



MESA School
2575 N. 7th Avenue
Flagstaff, AZ. 86004
928-255-0344 ☎
928-255-0345 Fax

September 3, 2010

Ms. DeAnna Rowe
Arizona State Board for Charter Schools

Dear Ms. Rowe:

The board approved the Surrender Agreement today during our board meeting, and we will be moving to finalize the termination of the corporation in the next few weeks. We are still waiting for Title I monies for last year but have submitted the completion report. We have vacated the building and are waiting to close out all final outstanding debts.

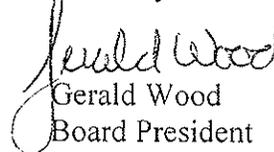
Thank you for your assistance in this process. I have advised the board regarding the changes reflected in the Surrender Agreement dated 9/2/2010 you sent regarding student records. We have informed several of the schools in the city as well as the county superintendent of the location of the student records as well as finalized the letter that will go out to parents tomorrow via registered mail.

You will also notice that I have included my name as the Charter Representative. I believe we submitted the change in charter representative approximately two months ago.

Attached to this letter, you will find the Surrender Agreement, a copy of the letter going to parents via registered mail, Agenda for Board Meeting on Sept. 3, 2010, the minutes for July 29, 2010 and the minutes for September 3, 2010. Please let me know if there is anything missing or if I can assist in any other way.

Once again, thank you for your assistance in this process.

Sincerely,


Gerald Wood
Board President
928-607-3284

**BEFORE THE ARIZONA STATE BOARD
FOR CHARTER SCHOOLS**

In the matter of:

**MOUNTAIN ENGLISH SPANISH
ACADEMY OF FLAGSTAFF**
(a non-profit corporation)

and

**MOUNTAIN ENGLISH SPANISH
ACADEMY OF FLAGSTAFF**
(a charter school)

**CONSENT AGREEMENT FOR
VOLUNTARY SURRENDER AND
TERMINATION OF THE
CHARTER CONTRACT**

This Agreement is entered into by Mountain English Spanish Academy of Flagstaff by and through its authorized agent, and the Arizona State Board for Charter Schools, by and through its authorized representatives, and provides the following terms and agreement:

1. Mountain English Spanish Academy of Flagstaff ("School") is a charter school established pursuant to Arizona Revised Statutes ("A.R.S.") § 15-181 *et seq.*
2. The Charter for the School is held by Mountain English Spanish Academy of Flagstaff ("Charter Operator"), a non-profit corporation, organized under the laws of the state of Arizona. The Arizona State Board for Charter Schools ("Board") is the Charter Operator's sponsor.
3. The Charter Contract was executed on June 25, 2002 under the Charter Operator name of Flagstaff Unified School District Charter School Board, Inc.
4. The charter contract was signed by Julianne Hartzell, as the individual authorized to sign for the Charter Operator.
5. Pursuant to A.R.S. § 15-183 and the Charter Contract, the Board sponsors the Charter Operator to operate one School site to serve students in grades six through eight.
6. The Charter Operator voluntarily tenders and surrenders its Charter Contract to its sponsor, the Board, with the intent to voluntarily terminate its Charter Contract effective June 30, 2010 for the purpose of further performance.

7. The Charter Operator shall notify the Board of the location of the student records of the School no later than September 10, 2010.

8. The Charter Operator agrees that all necessary student level data has been submitted to the Arizona Department of Education through the Student Accountability Information System ("SAIS").

9. The Charter Operator is entitled to receive state equalization assistance funds for the 2009-2010 school year to which it is entitled under the school funding formula provided in Arizona law, but no more.

10. The Charter Operator is entitled to receive Classroom Site Funds for the 2009-2010 school year to which it is entitled under the provisions of Arizona law, but no more.

11. The Charter Operator agrees to refund any overpayment of state equalization assistance funds in the amount determined by the Arizona Department of Education in the manner directed by the Arizona Department of Education.

12. The Charter Operator agrees to refund any overpayment of Classroom Site Funds monies in the amount determined by the Arizona Department of Education in the manner directed by the Arizona Department of Education.

13. The Charter Operator agrees to submit any outstanding grant reports and to refund any outstanding grant monies or allocation of education funds to the Arizona Department of Education in the manner directed by the Arizona Department of Education.

