

**APPROVED MEETING MINUTES
PUBLIC CHARTER SCHOOL COMMISSION MEETING
FRIDAY, JULY 31, 2009
650 W. State Street, 3rd Floor
Boise, ID 83709
Clear Waters Conference Room**

A meeting of the Idaho Public Charter School Commission (PCSC) was held on Friday, July 31, 2009, at 650 W. State Street, Clear Waters Conference Room, Boise, ID 83709. Chairman William Goesling presided.

The following members were in attendance:

Esther Van Wart	Brad Corkill	Gayle O'Donahue
Gayann DeMordaunt	Alan Reed	

Chairman Goesling called the meeting to order at 3:00 p.m.

M/S (Corkill/Van Wart): To move into executive session pursuant to Idaho Code Section 67-2345(1)(d) for the purpose of considering records that are exempt from disclosure as provided in Charter 3, Title 9, Idaho Code. *The motion passed unanimously.*

M/S (Van Wart/Corkill): To return to open session. *The motion passed unanimously.*

**1. Commission Discussion Regarding Issuance of Notice of Intent to Revoke
Rolling Hills Public Charter School Charter**

Chairman Goesling reminded meeting participants that this is a continuation of the PCSC's discussion of this subject and there will be no testimony taken today. However, the PCSC has accepted written statements for consideration.

Ms. Baysinger stated that on April 2, 2009, the PCSC moved to direct staff to issue to RHPCS a notice of defect on the following grounds in accordance with the charter and bylaws:

- Failure to adhere to the bylaws with regards to board member elections;
- Failure to provide piano, health, and environmental education;
- Lack of PFA involvement in school improvement planning and lack of PFA representation on the RHPCS board;
- Failure to survey stakeholders;
- Failure to develop a student handbook;
- Failure to develop personalized learning goals for students;
- Failure to adequately fill public records requests; and
- Failure to provide a safe school environment.

Ms. Baysinger further stated that on April 30, 2009, RHPCS submitted to the PCSC a Corrective Action Plan (CAP) as required by the previously-issued notice of defect. On May 28, 2009, the PCSC reviewed the CAP and moved to require monthly updates on the CAP and progress made with regards to it. At that time, the PCSC also requested an update on budgetary information, including loan covenants and RHPCS's ability to comply with those loan covenant requirements.

On July 22, 2009, the PCSC moved to issue to RHPCS a notice of intent to revoke the charter on the following grounds:

- Failure to provide proper budgetary materials, particularly three year budgets;
- Failure to hold board elections and notify PCSC staff of possible delays to said elections;
- Failure to progress in resolving the defects with regard to PFA involvement and the safe school plan; and
- Failure to complete the stakeholder survey by distributing results.

Following the PCSC's last regular meeting, Chairman Goesling asked that the PCSC hold a special meeting for further discussion regarding the issuance of the notice of intent to revoke RHPCS's charter.

Chairman Goesling commented that it is important to remember that the members of the PCSC are non-professionals and are citizens of Idaho tasked with addressing concerns of both charter schools and Idaho taxpayers. He expressed confidence that the members of the PCSC have not only avoided the conflict of interest, but have avoided the appearance of the conflict of interest, and said he was displeased by allegations to the contrary.

Commissioner DeMordaunt said she would like to participate in today's meeting and participate in actions that might aid RHPCS in curing their notices of defect and moving forward as a successful school. However, she has been contacted directly by citizens of her community, in which RHPCS is located, and while she believes she acted above reproach by directing all communication to PCSC staff, she will recuse herself from any discussion and actions today.

Jennifer Swartz, PCSC counsel, explained that some concerns were raised with respect to communications received by Commissioner DeMordaunt. Ms. Swartz has spoken with Commissioner DeMordaunt regarding all communications and has no concerns regarding Commissioner DeMordaunt actions.

Chairman Goesling concurred with Ms. Swartz's comments.

Commissioner Van Wart validated as part of the PCSC, we are responsible for upholding the charter schools to the high standards that charter schools set for themselves within their own charters.

M/S (Corkill/Reed): To reconsider the notice of intent to revoke the charter of Rolling Hills Charter School. *The motion was unanimous.*

Ms. Baysinger reviewed the original motion:

To issue to RHPCS a notice of intent to revoke the charter on the following grounds:

- **Failure to provide proper budgetary materials, particularly three year budgets;**
- **Failure to hold board elections and notify Commission staff of possible delays of said elections;**
- **Failure to progress in resolving the defects with regards to PFA involvement and the safe school plan; and**
- **Failure to complete the stakeholder survey because results have not been distributed to stakeholders.**

There was no additional discussion or comments with respect to this motion.

The motion was unanimously defeated.

Ms. Baysinger indicated that RHPCS has had discussions regarding acceleration of the timeline for board elections. She reviewed the following specific items from the July 22-23, 2009 RHPCS Corrective Action Plan that are yet to be completed.

Rick Hart, RHPCS board chair, updated the PCSC on progress regarding the CAP.

Chairman Goesling and Commissioner Van Wart requested that updated RHPCS budgets, including audit results for fiscal year 2009 and projected three-year budgets, be presented at the next PCSC meeting on September 17, 2009.

Mr. Hart thanked the PCSC for its good faith consideration of the efforts that RHPCS's board, parents, faculty, and staff have exhibited.

The meeting was adjourned at 3:55 p.m.