DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

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JON J. P. FERNANDEZ
Superintendent of Education

March 1, 2018

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

GR# 34-18-1601
Speaker Benjamin J.F.

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

MAR 0 2 2018
Time: 9:31 [ ] AM [ ] PM File No 34-1605
Received By:

Dear Governor Calvo and Speaker Cruz:

Håfa Adai! Pursuant to Public Law 31-233, Section 38, *Reporting Requirements for Boards and Commissions,* attached are copies of the Guam Education Board's meeting agenda, approved minutes and other documents as discussed at the December 12, 2017 regular board meeting. The meeting was held at Superintendent's Conference Room, Building A., Tiyan.

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

Senseramente,

JON J. P. FERNANDEZ
Superintendent of Education

Attachments

cc: Chairman and Members, Guam Education Board
Deputy Supt., FAS
File

2018 MAR -2 AM 10:36

1601

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

MARIA A. GUTIERREZ
Chairwoman

MARK B. MENDIOLA
Vice Chair

8th Guam Education Board
REGULAR MONTHLY MEETING
Tuesday, December 12, 2017
6 PM
Superintendent's Conference Room, Building A., Tiyan

AGENDA

I. Meeting Call to Order

II. Approval of Minutes

ACTION 1. Minutes of October 17, 2017 Regular meeting

ACTION 2. Minutes of October 27, 2017 Special meeting

III. Public Participation (BP 125.6) Time Limit 3 minutes

IV. Communications

1. Superintendent's Report and Communication

INFO 2. Request for Legal Opinion Regarding Whether Guam Law Authorizes "Tele-Practice" of

INFO Professions Licensed by the Guam Board of Allied Health Examiners.

V. Ex-Officio Member Reports

1. IBOGS
2. GFT
3. Mayor's Council of Guam

VI. Unfinished Business/ Committee Reports

1. Executive Committee

INFO a. NASBE Travel Report

INFO b. Resolution Presentation

INFO c. GEB Procedural Manual and Code of Ethics

2. Instructional & Academic Support Committee

ACTION a. Head Start Report

3. Safe & Healthy Schools Committee

INFO/ACTION/REFER a. Administration of Medicine at schools

INFO/ACTION b. Bill No. 204-34 (COR) Simon Sanchez High School Procurement

VOTING MEMBERS: Maria A. Gutierrez, Chairwoman, Mark B. Mendiola, Vice Chair, Peter Alecxis D. Ada, Lourdes M. Benavente, Robert A. Crisostomo, James C. Lujan, Ronald L. McNinch, PhD, Lourdes B. San Nicolas
EX-OFFICIO MEMBERS: Ernie Samelo (SHS), IBOGS Representative, Audrey P. Mandapat (SSHS), GFT Representative, Mayor, Rudy M. Matanane, MCOG Representative
EXECUTIVE SECRETARY: Jon J. P. Fernandez, GDOE Superintendent

4. **Organizational Efficiency and Development Committee**

5. **Fiscal Management**

INFO/ACTION a. Pre-K Expansion
INFO/ACTION b. FY 19 Budget Schedule
INFO/ACTION c. BRIP Update
INFO/ACTION d. Charter School Update

6. **Ad-Hoc committee on Board matters**

VII. New Business

INFO/ACTION a. CNMI-GUAM Teacher Certification Reciprocity
INFO/ACTION/REFER b. Calendar Committee

VIII. Executive Session

ACTION a. Travel approval for Brustein & Manasevit, PLLC's Fall Forum 2017

The Board of Education reserves the right to go into executive session during any part of the meeting. Based on the Open Govt. Law specific matters can only be discussed. (Personnel Matters, Collective Bargaining Agreement, Contracts, and Litigation).

IX. Adjournment

Report: Trump 'begging' for war with drills

SEOUL, South Korea (Bloomberg News) — North Korea said the U.S. is "begging" for a nuclear war by planning the "largest-ever" joint aerial drill with South Korea just after concluding an exercise with nuclear-powered aircraft carriers.

