

**Arizona State Board for Charter Schools
June 10, 2013
1616 West Adams Street
Phoenix, Arizona 85007
Suite 170**

SUMMARY

<p>Members Present- Jake Logan- President Peter Bezanson- Vice President Mark Anderson- Business Member Tim Eyerman- Charter School Teacher Royce Jenkins- Reservation Resident Member (Joined telephonically during item I (1)(b)) Todd Juhl- Public Member Kathy Senseman- Public Member</p> <p>Meeting began at 1:05 p.m.</p>	<p>Members Absent- Stacey Morley- Superintendent's Designee Norm Butler- Public Member Janna Day- Public Member Cassandra Larsen - Public Member Rep. Yee- Advisory Member</p>
<p>Agenda Item A. Pledge of Allegiance</p> <p>Agenda Item B. Moment of Silence</p> <p>Agenda Item C. Roll Call</p>	<p>Bianca Ulibarri called the roll and confirmed a quorum.</p>
<p>Agenda Item D. Call to the Public</p> <p>Agenda Item E. Arizona Charter Schools Association Update</p> <p>Agenda Item F. Superintendent's Report</p> <p>Agenda Item G. Executive Director's Report</p>	<p>No call to the public</p> <p>Recorded comments are available.</p> <p>No superintendent's report</p> <p>Recorded comments are available.</p>
<p>Agenda Item H. Consent Agenda</p> <ol style="list-style-type: none"> 1. Educational Options Foundation - Charter Mission 2. E-Institute Charter School, Inc. - Charter Mission 3. Legacy Traditional School- Gilbert - Procurement Laws and USFRCS Exception 4. Morrison Education Group, Inc.- Adding Grade Levels 5. Ombudsman Educational Services, Ltd (07856300)- Decreasing Grade Levels 6. Park View School, Inc.- Adding Grade Levels 7. The Paideia Academies, Inc. - Charter Mission 	<p style="text-align: center;">MOTION</p> <p>Peter Bezanson made the following motion: I move to approve the consent agenda items H (1-7). Todd Juhl seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>Agenda Item I. Renewal Application</p> <ol style="list-style-type: none"> 1. a. Benchmark School, Inc. 	<p style="text-align: center;">MOTION</p> <p>Kathy Senseman made the following motion: Renewal is based on consideration of academic, fiscal and contractual compliance of the charter holder. In this case, the charter holder meets the academic performance expectations set forth in the Board's performance framework. There is a record of past contractual noncompliance which has been reviewed.</p>

<p>b. Kin Dah Lichii Olta</p>	<p>With that taken into consideration as well as all information provided to the Board for consideration of this renewal application package and during its discussion with representatives of the charter holder, I move to approve the request for charter renewal and grant a renewal contract to Benchmark School, Inc. Tim Eyerman seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p style="text-align: center;">MOTION</p> <p>Kathy Senseman made the following motion: Renewal is based on consideration of academic, fiscal and contractual compliance of the charter holder. In this case, the charter holder did not meet the academic performance expectations set forth in the Board’s performance framework but was able to demonstrate sufficient progress toward the Board’s expectations. Additionally, the Board has adopted an academic performance framework that allows for additional consideration of the charter holder throughout the next contract period. There is a record of past contractual noncompliance which has been reviewed. With that taken into consideration as well as all information provided to the Board for consideration of this renewal application package and during its discussion with representatives of the charter holder, I move to approve the request for charter renewal and grant a renewal contract to Kin Dah Lichi’i Olta’.</p> <p>Todd Juhl seconded the motion.</p> <p style="text-align: center;">Motion passed through majority vote (5-2) (No: Bezanson, Eyerman)</p>
<p>c. Pathways KM Charter Schools, Inc.</p>	<p style="text-align: center;">MOTION</p> <p>Kathy Senseman made the following motion: Renewal is based on consideration of academic, fiscal and contractual compliance of the charter holder. In this case, the charter holder meets the academic performance expectations set forth in the Board’s performance framework. There is a record of past contractual noncompliance which has been reviewed. With that taken into consideration as well as all information provided to the Board for consideration of this renewal application package and during its discussion with representatives of the charter holder, I move to approve the request for charter renewal and grant a renewal contract to Pathways KM Charter Schools, Inc.</p> <p>Mark Anderson seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>d. Sonoran Desert School</p>	<p style="text-align: center;">MOTION</p> <p>Mark Anderson made the following motion: Renewal is based on consideration of academic, fiscal and contractual compliance of the charter holder. In this</p>

