

**Arizona State Board for Charter Schools
 March 12, 2012
 Executive Tower
 1700 West Washington Street
 Phoenix, Arizona 85007
 Room B-56**

SUMMARY

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| <p>Members Present- Jake Logan- President Peter Bezanson- Vice President Mark Anderson- Business Member Norm Butler- Public Member Janna Day- Public Member Tim Eyerman- Charter School Teacher Royce Jenkins- Reservation Resident Member (Joined at 1:15) Stacey Morley- Superintendent's Designee (Joined at 1:13 till 2:54) Kathy Senseman- Public Member (Joined at 1:51)</p> <p>Meeting began at 1:08 p.m.</p> | <p>Members Absent Ruby Alvarado-Hernandez- 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>The following individual(s) addressed the Board. Eileen Sigmund. Recorded comments are available.</p> <p>Recorded comments are available.</p> <p>Recorded comments are available.</p> <p>Recorded comments are available.</p> |
| <p>Agenda Item H. Consent Agenda</p> <ol style="list-style-type: none"> 1. Archway Classical Academy Arete – Grade Level Expansion 2. Espiritu Community Development Corp – Procurement Laws Exception and USFRCS Exception 3. Maryvale Preparatory Academy – Grade Level Expansion 4. Morrison Education Group, Inc. – Charter Mission 5. Southgate Academy, Inc. – Charter Mission and Program of Instruction | <p style="text-align: center;">MOTION</p> <p>Norm Butler made the following motion: Motion to approve the Consent Agenda item H 1-5. Janna Day seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously (Recused: Bezanson)</p> |
| <p>Agenda Item I. Renewal Application</p> <ol style="list-style-type: none"> 1. Accelerated Elementary and Secondary Schools 2. BASIS School, Inc. operating BASIS Tucson | <p>Item was Tabled</p> <p style="text-align: center;">MOTION</p> <p>Norm Butler made the following motion: Based on the academic performance, fiscal compliance, legal and contractual compliance, and the information in</p> |

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| <p>Items taken out of order: Agenda Item K. Reconsideration of prior decision to grant a charter was moved to be considered after Agenda Item N.</p> | |
| <p>Agenda Item L. Charter Amendment - San Tan Montessori School, Inc.</p> | <p style="text-align: center;">MOTION</p> <p>Norm Butler made the following motion: I move, based on the information contained in the Board materials and presented today, that the Board approve to add one site to the charter and increase the enrollment cap from 500 to 700 to San Tan Montessori School, Inc. Mark Anderson seconded the motion.</p> <p style="text-align: center;">Motion passed through majority vote (4-5) (No: Bezanson, Day, Eyerman, Logan)</p> |
| <p>Agenda Item M. Compliance Matters</p> <ol style="list-style-type: none"> 1. Kin Dah Lichii Olta 2a. Visions Unlimited Academy, Inc. | <p>Audit submitted, no action taken on this item.</p> <p style="text-align: center;">MOTION</p> <p>Norm Butler made the following motion: I move to find Visions Unlimited Academy, Inc. is in noncompliance with state law for its failure to comply with federal payroll tax requirements and approve withholding 10% of the charter holder’s monthly State aid apportionment until compliance is demonstrated. Compliance will be demonstrated as follows:</p> <ul style="list-style-type: none"> -Evidence that all required federal payroll taxes for payrolls during the period of February 18, 2012 through June 30, 2012 have been timely deposited by the charter holder into the Treasury of the United States; and -Evidence that the charter holder has continued to make voluntary contributions of \$1,000 a month to the IRS during the period of April 2012 through June 2012 for back federal payroll taxes owed. <p>Further, I move to issue a Notice of Intent to Revoke the charter contract of Visions Unlimited Academy, Inc. for failing to comply with federal payroll tax requirements and its charter contract and failing to provide a learning environment that will improve pupil achievement in accordance with A.R.S. §15-181(A) and the charter contract.</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 |

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| <p>2b. TAG Elementary, Inc.</p> | <p>operator shall provide the Board with the names and mailing addresses of parents/guardians of all students registered with the school. Kathy Senseman seconded the motion. Motion passed through majority vote (7-1) (No: Day)</p> <p>MOTION Peter Bezanson made the following motion: I move to find TAG Elementary, Incorporated is in noncompliance with state law for its failure to comply with federal payroll tax requirements and approve withholding 10% of the charter holder’s monthly State aid apportionment until compliance is demonstrated. Compliance will be demonstrated as follows: -Evidence that all required federal payroll taxes for payrolls during the period of February 17, 2012 through June 30, 2012 have been timely deposited by the charter holder into the Treasury of the United States; and -Evidence that the charter holder has continued to make voluntary contributions of approximately \$10,000 a month to the IRS during the period of April 2012 through June 2012 for back federal payroll taxes owed. Further, the Board finds there is a basis on which to revoke the charter contract of TAG Elementary, Inc. Given the fact that the charter holder’s renewal application package, if submitted, would be considered by the Board prior to June 24, 2012, the Board should proceed with the withholding, but not issue a Notice of Intent to Revoke the Charter until after a determination to renew the charter has been made. Should the charter holder not submit a renewal application package by the deadline, the Board directs staff to place the charter holder on the next Board agenda for further consideration. Norm Butler seconded the motion. Motion passed unanimously</p> |
| <p>Agenda Item N. New Charter School Application for 2013-2014</p> | <p>MOTION Norm Butler made the following motion: I move that we approve and adopt the new charter school application for 2013-2014 that includes the modifications and the processes for the application cycle and to take into consideration any changes that staff has to make that do not change it on a substantial basis. Peter Bezanson seconded the motion. Motion passed unanimously</p> |

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| <p>Items taken out of order: Agenda Item K. Reconsideration of prior decision to grant a charter- Caliber College Prep High School (Central), Inc. and Caliber College Prep High School (South), Inc.</p> <p>Board went into Executive Session for legal advice at 4:00pm Board returned from Executive Session for legal advice at 4:24pm</p> | <p style="text-align: center;">MOTION</p> <p>Peter Bezanson made the following motion: I move to go in to Executive Session for legal advice. Janna Day seconded the motion.</p> <p style="text-align: center;">Motion passed unanimously</p> <p>No action taken on this item.</p> |
| <p>Agenda Item O. Board Comments and Future Meeting Dates</p> | <p>Recorded comments are available.</p> |
| <p>Agenda Item P. Adjournment The meeting adjourned at approximately 4.29 p.m.</p> | |