"Should the Korean peninsula and the world be embroiled in the crucible of nuclear war because of the reckless nuclear war mania of the U.S., the U.S. will have to accept full responsibility for it," North Korea's state-run Korean Central News Agency said Saturday, citing a statement by the Ministry of Foreign Affairs.

The statement came after Yonhap News reported that six U.S. Raptor stealth fighter planes arrived in South Korea on Saturday for a joint air drill named "Vigilant Ace" scheduled for Monday to Friday. The F-22s flew into South Korea together in a show of force, and the allies plan to stage simulated attacks on mock North Korean nuclear and missile targets, according to Yonhap.

North Korea's comments mirror a statement KCNA made last month, saying Washington is seeking to ignite a nuclear war after U.S. B-1B nuclear strategic bombers stationed in Guam flew into South Korea to stage a drill.



ASIA VISIT: *Pope Francis speaks during a news conference Saturday during his flight back to Rome from a trip to Myanmar and Bangladesh. Vincenzo Pinto/Pool/Reuters*

Pope defends stance on Rohingya

ABOARD THE PAPAL PLANE (Reuters) – Pope Francis on Saturday defended his strategy of avoiding the term "Rohingya" in Myanmar, saying he believed he got his message across to both the civilian and military leadership without shutting down dialogue.

Speaking to reporters aboard the plane returning to Rome from Bangladesh, the pontiff also indicated that he had been firm with Myanmar's military leaders in private meetings about the need for them to respect the rights of Rohingya refugees.

He also disclosed that he cried when he met a group of Rohingya refugees on Friday in Bangladesh, where he defended their rights by name in an emotional meeting.

"For me, the most important thing is that message gets through, to try to say things one step at a time and listen to the responses," he said.

"I knew that if in the official speeches I would have used that word, they would have closed the door in our faces. But (in public) I described situations, rights, said that no one should be excluded, (the right to) citizenship, in order to allow myself to go further in the private meetings," he said.

Francis did not use the word Rohingya in public while on the first leg of the trip in Myanmar. Predominantly Buddhist Myanmar does not recognize the mostly Muslim Rohingya as an ethnic group with its own identity but as illegal immigrants from Bangladesh.

Local Roman Catholic Church authorities had advised him not to say it because it could spark a backlash against Christians and other minority groups.

The pope met Myanmar's military leaders privately on Monday, shortly after his arrival in the nation's biggest city, Yangon.

The meeting had been scheduled for Thursday morning but the military pointedly asked at the last minute that it be pushed forward. The result was they saw the pope before the civilian leaders instead of the other way around, as had been planned.

GUAM EDUCATION BOARD

MARIA A. GUTIERREZ
Chairwoman

MARK B. MENDIOLA
Vice Chair

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

PUBLIC NOTICE

Guam Education Board
REGULAR MONTHLY MEETING
Tuesday, December 12, 2017
6 PM
Superintendent's Conference, Building A., Tiyan

AGENDA

I. Meeting Call to Order
II. Approval of Minutes
III. Public Participation
IV. Communications
V. Ex-Officio Member Reports
VI. Unfinished Business/Committee Reports
VII. New Business
VIII. Executive Session
IX. Adjournment

Individuals requiring special accommodations or information may contact Leilani Cruz, Administrative Officer at 300-1627 or by email: lmbcruz@gdoe.net.
Agenda to be available on GEB Website at least 72 hours before the meeting.

This advertisement was paid by GDOE local funds.

TOKIO MARINE PACIFIC

Notice of Outstanding Medical Loss Ratio Checks

JUAN LIMTIACO
P.O. BOX 10838
TAMUNING, GU 96931

SGRO INVESTMENT COMPANY, INC
P.O. BOX AP
HAGATNA, GU 96932

ONATE OFFICE, LLC
137 MURRAY BLVD., SUITE 2B
HAGATNA, GU 96910

To claim for check, please visit us at 250 Route 4 Suite 202, Hagatna, Nanbo Guahan Building, or email to gdiaz@tokiomarinepacific.com by December 31, 2017. All unclaimed checks will be transferred to the Treasurer of Guam in January 2018 as required by law.

