DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

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

September 21, 2018

Vice Speaker Therese M. Terlaje
34GL-18-2341
SEP 24 2018
Time: 11:40am
Received by: C

Honorable Therese M. Terlaje
Acting Speaker, 34th Guam Legislature
163 Chalan Santo Papa
Hagatna, Guam 96910

Dear Acting Speaker Terlaje:

Håfa Adai! I am submitting the Guam Education Board packet for the Regular Board meeting scheduled for Tuesday, September 25, 2018, 6 pm, in the Gallery A/B, DOE Bldg. B, Tiyan.

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

Attachment
- GEB Meeting Packet

RECEIVED 2018 SEP 24 PM 1:35 GL

2341

Public Notices

Doc No. 34GL-18-2341

GUAM EDUCATION BOARD

501 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, September 25, 2018
6 PM
Gallery A/B, Building B., Tiyan
AGENDA

I. **Meeting Call to Order**

II. **Approval of Minutes**

ACTION 1. Minutes of August 29, 2018 Regular 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**

ACTION a. NASBE Annual Conference Travel Approval

2. **Instructional & Academic Support Committee**

INFO a. Head Start Report

3. **Safe & Healthy Schools Committee**

4. **Organizational Efficiency and Development Committee**

INFO/ACTION a. Creation of Positions – Chief Auditor (GDOE) and Auditor IV (GDOE)

INFO b. Board Policy 903.200 – Nepotism

5. **Fiscal Management**

INFO a. Update on FY18 Budget / FY19 Budget

INFO i. FY19 Spending Plan/Supplemental Budget

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

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

VII. New Business

ACTION

1. Declaration of Financial Status Designation for June and July 2018
2. Board Policy 125.3 – Distribution of Board Meetings Materials
3. Board Policy 130 – Board Work Sessions
4. Board Policy 210.1 – Administrative Personnel Compensation and Contracts

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

CURRENCY EXCHANGE RATES
On Sept. 17, $1 was worth:

Keep posted and get more data and details online. Log on to see real time market data with our stock market tool at postguam.com/stock_market.

54.330 PHP₱	111.98 JPY¥	1,128.77 KRW₩	30.807 TWD NT$	6.8708 CNY¥	1.3970 AUD A$	0.8596 EUR €

South Korea's largest wireless provider invests in IT&E

By Jamie Ward
jamie@postguam.com

South Korea's largest telecom has entered the Guam market, and for consumers, that means they will soon see the island's telecommunications sector further compete to offer one of the fastest wireless online connections through 5G technology.

At a press conference Monday at the Sheraton Laguna Guam Resort, telecommunications provider IT&E announced South Korea's largest mobile operator SK Telecom has made a $33 million investment into IT&E, making it the company's second-largest shareholder.

SK Telecom is the largest mobile operator in Korea by revenue and number of subscribers, and is a subsidiary of SK Holdings Group, which had revenues of more than $84 billion in 2017, making it the second-largest conglomerate in South Korea. SK Telecom has been ranked by Forbes as the world's 21st largest telecom business in the world in 2017.

With South Koreans now making up the majority of visitors in Guam's tourism market, the move is meant to not only improve the Korean tourist experience on Guam and in the Northern Marianas, but to also have a positive effect on the region's economy by bringing a company of SK Telecom's size and economic reach.

"Given the accelerating trend of Korean tourists into Guam and Saipan, outpacing those from all other countries, this investment bodes well for IT&E and SK Telecom's customers to service the requirements both ways," Chief Executive Officer Jose Ricardo Delgado, of Citadel Pacific Ltd., said in a written statement. Citadel Pacific is the parent company of IT&E.



PARTNERSHIP: *IT&E CEO Jim Oehlerking talks about the partnership with South Korea's SK Telecom, and what it will mean for Guam and the Mariana Islands at a press conference Monday at the Sheraton Laguna Guam Resort in Tamuning.*
David Castro/The Guam Daily Post

The move will mean that starting next month, packages will be rolling out for IT&E and SK Telecom subscribers to use communications services at domestic or reduced rates when they travel to either South Korea or Guam, Saipan, Tinian and Rota.

For IT&E consumers, the partnership with SK also means 5G technology – the next-generation wireless network – should hit the region in 2019.

Transformative technology

Being stronger and faster than its predecessor 4G, the new platform will provide a foundation to build things from smart transportation to high-definition virtual reality, and will mean, according to IT&E, that subscribers can work, play, share and browse on their devices with faster data and internet in more areas.

According to a May 2018 story in The Washington Post by San Diego-based inventor and global telecommunications leader Qualcomm, 5G technology could drive economic and entrepreneurial transformation for decades.

IT&E CEO Jim Oehlerking said what this will mean for consumers is a better user experience by having the ability in the region to have more bandwidth capabilities, which is important since data shows "an increase of 100 percent year on year, on broadband data realization," he said.

"The new technology in 5G is geared toward much higher bandwidths of data for all the future applications and a better video streaming user experience," Oehlerking said. "This is also a cost-effective approach, because 5G really delivers data speeds that are equivalent to landline and fiber optic networks, so you can get comparable data speeds without having to be tethered to a landline network."

Oehlerking referenced the 1989 film "Field of Dreams," stating, "If you build it, they will come." He said his experience shows that people will find applications and use for the new technology if you give it to them.

"You've got to be looking down the road to stay ahead of what the future requirements are, even if you can't clearly understand what they are going to be," he said. "They will always find creative ways to use the spectrum. ... When you've got this type of wireless bandwidth available, there is a lot of different applications you can utilize it for."

'Creating a bold future'

Oehlerking said SK Telecom is on the leading edge of the new 5G technology and partnering with them will provide a means to deal with the learning curve that comes with new technologies and "doing them right."

"We can leverage off what they have learned and bring that in here," he said. "It's really creating a bold future."

Another Guam telecom provider, DOCOMO PACIFIC, has previously announced it will offer 5G connection on Guam.

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8th Guam Education Board
REGULAR MONTHLY MEETING
Tuesday, September 25, 2018
6 PM
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AGENDA

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

Individuals requiring special accommodations or information may contact Christie SN, Administrative Officer, at 671-300-1627 or by email: clsannicolas@gdoe.net.
Agenda to be available on GEB website at least 72 hours before the meeting. This advertisement was paid for by GDOE local funds.

Chamorro Land Trust Commission
(Kumision Inangokkon Tano' Chamoru)
Chamorro Land Trust Commission Board Meeting
Thursday, September 20, 2018, 1:00 p.m.,
Land Management Conference Room,
3rd Floor, ITC Building,
590 S. Marine Corps Drive, Tamuning
In compliance with ADA requirements, individuals requiring special accommodations, auxiliary aids or services, may call 649-5263 Ext. 400. This ad is paid by CLTC funds.

PUBLICATION NOTICE
In accordance with the provisions of Guam Code Annotated, Title XI, Chapter III, Section 3315, notice is hereby given that:
PACIFIC PASTA LLC
OLIVE GARDEN GUAM
has applied for a Class: **4/ On-Sale General (Alcoholic Beverage License)** said premises being marked as Lot: **5093-R1-R-2-1NEW-NEW-R1NEW 5093-R1-1 TAMUNING/TUMON/HARMON**

Doc. No. 34CL-18-2341.

Minutes

GUAM EDUCATION BOARD

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8th GUAM EDUCATION BOARD
REGULAR MEETING
Wednesday, August 29, 2018
6 pm
Gallery A/B, DOE Bldg. B., Tiyan

MINUTES

VOTING MEMBERS

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

EX-OFFICIO MEMBERS

Hacie San Jose (SSHS)
IBOGS Representative

Mark D. McCarthy (AHES)
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.

Mr. Mendiola recognized the incoming Island-wide School Board of Governing Students (IBOGS) Chairperson, Hacie San Jose from Simon Sanchez High School.

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 A.
Lujan, James C.
McNinch, Dr. Ron L.
San Nicolas, Lourdes B.

Non-Voting Members:
San Jose, Hacie – IBOGS Representative
McCarthy, Mark D. – GFT Representative
Matanane, Rudy M. – Yigo Mayor and MCOG Education Liaison

Staff:
Stake, James - Legal Counsel

The Superintendent announced that eight (8) members of the Board were present, constituting a quorum.

II. APPROVAL OF MINUTES

Ms. San Nicolas motioned, seconded by Mr. Lujan, to approve the July 31, 2018, regular monthly meeting. The Board voted by voice with a vote of 8-0 for the motion, motion passed.

III. PUBLIC PARTICIPATION – None.

IV. COMMUNICATIONS

Correspondence

Mr. Mendiola informed the Board that a letter from Mr. Robert Klitzkie was available for them in their board packet. He stated that he would like to move this topic into executive session as it discussed personnel issues.

Mr. Mendiola informed the Board that a request was sent to the Brigadier General Gentry Boswell asking for permission for DPW school busses to cut through the Air Force Base. He noted that prior to 9/11, busses were allowed to pass through the base. Unfortunately, the Brigadier General responded that they were not able to accommodate our request due to security reasons.

Superintendent's Report and Communication

Opening of School Year 2018-19. The Superintendent congratulated the administrators, teachers, staff, partners, volunteers, students and families for a smooth and successful opening of the 2018-2019 school year.

The Superintendent recognized for the record, the presence of not just Deputy Superintendents Taling Taitano and Joseph Sanchez, and new deputy, Dr. Kelly Sukola for Educational Support and Community Learning. He also informed the Board that Ms. Stacey Sahagon the new deputy superintendent for Assessment and Accountability was unable to attend the meeting. He stated that they are both in an official capacity and welcomed them both on board. The Superintendent also noted that for the past few years Leilani Cruz served as administrative officer for the Guam Education Board and has transitioned out. He also noted that over the past few weeks the position for the staff that supports the Board during the day had been posted and earlier this week he selected Christie San Nicolas. He informed the Board that she is officially on board and regularly available to them for support.

The Superintendent informed everyone that GDOE was nominated for Agency of the Year in the PDN Pika's Best of 2018. He stated for all stakeholders who want to support the GDOE as part of that campaign and are able to vote once a day until September 9th.

The Superintendent also informed everyone that the Daily Post has posted the MagPro - Annual Recognition of Employees and Agencies. He informed the Board that MagPros are recognizing a Department of the Decade and GDOE was nominated for that award. He stated that everyone is welcomed to show support for the GDOE.

Charter School Update. The Superintendent met with former Speaker Judi Won Pat, Chief Academic Officer of Guahan Academy Charter School. She has assured him that she, along with Wilfred Aflague who is the new CFO, will be working on the issues identified by the Internal Audit Office in order to avoid future issues in obtaining validation of the school's expenses. The Superintendent met with the Chief Operating Officer of the Science is Fun and Awesome (SIFA) Academy. SIFA promised to keep GDOE in the loop in terms of what they are doing and will extend an invitation when they are ready to do a presentation. They are looking to open around mid to late September. A training will be held for charter school representatives to go over the process for the coming year. We are also initiating a task force to work on a uniform funding formula for public education to be completed by December 2018.

Election Activity. The primary election was held Saturday, August 25, 2018, and 19 schools were utilized as polling sites. The GEC was invoiced for use of the facilities – a total of $10,950 – and we worked with GEC to accommodate request for adjustment of electioneering parameters at six schools, including Agana Heights and Talofofo (where the perimeter outside the fence was brought closer to the fence) and JFK, DL Perez, Jose Rios MS, and Benavente MS where electioneering was allowed within the fence and on the school campuses to address safety concerns. The GEC passed a resolution to authorize the adjustment of electioneering parameters and sought our assistance. We will be working on similar issues relative to the general election.

Simon Sanchez High School Procurement. A total of $2.5 million in funding for the architecture and engineering work for Simon Sanchez High School has been approved. Bill 330-34 provides GDOE with $1.5 million from tax

amnesty funds, and PL 34-116, the FY 19 Appropriations Act provides an additional $1 million in the next fiscal year. We are currently awaiting the new public auditor, Speaker B.J. Cruz, to take office in order to address the pending appeal that remains with the OPA regarding SSHS. We will be preparing a request for information and a request for proposals to go out once the OPA resolves the protest.

FY 19 Budget. The Governor let lapse into law Public Law 34-116, the FY 2019 Appropriations Act. The Act results in a $15 million reduction from the FY 2018 Appropriations level for the department. A spending plan is being developed for the Board's consideration and approval at its September meeting.

FY 19 Budget Administrative Provisions. The FY19 Appropriations Act included administrative provisions that freeze hiring from September 1, 2018 through December 31, 2018 as well as freeze salary increments, merit bonuses, promotions, and reclassifications. This will impact teacher reclassifications for those who have earned an advanced degree. It will also prevent internal employees from fairly competing for vacant positions that can be filled from January to September 2019. Two bills have been subsequently passed to; (1) correct a section that would have prevented the hiring of unclassified teaching positions, (2) amend the hiring freeze to allow for hiring positions vacated by resignation, retirement, death or termination (but not through transfer or promotion). Superintendent is meeting with President of GFT to discuss overall impact on GDOE employees.

Mr. Lujan expressed his concerns regarding a freeze on increments and reclassification and the effects that it will have in the schools. He stated that many teachers have talked to him about the possibility of relocating or resigning from the Department.

