DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Ave. Barrigada, Guam 96913
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Email: jonfernandez@gdoe.net

JON J.P. FERNANDEZ
Superintendent of Education

March 23, 2018

GL# 34-16-1681

Speaker Benjamin J.F. Cruz

MAR 2 3 2018
Time: 4:22 [ ] AM [+PM File No. 34-1695
Received By: [illegible]

Honorable Benjamin J.F. Cruz
Speaker, 34th Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910

Dear Speaker Cruz:

Håfa Adai! I am submitting the Guam Education Board packet for the Regular Board meeting scheduled for Tuesday, March 27, 2018, 6 pm, at the Supts. Conf. Room, Bldg. A, Tiyan.

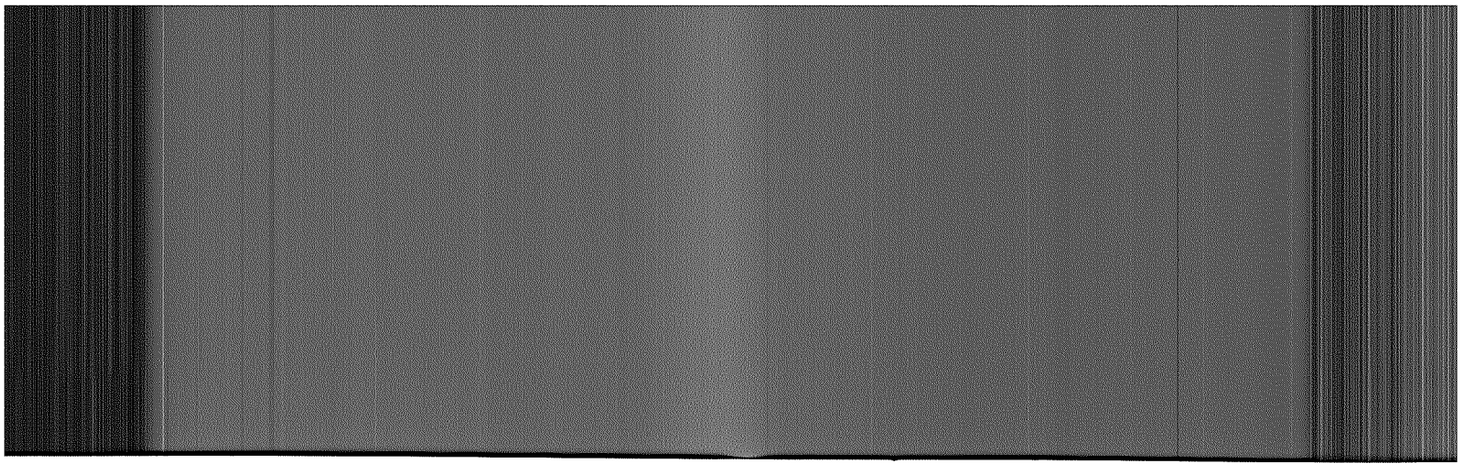
Should you have any questions, please contact me at 300-1627.

Attachment
- GEB Meeting Packet

cc: File

2018 MAR 23 PM 4:21

1681



Public Notices

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

MARK B. MENDIOLA
Chairman

MARIA A. GUTIERREZ
Vice Chairwoman

8th Guam Education Board
REGULAR MONTHLY MEETING
Tuesday, March 27, 2018
6 PM
Superintendent's Conference Room, Building A., Tiyan
AGENDA

I. Meeting Call to Order

II. Approval of Minutes

ACTION 1. Minutes of February 20, 2018 Regular meeting
ACTION 2. Minutes of March 13, 2018 Special meeting

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

IV. Communications

INFO 1. Correspondence
INFO 2. Superintendent's Report and Communication

V. Ex-Officio Member Reports

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

VI. Unfinished Business/ Committee Reports

1. **Executive Committee**
2. **Instructional & Academic Support Committee**

ACTION a. JROTC - PE Credit Substitution in High School Resolution 2018-005
ACTION b. School Health Counselor's Resolution 2018-006
ACTION c. NASBE Stipend Grant Application

3. **Safe & Healthy Schools Committee**
4. **Organizational Efficiency and Development Committee**
5. **Fiscal Management**

ACTION a. Update on FY18 Budget

6. **Ad-Hoc committee on Furlough and School Year 2018-19**

VII. New Business

ACTION 1. Travel to U.S. DOE Meetings re: High Risk and Special Conditions (April 16 -20, 2018)

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

2. Bill 265-34

VIII. Executive Session

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

'Big Man' on probation accused of sexually assaulting girl, 11

A man, currently on probation for harassing female minors, was charged Saturday in the Superior Court of Guam after allegedly sexually assaulting an 11-year-old girl last month.

On March 7, police investigated the sexual conduct complaint and learned the victim was about to fall asleep at an apartment complex in Agat on Feb. 17 when she heard someone come into the bedroom.

According to court documents, the victim identified the individual as "Big Man," which police knew to be an alias used by 51-year-old Neron Paulus, also known as Jack Paulus.

After Paulus entered the room, the victim reported she felt him remove clothing from her bottom half. She said she told Paulus to stop, but he said only, "Shhhh." Paulus then allegedly performed oral sex on the girl.

The victim began to cry, and said she felt the man attempt to begin sexual intercourse. She pushed him away and cried louder.

The report states Paulus got off the girl and left the bedroom.

Another female minor told police she had been sleeping in the same bed and awoke to the sound of Paulus saying, "Shhhh," with him in a "push-up" position on top of the victim.

However, she said she went back to sleep.

Paulus was charged with two counts of first-degree criminal sexual conduct as a first-degree felony.

Paulus is currently on probation for harassing two female minors, ages 13 and 14, in May 2017.

He was holding a beer can and appeared drunk near the entrance to a women's restroom at an Agat park, telling the girls, "I love you," and staring at them.

The report stated the girls' uncle told police he confronted Paulus, who admitted telling the girls he loved them while walking toward them. The uncle called police and Paulus ran away.

Police later located him nearby and Paulus told officers he had been in the men's restroom when the girls walked in. Paulus reportedly refused to place his hands behind his back, ignoring officers' requests.

Paulus was charged with disorderly conduct as a petty misdemeanor and harassment as a petty misdemeanor.

Man charged in drunken hit-and-run

A man was charged Monday in the Superior Court of Guam after being reported in a hit-and-run in Dededo.

At about 5 p.m. Saturday, police responded to a reported crash on Mendioka Street and were later told that the suspect vehicle, operated by 23-year-old Colin-Jason Cruz Sualog, was seen fleeing the accident traveling north along Alageta Road.



Colin-Jason Cruz Sualog

According to court documents, Sualog was quickly located in his gray Toyota Tacoma on Route 26 by the Las Palmas Apartments.

While talking with Sualog, a police officer noted Sualog had bloodshot and water eyes, and slurred speech.

In response to each of the officer's questions, Sualog answered, "three shots."

Sualog was charged with one count of driving under the influence as a misdemeanor and leaving the scene with property damage as a petty misdemeanor.

(Stories by Alana Chargualaf/ alana@postguam.com)

Police: Convicted sex offender threatens woman with gun, found with drugs

By Alana Chargualaf
alana@postguam.com

A man, previously convicted for criminal sexual conduct, was charged Monday in the Superior Court of Guam for alleged possession of a Schedule II controlled substance with intent to deliver and threatening a woman with a gun.

Police were told Sunday by the victim that a motorist, later identified as 30-year-old Sean Anthony Aquiningoc, pointed a gun at her while on Route 16 by the Micronesia Mall.

Less than 30 minutes later, with the help of the license plate number, an officer saw Aquiningoc pull into the parking lot of Pieology in Tamuning, court documents state.

During a search, police said they found a resealable bag containing suspected methamphetamine in Aquiningoc's pocket.

Inside the vehicle was a semi-automatic handgun under the driver's seat, 12 full-metal jacketed bullets on the floorboard, a cigarette containing suspected marijuana leaves and a resealable baggie with 24 additional baggies inside, police stated.

Aquiningoc claimed the firearm was a pellet gun, but it turned out to be a 9-millimeter Sig Sauer, which was reported stolen in 2011 by a man whose vehicle had been burglarized.

Also in the vehicle was an adult passenger and three minors.

Allegedly traded meth for firearm

The passenger told officers that when Aquiningoc pulled into Pieology, he supposedly retrieved the gun and began emptying the bullets from the magazine.

When Aquiningoc was interviewed by police, he admitted to receiving the gun during a trade for meth with an unidentified Chuukese man.

Aquiningoc further admitted to getting into an altercation with a female motorist and exiting the vehicle with the gun in hand.

He also admitted to not owning a firearms identification card, which he is not allowed to have due to a previous conviction from 2011. In that case, he pleaded guilty to third-degree criminal sexual conduct as a second-degree felony.

Multiple charges

Aquiningoc was charged with possession of a Schedule II controlled substance with intent to deliver as a first-degree felony, possession of a Schedule II controlled substance as a third-degree felony, possession of a firearm without a Guam firearms identification card as a third-degree felony, possession of an unregistered firearm as a third-degree felony, theft by receiving as a third-degree felony, assault as a misdemeanor and reckless conduct as a misdemeanor.

GUAM SUNSHINE LIONS CLUB

FINANCIAL STATEMENT FOR THE YEAR 2016

CASH BALANCE 1 January 2016		$ 50,121.66
INCOME:		
Dues Collection	$ 4,033.00	
Fundraising (GSLC Project)	22,707.78	
Fundraising (General Fund - Members)	5,281.82	
Tail Twisting	1,604.78	
General Fund Donations	987.06	
TOTAL INCOME	$ 34,614.44	$ 34,614.44
TOTAL		$ 84,736.10
EXPENSE:		
International Lions Club Dues	$ 3,005.15	
LCI District 204 Dues	1,547.00	
Project Donation (CSS)	39,128.42	
Medical Donations (GSLC)	5,386.03	
Project Expenses	6,032.44	
Operating Expense General Fund	5,669.45	
TOTAL EXPENSE	$ 60,768.49	$ 60,768.49
CASH BALANCE December 31, 2016		$ 23,967.61

Submitted by: /s/ Mary Taitano
Treasurer

MARK R. MENDIOLA, Chairman

GUAM EDUCATION BOARD

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MARIA A. GUTIERREZ, Vice Chairwoman

PUBLIC NOTICE

8th Guam Education Board
REGULAR MONTHLY MEETING
Tuesday, March 27, 2018
6 PM
Superintendent's Conference, Building A., Tiyan

AGENDA

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

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.

Minutes

GUAM EDUCATION BOARD

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MARK B. MENDIOLA
Chairman

MARIA A. GUTIERREZ
Vice Chairwoman

8th GUAM EDUCATION BOARD
REGULAR MONTHLY MEETING
Tuesday, February 20, 2018
6 pm
Superintendent's Conf. Rm., Bldg. A., Tiyan

MINUTES

VOTING MEMBERS

Mark B. Mendiola, Chairman
Maria A. Gutierrez, Vice-Chair
Peter Alecxis D. Ada
Lourdes M. Benavente
Robert A. Crisostomo
James C. Lujan
Ron 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

Mr. Mark B. Mendiola, Chairman, called the meeting to order at 6:00 p.m.

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:
Mendiola, Mark B. - Chair
Gutierrez, Maria A.- Vice-Chairwoman
Ada, Peter Alecxis
Crisostomo, Robert
Lujan, James C.
McNinch, Dr. Ron L.
San Nicolas, Lourdes B.

Non-Voting Members:
Samelo, Ernie (SHS)- IBOGS Representative

Legal Counsel:
Nasis, Jesse

Absent:
Benavente, Lourdes M. - Excused
Mandapat, Audrey P. (SSHS) - GFT Representative - Excused
Matanane, Rudy M. - Yigo Mayor and MCOG education liaison - Unexcused

The Superintendent announced that seven (7) members of the Board were present, constituting a quorum.

II. Approval of Minutes

Ms. San Nicolas stated that the minutes provided in the original board packet have been replaced with corrected copies. The corrections that made were for grammatical errors and sentence fragments.

Ms. San Nicolas motioned to approve the minutes of December 12, 2017, the minutes of December 27, 2017, the minutes of January 23, 2018 and the minutes of January 26, 2018, Special Meeting.

Mr. Mendiola thanked Ms. San Nicolas for taking the lead in ensuring that the minutes were well documented and informed everyone that the minutes were also recorded electronically. He went on to state that if something in the discussion was missed, we could refer back to the recording of the board meeting.

Ms. San Nicolas stated that in the minutes she went through with Christie San Nicolas, there were several instances where she had to ask her to go back and listen to the recording to make sure that they were both understanding the comments that were made during the meetings. She stated that the comments were not diminished in any form whatsoever and that the corrections made were just sentence fragments and minor grammatical errors.

