

State of Texas
County of DALLAS

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**AMERICA CAN! Dba TEXANS CAN ACADEMIES
BOARD RESOLUTION IN SUPPORT OF CERTIFICATION OF COMPLIANCE WITH
TEXAS EDUCATION CODE SECTIONS 11.005 AND 28.0022**

WHEREAS, Texas Education Code Section 39.008 requires open enrollment charter school superintendents to certify to the Texas Education Agency (“TEA”) by September 30th of each year that the open-enrollment charter school is in compliance with Section 11.005 of the Texas Education Code (Prohibition on DEI Duties) and with Section 28.0022 of the Texas Education Code (Certain Instructional Requirements and Prohibitions); and

WHEREAS, Texas Education Code Section 12.104(b)(3)(Z) specifies that Section 11.005 applies to open-enrollment charter schools and Texas Education Code 28.0022 specifies that it applies to open-enrollment charter schools; and

WHEREAS, the Board of Directors held a public meeting on October 9, 2025 that included an opportunity for public testimony on this matter and for which notice was posted on the school's Internet website at least seven days before the date on which the board meeting was held; and

WHEREAS, a copy of the board meeting notice is attached hereto as Exhibit A to this resolution; and

WHEREAS, during the October 9, 2025 board meeting, the Superintendent presented to the Board of Directors the compliance information captured in Exhibit B to this resolution.

BE IT THEREFORE RESOLVED THAT a majority of the members of the Board of Directors at a lawfully called meeting pursuant to the Texas open meetings law hereby adopts the following resolutions:

SECTION 1. The Board of Directors hereby resolves to approve the Exhibit B compliance information presented by the Superintendent at the public meeting of the Board of Directors held on October 9, 2025 and finds that the Texans Can Academies is in full compliance with Texas Education Code Sections 11.005 and 28.0022.

SECTION 2. The Superintendent is hereby directed to certify compliance with Texas Education Code Sections 11.005 and 28.0022 by submitting a completed certification form to TEA in the manner and means directed by TEA. The Board of Directors understands that TEA must post the completed certification on the TEA’s Internet website.

(Signature Page Follows)

PASSED AND APPROVED BY THE MAJORITY OF MEMBERS OF THE BOARD OF DIRECTORS OF AMERICA CAN! DBA TEXANS CAN ACADEMIES ON THE 9TH DAY OF OCTOBER 2025.

Members Voting in Favor of Resolution:

Board of Trustee Signature

Board of Trustee Signature

Board of Trustee Signature

Board of Trustee Signature

Board of Trustee Signature

Board of Trustee Signature

Board of Trustee Signature

Board of Trustee Signature

CERTIFICATION

The undersigned, being the Board Chair of the Charter Holder, hereby certifies that the foregoing represents a true copy of a Resolution of the Directors of the Corporation, duly held on October, 2025, which Resolution is in full force and effect and has not been revoked or amended.

Board Chair ___/___/___

Exhibit A

(Board Meeting Agenda Posting)



TRUSTEES

Thalia F. Matherson, EdD,
Chair

La Juana R. Sanford, Vice
Chair

Steven Anderson, Treasurer

Karren Hodge, Secretary

Julissa Alcantar-Martinez, EdD

Sharon Burkley

Jeff Weekley

Allan Guido

James Ponce, EdD
Superintendent

OUR VISION...

Students will receive an individualized education and the social emotional guidance needed to become college, career or military ready and ultimately contributing members of society.

OUR MISSION...

To provide the highest quality education for all students, especially those who have struggled in a traditional high school setting, in order to ensure their economic independence.

NOTICE OF A REGULAR MEETING OF AMERICA CAN! dba TEXANS CAN ACADEMIES CHARTER SCHOOLS BOARD OF TRUSTEES

October 9, 2025

5:30 PM

**Virtual Conference Notice; a Regular Meeting will be convened and conducted by the Board of Trustees of America Can! dba Texans Can Academies Charter Schools at the District Office/Oak Cliff Campus
325 West 12th Street, Dallas, Texas 75208**

**One board member shall be physically present to preside over the meeting.
Other board members and the public may attend in person or via**

Zoom videoconference

<https://us02web.zoom.us/j/81235221529?pwd=CwejNhE01gd7UzyIB7CUS7FvY7MSgO.1>
Meeting ID: 812 3522 1529 / Passcode: 475299

The topics to be discussed or considered are listed below.

- I. Call to Order by Dr. Thalia Matherson, Board Chair
LSG Time Use Tracker: OTHER
- II. Welcome and Highlights (Student Recognition and Staff Recognition)
LSG Time Use Tracker: OTHER
- III. *Public Forum*
LSG Time Use Tracker: SYNERGY & TEAMWORK
Persons desiring to address the board may register, prior to the Board meeting, by calling the Board Liaison's Office at 214-944-1948 during regular business hours. The deadline for registering to address the Board is 5 p.m. the day preceding the Board meeting. The purpose of the period is for the public to convey information to the Board and not to engage the Board in a dialog. Speakers are limited to three minutes, cannot utilize time of other speakers, and can only speak one time in a thirty-day period. Persons should identify themselves, and state their address and any group represented at the beginning of the presentation. All remarks are tape-recorded for the record. The Public Forum segment of the Board meeting will be limited to 30 minutes.

