DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue
Barrigada, Guam 96913
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JON J. P. FERNANDEZ
Superintendent of Education

April 1, 2017

The Honorable Eddie Baza Calvo
Governor of Guam
Ricardo J. Bordallo Governor's Complex
Adelup, Guam 96910

Honorable Benjamin J. F. Cruz
Speaker
Thirty-fourth Guam Legislature
Hagåtña, Guam 96932

GLH 34-17-363
Speaker Benjamin J.F. Cruz
APR 06 2017
Time: 2:11 [ ] AM [/] PM File No.
Received By:
2017 APR -6 PM 3:01

Dear Governor Calvo and Speaker Cruz:

Håfa Adai! Pursuant to Public Law 31-233, Section 38, *Reporting Requirements for Boards and Commissions,* attached are electronic copies of the Guam Education Board's meeting agenda, approved minutes and other documents as discussed at the December 27, 2016 regular board meeting. The meeting was held at George Washington High School, Cafeteria.

Should you have any questions, please contact me at 300-1547.

Senseramente,

JON J. P. FERNANDEZ
Superintendent of Education

Attachment
- E-Copies of GEB Meeting Packet

cc: GEB Members
Deputy Supt., FAS
File

0363

LOURDES B. SAN NICOLAS
Chairwoman

GUAM EDUCATION BOARD
500 Mariner Avenue
Barrigada, Guam 96913-1608
Telephone Number: (671) 300-1627
Facsimile Number: (671) 472-5001
Website Address: www.gdoe.net/geb

ROSIE R. TAINATONGO
Vice-Chairperson

Guam Education Board
REGULAR BOARD MEETING
Tuesday, December 27, 2016
6 pm
George Washington High School, Cafeteria

AGENDA

I. **Meeting Call to Order**

II. **Roll Call of Members**

III. **Public Participation**

IV. **Approval of Minutes**

1) Minutes on July 15, 2016 Special meeting
2) Minutes on July 25, 2016 Regular meeting
3) Minutes on August 10, 2016 Special meeting
4) Minutes on August 30, 2016 Regular meeting
5) Minutes on September 13, 2016 Special meeting
6) Minutes on September 20, 2016 Regular meeting
7) Minutes on September 27, 2016 Special meeting
8) Minutes on October 3, 2016 Continuation Executive Session
9) Minutes on October 13, 2016 Special meeting
10) Minutes on October 25, 2016 Regular meeting
11) Minutes on November 30, 2016 Regular meeting

V. **Receipt of Communication and Reports**

1) Superintendent's Report and Communication
2) Head Start Program Director's Report

VI. **Unfinished Business**

1) Code of Ethics
2) Proposed Revision BP 409- Prevention and Intervention Against Harassment, Intimidation or Bullying, Cyberbullying, Sexting, and Harassment
3) Transgender Access to Facilities

VII. **New Business**

1) GEB response to Declaration of Financial Status Designation August 2016
2) FY 2018 Budget

VOTING MEMBERS

Lourdes San Nicolas, Chair
Rosie R. Tainatongo, Vice-Chair
Peter Alecxis D. Ada
Lourdes M. Benavente
Kenneth P. Chargualaf
Jose Q. Cruz, Ed. D.
Maria A. Gutierrez
Ronald L. McNinch, PhD
Mark C. Mendiola

EX-OFFICIO MEMBERS

Martin Borja (SHS)
IBOGS Representative

Franklin Perez (AUMS)
GFT Representative

Mayor, Rudy M. Matanane
MCOG Representative

EXECUTIVE SECRETARY

Joseph L. M. Sanchez
GDOE Superintendent, Acting

3) NASBE Government Affairs Committee membership
4) Committee Reports
    a. Executive Committee
    b. Instructional and Academic Support Committee
    c. Safe and Healthy Schools Committee
    d. Organizational Efficiency and Development Committee
    e. Accreditation Subcommittee
    f. Budget & Finance Subcommittee
5) IBOGS Report
6) GFT Report
7) Mayor's Council Report

VIII. Executive Session

IX. Announcements and Adjournment

Philippines nixes Trump associate's project over concerns

MANILA (AP) – Philippine environment officials have canceled a compliance certificate for a housing project by President-elect Donald Trump's business associate, saying it would endanger a watershed that supplies drinking water to 12 million people.