Ms. San Nicolas added that she wanted to publically acknowledge Ms. Christie San Nicolas who was very diligent, very conscientious and very smart. She stated that it was really a pleasure working with her because it expedited the review process.

The Board voted by voice with a vote of 7-0 for the motion, motion passed.

III. Public Participation

Rand Coffman from Asmuyao School stated that he is excited for Asmuyao because for SY 2017-2018 they have started to help students gain credits through their DOE Counselor Scholarship Program. He passed out a flyer and stated that every counselor throughout DOE high schools can send one student to Asmuyao to earn three credits with no registration or tuition fee charge. Students only have to pay one hundred ($100) dollars that goes to the United States Department of Agriculture (USDA). Mr. Coffman exclaimed that it is very exciting for Asmuyao to be able to help students who can not afford to go to Asmuyao to earn three credits that they may need in order to graduate, and the counselors are empowered to send them to Asmuyao.

Mr. Coffman offered that Asmuyao would like to save the Department nine hundred thousand ($900,000) dollars by having the students at Alternative School (J. P. Torres Success Academy - JPTSA) attend Asmuyao instead of JPTSA. Mr. Coffman went on to say that Asmuyao has an open-door policy, anyone from the Board or the GDOE are welcome to come by. He thanked the Board and the Superintendent and also thanked Deputy Superintendent Joe Sanchez for coming to Asmuyao to see how the school works. He reminded the Board that Asmuyao renewed their accreditation status in June 2017 for an additional six (6) years until year 2023. He expressed that Asmuyao has been reaching out to the Department of Education and has been wanting to help, which is why they have the DOE Counselor Scholarship Program. Mr. Coffman said that they wanted to reach out to the Board for them to acknowledge that Asmuyao is here and is playing as big a part as possible with the Department of Education.

Mr. Mendiola thanked Mr. Coffman for sharing with the Board and invited Mr. Coffman and his personnel to come to the GDOE budget committee work sessions to provide testimony. He acknowledged receiving Asmuyao's official documentation and stated that he would forward it to the Superintendent to provide guidance appropriate to the Board on any actionable items.

The Superintendent told Mr. Coffman that he would ask Mr. Sanchez to meet with him again for further discussion.

IV. Communications

1) Superintendent's Report and Communication

Before the Superintendent presented his report, Mr. Mendiola congratulated Dr. Ron McNinch on his reappointment. Mr. Mendiola thanked the Office of Senator San Agustin for assisting the Board and helping Dr. McNinch's packet get processed and passed. He also thanked the Governor's Office for allowing for the swearing-in ceremony to take place. He stated that everything is confirmed and complete and now Dr. McNinch will be serving a three-year term as a board member.

Mr. Mendiola also wanted to inform everyone that he received the Governor's letter that was sent to all GovGuam employees about the bills regarding the budget. He mentioned that the letter would be reviewed later during the meeting when discussion of Fiscal Management takes place.

Mr. Mendiola briefed the Board regarding the Superintendent's settlement. He stated that he witnessed through the media that the Superintendent's settlement was passed by the Legislature and he also sent a request to the Attorney General asking for support to inform the Board on the next steps that needed to be taken.

Mr. Fernandez informed the Board of the communication that was received from the Mayors' Council of Guam (MCOG). The document listed all DOE schools and the Mayor or vendor that was taking care of ground maintenance for each school. Ms. Gutierrez brought up a possible discrepancy in the document that was provided by the MCOG. She mentioned that the list showed that JFK High School staff provided grass cutting for the school but noted that the landlord should be responsible for the maintenance at the school. Mr. Fernandez agreed and said that he would look into it.

In addition to his written report to the Board, the Superintendent provided highlights and updates.

Budget Reductions - Mr. Fernandez stated that budget issues have been dominating the Department's focus and attention. In regards to the budget reductions, Mr. Fernandez mentioned the Phase I reductions were communicated with all employees and the decision from the Finance & Budget Committee to hold community meetings. After the community meetings are held, the Board will make a decision on further actions that need to be taken. Mr. Fernandez mentioned his recommendation to hold a special meeting on March 13 to give the Legislature time to act on the bills that were brought before the Legislature.

Ms. Lou San Nicolas mentioned that she was concerned about the special meeting to approve that Head Start grant application. She clarified that the program director made the request so that the grant application be approved before their travel takes place.

Mr. Fernandez agreed that the grant should be added to the agenda. Mr. Mendiola concurred.

Guahan Academy Charter School Update – Mr. Fernandez gave a brief overview of the situation at Guahan Academy Charter School (GACS). He mentioned that GACS received an eviction notice the week before. The landlord decided to give GACS an extension up until June 30th to allow the school to complete the school year. He went on to mention that the Charter School Council will be meeting to review the charters and noted that these issues may continue to surface.

Mr. Crisostomo shared his concerns about liability to the department because of the overdue rent owed to the landlord. Mr. Mendiola stated that they are going to let the Charter School Council address the issues at GACS.

Mr. Crisostomo also questioned the possibility of all GACS students returning to DOE. Mr. Mendiola mentioned that he attended a Charter School Council meeting and that GACS was instructed to work with DOE to make sure transition occurs smoothly should students return to DOE.

Mr. Ada shared his concerns about the enrollment and withdrawal of students at GACS returning to DOE and the issue with GACS enrolling more students than they are authorized to do by law.

Ms. San Nicolas emphasized the need for timelines for GACS to transition all students so that when the school year starts for DOE the schools are ready to receive them.

Mr. Mendiola assured everyone that the deputies are working with GACS to ensure a smooth transition.

Mr. Ada moved, seconded by Ms. San Nicolas, to accept the Superintendent's Report and Communication as presented. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

V. Ex-officio Member Reports

1) IBOGS – No report. Mr. Mendiola acknowledged Mr. Samelo for submitting comments for the budget. Mr. Fernandez also commended the IBOGS for meeting with Sodexo and providing input on the meals being served at the schools.

Mr. Mendiola also mentioned that he was invited by the IBOGS to a meeting at Southern High School to discuss some of the issues and challenges. Mr. Mendiola mentioned that he brought up the issue of graduation attire and tasked the IBOGS to come back to him with solutions on that issue. He stated that the Board leaves it up to IBOGS to decide if there are any policy changes that need to be considered on graduation attire or any other issues discussed.

2) GFT – No report. Mr. Fernandez informed the Board that the Department has been meeting monthly with the President of GFT to get their input on the current budget issue. He stated that they are in the midst of scheduling a Collective Bargaining Agreement (CBA) meeting to go over the CBA and think through the FY19 and issues that we will be facing budgetarily.

3) Mayor's Council of Guam – No report.

VI. Unfinished Business

1) Executive Committee

a) Committee Assignments/Updates – Mr. Mendiola issued appointment letters to all chairs of the committees and stated that he wanted to maintain the committee assignments of all the current board members.

i. **Organization Efficiency and Development Committee Chairwoman** – Vice Chair, Maria Gutierrez
ii. **Fiscal Management Committee Chairman** – Chairman, Mark Mendiola
iii. **Instructional and Academic Support Committee Chairwoman** – Member, Lourdes Benavente
iv. **Safe and Healthy Schools Committee Chairman** – Member, James Lujan

Mr. Mendiola asked that any actionable items come from the committees.

Mr. Ada moved, seconded by Ms. Gutierrez, to accept the committee appointments. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

b) Strategic Plan Update – Mr. Crisostomo informed the Board that he met with Dr. Zeni Natividad and the Superintendent the week before to discuss the plan for getting the Strategic Plan off the ground. The Superintendent support Mr. Crisostomo's request to received data from Dr. Zeni so that they can

reevaluate the existing goals for the Strategic Plan. He strongly recommended that the Board takes a look at the existing goals. He stated that the attainment of the goals depends on where we started four and half years ago. He commented that he has been requesting the information for some time already, and that we won't know where we're going if we don't know where we started. Mr. Crisostomo requested that this topic be on the agenda for the next couple of meetings or possibly at the next board retreat.

Mr. Mendiola asked the Superintendent to provide the data to Mr. Crisostomo and mentioned that he would send out a request for a board retreat.

Mr. Fernandez agreed and stated that the commitment was to provide four year data on goals one and two. He mentioned that Dr. Zeny needed to do some reformulation to make the data easier to sort through. He also thanked Mr. Crisostomo for his recommendation to meet with Ms. Sam Mabini again to get Department of Labor involved.

c) NASBE Legislative Conference Travel Approval – Mrs. Gutierrez stated that the Board needed to approve the travel of Dr. McNinch to attend the NASBE Legislative Conference. She noted that because of budget constraints, two other board members would not be attending the conference. Mrs. Gutierrez explained that the Board has a Professional Development Account (PDA) that is used to pay for travel. The PDA currently has about $3,000. NASBE will pay $750 for Dr. McNinch's travel because he is on the Board of Directors, the balance due will come out of the PDA funds. Ms. Gutierrez explained that full payment is made up front and upon Dr. McNinch's return, NASBE will reimburse the $750 to the PDA funds. She went to explain that NASBE is also covering two nights at the hotel and all other expenses could be submitted to NASBE for reimbursement. She clarified that no local funds would be used to fund the trip.

Ms. Gutierrez moved, seconded by Mr. Ada, to approve the travel for Dr. McNinch to attend the 2018 NASBE State Board of Education Legislative Conference in Washington, DC from March 4th to March 6th.

Mr. Mendiola congratulated Dr. McNinch for being on the Board of Directors and noted that he believes it will be a great opportunity for the Board to get a grasp on what is going on, on the federal side. To understand more about the federal dollars that are coming towards the Department.

Mr. Ada commented that he was happy to hear it when Mrs. Gutierrez stated that two other board members would not be attending the conference because of budget constraints. He also stated that he hopes this board will continue to take a serious look and restrain from sending more than one individual to these conferences. He went on to say that the Board, from the very top has to show that it is doing its part.

Mr. Mendiola agreed and commented that he is the chair of the budget and finance committee and right now that is on the table and they are considering it.

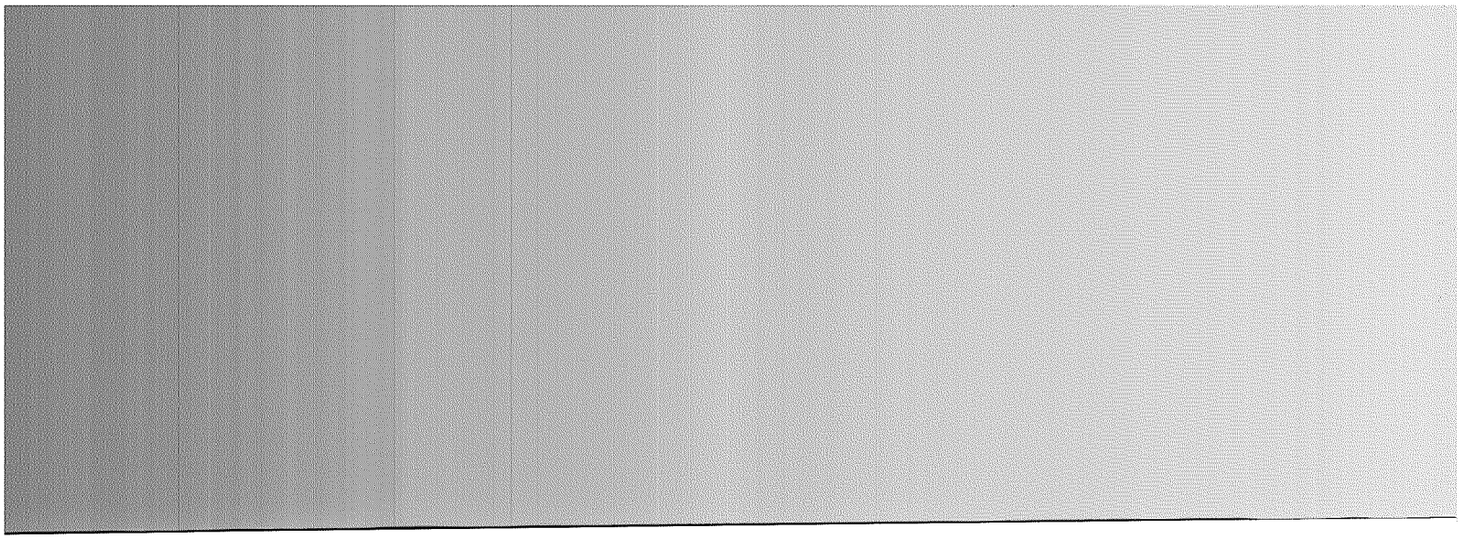
The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

2) Instructional & Academic Support Committee

Ms. San Nicolas stated that there have been numerous work sessions to focus on the preparation of the Head Start Grant Application. Some issues discussed during the work session was how they could accommodate students on the waiting list. She explained that they have been working with Region IX to improve the rating of the criteria that needs to be followed.

a) Head Start Program Director's Report

Ms. Schroeder stated in her report she attached the point system that is based on their community assessment with their parents and the community as a whole as to what their challenges are. Region IV



wanted the Head Start Program to be more clear on how they [redacted] points so that they would serve the highest risk families. The priority for Head Start is the homeless, the foster children and then high-risk children.