MARIA A. GUTIERREZ
Chairwoman

GUAM EDUCATION BOARD

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MARK B. MENDIOLA
Vice Chair

8th GUAM EDUCATION BOARD
REGULAR MONTHLY MEETING
Tuesday, December 12, 2017
6 pm
Superintendent's Conference room, Building A., Tiyan

MINUTES

VOTING MEMBERS

Maria A. Gutierrez, Chair
Mark B. Mendiola, Vice Chair
Peter Alecxis D. Ada
Lourdes M. Benavente
Robert A. Crisostomo
James C. Lujan
Ronald L. McNinch, PhD
Lourdes B. San Nicolas

EX-OFFICIO MEMBERS

Ernie Samelo (SHS)
IBOGS Representative

Audrey P. Mandapat (SSHS)
GFT Representative

Mayor, Rudy M. Matanane
MCOG Representative

EXECUTIVE SECRETARY

Jon J.P. Fernandez
GDOE Superintendent

I. MEETING CALL TO ORDER

Mrs. Maria A. Gutierrez, Chairwoman, called the meeting to order at 6:00 p.m.

Chairwoman Gutierrez mentioned that there are members that will be leaving the meeting by 7 pm. The agenda under unfinished business/committee reports, 3.b. Bill No. 204-34 (COR) Simon Sanchez High School Procurement will be moved up for action right after the Superintendent's communication.

ROLL CALL OF MEMBERS

Mr. Jon J. P. Fernandez, Superintendent and Executive Secretary, took the roll call. The following members were **present** for the meeting:

Voting Members:
Gutierrez, Maria A.- Chairwoman
Mendiola, Mark B.- Vice Chair
Ada, Peter Alecxis D
Benavente, Lourdes M.
Lujan, James C.
McNinch, Dr. Ronald L.
San Nicolas, Lourdes B.

Non-Voting Members:
Samelo, Ernie (SHS)- IBOGS Representative
Mandapat, Audrey P. (SSHS) - GFT Representative
Matanane, Rudy M. - Yigo Mayor and MCOG education liaison*

**Arrived after roll call*

Absent:
Crisostomo, Robert A.- Excused

The DOE legal counsel, Mr. James Stake, was present for the meeting.

Seven (7) Board members were present, constituting a quorum.

II. Approval of Minutes

1. Minutes of October 17, 2017 Regular meeting

2. Minutes of October 27, 2017 Special meeting

Mr. Mendiola moved (subject to corrections), seconded by Mr. Lujan, to approve the minutes of October 17, 2017 regular meeting and October 27, 2017, special meeting. The Board voted by voice (7-0) to approve the minutes with corrections. The motion passed.

III. Public Participation

Barbara Gilman, a Physical Education and Ballroom Dance teacher at John F. Kennedy High School, opposes to granting a PE credit to those who are enrolled with the JROTC program. She believes that students who do not take a PE course will miss the opportunity to enjoy sports and acquire motor skills taught within the PE course. She thinks that PE will encourage one to lead an active a healthy lifestyle throughout their lives.

Chairwoman Gutierrez announced for the record the presence of Mayor Matanane.

Chairwoman Gutierrez stated to Ms. Gilman that the Board has not reviewed or received the document she presented tonight. She announced that committee on the Board will have a work session on December 20, 2017, 3 pm at the Superintendent's Conference Room to participate and voice concerns.

Superintendent Fernandez thanked Ms. Gilman for sharing her concerns. He mentioned that this topic was not on the agenda for discussion but it is on curriculum agenda for discussion.

Anthony Taianao, preservice teacher in training at the University of Guam (majoring in secondary Physical Education and Health) shared his concerns regarding the recent proposal to allow high school students to receive their Physical Education credits instead of taking a substitution class offered in the Department.