2. New World Educational Center- Renewal application and program of instruction amendment request

case, the charter holder did not meet the academic performance expectations set forth in the Board's performance framework but was able to demonstrate sufficient progress toward the Board's expectations. Additionally, the Board has adopted an academic performance framework that allows for additional consideration of the charter holder throughout the next contract period. With that taken into consideration as well as all information provided to the Board for consideration of this renewal application package and during its discussion with representatives of the charter holder, I move to approve the request for charter renewal and grant a renewal contract to Sonoran Desert School.

Kathy Senseman seconded the motion.

Motion passed unanimously

MOTION

Peter Bezanson made the following motion: I move that, based on the information contained in the Board materials and presented today, the Board approve the Program of Instruction Amendment Request to the charter held by New World Educational Center.

Kathy Senseman seconded the motion.

Motion passed unanimously

MOTION

Peter Bezanson made the following motion: Based upon a review of the information provided by the representatives of the charter holder and the contents of the application package which includes the academic performance, the fiscal compliance, and legal and contractual compliance of the charter holder over the charter term, I move to deny the request for charter renewal and to not grant a renewal contract for New World Educational Center. Specifically, the charter holder, during the term of the contract, failed to meet the obligations of the contract or failed to comply with state law when it:

- A. failed to meet the Board's academic performance expectations as stated in the Academic Performance Framework,
- B. failed to demonstrate sufficient progress toward the Board's academic performance expectations in all grade levels served,
- C. failed to comply with fingerprinting requirements as prescribed in A.R.S § 15-183.C.5, and
- D. failed to comply with Open Meeting Law

Tim Eyerman seconded the motion.

Motion passed through majority vote (6-1)

(No: Logan)

<p>Agenda Item J. Transfer Application</p> <ol style="list-style-type: none"> 1. Sequoia Pathway Academy as a school under the charter of Edkey, Inc. dba Sequoia Ranch School to operate as a school under a separate EdKey, Inc. charter. 2. Transfer of the Partnership with Parents, Inc. charter from the sponsorship of the State Board of Education to the State Board for Charter Schools. 	<p style="text-align: center;">MOTION</p> <p>Mark Anderson made the following motion: I move to approve the request for transfer of Sequoia Pathway Academy from the current K-12 charter held by Edkey, Inc. dba Sequoia Ranch School to a new charter held by Edkey, Inc. to operate Sequoia Pathway Academy serving grades K through 12. Kathy Senseman seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p style="text-align: center;">MOTION</p> <p>Todd Juhl made the following motion: I move to approve the request for transfer of the charter for Partnership with Parents, Inc. from the Arizona State Board of Education to the Arizona State Board for Charter Schools. Mark Anderson seconded the motion.</p> <p style="text-align: center;">Motion passed through majority vote (6-1) (No: Bezanson)</p>
<p>Agenda Item K. Surrender Agreement- Wildcat Secondary School</p>	<p style="text-align: center;">MOTION</p> <p>Mark Anderson made the following motion: I move to approve the Voluntary Surrender and Termination of the Charter Contract for Wildcat Secondary School as presented. Peter Bezanson seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p>
<p>Agenda Item L. Compliance Matters</p> <ol style="list-style-type: none"> 1. Luz Academy of Tucson, Inc. 2. El Centro for the Study of Primary and Secondary Education, Inc. 3. Performance Framework, Monitoring and Oversight – <ol style="list-style-type: none"> a) 1. Bradley Academy of Excellence, Inc.- REMOVED b) 1. Esperanza Community Collegial Academy 	<p style="text-align: center;">MOTION</p> <p>Mark Anderson made the following motion: I move the Board approve the amendment to the July 2012 Settlement Agreement between the Board and Luz Academy of Tucson, Inc. Peter Bezanson seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p style="text-align: center;">MOTION</p> <p>Mark Anderson made the following motion: I move the Board approve the amendment to the July 2012 Settlement Agreement between the Board and El Centro for the Study of Primary and Secondary Education, Inc. Peter Bezanson seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p style="text-align: center;">MOTION</p> <p>Peter Bezanson made the following motion: I move to find that Esperanza Community Collegial Academy</p>