Mr. Mendiola acknowledged Mr. Lujan's concerns and stated that he called a Budget and Finance Committee work session to discuss the Budget Bill that lapsed into law. He noted that they will also be discussing the issues regarding positions within the Department that are crucial for operations.

Mr. Fernandez noted that he sent out communication to employees yesterday about the status on where we are at with the budget. He noted that he does share Mr. Lujan's concerns. He also informed the Board that he would be meeting with GFT to go over issues and hear their side as well.

Mr. Ada commented that he has followed the budget carefully and noted the issue regarding the removal of funding of deputies in all departments. He asked the Superintendent if this would also affect the GDOE. Mr. Fernandez responded that he asked the Legislature the same question and was told that it would not affect the GDOE.

In regards to the custodial contract, Ms. San Nicolas asked the Superintendent if there was any particular item in the contract that the protestors are citing or if it is something that cannot be discussed at this time. Mr. Fernandez responded that there is a custodial contract that is being solicited for custodial services for the oncoming fiscal year to be awarded and implemented on October 1st. The procurement process went into play and there was a protest filed after the award and the protest had to do with the responsibility of the winning vendor. The issue is whether or not the vendor is capable in their bid on performing the services required. He stated it is at the agency level, not at the OPA yet, but the potential is that it could go to the OPA and beyond if the vendor is not satisfied. Mr. Fernandez explained that he had just learned that a second protest was filed and he's not sure on what is the basis of it. He noted that typically in these types of situations the price drives the procurement decisions but he doesn't think that is what they are challenging. He stated that they're challenging responsibility of the winning vendor. Right now, our procurement staff is looking at the issues and taking into consideration their protest. The agency would have to render a decision first. If the vendors are unsatisfied, whether they are the winning vendor or the losing vendor they do have the opportunity to appeal the decisions up to the OPA. He stated that he wanted to be clear in that we are working to repair all the schools and we may be forced to look at the option to do what Astumbo Elementary has done. We would provide supplies to the schools to work on addressing their custodial needs in the interim while the protest is being resolved. He stated that he would keep the Board informed.

Ms. San Nicolas commented that she is very happy regarding the clarification related to the Teacher Mentoring Program. She asked if there was a criteria for selection and whether training would be provided. She noted that she remembers when Project Hatsa provided intensive training from the University of California, Santa Clara which helped strengthen the teacher mentoring program. She commented that she thinks those factors are very important to consider.

Mr. Fernandez commented that the teacher mentoring program is not gone but it has to be re-tooled. He stated that the issue was the way that the model was designed and that we were unable to accomplish the full model of full time mentors. With the resources that we had and without pulling teachers out of the classroom, we were only able to support half of the amount of teachers. We ended up focusing on the third year teachers and some second year teachers depending on availability.

Ms. Benavente asked if the teachers who were being mentored were informed of what was happening with the program. She stated that some teachers have confronted her because they knew she was a mentor previously and asked her about the fact that they are on the waiting list.

Mr. Fernandez stated that we know there is an impression that there is no longer a mentoring program but we need to shift and try communicate and reach out to the teachers.

Mr. Mendiola stated that he's going to give the issue back to the committee and possibly have a Curriculum Committee work session. He noted that he may have to call a special meeting due to the budgeting issues, but he would like to address the issue regarding the mentoring program as soon as possible.

Dr. McNinch stated that almost every meeting that they have held they've come across procurement issues. He stated that he thinks they need to demand as a school board that the Legislature fix whatever it is that is wrong with the procurement process. He stated that it is very unfair to the Superintendent, our teachers, administrators and our school children to constantly see their education being hung up by a flawed procurement process.

Ms. Gutierrez stated that she is glad to hear that the election commission was given an invoice for $11,000 for the use of the school facilities for the primary election. She asked if the same schools would be used for the general election.

Mr. Fernandez responded that we anticipate that the same schools will be used. He stated that Deputy Superintendent Taitano invoiced the Guam Election Commission (GEC) and it reflects appropriate rates based on the space that was used. He responded that if they use the same schools and use them in the same way we can anticipate a similar amount to be invoiced for the general election.

Ms. Gutierrez stated that the GEC needs to be invoiced because it is a board policy. Ms. Gutierrez noted that the money that is received by the GEC is supposed to go to those schools that were used.

Mr. Fernandez commented that some of the money is supposed to cover the power expense that was incurred during that time period.

Ms. Gutierrez commented that the policy states it should go back to the school.

Mr. Mendiola asked the Superintendent to communicate with the GEC Board and their director to ensure that we have everything, the expectations in black and white. He also asked to ensure that they are aware that the principals of the school are the authority in the school. He mentioned that he read an article in the newspaper that stated that some areas were not cleaned but when the principals communicated with the GEC they were able to remove any political issues pertaining to the election.

Mr. Lujan moved, seconded by Ms. Benavente, to accept the Superintendent's Report and Communication as presented. The Board voted by voice and approved the motion with a vote of 8-0. The motion passed.

V. Ex-officio Member Reports

IBOGS – IBOGS Chairwoman Hacie San Jose presented her report. She informed the Board of their recent events and the new IBOGS officers. She gave the Board a brief overview of the issues they wanted to address this school year.

Mr. Mendiola asked Hacie San Jose to submit a written copy of their report so that it could be attached for the next board meeting.

GFT – GFT Representative Mr. McCarthy read his report for the record. In Mr. McCarthy's report, he stated the GFT is asking that GFT dues and business expense reimbursement plans offered through GFT not be counted against an employee's limit of deductions. Currently, each employee is limited to three deductions.

Mr. Fernandez stated that we have been working with GFT internally for this initiative and we would like to see it be successful. He stated that as long as the organization is working with our business office we will try to address that and let you know.

Mr. Mendiola stated that as the Chair of the Board if in the event there is a policy request or issue we will put it on the agenda to have the necessary discussion.

Mayor's Council of Guam – Mayor's Council of Guam Representative, Mayor Rudy Matanane, stated that he pleaded with his colleagues, the mayors, to please work with the administrators at each school to ensure that everything goes smooth for the start of the school year. He mentioned that there are times when the mayors don't work well with the principals.

Mr. Ada addressed Mayor Matanane and stated that because of the heavy downpour an issue at Agana Heights Elementary School was brought to his attention. He asked the Mayor to communicate with the Mayor of Agana Heights. He stated that the school administrator can only do so much and they need the help of the mayor's office. He stated that there is a swimming pool in Agana Heights. He stated that we are now in the rainy season till probably January and implored Mr. Matanane to talk to the mayors of other schools.

Mayor Matanane responded that sometimes it is not the mayor's offices that work on those issues and another agency should be contacted for those types of issues but that he would speak to the mayors. He also stated that, as the Mayor's Representative on the Board, issues can be sent to him and he would discuss with respective mayors.

VI. UNFINISHED BUSINESS/COMMITTEE REPORTS

1) **Executive Committee - N**ASBE Annual Conference Travel Approval – Mr. Mendiola reminded everyone of the upcoming NASBE training for board members. He noted that there is a travel approval request for board members to go to the conference.

   Ms. Gutierrez asked the Superintendent for clarification on the travel restrictions. She noted that board member James Lujan in addition to three other board members, Lou Benavente, Ron McNinch and herself attend NASBE Convention. She also noted that Lou Benavente , Ron McNinch and herself are in NASBE committees and that some might say they should just participate via teleconference. She stated that teleconferencing is done during the Annual Conference. She stated that because of the amount of funding, how many can we afford to send to this annual conference? She asked for clarification on the budget law and the restriction of travel.

   Mr. Fernandez responded that his understanding of the budget law is that locally funded travel is frozen; however, he believes that there is an exception for travel when the agency is a member of the organization. In this case, since the Board is a member of NASBE and pays its dues and this is a large conference, he does believe travel is allowable but he will check on the budget language.

Mr. Ada stated that he acknowledges that the Board has been a member of NASBE for a long time, however, there are a lot of restrictions on the budget. He continued to state that the teachers' increments are already being frozen and that it is painful for teachers who have worked so hard to get to a certain point. He understands that we are members of certain committees but it is also their equal responsibility to let them know that, because of financial constraints, they are unable to attend. He questioned how he would be able to face the public or the teachers with the fact that they won't get their increments but the Board is able to travel. He stated that this is this people's money. He stated that he wanted it publically noted that he opposes any travel other than the person serving in the executive committee of NASBE to attend.

Ms. San Nicolas asked the Superintendent if there were any funds that were not a part of the local funds, that has the flexibility (Mr. Superintendent) to enable the board members to attend this conference.

Mr. Fernandez stated that what he recommended to the Chairman was that the Board could identify members who are interested in attending and the Board could give approval for them to attend, subject to identification of funding. He stated that, right now, we are in the middle of just receiving our budget and the Board has to come back and approve a spending plan. There really isn't a spending plan for these funds. As we go through that discussion, we will be able to identify what resources are available and there will be a prior approval for some members to attend.

Ms. San Nicolas stated that she does not have a problem if there is a funding source available that does not tap in to local funds. She stated that she would support the travel if so. She noted she believes that in the past the Superintendent had the flexibility to tap in to those non-local funds to be used for such purposes.

Mr. Ada asked whether those same funds that Ms. San Nicolas is referring to for the Superintendent to tap on for the Board's travel could be used for increments.

Mr. Mendiola responded to Mr. Ada stating that he believes Mr. Ada has some very valid points. He stated that all the members of the Board are citizen volunteers, they spend a lot of time dealing with policy. As part of an academic organization, getting to know what is going on with the education system at a national level really affects us. He stated that we have 60 million dollars that is coming through the Department of Education in federal funds and grants, and there are also a lot of curriculum issues. We have people here who sit on these committees, and we have to look at investment also for how we operate as a board. He stated that Mr. Ada's point is well taken and we have to invest in our capacity as well, to be up to speed with what is going on.

Ms. San Nicolas stated that she believes that the budget law authorizes the Superintendent to reprogram funds from personnel to operations but not the other way around. She stated that she believes the same rule applies to federal funds. There are restrictions.

Mr. Mendiola stated that we are running out of time so he would like to entertain a motion to approve the travel based on the points that were taken in respects to the funding source. The second thing is when they come back for the next meeting, because we plan on addressing our spending plan, we'll have further discussion on that. When it's right to come to the Board for the vote he will call it.

Mr. Lujan moved, seconded by Ms. Benavente, to approve the conditional approval for the NASBE travel to the Annual Conference. The Board voted by voice with a vote of 7-1 for the motion. Mr. Ada voted no. The motion passed.

Ms. Gutierrez wanted to clarify for those who don't know, how NASBE has helped the Department and the GEB. She stated that they have received over $30,000 in stipends for grants that they have applied for. The last stipend that they received was $9,000 for differentiated learning initiatives among others. She stated

that going to NASBE conferences has helped them and they have made it known that the Guam Education Board is not a silent board. She noted that the Annual Conference is where all the different states will meet. She informed everyone that there is a deadline to register before the cost for registration goes up.

Council of Chief State School Officers (CCSSO) – Implementing Systems of Continuous Improvement Meeting – Travel Approval. Ms. Gutierrez stated that she received an invitation for her to join the team from Guam and informed everyone that the trip is fully funded and no expense will be incurred by the GDOE. The meeting will be held in Tampa, Florida on December 12-13, 2018.

Mr. Lujan moved, seconded by Ms. Benavente, to approve the travel for Ms. Maria Gutierrez to attend the Council of Chief State Officers Meeting. The Board voted by voice with a vote of 8-0 for the motion. Mr. Ada voted no. The motion passed.

2) **Instructional & Academic Support Committee** - Head Start Report – Ms. Cynthia Respicio stated that last Tuesday was Head Start's first day of school. They had a good turnout and, after a week, the students are adjusting well. She noted that she is presenting the report because Ms. Schroeder is currently off island.

Mr. Mendiola asked if there were any updates on the grants.

Ms. Respicio reported that they haven't heard back yet from Region IX regarding the COLA Grant.

She also informed the Board that the bussing issue at the duration full-day classrooms are still status quo because Mr. Frank Taitano can't guarantee that students will be sent back to the school if the parents are not there to receive them.

Mr. Fernandez noted that they received word that three schools who applied for accreditation this last year obtained initial accreditation for the period of one year. The schools include MU Lujan Elementary School, Juan M. Guerrero Elementary School and Merizo Martyrs Memorial Elementary School. Mr. Fernandez congratulated the three schools. He stated that GDOE now has 36 schools that are accredited. Three schools are up for accreditation this year and two schools the following year. He stated that, in 2020, we will be the first district to have all schools accredited by WASC, and in addition, he will be joining the Commission as a Commissioner for the Pacific starting in January.

Ms. San Nicolas stated that she is proud of our schools, they are so dedicated and focused on the whole core of student achievement. She asked what happened to the seven other schools who went through either a mid-cycle or full self-study. She asked if any report was received.

The Superintendent responded that yes, we did receive a report. He stated that everyone got their six year term. He noted that all of our teams are showing that they are experienced with the accreditation process and the visits are going a lot better. He stated that we've been getting a lot of feedback from WASC about the visits and that the schools are focused on teaching and learning. He commented that they will give the Board that information as well as information regarding the upcoming visits.