Jill White, a Physical Education teacher at Southern High School opposes JROTC being used as a PE credit because they don't have the same requirements.

Fred Guzman, a Physical Education and Health teacher at John F. Kennedy High School, shared that JROTC doesn't have the same curriculum as PE does. PE allows students to become more active to deter from diseases.

Mr. Lujan thanked the PE teachers for attending the Board meeting and sharing their opinions towards the credit. He mentioned that he shared with the teachers that the Board was going to discuss the issue but wasn't sure when it'll be discussed.

Superintendent Fernandez mentioned that there isn't a pending proposal nor is there any central office review.

Tom Terlaje addressed his concerns to Superintendent Fernandez and Deputy Sanchez that, at Okkodo High School, the students take JROTC for two years and it will equal one PE credit.

IV. Communications

1) Superintendent's Report and Communication

Superintendent Fernandez mentioned that he's reporting on the following highlights of the past month since the last Guam Education Board regular meeting on October 17, 2017. The report was circulated earlier to those in attendance at the November 25, 2017, scheduled meeting for which there was no quorum. In addition, he updated the report to reflect any changes since then, and those items are reflected in the underlined paragraphs.

State of Education- The Superintendent held his annual state of education presentation at Okkodo High School on Wednesday, December 6, 2017. The address focused on the efforts in 2018.

1. Rebuilding Simon Sanchez High School
2. Requesting that the US DOE consider removing the special conditions placed on GDOE
3. Proposing a business privilege tax (BPT) increase to support GDOE facilities
4. Redesigning High School
    a. Revise Goal 1 of State Strategic Plan (Graduate Outcomes)
    b. Strengthening Freshman Academies
    c. Develop clearer college and career pathways in high school
    d. Build school-business partnership to strengthen pathways
    e. Expand credit recovery
    f. Provide students with early opportunities to develop college and career options

Joint Education Board Meeting- Superintendent Fernandez thanked everyone for the attending the Joint Education Board work session held on Saturday, December 9, 2017.

The Joint Education Board met based on the following agenda: FY 2018 Budget; College & Career Readiness (Dual Enrollment Accelerated Learning Program/DEAL, Dual Credit Articulated Program of Study/DCAPS, Classroom Learning Yield Math and English Readiness/CLYMERS); High School Redesign (Middle College); Data Sharing and Transition; Setting Common Objectives for Degree/Certificate Completion; REL Pacific Workshop; Financing Educational Institutions; State Longitudinal Data System; Teacher Preparation and Certification.

Charter School Update- On Thursday, December 7, 2017, the Council met but took no action on the charter school applications. The Council decided to approach the Legislature to determine the status of pending legislation that would separate the budgets of GDOE and the charter schools and lift the cap on non-converted charter schools.

Pre-K Expansion- Superintendent Fernandez mentioned that this item is on the agenda for the Board to take action tonight.

Solar Power Purchase Agreement- GDOE met with Attorney General Barrett-Anderson to go the over the latest version of the solar power purchase agreement with the Guam Education Financing Foundation (GEFF) to install solar power at Acadao Elementary School, Liguan Elementary School, AsTumbo Middle School, and Okkodo High School. GDOE will be finalizing its determination on the financial benefit and saving for the department based on recent market conditions and will be seeking the AG's approval so that work can begin in December 2017. The timing is critical in order for GEFF to be able to take advantage of a tax credit that is set to expire at the end of the year.

GDOE provided the AG with an updated determination that it would be in the best value of the department to proceed with the Power Purchase Agreement. The rate has been renegotiated to begin at 16.3 cents per kilowatt-hour with an escalator of 1%. They're looking forward for the AG's review to be completed.

Mr. Lujan moved, seconded by Vice Chair Mendiola, to approve the Superintendent's Report and Communication.

