13, 2022 at 12:00:00 PM**. Once you submit this form, Board staff will contact you with information on how to access the meeting virtually. During the Call to the Public, those who submitted a Request to Speak Form will be called on to speak virtually during the Call to the Public agenda item.

The name in which you submit the form **MUST** match the name on the account when signing into the meeting to speak. Prior to the meeting, you may need to download the Zoom application to your device and create an account to ensure name matching. Board staff will only call speakers once and then will move on to the next speaker. If you miss your turn, Board staff will attempt again at the end of the list. The order in which names are called will be in the order in which the registrations are received.

All Board policies in regard to public comment at in-person meetings are transferable to verbal public comment for virtual meetings. Verbal public comments may be limited to three minutes by the Board President at the start of the meeting.

If you need assistance with registering, please contact the Board's office at (602) 617-2851 and a staff member will assist you.

DATED AND POSTED this 13<sup>th</sup> day of October, 2022.

By           /s/ Ashley Berg            
**Ashley Berg**  
**Executive Director**

**ARIZONA STATE BOARD FOR CHARTER SCHOOLS**  
**Monday, October 17, 2022**  
**Regular Session**  
**9:00 AM**

**ALL ITEMS ON THIS AGENDA ARE OPEN FOR DISCUSSION AND POSSIBLE ACTION, INCLUDING REPORTS AND ACTION ITEMS. A COPY OF THE AGENDA BACKGROUND MATERIAL PROVIDED TO THE MEMBERS OF THE CHARTER BOARD (WITH THE EXCEPTION OF MATERIAL RELATING TO POSSIBLE EXECUTIVE SESSIONS) IS**

**AVAILABLE FOR PUBLIC INSPECTION ONLINE AT [asbcs.az.gov](https://asbcs.az.gov). Due to construction, the Board's office is currently closed to the public. Therefore, if you would like a physical copy of the Board agenda or materials, please contact Board staff at [charterschoolboard@asbcs.az.gov](mailto:charterschoolboard@asbcs.az.gov).**

**REMINDER:** As required by Open Meeting Law, please refrain from engaging in conversations, texts, emails and other forms of communication with individual board members. All questions, comments, deliberations and decisions should be stated to the public body as a whole.

**A. Pledge of Allegiance**

**B. Moment of Silence**

**C. Roll Call**

**D. Board Member Recognition**

**E. Superintendent's Report**—Update on current events and/or activities of the Arizona Department of Education

**F. Executive Director's Report**

1. [Status of Board actions and legal matters](#)
2. Update on approved amendments and termination agreements
3. \*[Presentation by Board staff on updates on staff work and responsibilities](#)
  - a. [Update on ASBCS Online Replacement](#)
  - b. Information on Auditor General Performance Report

**G. Call to the Public**

This is the time for the public to comment. Members of the Board may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism, or scheduling the matter for further consideration and decision at a later date.

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- Via Postal Service: P.O. Box 18328, Phoenix, Arizona 85005
  - Please note that USPS mail takes time to be delivered. Please plan accordingly to make the deadline on Thursday, October 13, 2022 at 12:00 PM.

If a person has submitted a [Request to Speak Form](#) to provide a verbal comment during, those who submitted a Request to Speak Form will be called on to speak virtually during this agenda item.

**H. Implementation of NAEA Exemplary Practice Presentation - [Presentation on Implementation of NAEA Exemplary Practices](#) by Wayne Tucker**

**I. Consent Agenda**—All items on this agenda will be considered by a single motion with no discussion, unless requested otherwise by a board member.

1. Approval of [Meeting Minutes from the Charter Board's meeting on August 8, 2022](#).
2. [Arizona State Board for Charter Schools 2023 Calendar and Meeting Schedule](#)
3. **Charter Amendments**—Consideration to approve amendments from the following charter holder that met the Board's staff recommendation criteria:

- a. **Arizona Agribusiness & Equine Center, INC (Entity ID 91131)–New School**
  - i. [Executive Summary](#)
  - ii. [Amendment Request and Support Materials](#)
  - iii. [Financial and Operational Performance](#)
  - iv. [ADE School Report Card Data](#)
  
- J. **Charter Replication Application**—Discussion and possible action on a replication application from Heritage Academy, Inc.:
  - a. [Executive Summary](#)
  - b. [Replication Application and Support Materials](#)
  - c. [Financial and Operational Performance](#)
  - d. [ADE School Report Card Data](#)
  
- K. **Compliance Matters—Discussion and possible action**
  - 1. [The Board will receive information to determine whether evidence exists that Legacy Traditional School – East Mesa](#) is in breach of one or more provisions of its charter contract and/or state law regarding its failure to meet the minimum financial performance expectations set forth in the Board’s Financial Performance Framework after having been identified as “On Probation” and assigned to Probation Risk Level One.
 

If the Board determines that a breach may have occurred, the Board may take action as it deems appropriate or necessary under state law, which may include issuing a notice of intent to revoke the charter or entering into a consent agreement to bring the charter holder into compliance. A.R.S. § 15-183(I)(3), A.A.C. R7-5-402(I)(1).
  
- L. **Annual Charter Audits**—[Presentation and discussion on the performance of the Board’s portfolio of charter holders](#), including the financial and operational performance identified through the fiscal year 2021 audits.
  
- M. **Financial Framework Rulemaking**—Discussion, possible action and the second opportunity for public comment on the approval to finalize the [proposed changes to the Financial Performance Framework rules found in the Notice of Final Exempt Rulemaking](#) and discussion and possible action on the proposed rules’ effect on charter holders in financial intervention during the fiscal year 2021 audit intervention cycle.
  
- N. **Financial Framework Visit Requirements**—[Discussion, possible action and the second opportunity for public comment on the adoption of the proposed changes to the visits required under the Financial Performance Framework](#).
  
- O. **\*Election of Officers to Determine Interim President and Vice President**
  
- P. **Summary of Current Events, Future Meeting Dates and Items for Future Agendas**—The executive director, presiding officer or a member of the Board may present a brief summary of current events pursuant to A.R.S. § 38-431.02(K) and may discuss future meeting dates and direct staff to place matters on a future agenda. The Board will not discuss or take action on any current event summary.
  
- Q. **Adjournment**