Ms. Schroeder announced that tentatively they will be having a guest from Region IV on March 6th and 7th to work directly with the program design and management of the program, which includes the Board and the operations within the grant.

Mr. Lujan moved, seconded by Ms. San Nicolas, to accept the Head Start Program Director's Report. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

3) Organizational Efficiency and Development Committee

Ms. Gutierrez stated that there was a work session held yesterday. Mr. Lujan attended the work session and said that issues brought up during the March meeting so that they could be resolved between now and March. Mr. Mendiola clarified that Ms. Gutierrez was referring to issues that were brought up regarding the Nepotism Policy.

4) Fiscal Management

a) FY 2018 Budget Reductions – Mr. Mendiola recapped some events that had occurred within the past few weeks in which the Board and the Superintendent held multiple meetings with the community and shareholders.

Mr. Mendiola announced that he was going to discuss an item that was listed under New Business in the agenda, Discussion on Bill 244-34/245-34.

Mr. Lujan moved, seconded by Mr. Ada to accept the Resolution Relative to Providing Comments on Bills 244-34 and 245-34, Initiatives to Offset Anticipated Revenue Losses under the Tax Cuts & Jobs Act of 2017.

Mr. Mendiola stated that the Board received both bills and asked the Superintendent to do an analysis on both bills. The analysis was provided to the Board during a work session that was held. The resolution takes the position that the Department supports the Governor and Speaker Cruz's bill. He stated that certain parts of different bills needed to be taken into consideration. Mr. Mendiola then went on to read part of Resolution 2018-003. Mr. Mendiola went on to ask for support from the board members.

Mr. Ada went on the record to say he is in support of Bill 245-34 but noted that Bill 244-34 did not include autonomous agencies. He stated that it has caused issues with moral in his department and he brought up concerns of employees having to possibly pay back increments received.

Mr. Mendiola stated that he and the Superintendent would be providing testimony for the bills.

Mr. Fernandez commented that his testimony and the Chairman's testimony would be aligned with each other. He also noted that the Department would continue to make reductions to our budget. He commented on the difference between the two bills.

Ms. San Nicolas went on record to say that we must protect our employees from any adversities that would impact their salaries. She went on to say that employees are working really hard at the schools that are up for accreditation, doing the best they could to make sure their schools are ready. She also commented that high schools are already preparing for graduation and emphasized that we must protect our employees.

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

Ms. Gutierrez asked what time the hearing was scheduled for at the Legislature tomorrow.

Ms. Fernandez clarified that they informed the Legislature that they could testify at 2 pm tomorrow.

b) Update on Guahan Academy Charter School – Discussed earlier.

5) Ad-Hoc committee on Board matters – To be discussed during executive session.

VII. New Business

1) Discussion on Bill 244-34/245-34 – Discussed earlier.

The Board moved into Executive Session at 7:20 p.m.

The Board rose from Executive Session at 7:55 p.m.

Ms. San Nicolas moved, seconded by Mr. Ada, to accept the Attorney General's information and guidance relative to the ethics complaint filed by Mr. Barry Mead against GEB Members James Lujan and Dr. Ron McNinch. The Board considers this matter resolved. The Board voted by voice and approved the motion with a vote of 5 – Yes and Mr. Lujan and Dr. McNinch abstaining from voting. The motion passed.

VIII. Announcements and Adjournment

Mr. Ada moved, seconded by Ms. San Nicolas to adjourn the meeting. The motion passed.

Mendiola moved to adjourn the meeting at 7:42 p.m.

MINUTES SUBMITTED BY:

_____ **Date:** _____

LEILANI M. B. CRUZ
Administrative Officer

MINUTES OF FEBRUARY 20, 2018 REGULAR BOARD MEETING:
( ) Approved as submitted
( ) Approved subject to corrections
( ) Other: _____

_____ _____

MARK B. MENDIOLA
GEB Chairman

JON J. P. FERNANDEZ
Executive Secretary/GDOE Superintendent

Date: _____ **Date:** _____

GUAM EDUCATION BOARD

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Jon J.P. Fernandez
GDOE Superintendent

8th GUAM EDUCATION BOARD
SPECIAL MEETING
Tuesday, March 13, 2018
6 pm
Multimedia Room, JFK High School

MINUTES

I. MEETING CALL TO ORDER

Mr. Mark B. Mendiola, Chairman, called the meeting to order at 6:04 p.m.

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:
Mendiola, Mark B. – Chairman
Gutierrez, Maria A – Vice Chairwoman
Ada, Peter Alecxis
Benavente, Lourdes M.
Crisostomo, Robert
Lujan, James C. – via teleconference
McNinch, Dr. Ron L.

Non-Voting Members:
Bukikosa, Luke (GWHS) - IBOGS Representative
Sharma, Sanjay - GFT Representative
Matanane, Rudy M. - Yigo Mayor and MCOG education liaison*

Legal Counsel:
Nasis, Jesse

Absent:
San Nicolas, Lourdes B.- Excused
Mandapat, Audrey P. (SSHS) - GFT Representative - Excused
Samelo, Ernie (SHS)- IBOGS Representative – Excused

**Arrived after roll call.*

The Superintendent announced that seven (7) members of the Board were present, constituting a quorum.

Mr. Mendiola clarified that usually during regular meetings there is opportunity for public comment but because it was a special meeting they would just go into the order of business.

Mr. Mendiola stated that he was going to move New Business up, to address the Head Start Grant Application and then that he would move into item three, the FY18 Budget Reductions Proposal.

II. New Business

1) Head Start Grant Application

Ms. Benavente stated that the final version of the Head Start Grant Application took into account the GEB Head Start Committee recommendations, the Policy Council recommendations and the most recent information provided by Technical Assistance from Region IX. Ms. Benavente pointed out that the most recent changes to the Grant Application were provided in a memo from the Head Start Program Director on March 11, 2018. The memo outlined the specific changes that were made to the previous drafts.

Ms. Schroeder stated that it was mentioned at the various work sessions and with the Council that Head Start was looking at improving their organizational structure and making changes to their staffing pattern. She explained that, because they were not going to be expanding the classrooms to a full day this year, they took three of the limited term, part time aide positions and converted them to a Program Coordinator I who would focus on service coordination such as mental health, disability and parent engagement. With the remaining funds, the Policy Council requested that the funds be moved to supplies for the classroom. This allowed for the program to increase funding for substitutes and allow for a Head Start Mentor Coach stipend.

Ms. Gutierrez asked for clarification, questioning whether the conversion of the salary for the three aides would completely cover the salary of the Program Coordinator and an additional substitute.

Ms. Schroeder clarified that it would.

Mr. Mendiola stated for the record that Ms. Lou San Nicolas worked very hard on trying to support and provide guidance to the Head Start Director. He went on to state that he believes that this program really helps our children and he hopes that we get the support and the renewal of the grant.

Mr. Ada moved, seconded by Ms. Benavente, to approve the Head Start Grant Application. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Mr. Mendiola recognized Mayor Rudy Matanane for joining the meeting.

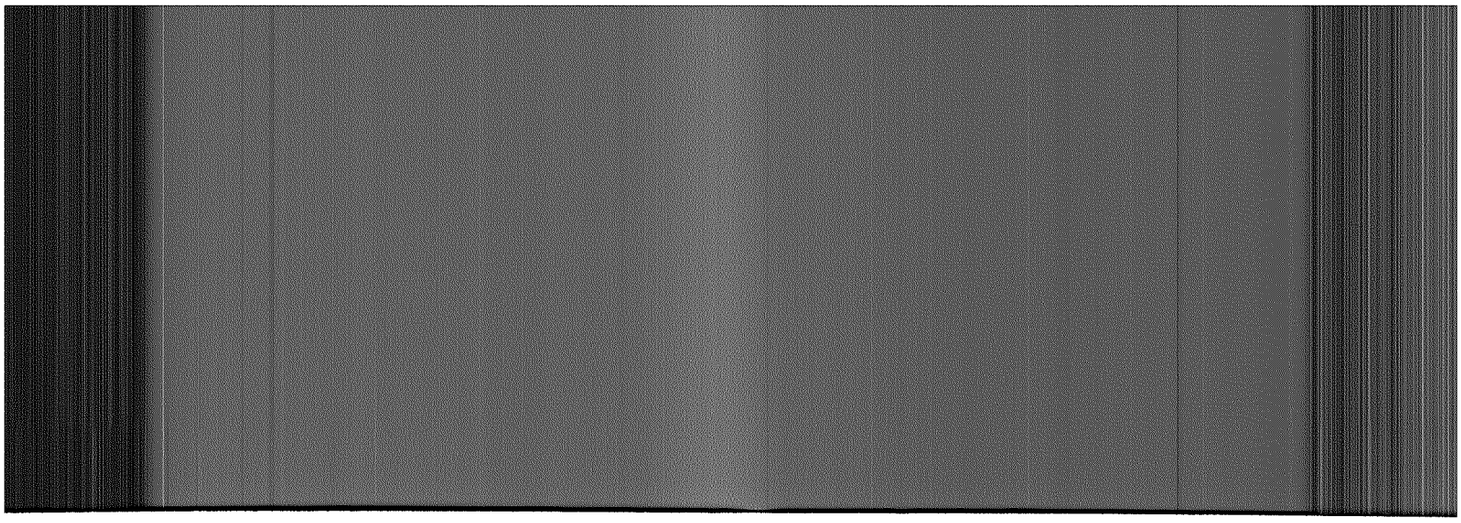
III. Unfinished Business

1) FY 18 Budget Reductions

Mr. Mendiola gave a brief overview of the different meetings that the Finance and Budget Committee, along with the Superintendent, have held within the past weeks.

He explained that the Superintendent prepared a letter with a request and he would like to give the Superintendent the opportunity to present his proposals and discuss the resolution.

The Superintendent stated that yesterday they released the plan for Phase II and Phase III reductions in the event that we do not have revenue solutions for the existing budget situation of the Department. He stated that part of that was to inform the Board and to inform the employees about the possibilities should we continue to go down that route. He stated that we are witnessing a cash shortfall that will continue to grow over time if we are unable to sustain the cash released from DOA. When we responded to the pro-rata reductions that were provided in the BBMR circular, we started out Phase I reductions that achieved a $12



million savings by fo[redacted]ing spending that had been planned. As a [redacted]lt, we see things like the delay in the Prekindergarten expansion, funds from the Textbook, Library, Limited Gaming and Healthy Futures Funds being redirected into core operations. He went on to say that we are working with the schools and divisions to reduce utility costs, and we are working on reducing contracts. In addition, we are continuing the hiring freeze at central office as well as assistant principal positions. Also announced was the delay of hiring of more substitute teachers until October 1, 2018. He explained that we thought we had done enough and we are waiting for revenue solutions but short of that, we have outlined what might have to happen if cash is not available to support the operations. Mr. Fernandez went on to explain the components of Phase II and Phase III.

Phase II would provide savings of $2.8 million dollars. The key points in addition to the continued deeper cuts into contracts and operations was trying to reduce the reliance of on-call substitute teachers for the remainder of the school year. Another proposal was extending the hiring freeze to school based positions unlike before, where it was only central office positions.

Phase III includes deeper cuts but would allow the Department to get to the remaining five million dollars savings. Mr. Fernandez stated that he reviewed the process for implementing a furlough. The process requires that GDOE look at all operational areas and making those cuts as much as possible before impacting personnel. The two proposals put out there were to shut down school operations after the instructional day. Also, Mr. Fernandez stated that he is asking the Board to consider delaying the start of the next school year until October 1st should we need that opportunity to make sure that we are meeting our budget targets. He stated that finally, what he is asking the Board to do, is authorize the implementation of a furlough following the procedures outlined in our agency's rules and regulations. He clarified that he is asking for authorization to initiate the furlough process, based on our rules and regulations, and we are required to issue a 90 day general notice to all employees before we can implement the furlough. He continued that the time frame in place looks like a furlough would take place during the summer so the impact should only be felt by the 12-month employees. He emphasized that the Department does not want to go in this direction but he is asking for the Board to consider all the tools and options available to deal with the worst case scenario if the cash crisis continues. He stated that the request outlines all the efforts and official documentation to get through this budget situation, to include work sessions, meetings with the community, interaction with the Legislature and the Governor. It is a request to start the process once we have the Board's approval.

Mr. Mendiola asked the Superintendent to clarify "authorization" versus "implementation".