- IV. Public Hearing Regarding Charter First Financial Integrity Rating System (Charter First)
 - A. Charter Financial Integrity Rating System of Texas (Charter First) Presentation
 - B. Public Input/Response
 - C. Approval of Charter First 2025 Report

- V. Consent Agenda
 - LSG Time Use Tracker: SYSTEMS & PROCESSES***
 - A. Approval of Minutes of Meeting held on August 14, 2025
 - B. Approval of Minutes of Meeting held on September 11, 2025
 - C. Approval of August 14, 2025 Board meeting Time Use Tracker
 - D. Approval of September 11, 2025 Board meeting Time Use Tracker
 - E. Finance and Operations
 - 1. Approval of Signers to Execute the Closing Documents for the Sale of the Austin Property
 - 2. Approval of Adult Meal Prices for the 2025-2025 School Year
 - 3. Approval of August 31, 2025 Financial Report
 - F. Human Resources
 - 1. Approval of 2025-2026 Updated Teacher Evaluation and Support System (T-TESS) Certified Appraisers.
 - G. Education
 - 1. Approval of Busy Bee AI Software for Online Classes
 - 2. Approval of CertiPort Contract for Industry-based certification licensing software (*Renewal*)
 - H. Safety and Security
 - 1. Raptor Technologies Alert Badges

- VI. Board Chair's Report
 - LSG Time Use Tracker: OTHER***

- VII. Non Consent Agenda
 - LSG Time Use Tracker: PROGRESS & ACCOUNTABILITY***
 - A. Consider and take possible action on Board Resolution for Compliance with Texas Education Code Section 11.005 (Prohibition on DEI Duties) and Section 28.0022 (Certain Instructional Requirements and Prohibitions)
 - B. Education
 - 1. Report and Approval of Goal Progress Monitoring 1.2 The percentage of students scoring at or above the approaches grade level on the district English II October Common Formative Assessment will increase from 34% in March 2024 to 59% by March of 2029.
 - 2. Report and Approval of Goal Progress Measure 2.2: The percentage of Algebra I students who score at the approaches grade level or above measured by the District's October Common Formative Assessment (CFA) will increase from 31% in March of 2024 to 46% of Algebra students who score approaches or above in March of 2029 on the districts February CFA.
 - 3. Report and Approval of Constraint 1: The Superintendent shall not all Teachers/Staff behavior to adversely impact the social emotional health of students. Constraint

Progress Measure 1.1 Percentage of student responding to the survey with a “4 or 5” on the following question: “On a scale of 1 to 5, with 1 being negative and 5 being very positive, how would you rate your daily interactions with teachers and staff at school? Feel free to provide specific examples or comments to support your rating.” Shall increase from 0% in 2024 to 50% by 2029.

- VIII. Executive Session per Texas Government Code Section 551.074, Personnel, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee, 551.071; Consultation with the Board's attorney; 551.072, real property; and 551.076 to conduct deliberations regarding security devices or security audits.

LSG Time Use Tracker: SYNERGY & TEAMWORK

- A. Superintendent’s Annual Evaluation

- IX. Reconvene Open Session and Executive Session Action

LSG Time Use Tracker: SYSTEMS & PROCESSES

Should any final action, final decision, or final vote be required in the opinion of the School Board with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either: (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or (b) at a subsequent public meeting of the School Board upon notice thereof, as the School Board shall determine.

- X. Adjourn

Texans Can Academies
325 West 12th Street
Dallas, TX 75208
214-944-1985

Exhibit B

Compliance Certification Information

A. Compliance with Texas Education Code Section 11.005(c).

- a. Policy Description: Board Policy 4.212 incorporates the essential elements of Section 11.005 including: the statutory definition of DEI duties, a prohibition against the assignment DEI duties, the circumstances under which disciplinary action may be taken against an employee or contractor who intentionally or knowingly engages in or assigns DEI duties, and the limitations of the DEI prohibitions as set forth in the statute.
- b. Manner of Notice: In fulfillment of compliance requirements, the district issued a special edition of its newsletter, delivered electronically and in written format, solely dedicated to the dissemination of these policies, thereby ensuring all employees and contractors received formal notification.
- c. Prior Policy or Program Changes: No prior policies, programs, procedures, or trainings were altered to ensure compliance with Section 11.005.
- d. Cost Saving Resulting from Compliance: The school has not realized any cost savings resulting from actions taken by the school to comply with Section 11.005.

B. Compliance with Texas Education Code Section 28.0022(h).

- a. Policy Description: Board Policy 4.213 incorporates the essential elements of the statute including: the prohibited classroom discussions and activities, the applicable exceptions to the prohibited classroom discussions and activities, the prohibition of penalties against students, the circumstances under which disciplinary action may be taken against an employee or contractor who intentionally or knowingly engages in conduct prohibited by the policy, and a requirement for the school to distribute the policy to each employee and contractor.
- b. Manner of Notice: In fulfillment of compliance requirements, the district issued a special edition of its newsletter, delivered electronically and in written format, solely dedicated to the dissemination of these policies, thereby ensuring all employees and contractors received formal notification.
- c. Prior Policy or Program Changes: No prior policies, programs, procedure, or training were altered to ensure compliance with this Section 28.0022.
- d. Cost Saving Resulting from Compliance: The school has not realized any cost savings resulting from actions taken by the school to comply with Section 28.0022.