14. The Charter Operator shall expend the Classroom Site Funds in a manner consistent with its intent as specified in A.R.S. § 15-977.

15. The Charter Operator shall expend the Instructional Improvement Funds in a manner consistent with its intent as specified in A.R.S. § 15-979.

16. The Charter Operator entered into this Consent Agreement after the School had been designated as failing to meet academic standards in accordance with A.R.S. § 15-241.U.

17. The Board accepts the surrender of the Charter Contract of Mountain English Spanish Academy of Flagstaff for the operation of the School.

18. The Charter Contract between the Board and Mountain English Spanish Academy of Flagstaff for the operation of the School is terminated effective June 30, 2010 for the purposes of further performance.

19. This Agreement is not binding on either party until both the Board and the Charter Operator's Governing Board accept it by a majority vote at a public meeting. This Agreement is effective immediately upon its approval and execution by the authorized representatives of the Board for Mountain English Spanish Academy of Flagstaff and the Board.

20. If the Board rejects this Agreement or any part of it, then this Agreement is null and void, and not binding on the Charter Operator or the Board.

21. Mountain English Spanish Academy of Flagstaff understands that it has the legal right to consult with an attorney prior to entering into this Agreement.

22. Each party shall be responsible for its own attorneys' fees and costs in this matter.

DATED: September 3, 2010
Mountain English Spanish Academy of Flagstaff

By Gerald Wood
Gerald Wood, as Charter Representative and authorized signer for Mountain English Spanish Academy of Flagstaff

DATED: September __, 2010
The Arizona State Board for Charter Schools

By _____
Norm Butler, President of the Arizona State Board for Charter Schools



MESA School

2575 E. 7th Avenue
Flagstaff, AZ. 86004
928-255-0844 ☎
928-255-0845 fax

September 2, 2010

Dear Parents:

The Mountain English Spanish Academy (M.E.S.A.) has closed.

Please inform the new school where your son or daughter is to contact The Arizona State Board for Charter Schools (ASBCS) to get copies of your son or daughter's school records. The school can get this information from the following website or telephone number:

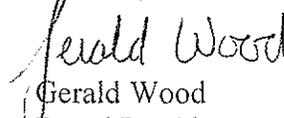
ASBCS Website: <http://asbcs.az.gov/contact.asp>.

ASBCS Telephone number: 602-364-3080.

If you or the school have any questions, please contact me at 928-607-3284.

From all the staff at M.E.S.A., we wish your children the best of luck with their education.

Sincerely,


Gerald Wood

Board President

Mountain English Spanish Academy

NOTICE OF A MEETING OF THE Mountain English Spanish Academy A PUBLIC CHARTER SCHOOL, INC.

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Board of Directors and to the general public that members of the Flagstaff Unified School District Charter School Board, Inc. will hold a **Board Meeting on Friday, September 3, 2010, at 3:00 p.m. to be held at 201 E. Birch, Suite 2.**

AGENDA

PRELIMINARY

1. Call meeting to order
2. Roll Call
3. The Board of Directors may reorder the agenda
4. Adoption of the agenda as submitted is recommended

CALL TO THE PUBLIC – Any person wishing to address the Board on a non-agenda item will be granted time to make a presentation at the discretion of the presiding chairperson. Action taken as a result of public input will be limited to directing staff to study the matter for consideration or decision at a later time.

CONSENT AGENDA

1. Approval of Minutes from board meeting held on July 29, 2010.

ACTION ITEMS – Items for consideration, discussion, direction, and possible approval

1. Approval of Surrender Agreement
2. Finalize school closing procedures
3. Resignation of Board members
4. Executive Session (the board may go into executive session to discuss personnel issues)

MINUTES OF THE Mountain English Spanish Academy A PUBLIC CHARTER SCHOOL, INC.
Board Meeting on Friday, September 3, 2010, at 3:00 p.m. to be held at 201 E. Birch, Suite 2, Flagstaff.

AGENDA

PRELIMINARY

1. Call meeting to order @ 3:20 p.m.
2. Roll Call: Gary Pearlumutter, Guy Senese, Karen Schairer, Laura Sujo Montes, Gerald Wood
3. The Board of Directors may reorder the agenda
4. Adoption of the agenda as submitted is recommended
Motion to adopt the agenda as submitted. Pearlumutter, 1st, Senese, 2nd. Motion passed.