Century Communities Corp. seeks to put up the 58-hectare (143-acre) housing project within the 2,000-hectare (4,942-acre) La Mesa Watershed in the capital. It is the source of metropolitan Manila's drinking water.

"That's the watershed of 12 million people and I cannot see the possibility that a business interest is more important than the water our people drink," said Environment Secretary Regina Lopez.

The certificate issued by the previous administration has been canceled because of scientific recommendation against any kind of development inside the watershed, she said.

Japan will add English words to stop, slow signs

TOKYO (Japan News/Yomiuri) – The National Police Agency is set to change Japan's stop and slow down signs by adding English words to the current designs, ahead of the 2020 Tokyo Olympics and Paralympics, according to sources. As the number of visitors from abroad is expected to increase, the new signs are aimed at preventing traffic accidents involving foreign travelers. The NPA will canvas public opinion regarding the plan from Friday to Jan. 14 next year. After revising the related laws, the current signs will be replaced with new ones starting in July next year. The current "Tomare" (stop) and "Joko" (slow down) signs were introduced in 1963. This will be the first change to the displays. The inverted triangle shapes will stay the same, but the English word "STOP" will be added below "Tomare," and "SLOW" below "Joko."

In Japan, making sacred shimenawa rope



NEW YEAR'S TRADITION: *A father and son at home in Tokyo, Japan, make sacred shimenawa rope – some of the 4,000 the family will make by hand to ship out across the Kanto region – last week during the busy season ahead of the New Year. Made from straw shimenawa are used for traditional decorations to welcome the New Year. Japan News*

Department of Land Management
P.O. Box 2950, Hagåtña, Guahan 96932
Tel: 649-5263 Ext. 375; Fax: 649-5383

PUBLIC HEARING NOTICE

Date: December 29, 2016
Time: 6:00 pm
Place: Dededo Senior Citizen Center

For: GLS Yamashita Co., Inc., Zone Change from "A" to "C" zone for a proposed commercial building with office space, storage warehouse for accessory structure with vehicle and equipment parking area, on Lot 1-4-R1, Tract 1141, Dededo. (2016-31)

Funding Source provided by the Applicant. Persons requiring special accommodations, please call Cristina at 649-5263 ext 375 or email at cristina.gutierrez@land.guam.gov

NOTICE OF GOVERNMENT MEETING

The Contractors License Board regular board meeting will be held on Wednesday, **December 21, 2016 at 5:30pm** at the Contractors License Board conference room, located at 542 North Marine Corps Drive in Upper Tumon.

For any special accommodations, please contact our office at 649-2211/9676.

GUAM EDUCATION BOARD
500 Mariner Avenue
Barrigada, Guam 96913-1608
Telephone: (671) 300-1627 • Fax: (671) 472-5001
Website: www.gdoe.net/geb

PUBLIC NOTICE

Education Board
REGULAR BOARD MEETING
Tuesday, December 27, 2016
6 pm
George Washington High School, Cafeteria

AGENDA

I. **Meeting Call to Order**
II. **Roll Call of Members**
III. **Public Participation**
IV. **Approval of Minutes**
  1) Minutes on July 15, 2016 Special meeting
  2) Minutes on July 25, 2016 Regular meeting
  3) Minutes on August 10, 2016 Special meeting
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  9) Minutes on October 13, 2016 Special meeting
  10) Minutes on October 25, 2016 Regular meeting
  11) Minutes on November 30, 2016 Regular meeting
V. **Receipt of Communication and Reports**
  1) Superintendent's Report and Communication
  2) Head Start Program Director's Report
VI. **Unfinished Business**
  1) Code of Ethics
  2) Proposed Revision BP 409 - Prevention and Intervention Against Harassment, Intimidation or Bullying, Cyberbullying, Sexting, and Harassment
  3) Transgender Access to Facilities
VII. **New Business**
  1) GEB response to Declaration of Financial Status Designation August 2016
  2) FY 2018 Budget
  3) NASBE Government Affairs Committee membership
  4) Committee Reports
    a. Executive Committee
    b. Instructional and Academic Support Committee
    c. Safe and Healthy Schools Committee
    d. Organizational Efficiency and Development Committee
    e. Accreditation Subcommittee
    f. Budget & Finance Subcommittee
  5) IBOGS Report
  6) GFT Report
  7) Mayor's Council Report
VIII. **Executive Session**
IX. **Announcements and Adjournment**

Individuals requiring special accommodations or information may contact Leilani Cruz, Administrative Officer at 300-1627 or by email: lmbcruz@gdoe.net.