Ms. San Nicolas commented that there are some issues that central office or the Board need to address. She requested that those documents be provided to the Board in a future meeting so that they can see and be involved and participate in the problem solving. Ms. San Nicolas stated that she fully supports the Superintendent's agenda to have all the GDOE schools be accredited by the year 2020. She stated that it is aligned with Goal 1. For this school year, we have nine schools going through the process, three elementary schools will undergo the initial visit and six other schools are going through a full self-study. She commented that she believes those schools have not been engaged in any discussion regarding the possible impact of the budget on accreditation. A lot of these schools have gone beyond in their effort to prepare for the visit and prepare the report. Some schools have already received their visit dates. She stated that these schools need to be supported. She stated that the accreditation process leaves no room for

complacency, it provides a focus and a direction for school improvement and that school improvement is a continuous cycle. She stated that they need to support that agenda of the Superintendent and make that a reality that by the year 2020, all schools will be accredited.

The Board then introduced GEB Resolution 2018-15 – 2018 First Global Challenge to recognize the Guam students, mentors, and teachers who supported the recent travel to competition in Mexico City.

Mr. Lujan moved, seconded by Ms. Benavente, to approve the GEB Resolution 2018-15 – In Recognition and Profound Appreciation of the Team of Guam Student Representatives in the 2018 First Global Challenge in Mexico City. The Board voted by voice with a vote of 8-0 for the motion. The motion passed.

3) **Safe & Healthy Schools Committee** – Mr. Lujan mentioned an issue with the Special Olympics. He said he heard that there is a possibility of the event moving to a non-GDOE facility due to a failure to respond to the call. He stated that he did emphasize that GDOE needed to get more involved in the Special Olympics because more than 90 percent of the students come from GDOE. He stated that the Department needs to get more involved, not just the school. Mr. Lujan asked that the Superintend communicate with necessary personnel that the Special Olympics would be held at the school. The Superintendent stated that the Special Olympics has been held at Okkodo High School for the past couple of years and doesn't see where there is an issue but Deputy Sukola is on top of it.

4) **Organizational Efficiency and Development Committee** – Ms. Gutierrez noted that there was a work session held on July 16th regarding the creation of positions for the Chief Auditor (GDOE) and the Auditor IV (GDOE).

Mr. Franklin Cooper-Nurse, Chief Auditor for the GDOE Internal Audit Office gave testimony to support the creation of positions.

Mr. Mendiola asked Mr. Cooper-Nurse to introduce his staff.

Mr. Crisostomo commented that he fully supports this effort but also wanted to make it clear that this Board is entertaining a piecemeal proposal which creates issues of parity with employees throughout the department and their counterparts outside the community. He stated that GDOE should do a clean study and get parity with the greater community.

Mr. Lujan agreed with Mr. Crisostomo and commented that we should start reorganizing our positions and give the employees what they're due. He stated that we can't keep taking the loss because someone feels that they are going to give us less and not have any penalties because of it. He stated that we have to take charge to move in the direction that is responsible, not only to the employees but to the people that we serve, the 31,000 kids and their families.

Mr. Fernandez thanked the Board for their support and stated that he recognized the issue that is being raised. In regards to the audit office, they are very critical for what we are doing, not just for the high risk situation but throughout the Department. He stated that they raise the level of professionalism and accountability for all of us. He acknowledged Mr. Crisostomo's concern about looking in parity across the agency and Mr. Lujan's concern about how we move forward in light of the rest of the government. He asked for their support to move forward with the comment period for the auditor's position but to also recognize that we still fall within the purview of DOA's authority to set the salaries and to approve positions.

Mr. Mendiola stated that now that we are looking at the FY19 budget, we need to put that as a priority for the Finance Committee to address.

Ms. Gutierrez moved, seconded by Mr. Lujan, to approve the GEB Resolution 2018-14 – For the approval of the Superintendent's request, Petition for creation of position of the Chief Auditor (GDOE) and the Auditor IV (GDOE) to include the chronology time line so that the Department follows the timeline in which they would make the announcements and the Board is authorizing the announcement to have a public hearing. The Board voted by voice to approve the motion with a vote of 8-0. The motion passed.

Ms. Gutierrez asked for an update on their request for a draft amendment for the Rules and Regulations regarding Nepotism.

Mr. Fernandez responded that legal counsel met with the Chairman to clarify the request. He stated that his instruction to legal counsel is for them to develop the position as suggested by the Board Chair but we recognize that the Board has not taken any official overall position. He stated that it would be up for the consideration of the Board as a whole. The issue is to make the policy more aligned with the law and that is what they are working on. During the next work session, they will present what they can.

Mr. Crisostomo stated that the law did not allow flexibility, we would have to change the law to make the attempt in the direction that we were moving in. The definition of nepotism is tied to living in the same household. He stated that by the definition of nepotism, if your mother is not living in the same house it is not nepotism. He stated that without change in the law, the Board cannot effectively implement a policy that would meet its needs to full satisfaction.

Mr. Lujan stated that the law is not clear and the intention of the Board was to clarify the law. Mr. Lujan noted that he spoke to several senators, and they are up for it as well, to clarify the law. He stated that they are asking for a resolution from us.

Mr. Mendiola stated that they were in agreement that they needed to clarify the law because it was not clear. He stated that he would give the Superintendent and legal counsel more time and he would make sure it is on the next agenda.

5) **Fiscal Management**

Update on FY18 /FY19 Budget – Mr. Mendiola stated that the GDOE finally has a number which puts the Department in the position to draft up our spending priorities. He noted that there are going to be some tough challenges. He stated that his proposal is for them to put up a supplemental budget to the Legislature.

Mr. Fernandez thanked the Chairman for facilitating the meetings they have been having with the DOA Director and the Chief Financial Advisor of the Governor. He stated that they have been monitoring cash flow on our year end projected level to receive the appropriation that we are expecting. They will continue to monitor the cash flow and meet with the Chief Financial Advisor to make sure that we have a commitment to ensuring that receive everything that we anticipated. He stated that they are working on a draft spending plan and they will have it available for the work session and will further refine it. The Board is required to approve a spending plan prior to the beginning of the fiscal year. He stated that they will continue to work on it so that the Board can approve the plan. Mr. Fernandez informed the Board of the letter that was sent out to all employees informing them of the effects of the new budget bills. He gave a brief description of all the impacts on GDOE. He stated that he thinks they need to go to the Legislature to address any issues or give more flexibility to GDOE given the specific types of employees we have.

6) **Ad-Hoc Committee on Furlough and School Year 2018-19** – Tabled.

VII. NEW BUSINESS - None

VIII. EXECUTIVE SESSION

Mr. Mendiola noted that he wanted to go into executive session to discuss the communication they received from Attorney Klitzkie. He asked the Ex-Officio members to sit in for the meeting.

Mr. Mendiola also wanted to publicly recognize the father of Ms. Universe Guam, Dr. McNinch. He congratulated Dr. McNinch and his beautiful daughter for her win.

Mr. Ada wanted to state that he was so impressed with PC Lujan and the performance of the JROTC students. He stated that they conducted themselves with a lot of class. He was concerned however that the JROTC students were told to eat at home. He asked the Superintendent to convey that they really appreciated the JROTCs participation.

Mr. Lujan moved, seconded by Ms. Benavente, to move into executive session. The Board voted by voice to amend the motion and approved the motion for the amendment with a vote of 8-0. The motion passed.

The Board moved into Executive Session at 7:56 pm. Executive Session was attended by all eight voting board members as well as the Superintendent and legal counsel.

Mr. Lujan moved, seconded by Ms. Benavente, to move out of executive session at 8:05 pm. The Board voted by voice with a vote of 8-0 for the motion. The motion passed.

The Board returned to Public Session at 8:05 pm.

Mr. Mendiola stated that the Board made a motion to go into executive session to address the letter that was sent to the Secretary of the Board, the Superintendent, from Attorney Robert Klitzkie, dated August 5, 2018. He stated that he would entertain a motion declaring that the Board stands by its decision of its previous action, that the complaint against the Superintendent was found to have no merit and the Board stands by that decision, and there is no further action on the item.

Mr. Ada moved, seconded by Mr. Lujan, to reaffirm the decision that the Board made in response to Attorney Klitzkie's August 5th letter. The Board voted by voice with a vote of 8-0 for the motion. The motion passed.

IX. Announcements and Adjournment

Dr. McNinch moved, seconded by Mr. Lujan to adjourn the meeting. The motion passed.

Mr. Mendiola adjourned the meeting at 8:09 p.m.

MINUTES SUBMITTED BY:

_____ **Date:** _____

CHRISTIE L. SAN NICOLAS
Administrative Officer

MINUTES OF AUGUST 29, 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:** _____

Communications

Ex-Officio Member Report

Doc. No. 81GL-15-2011.

IBOGS

ISLAND-WIDE SCHOOL BOARD OF GOVERNING STUDENTS

HACIE SAN JOSE
Chairwoman

EYAN SAMELO
Vice Chair

IBOGS REPORT for SEPTEMBER 25, 2018

MEMBERS

Hacie San Jose, Chairwoman (SSHS)
Eyan Samelo, Vice-Chair (SHS)
Angeline Francisco, Secretary (JFK HS)
Jean Bactad, PRO (OHS)

Devin Duque (SSHS)
Nathan Naputi (SHS)
Nikki San Agustin (JFK HS)
Julie Laxamana (OHS)
Mia Aguilar (THS)
Anesha Ignacio (THS)
Jiannah Abasta (GWHS)
Marcelina Pangelinan (GWHS)

CO-ADVISORS

Maria Gutierrez,
GEB Vice Chair
Jon J.P. Fernandez,
Superintendent

The Island-Wide School Board of Governing Students (IBOGS) met for their September 17, 2018 for regular meeting. All twelve IBOGS representatives were in attendance. The meeting agenda were the following:

1. **IBOGS REGULAR MEETING: Monday, September 17, 2018**
   a. Senator Joe S. San Agustin requested to meet with the IBOGS representatives to present his proposed Bill for amendment to repeal 17 Guam Code Annotated, Chapter 3, Article 1, s/s 3102.3, (c) (1) relative to Non Voting Members for Island-wide School Board of Governing Students member.

   b. Ms. Isa Baza, DOE PIO was present to share the scheduled DOE Social Media PSAs Topics for SY 2018/2019 requesting for IBOGS's participation and ideas with the topics that are important and relevant to students.

2. **SY 2018/2019 IBOGS STANDING COMMITTEES:**
   a. Student Exchange
   b. Student Leadership Conference
   c. Dress Uniform Board Policy Review
   d. Public Service Announcement
   e. Proposed Legislative Education Bills

*Committee members were assigned for all Standing Committees
*Meetings and work sessions to be scheduled in the coming months.

3. **SET MEETINGS**: IBOGS will be holding their mandatory monthly meetings on the second Monday of each month, from 3:00-4:30 PM. IBOGS October meeting will be on Monday, October 8, 2018, 3:00 - 4:30 pm, DOE Gallery A/B Conference Room.

4. **RELIEF DRIVE**: Brought up by Eyan Samelo, IBOGS Vice Chair; working with SBA and other clubs and organizations to gather donations for those affected by Typhoon Mangkhut.

5. **GDOE 5K:** September 29th, 2018; IBOGS will be there either participating in the run or assisting.

** IBOGS Report Submitted by; Hacie San Jose, Chairwoman Date: September 21, 2018

September 25, 2018

To: Guam Education Board and Guam Department of Education

Fr: Mark McCarthy, GFT Representative

Re: Professional Teacher Evaluation Plan

The Professional Teacher Evaluation Plan (PTEP) is the sole evaluation tool recognized in the Collective Bargaining Agreement to improve instructional practices.

The current PTEP was developed 6 years ago by a cadre of 6 teachers and administrators in a joint GFT/GDOE committee. Cadre members recognized the need for more frequent observations and feedback on teaching practices. Also, new teaching standards and performance indicators had recently been adopted as Guam Education Board Policy. Third, members of the island community desired to include student growth and parent/student input in the evaluation process of teachers.

The PTEP is a formative evaluation tool. It is designed to help supervisors and teachers identify strengths and weaknesses. It is designed to be a continual, cyclical process where teachers are able to reflect and improve their craft.

Currently, the GFT is receiving negative reports from teachers at some school sites regarding the misuse of the PTEP in the following areas: Goal Setting, Observations/Feedback, Forms, Parent Perception Surveys, Student Growth Data, and Deadlines.

The GFT is recommending that the district take the following corrective actions to ensure the proper implementation of the PTEP:

1. Formal training for all administrators and teachers in the procedures and purpose of the PTEP during the beginning of the school year, preferably in a district-wide presentation. The current practice is to have PTEP presentations in each school with an administrator presenting their processes that may or may not deviate from the actual PTEP process.

2. Data collection of all "Form F: End of the Year Summary Evaluation" from each school site.

Thank you,

Mark McCarthy

Unfinished Business/Committee Reports

GUAM HEAD START PROGRAM
DEPARTMENT OF EDUCATION
501 Mariner Avenue;
Barrigada, Guam 96913
Tel: (671) 300-1603/0604
Fax: (671) 477-1535
www.gdoe.net/headstart

Jon J. P. Fernandez
Superintendent of Education

Catherine M. Schroeder
Program Director, Head Start

Guam Head Start Program
Program Director's Report
September 2018

In accordance with Section 642 (d)(2) of the Head Start School Readiness Act of 2007 (P.L. 110-134), the DOE Guam Head Start Program is required to report specific information to the Guam Education Board and the Guam Head Start Policy Council on a monthly basis.