The Superintendent explained that according to our rules, the Board has to authorize the implementation of a furlough as the initial step, but it does not mean that it starts right away, or that the 90 days starts right away. He explained that what it means is that the Board has taken the first step that would allow the Superintendent to take the next step which is the actual issuance of a general notice. The Superintendent clarified that even though the Board authorizes the furlough today, he asks for the opportunity to continue to work for other solutions or to work on the details of the furlough. The date that he's looking at, in order to hit a July 1st deadline, means that the notice would have to go out by April 2nd. He stated that he's hoping for the process by which he can continue to work with the Board and the GFT and other stake holders to work through and answer any questions prior to the implementation.

Mr. Mendiola then read Resolution 2018-004 into the record.

Ms. Gutierrez, with her deepest reservation moved, seconded by Ms. Benavente, to approve Resolution 2018-004 – Resolution to Affirm the GDOE's Austerity Measures and Budgetary Cuts in Response to Anticipated Revenue Losses Under The Tax Cuts & Jobs Act Of 2017 and to Authorize the Superintendent to Initiate the Furlough Process for Employees and to Commence Planning for a Delayed 2018-2019 School Year Start on October 1, 2018, in Light of the Impact of the Current Budgetary Crisis.

Mr. Sanjay Sharma (fr GFT) questioned whether the savings from delayed start of the school year be then passed on to the next school year. He asked, whether whatever amount is saved from the delayed start would it not be a cost for the next fiscal year?

Mr. Fernandez explained that the savings that are achieved due to the late school start are mostly calculated on the basis of not having to call on our limited term employees, who would normally be working at the start of the school year. There would be savings this fiscal year and based on how we work through the calendar for the next fiscal year. He stated that we have already factored in all the operational expense savings, and we did not calculate any savings in teacher pay. We are not anticipating impacting teacher pay, just limited term employees, to include substitute teachers, limited term teachers, and retired teachers.

Mr. Sharma clarified if full time teachers would not face any pay reductions from the start of the school from August to October. Mr. Fernandez clarified that we have not calculated any of the proposed savings from a cut in teacher pay but he is asking the Board, if this is approved, to give him time to work with the GFT through the Calendar Committee to determine the details of the calendar and the details of the pay schedule. He stated that at this point we are not anticipating any savings from the teacher pay but that we need to work out the details.

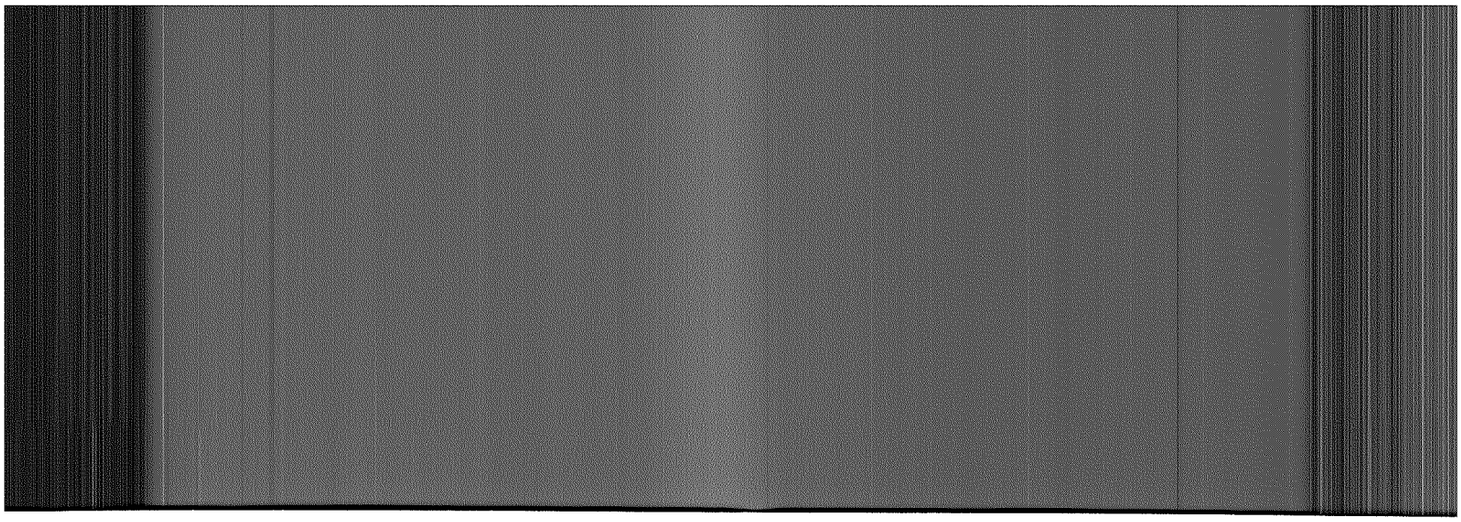
Mr. Ada stated that the situation that the department is currently in is not a threat, it is real. He reiterated Ms. Gutierrez's sentiment about not wanting to have to go through with the resolution, but that it was necessary to be prepared. He said it is very painful, but he must agree with the resolution but he hopes that the Legislature will come up with a solution and we will not have to implement it.

Ms. Gutierrez asked whether in the event that the Legislature passes the bill, will the resolution be dissolved and rescinded? Mr. Fernandez clarified that if we had to implement a July 1st furlough, the target date would be around April 2nd, but what we're hopeful for as we work on the details of the worst case scenario we're going to be looking for a solution from our elected officials and continue to press them. He stated that he wants the public to know that this is not the determination that we are headed down this path, this resolution provides us with the options on the table to give us the tools to address the budgetary situation. He stated that because of the 90-day notice he is asking the Board to give the authority now so that in 90 days once we assess the situation, we'll know better of what we need to do. He went on to say that it is our hope that the Legislature will pass a bill that would mean that we do not have to take further cuts into the department so that we won't have to furlough our employees. Mr. Fernandez stated, the answer is yes, it is my intent that if we can have some revenue relief that addresses our budgetary situation, then no, we would not move further with the furlough.

Dr. McNinch thanked the community members for being present. He stated that the resolution addresses the "what if they don't fix the problem". He said the issue of funding is a whole bunch of details but he thinks the real issue is much simpler than that. He stated that he would like to ask the Legislature to please take the Guam Department of Education off the table and simply say that it is not going to be affected by what they are doing. Take us off the chopping block because education is an Organic Act function and it is a basic function of government.

Mr. Crisostomo added that all it takes is for the Legislature to act, if that is done we can avoid this road we're going down. Besides the furlough and the resolution today, not only are we going to close operations after school, we're going to have to close schools. That would mobilize the education community. We close schools in those villages, people get upset. It is not the Board of Education's intent to close schools because we want to, we're going to have to close schools because we need to. Students are going to have to move.

Mayor Mantanane stated that he agreed with Ms. Gutierrez when she stated that we have to make decisions that are going to hurt, and he agreed with Dr. McNinch about taking DOE off the chopping board.



He stated that we need to be realistic because before the Legislature takes DOE off the chopping board, they're going to have to take care of the hospital. He said he supports DOE but realistically before they take DOE off the chopping board they have to consider what they're going to do with the hospital but he prays that it won't come to that and he hopes the Legislature and the Administration work together.

Luke Bukikosa from IBOGS commented that the main thing that was covered in the resolution was the furlough to employees. He stated that he agreed, the employees work so hard for the students. He believes that not only the employees will be affected but the students will also be affected. He questioned, if we're not funding our schools how are the students going to have a future. He invited everyone to join the IBOGS down at the Congress building at 3:30 pm tomorrow to show support and voice their opinions. He talked about the cuts this year and possibly next year. He talked about the possible cuts to after school functions and later cuts to IIAAG sports, which are the only escape for some students.

Mr. Mendiola stated that he would be there with the IBOGS to show support and invited everyone to come. He continued to express his support for the Department as a parent and as a board member. He also clarified that just because these options are on the table, it doesn't mean that they cannot take it off the table. He said this is the time that we as a department can rise and demand the attention that we deserve.

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

Voting Members:	**Vote:**
Ada, Peter Alecxis	Yes
Benavente, Lourdes M.	Yes
Crisostomo, Robert	Yes
Gutierrez, Maria A. – Vice Chair	Yes, with reservation
Lujan, James C. (Tele-conference)	Yes
McNinch, Dr. Ron L.	Yes
Mendiola, Mark B. – Chairman	Yes

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

Mr. Mendiola then stated that with the approval of this resolution he would like to create an Ad-Hoc committee to work with the Superintendent to address the finer details of the austerity plan and the delayed school opening. He asked that the Superintendent reach out and include the ex-officio members in the committee. He then appointed Mr. Robert Crisostomo, Dr. Ron McNinch, Mr. Peter Ada and Ms. Lou San Nicolas to the committee and requested that the committee provide to the Board within sixty days or earlier, a plan that would detail how we will proceed with respect to the furlough and the delayed opening of the school. He reassured the community that if the Legislature and the Governor come to the aide of DOE then they would take this item off the table.

He mentioned the upcoming board meeting on March 27, 2018 and stated that he hoped we would be able to get the reprieve we need from our elected leaders.

Ms. Gutierrez moved, seconded by Ms. Benavente, to approve the Ad-Hoc Committee. The Board voted by voice and approved the motion with a vote of 7-0. The motion passed.

Ms. Gutierrez requested to go into executive session. Mr. Mendiola stated that he preferred to wait till the next meeting and would address it then.

IV. Announcements and Adjournment

Ms. Gutierrez moved, seconded by Ms. Benavente, to adjourn the meeting. The motion passed.

Mendiola adjourned the meeting at 7:09 p.m.

MINUTES SUBMITTED BY:

_____ Date: _____

LEILANI M. B. CRUZ
Administrative Officer

MINUTES OF MARCH 13, 2018 SPECIAL BOARD MEETING:
( ) Approved as submitted
( ) Approved subject to corrections
( ) Other: _____

_____ _____

MARK B. MENDIOLA
GEB Chairman

JON J. P. FERNANDEZ
Executive Secretary/GDOE Superintendent

Date: _____ **Date:** _____

Communications

3340 Peachtree Road . Suite 1780 . Atlanta, GA 30326
office 770-538-1801

February 20, 2018

The Honorable Benjamin J. F. Cruz
The Honorable Frank Blas Aguon, Jr.
The Honorable Joe S. San Agustin
34th Guam Legislature
163 Chalan Santo Papa
Hagatna, Guam 96910

Dear Mr. Speaker, Senator Aguon and Senator San Agustin:

Thank you for the opportunity to provide GEFF's testimony on February 14, 2018 at the second public hearing for Bill 204-34. As stated we are in support of Bill 204-34 but believe that our proposed revisions will clarify and provide GDOE with the flexibility to move the procurement forward in a manner that minimizes risk of protest.

At the hearing there seemed to be some confusion about how GovGuam will cover the costs of the programming and design of the new school before the financial closing. GEFF covered those costs on the 4 leased schools we developed hand-in-hand with the government and again on the Okkodo expansion. If the development of the new Simon Sanchez High School is done in a similar manner then GDOE would be relieved of the burden of including those costs in its budget and could free up the $5,051,977 annual funds previously allocated by the legislature for current GDOE operations.

As additional testimony we feel strongly that the legislation should provide for the following important features:

1. Engage a professional single point of contact at the outset of Phase 1 to take on many of the technical responsibilities that GDOE staff has limited time or experience to manage and to lead the design and pre-development process with GDOE's oversight and input.
2. Authorize the lead entity to provide the financing for the project including Phase 1 and Phase 2 with the able assistance of GEDA.
    a. This entity can provide the pre-closing funding and thus free up GovGuam appropriations needed to pay these costs over the next two years.
    b. The authorization of financing in the initial solicitation would allow various funding options to be explored and financing documents to be near final at the time of the IFB for construction services thus providing for tighter, more competitive bids from multiple contractors and fewer basis for protests.
3. GDOE would first utilize an RFP and contract with a single point of contact to provide professional services to program, design, finance etc. to minimize the potential for multiple protests with multiple procurements for professional services.

4. Once plans and specifications have been completed and the financing plan is certain Bill 204 should enable DOE and the lead point of contact to conduct a second IFB procurement for construction. This would take the mystery out of whether interest rate or lease payment is the appropriate metric because the award of the construction contract will be based on lowest price (cash) from a responsive contractor.

These changes can be implemented with minimal edits to the Mark Up version of Bill 204-34 and as a convenience we have attached a copy of the Mark Up version of Bill 204-34 with our suggested changes.

Partnering with the private sector has proven to be an effective way for GDOE to leverage resources to build, finance, insure and maintain schools for over 10 years. By passing Bill 204 as amended the legislature can authorize GDOE to issue an RFP for a professional team that can carry out the procurement of a new Simon Sanchez High School in a proven systematic way.

Thank you.