Vice Chair Mendiola shared about the Brustein & Manesevit conference that he was able to attend on November 28- December 2, 2017. He mentioned that he had the opportunity to meet with Bill Roberti of Alvarez & Marsal and Phil Maestri, Division of Risk Management, US DOE regarding the department's special conditions.

He further mentioned that he shared with them that the department is ready to submit a request of a review of the special conditions. In the previous months, it was discussed certain conditions that have been faced in the department. The third party is willing to come in and review; however, one of the issues they want the Board to address is ensuring the sustainability of department's efforts.

Ms. San Nicolas recommended creating a plan of action and a timeline as a proposal to US DOE.

The Board voted by voice and approved the motion with a vote of (7-0.) The motion passed.

Chairwoman Gutierrez announced that under VI. Unfinished business/ committee reports, 3. Safe & Healthy Schools Committee, b. Bill No. 204-34 (COR) Simon Sanchez High School Procurement will be moved up on the agenda.

Mr. Lujan reported that a work session was held on December 5, 2017. He mentioned that he supports the bill based on Superintendent Fernandez's testimony and caveats to the legislature.

Superintendent Fernandez mentioned that, because the proposal was on the table, he said the department is willing to take the lead on the procurement and at the same time they still need to have the availability and accessibility of the other agencies, should the department need their expertise.

Chairwoman Gutierrez mentioned that she met Senator San Agustin today and told him that the Board will support the bill on the condition that the Superintendent's testimony is incorporated.

Ms. San Nicolas commented that whatever the decision is, that information be transmitted to the legislature as soon as possible.

Mr. Lujan moved, seconded by Vice Chair Mendiola, to support Bill No 204-34 (COR) Simon Sanchez High School Procurement. The Board voted by roll approved the motion with a vote of 8-0 (Yeas: Chairwoman Gutierrez, Vice Chair Mendiola, P. Ada, L. Benavente, J. Lujan, R. McNinch, and L. San Nicolas) The motion passed.

2) Request for Legal Opinion Regarding Whether Guam Law Authorizes "Tele-Practice" of Professions Licensed by the Guam Board of Allied Health Examiners.

Superintendent Fernandez mentioned that this was forwarded to him on a legal opinion to the Division of Special Education. This will determine if it will allow the department to move forth and work with "Tele-Practice" practitioners versus the continuous struggle with personnel shortage in the department on specialized allied health positions.

This issue is how we are able to provide services to our students in need of services. What "Tele-Practice" allows is a remote therapy that is able to be provided to students from off-island providers.

The question is if it's an authorized practice as one of their conditions.

Chairwoman Gutierrez referred this to the Safe and Healthy Schools and Curriculum committee.

V. Ex-Officio Committee

1) IBOGS

Ernie Samelo reported the student exchange that was held on December 1, 2017 was huge success. He mentioned that they received positive feedback about it. He thanked Chairwoman Gutierrez for dropping by 2 schools. The students are hoping to have another event soon.

2) GFT

Mrs. Mandapat thanked Mr. Lujan for relaying her report while she was absent and mentioned that she'll wait for the update.

Mrs. Mandapat inquired about the status on the BRIP being that the deadline was on November 30, 2017. She mentioned that some teachers called and texted about the documents they need to submit or that their documents are not with personnel office. They would like to know what is the next step.

Vice Chair Mendiola mentioned that they held a work session and gave a deadline for November 30, 2017 to turn in the documents. Based on what the department has on their files along with what GFT has submitted, the Board gave the department a little more time to ensure all the documents were reviewed and corrected. He further mentioned that a work session will be scheduled some time soon.

3) Mayors' Council of Guam

Mayor Matanane mentioned that the problem with the grass cutting at Southern High School was discussede during the council meeting last week. He further mentioned that Mayor Alvarez is requesting to meet in this setting so that he can let the Board know what is really happening.

Chairwoman Gutierrez mentioned that she went to the "student exchange" at Southern High School. She asked how many times the grass gets cut being the mayor has only 3 schools. The principal said that he was told that the mayor was supposed to cut it twice a month.