Financial(s): (Attachment A)

As of August 31, 2018 financial statement the program expended and encumbered 9.5% of the current year's budget.

The program requested and received permission to extend our liquidation period to November 30 to ensure arrival of vehicle the program purchased. (attachment C1)

ERSEA (Eligibility, Recruitment, Selection, Enrollment, Attendance) (Attachment B)

Registration: the program continues to register families for the program as 37 children withdrew and were placed on the wait list.

Enrollment: The program reported full enrollment.

Attendance: On the first day of class attendance was 74.6%. The total for the month of August was 79.6%. The low attendance rate is attributed to 2 factors: incomplete health clearances and children who did not show up at all.

Disability Enrollment: At this time there are 42 with disabilities registered.

Meal Report: pending

Program Information:

Grant Amendments: The program received the $30,000 supplemental Training and Technical Assistance Award. (Attachment C2)

The program received notification of availability of funds for Duration Expansion to increase the number of full day classrooms from the current 7 to 12 an addition of 5 classrooms or 45 % of our current enrollment. The program submitted an intent to apply. If we receive approval to proceed with our application we would be looking to replace our current limited term part time staff with full time staff. This grant will be due December 1. (attachment C3)

Typhoon Mangkhut: Head Start Staff reached out and learned that 3 HS families were displaced. Supports and referrals were made to assist these families. Family Services staff registered 6 families who were still in the Tier 2 shelters and assisted with referrals and supports. 3 Head Start classrooms had minor damages – mostly swollen doors that were difficult to open.

Head Start Cluster Training (Guam, CNMI, Palau, Hawai'i): Guam Head Start is hosting a Practice Based Coaching training with Region 9 Early Childhood Specialists from September 25 – 27.

October is Head Start Awareness Month. Details of events to follow.

Communications: Office of Head Start: (Attachments C 1 - 5)

Approval to extend liquidation Period until November 30, 2018,

Supplemental Training and Technical Assistance Grant supplement for $30,000 approved.

Program Information: ACF-PI-HS-18-05: Supplemental funds Available to Increase Program Hours in Head Start and Early Head Start.

Transportation Waiver approval: Every year the program applies for a waiver on the requirement for Child Restraint Systems and seat belts and bus monitors:

Certificate of Membership: Region 9 Head Start Association.

Program Calendar and Announcements: August 17 – September 30

Members of the Guam Education Board and DOE Management Team are welcome to attend all Head Start activities.

Date	Event
September 25-27	Practice Based Coaching Cluster Training
October 1 -31	HEAD START AWARENESS MONTH: Activities to be announced
October 17	Transition Policy Council Meeting: venue to be announced
October 27	Annual Head Start Conference
November 5-9	Creative Curriculum / MyTeach training on Assessments: Teaching Strategies trainer presenting

Action Request: None at this time.

Submitted: September 21, 2018

Catherine M. Schroeder: Program Director

Joseph L. M. Sanchez: Deputy Superintendent of C&II

Jon J. P. Fernandez: Superintendent of Education

FOR 2018 11

ACCOUNTS FOR: 18 FY 2018	ORIGINAL APPROP	REVISED BUDGET	YTD EXPENDED	MTD EXPENDED	ENC/REQ	AVAILABLE BUDGET	PCT USED
32010 BASIC GRANT AWARD							
76020 831 215 SALARY FY18 HS BAS	1,593,539	1,593,539.00	182,903.52	107,157.98	.00	1,410,635.48	11.5%
76021 831 215 SUBS FY18 HS BASIC	7,000	7,000.00	.00	.00	.00	7,000.00	.0%
76022 831 215 PART-TIME FY18HS B	402,506	402,506.00	9,927.16	9,927.16	.00	392,578.84	2.5%
76023 831 215 BENEFITS FY18HS BA	795,764	796,714.00	71,094.50	42,844.76	.00	725,619.50	8.9%
76024 831 215 LOCAL MIL FY18HS B	6,800	6,800.00	16.35	16.35	.00	6,783.65	.2%
76025 831 215 CONTRACTUAL 18HS B	80,480	82,090.00	11,681.95	202.00	1,922.00	68,486.05	16.6%
76026 831 215 SUPPLY FY18 HS BAS	85,000	137,617.00	4,004.93	4,004.93	2,303.72	131,308.35	4.6%
76027 831 215 EQUIPMENT 18HS BAS	10,340	31,995.00	.00	.00	.00	31,995.00	.0%
76028 831 215 MISC. FY18 HS BASI	500	500.00	.00	.00	.00	500.00	.0%
TOTAL BASIC GRANT AWARD	2,981,929	3,058,761.00	279,628.41	164,153.18	4,225.72	2,774,906.87	9.3%
32030 TRAINING AND TECHNICAL ASSISTANCE							
76030 831 215 TRAVEL FY18 HS T/T	22,000	22,000.00	.00	.00	.00	22,000.00	.0%
76031 831 215 LOCAL MIL FY18 HS	1,600	1,600.00	.00	.00	.00	1,600.00	.0%
76032 831 215 CONTRACTUAL 18 HS	21,000	21,420.00	225.00	150.00	11,250.00	9,945.00	53.6%
76033 831 215 SUPPLY FY18 HS T/T	1,394	1,672.00	.00	.00	.00	1,672.00	.0%
TOTAL TRAINING AND TECHNICAL A	45,994	46,692.00	225.00	150.00	11,250.00	35,217.00	24.6%
TOTAL FY 2018	3,027,923	3,105,453.00	279,853.41	164,303.18	15,475.72	2,810,123.87	9.5%

09CH9160 - GUAM PUBLIC SCHOOL SYSTEM

End-Of-Month Enrollment - August 2018

Head Start

	Operated this month	*Last day of services provided*	*Reported Enrollment*	*Funded Enrollment*	*Grant Status*
	Yes	Aug 31, 2018	534	534	Reported
Initially Reported:	On 09/04/2018 by Enrico Pegarido				
Last Updated:	On 09/04/2018 02:56:54 AM, EST by Enrico Pegarido				
Grantee Comments:	Total Enrolled in Class: 533 Total Vacancies Within 30 Days: 1 Total Vacancies Replaced After 30 Days: 0				

DEPARTMENT OF HEALTH AND HUMAN SERVICES

ADMINISTRATION FOR CHILDREN & FAMILIES

Region IX
90 7th Street, Ninth Floor
San Francisco, CA 94103

Re: Grant No. 09CH9160/04

Ms. Catherine M. Schroeder
Guam Head Start Program Director
501 Mariner Avenue
Barrigada, GUAM 96913

Dear Ms. Schroeder:

This is in response to your letter dated August 24, 2018 to request an extension to liquidate $46,750 for obligations incurred under Grant No. 09CH9160/04.

These funds were obligated for the purchase of a new cargo van. The dealer informed your agency on August 21, 2018 via letter correspondence that due to shipping logistics, the van, originally scheduled for delivery on September 10, 2018, will not arrive until the first week of October, at the earliest.

Based on your agency's explanation, our office is approving the extension until November 30, 2018. A provisional Federal Financial Report (SF-425) pertaining to the Program Year is due 10/30/2018, and a Final Federal Financial Report pertaining to the Program Year is due 01/30/2019.

If additional information regarding the above matters is required, please contact Gabriela Aranda, Financial Management Specialist, at (415) 437-8423.

Sincerely,

Clinton McGrane
Acting Grants Officer
Office of Grants Management, Region IX

cc: S. Karrer, OHS, Program Specialist
J. Fernandez, Guam Superintendent of Education
T. Taitano, Guam Deputy Superintendent FAS
L. Perez, Guam Comptroller

DEPARTMENT OF HEALTH AND HUMAN SERVICES
ADMINISTRATION FOR CHILDREN AND FAMILIES
NOTICE OF AWARD

SAI NUMBER:

PMS DOCUMENT NUMBER:

1. AWARDING OFFICE:	2. ASSISTANCE TYPE:	3. AWARD NO.:	4. AMEND. NO.
Office of Head Start	Discretionary Grant	09CH9160-05-02	2

5. TYPE OF AWARD:	6. TYPE OF ACTION:	7. AWARD AUTHORITY:
Service	Supplement	42 USC 9801 ET SEQ.

8. BUDGET PERIOD:	9. PROJECT PERIOD:	10. CAT NO.:
07/01/2018 THRU 06/30/2019	07/01/2014 THRU 06/30/2019	93.600

11. RECIPIENT ORGANIZATION:

GUAM DEPARTMENT OF EDUCATION
500 Mariner Ave
Barrigada, GU 96913-1608
Grantee Authorizing Official: Mark Mendiola , Chairman, Guam Education Board

12. PROJECT / PROGRAM TITLE:

Head Start

13. COUNTY:	14. CONGR. DIST:	15. PRINCIPAL INVESTIGATOR OR PROGRAM DIRECTOR:
Guam	00	Catherine Schroeder

16. APPROVED BUDGET:

Personnel	$	1,995,413.00
Fringe Benefits	$	792,280.00
Travel	$	52,000.00
Equipment	$	19,557.00
Supplies	$	96,710.00
Contractual	$	77,730.00
Facilities/Construction	$	0.00
Other	$	101,763.00
Direct Costs	$	3,135,453.00
Indirect Costs At % of $	$	0.00
In Kind Contributions	$	0.00
Total Approved Budget	$	3,135,453.00

17. AWARD COMPUTATION:

A. NON-FEDERAL SHARE	$	583,864.00	15.7%
B. FEDERAL SHARE	$	3,135,453.00	84.3%

18. FEDERAL SHARE COMPUTATION:

A. TOTAL FEDERAL SHARE	$	3,135,453.00
B. UNOBLIGATED BALANCE FEDERAL SHARE	$	94,747.00
C. FED. SHARE AWARDED THIS BUDGET PERIOD	$	3,010,706.00

19. AMOUNT AWARDED THIS ACTION:	$	30,000.00
20. FEDERAL $ AWARDED THIS PROJECT PERIOD:	$	14,156,571.09

21. AUTHORIZED TREATMENT OF PROGRAM INCOME:

Additional Costs

22. APPLICANT EIN:	23. PAYEE EIN:	24. OBJECT CLASS:
660491518	1660491518A2	41.51

25. FINANCIAL INFORMATION: DUNS 855023255

ORGN	DOCUMENT NO.	APPROPRIATION	CAN NO.	NEW AMT.	UNOBLIG.	NONFED %
	09CH916005	75-18-1536	8-G094120	$30,000.00		

26. REMARKS: (Continued on separate sheets)

27. SIGNATURE - ACF GRANTS OFFICER	DATE:	28. SIGNATURE(S) CERTIFYING FUND AVAILABILITY	
Clinton A Mcgrane	09/07/2018	Ms. TaWanda Goodman	09/05/2018

29. SIGNATURE AND TITLE - PROGRAM OFFICIAL(S)	DATE:
Ms. Jan Y Len - Regional Program Manager, Office of He	09/06/2018

DGCM-3-785 (Rev. 86)

DEPARTMENT OF HEALTH AND HUMAN SERVICES
ADMINISTRATION FOR CHILDREN AND FAMILIES
NOTICE OF AWARD

SAI NUMBER:

PMS DOCUMENT NUMBER:

1. AWARDING OFFICE:	2. ASSISTANCE TYPE:	3. AWARD NO.:	4. AMEND. NO.
Office of Head Start	Discretionary Grant	09CH9160-05-02	2

5. TYPE OF AWARD:	6. TYPE OF ACTION:	7. AWARD AUTHORITY:
Service	Supplement	42 USC 9801 ET SEQ.

8. BUDGET PERIOD:	9. PROJECT PERIOD:	10. CAT NO.:
07/01/2018 THRU 06/30/2019	07/01/2014 THRU 06/30/2019	93.600

11. RECIPIENT ORGANIZATION:

GUAM PUBLIC SCHOOL SYSTEM

STANDARD TERMS

1. Paid by DHHS Payment Management System (PMS), see attached for payment information.This award is subject to the requirements of the HHS Grants Policy Statement (HHS GPS) thatare applicable to you based on your recipient type and the purpose of this award.

   This includes requirements in Parts I and II (available at http://www.hhs.gov/grants/grants/policies-regulations/index.html of the HHS GPS. Although consistent with the HHS GPS, any applicable statutory or regulatory requirements, including 45 CFR Part 75, directly apply to this award apart from any coverage in the HHS GPS.This award is subject to requirements or limitations in any applicable Appropriations Act.This award is subject to the requirements of Section 106 (g) of the trafficking VictimsProtection Act of 2000, as amended (22 U.S.C. 7104).For the full text of the award term, go to http://www.acf.hhs.gov/discretionary-post-award-requirements.
   This award is subject to the Federal Financial Accountability and Transparency Act (FFATA or Transparency) of 2006 subaward and executive compensation reporting requirements.For the full text of the award term, go to http://www.acf.hhs.gov/discretionary-post-award-requirements.This award is subject to requirements as set forth in 2 CFR 25.110 Central Contractor Registration (CCR) and DATA Universal Number System (DUNS). For full text go to http://www.acf.hhs.gov/discretionary-post-award-requirements.