With best regards, we remain,

Cordially yours,

Philip J. Flores
Director

Attachment

Cc: Jon Fernandez, Superintendent
Mark Mendiola, Chairman Guam Board of Education

GLFF Comments

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018~~7~~ (SECOND~~FIRST~~) Regular Session

Bill No. 204-34 (COR)
MARK-UP VERSION

Introduced by: FRANK B. AG O
Joe S. San Agustin

AN ACT TO *AMEND* §§ 58D103(l) ~~AND (m)~~, 58D105~~(a)~~, 58D109, AND 58D112, AND TO REPEAL 58D103(m) ~~AND *ADD A NEW* § 58D105(e)~~, ALL OF CHAPTER 58D, TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO DESIGNATING THE GUAM DEPARTMENT OF EDUCATION (GDOE) AS THE PROCURING ENTITY FOR PURPOSES OF ANY SOLICITATION RESPECTING THE CONSTRUCTION AND/OR RENOVATION OF SIMON SANCHEZ HIGH SCHOOL UNDER A LONGTERM LEASE-BACK, CHANGING DEFINITIONS RESPECTING RESPONSIVENESS, AND AUTHORIZING GDOE TO SOLICIT FOR ARCHITECTURAL AND ENGINEERING DESIGN, DEVELOPMENT OF A COMPREHENSIVE CAPITAL IMPROVEMENT PLAN, CONSTRUCTION MANAGEMENT, PURCHASE OF COLLATERAL EQUIPMENT, AND LONG-TERM CAPITAL MAINTENANCE PLANNING.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Organic Act of Guam mandates the government of Guam to provide *"an adequate public educational system of Guam, and to that end shall establish, maintain and operation publics schools according to the laws of Guam."* ~~Section 29, Organic Act of Guam.~~ 48 U.S.C.A. § 1421g(b). Guam law defines an adequate

public educational system as one that requires an education provided in a healthy, safe and sanitary learning nvironm nt. 1 GCA §71 (k) and (l).

I Liheslaturan Gu ı f f n i liate need to protect the substantial interest of the y v equate public educational system to the students, par , chez High School.

I Liheslaturan Guåhan further finds that the Governor of Guam, *I Liheslaturan Guåhan,* Guam Department of Education, the students, parents, and faculty of Simon Sanchez High School all have a genuine vested interest in the construction of Simon Sanchez High School.

I Liheslaturan Guåhan further finds that numerous attempts to change the procurement solicitation process for the construction of a new Simon Sanchez High School have been made, with the most recent attempt being Public Law 34-19. Public Law 34-19 changed the solicitation process from a Request for Proposal solicitation to a general solicitation.

I Liheslaturan Guåhan further finds that the execution of the solicitation process for the construction of a new Simon Sanchez High School by the Department of Public Works resulted in another protest.

I Liheslaturan Guåhan further finds that after numerous protests against the Department of Public Works regarding the solicitation of the construction of a new Simon Sanchez High School, it would be in the best interest of all stakeholders to designate the Guam Department of Education as the procuring entity. ~~Furthermore, if a protest against the Guam Department of Education should arise, authorization must be granted to the Guam Department of Education, after consultation with and the written concurrence of the Attorney General or designated Deputy Attorney General, to make a written determination that the award of the contract without delay is necessary to protect substantial interests of the Territory.~~

It is, therefore, the intent of *I Liheslaturan Guahan* to designate the Guam Department of Education as the procuring entity for purposes of any solicitation respecting the construction and/or renovation of Simon Sanchez High School under a long-term lease-back.

Section 2. § 58D103(l) of Chapter 58D, Title 5, Guam Code Annotated, is *amended* to read as follows:

"(l) Responsive offer *shall* mean an offer that conforms, at bid opening, in all material respects to the solicitation. ~~A responsive offer is an offer that unconditionally undertakes to provide the education facility the government intends to acquire as specified in the solicitation, and only on contract terms and conditions as are materially consistent with those specified in the solicitation, and that includes a complete breakdown of the project cost to include, at a minimum:~~

~~(1) hard construction costs;~~

~~(2) soft costs including management, development, and other related project fees; and~~

~~(3) the annual lease payment schedule identifying any financing, insurance, and maintenance costs and terms.~~"

Section 3. § 58D103(m) of Chapter 58D, Title 5, Guam Code Annotated, is hereby *repealed.*

~~"(m) (1) Responsive *shall* mean conforming in all material aspects to the purchase description and contract terms contained in the solicitation.~~

~~(2) A nonconforming offer is nonresponsive if it contains a material noncompliant term or condition that is in any respect prejudicial to other offerors, that is, the effect of such noncompliant term or condition on price, quantity, quality, delivery, or contractual terms specified in the solicitation is more than negligible.~~"

Section 42. § 58D105~~(a)~~ of Chapter 58D, Title 5, Guam Code Annotated, is *amended* to read as follows:

"(a) The ~~government of Guam or an education agency~~ Guam Department of Education *shall* solicit ~~through the Department of Public Works~~, in compliance with the Guam procurement law, for the design, construction management, renovation or construction of the education facility under a thirty (30) year lease-back arrangement, together with insurance and maintenance of the education facility over the lease-back period, according to its ~~the~~ needs ~~of the education agency~~ and consistent with this Chapter.

(1) The solicitation *shall* specifically state the minimum specifications that will be required for a submitted proposal to be considered.

(2) The determination of responsible offerors and responsive offers *shall* be made by an evaluation committee comprised of the Superintendent of the Department of Education, serving as Chairman, and including the Director of the Department of Public Works or Deputy Director, the Director of Land Management or Deputy Director, and the Administrator of the Guam Economic Development Authority or Deputy Administrator. ~~a selection committee comprised of the Superintendent of the Department of Education, serving as Chairman, and including the Director of the Department of Public Works or Deputy Director, the Director of the Department of Land Management or Deputy Director, the Administrator of the Guam Environmental Protection Agency or Deputy Administrator, and the Administrator of the Guam Economic Development Authority or Deputy Administrator the Guam Department of Education~~.

(3) The committee ~~committee~~ ~~Guam Department of Education~~ *shall* evaluate offerors and offers received based on the requirements set forth in the solicitation for renovation or construction of the education facility. Upon

completion of the committee's evaluation, the Superintendent shall issue the award.

(4) GDOE *shall* be authorized to solicit one or more entities to perform ~~any or all of~~ the following ~~related activities~~: architectural and engineering design; development of a comprehensive capital improvement plan; construction management; purchase of collateral equipment; and long-term capital maintenance planning.

(b) The award of the contract *shall* be based upon a responsive offer submitted by a responsible offeror that ~~is responsive to the solicitation and~~ offers the lowest annual leaseback payment ~~rate~~ to the government of Guam for a fixed thirty (30) year term.

(c) ~~The~~ solicitation for the renovation or construction of a new Simon Sanchez High School on the existing site, which may include demolition of such portions of the existing facility as necessary, *shall* be issued within forty-five (45) days ~~thirty (30) days of enactment of this Act for the renovation or construction of a new Simon Sanchez High School on the existing site, which may include demolition of such portions of the existing facility as necessary~~ of completion of the architectural and engineering design for the new Simon Sanchez High School.

~~(d)~~ (e) Notwithstanding any other provision of law, the solicitation for the renovation or construction of the education facility to be located at the existing site of Simon Sanchez High School, together with insurance and maintenance of the education facility over the lease-back period, *shall* not be combined with other procurement pursuant to Public Law 32-121 (the repair and maintenance of 35 other schools)."

~~**Section 4.** A new § 58D105(e) is *added* to Chapter 58D of Title 5, Guam Code Annotated, to read as follows:~~

Suggested Revisions to Bill 204-34 Mark Up

Rider #1 page 5

(d) The award of the contract for construction shall be based upon an Invitation for Bid that results in a responsive offer submitted by a responsible offeror that provides the lowest costs to the Government of Guam.

Rider #2 page 5

and to avoid any conflict of interest the successful offeror in the initial solicitation for planning, design and financing activities must be separate and unrelated to the successful offer for the renovation or construction.

~~"(c) Notwithstanding any other provision of law, rule, or regulation, in the event of a timely protest under 5 GCA § 5425(a), or under 5 GCA § 5480(a), the Guam Department of Education *shall not* proceed further with the solicitation or with the award of the contract prior to final resolution of such protest, and any such further action is void, unless:~~

~~(1) The Department of Education, after consultation with and the written concurrence of the Attorney General or designated Deputy Attorney General, makes a written determination that the award of the contract without delay is necessary to protect substantial interests of the Territory."~~

Section 5. § 58D109 of Chapter 58D, Title 5, Guam Code Annotated, is *amended* to read as follows:

"Rental payments under the lease and the lease-back, as well as funding required to support the activities set forth in § 58D105(a)(4), may be secured by the government of Guam pursuant to § 22425(q)(4) and (6) of Article 4, Chapter 22, ~~Division 2,~~ Title 5, Guam Code Annotated. Any amounts pledged as provided in this Section are hereby continuously appropriated for the purpose of making lease-back payments, but any amounts only reserved as provided in this Section, and not pledged, shall be subject to an annual appropriation for the purpose of funding the activities set forth in § 58D105(a)(4) and making lease-back payments. Any such pledge or reservation authorized hereunder shall be valid and binding from the time the pledge or reservation is made, and shall be limited to the sum of Five Million Fifty-One Thousand Nine Hundred Seventy-Seven Dollars and Ninety-Eight Cents ($5,051,977.98) per year during the pre-development, construction and lease-back period, as outlined in §§ 22425(q)(4) and (6) of Article 4, Chapter 22, Title 5, Guam Code Annotated~~, hereof~~. The revenues pledged or reserved

and thereafter received by the government of Guam or by any trustee depository or custodian *shall* be deposited in a separate account and shall be immediately subject to such reservation or the lien of such pledge without any physical delivery thereof or further act, and such reservation or the lien of such pledge shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the government of Guam or such trustee, depository or custodian, irrespective of whether the parties have notice thereof. The instrument by which such pledge or reservation is created need not be recorded."

Section 63. The first sentence in the first paragraph of § 58D112 of Chapter 58D, Title 5, Guam Code Annotated, is *amended* to read as follows:

"Prior to undertaking the work of renovating or constructing a new Simon Sanchez High School, the Guam Economic Development Authority, ~~the Department of Public Works,~~ the Guam Department of Education, and the developer or contractor ~~*shall* negotiate and~~ *shall* enter into a binding construction contract to renovate or construct a new Simon Sanchez High School in accordance with the Guam Building Code (21 GCA Ch. 67), and any other applicable requirements."

Section 74. Severability. If any provision of this law or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity *shall not* affect other provisions or applications of this law that can be given effect without the invalid provisions or application, and to this end the provisions of this law are severable.

Mayors' Council of Guam
Konsehelon Mahot Guåhan

March 22, 2018

Mr. Jon J.P. Fernandez
Superintendent of Education
Guam Department of Education
500 Mariner Avenue
Barrigada, Guam 96913

RECEIVED
MAR 23 2018
GUAM EDUCATION BOARD
TIME 9:17 am

Dear Superintendent Fernandez:

Buenas yan Hafa Adai! The purpose of this letter is to give your agency advance notice of our decision to request the Committee on Appropriations and Adjudication, *I Mina'trentai Kuattro Na Liheslaturan Guåhan* to reapproriate the funding allocation for Grass Maintenance for Schools from our Mayors' Council of Guam FY19 Budget to the Guam Department of Education.

Although we included a status quo request of $481,957 in our FY19 Budget for the Grass Maintenance for Schools, we did ask that during their deliberations in finalizing the FY19 Government of Guam Budget that this amount be given back to your agency. We will be assuming the oversight and responsibility of three (3) federally funded programs from the Department of Public health and Social Services effective April 1, 2018. This additional responsibility that would be added to the duties of our two (2) Clerk-Typists II, which makes up the total staffing providing accounting and procurement services to all our villages in our other programs, in addition to their clerical duties would be an added workload not commensurate with their current position title or pay. However, due to the emergency situation at hand are in providing services to our senior citizens, we have agreed to assume responsibility for the three programs identified below. This additional task along with providing accounting and procurement services for the Grass Maintenance for Schools as well as the mandated programs we have, will, in our opinion, require additional staff or a reclassification of the position titles of our two incumbent Clerk-Typist II's.

We feel that since your agency has a division solely mandated to provide accounting and procurement services for your operations, that that division can adequately maintain the Grass Maintenance for Schools appropriation. If not for the additional responsibilities of assuming operational control of the Adult Day Care Services, the Case Management Services, and the In-Home Services Program, we would have not come to this decision on the Grass Maintenance for Schools.

Ancient Latte Stones

P. O. Box 786, Hagåtña, Guam 96932
Office: (671) 472-6940, 477-8461 • Fax: (671) 477-8777
E-mail: mcogadmin@teleguam.net

If the Department of Public Health and Social Services is able to find another vendor to operate these programs for FY 2019, then our request may be moot. In the meantime, dependent on the decision of *I Mina'trentai Kuattro Na Liheslaturan Guåhan* this may become reality commencing October 1, 2018.

Your understanding of our situation is greatly appreciated.