She added that she gets calls regarding grass cutting.

She mentioned to Mayor Matanane that the Board would like to meet with the Mayors' Council as a whole regarding bus shelters at the school.

Vice Chair Mendiola asked the Superintendent to schedule a meeting with DPW, Mayors' Council, and the Board to discuss the duties and responsibilities.

VI. Unfinished Business/Committee Reports

1) Executive Committee

a. NASBE Travel Report

Chairwoman Gutierrez mentioned that all Board members who attended the NASBE conference will have to submit a travel report that will be placed on GEB website.

She shared that when she attended the business meeting as the voting delegate, she raised an issue on amending the by-laws. She asked NASBE for full consideration that a Pacific Region representative be included to give Guam and the CNMI an opportunity to be on the Board of Directors.

She mentioned that they have tried to run for "Board of Directors" but were outnumbered.

She further mentioned that she conducted a research "National State Board" which is another organization with 49 states. She added that they do have a Pacific Region representative.

b. Resolution Presentation

Chairwoman Gutierrez mentioned that this resolution will be presented to Ms. Lourdes B. San Nicolas, Board member at the Special Meeting scheduled on Wednesday, December 27, 2017.

c. GEB Procedural Manual and Code of Ethics

Ms. San Nicolas mentioned that she asked for this item to put on the agenda because there has been a lot of time and effort with Chris Anderson, and former Board member Kenneth Chargualaf, and the Superintendent. She further mentioned that she attended several work sessions and she feels that

this is long overdue and it needs to be put in place. She would like to be transparent with the public on how they function as Board members.

She asked Dr. McNinch for an update on the GEB Procedural Manual and Code of Ethics. Dr. McNinch responded that he reviewed the document and did some editing. One of the problem with the current document is he's trying to do a redacting and editing process.

He recommended adopting a whole new set based on the old one simply because doing the old rule/ new rule will take too long. He mentioned that many of the items in the current procedural manual are reflected in the different statutes.

Chairwoman Gutierrez asked Dr. McNinch to schedule a work session so the Board can move forward. Dr. McNinch responded that he will talk to the Superintendent about scheduling a work session.

2) Instructional & Academic Support Committee

a. Head Start Report

Mrs. Schroeder announced that they received an extension for the payment of the playground equipment that was a 2nd request since the contractor had difficulty with the port. The extension is until the 19th of December 2017, and the final report to the Office of Head Start will be due January 30, 2018.

She mentioned that a request was for Region IX to dispose of the 2 vehicles, which was approved and would cost $5,000. (1999 Mazda Portege and 2003 ford pickup truck with 160,000 miles).

Mrs. Schroeder mentioned that they had a work session with the policy council to discuss the request to transfer funds from personnel to purchase a new cargo truck and curriculum materials. She further mentioned that the policy council has already approved and forwards the recommendation to the Board.

Ms. San Nicolas moved, seconded by Mr. Lujan, to approve the Head Start Directors report and to approve the request to revise the current budget to purchase a vehicle and updated curriculum sets. The Board voted by voice and approved the motion with a vote of (7-0.) The motion passed.

3) Safe & Healthy Schools Committee

a. Administration of Medicine at schools

Mr. Lujan mentioned that they had a work session on December 5, 2017 for Bill No. 204-34 (COR) and Administration of Medicine at schools, which is a

draft bill, by Senator Torres. After much discussion, they decided to support it upon the recommendation of the Superintendent.

Superintendent Fernandez mentioned that he met with Senator Mary Torres along with Julietta Quinene. They discussed including Epinephrine (EpiPen) and other short list of emergency medications. He further mentioned that the idea is to train and allow non-medically certified personnel in an emergency situation to administer the medication.

Superintendent Fernandez mentioned that the legislation hasn't been formally introduced; when it is he will advise the Board of the managements recommendation and see if the Board would like to take a position at that time.

b. Bill No. 204-34 (COR) Simon Sanchez High School Procurement

This item was moved up on the agenda.