This advertisement was paid by GDOE local funds

LOURDES B. SAN NICOLAS
Chairwoman

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Franklin Perez (AIJMS)
GFT Representative

Mayor, Rudy M. Matanane
MCOG Representative

EXECUTIVE SECRETARY

Joseph L. M. Sanchez
GDOE Superintendent, Acting

GUAM EDUCATION BOARD
REGULAR MONTHLY MEETING
Tuesday, December 27, 2016
6 pm
George Washington High School, Cafeteria

MINUTES

I. MEETING CALL TO ORDER

Mrs. Rosie R. Tainatongo, Acting Chairwoman, called the meeting to order at 6:05 p.m.

II. ROLL CALL OF MEMBERS

Mr. Joseph L. M. Sanchez, Acting Superintendent and Executive Secretary, took the roll call. The following members were **present** for the meeting:

Voting Members:
Tainatongo, Rosie R. – Acting Chairwoman
Cruz, Dr. Jose Q.- Acting Vice Chair
Ada, Peter Alecxis D.
Chargualaf, Kenneth P.
Gutierrez, Maria A.
Mendiola, Mark B.

Non-Voting Members:
Perez, Franklin R. (AIJMS) - GFT Representative

Absent:
Benavente, Lourdes M. - Excused
San Nicolas, Lourdes B. -Excused
Matanane, Rudy M. - Yigo Mayor and MCOG education liaison- Excused

The GEB Legal Counsel, Frank Gumataotao was present for the meeting.

The Acting Superintendent announced that there was a quorum. *(By law, five voting members constitute a quorum. Six (6) voting members were present for this meeting.)*

III. Public Participation

The Board presented certificates of recognition to the Agueda J. Middle School Cross Country Team- SY 2016-2017, John F. Kennedy High School Cross Country Team- SY 2016-2017, AsTumbo Middle School Boys' Volleyball Team, George Washington High School Army JROTC Marksmanship Team, and Southern High School Army JROTC Marksmanship Team. *Pictures were taken.*

Mr. James Lujan, Retired teacher shared his concerns regarding "cross-leveling" of teachers and the Board Union Contract. He requested "cross-leveling" be halted until the end of the school year. Mr. Lujan also requested that the Department move forward with the Board Union Contract.

Acting Superintendent Sanchez responded that he is not adverse to the idea of staying the whole process until the beginning of next school year. He mentioned the Department must do a better job with communication so there is no misinterpretation of the process. At the request of the Acting Chair, Acting Superintendent Sanchez agreed to meet with Mr. Lujan to answer any additional questions.

Mr. Ada asked Acting Superintendent Sanchez if he considered requesting teachers to volunteer to transfer. Acting Superintendent Sanchez responded in the affirmative.

Mr. Ada asked whether positions held by uncertified teachers are reported as vacancies. Acting Superintendent Sanchez mentioned that he would clarify this with the press. Although, a school may report no vacancies, there may be uncertified teachers in the classrooms.

Mrs. Gutierrez stated she also shares Mr. Lujan's sentiments. Teachers are worried about how cross leveling may affect them. Dr. Cruz also expressed concerns regarding communication of the process. Acting Superintendent Sanchez apologized for any miscommunication and assured the Board he will speak with the teachers who may be affected to ensure they agree with any movement.

Mr. Lujan commented, "The panic button is right here." He again requested that the union contract be reinstated.

Mr. Franklin Perez, GFT representative, stated the union is aware of the situation. The union understands there will always be shortages. The shortages are likely because there are no incentives and, as a result, UOG has a problem trying to recruit people to the teaching profession.

Mr. Chargualaf commented that we all need to work together, look at the numbers, and see how GDOE can maximize its teachers. He further commented that GDOE needs to support its teachers and make them feel appreciated.