Sinseramente,

ANGEL R. SABLAN
Executive Director

cc. Senator Benjamin J.F. Cruz, Speaker, 34th Guam Legislature
Mark B. Mendiola, Chairman, Guam Education Board
Mayors and Vice Mayors
File/Chrono

Ex-Officio Member Report

Unfinished Business/Committee Reports

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2018-005

Introduced by: Guam Education Board Members

RELATIVE TO APPROVING THE GRANTING OF ONE PHYSICAL EDUCATION (P.E.) CREDIT FOR JUNIOR RESERVE OFFICERS TRAINING CORPS (JROTC) COURSES AND FURTHER TO ALLOW GRANTING AIR FORCE JROTC STUDENTS A SCIENCE CREDIT AFTER COMPLETION OF FOUR YEARS OF JROTC WHERE A PE CREDIT HAS NOT BEEN GRANTED

WHEREAS, in February 1989, the Territorial Board of Education and the Director of Education, Ms. Anita Sukola, authorized high school students to substitute one (1) Physical Education (P.E.) credit for one of the years they were enrolled in Army Junior Reserve Officers Training Corps (JROTC); and

WHEREAS, since 1989, this directive to grant up to one P.E. credit for Army JROTC students, has continued to be followed; and

WHEREAS, Air Force JROTC and Marine Corps JROTC instructors requested the same opportunity to allow students enrolled in JROTC to receive up to one P.E. credit in line with the practice authorized for Army JROTC; and

WHEREAS, Air Force JROTC and Marine Corps JROTC curricula, provided by the respective instructors, incorporate physical training, health and wellness, nutrition, body systems and first aid; and

WHEREAS, the wellness component focuses on individual baseline improvements, healthy living choices and fitness levels from nationally calculated age and gender standards; and

WHEREAS, the physical activities and wellness exercises follow the regimen of the Presidential Physical Fitness Test which includes the mile walk/run, push-ups, sit-ups, V-stretch/reach, and the shuttle run; and

WHEREAS, numerous testimonies in support of granting P.E. credit for JROTC courses from John F. Kennedy High, George Washington High and Tiyan High School JROTC students describing the benefits the course has provided with respect to physical fitness, leadership skills and teamwork

practices were given at the December 20, 2017, and January 9, 2018, Guam Education Board work sessions; and

WHEREAS, high school principals expressed support for granting P.E. credit for the Air Force and Marine Corp JROTC program courses; and

WHEREAS, Air Force JROTC, in addition to being allowed to substitute one P.E. credit, is also requesting to continue to allow one Science credit for students who have taken four years of JROTC; and

WHEREAS, public testimony raised concerns regarding allowing one JROTC program to substitute both a P.E. and a Science credit;

NOW THEREFORE BE IT RESOLVED that the Guam Education Board supports granting one (1) P.E. credit for students who have completed two (2) years of Army, Air Force or Marine Corp JROTC; and

BE IT FURTHER RESOLVED that students who complete Air Force JROTC 4, and who did not receive a P.E. credit after two years of JROTC, may elect to substitute a Science credit for this course; and

BE IT FURTHER RESOLVED that the Guam Education Board hereby transmits a copy of this resolution to the Superintendent, to all high school principals, and to the JROTC programs at each high school.

DULY AND REGULARLY ADOPTED THIS ____ DAY OF MARCH, 2018.

MARK B. MENDIOLA
Chairman, Guam Education Board

JON J.P. FERNANDEZ
Executive Secretary

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2018-006

Introduced by: **Guam Education Board Members**

RELATIVE TO COMMENDING GUAM DEPARTMENT OF EDUCATION SCHOOL COUNSELORS FOR THEIR HARD WORK, DEDICATION AND SERVICE IN RECOGNITION OF "NATIONAL SCHOOL COUNSELING WEEK" 2018

WHEREAS, School Guidance Counselors work with over 30,000 public school students to tirelessly guide them as college and career advisors, social and emotional supporters, and trusted advisors who educate and develop our young people; and

WHEREAS, school counselors set the foundation for the holistic growth of students and for student success by teaching valuable interpersonal skills such as conflict resolution, decision-making, problem solving and connecting interests and abilities to the world of work; and

WHEREAS, the American School Counselors Association declared February 5, 2018 to February 9, 2018 as "National School Counseling Week" to recognize the important work of school counselors in the holistic approach to social/emotional development, academic life and college and career readiness; and

WHEREAS, the National School Counseling Week theme, "Helping Students Reach for the Stars", emphasizes the efforts of the 88 school guidance counselors at the Guam Department of Education as they work across 41 schools to help students strive for success; and

NOW THEREFORE BE IT RESOLVED, that the Guam Education Board hereby commends School Year 2017-2018 school guidance counselors as part of National School Counseling Week 2018; and

BE IT FURTHER RESOLVED, that the Chairman certify, and the Executive Secretary attest to, the resolution hereof, and that copies of the same be thereafter transmitted to each school guidance counselor and to the Superintendent.

DULY AND REGULARLY ADOPTED BY THE GUAM EDUCATION BOARD ON THIS 27th DAY OF MARCH 2018.

MARK B. MENDIOLA
Chairman, Guam Education Board

JON J.P. FERNANDEZ
Executive Secretary, Guam Education Board

DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue
Barrigada, Guam 96913
Telephone: (671) 300-1547/1536•Fax: (671)472-5001
Email: jonfernandez@gdoe.net

JON J. P. FERNANDEZ
Superintendent of Education

March 22, 2018

Mr. Mark Mendiola
Chairman
Guam Education Board
Department of Education
500 Mariner Avenue
Barrigada, Guam 96913

RE: Request Submission of NASBE Early Childhood Education State Stipend Proposal

Dear Mr. Mendiola,

Buenas yan Saludas! The National Association of School Board of Education (NASBE) is seeking applicants interested in receiving state stipends to participate in NASBE's "Building a Strong Early Care and Education (ECE) Workforce through Effective State Policies. NASBE's State Early Learning Network is charged with developing, revising and adopting early childhood education policies to support the early childhood education workforce. States that are selected to receive funding may receive up to $14,000 per state for an 18-month period. There are four areas in which the proposal may ***focus*** on: 1. Educator Competencies and Certification; 2. Educator Preparation Programs; 3. Educator Professional Development; and 4. Educator Evaluation. Below, please find attached, the proposal for the ***"Project Approach through Early Learning."***

The Department is seeking approval to submit the attached proposal to the National Association of School Boards of Education (NASBE). The deadline for the state stipend application to NASBE is no later than **Friday, March 30, 2018.**

Si Yu'us Ma'ase.

Senseramente,

JON J.P. FERNANDEZ
Superintendent of Education

Attachment

( ) APPROVED ( ) DISAPPROVED

MARK MENDIOLA
Chairman, Guam Education Board

Date

STATE ECE NETWORK APPLICATION

Building a Strong Early Care and Education (ECE) Workforce through Effective State Policies

GENERAL INFORMATION

State

Guam

Signature of Board Chair or Vice Chair

Mark Mendiola, Chairman, Guam Education Board

Name, Title, Phone, and Email of State Liaison

Name & Title: Mark Mendiola, Chairman, Guam Education Board
Email: gdoeparents@gdoe.net

Name, Title, Phone, and Email of State Liaison

Name & Title: Maria Gutierrez, Member, Guam Education Board
Email: magutierrez@gdoe.net

Is your State Board a member of NASBE?

√ Yes
■ No

Has your State Board agreed to join the Network and accept the stipend?

√ Yes
■ No

Areas to Tackle: States must tackle at least two of the following areas identified in the National Academies' report Transforming the Workforce for Children Birth through Age 8: A Unifying Foundation through this stipend. Which areas is your state planning to address? States should consider both teachers and leaders in the following categories.

- ■ Educator Competencies and Certification
- ■ Educator Preparation Programs
- ■ Educator Career Pathways and Professional Development
- ■ Educator Evaluation

Application Narrative—Please answer questions in a separate document. Use as much space as you need.

GUAM EDUCATION BOARD

Early Childhood Education Program

Project Title: Project Approach to Early Learning

Mark Mendiola, Chairman, Guam Education Board
Jon J.P. Fernandez, Superintendent, Guam Department of Education

Address: 500 Mariner Avenue, Barrigada, Guam 96910

APPROVED BY: _____ _____

Mark Mendiola, Chairman,
Guam Education Board

Date

Doc. No. 34GL-18-1681.

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A. Appendix "A" Guam Education Board Resolution 2014-08 Pilot Prekindergarten Program

B. Appendix "B" The State of Preschool 2016 – National Institute for Early Education Research (NIEER)

I. Statement of Interest and Commitment

The Guam Board of Education is committed to the National Association of School Board Education's initiative "Building a Strong Early Care and Education (ECE) Workforce through Effective State Policies." Over the last five years, the Guam Education Board has recognized that quality Prekindergarten programs prepare children to do their best by nurturing their social-emotional, cognitive, and physical development; enhancing their self-confidence; and fostering a lifelong desire to learn. Through this belief, the Guam Education Board supported a Guam Education Board Resolution 2014-08 "Relative to Supporting the Implementation of a Prekindergarten Program within the Guam Department of Education" (Attachment "A") to ensure access to quality Prekindergarten for 4-year-olds whose parents choose to send them has proven to be one of the soundest educational investments the public can make, providing demonstrated, significant, long-term savings on the costs of special education, grade retention, welfare and crime. Through this resolution, families at the four elementary schools had access to a full-day Pilot Prekindergarten Program supporting seventy-two four-year old's and their families. The Pilot Prekindergarten Program was implemented SY2015.2016 and continues at the four elementary schools The Board's commitment to providing families with a high-quality learning environment for 4-year-olds was recognized in the Pilot Prekindergarten Program Evaluation Report, as well as, the 2016 National Institute for Early Education Research's 2016 State Preschool Yearbook (Attachment "B").

Further, through the Guam Department of Education's Early Childhood Education (ECE) Leadership Committee, the Early Childhood Education Program, has been an on-going effort to address Early Childhood Education issues. Since its inception, one of the priorities of the committee was to ensure the launching of the Pilot Prekindergarten Program to support the Guam Education Board's Resolution 2014-08 adopted in September 2014. This lead to the district's creation of the ECE Leadership Committee. The committee has met quarterly to review, analyze and advise the Deputy Superintendent of Curriculum & Instructional Improvement in the delivery of effective services such as Inclusion Practices, Professional Development, Family Engagement, Diversity and Social & Emotional Development. The committee is committed and has developed a strong partnership with Guam Department of Education and other project related agencies and non-profit organizations. Stakeholders such as the Early Learning Council, the University of Guam, Guam Public Health & Social Services Agencies, and Center for Excellence in Developmental Disabilities Education, Research, and Service (CEDDERS) are a part of the ECE Leadership Committee. The "***Project Approach to Early Learning***" will provide a monthly, quarterly and annual report to the Deputy Superintendent of Curriculum & Instructional Improvement to ensure that the work progresses as outlined in the proposed work plan. Any adjustments to the project will be with the approval of the Deputy Superintendent. The Deputy Superintendent will then forward all reports to the Guam Education Board to comply with the proposed work plan.

Doc. No. 34GL-18-1681.

The Guam Board of Education's will benefit significantly by joining the network, as it will be informed in the latest trends in Early Childhood Education and assist in addressing the four focused areas as presented. The network's goals are also aligned to the Guam Department of Education's State Strategic Goals in providing high-quality professional development opportunities, as well as, preparing children for "school readiness." The Guam Education Board will ensure that a monthly report is submitted to address the progress of the three goals identified in the proposal that will be implemented throughout the eighteen (18) months. Any adjustments to the work-plan will be documented to ensure that the final performance report will be reflective of the original proposal and any amendments that may occur during the reported period.

II. Capacity and State Landscape

The Guam Education Board's Subcommittee on Curriculum, Textbook & Special Education will assist to oversee that the proposed project is accomplished and that the activities are effectively implemented and monitored. The Chairperson of the Subcommittee on Curriculum Textbook & Special Education has an educational background and has had over thirty-six years of teaching experience. Ms. Lourdes Benavente's leadership and her ability to collaborate, communicate and provide guidance to the district staff will assist the Board in undertaking this initiative.

In terms of readiness for policy change, the Guam Education Board has progressively shown its support for Early Childhood Education through the various resolutions it has introduced and submitted to the offices of both the Guam Legislature and the Governor of Guam. The membership of the Guam Department of Education's Superintendent and Deputy Superintendent of Curriculum and Instructional Improvement in the Guam Early Learning Council is an indicator of the Guam public school's priority for early learning. Other indicators as priorities for early learning include the Guam Department of Education's Early Childhood Education Leadership Committee, which comprises of Early Childhood Education district personnel, the Guam Early Intervention Program, Head Start Program, the Gifted and Talented Education Program Prekindergarten Program (GATE PreK), Public Health & Human Services and the Karinu Program. The members of the committee are committed and focused on providing services to both Early Childhood Education educators and children, as well as, services to the families that are served.