4) Organizational Efficiency and Development Committee

5) Fiscal Management

a. Pre-K Expansion

Superintendent stated that he had the updated resolution that includes the actual schools that are being proposed for expansion. He mentioned that he had a work session with Mr. Joe Sanchez and Mrs. Eloise Sanchez to go over the resolution. He named the four schools that they will propose for school year 2018. They are Maria Ulloa Elementary, Inarajan Elementary, Agana Heights Elementary and P.C. Lujan Elementary. He commented that the total of pre-k students will be 144 students every year and it will prepare students for kindergarten. He stated that based on the Board's discussion prior to the resolution being presented, they were concerned about ensuring that they fill the gaps in the community as well as the need to work with schools that have available classrooms. He mentioned that Agana Heights was the only school that did not have an existing classroom, but they will work on demolishing and building a classroom. He commented that if the Board grants the approval they can start quickly to get the classroom ready for the start of 2018-2019.

Mr. Mendiola made a motion to approve the resolution 2017- relative to supporting the expansion of the pilot pre-kindergarten program within the Guam Department of Education.

Chairwoman asked about D.L. Perez not being included. Superintendent Fernandez explained that he thought that the committee had decided not to

include D.L. Perez at the work session but apologized if there was a misunderstanding.

Superintendent commented that the construction of the last 4 classrooms cost around $500, 000 because they did not take into consideration the cost of the new construction rather they looked at the location. He stated that this time around they looked at schools that did not need significant work besides Agana Heights.

Ms. San Nicolas asked if the department received additional funding for the expansion or if there was a reprogramming of personnel to support the expansion.

Superintendent responded that the department can spend up to $1 million according to Speaker BJ Cruz to support expansion. He stated that they are open to discussions, but he was concerned that if they are going to open 2018 they need to move forward.

Mayor Matanane asked if they took into consideration the buildup.

Mr. Sanchez responded that they didn't look at the buildup in particular, but they did look into the population that was the biggest factor. He explained that the issue that they were considering was one per region. He further stated that if they want to remove the per region and choose in terms of population, they can do that.

Chairwoman asked if there can be more than 4.

Mr. Sanchez stated yes, but it is a funding issue.

Mr. Lujan moved, seconded by Ms. Benavente, to amend the motion to include D. L. Perez Elementary School provided the assessment of the Superintendent and subject to the availability of funds. The Board voted by voice and approved the motion with a vote of (7-0.) The motion passed.

b. FY 19 Budget Schedule

Vice Chair Mendiola mentioned that the work sessions are scheduled for January 3-5, 2018 to review the budget as proposed by the Department of Education.

c. BRIP Update

This item was moved up on the agenda.

d. Charter School Update

Chairwoman Gutierrez mentioned that she received an email from the speaker's office regarding Bill No. 191-34 (LS) Public Hearing on Monday, December 18, 2017, 2 pm at the Guam Congress Building.

Vice Chair Mendiola mentioned that the Board took a position and sent a letter to the legislature asking them to consider separating our duties and responsibilities. He further mentioned that he received a copy of the proposed legislation and he has reservations regarding some of the language of the legislation.

He added that GDOE's level of funding in which is requested is always decreased but the funding for the charter schools is never decreased.

Ms. San Nicolas suggested to hold a work session, digest the information, go before the legislature, and let them where we stand.

Vice Chair Mendiola requested to schedule a work session on December 15, 2017, 3 pm to discuss this matter. An invitation will be sent to Senator San Agustin and any of his colleagues that would like to attend.

Vice Chair Mendiola requested that under executive session, a. Travel approval for Brustein & Manasevit, PLLC's Fall Forum 2017, be moved up to fiscal management. He mentioned that this item was on the previous agenda for the regular Board meeting that was cancelled due to no quorum. He requested the Boards support to ratify an action when he took his trip with Superintendent Fernandez.

