

LAS VEGAS CITY SCHOOLS  
"BOARD OF EDUCATION"  
Emergency Board Meeting

August 24, 2016

An Emergency Board Meeting of the Las Vegas City Schools Board of Education was held at the Administrative Building Boardroom, in Las Vegas, New Mexico at 5:20 p.m. on the 24<sup>th</sup> day of August 2016.

A quorum was present; the meeting was called to order by Board President Lujan. The meeting began with the Pledge of Allegiance. Those present were as follows:

**\*Motion to recess by Board President Lujan to contact Board Member Lucero to participate in the meeting telephonically. Motion seconded by Board Secretary Duran. Motion passed unanimously to recess at 5:23 p.m.**

**Roll Call: Board President Lujan called for roll call as follows:**

**Board Member Lucero – Present (telephonically 505-469-3535)**  
**Board Member Lovato Pacheco – Present**  
**Board Secretary Duran – Present**  
**Board Vice President Romero – Present**  
**Board President Lujan - Present**

**Recorder:** Marsha G. Archuleta

**Also present:** Kelt L. Cooper, Superintendent

Michael Lovato          Mari Hillis          Martha Peña          Vikki Gold          Lynette Vallejo

**Approval of Agenda:** \*Board President Lujan asked to review the agenda and make any adjustments that may be required. **Motion by Board Vice President Romero to approve the agenda. Motion seconded by Board Secretary Duran. Motion passed unanimously.**


**New Business:**

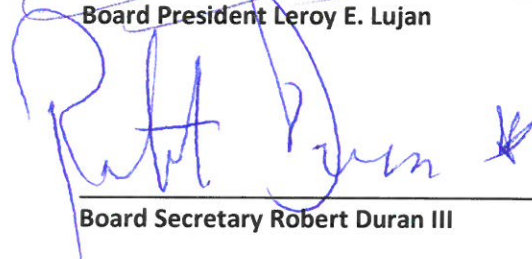
- A. Discussion/Approval of IDEA-B application:** \*Superintendent Cooper asked Associate Superintendent Michael Lovato to share the IDEA-B application contents. Associate Superintendent indicated that the lack of signatures and approval of the board for the application that was submitted to the New Mexico Public Education Department (NMPED) Special Education Department on June 30, 2016. Indicated that a parent is required to participate as part of the review of the IDEA-B application. Vikki Gold was invited as the parent of a child with a disability attending our district to participate in the IDEA-B application. Associate Superintendent Lovato advised the board that he sent an email to NMPED Will Luske, Ida Tewa, Patricia Hawkins and Denise Koscieniak asking for the information needed to submit the IDEA-B application to ensure it was submitted on time. Indicated that prior to leaving his position at NMPED, he stated he was aware that the Las Vegas City Schools application was held up. Sent four emails and received no response but received a letter from NMPED stating that the district was out of compliance and facing a reduction of 50% in the IDEA-B budget. Upon reviewing the letter, Associate Superintendent Lovato emailed NMPED and copied Superintendent Cooper advising them that they had violated CFR 300.605. According to CFR

300.605 NMPED cannot take funds without a hearing. Denise Koscieniak, Director of Federal Programs, sent a letter stating that ample notice was given but she didn't address CFR 300.605. After conferring with legal counsel, Superintendent and Associate Superintendent were advised that Marsha Zenderman, NMPED Special Education legal counsel, agreed that NMPED was in violation of CFR 300.605 and NMPED had not withheld 50% of the IDEA-B budget. Associate Superintendent Lovato reviewed the application in detail and entertained questions from the board. Board President Lujan asked for any questions or concerns regarding the IDEA-B application that was presented. **Motion by Board Member Lovato Pacheco to approve the IDEA-B application. Motion seconded by Board Member Lucero. Motion passed unanimously.**

**Adjournment: \*Motion by Board Member Lovato Pacheco to adjourn meeting. Motion seconded by Board Secretary Duran. Motion passed unanimously and meeting was adjourned at 6:45 p.m.**

**\*Denotes Action Required**

  
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Board President Leroy E. Lujan

  
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Board Secretary Robert Duran III

Approved: September 15, 2016