Mr. Ada ended the conversation stating that he hopes teachers that are out on deployment, maternity, paternity, and sick leave will return to their original position.

IV. Approval of Minutes

1) July 15, 2016 Special Meeting Minutes

2) July 25, 2016 Regular Meeting Minutes

3) August 10, 2016 Special Meeting Minutes

4) August 30, 2016 Regular Meeting Minutes

5) September 13, 2016 Special Meeting Minutes

6) September 20, 2016 Regular Meeting Minutes

7) September 27, 2016 Special Meeting Minutes

8) October 3, 2016 Continuation Executive Session minutes

9) October 13, 2016 Special Meeting Minutes

10) October 25, 2016 Regular Meeting Minutes

11) November 30, 2016 Regular Meeting Minutes

Mr. Ada moved, seconded by Dr. Cruz, to approve the July 15, 2016 Special Meeting Minutes, July 25, 2016 Regular Meeting Minutes, August 10, 2016 Special Meeting Minutes, August 30, 2016 Regular Meeting Minutes, September 13, 2016 Special Meeting Minutes, September 20, 2016 Regular Meeting Minutes, September 27, 2016 Special Meeting Minutes, October 3, 2016 Continuation of Executive Session Minutes, October 13, 2016 Special Meeting Minutes. October 25, 2016 Regular Meeting Minutes, and November 30, 2016 Regular Meeting Minutes. The Board voted by show of hands and approved the motion with a vote of 6-0.

V. Receipt of Communication and Reports

1) Superintendent's Report and Communication

Mrs. Gutierrez commented that she is disappointed with scores reported in the SY 15-16 Failure and Passing Rate for High Schools and Middle Schools, page 14 and 15 of the report. Acting Superintendent Sanchez responded that the comprehensive student assessment shows a higher percentage of students passing their classes. He further explained that students who are in the 9th or 10th grade have high failure rates compared to 11th and 12th graders.

Mr. Ada asked why UOG and GCC claim that students who graduate from public high schools have to take remedial Math and English when the data on page 14 shows a low percentage of failure in Math, English, Science, and Social Studies. Acting Superintendent Sanchez responded that the quick answer is there the standard passing grade is 60%. In order to do well in college, students must earn at least an A or B in the upper division classes. The longer-answer is making sure that teachers follow a common set of assessment criteria across the entire district.

Mr. Chargualaf commented that teachers and administrators are continuously trained on how to assess students based on their set of skills and share what they have learned from training during professional development. Acting Superintendent Sanchez mentioned this is a 5-year project during which GDOE will provide regular parent orientation. Some schools are piloting the process. These schools are asked to meet with

parents to assist them with interpreting the assessments. The assessments focus on skills rather than completed assignments.

Acting Chair Tainatongo expressed concern about kinder to 2nd grade suspension as presented on page 27 of Superintendent's Report. Additionally, Acting Chair Tainatongo also expressed concern that schools are being penalized because occupational therapy or the physical therapy is not being administered as these services are beyond the school's control to provide.

Mrs. Gutierrez moved, seconded by Mr. Mendiola, to accept the Superintendent's Report. No objections. The motion carried.

The Board took a break at 7:08 p.m. Regular session resumed at 7:23 p.m.

2) Head Start Program Director's Report

Ms. Cynthia Respicio spoke on behalf of Mrs. Cathy Schroeder who is currently off-island.

Ms. Respicio reported that Head Start received a finding last year because the number of children with disabilities was below 10%. Special Education is testing a couple of students. If both children qualify to receive Special Education services, Head Start will exceed the 10% threshold.

Head Start is expecting a federal review of the Classroom Assessment Scoring System (CLASS) during the week of January 30th.

Ms. Respicio reported that the program received a "Notice of Award" for $75,464.00 for start-up cost related to the Expansion Grant. Mrs. Gutierrez asked if Head Start will pilot the full day program. Ms. Respicio responded that Head Start will not pilot the full-day program but plan to fully implement it.

Mrs. Gutierrez asked if the Head Start students are going to ride the same bus as the elementary students. Ms. Respicio replied that Head Start would meet with DPW to ask that the Head Start students to be placed in the front seats. Mrs. Gutierrez expressed her concerns that there would be no Aide on the bus to watch the Head Start students. Ms. Respicio mentioned that Mrs. Schroeder would meet with DPW on these issues on her return.