Mr. Lujan moved, seconded by Ms. Benavente, to approve Vice Chair Mendiola's trip to Brustein & Manasevit, PLLC's Fall Forum on November 28 to December 4, 2017. The Board voted by voice and approved the motion with a vote of (7-0.) The motion passed.

6) **Ad-Hoc committee on Board matters**

Vice Chair Mendiola asked to move this item to executive session and dispose on the matters in new business.

VII. **New Business**

a. CNMI-GUAM Teacher Certification Reciprocity

Superintendent Fernandez mentioned that he wanted raise this issue to address situations that he sees in the department in order to address recruitment and retention of experienced teachers.

Dr. McNinch commented that the teacher certification office should be a domain of governance for the Department of Education.

b. Calendar Committee

Superintendent Fernandez mentioned that under the collective bargaining agreement. The Superintendent as well as the President of the GFT are to appoint members of a joint board committee to set the school calendar. The school calendar will be for SY 2018-2019 and 2019-2020. He further mentioned that in the past the Board appoints a liaison to work with the committee to provide input and guidance as needed.

He added that once we get the GFT appointees and the Board's liaison, the department will schedule meetings in January or February 2018. According to Board Policy 321, the Board should be able to approve a calendar for the coming years by the February regular meeting.

Chairwoman Gutierrez mentioned that because both Ms. Benavente and Ms. San Nicolas have served on the calendar committee, she would like to appoint both the liaisons for the Guam Education Board.

Both members agreed to serve on the calendar committee.

Ms. San Nicolas asked that Mrs. Catherine Schroeder serve on the calendar committee because of the nature of the Head Start Program.

Mr. Lujan moved, seconded by Vice Chair Mendiola, to approve the appoints of Ms. Lourdes Benavente and Ms. Lourdes San Nicolas to serve on the calendar committee. The Board voted by voice and approved the motion with a vote of (7-0.) The motion passed.

VIII. Executive Session

a. Travel approval for Brustein & Manasevit, PLLC's Fall Forum 2017

This item was moved up on the agenda.

Vice Chair Mendiola moved, seconded Ms. Benavente, to move into executive session.

The Board moved into Executive Session 7:42 p.m.

The Board at 9:22 p.m. went into Public session

Chairwoman Gutierrez mentioned that the Ad-Hoc committee will make their report on December 27, 2017, Special meeting.

Dr. McNinch commented that if the same committee is going to be processing both complaints virtually then he would like to respectfully recuse himself from the Ad-Hoc committee.

Chairwoman Gutierrez accepted his request. She mentioned that the Ad-Hoc committee now consists on Lourdes San Nicolas, Robert Crisostomo, and Peter Alecxis Ada. She added that the committee will look into the complaint filed by Barry Mead on

November 16, 2017 and received by the Board on November 29, 2017 about Dr. Ron McNinch. She asked the committee to include this in their reporting for the December 27, 2017 special meeting.

Chairwoman Gutierrez mentioned that she spoke with the Superintendent regarding the Board retreat to be scheduled on January 13th or 20th, the discussion would be regarding Strategic Planning and the Superintendent's evaluation performance.

Chairwoman Gutierrez reminded the Board of the honorary diploma presentation for Rita LG Cruz Carr Camacho, Ricardo M. Camacho, and Teresita Agualo Lujan Aquino scheduled on Sunday, December 17, 2017 at the Micronesia Ballroom Hilton Hotel.

IX. Adjournment

Vice Chair Mendiola moved to adjourn the meeting at 9:28 pm.

MINUTES SUBMITTED BY:

for: _____ Date: February 21, 2018
LEILANI M. B. CRUZ
Administrative Officer

MINUTES OF December 12, 2017 REGULAR BOARD MEETING:
(✓) Approved as submitted
( ) Approved subject to corrections
( ) Other: _____

_____
MARIA A. GUTIERREZ
GEB Chairwoman
Date: 3/1/2018

_____
JON J.P. FERNANDEZ
Executive Secretary/GDOE Superintendent
Date: 2/27/18