   Consistent with 45 CFR 75.113, applicants and recipients must disclose in a timely manner, in writing to the HHS awarding agency, with a copy to the HHS Office of Inspector General (OIG), all information related to violations of federal criminal law involving fraud, bribery, or gratuityviolations potentially affecting the federal award. Subrecipients must disclose, in a timelymanner, in writing to the prime recipient (pass through entity) and the HHS OIG, all information related to violations of federal criminal law involving fraud, bribery, or gratuity violationspotentially affecting the federal award. Disclosures must be sent in writing to the awarding agency and to the HHS OIG at the following addresses:
   The Administration for Children for Children and FamiliesU.S. Department of Health and Human ServicesOffice of Grants ManagementATTN: Grants Management Specialist330 C Street, SW., Switzer Building Corridor 3200 Washington, DC 20201 AND
   U.S. Department of Health and Human ServicesOffice of Inspector GeneralATTN: Mandatory Grant Disclosures, Intake Coordinator330 Independence Avenue, SW, Cohen BuildingRoom 5527Washington, DC 20201Fax: (202) 205-0604 (Include "Mandatory Grant Disclosures" in subject line) or Email: MandatoryGranteeDisclosures@oig.hhs.gov
   Failure to make required disclosures can result in any of the remedies described in 45 CFR75.371 Remedies for noncompliance, including suspension or debarment (See 2 CFR parts 180& 376 and 31 U.S.C. 3321).

   This award is subject to the requirements as set forth in 45 CFR Part 87. This award is subject to HHS regulations codified at 45 CFR Chapter XIII, Parts 1301, 1302, 1303, 1304 and 1305. Attached are terms and conditions, reporting requirements, and payment instructions. Initial expenditure of funds by the grantee constitutes acceptance of this award.

AWARD ATTACHMENTS

GUAM PUBLIC SCHOOL SYSTEM 09CH9160-05-02

1. remarks

26. REMARKS (Continued from previous page)

This grant action also awards supplemental T/TA funding in G094120 in the amount of $30,000 for Spring 2019 to attend the Hawaii/Outer Pacific Institute in San Francisco, California.

Head Start population: 534 children.

Designated Head Start service area: Territory of Guam

Approved program options: Center-based.

Supplemental Funds Available to Increase Program Hours in Head Start and Early Head Start

eclkc.ohs.acf.hhs.gov/policy/pi/acf-pi-hs-18-05

Supplemental Funds Available to Increase Program Hours in Head Start and Early Head Start
ACF-PI-HS-18-05

U.S. (United States) Department
of Health and Human Services

ACF
Administration for Children and Families

1. Log Number: ACF-PI-HS-18-05

2. Issuance Date: 09/10/2018

3. Originating Office: Office of Head Start

4. Key Words: Consolidated Appropriations Act; Appropriations; Fiscal Year (FY) 2018; Funding Increase; Increased Program Hours; Duration

Program Instruction

To: Head Start and Early Head Start Grantees and Delegate Agencies

Subject: Supplemental Funds Available to Increase Program Hours in Head Start and Early Head Start

Instruction:
The Office of Head Start (OHS) announces the availability of approximately $295 million to be awarded for increasing the total annual hours of high-quality early education services offered to children enrolled in Head Start and Early Head Start center-based, family child care, and locally-designed programs. Of the $295 million that may be available for award, $257.4 million is available under Consolidated Appropriations Act of 2018 (Pub. L. 115-141), and additional funding may be available under fiscal year (FY) 2019 appropriations. Awards made under this Program Instruction (PI) are subject to the availability of federal funds.

This funding is not available to grants funded under the Early Head Start Expansion and Child Care Partnership appropriations.

OHS (Office of Head Start) will award funds to grantees eligible under this PI (Program Instruction). Funding is noncompetitive. OHS (Office of Head Start) expects to award funds to eligible grantees in each of the 50 states, the District of Columbia, U.S. territories, and the Republic of Palau, pending fundable applications. Subject to appropriations, funds awarded would become part of a grantee's base funding in future years.

Eligibility

Eligibility criteria for Head Start and Early Head Start (EHS) grantees, including American Indian and Alaska Native (AIAN) and Migrant and Seasonal Head Start (MSHS) grantees, are described in this section.

Funds will be awarded in priority order by condition listed below. In the event fundable requests exceed available funding, conditions with lower priority will not be funded.

Grantees will not be awarded funding under this opportunity to extend program hours beyond 1,020 hours for Head Start center-based slots nor to extend program hours beyond 1,380 hours for family child care and EHS (Early Head Start) center-based slots.

For all grantees, eligibility will be determined using the data from the Program Schedule Verification Amendment in the Head Start Enterprise System (HSES), including grantees that have successfully competed and received awards since July 1, 2018.

Grantees meeting one or more of the conditions below are eligible to receive funds for the program(s) where the condition applies. Conditions are listed in priority order.

Conditions of Eligibility

- **Condition 1:** EHS (Early Head Start) programs operating less than 100 percent of family child care and/or center-based slots at 1,380 hours

  Eligible grantees may apply for funding to increase up to 100 percent of their Early Head Start center-based or family child care slots to operate for 1,380 hours.
- **Condition 2:** Head Start programs operating less than 100 percent of family child care slots at 1,380 hours

  Eligible grantees may apply for funding to increase up to 100 percent of their Head Start family child care slots to operate for 1,380 hours.
- **Condition 3:** MSHS (Migrant and Seasonal Head Start) programs serving predominantly infants and toddlers and operating less than 45 percent center-based slots at 1,380 hours

  Eligible grantees may apply for funding to increase up to 45 percent of their infant and toddler center-based slots to operate for 1,380 hours.
- **Condition 4:** Head Start programs operating double session variations with less than 45 percent of total center-based slots at 1,020 hours, and proposing to convert part-day, double session variations to single sessions

Eligible grantees may apply for funding to increase their percentage of Head Start center-based slots that operate for 1,020 hours up to 45 percent or, for very small programs, one classroom (which may exceed 45 percent in total).

- **Condition 5:** Head Start programs operating less than 45 percent of center-based slots at 1,020 hours

  Eligible grantees may apply for funding to increase their percentage of Head Start center-based slots that operate for 1,020 hours up to 45 percent or, for very small programs, one classroom (which may exceed 45 percent in total).
- **Condition 6:** EHS (Early Head Start) programs operating a locally-designed option (LDO) with a combination model of classroom hours and home visits

  Eligible grantees may apply for funding to increase their hours of service.
- **Condition 7:** Head Start programs operating an LDO (locally-designed option) with a combination model of classroom hours and home visits

  Eligible grantees may apply for funding to increase their hours of service.

Ineligible

- Requests proposed to supplant existing subsidies or other funding. For example, grantees using other funding sources, such as State or private funding, to operate slots for longer annual hours cannot apply to use this Head Start funding in lieu of existing streams of funding. OHS (Office of Head Start) will use current program schedule data to determine eligibility for this funding.
- Grantees not meeting any of the seven conditions outlined above
- Requests to increase enrollment
- Requests proposed to increase other program costs not associated with extending service hours for applicable slots

Applying for Funds

Applicants must submit all required materials, as explained below, by December 1, 2018.

Eligible applicants must submit an **Amendment to Increase Program Hours** in HSES (Head Start Enterprise System). Application for these funds is voluntary. Further instructions are available in HSES (Head Start Enterprise System).

Content of Applications

Applicants must address the following requirements in their application. The Application and Budget Justification Narrative should begin with a Table of Contents, use 12-point font, and should not exceed 20 pages.

Application and Budget Justification Narrative

Applicants must base their approach on the most recent community assessment and the program's priorities for selection of children with the highest need for services.

For each condition of eligibility for which the applicant is requesting funding, specify the following:

- Identify the condition(s) by number (e.g., Condition 1, Condition 2, etc.).
- Indicate the number of children proposed to receive increased hours of service under each applicable condition.
- Explain the rationale for increased program hours and discuss how the proposed changes will meet the identified needs of children and families for each applicable condition.
- Explain staffing increases for each applicable condition.
- Identify the sites at which the services are proposed, why these sites were selected, the proposed number of classrooms, and the proposed number of children to be served for each applicable condition.
- Specify the timetable and dates, by site, when services will be fully implemented for each applicable condition.

OHS (Office of Head Start) expects applicants will be fully operational at the increased service hours not later than the 2019–20 school year.

Applicants must ensure the proposed program schedule accurately reflects the total funded enrollment and includes the total annual fully increased hours of service for children. **Incomplete schedules may not be considered for funding.**

Budget Requirements

Grantees may have varying start dates by group based on their program model, available facilities, training, and supplies. OHS (Office of Head Start) is requesting an initial budget that will consist of funding for start-up and operations that will occur prior to each grantee's FY (fiscal year) 2020 funding date. OHS (Office of Head Start) reserves the right to issue initial funding in one or multiple awards based on available funding, grantee annual funding months, and the intended timeline for implementation of services. Additionally, OHS (Office of Head Start) requires a Standard Form (SF)-424A object class category breakdown of ongoing annual costs to accurately plan future national funding and to determine the cost of ongoing services by grant.

Grantee training and technical assistance (T/TA) set-asides will not increase under this appropriation. However, consistent with current budgeting authority, grantees may elect to use a portion of operational funding, both in start-up and ongoing costs, for T/TA (training and technical assistance) purposes.

Budget for Initial Award

All initial awards will be effective **March 1, 2019**.

Applicants will enter the detailed budget for the initial award that includes pro-rated operations and start-up requests in the budget data fields that populate to the SF-424A of the **Amendment to Increase Program Hours** in HSES (Head Start Enterprise System).

The initial award amount requested should indicate funding needed from March 1, 2019 (FY (fiscal year) 2019) to your FY (fiscal year) 2020 annual funding date. Applicants should consider the funds needed to scale up and provide services until the start of their FY (fiscal year) 2020 annual funding, based on the timelines indicated in the narrative. The maximum number of months to include is displayed in the table below.

	Annual Funding Month											
Maximum no. of months to include in initial budget request based on scale-up, services to be provided, and requested start-up	Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	July	Aug.	Sept.
	7	8	9	10	11	12	13	14	15	16	17	18

When proposing the initial budget, consider the implementation date of services by group/condition and the funds needed to scale up and provide such services. Identify requested start-up as a separate line item.

Start-up costs must be identified as a separate line item in the SF-424A. Itemize and explain requests in the Narrative. Approval of start-up costs is not guaranteed. Start-up funds are negotiated at the time of award and are based on reasonableness, necessity, and the availability of funds.

Examples of start-up activities include classroom supplies, licensing, training, background checks for additional staff, busses, and space costs.

Facilities

Requests for funds to purchase, construct, or complete major renovations are subject to Facilities, 45 CFR § 1303 Subpart E of the Head Start Program Performance Standards. Applicants are encouraged to submit 45 CFR § 1303 materials with the application for funds to ensure timely review prior to award.

Budget for 12-Month (Annual) Operations

Applicants will provide a budget that includes the ongoing annual cost to increase program hours. The budget should be broken out by object class category on the SF-424A as "12-Month Budget" in the **Amendment to Increase Program Hours.** Further instructions are available in HSES (Head Start Enterprise System).

In future budgets, these amounts may be added to the base CANs for Head Start and Early Head Start. Applicants must provide a narrative that describes the intended use of annual supplemental funds necessary to support the ongoing operating costs for the increased hours of service.

Deadline

All applications (Amendment to Increase Program Hours) must be submitted in HSES (Head Start Enterprise System) not later than December 1, 2018.

Please direct any questions regarding this PI (Program Instruction) to your Regional Office.

Thank you for the work you do on behalf of children and families.

/ Deborah Bergeron /

Deborah Bergeron
Director
Office of Head Start

See PDF Version of Program Instruction:
Supplemental Funds Available to Increase Program Hours in Head Start and Early Head Start
[PDF, 236KB]

DEPARTMENT OF HEALTH & HUMAN SERVICES

ADMINISTRATION FOR CHILDREN & FAMILIES

Office of Head Start
Region IX
90 7th Street, 9th Floor
San Francisco, CA 94103

Refer to: 09CH9160/FY2018

Catherine Schroeder
Head Start Director
Guam Department of Education
500 Mariner Avenue
Guam Department of Education /Guam Head Start Program
Barrigada, GU 96913-1608

AUG 27 2018

C4

Dear Ms. Schroeder:

The Regional Office of Head Start received your correspondence dated August 10, 2018, requesting to waive provisions of 45 C.F.R. Part 1303 Subpart F, pursuant to the criteria defined in 45 C.F.R. § 1303.70(c).

Your request is consistent with the regulatory requirements, and waivers are approved for the following provisions:

45 C.F.R. § 1303.71(d) and § 1303.72(a)(1) - Child Restraint Systems
45 C.F.R. § 1303.72(a)(4) - Bus Monitors

This waiver is effective for the 2018-2019 program year and applies to Head Start children only. Please be advised that requests for a waiver must be approved annually. Requests to waive the child restraint system and/or bus monitor requirements must be submitted by June 30, 2019 of the upcoming program year.

Please contact your assigned Program Specialist, Shirley Karrer at (415) 437-8068 or your assigned Financial Operations Specialist, Gabriela Aranda at (415) 437-8423, if you have any further questions on this matter.