Acting Superintendent Sanchez asked Ms. Respicio if the students ride the bus in the morning with everybody. Ms. Respicio replied in the affirmative. Acting Superintendent Sanchez asked Head Start to consider there are more students riding the bus in the afternoon than in the morning.

Mr. Mendiola asked if the special needs students are utilizing the SpEd bus. Ms. Respicio replied in the affirmative.

Mr. Mendiola asked Mrs. Respicio to elaborate on the need for background checks. Ms. Respicio responded that, beginning September 2017, the new standards require a background check of employees every 5 years as well as finger printing.

Dr. Cruz moved, seconded by Mr. Mendiola, to accept the Head Start's Report. No objections. The motion carried.

VI. Unfinished Business

1) Code of Ethics

Mrs. Gutierrez reported that this item would be tabled until January 2017 to give the new Board members the opportunity to review and provide suggestions.

2) Proposed Revision BP 409- Prevention and Intervention Against Harassment, Intimation or Bullying, Cyberbullying, Sexting, and Harassment

Mrs. Gutierrez reported that this item would be tabled until January 2017 to give the new Board members the opportunity to review and provide suggestions.

Mr. Ada recommended giving the new Board members copies of the "Code of Ethics" and the "Proposed Revision BP 409- Prevention and Intervention Against Harassment, Intimation or Bullying, Cyberbullying, Sexting, and Harassment."

3) Transgender Access to Facilities

GEB Legal Counsel has previously reported to the Board that there is a federal injunction against any more activity on "Transgender Access". Per Attorney Gumataotao, the only way GDOE can take action is if there is a territorial law already in place. Guam does not have such a law, so GDOE is stayed from taking further action on "transgender access".

VII. New Business

1) GEB response to Declaration of Financial Status Designation August 2016

Mr. Chargualaf reported that the department has been placed on Code C-Watch for the period ending August 31, 2016 in the following categories: 240 supplies, 361 power and 362 water. He explained the shortfall and described how a budget modification transferring funds would resolve the shortfall.

Mr. Chargualaf moved, seconded by Dr. Cruz (for discussion), to approve the Corrective Financial Recovery Plan draft Resolution 2016-15.

Acting Chair Tainatongo asked for the full amount that needed to be transferred. Mr. Chargualaf responded that there is a projected shortfall of $72,083.

Mr. Ada asked if positions would be placed on hold because monies were moved out of personnel funds to cover the shortages.

Deputy Superintendent Taitano responded that this information is for the month ending in August 2016. The fiscal year has ended in a surplus. However, she did note that although there is $2.1 million in available balances at the end of FY16, GDOE may not receive the full cash allotment for the fiscal year.

The Board voted by roll call (Yeas: K. Chargualaf, Dr. Cruz, Acting Chair Tainatongo Nays: M. Gutierrez Not voting: P. Ada Abstain: M. Mendiola). The motion failed.

Mr. Chargualaf reminded the Board that GDOE is required by law to provide a corrective action plan to the Education Financial Supervisory Commission within 20 days. He reminded the Board that the Code C Watch is not unusual and has been reported every month.

Mr. Ada asked Mr. Chargualaf if he can convince the Department of Administration to provide the necessary cash. Mr. Chargualaf mentioned that GDOE has been asking for the money. He added that the Board went to the legislature for the supplemental budget request.

Acting Chair Tainatongo asked Acting Superintendent Sanchez what is going to happen if the resolution is not approved and if the money is not transferred to pay for utilities. Mr. Chargualaf commented that GDOE will be in violation of the law. A corrective action plan will have to be provided within 20 days.

Acting Chair Tainatongo asked Acting Superintendent Sanchez to prepare a letter to the EFSC letting them know that the resolution was not approved.

2) FY 2018 Budget

Mr. Chargualaf reported that the school principals held public hearings throughout their school sites. He added that the Superintendent and the Deputy Superintendents have had their individual meetings with school principals one-on-one.

The Board also held work sessions on December 15 and 16, 2016.

