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 and to the general public that the Board will hold a public 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. One or more members of the Board may participate in the meeting by telephonic communications.

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)(2), the Board may vote to go into Executive Session, which will not be open to the public, for the discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information that is specifically required to be maintained as confidential by state law.

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

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

DATED AND POSTED this 1st day of February, 2013.

By DeAnna Rowe

DeAnna Rowe
Executive Director

ARIZONA STATE BOARD FOR CHARTER SCHOOLS

Monday, February 11, 2013
Regular Session
12:00 Noon

New Location:
1616 W. Adams, Suite 170
Phoenix, Arizona 85007

The Board's new office is located in the State Land Department building. Easy access to open parking behind the building on the east and west sides of 16th Avenue, south of Van Buren.

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 AT THE CHARTER BOARD'S OFFICE AT 1616 W. ADAMS, SUITE 170, PHOENIX, ARIZONA 85007.

Monday, February 11, 2013

A. **Pledge of Allegiance**

B. **Moment of Silence**

C. **Roll Call**

D. **Office of the Auditor General – Sunset Audit** – Discussion and update on the sunset audit of the Board. Pursuant to A.R.S. § 38-431.03(A)(2), the Board may vote to go into Executive Session on this agenda item, which will not be open to the public, for the discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information that is specifically required to be maintained as confidential by state law.

E. **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.

F. **Arizona Charter Schools Association Update** – Eileen Sigmund

G. **Superintendent's Report** – Update on current events and/or activities of the Department of Education.

H. **Executive Director's Report** – Introduction to the agenda items—Discussion and possible action:

1. Status of charters with previous and/or on-going board actions: Ahwatukee Foothills Prep Early College High School, Inc., Ahwatukee Foothills Prep, Inc., DCS Partners, Inc., Employ-Ability Unlimited, Inc., Excel Preparatory Academy, Inc., Founding Fathers Academies, Inc., Visions Unlimited Academy, Inc.
2. Legislative Update

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.** Consideration to approve the request for charter renewal and grant a renewal contract to the following:

1. Mary Ellen Halvorson Educational Foundation
2. Pathfinder Charter School Foundation

J. **Surrender Agreement** – Discussion and possible action on the Consent Agreement for the Voluntary Surrender and Termination of the Charter Contract for BNE Ashur.

K. **Compliance Matters** – Discussion and possible action.

1. The Board will receive information to determine whether evidence exists that New Destiny Leadership Charter School is in breach of one or more provisions of its charter contract, federal, state, or local laws, including but not limited to, failing to provide a program of instruction during FY 2013, failing to submit the fiscal year 2012 annual financial statement and compliance audit, and failing to submit the annual financial report. If the Board determines that a breach may have occurred the Board may issue a Notice of Intent to Revoke the Charter pursuant to A.R.S. 15-183(I).

2. The Board will receive information to determine whether evidence exists that the DCS Partners, Inc. continues to breach one or more provisions of its charter contract, federal, state, or local laws regarding failure to timely submit the annual financial audit in accordance with A.R.S. § 15-183(E)(6). The Board will also consider whether evidence exists that the Charter Holder is in breach of one or more provisions of its charter contract or state law when it failed to demonstrate compliance with federal Elementary and Secondary Education Act requirements, and failed to submit to the Board the required

documentation to change its charter representative. 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 but is not limited to adding to the basis of the withholding and issuance of a Notice of Intent to Revoke the Charter pursuant to A.R.S. § 15-183(I).

3. The Board will receive information to determine whether evidence exists that the following charter holders continue to breach one or more provisions of its charter contract, federal, state, or local laws regarding failure to timely submit the annual financial audit in accordance with A.R.S. § 15-183(E)(6). 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 but is not limited to issuance of a Notice of Intent to Revoke the Charter pursuant to A.R.S. § 15-183(I).
   a. Ahwatukee Foothills Prep, Inc.
   b. Ahwatukee Foothills Prep Early College High School, Inc.

L. **New Charter School Applications** — Discussion and possible action on the following applications and requests for a charter for applicants that provided applications that met the Board's scoring criteria:
   1. Scottsdale Country Day School
   2. Seneca Preparatory Academy Foundation

M. **New Charter School Applications** — Discussion and possible action on the following applications and requests for a charter for applicants that provided applications that do not meet the Board's scoring criteria but who requested that their applications be forwarded to the Board for consideration:
   1. Arizona Language Preparatory
   2. Desert Star Academy, Inc.
   3. John Hancock Academy, Inc.
   4. P.V. Montessori School, Inc.

N. **New Charter School Application for 2014-2015–** Discussion and possible consideration of modifications to the New Charter School Application and processes for the 2014-2015 application cycle.

O. **Board Comments and Future Meeting Dates –** 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.

P. **Adjournment**