The Guam Department of Education's Early Childhood Education (ECE) encompasses all programs and services for children from prekindergarten through grade three. The Early Childhood Education programs include addressing students that are second language learners; teaching to the Preschool Curriculum Framework, as well as, the K-3 Content Standards & Performance Indicators and the Language Arts/English & Math Common Core State Standards; and assessing students at their developmental level. The department also provides limited preschool services within the Head Start Program, the Gifted and Talented (GATE) Preschool Program, the preschool children enrolled in the Special Education Program and the public Prekindergarten Program. This accounts for approximately 530 Head Start students, 126 GATE PreK students and 72 public funded prekindergarten students with a total of 728 preschoolers currently enrolled in our Guam public schools.

Currently, the Guam Department employs approximately 188 Early Childhood educators that hold an Early Childhood PreK-2 Teaching Certificate. However, despite the high number of Early Childhood Education teachers, a small percentage are not teaching in the K-2 grade levels. There are about 124 teachers teaching in Kindergarten in the twenty-five elementary schools. It is not determined whether all 124 hold a PreK-2 Teaching Certificate. The variance between the number of identified ECE PreK-2 certified teachers and the number of Kindergarten Teaching positions (124) is 64. This project will assist with providing professional development, thereby increasing the number of ECE educators with knowledge in the principles of Early Childhood Education.

The proposed project will also assist Early Childhood educators to access the competencies that is reinforce effective teaching strategies to align with research that has shown that the early years in a child's life—when the human brain is forming—represent a critically important window of opportunity to develop a child's full potential and shape key academic, social, and cognitive skills that determine a child's success in school and in life. Skilled Early Childhood educators will be prepared to provide all children that they serve to meet their developmental needs.

The proposed project will address the Nation's initiative for a comprehensive early learning agenda to invest in and strengthen early childhood education, care, and development for our nation's youngest learners. It will help to prevent achievement gaps before they start, and invests from an early age in children as our most critical national resource.

The "Project Approach to Early Learning" initiative will aim to improve the instructional approaches to teaching young children while encouraging others in the Early Childhood career field to gain from the principles and practices presented throughout the project period.

III. Strategic Partnership

During the development of the implementation of the Pilot Prekindergarten Program, the Guam Education Board facilitated four village meetings representing the four regions of the island: Lagu, Kattan, Luchan and Haya. These Guam Education Board Stakeholders Meetings presented the initiative and allowed the families and community members to provide input. This opportunity lead to a successful and seamless transition throughout the implementation of the Pilot Prekindergarten Program. To date, the Guam Education Board continues its establish strong relationships with key stakeholders with the Pilot Prekindergarten Program. The proposed project will work cohesively with community partners to enhance the project activities and the progress of the program activities can be shared at the Guam Early Learning Council's quarterly meeting, which is chaired by the First Lady and represents the following organizations from government agencies, profit and non-profit organizations: Netcare Life & Health; Catholic Social Services; Guam Department of Education, Department of Public Health & Social Services, Mayors' Council of Guam, Guam Community College, University of Guam, Guam Legislature, Sanctuary, and Guam CEDDERS.

Throughout the eighteen (18) month period, a total of four quarterly reports will be submitted to the Superintendent and thereafter will be submitted to the Guam Education Board on the progress of activities being made based on the goal and objectives. Additionally, a presentation on the proposed project will also be shared at one of the quarterly meetings at the Guam Early Learning Council.

IV. Goals and Objectives

The proposed project will address the following goal: 1. All public preschool teachers provided with high-quality Early Childhood Education Professional Development; 2. Families of public school preschool informed in the "Project Approach" practices to connect learning from the home to school. The following are the objectives that will be carried out to ensure that the goal is met:

1. ***Increase access to high-quality developmentally appropriate professional development to all public preschool educators.*** The structure will include the training of five identified early childhood educators that will be trained and prepared to facilitate the three-day Early Childhood Education Seminar. This will also include the development of a website that will be accessible to both early childhood educators and the families of the children that they serve.

2. ***Increase the knowledge and skills of public preschool educators.*** An Early Childhood Education Seminar will be facilitated to Early Childhood educators in effective strategies in working with young children such as the "Project Approach." This process will allow children have a strong disposition to explore and discover. The Project Approach builds on natural curiosity, enabling children to interact, question, connect, problem-solve, communicate, reflect, and more. This kind of authentic learning extends beyond the classroom to each student's home, community, nation, and the world.

3. ***Increase awareness of ways to support learning in the home environment for families.*** Facilitate a "Family Engagement Conference" to families of public preschool children to introduce strategies that may be reinforced in the home environment to support early learning.

4. ***Strengthen partnership with community organizations to support early learning.*** To continue the Early Childhood Leadership Committee to establish partnership among the community to address each child receives educational services, proper nutrition, physical activity experiences and health care need to prepare them for the learning environment.

V. ***Please List Your Project Deliverables:*** (You will need to submit a detailed work plan once NASBE approves your application, NASBE will provide the work plan template):

The primary design of this project is providing high-quality Early Childhood Education professional development to teachers who teach in full-day Prekindergarten programs. It is known that by the time children enter kindergarten, children from lower socioeconomic backgrounds lag significantly behind children from higher socioeconomic backgrounds in

academic skills. High-quality early childhood education programs are proven to help fill this gap. Rigorous research has shown that, compared to children left out of high-quality early childhood education programs, low-income children who participated were less likely to be retained a grade in school, be placed in a special education class, drop out of school, rely on public assistance, or be arrested for a violent crime. As a result, programs that focus on early learning may result in substantial cost savings to schools, government, and taxpayers.

The proposal will address the following goal: All public preschool teachers provided with high-quality Early Childhood Education Professional Development, which allow to teach children to develop intellectually, socially, emotionally, physically and ready to enter kindergarten ready to learn. The four objectives of the proposed project include:

1. ***Increase access to high-quality developmentally appropriate professional development to all public preschool educators.*** The structure will include the training of five identified early childhood educators that will be trained and prepared to facilitate the three-day Early Childhood Education Seminar. This will also include the development of a website that will be accessible to both early childhood educators and the families of the children that they serve.

   Deliverable: The program design for the training series will be submitted, as well as, the completed website that will focus on Early Childhood Education.

2. ***Increase the competencies and skills of public preschool educators.*** An Early Childhood Education Seminar will be facilitated to Early Childhood educators in effective strategies in working with young children such as the "Project Approach." This process will allow children have a strong disposition to explore and discover. The Project Approach builds on natural curiosity, enabling children to interact, question, connect, problem-solve, communicate, reflect, and more. This kind of authentic learning extends beyond the classroom to each student's home, community, nation, and the world.

   Deliverable: The three phases of the seminar will include the following: Logistical Planning, Seminar Implementation and Program Evaluation. The documents related to these phases will be included in the final report for this project.

3. ***Increase awareness of ways to support learning in the home environment for families.*** Facilitate a "Family Engagement Conference" to families of public preschool children to introduce strategies that may be reinforced in the home environment to support early learning.

   Deliverable: The compilation of the conference evaluation completed by the families of the public preschool children, as well as, the sign-in sheets, program agenda and press releases will be submitted in the final report.

4. ***Strengthen partnership with community organizations to support early learning.*** To continue the Early Childhood Leadership Committee to establish partnership among the community to address each child receives educational services, proper nutrition, physical activity experiences and health care need to prepare them for the learning environment.

   Deliverable: The Early Childhood Education Leadership Committee will submit the quarterly report, which will include the agenda items specific to the proposed project.

It is critical that the efforts to improve the quality of Early Childhood Education deem a priority for the Guam Education Board to invest at the age level to decrease grade level retention, increase high school graduation rates, and strengthen Early Childhood partnerships within the community, thereby, addressing the opportunity to pave career pathways in fields in working with young children.

VI. ***Budget Narrative:*** Please share your general proposal for how the stipend funds ($14,000) will be spent over the stipend cycle. You may specify general categories here, as a specific budget will be jointly constructed by NASBE and your leadership team as part of the memorandum of understanding developed during the initial state visit.

Proposed budget based upon stipend award (as outlined in the budget narrative)

Line Item	Amount	Description
Consulting Services and Professional Fees	$4,500.00	To provide stipends for five Early Childhood Educators to assist with the facilitation of the three-day Early Childhood Education Seminar. $900.00 x 5 = $4,500.00. The stipend will include the design, planning, implementation and evaluation of the seminar.
Conferences, Conventions, and Meetings (facilities, food, etc.)	$500.00	To procure the venue for the three-day "Project Approach to Early Learning" Seminar, which will focus on the Project Approach teaching strategy. ($125.00 x 3 days = $375.00 To procure the venue for a one day "Family Engagement Conference" for sharing the strategies that can be facilitated within the home environment on the "Project Approach for Early Learning." ($125.00 x 1 day= $125.00)
Publication and Communication Vehicles	$1,0000	Development of an Early Childhood Education website to provide information for children from birth to age eight.
Travel	$8,000.00	To participate in the 2018 National Association for School Boards of Education (NASBE) Conference in Denver, Colorado in October 2018 for two representatives to receive latest trends in the development of policies. ($4,000 x 2 travelers)
TOTAL	***$14,000.00***	

ATTACHMENT A

DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue Barrigada, Guam 96913
Telephone: (671)475-0457 or 300-1547/1536•Fax: (671)472-5001
Email: jonfernandez@gdoe.net

JON J.P. FERNANDEZ
Superintendent of Education

FILE COPY

October 7, 2014

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

Re: Relative to supporting the implementation of the Pre-Kindergarten Program within the Guam Department of Education.

Håfa Adai Governor Calvo,

Attached please find Guam Education Board ("GEB") Resolution No. 2014-08 relative to supporting the implementation of the Pre-Kindergarten Program within the Guam Department of Education adopted by the GEB on September 23, 2014.

If you have any questions or concerns, please feel free to contact the Deputy Superintendent of Curriculum and Instruction, Joseph Sanchez at jsanchez@gdoe.net or 300-1635. Thank you for your continued support of the Department.

Senseramente,

JON J.P. FERNANDEZ

Attachment

cc: Chairman and Members, Guam Education Board
Deputy Superintendent, Curriculum and Instruction

OFFICE OF THE GOVERNOR
CENTRAL FILES
RECEIVED BY
TIME 3:58 DATE 10/7/14

DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

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Email: jonfernandez@gdoe.net

JON J.P. FERNANDEZ
Superintendent of Education

FILE COPY

October 7, 2014

Honorable Judith T. Won Pat, Ed. D
Speaker
I Mina'trentai Dos na Liheslaturan Guahan
155 Hesler Place
Hagåtna, GU 96910

Re: Relative to supporting the implementation of the Pre-Kindergarten Program within the Guam Department of Education.

Håfa Adai Speaker Won Pat,

Attached please find Guam Education Board Resolution ("GEB") No. 2014-08 relative to supporting the implementation of the Pre-Kindergarten Program within the Guam Department of Education adopted by the GEB on September 23, 2014.

If you have any questions or concerns, please feel free to contact the Deputy Superintendent of Curriculum and Instruction, Joseph Sanchez at jsanchez@gdoe.net or 300-1635. Thank you for your continued support of the Department.

Senseramente,

JON J.P. FERNANDEZ

Attachment

cc: Chairman and Members, Guam Education Board
Deputy Superintendent, Curriculum and Instruction

Office of the Speaker
Judith T. Won Pat, Ed.D

Date: 10.10.14
Time: 3:46pm
Received By:

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2014-08

Introduced by: **Guam Education Board Members**

RELATIVE TO SUPPORTING THE IMPLEMENTATION OF A PRE-KINDERGARTEN PROGRAM WITHIN THE GUAM DEPARTMENT OF EDUCATION.

WHEREAS, quality pre-kindergarten programs prepare children to do their best by nurturing their social-emotional, cognitive, and physical development; enhancing their self-confidence; and fostering a lifelong desire to learn; and

WHEREAS, ensuring access to quality pre-kindergarten for 4-year-olds whose parents choose to send them has proven to be one of the soundest educational investments the public can make, providing demonstrated, significant, long-term savings on the costs of special education, grade retention, welfare and crime; and

WHEREAS, during their K–12 years and beyond, children who attend quality preschool perform better on standardized achievement tests in reading and math; exhibit more positive behaviors in the classroom; are more likely to graduate from high school, continue their education and be more prosperous as adults; and

WHEREAS, quality preschool programs should be funded adequately in order to assure adherence to established standards of quality and to attract and keep certified Early Childhood Education professionals and compensate them at levels comparable to those in the Guam Department of Education's K-12 system; be inclusive of children with special needs; be offered in culturally, ethnically and linguistically appropriate settings; be clearly articulated with the K-12 system and programs serving younger children; be linked to full-day, affordable early care and education programs to meet the needs of working families; and be subject to research-based evaluation to assure desired outcomes for children;

WHEREAS, during the SY2014.2015, the Guam Department of Education will begin planning for the phase-in program commencing SY2015.2016 through a pilot of a full-day Pre-Kindergarten Program in four elementary schools (one classroom at each school in the Haya, Kattan, Luchan and Lagu districts);

NOW, THEREFORE, BE IT RESOLVED that the Guam Education Board of the Guam Department of Education supports state, local, and federal efforts to invest in voluntary, high-quality Pre-Kindergarten for 4-year-olds; and

BE IT FURTHER RESOLVED that the Guam Education Board will work with a broad spectrum of community members and policy makers to increase voluntary access to high-quality Pre-Kindergarten for 4-year-olds in a variety of settings, including schools, child care centers, Head Start programs and family child care homes.