December 15, 2016	Elementary Schools	8 am to 12 pm
December 15, 2016	Secondary Schools	1 pm to 5 pm
December 16, 2016	Divisions	8 am to 12 pm

Mr. Chargualaf mentioned that on January 4th through the 6th, the Board will need to review DOE's budget documents and the recommendations of both the schools and divisions. He asked the Board members for recommendations on a date and time to meet and be engaged in the budget process. Mr. Chargualaf noted that January 27, 2017 is the target date for the Superintendent to submit the GDOE budget to the legislature.

Mr. Mendiola requested to meet in the afternoon around 4 pm. Mrs. Gutierrez reminded Mr. Chargualaf that two new Board members will be joining the Board on January 3, 2017. She suggested providing additional time to the new Board members to review the budget.

Mr. Chargualaf suggested the 7th, 8th, or 9th. He mentioned he will not be on island but can provide all the information to one of the Board members. Acting Superintendent Sanchez commented that the new Board members could review the budget during the orientation that is scheduled for that week.

3) NASBE Government Affairs Committee membership

Mrs. Gutierrez reported that Ms. Benavente received an invitation from NASBE to continue to serve as a member of the NASBE "Governmental Affairs Committee." This will be Ms. Benavente's third year in a row to serve on that committee. NASBE has requested that the Board resubmit her name for membership in the 2017 Governmental Affairs Committee.

Mrs. Gutierrez moved, seconded by Mr. Ada, to re-nominate Ms. Benavente to represent the Board of Education on the NASBE Governmental Affairs Committee.

Dr. Cruz suggested nominating an alternate. In case Ms. Benavente is unavailable, the alternate can take over. Acting Chair Tainatongo stated that she does not think the nomination was meant specifically for Ms. Benavente but that the Board can decide who they want to represent them on the Committee. Acting Chair Tainatongo acknowledged that there is a motion from Mrs. Gutierrez to re-nominate Ms. Benavente.

Per Mrs. Gutierrez, once Ms. Benavente received the letter from NASBE, Ms. Benavente emailed the letter to the Chair, Acting Chair and Lani. Ms. Benavente also requested that appointment be placed on the agenda.

Dr. Cruz again recommended an alternate be nominated. However, if no other Board member is interested, the Board should move forward with the nomination.

The Board voted by roll call and approved the motion with a vote of 6-0 (Yeas: Acting Chair Tainatongo, P. Ada, K. Chargualaf, Dr. Cruz, M. Gutierrez, M. Mendiola). The motion passed.

4) Committee Reports
   a) Executive Committee- None
   b) Instructional and Academic Support Committee- Acting Superintendent Sanchez reported that Ms. Benavente and Ms. Sylvia Calvo, Acting Curriculum Deputy, have been meeting regularly to establish the final curriculum subcommittee agenda for this and next school year. The agenda is part of the Board packet. The agenda includes a review of the current policies that need to be updated as well as a timeline for the next 18 months.
   c) Safe and Healthy Schools Committee-None
   d) Organizational Efficiency and Development Committee-None
   e) Accreditation Subcommittee- Acting Superintendent Sanchez mentioned that he has some data that he will summarize and provide to the Board.
   f) Budget & Finance Subcommittee- None
5) IBOGS Report- None
6) GFT Report- Mr. Perez reported that negotiations are ongoing and progress is being made.
7) Mayor's Council Report- None

Mr. Ada thanked Dr. Jose Cruz and Mrs. Rosie Tainatongo for their services with the Board of Education.

VIII. Executive Session

The Board moved into Executive Session at 8:34 p.m.

At 9: 09 p.m., the Board went back into Public session.

IX. Announcements and Adjournment

Acting Chair Tainatongo moved, seconded by Mr. Ada, to adjourn the meeting at 9:10 p.m.

MINUTES SUBMITTED BY:

Date: 4/3/17

LEILANI M. B. CRUZ
Administrative Officer

MINUTES OF December 27, 2016 REGULAR MEETING:

( ) Approved as submitted
( ) Approved subject to corrections
( ) Other: _____

ROSIE R. TAINATONGO
Acting GEB Chairwoman

Date: 4/4/17

JOSEPH L. M. SANCHEZ
Acting Executive Secretary/GDOE Superintendent

Date: 4/3/17