<p>2. Excalibur Charter School, Inc. - REMOVED</p> <p>3. E-Institute Charter School, Inc. - REMOVED</p> <p>4. GAR, LLC- REMOVED</p> <p>5. Kestrel Schools, Incorporated- REMOVED</p> <p>6. Premier Charter High School- REMOVED</p> <p>7. The Shelby School- REMOVED</p> <p>c) 1. DCS Partners, Inc. - REMOVED</p>	<p>failed to meet or demonstrate sufficient progress toward the Board’s academic performance expectations set forth in the performance framework pursuant to ARS 15-183.I(3) and approve the withholding of 10% of the charter holder’s monthly State aid apportionment until a completed Demonstration of Sufficient Progress document has been submitted. Additionally, I move to issue a Notice of Intent to Revoke the charter of Esperanza Community Collegial Academy on the basis of its failure to meet or demonstrate sufficient progress toward the Board’s academic performance expectations set forth in the performance framework pursuant to ARS 15-183.I(3). I further move that:</p> <ul style="list-style-type: none"> - Within 48 hours of receipt of the Notice the charter operator shall notify staff and parents/guardians of registered students of the Notice of Intent to Revoke and the Notice of Hearing and provide a school location where the copy may be reviewed; - Within 20 days of receipt of the Notice the charter operator shall provide copies of all correspondence and communications used to comply with the preceding provision; and - Within 20 days of receipt of the Notice the charter operator shall provide the Board with the names and mailing addresses of parents/guardians of all students registered with the school. <p>Todd Juhl seconded the motion.</p> <p style="text-align: center;">Motion not passed through majority vote (3-4) (No: Anderson, Jenkins, Senseman, Logan)</p> <p style="text-align: center;">MOTION</p> <p>Kathy Senseman made the following motion: I move to find that Esperanza Community Collegial Academy failed to meet or demonstrate sufficient progress toward the Board’s academic performance expectations set forth in the performance framework pursuant to ARS 15-183.I(3) and approve the withholding of 10% of the charter holder’s monthly State aid apportionment until a completed Demonstration of Sufficient Progress document has been submitted.</p> <p>Mark Anderson seconded the motion.</p> <p style="text-align: center;">Motion passed through majority vote (5-2) (No: Eyerman, Juhl)</p>
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<p>2. Intelli-School, Inc. - REMOVED 3. Mingus Springs Charter School, Inc. - REMOVED 4. Victory High School, Inc. - REMOVED</p>	
<p>Agenda Item M. Charter Renewal- Mountain Oak School, Inc.</p>	<p style="text-align: center;">MOTION</p> <p>Peter Bezanson made the following motion: Because the overall rating for Mountain Oak Charter School’s academic performance currently meets the Board’s academic performance expectations, I move to approve the request to accept for consideration Mountain Oak School, Inc.’s untimely submitted application for renewal of its charter on the condition that within 7 calendar days of today’s date that Mountain Oak School, Inc. acknowledge the following:</p> <ol style="list-style-type: none"> 1. that Mountain Oak School, Inc. failed to make a timely and sufficient application for renewal of its charter under A.R.S. 15-183(I)(1); 2. that Mountain Oak School, Inc. agrees to waive the Board’s timeframe for written notice of its decision on Mountain Oak School, Inc.’s application in order to give the Board additional time, if necessary, to consider Mountain Oak School, Inc.’s application for renewal of its charter; 3. and that Arizona law does not allow Mountain Oak School, Inc. to operate beyond the charter expiration date if Mountain Oak School, Inc.’s request for renewal of its charter is denied. <p>Kathy Senseman seconded the motion.</p> <p style="text-align: center;">Motion passed through majority vote (5-2) (No: Eyerman, Logan)</p>
<p>Agenda Item N. Board Comments and Future Meeting Dates</p>	<p>Recorded comments are available.</p>
<p>Agenda Item O. Adjournment The meeting adjourned at approximately 3:27 p.m.</p>	