CALL TO THE PUBLIC – Any person wishing to address the Board on a non-agenda item will be granted time to make a presentation at the discretion of the presiding chairperson. Action taken as a result of public input will be limited to directing staff to study the matter for consideration or decision at a later time.

CONSENT AGENDA

1. Approval of Minutes from board meeting held on July 29, 2010.

Motion to approve the consent agenda. Sujo Montes, 1st, Schairer, 2nd. Motion passed.

ACTION ITEMS – Items for consideration, discussion, direction, and possible approval

1. Approval of Surrender Agreement
Discussion: Advised board of changes to Surrender Agreement based on e-mail communication with DeAnna Rowe; most student records have been sent out to new home schools; we are working with family who has not yet enrolled students because they are filling out paperwork for homebound program for medical reasons; have been in contact with county superintendent regarding this situation and have met with family; question about SAIS submission, this has been completed. Registered letter is going out to families tomorrow and we have been in contact with county and city schools about the location of records. We have returned any monies disbursed by the state for the 2010-2011 year.
Motion: With the report from our board president that we have exercised our due diligence to ensure compliance with all of the terms of the Surrender Agreement, I move to approve the Surrender Agreement. Pearlumutter, 1st; Senese, 2nd. Motion passed.
2. Finalize school closing procedures
Discussion around termination of the corporation. KJ, our accountant, will be handling the dissolution of the Corporation Commission and the dissolving of the 503(c)3. Wood will check on the retirement question. Discussion of finances and updates on status of assets. We will finalize the liquidation of assets to pay off outstanding rent, utilities, legal counsel, and accounting firm before terminating the corporation
3. Resignation of Board members
Board members submitted letters of resignation contingent on the termination of the corporation and the finalizing of all procedures.
4. Executive Session (the board may go into executive session to discuss personnel issues)
Vacated

Adjourned at 4:00 p.m. Wood, 1st, Sujo Montes, 2nd. Motion passed.

MINUTES of the Mountain English Spanish Academy A PUBLIC CHARTER SCHOOL, INC.

Board Meeting on Thursday, July 29, 2010, at 5:30 p.m. to be held at MESA, 2575 E. 7th Avenue, Flagstaff, AZ. 86004.

Minutes

PRELIMINARY

1. Call meeting to order at 5:40 p.m.
2. Roll Call
Board members present: Gary Pearlmutter, Gerald Wood, Karen Schairer, Laura Sujo Montes. Guests: Martha Anderson, Leticia Vargas, Sarah Cooke, Daiia Lopez
3. The Board of Directors may reorder the agenda
Motion to adopt proposed agenda. Sujo Montes, 1st, Wood, 2nd. Motion passes
4. Adoption of the agenda as submitted is recommended

CALL TO THE PUBLIC – Any person wishing to address the Board on a non-agenda item will be granted time to make a presentation at the discretion of the presiding chairperson. Action taken as a result of public input will be limited to directing staff to study the matter for consideration or decision at a later time.

CONSENT AGENDA

1. Approval of Minutes from board meeting held on July 14, 2010.
2. Approval of Minutes from board meeting on July 21, 2010.
Motion to approve consent agenda. Pearlmutter, 1st, Wood, 2nd. Motion passes.

PRESENTATIONS:

1. Dennis Hualde – Proposal for Heritage Explorations Academy
Background and presentation related to vision, enrollment, academics, special education, and financials.

ACTION ITEMS – Items for consideration, discussion, direction, and possible approval

1. Discussion and/ or action related to school closure vote.
Motion to reverse the vote from last week regarding school closure. Sujo Montes, 1st, no second. Vote to close school from July 21, 2010 stands.
2. Discussion and/or approval for transition plan for Heritage Explorations Academy.
(Vacated)
3. Discussion and/or approval regarding name change. (Vacated)
4. Discussion and/or approval regarding school closure/ legal counsel.
I would move that we retain the services of Patrice Horstman and that we confirm that this money is available with our accounting firm of Heinfeeld & Meech. Pearlmutter, 1st; Wood, 2nd, motion passes.
5. Executive Session (the board may go into executive session to discuss personnel issues)
No action

CLOSING ITEMS:

1. Agenda items for next meeting
2. Set next meeting date
3. Adjourn at 8:40 p.m.