DULY AND REGULARLY ADOPTED BY THE GUAM EDUCATION BOARD ON THIS 23TH DAY OF SEPTEMBER 2014.

Jose Q. Cruz, Ed.D.
Chairman, Guam Education Board

Jon J.P. Fernandez
Executive Secretary, Guam Education Board

ATTACHMENT B

NIEER

The State Preschool 2016



STATE PRESCHOOL YEARBOOK

The National Institute for Early Education Research

RUTGERS
Graduate School of Education



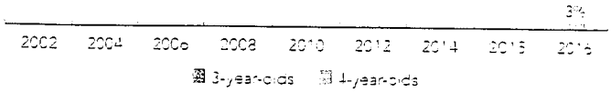
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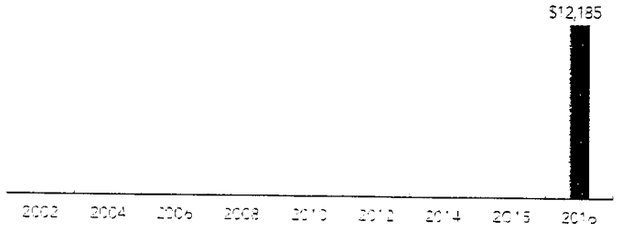
Doc. No. 34GL-18-1681.

Guam

PERCENT OF STATE POPULATION ENROLLED



STATE SPENDING PER CHILD ENROLLED
(2016 DOLLARS)



The Guam Department of Education launched its first publicly funded Pilot Prekindergarten Program in October 2015, with an initial $877,330 investment including $513,157 in classroom start-up costs. The Guam Department of Education oversees one school district, comprised of four regions. Each of the four regions has one Prekindergarten Program classroom. Currently, all four pre-K classrooms are located within public schools.

In the 2015-2016 school year, the four Prekindergarten Program classrooms served 72 four-year-old children, approximately 2.6% of the territory's four-year-old children. All age-eligible children may enroll in the program—there is no specified income requirement. The Prekindergarten Program operates six hours a day, five days a week, following the school year or academic calendar, providing 820 hours of services per year. During this school-day program, both lunch and breakfast are served.

The maximum class size for the program is 18, with a teacher to student ratio of 1 to 9. Lead teachers are required to have an Associate's degree with early childhood education specialization and either pre-K or pre-K to 2nd grade certification. The Pilot Prekindergarten Program is in its initial stages and polices regarding classroom-embedded coaching support will be reviewed in the future to include Prekindergarten teachers. Lead teachers are required to participate in 30 clock hours of in-service professional development annually. Assistant teachers are not required to participate in professional development and need only a high school diploma.

A formal evaluation of the program is still in the planning stages and will be conducted by the Guam Department of Education's Administrator for Research, Planning & Evaluation.

TOTAL BENCHMARKS MET	
CURRENT STANDARDS	NEW STANDARDS
7	5

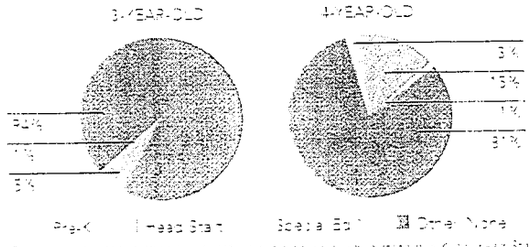
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GUAM DEPARTMENT OF EDUCATION PILOT PREKINDERGARTEN PROGRAM

ACCESS

Total state pre-K enrollment	72
School districts that offer state program	100%
Income requirement	No income requirement
Minimum hours of operation	6 hours/day; 5 days/week
Operating schedule	School or academic year
Special education enrollment, ages 3 and 4	105
Federally funded Head Start enrollment, ages 3 and 4	534
State-funded Head Start enrollment, ages 3 and 4	0

STATE PRE-K AND HEAD START ENROLLMENT AS PERCENTAGE OF TOTAL POPULATION



QUALITY STANDARDS CHECKLIST

POLICY	GUAM PRE-K REQUIREMENT	CURRENT BENCHMARK	MEETS CURRENT BENCHMARK?	NEW BENCHMARK	MEETS NEW BENCHMARK?
Early learning & development standards	Comprehensive, aligned with other state standards, supported, culturally sensitive	Comprehensive	✓	Comprehensive, aligned, supported, culturally sensitive	—
Curriculum supports	Approval process & supports	New in 2015-2016	—	Approval process & supports	✓
Teacher degree	AA	BA	—	BA	—
Teacher specialized training	ECE	Specializing in pre-K	✓	Specializing in pre-K	✓
Assistant teacher degree	HSD	CDA or equivalent	—	CDA or equivalent	—
Staff professional development	30 hours/year (teachers only)	For teachers & assistants: At least 15 hours/year; individual PD plans; coaching	✓	For teachers & assistants: At least 15 hours/year; individual PD plans; coaching	—
Maximum class size	18 (4-year-olds)	20 or lower	✓	20 or lower	✓
Staff-child ratio	1:9 (4-year-olds)	1:10 or better	✓	1:10 or better	✓
Screening & referral	Immunizations, full physical exam, no vision or hearing; Support services	Vision, hearing, health & at least one support service	—	Vision, hearing & health screenings; & referral	—
Meals	Breakfast, lunch	At least one meal/day	✓	Discontinued	—
Monitoring/ Continuous quality improvement system	Annual structured classroom observations; improvement plan	Site visits	✓	Structured classroom observation; program improvement plan	✓
			7		5

RESOURCES

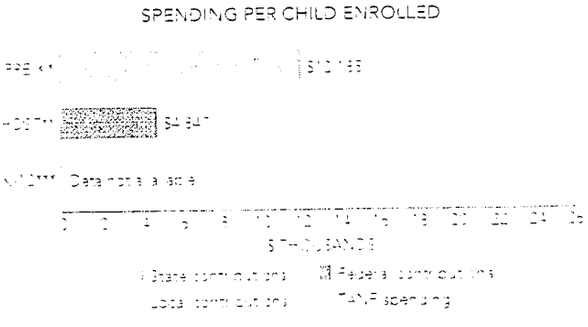
Total state pre-K spending	$877,330
Local match required?	No
State Head Start spending	$0
State spending per child enrolled	$12,185
All reported spending per child enrolled*	$12,185

* Pre-K programs may receive additional funding from federal, local, and private sources that are not included in this figure.

** Head Start data on spending includes funding only for 3- and 4-year-olds.

*** K-12 expenditures include state spending above the amount spending per student.

SPENDING PER CHILD ENROLLED



New Business



I Mina'Trentai Kuåttro Na Liheslaturan
BILL STATUS

265-34 (COR)	Therese M. Terlaje Telena C. Nelson	AN ACT TO *ADD* A NEW § 60100(J) AND *AMEND* § 60102, ALL OF CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE SALE AND USE OF BUMP-FIRE STOCK FIREARM ATTACHMENTS AND INCREASING PENALTIES AND FINES FOR ILLEGAL FIREARM POSSESSION.	3/20/18 2:19 p.m. **AS AMENDED** 3/21/18 3:10 p.m.						

I MINA'TRENTAI KUÅTTRO NA LIHESLATURAN GUÅHAN
2018(SECOND) Regular Session

Bill No. 265-34 (COR)
As Amended by the Prime Sponsor

Introduced by: Therese M. Terlaje
Telena C. Nelson

AN ACT TO *ADD* A NEW § 60100(j) AND *AMEND* § 60102, ALL OF CHAPTER 60, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO PROHIBITING THE SALE AND USE OF BUMP-FIRE STOCK FIREARM ATTACHMENTS AND INCREASING PENALTIES AND FINES FOR ILLEGAL FIREARM POSSESSION.

OS 2018 MAR 21 PM 3:10

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent.

I Liheslaturan Guahan finds that the United States Department of Justice announced on March 13, 2018 that in order to support the President of the United States' call to prevent violence in schools and to better enforce gun laws, the Department of Justice is taking immediate action to aggressively prosecute Federal Gun Laws by proposing regulations to clarify that bump-fire stock attachments are machine guns under federal law and by ordering federal prosecutors to swiftly and aggressively prosecute appropriate cases against people who are prohibited from having firearms. It is the intent of *I Liheslatura Guahan* to support the efforts of the United States Justice Department to prevent violence in schools and to better enforces gun laws by strengthening current Guam Firearms laws through a ban on

bump-fire stock firearm attachments and by increasing illegal firearm possession penalties and fines.

I Liheslaturan Guahan finds that a bump-fire stock firearm attachment is a device used to increase a firearm's cyclic firing rate to mimic nearly continuous automatic fire or to mimic the firing rate of a machine gun, for which the manufacture, possession, sale, barter, trade, gift, transfer or acquisition thereof is prohibited pursuant to § 60102 of Chapter 60, Title 10, Guam Code Annotated.

I Liheslaturan Guahan further finds that the possession of prohibited firearms and bump-fire stock attachments or any device that increases a firearm's cyclic firing rate to mimic nearly continuous automatic fire or to mimic the firing rate of a machine gun, poses a great threat to the safety of the community and to law enforcement, by arming persons with the capability to cause serious personal injury or mass injury, including the ultimate injury, death- to other individuals. Therefore, in an effort to comply with current firearm prohibitions and to deter the illegal manufacture, possession, sale, barter, trade, gift, transfer or acquisition of any machine guns, sub-machine guns, automatic rifles, to include bump-fire stock attachments or devices, it is the intent of *I Liheslaturan Guahan* to ban the use of bump-fire stock attachments or any other attachment or device designed to enhance a firearm's cyclic firing rate to mimic nearly continuous automatic fire or to mimic the firing rate of a machine gun and to impose penalties and fines that correspond to the severe level of danger, injury and risk of death imposed upon the community.

Section 2. A new §60100(j) is hereby added to Chapter 60, Title 10, Guam Code Annotated, to read as follows:

" (j) *Bump-Fire Stock (Bump Stocks) Firearm Attachment* means a device used to increase the firearm's cyclic firing rate

to mimic nearly continuous automatic fire or to mimic the firing rate of a machine gun."

Section 3. § 60102 of Chapter 60, Title 10, Guam Code Annotated, is hereby *amended* to read as follows:

"**§ 60102. Ownership, etc., of Certain Firearms Prohibited.**

The manufacture, possession, sale, barter, trade, gift, transfer or acquisition of any machine guns, sub-machine guns, automatic rifles or any other firearm not a rifle having a barrel length of sixteen (16) inches or greater or not a shotgun having a barrel length of eighteen (18) inches or greater or a revolver or pistol having a barrel length of more than twelve (12) inches is prohibited. Mufflers, silencers or devices for deadening the sound of discharged firearms are also prohibited. Bump-Fire Stock Firearm Attachments or any other attachment or device used to increase a cyclic firing rate to mimic nearly continuous automatic fire or to mimic a machine gun is also prohibited. Any person violating this Section shall be guilty of a felony, which shall be punishable for a term of imprisonment of not less than ~~three~~ five (~~3~~5) years and a fine of not less than ~~One Thousand Dollars~~ Ten Thousand Dollars (~~$1000~~ 10,000). Imposition of sentence shall not be suspended and the offender shall not be eligible for parole nor work release until the term of imprisonment prescribed herein has been completed nor may probation be imposed in lieu of this portion of the offender's sentence. ~~Provided, however, that in the case of an offender not previously convicted of a felony, the court may sentence the offender to not more than two (2) years imprisonment and the provisions of this Section prohibiting probation, suspension, parole or work release shall not be applicable to such~~

~~offender.~~" Any persons in possession of a Bump-Fire Stock Firearm Attachment or any other attachment or device used to increase a cyclic firing rate to mimic nearly continuous fire or to mimic a machine gun, prior to the enactment of this act, will be required to surrender such devices to the Guam Police Department, without compensation, within ninety (90) days upon enactment. On and after the date that is ninety (90) days after the date of enactment of this subsection, it shall be unlawful for any person to manufacture, possess, sale, barter, trade, gift, transfer or acquire a bump-fire stock firearm attachment or similar devices or attachments.

Executive Session