Sincerely,

Jan Len
Regional Program Manager
Office of Head Start – Region IX

cc: Shirley Karrer, Program Specialist
Gabriela Aranda, Financial Operations Specialist

Receiving Stamp
Received by: C
Date: 9/5/18 P
Location:

Certificate of Membership

2018-2019

This is to certify that

Department of Education Government of Guam

Is an active member and in good standing in the Region 9 Head Start Association, which represents the interest of the Head Start community in Arizona, California, Hawaii, Nevada and the Outer Pacific Islands.

R 9 H S A

REGION NINE HEAD START ASSOCIATION

Wassy Tesfa

Wassy Tesfa, President

Edward Condon

Edward Condon, Executive Director

SD

Doc. No. 34GL-18-2341.

GUAM EDUCATION BOARD
RESOLUTION NUMBER _____

Introduced by: Guam Education Board Members

RELATIVE TO APPROVING THE CREATION OF POSITION PETITION FOR THE CHIEF AUDITOR (GDOE) AND AUDITOR IV (GDOE) POSITIONS

WHEREAS, 4 GCA Chapter 6, § 6303 (d) Creation of Positions in the Autonomous Agencies and Public Corporations, authorizes the Superintendent to petition for creation of positions within the Department of Education subject to the approval by GEB; and

WHEREAS, 4 GCA Chapter 6, § 6303.1 Transparency and Disclosure, requires the creation of position petition be posted for public review and comments; and

WHEREAS, on July 23, 2018, the Superintendent of Education transmitted to the GEB a petition to create the positions of Chief Auditor (GDOE) and Auditor IV (GDOE) in the classified service; and

WHEREAS, on August 16, 2018, the Personnel Committee of the GEB held a work session to review and discuss the Superintendent's petition to create the Chief Auditor (GDOE) and Auditor IV (GDOE); and

WHEREAS, on August 28, 2018, the GEB at its regular meeting unanimously approved the Superintendent's petition to create the Chief Auditor (GDOE) and Auditor IV (GDOE) positions subject to compliance with transparency and disclosure requirements; and

WHEREAS, on _____, the Superintendent provided to the GEB information that DOE complied with all administrative requirements pursuant to Public Law 28-112 and 4 GCA Chapter 6, § 6303.1 Transparency and Disclosure for the creation of position, and on that same day

NOW THEREFORE BE IT RESOLVED, that the Guam Education Board approves the Creation of Position Petition submitted to the Board on July 23, 2018, by the Superintendent of Education; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the Director, Department of Administration and to the Legislative Secretary of the 34th Legislature.

DULY AND REGULARLY ADOPTED BY THE GUAM EDUCATION BOARD ON THE _____.

_____
MARK B. MENDIOLA
Chairman, Guam Education Board

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

it for other than authorized activities.

I. Employees shall not engage in unauthorized outside employment or activities, including seeking or negotiating for employment that conflicts with official DOE duties and responsibilities.

J. Employees shall, in good faith, disclose waste and abuse and corruption to appropriate authorities, and in doing so shall be protected from reprisal.

K. Employees shall respect the rights and privacy of other employees and shall not use their position, authority or other means to injure another person or employee for personal reasons or malicious purposes.

L. Employees shall refrain from the unlawful use of drugs and alcohol. Drugs shall mean those drugs identified in the Drug-Free Workplace Program Policy and Operating Procedures (DFWPPOP).

M. Employees shall be courteous and helpful to clients and members of the public.

N. Employees shall be courteous to other employees and respect supervisory authority.

903.100 OATH OF OFFICE

All persons employed by DOE, or accepting employment with DOE shall subscribe and certify to the prescribed loyalty oath. This oath may be administered by the Director of Education/Superintendent or the officers, or employees designated by him at the time of employment processing. Failure to take such oath, or certifying falsely to such oath, such be cause for disciplinary action, dismissal or rescindment of employment offer.

903.200 NEPOTISM

A. Spouses and persons within the first degree of relation such as brother/sister or parent/child may not be employed in the same division in a direct supervisor-subordinate relationship in the classified and unclassified service. Exception to this rule may only be made for the good of the service upon the approval by the Civil Service Commission.

B. No spouse of any division head within DOE may be employed within the division so headed by such person.

C. Whenever there are already two (2) or more members of an immediate family in public service under the same department of any branch of the Government, no other members of such family shall be eligible to appointment to any such department; provided, however, that such prohibition shall not apply to employees in the medical, para-medical or teaching profession. As used in this Section, immediate family means a collective body of persons living together in one home under one head. Pursuant to 4GCA, Section 4204.

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2018-16

Introduced by: Guam Education Board Members

RELATIVE TO ADOPTING THE SPENDING PRIORITIES FOR THE GUAM DEPARTMENT OF EDUCATION FOR FISCAL YEAR 2019

WHEREAS, the Guam Education Board used the Every Child is Entitled to an Adequate Education Act to form the basis of the FY 2019 budget; and

WHEREAS, on January 26, 2018 the Guam Education Board (GEB) approved and adopted the Guam Department of Education (GDOE) FY2019 budget (Resolution 2018-02) in the amount of $334,689,422 and transmitted the budget to *I Mina' Trentai Kuåttro Na Liheslaturan Guåhan;* and

WHEREAS, Bill 323-34 (COR), AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2019, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS; lapsed into law on August 24, 2018 as Public Law 34-116; and

WHEREAS, Public Law 34-116 appropriates the sum of Two Hundred Thirty Million Three Hundred Sixty-Eight Thousand Nine Hundred Forty One Dollars ($230,368,941) to the GDOE Operations Fund for Fiscal Year 2019; and

WHEREAS, Public Law 34-116, appropriates an additional sum of Twenty Million Four Hundred Two Thousand Seven Hundred Eighty-Seven Dollars ($20,402,787) for debt service and lease payments for John F. Kennedy, Okkodo Expansion, Tiyan high schools and GDOE Central Offices, inclusive of annual maintenance and insurance; and

WHEREAS, Public Law 34-116, Chapter II Part I, Section 2 directs the Department of Administration to deduct from within GDOE's Fiscal Year 2019 appropriations in proportion to the ratio of cash received, $6,088, per enrollee for Fiscal Year 2019, not to exceed 740 students for the Guahan Academy Charter School, 620 students for I'Learn Academy Charter School, and 350 students for the Science Is Fun and Awesome Academy Charter School, totaling $10,410,480; and

WHEREAS, Public Law 34-116, Chapter II Section 3 allocates $1,000,000 from within GDOE's Operations Fund appropriation for the procurement of an Owner's Agent Engineer (OAE), architectural and engineering (A & E) services, and other related services for the construction of a new Simon Sanchez High School pursuant to §58D105, Chapter 58D, 5 GCA for Fiscal Year 2019; and

WHEREAS, Public Law 34-116, Chapter II Section 5 allocates $524,913 from within GDOE's Fiscal Year 2019 appropriation from the Limited Gaming Fund pursuant to §5204(d)(3) of Chapter 5, 11 GCA relative to repairs, renovation, and construction of sports facilities; and

WHEREAS, Public Law 34-116, Chapter II Section 8 allocates $100,000 from within GDOE's Fiscal Year 2019 appropriation from the Territorial Educational Facilities Fund for transfer and deposit into the First Generation Trust Fund created under Article 2, Chapter 14, Division 3, 17 GCA; and

DRAFT

WHEREAS, Public Law 34-116, Chapter II Section 16 exempts GDOE from the Bureau of Budget and Management Research allotment release control (§1303, Article 3, Chapter 1, 5 GCA), and requires GDOE to transmit a drawdown schedule, detailed by fund, to the Director of Administration and the Speaker of *I Liheslaturan Guåhan*; and

WHEREAS, Public Law 34-116, Chapter XIII, as amended by Bill 339-34 and PL 34-119, mandates a number of spending control provisions to include: 1) a hiring freeze effective September 1, 2018 to December 31, 2018, except for the hiring of teachers, and positions vacated between September 1, 2018 to December 31, 2018 due to retirement, termination, resignation, or death; 2) a freeze on increments, promotions, reclassifications, merit bonuses, any other upward pay adjustments from October 1, 2018 to September 30, 2019; and 3) the suspension of certification pay differential under 4 GCA §§6235 Chapter 6 Article 2; and

WHEREAS, on September 9, 2018 Bill 339-34 was vetoed by the Governor asserting Bill 339-34 which sought to amend the hiring freeze provision as contained in PL 34-116:XIII:1 is inorganic and void *ab initio*; the inorganic hiring freeze provision has no legal effect and consequently, may be severed while the remaining provisions in PL 34-116 are given effect; and

WHEREAS, these spending control provisions meant to contain costs may also thwart the mandate to sustain certified teachers in the classrooms by adversely affecting recruitment and retention, already compounded by a shortage of teachers, and further prohibiting reclassifications for more than four dozen GDOE teachers who have or are currently pursuing higher education with the expectation that their positions will be reclassified and they can apply those credentials in the classrooms and curriculum; and

WHEREAS, these controls further prohibit $5.5M in projected personnel expenditures: $1,344,829 in increments, $701,040 teacher reclassifications, $1,252,311 in prior year BRIP and $2,218,508 Merit Bonus; and may impair the department's ability to maximize its human resources, and sustain employee morale; and

WHEREAS, Public Law 34-116 appropriates $114.7M (less charter schools) less than the $334.6M approved and requested by the GEB; represents $17.2M in reductions when compared to GDOE's FY18 appropriations ($237,221,257 excluding charter schools); and

WHEREAS, the GEB is concerned cash shortages in GDOE's Fiscal Year 2018 appropriations may potentially result in yet another cycle of carrying over outstanding vendor payments, impacting GDOE's Fiscal Year 2019 operations, and may compound vendor payables from prior year cash shortages in either GDOE's General Fund or TEFF appropriations; and

WHEREAS, while the GEB has determined GDOE's total projected and adjusted baseline cost in FY2019 continuing operations amounts to $238,280,402 or $18,321,941 more than the $219,958,461 appropriated (less Charter schools) to GDOE, Public Law 34-116 authorizes the Superintendent to transfer funds from GDOE appropriations within object classes, and also authorizes and encourages the Superintendent to implement a Cost Savings Plan; and

WHEREAS, under the FY2019 ($219,958,461) authorized funding level, regardless of the *in-organicity* of the hiring freeze, GDOE will have to make hard choices in which positions to fill which will affect classroom instruction, school operations, and abate progress in lifting the department from its high risk grant status; forego the purchase of SPED buses, the use of overtime to address emergency school facilities' needs and staff shortages, no expansion of the Pre-K Early Childhood Education program, curtail and reduce the scale and scope of critical school maintenance contracts; and

WHEREAS, the repeal (PL 34-113) of 2% sales tax, to begin October 1, 2018 under PL 34-87, eliminated a dedicated and new revenue (nearly $10M projected in FY2019) source to help fund

DRAFT

GDOE school maintenance and facilities repairs; GDOE will face challenges with its FY2019 funding level; and

WHEREAS, pursuant to 17 GCA §3112(17) the Guam Education Board continues to utilize the 14 points of the Every Child is Entitled to an Adequate Education Act as a basis for spending priorities; and has determine prioritization of operations and such spending be in the areas of curriculum, safety, and facilities;

NOW THEREFORE BE IT RESOLVED that pursuant to 17 GCA §3112(17) the Guam Education Board does hereby approve the spending priorities, in the amount of $219,958,461 (less Charter schools), as outlined below:

	MANDATE	AMOUNT
1	A certified teacher for every class in a ratio established by relevant collective bargaining agreements	110,968,029
2	Certified Professional Administrators	8,866,863
3	Certified Guidance Counselors	5,419,860
4	Certified School Health Counselors	3,134,402
5	Certified Allied Health Professionals	628,476
6	Air-conditioned or properly ventilated classrooms in which the sensible air temperature is no greater than 78° F	1,693,975
7	Potable water sufficient to provide each student a daily ration of drinking and washing water	3,401,081
8	A reliable supply of electricity	12,105,045
9	Proper sanitation to include flushable toilets, clean restrooms, clean dining areas, and classrooms	3,098,819
10	Adopted and required textbooks and workbooks issued to each public school student for the classes in which he/she is enrolled	1,500,000
11	Libraries, which meet the standards of the American Association of School Librarians, at each school, operated by certified librarians	3,914,118
12	A healthy, safe, sanitary learning environment	52,026,109
13	At least one hundred eighty (180) instructional days each school year with school years ending no later than thirty (30) days following the end of the calendared school year; and	12,947,331
14	Regular; timely school bus transportation to and from the school	254,354
	TOTAL	**219,958,461**

BE IT FURTHER RESOLVED that the Guam Education Board fully supports Public Law 28-45, Section 13 which states:

> *"I Liheslaturan Guåhan* shall annually appropriate from the General Fund or any other funds determined to be appropriate by *I Liheslaturan Guåhan* to the Guam Department of Education all amounts necessary to provide an adequate public educational system as required by Section 29(b) of the Organic Act, as amended, and to that end provide an adequate Public Education for all Public School students as those terms are defined in 1 GCA §715."

BE IT FURTHER RESOLVED, that the Guam Education Board hereby directs the Superintendent to utilize the approved spending priority in creating individual school and division budgets centered on curriculum, safety, and facilities for FY2019; and to exert transfer authority to meet the needs of the department pursuant to Section 17 of the Public Law 34-116, Chapter II Part I; and

DRAFT

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the Honorable Interim Speaker Therese M. Terlaje, *I Mina' Trentai Kuåttro Na Liheslaturan Guåhan*, the Honorable Joe S. San Agustin, Chairman of the 34th Guam Legislative Committee on Education, Finance and Taxation, the Honorable Governor Edward Baza Calvo, *I Magá låhen Guåhan* and all schools and divisions.

DULY AND REGULARLY ADOPTED THIS ____DAY OF SEPTEMBER, 2018.

MARK B. MENDIOLA
Chairman, Guam Education Board

JON J.P. FERNANDEZ
Executive Secretary

DRAFT

New Business

Doc. No. 34GL-18-2341

DEPARTMENT OF EDUCATION
OFFICE OF THE SUPERINTENDENT

www.gdoe.net
501 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

September 20, 2018

MEMORANDUM

TO: Chairman and Members, Guam Education Board

FROM: Superintendent of Education

RE: Education Financial Supervisory Commission, Declaration of Financial Status Designations, Code C-Watch, Corrective Financial Recovery Plan for 2018 Fiscal Year to Date: June 2018 and July 2018.

The Education Financial Supervisory Commission (EFSC) issued Declarations of Financial Status Designation (FSD) on August 23, 2018 for the months of June 2018 and July 2018. A Code C-Watch has been issued for budget object category 361 Power for June and 361 Power for July. The EFSC FSD for June 2018 and July 2018 was received by the Guam Education Board (GEB) office on September 17, 2018. The EFSC summary spreadsheets for the June 2018 and July 2018 FSDs are attached.

The Corrective Financial Recovery Plan as required by law follows below. This plan must be provided to the Guam Education Board within twenty (20) working days of receipt of the EFSC issued Watch. The GEB shall review, modify and approve by resolution, the Financial Recovery Plan and submit it to the EFSC within fifteen (15) working days of receipt from the Superintendent of Education.

Code C-Watch Corrective Financial Recovery Plan
In summary and pursuant to the FY18 Spending Plan as approved by GEB Resolution 2017-15, GDOE anticipates reoccurring C-Watches (projected shortfalls) in a number of operational object classes for the remainder of the fiscal year. The Corrective Financial Recovery Plan to remedy these C-Watches throughout the fiscal year is to transfer funding from personnel lapses on a quarterly basis.

361 Power
The projected shortfall, $654,588 for the period ending June 30, 2018 and adjusted $414,264 projected lapse for the period ending July 31, 2018 is the result of the timing of payments for power expenses; and the use of accruals and non-re-occurring expenses ($2,915.08) in the calculation of projected remaining expenditures.

The following table reflects the recalculation, further adjusting the projected shortfall to $236,134.74, based on an adjusted YTD Actuals of $10,393,721.46 and excluding $2,915.08 (late charges and work orders which are one-time expenses) in projecting remaining expenses for August and September.

		Allotment	YTD Expense	Project Remain	Lapse/Shortfall	%
1	**EFSC July FSD**	12,235,748.00	10,541,676.00	2,108,335.20	(414,263.20)	-3.39%
	a1 Actual		10,393,721.46			
	a2 Non Reoccurring Expense		(2,915.08)			
2	**Recalculate**	12,235,748.00	10,393,721.46	2,078,161.28	(236,134.74)	-1.93%
	a3 Aug Budget Modification	95,000.00				
3	**Adjustment w/Mod**	12,330,748.00	10,393,721.46	2,078,161.28	(141,134.74)	-1.14%

We would note, adjustments to YTD expenditures are captured and reflected in the financials, and in each monthly financial updates, as accruals are posted and reversed and actual expenses are posted and paid. A budget modification $95,000 in August 2018 was also processed, increasing overall power allotments from $12,235,743 to $12,330,743 to address the FSD C-Watch and projected shortfall.

The corrective actions necessary for the remediation of the EFSC Financial Status Designations (FSD) are being addressed through the budget modifications. A resolution (Resolution No. 2018-17) has been prepared outlining above for the GEB approval in the next regular meeting and is attached for review. Please let me know if you would like to discuss this matter in greater detail.

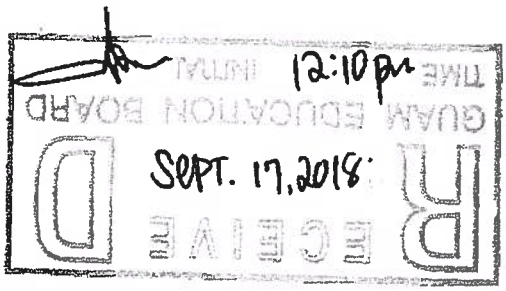
JON J.P. FERNANDEZ

Attachments

cc: Deputy Superintendent of Finance and Administrative Services

GDOE Education Financial Supervisory Commission

September 14, 2018



Mr. Mark B. Mendiola
Chairman
Guam Education Board
P.O. Box DE
Hagåtña, Guam 96932

RE: Declaration of Financial Status Designation

Dear Chairman Mendiola,

Please find herein the June and July 2018 Declaration of Financial Status Designations (FSD) by the GDOE Education Financial Supervisory Commission (EFSC).

Should you have any questions or concerns please do not hesitate to contact me at (671) 475-9412.

Sincerely,

Lester L. Carlson, Jr.
Chair
GDOE Education Financial Supervisory Commission

Cc: EFSC Members:
Artemio Hernandez, Vice-Chair, Director – Office of Finance and Budget
Benjamin J. Cruz, Member, Public Auditor
Edward Birn, Member, Director – Department of Administration

Authority: 17GCA, Article 1, Chapter 3, §3133 creates the Guam Department of Education Financial Supervisory Commission (EFSC) as an independent body to assist the GDOE and the Guam Education Board (GEB) with the task of monitoring and managing all public education financial resources. The EFSC's primary role is to monitor the financial health of the GDOE by developing and supervising a financial status designation of GDOE finances.

Declaration of Financial Status Designation

Fiscal Year-to-Date: 10/1/2017 to 06/30/2018

The GDOE Education Financial Supervisory Commission pursuant to Article 1, Chapter 3, §3133(c)(6) of Title 17, Guam Code Annotated hereby issues a CODE C – Watch indicating that the Guam Department of Education (GDOE) has a negative variance report exceeding two percent (2%) of the approved budget amount when combining year-to-date actual and annualized projections at the time of reporting for budgetary object categories:

361 Power

Month of June 2018

The GDOE Education Financial Supervisory Commission pursuant to Article 1, Chapter 3, §3133(c)(6) of Title 17, Guam Code Annotated hereby issues a CODE B – Warning indicating that the GDOE has a negative variance report exceeding ten percent (10%) of the year-to-date budgeted amount in an expense category or five percent (5%) in aggregate at the time of reporting for budgetary object categories:

None

Required Action

CODE C - Watch. The Superintendent of Education, in conjunction with the Deputy Superintendent of Finance, shall submit a Corrective Financial Recovery Plan to eliminate Watch conditions within twenty (20) working days of an EFSC-issued Watch to the GEB. The GEB shall review, modify and approve by resolution the corrective Financial Recovery Plan and submit it to the EFSC within fifteen (15) working days of receipt from the Superintendent of Education.

CODE B - Warning. The Superintendent of Education, in conjunction with the Deputy Superintendent of Finance, shall submit an explanation of variance within five (5) working days of an EFSC Warning to the GEB and EFSC that explains each expenditure category above the approved budget amount as outlined in the Fiscal Year 2018 twelve (12)-month Expenditure Operations Plan.

The designations declared as defined in Article 1, Chapter 3, §3133(d) of Title 17, Guam Code Annotated were unanimously assigned on August 23, 2018. Accordingly, on behalf of the EFSC, this report is hereby submitted and filed with the **Guam Education Board Members, GDOE Superintendent, GDOE Deputy Superintendent of Finance, *I Maga'låhen Guåhan,* the Speaker of *I Liheslaturan Guåhan,* and Members of the EFSC.**

Doc. No. 34GL-18-2341.

Authority: 17GCA, Article 1, Chapter 3, §3133 creates the Guam Department of Education Financial Supervisory Commission (EFSC) as an independent body to assist the GDOE and the Guam Education Board (GEB) with the task of monitoring and managing all public education financial resources. The EFSC's primary role is to monitor the financial health of the GDOE by developing and supervising a financial status designation of GDOE finances.

Declaration of Financial Status Designation

Fiscal Year-to-Date: 10/1/2017 to 07/31/2018

The GDOE Education Financial Supervisory Commission pursuant to Article 1, Chapter 3, §3133(c)(6) of Title 17, Guam Code Annotated hereby issues a CODE C – Watch indicating that the Guam Department of Education (GDOE) has a negative variance report exceeding two percent (2%) of the approved budget amount when combining year-to-date actual and annualized projections at the time of reporting for budgetary object categories:

361 Power

Month of July 2018

The GDOE Education Financial Supervisory Commission pursuant to Article 1, Chapter 3, §3133(c)(6) of Title 17, Guam Code Annotated hereby issues a CODE B – Warning indicating that the GDOE has a negative variance report exceeding ten percent (10%) of the year-to-date budgeted amount in an expense category or five percent (5%) in aggregate at the time of reporting for budgetary object categories:

None

Required Action

CODE C - Watch. The Superintendent of Education, in conjunction with the Deputy Superintendent of Finance, shall submit a Corrective Financial Recovery Plan to eliminate Watch conditions within twenty (20) working days of an EFSC-issued Watch to the GEB. The GEB shall review, modify and approve by resolution the corrective Financial Recovery Plan and submit it to the EFSC within fifteen (15) working days of receipt from the Superintendent of Education.

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The designations declared as defined in Article 1, Chapter 3, §3133(d) of Title 17, Guam Code Annotated were unanimously assigned on August 23, 2018. Accordingly, on behalf of the EFSC, this report is hereby submitted and filed with the **Guam Education Board Members, GDOE Superintendent, GDOE Deputy Superintendent of Finance, *I Maga'låhen Guåhan,* the Speaker of *I Liheslaturan Guåhan,* and Members of the EFSC.**

Doc. No. 34GL-18-2341.

Education Financial Supervisory Commission Fiscal Year 2018 Financial Status Designation Report - DRAFT

Department: Guam Department of Education
Fund: Consolidated Local Funds
Account No.: ALL

Budget Act(s): P.L. 34-42
YTD Exp.Date 6/30/2018

A	B	C	D	E	F	G	H	I	J
Account Code	Budget Act(s) Appropriations	Reserve	Allotments	GDOE YTD Expenditures	Manual Adjustment	Projected Remaining Expenditures	Projected Lapse/ (Shortfall)	CODE	Encumbrances
111 Salary	132,829,925	0	132,829,925	98,780,665	0	35,199,753	(1,150,493)	A-Stable	0
112 OT	80,000	0	80,000	7,241	0	2,667	70,092	A-Stable	0
113 Benefits	49,387,816	0	49,387,816	34,583,097	0	12,284,650	2,520,068	A-Stable	0
Total Personnel	**182,297,741**	**0**	**182,297,741**	**133,371,003**	**0**	**47,487,070**	**1,439,667**	**A-Stable**	**0**
220 Travel	17,000	0	17,000	7,043	0	2,348	7,609	A-Stable	0
230 Contract	20,559,974	0	20,559,974	14,634,035	(2,151,366)	4,160,584	3,916,720	A-Stable	4,453,679
233 Rent	0	0	0	0	0	0	0	A-Stable	0
240 Supplies	2,711,244	0	2,711,244	575,559	0	191,553	1,944,131	A-Stable	422,610
250 Equipment	2,408,981	0	2,408,981	762,973	0	254,324	1,391,683	A-Stable	25,532
270 Wkrs Comp	0	0	0	0	0	0	0	A-Stable	0
271 Drug Testing	0	0	0	0	0	0	0	A-Stable	0
290 Misc.	185,000	0	185,000	66,013	0	22,004	96,982	A-Stable	0
361 Power	12,235,748	0	12,235,748	9,667,752	0	3,222,584	(654,588)	C-Watch	0
362 Water	3,215,685	0	3,215,685	1,826,085	0	608,695	780,905	A-Stable	0
363 Telephone	321,844	0	321,844	155,848	0	51,949	114,046	A-Stable	54,582
450 Cap. Outlay	764,040	0	764,040	5,128,200	(5,128,200)	0	764,040	A-Stable	0
Total Operations	**42,419,516**	**0**	**42,419,516**	**32,823,510**	**(7,279,566)**	**8,514,043**	**8,361,529**	**A-Stable**	**4,956,402**
GRAND TOTAL	**224,717,257**	**0**	**224,717,257**	**166,194,514**	**(7,279,566)**	**56,001,113**	**9,801,196**	**A-Stable**	**4,956,402**

	Monthly Variance				Year-to-Date Variance			
Account Code	12-Month Operations BUDGET	Monthly ACTUALS	Variance	CODE	12-Month Operations BUDGET	Year-to-Date ACTUALS	Variance	CODE
111 Salary	15,736,275	15,292,992	443,282	A-Stable	102,259,150	98,780,665	3,478,485	A-Stable
112 OT	9,231	125	9,106	A-Stable	61,538	7,241	54,298	A-Stable
113 Benefits	5,707,712	5,179,846	527,866	A-Stable	37,513,497	34,583,097	2,930,400	A-Stable
Total Personnel	**21,453,217**	**20,472,963**	**980,254**	**A-Stable**	**139,834,185**	**133,371,003**	**6,463,182**	**A-Stable**
220 Travel	1,143	579	564	A-Stable	13,461	7,043	6,417	A-Stable
230 Contract	1,780,470	592,755	1,187,715	A-Stable	16,971,692	12,482,670	4,489,023	A-Stable
233 Rent	0	0	0	A-Stable	0	0	0	A-Stable
240 Supplies	195,401	47,748	147,653	A-Stable	2,045,526	575,559	1,469,967	A-Stable
250 Equipment	231,156	6,315	224,841	A-Stable	2,141,883	762,973	1,378,910	A-Stable
270 Wkrs Comp	0	0	0	A-Stable	0	0	0	A-Stable
271 Drug Testing	0	0	0	A-Stable	0	0	0	A-Stable
290 Misc.	100,000	127	99,873	A-Stable	185,000	66,013	118,987	A-Stable
361 Power	1,030,886	1,299,554	(268,669)	B-Warning	9,143,091	9,667,752	(524,661)	A-Stable
362 Water	377,100	198,581	178,519	A-Stable	2,498,309	1,826,085	672,224	A-Stable
363 Telephone	36,726	17,328	19,397	A-Stable	210,530	155,848	54,682	A-Stable
450 Cap. Outlay	323,055	0	323,055	A-Stable	704,590	0	704,590	A-Stable
Total Operations	**4,075,937**	**2,162,988**	**1,912,949**	**A-Stable**	**33,914,083**	**25,543,945**	**8,370,138**	**A-Stable**
GRAND TOTAL	**25,529,154**	**22,635,951**	**2,893,203**	**A-Stable**	**173,748,268**	**158,914,948**	**14,833,320**	**A-Stable**

Notes:

Column C - There are no Reserve amounts pursuant to P.L. 33-185.
Column F - Manual Adjustments $7,279,566 related to the JFK CapFA expenditure not included in the appropriations to the GDOE in Column B.
The 12-Month Operations data excludes $20,564,000 in appropriations for Charter Schools ($8,060,000), projected Child Nutrition Reimbursement & Cash Collections ($12,504,000).

Definitions:

A-Stable: indicating that the GDOE has positive variance reports in all budgeted expense categories at the time of reporting.
B-Warning: indicating that the GDOE has a negative variance report exceeding ten percent (10%) of the year-to-date budgeted amount in an expense category or five percent (5%) in aggregate at the time of reporting for budgetary object categories.
C-Watch: indicating that the GDOE has a negative variance report exceeding two percent (2%) of the approved budget amount when combining year-to-date actual and annualized projections at the time of reporting for budgetary object categories.

Education Financial Supervisory Commission Fiscal Year 2018 Financial Status Designation Report - DRAFT

Department: Guam Department of Education
Fund: Consolidated Local Funds
Account No.: ALL

Budget Act(s): P.L. 34-42
YTD Exp.Date 7/31/2018

A	B	C	D	E	F	G	H	I	J
Account Code	Budget Act(s) Appropriations	Reserve	Allotments	GDOE YTD Expenditures	Manual Adjustment	Projected Remaining Expenditures	Projected Lapse/ (Shortfall)	CODE	Encumbrances
111 Salary	132,829,925	0	132,829,925	107,669,911	0	25,325,203	(165,189)	A-Stable	0
112 OT	80,000	0	80,000	7,631	0	1,815	70,554	A-Stable	0
113 Benefits	48,751,553	0	48,751,553	37,950,300	0	8,838,893	1,962,360	A-Stable	0
Total Personnel	**181,661,478**	**0**	**181,661,478**	**145,627,843**	**0**	**34,165,911**	**1,867,724**	**A-Stable**	**0**
220 Travel	17,000	0	17,000	7,043	0	1,409	8,548	A-Stable	0
230 Contract	21,522,979	0	21,522,979	16,326,091	(2,151,366)	2,834,762	4,513,492	A-Stable	3,898,521
233 Rent	0	0	0	0	0	0	0	A-Stable	0
240 Supplies	2,704,843	0	2,704,843	397,023	0	79,109	2,228,711	A-Stable	556,186
250 Equipment	2,415,431	0	2,415,431	765,142	0	153,028	1,497,261	A-Stable	112,460
270 Wkrs Comp	0	0	0	0	0	0	0	A-Stable	0
271 Drug Testing	0	0	0	0	0	0	0	A-Stable	0
290 Misc.	185,000	0	185,000	66,271	0	13,254	105,475	A-Stable	0
361 Power	12,235,748	0	12,235,748	10,541,676	0	2,108,335	(414,264)	C-Watch	0
362 Water	2,888,894	0	2,888,894	1,997,343	0	399,469	492,082	A-Stable	0
363 Telephone	321,844	0	321,844	173,182	0	34,636	114,026	A-Stable	37,249
450 Cap. Outlay	764,040	0	764,040	5,128,200	(5,128,200)	0	764,040	A-Stable	0
Total Operations	**43,055,779**	**0**	**43,055,779**	**35,401,972**	**(7,279,566)**	**5,624,002**	**9,309,371**	**A-Stable**	**4,604,416**
GRAND TOTAL	**224,717,257**	**0**	**224,717,257**	**181,029,815**	**(7,279,566)**	**39,789,913**	**11,177,095**	**A-Stable**	**4,604,416**

	Monthly Variance				Year-to-Date Variance			
Account Code	12-Month Operations BUDGET	Monthly ACTUALS	Variance	CODE	12-Month Operations BUDGET	Year-to-Date ACTUALS	Variance	CODE
111 Salary	10,158,815	8,889,246	1,269,569	A-Stable	112,417,965	107,669,911	4,748,054	A-Stable
112 OT	6,154	390	5,763	A-Stable	67,692	7,631	60,061	A-Stable
113 Benefits	3,310,260	3,370,617	(60,357)	A-Stable	40,823,756	37,950,300	2,873,456	A-Stable
Total Personnel	**13,475,229**	**12,260,254**	**1,214,975**	**A-Stable**	**153,309,414**	**145,627,843**	**7,681,571**	**A-Stable**
220 Travel	1,143	0	1,143	A-Stable	14,604	7,043	7,560	A-Stable
230 Contract	2,708,218	1,703,496	1,004,722	A-Stable	19,679,911	14,174,726	5,505,185	A-Stable
233 Rent	0	0	0	A-Stable	0	0	0	A-Stable
240 Supplies	199,991	59,623	140,368	A-Stable	2,245,517	397,023	1,848,494	A-Stable
250 Equipment	153,616	2,360	151,256	A-Stable	2,295,499	765,142	1,530,357	A-Stable
270 Wkrs Comp	0	0	0	A-Stable	0	0	0	A-Stable
271 Drug Testing	0	0	0	A-Stable	0	0	0	A-Stable
290 Misc.	0	258	(258)	B-Warning	185,000	66,271	118,729	A-Stable
361 Power	1,030,886	873,924	156,962	A-Stable	10,173,977	10,541,676	(367,700)	A-Stable
362 Water	181,500	171,258	10,242	A-Stable	2,679,809	1,997,343	682,466	A-Stable
363 Telephone	36,726	17,333	19,392	A-Stable	247,256	173,182	74,074	A-Stable
450 Cap. Outlay	0	0	0	A-Stable	704,590	0	704,590	A-Stable
Total Operations	**4,312,079**	**2,828,252**	**1,483,827**	**A-Stable**	**38,226,161**	**28,122,406**	**10,103,755**	**A-Stable**
GRAND TOTAL	**17,787,307**	**15,088,505**	**2,698,802**	**A-Stable**	**191,535,575**	**173,750,249**	**17,785,326**	**A-Stable**

Notes:

Column C - There are no Reserve amounts pursuant to P.L. 33-185.
Column F - Manual Adjustments $7,279,566 related to the JFK CapFA expenditure not included in the appropriations to the GDOE in Column B.
The 12 Month Operations data excludes $20,564,000 in appropriations for Charter Schools ($8,060,000), projected Child Nutrition Reimbursement & Cash Collections ($12,504,000).

Definitions:

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C-Watch: indicating that the GDOE has a negative variance report exceeding two percent (2%) of the approved budget amount when combining year-to-date actual and annualized projections at the time of reporting for budgetary object categories.

GUAM EDUCATION BOARD
RESOLUTION NUMBER 2018-17

Introduced by: **Guam Education Board Members**

RELATIVE TO APPROVING THE CORRECTIVE FINANCIAL RECOVERY PLAN PREPARED IN RESPONSE TO THE CODE C-WATCH ISSUED BY THE EDUCATION FINANCIAL SUPERVISORY COMMISSION FOR THE MONTHS OF JUNE AND JULY 2018

WHEREAS, 17 GCA Chapter 3 §3133 established the Education Financial Supervisory Commission (EFSC) to develop financial performance indicators that produce a monthly financial designation status for the Guam Department of Education (GDOE); and

WHEREAS, on August 23, 2018, the EFSC issued Declaration of Financial Status Designation (FSD) for June and July 2018; and issued a Code C-Watch for budget object category 361 Power for both periods and ending July 31, 2018; and

WHEREAS, 17 GCA Chapter 3 §3133(d)(3) defines Code C-Watch as a negative variance report exceeding two percent (2%) of the approved budget amount when combining year-to-date actual and annualized projections at the time of reporting; and

WHEREAS, the June and July 2018 EFSC FSD was transmitted and received by the Guam Education Board (GEB) office on September 17, 2018; and

WHEREAS, 17 GCA Chapter 3 §3133(e)(3) requires that the GEB review, modify and approve by resolution the Corrective Financial Recovery Plan (CFRP) and submit it to the EFSC within fifteen (15) working days of receipt from the Superintendent of Education; and

WHEREAS, on September 20, 2018 the Superintendent of Education provided CFRP to the GEB to address the projected $414,264 Code C-Watch shortfall in power for the year to date period ending July 31, 2018; adjusting the projected shortfall to $236,134.74 and processing a budget modification to address the adjusted/projected shortfall;

NOW THEREFORE BE IT RESOLVED, that the Guam Education Board approves the Corrective Financial Recovery Plan submitted to the Board on September 20, 2018 by the Superintendent of Education; and

BE IT FURTHER RESOLVED, that a copy of this Resolution 2018-17 be transmitted to the EFSC.

DULY AND REGULARLY ADOPTED BY THE GUAM EDUCATION BOARD ON THIS _____ DAY OF _____ 2018.

MARK B. MENDIOLA
Chairman, Guam Education Board

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

Descriptor Term:	Descriptor Code:	Issued Date:
	125.3	10/29/13
DISTRIBUTION OF BOARD MEETING MATERIALS	Rescind:	Issued:

BOARD POLICY

The Superintendent of Education shall distribute all information on **action items** to each Board member, advisory council and commission, etc, not less than seventy-two (72) hours prior to the date of the meeting at which the action is to be taken.

ADOPTED: Board of Education 04/24/73
REVISED: 10/02/79; **10/29/13**

Descriptor Term:	Descriptor Code:	Issued Date:
	130	Nov. 14, 2018
BOARD WORK SESSIONS	Rescind:	Issued:

ACTUAL

BOARD POLICY

The Board may hold a work session for its respective committees. Work sessions may be held for purposes including but not limited to orientation, training, preparation of reports or proposals and discussion of issues provided that there is no "action taken" as defined in the Open Government Law. Work sessions shall be duly scheduled and published on the Guam Education Policy Board webpage at www.gdoe.net/gepb.

No quorum requirements apply to work sessions.

ADOPTED: Board of Education 10/02179 REVISED: 11/14/07

PROPOSED

BOARD POLICY

The Board may hold a work session for its respective committees. Work sessions may be held for purposes including but not limited to orientation, training, preparation of reports or proposals and discussion of issues provided that there is no "action taken" as defined in the Open Government Law. Board packets for a work session shall be distributed electronically to board members no later than 24 hours prior to the start of the work session. Work sessions shall be duly scheduled and published on the Guam Education ~~Policy~~ Board official website ~~page at www.gdoe.net/gepb~~.

No quorum requirements apply to work sessions.

Descriptor Term:	Descriptor Code:	Issued Date:
	210.1	08/07/79
ADMINISTRATIVE PERSONNEL - COMPENSATION AND CONTRACTS	Rescind: CGA	Issued: 02/06/79

Board Policy

Administrative appointments shall be made by the Superintendent subject to the approval of the Board.

All contacts shall be signed by the Chairperson of the Board prior to issuance.

ADOPTED: Board of Education 04/23/73

At the time the Superintendent submits an appointment to the Board for approval, the Superintendent shall also submit a list of the three candidates who garnered the highest scores in the interview for the position.

Special Contracts

Special contracts shall be entered into only after regular employment procedures to fill a Civil Service Commission approved position have been exhausted by the Associate Superintendent, Personnel. The only exceptions are contracts for the position of Superintendent of Education and the position of Legal Counsel to the Department of Education.

Special contracts shall be renewed only after the Associate Superintendent, Personnel, has again exhausted every effort to fill the Civil Service Commission approved position following regular employment procedures.

ADOPTED: Board of Education 02/06/79

Executive Session

Doc No. 34GL-18-2341